INTRODUCTION OF GUESTS

- President Blakeslee thanked Dr. Dan Jones, Chancellor of The University of Mississippi, for hosting the October Board meeting and for the excellent dinner last night. Chancellor Jones welcomed the Board Members, presidents, and staff members to his campus.
- President Blakeslee welcomed the Student Government Association officers: Ms. Alanna Ferguson, President at Delta State University; Mr. Tim Mbogo, Vice President at Mississippi University for Women; Ms. Kim Dandridge, President at The University of Mississippi; and Mr. Jake Lancaster, President at The University of Mississippi Medical Center.

PRESENTATION

Dr. Al Rankins, Associate Commissioner of Academic and Student Affairs, gave a presentation about System Online Program Offerings.

APPROVAL OF THE MINUTES

On motion by Trustee Hooper, seconded by Trustee Dye, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on September 20, 2012.

CONSENT AGENDA

On motion by Trustee Pickering, seconded by Trustee Owens, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

ACADEMIC AFFAIRS

1. **System** - Approved the establishment of the following new academic units in accordance with Board Policy 501 Academic Programs and Units.
a. UM - The University of Mississippi Clinical-Disaster Research Center (UM-CDRC). The Center, a research, teaching/training, and service center in the Department of Psychology, College of Liberal Arts, will support the university’s mission by its impact on the welfare of individuals in the state and region that are experiencing emotional and economic pain due to disasters such as hurricanes, oil spills, etc. The anticipated cost for the Center will average $29,663 annually. No new funding is associated with the Center; external funding will be sought to support programming.

b. UMMC - The Behavioral Center for Children, Adolescent, and Youth (CAY). The Center will provide centralized services to young Mississippians from birth to age 25 by provide education, research, and clinical services. The Center will coordinate existing services within the structure of UMMC, with no additional costs incurred. An annual cost estimate of $180,000 for the first year of running the CAY Center would be born entirely by clinical billing. No new funding is associated with the Center; external funding will be sought to support programming.

c. USM - The Institute for Collaborative Research and Engagement. The Institute, to be located in the College of Arts & Letters, will expand the college’s capacity to pursue major multi- and interdisciplinary research initiatives and help capitalize on the expertise of researchers in Arts & Letters to best serve the College, the University, and the region. The anticipated cost for the Center will average $54,419 annually. No new funding is associated with the Institute; external funding will be sought to support programming.

d. USM - The USM Center for Gulf Studies. The Center, which will serve as the framework for new, long-term research and socioeconomic initiatives along the Mississippi Gulf coast, aims to bring science-based technological solutions to bear on both chronic and acute stressors such as oils spills, and hurricanes; and to optimize sustainable use of its important resources without sacrifice of the Gulf’s health. A one-time investment from the Office of the Vice-Provost for Research in the amount of $300,000 will establish the Center. No new funds are associated with the establishment of the Center.

2. System - Approved the following academic unit modifications in accordance with Board Policy 502 New Academic Programs and Units.

REORGANIZE

a. JSU to combine the Department of Mass Communications and the Department of Speech Communication and Theatre and to name the combined unit the Department of Communications. In an effort to streamline administrative oversight and associated costs, the restructuring allows for the reorganization of departments with homogeneous degree programs and faculty. No new funding is requested; minimal cost for signage will be covered with existing funds; minimal cost for signage will be covered with existing funds.

b. JSU to combine the College of Education and Human Development and the School of Lifelong Learning and to name the combined unit the College of Education and Human Development; Division of Academic Affairs. The Division of Academic Affairs is reorganizing to include an Assistant Provost responsible for the BS Degree Program in Professional Interdisciplinary Studies and Extended Learning, which includes the Department of Continuing Professional Studies and the Center for Adult and Continuing Education. The School of Lifelong Learning serves to meet the needs of present day workforce and adult learners, allowing participants to work with academic advisors to customize students that meet their personal needs while taking into consideration family and
employment responsibilities. The School of Lifelong Learning provides instruction and training services meeting the needs of non-traditional students who require classes during the evening, weekends, and those available through technological innovations. The College of Education and Human Development will continue operating with the Dean and Associate Dean reporting to the Provost/Vice President for Academic Affairs. No new funding is requested; minimal cost for signage will be covered with existing funds.

REORGANIZE AND RENAME
c. UM to reorganize the McLean Institute by expanding its scope and to rename the Institute to the McLean Institute for Public Service and Community Engagement. The expanded scope of the McLean Institute will dramatically increase the number of faculty and student involved in community service projects, organize and expand volunteerism, service-learning, community-based research, social entrepreneurship, and community development projects. The anticipated cost for the Center will average $166,667 annually. Funding in the amount of $450,000 has already been secured through private donors. No new funding is requested; the Institute will be largely supported by a recently received gift to the university.

RENAME
d. DSU to rename the College of Education to the College of Education and Human Sciences. The College of Education prepares both candidates in the education field and the human sciences. The name change more accurately reflects the range of preparation available to candidates enrolled in the varied programs within the College. No new funding is requested; minimal cost for signage will be covered with existing funds.

e. USM to rename the Department of Acute Care to the Department of Collaborative Nursing Care. The name change better represents the programs housed in the department and reflects the expertise of the faculty. No additional cost is associated with the name change; minimal cost for signage will be covered with existing funds.

f. USM to rename the Department of Care Coordination to the Department of Advanced Practice. The name change better represents the programs housed in this department and reflects the expertise of the faculty. No additional cost is associated with the name change; minimal cost for signage will be covered with existing funds.

g. USM to rename the Department of Leadership to the Department of Systems Leadership and Health Outcomes. The name change better represents the programs housed in this department and reflects the expertise of the faculty. No additional cost is associated with the name change; minimal cost for signage will be covered with existing funds.

3. System - Approved the following program modification in accordance with Board Policy 503 Program Modifications.

a. MVSU to consolidate the Bachelor of Science in English Education (CIP 13.1305), Bachelor of Math Education (CIP 13.1311), Bachelor of Science Education (CIP 13.1399), and Bachelor of Social Science Education (CIP 13.1317) into the Bachelor of Science in Secondary Education (CIP 13.1205) degree. The Secondary Education degree is an administered through the Department of Education in the College of Professional Studies and Education. Students will complete 124 credit hours to include field experiences and an internship, thus meeting certification standards to gain teaching licensure. No new funding is requested and current education faculty is sufficient to provide instruction.
FINANCE

4. ASU - Approved the initiation of the following agreements with Enterprise FM Trust and Enterprise Fleet Management, Inc. for: 1) a Master Equity Lease Agreement for a customized fleet leasing and management services program, 2) a Maintenance Agreement for the provision of preventative maintenance services for covered fleet vehicles and 3) a Service Agreement that establishes specific contract terms and conditions. Currently the university owns a fleet of 121 vehicles with mileage averaging 144,000 miles each and ranging in age from 8 to 21 years. Due to this advanced age and mileage of the vehicles, most of the fleet have become inefficient, unreliable, and costly to maintain. ASU intends to reduce the size of its fleet from 121 to 82 vehicles by disposing of 103 of the current higher mileage, older vehicles and acquiring sixty four new vehicles through an open-ended lease program. The lease agreement will result in ASU obtaining ownership of each vehicle at the end of the lease term. There are three separate but related agreements. 1) Master Equity Lease Agreement: The lease agreement under which ASU may order vehicles is for a five year period - November 1, 2012 through October 31, 2017. The primary term of the agreement is for a one year period – November 1, 2012 through October 31, 2013. The agreement may be renewed annually for up to four years, or through October 31, 2017. 2) Service Agreement: The term of the service agreement correlates with the term of the Master Equity Lease Agreement. 3) Maintenance Agreement: This agreement is for a five year period which will commence on the delivery date of each vehicle leased pursuant to the Master Equity Lease Agreement and continue on through the lease term. The projected cost for the five year contract term is approximately $1,467,880 for lease, maintenance, and title and registration expenses. The annual cost will vary depending upon the current cost for vehicles incorporated into the fleet for a particular year. The agreement will be funded by E & G funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

5. JSU - Approved the amendment of the professional services agreement with Aramark Educational Services, LLC (Aramark) to obtain an additional $500,000 towards the completion of the Burger King kiosk. This would bring the total commitment paid by Aramark for facility upgrades to $3.61 million. The additional $500,000 would be used to add sprinklers to the kiosk, the addition of a patio, HVAC improvements, and specialty flooring. No other changes to the original contract terms are expected. The original contract length was approved for ten years – July 1, 2011 through June 30, 2021. This amendment will become effective on November 1, 2012. The end date of the contract will remain the same. This revenue contract amendment will generate an additional $500,000 to the university thereby increasing the total projected revenue from the original $23,982,919 to $24,482,919 over the ten-year life of the contract. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

6. MSU - Approved the request to enter into an agreement with Waste Pro of Mississippi, Inc. d/b/a Mississippi Industrial Waste – A Waste Pro Company to remove waste and recyclable material from university property in Oktibbeha County. The intent is to move as much material as possible into the recycling stream. By having one company provide both services, MSU believes that waste pickups will be decreased while recycling will be increased, thus reducing the costs associated with waste disposal at the local landfill. The contract period is nine years – January 1, 2013 through December 31, 2021. This includes an initial three-year period and an option to renew, upon mutual agreement of both parties, for up to three additional 24-month periods. The calculated cost estimate is based on past usage related to the number of lifts and containers. It is projected that the annual cost will be approximately $297,261.60, and the three-year cost will be approximately $891,784.80.
The maximum nine-year contract period cost will be approximately $2,675,354.40. MSU will evaluate the status of the contractual relationship at the end of the initial three-year period and the remaining scheduled renewal periods and reserves the right to terminate the relationship. If MSU or the contractor pursues termination, IHL will be notified. Funds are available from general funds (MSU Facilities Management). The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

7. **MUW** - Approved the creation of the Mississippi University for Women Educational Building Corporation (EBC) and the related articles of incorporation in the state of Mississippi in accordance with Miss. Code Ann. §37-101-61 and Board Policy 906 Educational Building Corporations. The EBC will be used as the conduit to issue debt for facilities projects approved by the Board of Trustees. Jones, Walker, Waechter, Poitevent, Carrère & Denège L.L.P. will serve as counsel for incorporation of the EBC. MUW has made no request to issue debt through the EBC at this time. The pertinent documents which have been reviewed and approved by the Attorney General’s Office are on file at the Board Office.

