

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
October 16, 2014**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the University of Southern Mississippi in the Thad Cochran Center in Hattiesburg, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 26, 2013, to each and every member of said Board, said date being at least five days prior to this October 16, 2014 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Ford Dye, Mr. Shane Hooper, Mr. Bob Owens, Mr. Hal Parker, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Dr. Douglas Rouse, and Mr. C.D. Smith. Mrs. Karen L. Cummins was absent. The meeting was called to order by Mr. Aubrey Patterson, President, and opened with prayer by Trustee C.D. Smith.

ANNOUNCEMENT

- President Aubrey Patterson thanked Dr. Rodney Bennett, President of the University of Southern Mississippi, and his staff for hosting the Board meeting.

INTRODUCTION OF GUESTS

- President Patterson welcomed the Student Government Association Officers: Mikel Sykes, SGA President for Delta State University; Brett Harris, SGA President for Mississippi State University; Sade Meeks, SGA President for Mississippi University for Women; Kelly Savage, SGA Attorney General for the University of Mississippi, and Jeffrey George, SGA President of the University of Southern Mississippi.

PRESENTATION

- Dr. Rodney Bennett, President of the University of Southern Mississippi, welcomed the Board to the campus and gave a brief presentation about the university.

APPROVAL OF THE MINUTES

On motion by Trustee Pickering, seconded by Trustee Dye, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on September 19, 2014 as amended.

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CONSENT AGENDA

On motion by Trustee Dye, seconded by Trustee Robinson, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

ACADEMIC AFFAIRS

1. **System** – Approved the following new academic units.
 - a. **USM** - Department of Interdisciplinary Studies. The Interdisciplinary Studies Program was approved in 2008, with the first students graduating from the program in the summer of 2009. Housed in the College of Arts and Letters Dean’s Office, the program grew to 272 majors in the fall of 2012. In July 2012, the IDS Program was moved out of the Dean’s Office and given its own budget and staff. The official department designation will have a significant and positive impact on the University’s ability to administer, assess, and evaluate the program and represent the needs of its students and faculty. No new costs are associated with the proposed unit and no changes in staffing or faculty are needed.
 - b. **MSU** - Institute for Computational Research in Engineering and Science (ICRES). The proposed research institute will leverage