8. **UM** - Approved the request to enter into a contract with Event Operations Group, Inc. for staff to perform athletic game day duties including, but not limited to, guest services, ticket taking, ushering, parking, and event staff operations. The contract period is October 19, 2012 through June 30, 2017. Upon Board approval the contract may be renewed for additional one-year periods. The annual contract cost is estimated between $400,000 and $500,000. The total expected cost for the five-year contract period is between $2 million to $2.5 million. Approval is granted based on the $2.5 million estimate. Funds are available from athletic revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

9. **UMMC** - Approved the request to enter into an agreement with CareFusion Solutions, LLC, formerly Cardinal Health Solutions, Inc. for the purchase of the proprietary disposable intravenous therapy supplies for the CareFusion IV pumps currently used by UMMC. The term of the agreement is for five years – November 1, 2012 through October 31, 2017. The total estimated contract cost for the five-year contract is $5,806,804.20. UMMC anticipates paying approximately $96,780.07 monthly or $1,161,360.84 annually. The estimates are based on past purchasing history. In order to receive the discounted pricing for the supplies, UMMC intends to commit to spending at least $1,112,131 yearly for supplies. Purchasing at this tier will result in an approximate savings of $47,777 monthly throughout the term of the contract. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

10. **UMMC** - Approved the request to enter into an agreement with Central Parking System of Mississippi, LLC for the provision and management of staff for Parking Garages A and B, and Parking Lots 17 and 21 on the main campus. The total term of the agreement is for five years – November 1, 2012 through October 31, 2017. The initial term of the agreement is for three years – November 1, 2012 through October 31, 2015 with the option to renew for two additional one-year terms upon mutual agreement of the parties. The overall estimated cost for the five-year contract term is $2,543,925.60. UMMC will pay $39,930 monthly or $479,160.00 for the first twelve months of the agreement. The following four years are subject to an annual rate adjustment which will not exceed the Consumer Price Index for All Urban Consumers, U.S. City Average, as released by the U.S. Labor Department, Bureau of Labor Statistics. Such a rate increase must be agreed upon by the parties. A breakdown of the costs assuming an annual increase of 3% after year 1 of the agreement is included in the bound October 18, 2012 Board Working File. Funds are available from
11. **UMMC** - Approved the request to enter into a reagent rental agreement with Hologic, Inc. for testing supplies and instruments for UMMC’s Cytopathology Department. Under the agreement Hologic will provide usage and maintenance of pap testing equipment and maintenance for one piece of UMMC-owned equipment in return for a commitment by the university to purchase a minimum amount of ThinPrep Papanicolaou anatomic preparation reagent. The rental fee for the equipment covers the purchase of reagent supplies (kits) used in conjunction with the equipment. The term of the agreement is five years – December 1, 2012 through November 30, 2017. The total contract cost for the five-year contract term is estimated to be $1,079,957.25. Of this amount, $1,022,400 is the cost of the testing supplies that the university is committing to purchase, and $57,557.25 is the cost of optional lab and physician’s kits that UMMC anticipates purchasing. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

12. **UMMC** - Approved the request to enter into an agreement with Mall Services, LLC to provide armed security guards between the hours of 7 a.m. and 6 p.m., Monday - Friday, at three guard stations to be designated in the areas surrounding the Ambulatory Services and Outpatient clinics located at the Jackson Medical Mall. The term of the agreement is for three years – November 1, 2012 through October 31, 2015. The estimated total cost for the three-year contract is $347,490 or $115,830 annually. This amount is based on the provision of 165 hours of security services weekly at a rate of $13.50 per hour. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

13. **UMMC** - Approved the request to enter into a lease agreement and a cost procedure schedule with Olympus America Inc. to provide diagnostic equipment and associated accessories to UMMC’s Adult GI Lab for performing digestive and pulmonary endoscopes in order to diagnose and treat digestive and pulmonary diseases. The term of the agreement is for two years – November 1, 2012 through October 31, 2014. The estimated total contract cost for the two-year contract term is $176,760. This amount is based on a cost per procedure of $24.55 for an estimated 7,200 procedures overall. In the event the number of procedures exceeds 7,200, UMMC will be permitted to use the equipment free of charge for such overages. In Year 1 of the agreement it is expected that 3,280 procedures will be performed for a total cost of $80,524. In Year 2 it is expected that 3,920 procedures will be performed for a total cost of $96,236. At the end of the two year lease term UMMC, at its option, may elect to purchase the leased equipment at a purchase price of fair market value. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

14. **UMMC** - Approved the request to enter into a reagent rental agreement with Roche Diagnostics Corporation for the usage and service of testing equipment for the hospital’s Clinical Laboratory in return for a commitment by UMMC to purchase a minimum annual amount of reagents and related consumables (kits). The rental fee for the equipment covers the purchase of the reagents and kits used in conjunction with the equipment. It is estimated that 12,270 tests will be performed each year using the purchased supplies. The term of the agreement is for five-years – November 1, 2012 through October 31, 2017. The total contract cost for the five-year contract term is estimated to be $1,254,068.25 for the purchase of the reagents and kits that UMMC anticipates purchasing above the minimum amount committed of $1,049,670.84. Beginning November 1, 2013 and each November 1st thereafter for the length of the agreement, and upon thirty days’ written notice, there
may be an annual rate adjustment in an amount not to exceed the increase in the Hospital and Related Services component of the Consumer Price Index for All Urban Consumers, U.S. City Average, as released by the U.S. Labor Department, Bureau of Labor Statistics. UMMC estimates a maximum rate adjustment of 4% yearly in the event Roche opts to impose a price adjustment on UMMC. A breakdown of the annual costs which includes an annual 4% increase effective year two of the contract and each year thereafter is included in the bound October 18, 2012 Board Working File. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

15. **UMMC** - Approved the request to enter into an agreement with Roche Diagnostics Corporation for 1) the lease of laboratory equipment and 2) purchase of equipment maintenance and associated supplies for chemistry and immunoassay testing. The primary purpose of the agreements is to modify the financing arrangements for currently leased laboratory equipment, chemical reagents, and related supplies that are currently purchased under a rental reagent agreement with Roche. In addition, UMMC worked with Roche to develop a Master Agreement under which UMMC may negotiate future Statements of Work or Product and/or Product Schedules with Roche attached to the Master Agreement; however, Board approval will be required. The term of the agreement is for five years – November 1, 2012 through October 31, 2017. The total estimated cost of the five year contract term is $12,363,215.55. This total includes 1) lease of laboratory equipment - $1,813,439.55, 2) purchase of equipment services - $1,595,241 and 3) purchase of reagents and supplies in the amount that UMMC anticipates purchasing above the minimum amount committed - $8,954,535. Under the Master Agreement Roche may annually adjust the rate for reagent and supply pricing after the first twelve months of the agreement and upon thirty days advance notice to UMMC. Such amount will not exceed the increase in the Hospital and Related Services component of the Consumer Price Index for All Urban Consumers, U.S. City Average, as released by the U.S. Labor Department, Bureau of Labor Statistics. UMMC estimates a maximum rate adjustment of 4% yearly in the event Roche opts to impose a price adjustment. In addition, UMMC will receive a Novation discount of 2.75% yearly toward the purchase price of the reagents and supplies. A breakdown of annual reagent and supply costs which includes the anticipated annual 4% increase effective Year 2 and the 2.75% rebate which is effective Year 1 is included in the bound October 18, 2012 Board Working File. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

16. **UMMC** - Approved the request to enter into an agreement with ThyssenKrupp Elevator Corporation to perform comprehensive monthly maintenance and repair services to 58 elevators located within 22 buildings on the campus. The term of the contract is five years – November 1, 2012 through October 31, 2017. The total estimated cost of the contract for the five-year period is $2,434,452.84. Beginning November 1, 2013 and each November 1st thereafter for the length of the agreement, there will be an annual rate adjustment based on the following three factors. 1) The agreement price may be adjusted to reflect the percentage change, including applicable fringe benefits, paid to other elevator examiners. 2) The agreement price may be adjusted in the event the equipment covered under the agreement is modified from its present state. 3) The agreement price may be adjusted to reflect an increase in fuel costs when such increases exceed the Consumer Price Index for All Urban Consumers, U.S. City Average current rate, as released by the U.S. Labor Department, Bureau of Labor Statistics. In any event, total price escalations are limited to a maximum of 4% overall in any one-year period. A breakdown of annual costs which includes an annual 4% increase effective year two of the contract and each year thereafter is included in the bound October 18, 2012 Board Working File.
Working File. Funds are available from patient revenues. The University of Mississippi will reimburse UMMC approximately $4,699 annually for costs associated with elevator maintenance services for the School of Pharmacy. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

REAL ESTATE

17. **MSU** - Approved the initiation of **GS 105-348, Energy Monitoring and Control (EMC) System.** This project will design and install an automated utility metering system across the Starkville campus for electricity, natural gas, hot water, chilled water, and domestic water that allows measurement information to be collected and analyzed in real time for energy management. Concurrent with the Bureau of Building and Mississippi Development Authority (MDA) joint initiative to enhance the state-wide energy monitoring database, the Bureau of Building has provided funds for MSU to implement a Starkville campus-wide automated utility metering system. Additionally, the “Advanced Metering Infrastructure” will be designed to provide automated readings to the existing facilities management utility billing software and thus present a cost savings to the university. Further, as MDA will begin to mandate regular updates of building energy consumption to the state-wide EMC, the automated metering will prevent the additional man hours required to upload all of this data on a regular basis. The project will prioritize electrical and gas meters for the largest consuming facilities and then address lesser consuming facilities and water metering as funds are available. The proposed project budget is $1,275,000. The proposed funding source is 2011 Bureau of Building Energy Discretionary Funds ($1,275,000).

18. **UM** - Approved the initiation of **IHL 207-363, Library Cooling Tower Replacement,** and the appointment of GCM Group as the design professional. The five existing galvanized towers are in an advanced stage of deterioration and total failure of the fan shafts is imminent. The towers supply the condensing water for two, one thousand ton chillers that provide cooling for part of the campus chilled water loop system. The proposed project budget is $1.5 million. The proposed funding source is Internal R&R ($1.5 million).

19. **UM** - Approved the initiation of **IHL 207-365, Kinard Hall Water Storage Tank Replacement at Rebel Drive,** and the appointment of Engineering Solutions, Inc. as the design professional. The project will replace the aging 300,000 gallon Kinard Hall elevated water tank at Rebel Drive with a 750,000 gallon tank that is designed to meet current structural and seismic codes and will require less maintenance. The current volume is not adequate to meet the growing demand for water on campus per Mississippi Health Department Requirements. The project scope includes site development and tank construction including foundations, site piping, grading, fencing and electrical. The project scope will also include the demolition of the old water tank and the restoration of that site. The proposed project budget is $2.5 million. The proposed funding source is Internal R&R ($2.5 million).

20. **USM - Gulf Park** - Approved the initiation of **IHL 214-018, Central Mechanical Plant Expansion,** and the appointment of Studio South Architects, PLLC as the design professional. The project was initiated with Board staff in July 2012 with a budget of $996,206. Since the project had a budget at the time of $1 million or less, Board approval was not required. Studio South Architects, PLLC was selected by the university as the design professional. Bids were received on September 12, 2012, at which time J.F. Pate submitted the low bid of $1,320,500. Due to bids being over the $1 million threshold, Board approval is now required. Currently the lone boiler/chiller plant for USM Gulf Park is a 40’ x 110’ concrete block rectangular building which houses two chillers, two
boilers, and two condensing towers. Together, they supply all the cold and hot water needed for the university’s campus air conditioning system. This project will create an exact sister to that building. It will be located directly adjacent to the existing structure and will include one new chiller, boiler, and condensing tower. This new expanded system will handle the additional load created by the new Science Building, Nursing Building, and Hardy Hall addition. The proposed project budget is $1.5 million. The proposed funding source is general funds ($1.5 million).

21. **ASU** - Approved the request to increase the project budget for **GS 101-292, Bowles Hall Renovations**, from $5.5 million to $8.2 million for an increase of $2.7 million. The Board also approved the request to add an additional funding source to the project (HB 1701, Laws of 2010) to allow for the budget increase. The remainder of the budget increase is coming from sources previously approved by the Board. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. The escalation of the project budget is required based on the professional’s latest design development documents and updated cost estimate to address unforeseen issues with the building’s envelope, mechanical system, and electrical system. The current budget was simply an estimate of the project costs and has since been updated to reflect the true costs associated with the renovation of the building. Funds are available from SB 3100, Laws of 2011 ($7.2 million) and HB 1701, Laws of 2010 ($1 million).

22. **DSU** - Approved the request to increase the project budget for **GS 102-237, Caylor-White/Walters Renovation Phase III**, from $11.7 million to $15,715,249 for an increase of $4,015,249. The Board also approved the request to add two additional funding sources to the project (HB 1722, Laws of 2009 and 2010 and Bureau of Building Envelope Discretionary Funds) to allow for the budget increase. The remainder of the budget increase is coming from sources previously approved by the Board. The project is currently in the design phase. This is the second budget escalation request made for this project by the university for Phase III. The project was initiated with the Board on August 19, 2010 as Phase III of the Caylor/White-Walters Renovation. Due to the size of the project, design and construction has been phased over several years and bond bills. The project was bid on June 20, 2012. All bids received were well above the project budget and were rejected. The bids received indicate that the architect’s estimate was in error. Delta State will transfer funds from the following bond bills and projects to produce the $4,015,249: SB 3100, Laws of 2011, $2 million; GS#102-229 Residence Halls Fire Protection, $100,000; GS#102-230 Electrical Service Upgrade PH I, $800,000; GS#102-252 Campus Roofing, $750,000; GS#102-241 Envelope Renovations, $250,000; GS#102-250 Energy Conservation Measures, $115,249. Phase III of the project will complete the construction of 12 laboratories with prep rooms in a 24,000 square foot expansion and will renovate existing labs, lecture halls, faculty offices, restrooms, auditoriums, and the front entrance. A new sprinkler system and fire alarm system will also be installed. Funds are available from HB 1722, Laws of 2009 ($643,485); HB 1701, Laws of 2010 ($6,279,071); SB 3100, Laws of 2011 ($8,042,693); 2010 Bureau of Building Envelope Discretionary Fund ($750,000).

23. **UM** - Approved the request to increase the project budget for **IHL 207-341, Thad Cochran National Center for Natural Products Research Phase II**, from $36,801,620 to $40 million for an increase of $3,198,380. The Board also approved the request to add an additional funding source to the project to include $1 million of United Stated Department of Agriculture federal grant funds. The project is currently in the construction phase. This is the third budget escalation request made for this project by the university. The increase in the budget is due to the receipt of an additional $1 million in grant funds from the United States Department of Agriculture and increases in construction prices during an extended review period by the funding agencies. The plan provides
35,053 square feet of gross area with 4,630 square feet on the upper level and 9,260 square feet on the lower level. Laboratory spaces comprise 13,890 square feet of area with 21,163 square feet of dedicated support space and offices. Funds are available from Federal Grant Funds #C76HF10917 ($17,886,175); NIH/NCRR [ARRA] ($13,915,445); Internal R&R ($7,198,380); USDA ($1 million).

24. **UM** - Approved the request to increase the project budget for IHL 207-354, Honors College Renovation and Addition, from $4 million to $6.6 million for an increase of $2.6 million. The Board also approved the request to add an additional funding source to include $2 million of private donations. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. The university is requesting the increase in project budget and scope in order to address the need for additional space in the Honors College. The space that will be renovated accounts for 15,750 of existing gross square feet. When this project was initiated in November, 2011, the area of the new addition was estimated at 10,000 gross square feet. The area of the new addition has now increased to approximately 15,695 gross square feet. Funds are available from Internal R&R funds ($4.6 million); Private donations ($2 million).

25. **DSU** - Approved the request to lease approximately 4.5 acres of land located on the university golf course to the Cleveland Music Foundation, Inc. in order to construct a Grammy Mississippi Museum on the DSU campus. The Foundation was established to organize, fund, construct, and administer the museum. The Foundation has selected an exhibit design firm and is in the process of selecting a project architect. The Foundation has secured $10 million in commitments for this $15 million project. Securing the leasehold at this time will allow the Foundation to focus on completing the fundraising and project design. An operating agreement between Delta State and the Foundation will be negotiated once the building is under construction. This operating agreement may include the provision of maintenance, landscape, custodial, utility and other services at a cost to be determined. The lease is structured with two terms, a five year term to allow the Foundation to complete the fundraising and begin the construction, and a 94 year term. The lease runs from November 1, 2012 through October 30, 2111. The lease may be terminated in the event the Cleveland Music Foundation, Inc. defaults on any of the covenants, agreements, conditions or provisions contained in the lease. The Attorney General’s Office has reviewed and approved the lease agreement.

26. **MSU** - Approved the exterior design of the new classroom building with parking for IHL 205-260. A copy of the rendering is included in the bound October 18, 2012 Board Working File. The project is currently in the design phase. The new Classroom Building with Parking will provide needed academic classroom space and take advantage of site topography to provide needed parking to service the student union, cafeteria, and functions in Lee Hall. In addition, the project will include site work and hardscape for vehicular and pedestrian circulation.

27. **UM** - Approved the request to re-name the UM Track Facility the “Joe Walker, Jr. Track and Field Complex.” Coach Walker was the head UM track and field coach for 30 years. Over the course of the last three decades, he earned countless honors and awards; brought national attention and recognition to the track program and left an indelible mark on the Ole Miss family.

28. **UM** - Approved the request to grant a perpetual and permanent utility easement to the City of Oxford on the university’s campus to lay, construct, maintain, and operate water lines, pipes, wells, facilities, and appurtenances over, above, under, and across, and for the exclusive use of two tracts of property. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General’s Office has reviewed and approved the
29. **USM** - Approved the request to sell a house and property located at 322 Barbara Street, Jackson, Hinds County, MS to Christine Minor in accordance with HB 977, Laws of 2010 Regular Session. The university received a subgrant from the Mississippi Development Authority on July 13, 2009 in the amount of $3,566,726 for the purpose of buying foreclosed homes in the City of Jackson, MS, rehabilitating those homes, and then reselling these homes to low income and very low income citizens. The university has purchased homes under this grant, rehabilitated nearly all of the homes, and is now commencing the sale of these homes to low income buyers. The university received two independent property appraisals for the property. The average of the two appraisals is $87,500. The university is selling the property to Christine Minor for $89,000 which is above the property’s appraised value. The university also has a tentative closing date of on or before November 23, 2012. A Phase I Environmental Site Assessment is not required for the sale of property. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General’s Office has reviewed and approved the pertinent documents.

30. **USM** - Approved the request to sell a house and property located at 5930 Whitestone Drive, Jackson, Hinds County, MS to James Williams in accordance with HB 977, Laws of 2010 Regular Session. The university received a subgrant from the Mississippi Development Authority on July 13, 2009 in the amount of $3,566,726 for the purpose of buying foreclosed homes in the City of Jackson, MS, rehabilitating those homes, and then reselling these homes to low income and very low income citizens. The university has purchased homes under this grant, rehabilitated nearly all of the homes, and is now commencing the sale of these homes to low income buyers. The university received two independent property appraisals for the property. The average of the two appraisals is $109,950. The university is selling the property to James Williams for $121,000 which is above the property’s appraised value. The university also has a tentative closing date of on or before December 5, 2012. A Phase I Environmental Site Assessment is not required for the sale of property. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General’s Office has reviewed and approved the pertinent documents.

31. **USM** - Approved the request to sell a house and property located at 6133 Floral Drive, Jackson, Hinds County, MS to Ferlanda Loggins in accordance with HB 977, Laws of 2010 Regular Session. The university received a subgrant from the Mississippi Development Authority on July 13, 2009 in the amount of $3,566,726 for the purpose of buying foreclosed homes in the City of Jackson, MS, rehabilitating those homes, and then reselling these homes to low income and very low income citizens. The university has purchased homes under this grant, rehabilitated nearly all of the homes, and is now commencing the sale of these homes to low income buyers. The university received two independent property appraisals for the property. The average of the two appraisals is $91,500 for the property listed above. The university is selling the property to Ferlanda Loggins for $93,000 which is above the property’s appraised value. The university also has a tentative closing date of on or before November 23, 2012. A Phase I Environmental Site Assessment is not required for the sale of property. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General’s Office has reviewed and approved the pertinent documents.
32. **UMMC** - Approved the request to hire Robert Lazarus and Keith Parsons of Jones, Walker, Waechter, Poitevent, Carrère & Denègre L.L.P. as outside counsel to advise the Medical Center Educational Building Corporation (EBC) on legal issues concerning bond financing and compliance with IRS regulations regarding tax-exempt bonds, and other related matters. This is a contract renewal. UMMC has used this firm (formerly Watkins, Ludlam, Stennis & Winter) as bond counsel for several issues and has been very pleased with their work, especially relating to Build America Bonds and Go Zone funding. The Attorney General’s Office has approved this request. The term of the contract would be from November 1, 2012 through October 31, 2013. Either party may terminate on thirty (30) days’ notice. The proposed hourly rates are $205 for attorneys and $85 for paralegals. The maximum amount budgeted for payment would be $25,000.

33. **PERSONNEL REPORT**

**EMPLOYMENT**

**Jackson State University**

*(Hires with Tenure)*

- Dorothy Brown, Dean of Public Service and Professor of Public Health; College of Public Service; Salary of $150,000 per annum, pro rata; E&G Funds; effective January 1, 2013; hired with tenure
- Lawrence T. Potter, Dean of Liberal Arts and Professor of English; College of Liberal Arts; salary of $160,000 per annum, pro rata; E&G Funds; effective October 1, 2012; hired with tenure

*(Correction to September 2012 Personnel Agenda)*

- Richard Alo, Dean of College of Science, Engineering, and Technology and Professor of Computer Science; College of Science, Engineering, and Technology; Salary of $170,000 per annum, pro rata; E&G Funds; effective October 1, 2012; hired with tenure

**CHANGE OF STATUS**

**Jackson State University**

- Thomas C. Calhoun, *from* Interim Dean, College of Liberal Arts; salary $115,000 per annum, pro rata; E&G Funds; *to* Professor and Associate Provost, Office of the Provost/Academic Affairs; no change in salary, effective September 26, 2012
- Mark G. Hardy, *from* Provost and Vice President for Academic Affairs; salary $185,000 per annum, pro rata; E&G Funds; *to* Special Assistant for Academic Initiatives, Office of Institutional Advancement; no change in salary, effective September 18, 2012 – December 31, 2012
- James Maddirala, *from* Associate Provost for Academic Affairs and Associate Professor of Educational Administration; salary $117,060 per annum, pro rata; E&G Funds; *to* Associate Professor of Educational Administration; College of Education and Human Development; no salary change, effective September 21, 2012 – December 31, 2012
- James C. Renick, *from* Senior Advisor to the President, Office of the President; salary $125,000 per annum, pro rata; E&G Funds; *to* Interim Provost/Vice President for Academic Affairs; salary $175,000 per annum, pro rata; E&G Funds; effective September 18, 2012
SABBATICAL

Mississippi University for Women
• Robert Gibson, Professor of Art, College of Arts and Sciences, from salary of $60,509 per nine-month contract period, E&G Funds; to salary of $30,285 per annum, pro rata for sabbatical period; effective January 2, 2013 to May 18, 2013; professional development

TERMINATION

Jackson State University
• Sandra Sellers, Executive Director of Human Resources, Department of Human Resources; $98,753 per annum, pro rata; E&G Funds; effective September 17, 2012

EMERITUS STATUS

Jackson State University
• Maria Harvey, Dean Emeritus of the Honors College, effective November 1, 2012

University of Mississippi
(Rehired Retirees NOT on Contract)
• Thomas R. Brown, former position – Vice Chair & Professor of Clinical Pharmacy Practice & Research Professor in Research Institute of Pharmaceutical Sciences; re-employment position – Professor Emeritus of Student Health Pharmacy; re-employment period – July 1, 2012 – June 30, 2013
• James W. Davis, former position – Holder of H. Eugene Peery Chair of Accountancy & Professor of Accountancy; re-employment position – Peery Professor Emeritus; re-employment period – August 16, 2012 – May 12, 2013
• Ronald F. Vernon, former position – Associate Dean and Professor of Music; re-employment position – Professor Emeritus of Music; re-employment period – August 16, 2012 – May 12, 2013

University of Mississippi Medical Center
• Warren A. Jones, M.D., Professor Emeritus of Family Medicine; effective November 1, 2012
• William T. Buchanan, D.D.S., M.S.; Professor Emeritus of Care Planning and Restorative Sciences, School of Dentistry; effective October 19, 2012

ADMINISTRATION/POLICY
34. DSU - Approved the request to bestow one honorary degree at its December 2012 commencement. Supporting documents are on file at the Board Office.
Commissioner Bounds requested that agenda item #2 be pulled from the agenda for further review. On motion by Trustee Patterson, seconded by Trustee Pickering, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve the request to pull agenda item #2. On motion by Trustee Patterson, seconded by Trustee Pickering, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Finance Agenda. On motion by Trustee Patterson, seconded by Trustee Hooper, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Patterson, seconded by Trustee Hooper, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda item #4. On motion by Trustee Patterson, seconded by Trustee Hooper, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda item #5.

1. **DSU** - Approved the request to authorize and define the criteria for granting waivers of out-of-state tuition to DSU students. More specifically, this policy will be implemented to include out-of-state tuition waivers as recently authorized, effective July 1, 2012, through the amendment to Miss. Code Ann. §37-103-25 (3). This policy reflects, and shall be construed in conformity with, the Policies and Bylaws of the Board of Trustees and with Mississippi statutory law, including Miss. Code Ann. § 37-103-25, as amended. This policy shall be effective upon approval by IHL and DSU with individual waivers becoming applicable as of the date approved by the university unless a later time is indicated below. DSU will offer a single flat tuition rate for all students whether resident, non-resident, undergraduate or graduate. The non-resident tuition surcharge will be waived effective with the fall 2013 academic term. The policy will be applicable to all current and future graduate and undergraduate non-resident students. A chart summarizing DSU’s resident and non-resident student enrollment information for the fall of 2011 is included in the bound October 18, 2012 Board Working File.

2. **MSU and UM** - Request approval for first reading of a Capital Improvements Student Fee to provide a stable base of support for capital projects. Effective with the academic year 2013-14, MSU and UM are individually requesting approval to institute a $50 student fee applicable to all students (excluding UMMC). These fees will be charged on a pro-rata hourly basis (capped at 12 hours) for all academic terms including fall, spring, summer, and intercessions. The revenue generated by the fees will be used to service debt on future building projects on each respective campus. MSU estimates that this fee will generate approximately $1.7 million of new revenue annually while UM estimates that the fee will generate $1.83 million of new revenue annually. (THIS ITEM WAS PULLED FROM THE AGENDA FOR FURTHER REVIEW.)

3. **UM** - Approved the request to establish a policy to authorize and define the criteria for granting out-of-state tuition to university students. More specifically, this policy will be implemented to include out-of-state tuition waivers as recently authorized, effective July 1, 2012, through the amendment to Miss. Code Ann. §37-103-25 (3). This policy reflects, and shall be construed in conformity with, the Policies and Bylaws of the Board of Trustees and with Mississippi statutory law, including Miss. Code Ann. § 37-103-25, as amended. This policy shall be effective upon approval by IHL and UM with individual waivers becoming applicable as of the date approved by the university unless a later time is indicated below. The following list of proposed out-of-state waivers will be authorized in
addition to those currently in existence by virtue of prior statutory law and IHL Board Policy. All waivers are contingent upon the student’s submission of timely and adequate proof of having met the applicable criteria, and awarding of any such waiver will be determined on a case-by-case basis.

1) Military – Undergraduate applicants who have been engaged in and honorably discharged from active duty in the United States Army, Navy, Air Force, Marines, or Coast Guard would receive a waiver of their non-resident surcharge. 2) Academic Achievement & STEM Programs – Incoming first-year, full-time high academic achieving students must have earned a minimum high school high school grade point average and a minimum ACT/SAT score and meet a strategic enrollment criteria or be enrolled in specific programs outlined by UM strategic planning processes. These criteria and programs include: A) applicants who are residents of specific geographic markets, and help establish a greater presence in areas deemed a high priority, and B) applicants enrolling in specified STEM programs. With each incoming class the credentials and criterion will be reviewed and modified as needed to achieve financial sustainability and the desired results. These newly created waivers would become effective for the 2013-14 academic year. Students receiving a waiver during their first year must remain enrolled full-time, must maintain a specified GPA, and must continue to meet the additional criteria making them eligible to automatically renew the waiver. UM estimates that they would waive approximately $2.4 million in non-resident surcharge revenue over a five-year period under these new categories. Conversely, the university could collect up to $11 million of new tuition revenue from these same newly enrolled non-resident students.

4. **USM** - The Board retroactively approved the Phase 3 amendment to the professional agreement with Blackboard, Inc. for professional consulting services related to the university’s distant education programs. The IHL Board approved a master agreement with Blackboard on September 17, 2009. The Board’s initial approval covered two phases of a three phase agreement. Phase 1 and 2 were completed January 31, 2010. A third phase of the project was under consideration at the time the original agreement was signed, and this was noted in the agenda. The third phase was subsequently completed during summer 2010 under an amended Statement of Work between USM and Blackboard. The scope of work included integration of PeopleSoft with Blackboard, purchase of training for support staff, and training materials. The Statement of Work for Phase 3 was signed by USM on April 7, 2010 with actual work estimated to be completed by May 30, 2010. The total cost for the Phase 3 amendment was $56,255. Of this amount $16,000 was for software, and $40,255 was for professional services and materials. The total cumulative cost for all three phases is $815,466. Funds were used from E & G Funds. The amendment which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

5. **USM** - Approved the request to enter into a three-party long-term Golf Facilities Agreement with Hattiesburg Country Club (HCC) and the University of Southern Mississippi Athletic Foundation (Foundation) for the maximum term of fifty years. The Board also approved the request to enter into a lease agreement with the Foundation to use future golf facilities to be constructed by the foundation on the premises of HCC for the maximum term of fifty years. The purposes of these agreements are to provide the university golf teams a home course on which to practice and hold local, conference and/or national tournaments. In addition, an agreement between the university and the Foundation will permit the university to lease the planned Outdoor Practice Facility (Phase 1), Indoor Practice Facility (Phase 2), and Golf Teams Clubhouse (Phase 3), which will be located on the HCC property. These three facilities will be constructed by the Foundation. The initial terms of both agreements is twenty years each. The agreements will begin on November 1, 2012 and end on October 31, 2032. Each agreement may be renewed for six additional terms of five years each.
by written notice from USM and the Foundation to HCC. The maximum contractual period for each of these agreements if fifty years, or through October 31, 2062. The total cost of the contract for the maximum contract period of fifty years is $3,022,420. This includes $1,822,420 for facilities, estimated to equal between $1 and $1.2 million. A breakdown of the costs is included in the bound October 18, 2012 Board Working File. The amount USM would pay the Foundation is unknown at this time although professional estimates put construction costs in the range of $1 and $1.2 million for all three facilities. The final cost will depend upon the actual construction costs for the three new golf facilities. Upon the substantial completion of those facilities USM will annually pay approximately 2% of the final construction costs. Over the fifty year term the university will have essentially reimbursed the Foundation for its investment. Funds are available from auxiliary funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.

6. Other Business - At the August 2012 meeting the Board authorized the Finance Committee to select a firm handle the internal audit function for the IHL system. Trustee Patterson reported that the Finance Committee received three responses to the request for proposal. After reviewing the responses, Carr, Riggs & Ingram, LLC was selected for a three year contract in the amount of $641,650.

7. SYSTEM - Ms. Cheryl Mowdy, IHL Assistant Commissioner of Finance and Administration, gave a presentation on the Ayers Accountability Manual. In accordance with the JAKE AYERS, JR. ET.AL. and United States of America v RONNIE MUSGROVE, GOVERNOR, STATE OF MISSISSIPPI, ET.AL. Settlement (aka: Ayers Settlement Agreement), the Board, through its counsel, shall provide to lead counsel for the private plaintiffs and counsel for the United States an annual disclosure report reflecting specified line-item information. This document is due October 1 of each year and has been presented to the Court.

REAL ESTATE AGENDA
Presented by Trustee C. D. Smith, Chair

On motion by Trustee Smith, seconded by Trustee Cummins, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the following Real Estate Agenda.

1. ASU - Pending approval by the Mississippi Public Service Commission, the Board approved a natural gas contract with Claiborne Natural Gas Company to supply and transport natural gas to the Lorman campus. The contract will be a six year contract to begin upon written notice by CNG to ASU of the occurrence of the following two events: 1) the completion of installation of a new metering station and 2) the completion of installation of a second gas pipeline crossing across the Mississippi River, and thereafter shall remain in full force and effect for six years, and from year to year thereafter unless canceled by six months written notice by any party prior to the anniversary date of the agreement. The Seller shall sell and deliver the Buyer and Buyer shall receive and purchase from the Seller daily quantities of gas, subject to the provisions set out in the contract. The Buyer shall from time to time as requested by Seller, estimate the volumes of gas buyer anticipates requiring for specific periods of time during the term of the contract. Notwithstanding the above, the total volumes of gas deliverable by Seller to Buyer, shall not exceed in aggregate 2,000 MMBtu unless otherwise agreed upon by the parties in a single twenty-four hour period beginning at 7:00
MINUTES OF THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
October 18, 2012

a.m. and 7:00 a.m. on the next day. Seller shall sell to Buyer and Buyer shall pay to Seller, for the term of this contract a total price MMBtu calculated as follows: The cost of purchasing and transporting the natural gas delivered to Buyer shall be the flat NYMEX price plus $5.50 per MMBtu. The flat NYMEX price shall be determined by the monthly Market Center Spot Gas Price for South Louisiana, Henry Hub from the first publication index in – Inside FERC’s Gas Market Report. On or before the thirtieth (30th) day of each month, Buyer shall make payment to Seller by check for the amount due for the preceding billing month. In the event any payment due is determined late in accordance with the payment provision, interest at a rate of 7.5% per annum on the delinquent balance shall be payable by Buyer to Seller. No request for payment shall be considered past due or late until the 45th day after receipt by Buyer and no late payment fees, interest, or penalties shall apply in excess of those prescribed by law. The Attorney General’s Office reviewed and approved this agreement.

LEGAL AGENDA
Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Pickering, with Trustees Robinson participating by phone, all Trustees legally present and participating voted unanimously to move agenda items #19 and #20 to the Executive Session Agenda. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda items #1 - #10 as submitted on the following Legal Agenda. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda items #11 - #14. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve agenda items #15 - #118.

1. **ASU** - Approved Marcus Ward as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
2. **DSU** - Approved Dr. Michelle Roberts as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
3. **JSU** - Approved Dr. William McHenry as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
4. **MSU** - Approved John Tomlinson as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
5. **MUW** - Approved Perry Sansing as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
6. **MVSU** - Approved Dr. A. Zachary Faison as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
7. **UM** - Approved Dr. Andrew Mullins, Jr. as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
8. **UMMC** - Approved Tara Mounger as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
9. **USM** - Approved Chad Driskell as the legislative liaison for the university as required by Board Policy 201.0506 Political Activity.
10. **SYSTEM** - Approved Kim Gallaspy as the legislative liaison for the Executive Office as required by Board Policy 201.0506 Political Activity.

11. **JSU** - Approved the request to contract with Polsinelli Shughart PC, to provide lobbying services on behalf of the university outside the State of Mississippi as required by Board Policy 201.0506 Political Activity.

12. **MSU** - Approved Federal Solutions, LLC, to lobby on behalf of the university outside the State of Mississippi as required by Board Policy 201.0506 Political Activity.

13. **UM** - Approved BGR Governmental Affairs, LLC, to lobby for the university and for UMMC outside the State of Mississippi as required by Board Policy 201.0506 Political Activity.

14. **USM** - Approved Cassidy & Associates, Inc. as a lobbyist outside the State of Mississippi as required by Board Policy 201.0506 Political Activity.

15. **JSU** - As required by Board Policy 201.0506 Political Activity, the Board approved a consulting agreement with Worth Thomas of W.T. Consultants, who will provide a full scope of legislative liaison services within the State of Mississippi. Such services are designed to achieve the state agency and governmental relations goals of JSU. The contract amount will be $80,000, plus an approved maximum expense reimbursement of $2,500. The source of funds for payment of the contract will be the JSU Development Foundation. The one-year contract may be terminated with thirty days’ written notice. The client list is given along with the agreement in the bound *October 18, 2012 Board Working File*. The contract has been reviewed and approved by the Attorney General’s Office.

16. **MSU** - As required by Board Policy 201.0506 Political Activity, the Board approved a one-year contract with Cornerstone Government Affairs, LLC, for assistance in pursuing government affairs and business objectives, including monitoring and lobbying of legislation of interest to the university during the regular session of the Mississippi Legislature, and additional services throughout the year. The contractual flat fee is $40,000 which will be paid with private funds by the MSU Foundation. The contract will be terminable by MSU at any time at will. The client list is given along with the agreement in the bound *October 18, 2012 Board Working File*. The contract has been reviewed and approved by the Attorney General’s Office.

17. **USM** - As required by Board Policy 201.0506 Political Activity, the Board approved the request to continue the agreement with Capitol Resources LLC, in Jackson, MS, to provide state lobbying and government relations and consulting services in Mississippi for FY 2013 in the amount of $60,000 annually, and reasonable reimbursement of travel expenses, all to be funded by indirect cost recoveries, which are self-generated funds. USM may terminate the contract with ten days’ notice. The client list is given along with the agreement in the bound *October 18, 2012 Board Working File*. The contract has been reviewed and approved by the Attorney General’s Office.

18. **USM** - As required by Board Policy 201.0506 Political Activity, the Board approved the request to continue the agreement with Joe Gill Consulting LLC, in Ocean Springs, MS, to provide state lobbying and government relations and consulting services in Mississippi pertaining to the Gulf Coast Research Laboratory in an amount not to exceed $38,000 annually, and reimbursement of reasonable expenses, all to be funded by indirect cost recoveries, which are self-generated funds. The period of the contract will be during FY 2013. Either party may terminate the contract by noticing the other party of same. The client list is given along with the agreement in the bound *October 18, 2012 Board Working File*. The contract has been reviewed and approved by the Attorney General’s Office.
19. **UM** - Request approval of the settlement of IHL Self-Insured Workers’ Compensation Claim No. 55-32412. *(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)*

20. **UM** - Request approval of the settlement of IHL Self-Insured Workers’ Compensation Claim No. 55-8572-1. *(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)*

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**INFORMATION AGENDA**

Presented by Commissioner Hank M. Bounds

**FINANCE**

1. **USM** - On May 7, 2012, the USM Executive Head, Dr. Martha Saunders, authorized the emergency purchase of a fire alarm system for the Payne Center. This was necessary as the system was damaged by a lightning strike. As a result, the university was in violation of the International Fire Code 907.2.1 and 907.2.2. Before proceeding with the purchase, USM officials obtained two written quotes. The fire alarm system (equipment and installation) was purchased for a total of $74,919. This information is being provided to the Board of Trustees in accordance with Miss. Code Ann. § 31-7-13(j) – State Agency Emergency Procedure: In the event such executive head is responsible to an agency board, at the meeting next following the emergency purchase, documentation of the purchase, including a description of the commodity purchased, the purchase price thereof and the nature of the emergency shall be presented to the board and placed on the minutes of the board of such agency. Documentation to support the purchase is included in the bound *October 18, 2012 Board Working File.*

**REAL ESTATE**

2. **SYSTEM** - The Board received the Real Estate items that were approved by the Board staff subsequent to the August 16, 2012 Board meeting in accordance with Board Policy 904 Board Approval. *(See Exhibit 1.)*

**LEGAL**

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

**ADMINISTRATION/POLICY**

4. **SYSTEM** - The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.
   a. **DSU** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 13, 2012, the Commissioner approved the budget revisions to the On Campus budgets for Fiscal Year 2012. The financial staff has reviewed these revisions. The budget revisions contain no increases in the total budgets but rather reallocations among individual expense categories.
   b. **MSU** - In compliance with Board Policy 707.01 Land, Property and Service Contracts, the Commissioner has the authority “to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” On August 13, 2012, the Commissioner approved the
request to renew a lease agreement with the United States of America (USA) acting by and through the Agricultural Research Service. This agreement is for the lease of approximately 30.7 acres of land on the McNeill sub-unit of MSU’s South Mississippi Branch Experiment Station, Coastal Research and Extension Center in Pearl River County, MS. The acreage will be used by the USA for the cultivation and research of small fruits, vegetables and ornamental vegetation. The lease term will run for a twelve month period, October 1, 2012 through September 30, 2013 and may be extended for an additional twelve month period upon thirty days of notice to the Lessor and subsequent approval of the Commissioner. The USA will pay MSU a nominal rent fee of $1 yearly and will maintain the cultivated acreage. The Executive Office legal staff have reviewed and approved the contract documents.

c. **MSU** - In compliance with Board Policy 707.01 Land, Property and Service Contracts, the Commissioner has the authority “to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” On August 13, 2012, the Commissioner approved the request to renew a lease agreement with the United States of America (USA) acting by and through the Agricultural Research Service. This agreement is for the lease of approximately 12.37 acres of land on MSU’s South Mississippi Branch Experiment Station, Coastal Research and Extension Center in Pearl River County, MS. The acreage will be used by the USA for cultivation and agricultural research purposes. The lease term will run for a twelve month period, October 1, 2012 through September 30, 2013 and may be extended for an additional twelve month period upon ninety days of notice to the Lessor and subsequent approval by the Commissioner. In lieu of an annual rent payment, government personnel will maintain the leased acreage. The Executive Office legal staff have reviewed and approved the contract documents.

d. **MSU** - In compliance with Board Policy 707.01 Land, Property and Service Contracts, the Commissioner has the authority “to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” On September 4, 2012, the Commissioner approved the request to renew a lease agreement with the United States of America acting by and through the USDA Agricultural Research Service. This agreement is for the lease of 4,164 square feet of greenhouse space at the MSU Delta Branch Experiment Station in Stoneville, MS. The space will be used by the USA for soybean breeding research in support of its Agricultural Research Service mission. The lease term will run for a twelve month period and may be extended for an additional twelve month period upon mutual agreement of the parties and subsequent approval of the Commissioner. In lieu of a payment of rent, government personnel will provide all necessary renovations, repairs and upkeep of the greenhouse space. Executive Office legal staff have reviewed and approved the contract documents.

e. **MSU** - In compliance with Board Policy 707.01 Land, Property and Service Contracts, the Commissioner has the authority “to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” On September 26, 2012, the Commissioner approved the request to renew a lease agreement with the United States of America acting by and through the USDA Agricultural Research Service. This agreement is for the lease of 1.61 acres of land at the MSU Delta Branch Experiment Station in Stoneville, MS. The property also serves as the site for the USDA Mechanization Unit building. The building is used as a storage space for USDA owned mechanical equipment. The lease term will run for a twelve month period, from October 1, 2012 through September 30, 2013, and may be extended for
an additional twelve month period upon mutual agreement of the parties and subsequent approval of the Commissioner. In lieu of payment of rent, government personnel will provide all necessary upkeep of the premises. Executive Office legal staff have reviewed and approved the contract documents.

f. **USM** - In compliance with Board Policy 707.01 Land, Property and Service Contracts, the Commissioner has the authority “to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” On August 7, 2012, the Commissioner approved the request to enter into a revenue generating lease agreement with Reactive Surfaces, Ltd., LLP (Reactive). This agreement is for the lease of approximately 1,456 square feet of office and laboratory space in USM’s Accelerator Building. The proposed lease space includes 456 square feet of laboratory/office space and 900 square feet of warehouse type space. The lease term will run for an initial twelve month period and may be extended for an additional twelve month period upon notice by the Lessee prior to the end of the then current lease term and subsequent approval by the Commissioner. In return for the lease of the designated space, USM will receive an annual rent payment of $29,400. The university, as Lessor, will provide utilities, janitorial services and routine maintenance services for the premises. Executive Office legal staff have reviewed and approved the contract documents.

g. **USM** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 13, 2012, the Commissioner approved the budget revisions to the On Campus, Gulf Coast Campus, and Gulf Coast Research Lab budgets for Fiscal Year 2012. The financial staff has reviewed these revisions. The budget revisions contain no increases in the total budgets but rather reallocations among individual expense categories.

h. **SYSTEM** - Pursuant to the Board’s action delegating authority to the Commissioner to approve the FY 2013 Contract for Legal Services between IHL and the Attorney General’s Office, the Commissioner has approved such contract in the amount of $402,302.97.

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**FINANCE COMMITTEE REPORT**

Wednesday, October 17, 2012

The Committee was brought to order by Trustee Aubrey Patterson, Chair.

1. On motion by Trustee Pickering, seconded by Trustee Rouse, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously to approve the request for IHL to enter into a contract with Carr, Riggs and Ingram, LLC for internal audit outsourcing services. The purpose of the contract is to outsource the internal audit function for the IHL system. The goal of the contract is to improve the efficiency and effectiveness of management, control, and governance processes. This contract is expected to begin on or about November 1, 2012 and will end three years after execution or approximately October 31, 2015. However, the Commissioner will be given authority to extend the contract for the completion of any examinations in progress at that time. Contract payments will be awarded on a cost reimbursement basis. Expected costs under this agreement equal $841,650 for the three-year period. Actual costs will vary from year to year based upon work levels. There is a possibility of additional costs if it is necessary for CRI to utilize additional contract staff beyond original estimates. If this occurs, CRI
estimates those costs will be charged out at a blended rate of $112.50 per hour. The institutions will be billed for the proposed services. Legislatively earmarked funds for improving efficiencies will be used by the institutions for payment of the proposed services. The agreement which has been reviewed and approved the Attorney General’s Office is on file at the Board Office.

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

The following Committee members were present: Mr. Aubrey Patterson (Chair), Mr. Shane Hooper, Mr. Alan Perry, Ms. Christy Pickering, and Dr. Doug Rouse. Committee member Hal Parker was absent. Other trustees attending the meeting were: Mrs. Karen Cummins, Dr. Ford Dye, and Mr. C.D. Smith.

ACADEMIC AFFAIRS COMMITTEE REPORT
Wednesday, October 17, 2012

The Committee was brought to order by Trustee Doug Rouse, Chair.

1. On motion by Trustee Dye, seconded by Trustee Smith, with Trustee Robinson absent and not voting, all Committee members legally present and participating voted unanimously to authorize the request to plan new degree programs for the following:
   a. DSU - Bachelor of Fine Arts in Digital Media Arts degree (CIP 50.0102);
   b. UM - Master of Laws degree (CIP 22.0101);
   c. USM - Master of Education in Higher Education with emphasis in Student Affairs Administration degree (CIP 13.0406); and
   d. USM - Master of Education in Dyslexia Therapy Education degree (CIP 13.01011).

2. On motion by Trustee Smith, seconded by Trustee Cummins, with Trustee Robinson absent and not voting, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Dr. Doug Rouse (Chair), Mrs. Karen Cummins, Dr. Ford Dye, and Mr. C.D. Smith. Committee Member Robin Robinson was absent. Other trustees attending the meeting were: Mr. Shane Hooper, Mr. Aubrey Patterson, Mr. Alan Perry, and Ms. Christy Pickering.

ANNOUNCEMENT

On Wednesday, October 17, 2012, Dr. James Keeton, Vice Chancellor for Health Affairs and Dean of the School of Medicine at The University of Mississippi Medical Center gave a presentation of The University of Mississippi Medical Center. Then, Dr. Dan Jones, Chancellor of The University of Mississippi, gave a presentation about The University of Mississippi.

EXECUTIVE SESSION

On motion by Trustee Perry, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to close the meeting to determine whether or not it should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Patterson, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to go into Executive Session for the reasons reported to the public and stated in these minutes, as follows:
MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
October 18, 2012

Discussion of two state university litigation matters,
Discussion of four state university personnel matters, and
Discussion of one IHL Board Office personnel matter.

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

On motion by Trustee Parker, seconded by Trustee Patterson, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve the settlement of the IHL Self-Insured Workers’ Compensation Claim No. 55-32412, styled as James Sykes vs. UM et al., as recommended by counsel.

On motion by Trustee Smith, seconded by Trustee Dye, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to approve the settlement of the IHL Self-Insured Workers’ Compensation Claim No. 55-8572, styled as Jeffery Woolfolk vs. UMMC et al., as recommended by counsel.

On motion by Trustee Patterson, seconded by Trustee Rouse, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to non-renew the employment contract of Dr. Donna Oliver, President of Mississippi Valley State University.

On motion by Trustee Hooper, seconded by Trustee Pickering, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to extend the contract for an additional four years for Dr. Chris Brown, II, President of Alcorn State University.

On motion by Trustee Patterson, seconded by Trustee Dye, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to extend the contract for an additional four years for Dr. Carolyn Meyers, President of Jackson State University.

The Board discussed an state university personnel matter. No action was taken.

On motion by Trustee Pickering, seconded by Trustee Dye, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to extend the contract for an additional four years for Dr. Hank Bounds, Commissioner of Higher Education.

On motion by Trustee Cummins, seconded by Trustee Pickering, with Trustee Robinson participating by phone, all Trustees legally present and participating voted unanimously to return to Open Session.
ADJOURNMENT

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

[Signatures]

President, Board of Trustees of State Institutions of Higher Learning

[Signatures]

Commissioner, Board of Trustees of State Institutions of Higher Learning
MINUTES OF THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
October 18, 2012

EXHIBITS

Exhibit 1  Real Estate items that were approved by the IHL Board staff subsequent to the August 16, 2012 Board meeting.

Exhibit 2  Report of the payment of legal fees to outside counsel.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE AUGUST 16, 2012 BOARD MEETING SUBMISSION DEADLINE

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

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

1. ASU– GS 101-288 – Bowles Hall Renovations
   Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Schematic Design Documents as submitted by Burris/Wagnon Architects, P.A. Approval is requested from the Bureau of Building, Grounds, and Real Property.
   Staff Approval Date: July 27, 2012
   Project Initiation Date: August 18, 2011
   Design Professional: Burris/Wagnon Architects, P.A.
   General Contractor: TBA
   Contract Award Date: TBA
   Project Budget: $5,500,000.00
   Funding Source(s): SB 3100, L’11 ($5,500,000.00)

2. ASU – GS 101-269 – Dumas Hall Renovations
   Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #5 in the credit amount of $56,477.37 and one hundred fifteen (115) additional days to the contract of Paul Jackson & Son, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.
   Staff Approval Date: August 8, 2012
   Change Order Justification: Change Order #5 is necessary to modify & add plate light covers, to provide make-up water for the chilled water system, to allow for a deduct for the Direct Digital Control System as listed as a line item allowance, add weather days incurred by the contractor, modify and add metal framing at furrdowns and to modify & add water line to avoid the new sewer manhole.
   Total Project Change Orders and Amount: Five (5) change orders for a total amount of $127,980.79.
   Project Initiation Date: January 31, 2008
   Design Professional: Duvall Decker Architects, P.A.
   General Contractor: Paul Jackson & Son, Inc.
   Contract Award Date: December 7, 2010
EXHIBIT 1

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Project Budget: $7,000,000.00
Funding Source(s): HB 246, L’07 ($2,057,735.00); HB 1641, L’08 ($368,847.64); SB 2988, L’03 ($300,000.00); SB 2010, L’04 ($4,273,417.36)

3. ASU – GS 101-278 – Lanier Hall
Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Barnard & Sons Construction, L.L.C., the lower of five (5) bidders, for a total contract amount of $1,525,000.00. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval Date: August 28, 2012
Project Initiation Date: May 14, 2009
Design Professional: Waycaster & Associates Architects
General Contractor: Barnard & Sons Construction, L.L.C.
Contract Award Date: August 28, 2012
Project Budget: $1,800,000.00
Funding Source(s): HB 1722, L’09 ($685,012.82); HB 1701, L’10 ($1,114,987.18)

4. MSU– GS 105-341 – Hand Lab – Life Safety Upgrades
Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Schematic Design Documents as submitted by Atherton Consulting Engineers, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Waiver of Design Development Documents as submitted by Atherton Consulting Engineers, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval Date: August 27, 2012
Project Initiation Date: November 19, 2009
Design Professional: Atherton Consulting Engineers, Inc.
General Contractor: TBA
Contract Award Date: TBA
Project Budget: $1,100,000.00
Funding Source(s): HB 1634, L’06 ($400,000.00); HB 1641, L’08 ($700,000.00)

5. MSU– GS 105-345 – Classroom Building with Parking
Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Schematic Design Documents as submitted by Belinda Stewart Architects, P.S. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval Date: July 20, 2012
Project Initiation Date: August 19, 2010
Design Professional: Belinda Stewart Architects, P.S.
General Contractor: TBA
Contract Award Date: TBA
Project Budget: $37,509,471.00

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6. **MSU – IHL 205-260 – Expansion & Renovation to Davis Wade Stadium**
   
   **Funding Source(s):** SB 3100, L’11 ($9,712,400.00); HB 246, L’07 ($2,300,000.00); EBC Bonds & University Funds ($25,497,071.00)
   
   **Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Harrell Contracting Group, L.L.C., the lower of six (6) bidders, for a total contract amount of $62,646,000.00.
   
   **Staff Approval Date:** August 10, 2012
   
   **Project Initiation Date:** May 19, 2011
   
   **Design Professional:** LPK Architects
   
   **General Contractor:** Harrell Contracting Group, L.L.C.
   
   **Contract Award Date:** August 10, 2012
   
   **Project Budget:** $80,000,000.00
   
   **Funding Source(s):** EBC Bonds/Commercial Paper ($80,000,000.00)

7. **MSU– IHL 213-139 – Stoneville Office Building**
   
   **Funding Source(s):** EBC Bonds/Commercial Paper ($80,000,000.00)

   **Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #3 in the credit amount of $9,958.72 and zero (0) additional day to the contract of McMillan-Pitts Construction Company, L.L.C.
   
   **Staff Approval Date:** August 27, 2012
   
   **Change Order Justification:** Change Order #3 is necessary to adjust the testing & balance allowance, deletion of inner duct, to provide credit for additional professional visits, to replace existing sinks for three handicap sinks and to modify the storm drain system.
   
   **Total Project Change Orders and Amount:** Three (3) change orders for a total amount of $27,208.67.

   **Project Initiation Date:** November 19, 2009
   
   **Design Professional:** Pryor & Morrow Architects and Engineers, P.A.
   
   **General Contractor:** McMillan-Pitts Construction Company, L.L.C.
   
   **Contract Award Date:** December 13, 2010
   
   **Project Budget:** $3,000,000.00
   
   **Funding Source(s):** MAFES Sales Funds ($1,795,000.00); MSU-ES State Funds ($1,205,000.00)

8. **MUW – GS 104-149 – Poindexter Hall Renovation**
   
   **Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #12 in the amount of $58,332.00 and seven (7) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.
   
   **Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #13 in the amount of $40,661.70 and zero (0) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

   **Staff Approval Date:** (#1) August 3, 2012; (#2) August 7, 2012
Change Order Justification: Change Order #12 is necessary for repairs to the existing storm drain system at the parking lot. Change Order #13 is necessary for plaster repairs at gallery 119 & office 102, water repellant at tuckpointed brick, waterproofing injections at crawlspace, modifications to door hardware, support existing floor joists at crawlspace, remove existing concrete beneath asphalt parking lot and temporary utilities.

Total Project Change Orders and Amount: Thirteen (13) change orders for a total amount of $695,781.01.

Project Initiation Date: November 20, 2003
Design Professional: Pryor & Morrow Architects and Engineers, P.A.
General Contractor: West Brothers
Contract Award Date: August 4, 2010
Project Budget: $9,579,000.00
Funding Source(s): SB 2010, L’04 ($6,930,000.00); HB 246, L’07 ($714,000.00); HB 1641, L’08 ($435,000.00); HB 722, L’09 ($1,500,000.00)

9. MVSU– GS 106-201 – Library Enhancements Phase II
Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $41,783.54 and thirty-three (33) additional days to the contract of Harrell Contracting Group, L.L.C. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval Date: August 31, 2012
Change Order Justification: Change Order #2 is necessary to add sprinkler system engineering & certification, add metal studs & drywall at existing beam for plumbing riser, add concrete service pad under the electrical transformer, add modifications to the steel beams to accommodate the sprinkler pipe & conduit, add new foundation & modifications to the existing foundations, add cutting of existing precast panel to fit the new tube & attachment, add onsite modifications to the steel beams & columns to fit the existing beam, revise VE light fixtures back to specified fixtures, add a lockable electrical box to be mounted on the exterior of the boiler room, add concrete fill at the existing block walls and a deduct from the allowance line item for the Direct Digital Controls System.
Total Project Change Orders and Amount: Two (2) change orders for a total amount of $1,045,247.54.
Project Initiation Date: February 22, 2008
Design Professional: Duvall Decker Architects, P.A.
General Contractor: Harrell Contracting Group, L.L.C.
Contract Award Date: November 5, 2010
Project Budget: $11,500,000.00
Funding Source(s): AYERS ($9,000,000.00); HB1722, L’09 ($2,500,000.00)

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 to award fifty-one (51) additional days to the contract of Terry Services, Inc.
Staff Approval Date: August 23, 2012
EXHIBIT 1
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Change Order Justification: Change Order #1 is necessary due to issues with the MVSU network connectivity. Not allowing finalization of programming of the campus wide energy management system.

Total Project Change Orders and Amount: One (1) change order with no change in the contract budget.

Project Initiation Date: February 16, 2012
Design Professional: Pryor & Morrow Architects and Engineers, P.A.
General Contractor: Terry Services, Inc.
Contract Award Date: February 16, 2012
Project Budget: $1,285,585.72
Funding Source(s): HB 1701, L’10 BOB Energy Discretionary ($1,057,725.72); HB 1641, L’08 ($227,860.00)

11. UM– IHL 207-341 – Thad Cochran Natural Product Center Phase II
Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Carothers Construction, Inc., the lower of eight (8) bidders, for a total contract amount of $31,399,000.00.
Staff Approval Date: August 22, 2012
Project Initiation Date: May 20, 2010
Design Professional: Cooke Douglass Farr Lemons, Architects & Engineers, P.A.
General Contractor: Carothers Construction, Inc.
Contract Award Date: August 22, 2012
Project Budget: $36,801,620.00
Funding Source(s): Internal R&R ($5,000,000.00); C76HF10917 ($17,886,175.00); NIH/NCRR (ARRA) ($13,915,445.00)

12. UM– IHL 207-350 – Falkner Hall Renovation
Staff Approval : In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #5 in the amount of $1,610.16 and zero (0) additional days to the contract of Zellner Construction Services, LLC.
Staff Approval Date: August 22, 2012
Change Order Justification: Change Order #5 is necessary to add base blocking material for rubber base installation due to on-site latent conditions.
Total Project Change Orders and Amount: Five (5) change orders for a total amount of $40,083.53
Project Initiation Date: May 19, 2011
Design Professional: Dale Partners Architects, P.A.
General Contractor: Zellner Construction Services, LLC
Contract Award Date: July 20, 2011
Project Budget: $1,990,550.51
Funding Source(s): Internal R&R ($1,990,550.51)
13. UM– IHL 207-351 – Former Walmart Building Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $308,350.00 and ninety (90) additional days to the contract of Murphy & Sons, Inc.

Staff Approval Date: August 22, 2012

Change Order Justification: Change Order #2 is necessary to change the window design in observation room G09, utilities to be installed to provide power to the signage being mounted in the lobby, to provide light fixtures over the reception area in math lab A02, to install/construct a new finished wall to conceal the electrical conduits & utilities along the existing south, exterior wall in Suite H, to omit storage space & accommodate additional offices for staff, to modify the existing vestibule space to better serve disabled patrons & visitors to the building, to modify the existing sidewalk space to provide additional safety between the main entrance of the building & the vehicular roadway, and additional days to the contract.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of $475,060.00.

Project Initiation Date: June 16, 2011
Design Professional: Facilities Planning Department
General Contractor: Murphy & Sons, Inc.
Contract Award Date: March 29, 2012
Project Budget: $3,200,000.00
Funding Source(s): Internal R&R ($3,200,000.00)


Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #4 in the amount of $55,256.00 and eighteen (18) additional days to the contract of Flagstar Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: July 20, 2012
Change Order Justification: Change Order #4 is necessary to provide corridor relocation to avoid shutting down this corridor during construction, to install temporary heating water lines to the VAV boxes to maintain existing VAV operation for corridors outside the Phase I area of the work, top provide additional data & power outlets and changes to the existing outlets to accommodate the newly installed EPIC Record Keeping System, and additional contract days.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of $668,323.94

Project Initiation Date: November 14, 2007
Design Professional: Dale/Morris Architects, P.L.L.C.
General Contractor: Flagstar Construction Company, Inc.
Contract Award Date: July 6, 2011
Project Budget: $11,755,000.00
Funding Source(s): HB 246, L’07 ($5,130,000.00); HB 1641, L’08 ($2,000,000.00); HB 1722, L’09 ($2,500,000.00); HB 1701, L’10 ($2,125,000.00)
15. UMMC – GS 109-208 – Fire Alarm Upgrades
Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Contract Documents as submitted by The Power Source, P.L.L.C., design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved request to advertise for receipt of bids. Approval is requested from the Bureau of Building, Grounds, and Real Property.
Staff Approval Date: August 10, 2012
Project Initiation Date: June 16, 2011
Design Professional: The Power Source, P.L.L.C.
General Contractor: TBA
Contract Award Date: TBA
Project Budget: $1,050,000.00
Funding Source(s): HB 1701, L’10 ($1,050,000.00)

16. UMMC– IHL 209-526 – Cafeteria/Kitchen Renovations
Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #9 in the amount of $5,192.00 and zero (0) additional days to the contract of Fountain Construction Company, Inc.
Staff Approval Date: August 10, 2012
Change Order Justification: Change Order #9 is necessary to install heat trace to the exposed piping at the roof area and to install sprinkler heads in two closets.
Total Project Change Orders and Amount: Nine (9) change orders for a total amount of $119,699.00
Project Initiation Date: August 20, 2009
Design Professional: The McCarty Company Design Group, P.A.
General Contractor: Fountain Construction Company, Inc.
Contract Award Date: January 17, 2012
Project Budget: $7,750,000.00
Funding Source(s): Hospital Patient Revenue ($7,750,000.00)

17. UMMC– IHL 209-532 – Cardiovascular Renovations
Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $40,359.00 and zero (0) additional days to the contract of Fountain Construction Company.
Staff Approval Date: August 23, 2012
Change Order Justification: Change Order #2 is necessary to add fittings, reducers & valves to connect the existing 12” water line to the new 10” line, to reroof an existing area, adjustment to the foundation, and replacement of the existing expansion joint material.
Total Project Change Orders and Amount: Two (2) change orders for a total amount of $63,528.00.
Project Initiation Date: February 18, 2010
Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A.
General Contractor: Fountain Construction Company
Contract Award Date: January 19, 2012
Project Budget: $20,182,526.00
Funding Source(s): EBC Bonds ($20,182,526.00)

18. UMMC – IHL 209-534B – Contract 2 – Parking, Roadways, and Infrastructure Renovations
Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the credit amount of $185,990.00 and zero (0) additional days to the contract of Hemphill Construction Company.
Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $85,601.00 and zero (0) additional days to the contract of Hemphill Construction Company.
Staff Approval Date: (#1) August 10, 2012; (#2) August 22, 2012
Change Order Justification: Change Order #1 is necessary to provide adjustments to the type of concrete sidewalk reinforcement and the type of exterior lighting from HID to LED to provide sufficient light levels and energy savings. Change Order #2 is necessary for adjustments to miscellaneous/various pay item to account for impact(s) of latent soil conditions.
Total Project Change Orders and Amount: Two (2) change orders for a total credit amount of $100,389.00.
Project Initiation Date: April 15, 2010
Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A.
General Contractor: Hemphill Construction Company
Contract Award Date: April 30, 2012
Project Budget: $11,150,000.00
Funding Source(s): Interest Income ($625,000.00); EBC Bonds 2010 ($5,500,000.00), 2011 ($3,000.00); Pending MDA ($2,025,000.00)

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the credit amount of $48,244.00 and zero (0) additional days to the contract of Harris Constructors, Inc.
Staff Approval Date: August 10, 2012
Change Order Justification: Change Order #1 is necessary to increase the hardware allowance for the 2nd & 4th floors and to deduct the total allowance for the door access control for 2nd & 4th floors.
Total Project Change Orders and Amount: One (1) change order for a total credit amount of $48,244.00.
Project Initiation Date: October 21, 2010
Design Professional: Dale Partners Architects, P.A.
General Contractor: Harris Constructors, Inc.
Contract Award Date: October 8, 2012
Project Budget: $5,915,536.00
Funding Source(s): Restricted Funds ($5,915,536.00)

20. USM – GS 108-235 – College Hall Renovation
   Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the credit amount of $35,306.00 and zero (0) additional days to the contract of W. G. Yates & Sons Construction Company. Approval is requested from the Bureau of Building, Grounds, and Real Property.
   Staff Approval Date: July 26, 2012
   Change Order Justification: Change Order #1 is necessary to revise the steel framing at the stair due to concealed conditions, revise the structural framing at the elevator, delete building aluminum letters & reuse the existing building sign, add a window insert at interior office signs, revise the basement plan, deduct for foundation walls due to concealed conditions and finding the existing wall foundations at the porch to be structurally stable after demolition of the porch slab, and to seal the existing floor drains to prevent flooding in the basement.
   Total Project Change Orders and Amount: One (1) change order for a total credit amount of $35,306.00.
   Project Initiation Date: October 21, 2004
   Design Professional: Dale and Associates Architects, P.A.
   General Contractor: W. G. Yates & Sons Construction Company
   Contract Award Date: September 13, 2011
   Project Budget: $6,252,302.68
   Funding Source(s): SB 3197, L’02 ($23,745.00) GO Bonds; SB 2988, L’03 ($14,805.88) GO Bonds; SB 2010, L’04 ($25,322.21) GO Bonds; HB 1634, L’06 ($9,143.34); HB 246, L’07 ($2,957,745.50) GO Bonds; HB 1641, L’08 ($2,728,381.41) GO Bonds; HB 1722, L’09 ($493,159.34) GO Bonds

   Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the credit amount of $74,900.00 and ten (10) additional days to the contract of Hanco Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property.
   Staff Approval Date: August 21, 2012
   Change Order Justification: Change Order #1 is necessary to deduct for deletion of installation of smoke detectors in the air handlers in Mississippi Hall and Hattiesburg Hall.
   Total Project Change Orders and Amount: One (1) change order for a total credit amount of $74,900.00
   Project Initiation Date: June 18, 2009
   Design Professional: Atherton Consulting Engineers, Inc.
   General Contractor: Hanco Corporation
   Contract Award Date: May 15, 2012
   Project Budget: $2,000,000.00
   Funding Source(s): HB 1722, L’09 ($2,000,000.00)
22. USM– Gulf Park - IHL 214-014 – Hardy Hall Storm Damage Repair

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #6 in the amount of $44,037.76 and zero (0) additional days to the contract of C. Perry Builders, Inc.

Staff Approval Date: August 22, 2012

Change Order Justification: Change Order #6 is necessary to provide operable windows in lieu of storefront on the south elevation of the 2nd & 3rd floors at the balconies, and add four fixed windows on the east & west sides of the balconies, to provide structural steel & increase window opening in the existing structure for 2 windows on the west elevation, do delete walls in the bookstore, to delete the urinal in the men’s room 207 & cap the plumbing for future use, and to change the fire extinguisher to a wet chemical fire extinguisher.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of $147,651.48.

Project Initiation Date: August 21, 2008
Design Professional: Dale and Associates Architects, P.A.
General Contractor: C. Perry Builders, Inc.
Contract Award Date: August 22, 2011
Project Budget: $10,095,459.54
Funding Source(s): Insurance & FEMA reimbursables ($10,095,459.54)

23. USM– Gulf Park - IHL 214-015 – Lloyd Hall Storm Damage Repair

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $54,348.00 and thirty-seven (37) additional days to the contract of Starks Contracting Company.

Staff Approval Date: July 17, 2012

Change Order Justification: Change Order #2 is necessary to provide new window frames (17ea), provide a new window with frame & glazing at window W19 and N8, to remove & replace the glazing in approximately 976 pieces of glass, to remove underground obstructions including concrete pedestals, removing the below-grade elevator pit walls and removing a portion of the existing concrete elevator pit slab, to modify the floor slab sizes and structural steel framing including omitting approximately 29sf of the 1st floor slab area & providing approximately 436sf of additional metal decking, steel framing & concrete slabs at the 2nd & 3rd floors, to modify the site fire main piping, fire main tie-in location & fire sprinkler pipe size in order to feed the building’s for sprinkler system from an existing fire main located west of Elizabeth hall in lieu of the existing fire main located to the east of Lloyd Hall, and to deduct for 500 CY of fill.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of $277,348.00.

Project Initiation Date: August 21, 2008
Design Professional: Allred Architectural Group
General Contractor: Starks Contracting Company
Contract Award Date: September 2, 2011
Project Budget: $2,465,505.53
24. ERC – GS 111-049 – Road Improvements

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Southern Rock, L.L.C., the lower of two (2) bidders, for a total contract amount of $2,041,575.00. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: August 23, 2012

Project Initiation Date: October 20, 2011

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

General Contractor: Southern Rock, L.L.C.

Contract Award Date: August 23, 2012

Project Budget: $2,551,057.57

Funding Source(s): BOB Discretionary Funds (HB 1701, L’10) ($1,200,000.00); IHL Discretionary Funds (SB 3100, L’11) ($750,000.00); HB 1701, L’10 ($250,000.00); JSU (SB 3100, L’11) ($250,000.00); HB 1701, L’10BOB Energy Fund ($80,000); HB 246, L’07 ($21,057.07)
Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by David Ware & Associates (statement dated 9/3/12) from the funds of Mississippi State University. (This statement, in the amount of $3,000.00, represents services and expenses in connection with labor certifications.)

TOTAL DUE.................................................................$ 3,000.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 6/29/12) from the funds of the University of Mississippi. (This statement, in the amount of $780.00, represents services and expenses in connection with legal fees related to the purchase of Campus Walk Apartments from American Campus Communities.)

TOTAL DUE.................................................................$ 780.00

Payment of legal fees for professional services rendered by Baker Donelson (statement dated 8/9/12) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $42.00, represents services and expenses in connection with litigation advice.)

TOTAL DUE.................................................................$ 42.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 7/7/12 and 8/6/12) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $266.50 and $60.00, respectively, represent services and expenses in connection with litigation advice and corporate transactions advice, respectively.)

TOTAL DUE.................................................................$ 326.50

Payment of legal fees for professional services rendered by Kitchens, Hardwick & Ray (statements dated 7/6/12, 7/6/12, 7/6/12, 7/6/12, 7/6/12, 7/6/12, 7/6/12, 7/6/12, 7/6/12, 7/6/12, 8/7/12, 8/7/12, 8/7/12, 8/7/12, 8/7/12, 9/6/12, 9/6/12, 9/6/12, 9/6/12, 9/6/12 and 9/10/12) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $14,833.50, $3,960.00, $3,135.00, $1,336.50, $1,683.00, $8,192.00, $1,353.00, $1,765.50, $8,022.69, $1,402.50, $429.00, $528.00, $4,603.50, $5,709.00, $25,080.00, $1,980.00, $13,913.80, $676.50, $3,019.50 and $1,600.50, respectively, represent services and expenses in connection with litigation advice.)

TOTAL DUE.................................................................$ 103,223.49
Payment of legal fees for professional services rendered by Watkins & Eager (statement dated 6/11/12) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $7,335.03, represents services and expenses in connection with real estate advice.)

TOTAL DUE.............................................................................................................$ 7,335.03

Payment of legal fees for professional services rendered by Wilkins & Tipton (statement dated 7/20/12) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $264.00, represents services and expenses in connection with litigation advice.)

TOTAL DUE.............................................................................................................$ 264.00

Payment of legal fees for professional services rendered by Adams & Reese (statements dated 5/15/12 and 6/11/12) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $6,063.00 and $1,582.80, respectively, represent services and expenses in connection with personnel issues.)

TOTAL DUE.............................................................................................................$ 7,645.80

Payment of legal fees for professional services rendered by Bryan Nelson (statements dated 11/10/11, 5/4/12 and 6/21/12) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the case styled Krell - $371.10; Krell - $363.00 and Krell - $161.50, respectively.)

TOTAL DUE.............................................................................................................$ 895.60

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

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 8/16/12, 8/16/12, 8/16/12 and 8/16/12) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Esterification and Bio-oil Upgrading” - $425.00; “Live Attenuated Catfish Vaccine” - $642.50; “Method of Preparation of Live Attenuated Bacterial Vaccines” - $16.29; “Bio-oil Pretreatment with Catalysts” - $145.00; “Srinivasan-Elusieve Processing CIP Application” - $600.00; “Steele-Cellulosic Biodiesel Provisional Application” - $125.00; “Catalytic Method to Produce Hydrocarbons Provisional Application” - $455.00; “Esterification and Bio-oil Upgrading” - $470.00; “Upgrading of Bio-oil using Synthesis Gas” - $25.50; “Positive Directed Movement of Termites by Radio Waves as a Basis for Control Procedures” - $1,510.00 and “Glycine Max Resistance” - $42.50, respectively.)

TOTAL DUE.............................................................................................................$ 4,456.79
EXHIBIT 2
October 18, 2012

Payment of legal fees for professional services rendered by Valauskas Corder (statements dated 9/6/12) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Berg Solar/Photovoltaic Search” - $250.00 and “Peeples Embryo Temperature Transponder” - $500.00.)

TOTAL DUE……………………………….…….………………$             750.00

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/18/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12 and 7/26/12) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “MSU-Patent Functional Enhancement of Antimicrobials” - $1,377.50; “System and Method for Charging Rechargeable Batteries” - $722.50; “Triglyceride-secreting Strain of Rhodococcus Opacus” - $21.25; “Diethylene Tricarbamide and Diethylene Tricarbamide-Formaldehyde” - $42.50; “MSU-Burmudagrass Plant” - $637.50; “MSU Patent-XOS Production by Autohydrolysis of Corn Fiber” - $1,886.25; “Generation of Imazapic Resistance Switch-grass Population” - $2,505.00; “Buckscore Pre-litigation Infringement” - $255.00; “Formed Bio-coke from Bio-oil and Charcoal” - $422.50; “Change Analyst” - $2,120.00; “Diethylene Tricarbamide and Diethylene Tricarbamide” - $1,126.25; “BERBENT (Word Mark)” - $1,600.00; “Functional Natural Fiber Nano Composites and Nano Iron Supported on Biomass Carbon and their Fabrication Techniques” - $531.25; “Giant Miscanthus Utility” - $1,487.50; “Occidiofungin, A Unique Antifungal Glycopeptide” - $382.50; “Occidiofungin, A Unique Antifungal Glycopeptide” - $668.75; “Occidiofungin, A Unique Antifungal Glycopeptide” - $5,588.81; “Occidiofungin, A Unique Antifungal Glycopeptide” - $1,835.81; “Occidiofungin, A Unique Antifungal Glycopeptide” - $5,697.00; “Method of Epitaxial Growth of Silicon Carbide” - $10.50; “Occidiofungin, A Unique Antifungal Glycopeptide” - $45.30; “Occidiofungin, A Unique Antifungal Glycopeptide” - $1.00; “Occidiofungin, A Unique Antifungal Glycopeptide” - $4,000.28 and “Occidiofungin, A Unique Antifungal Glycopeptide” - $50.73, respectively.)

TOTAL DUE……………………………….…….………………$        32,015.68

Payment of legal fees for professional services rendered by Armstrong Teasdale (statements dated 4/24/12, 5/29/12 and 6/21/12) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “A New Model-based Method for Enhanced Detection of Acoustic Transients in the Presence of Correlated Wind Noise” - $3,332.50; “A New Model-based Method for Enhanced Detection of Acoustic Transients in the Presence of Correlated Wind Noise” - $1,560.00 and “A New Model-based Method for Enhanced Detection of Acoustic Transients in the Presence of Correlated Wind Noise” - $247.50, respectively.)

TOTAL DUE……………………………….…….………………$           5,140.00
EXHIBIT 2
October 18, 2012

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 5/8/12, 5/8/12, 5/8/12, 6/19/12 and 7/18/12) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Device for Demonstrating Components of a Vector” - $42.50; “Complexes and Compounds for Light Emitting Applications” - $4,037.90; “High Speed Data Compression based on Set-Associative Cache Mapping Techniques” - $215.00; “Complexes and Compounds for Light Emitting Applications” - $220.00 and “Secure Wireless Communication Transceiver” - $212.50, respectively.)

TOTAL DUE.................................................................................$  4,727.90

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 3/29/12, 4/17/12, 4/17/12, 4/17/12, 4/26/12, 6/20/12, 6/26/12, 7/2/12, 7/23/12, 7/23/12 and 7/23/12) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “A Novel Selective Inhibitor of Prolylcarboxypeptidase” - $127.50; “Immuno-stimulator Composition Comprising Lipoprotein in Microalgae Extract” - $125.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $4,423.95; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $623.95; “Compositions for Manzamines for Treatment of Drug Resistant Infection” - $1,675.00; “Stable Suppository Formulations Effecting Bioavailability of 9-THC” - $821.00; “Highly Selective Sigma Receptor Ligands” - $500.00; “Highly Selective Sigma Receptor Ligands” - $500.00 and “Method for Preparing Delta-9-Tetrahydrocannabinol” - $1,186.17, respectively.)

TOTAL DUE.................................................................................$  10,332.57

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 4/25/12, 4/25/12, 4/25/12, 4/25/12, 4/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12 and 6/25/12) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Highly Purified Amphotericin-B” $1,091.69; “Highly Purified Amphotericin-B” - $713.00; “Multi-modal Plate Acoustic Wave Devices” - $67.50; “High Speed Data Compression based on Set-Associative Cache Mapping Techniques” - $490.00; “Methods for Detecting Humans” - $404.00; “Gas Separating Membranes” - $558.00; “Particle Feeder” - $130.00; “Highly Purified Amphotericin-B” - $140.55; “Multi-modal Plate Acoustic Wave Devices” - $925.00; “Delivery of Medicaments to the Nail” - $164.50; “Stabilized Formulation of Triamcinolone Acetonide” - $576.50; “Stabilized Formulation of Triamcinolone Acetonide” - $350.00; “Methods for Detecting Humans” - $666.00; “Gas Separating Membranes” - $8,353.50 and “Gas Separating Membranes” - $1,281.56, respectively.)

TOTAL DUE.................................................................................$  15,911.80
Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 8/24/12) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $2,540.50, represents services and expenses in connection with intellectual property advice.)

TOTAL DUE............................................................$ 2,540.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 6/25/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12, 7/26/12, 8/20/12, 8/20/12 and 8/20/12) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $2,934.62, $175.09, $2,897.50, $457.50, $200.90, $122.00, $75.00, $559.40, $430.40, $1,136.50, $430.40, $961.00, $28.50, $1,256.10, $975.44, $931.12, $213.40, $142.50 and $932.26, respectively, represent services and expenses in connection with intellectual property advice.)

TOTAL DUE............................................................$ 14,859.63

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 6/30/12 and 7/18/12) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: “Trademark Application for the Centennial Anniversary” - $237.50 and “Trademark Application for the Centennial Anniversary” - $1,170.00, respectively.)

TOTAL DUE............................................................$ 1,407.50

SYSTEM - LOBBYISTS TO CONTRACT WITH UNIVERSITY AFFILIATED ENTITIES

1. The Alcorn State University Foundation, Inc. plans to contract with Capitol Resources, LLC to perform lobbying services outside the State of Mississippi.

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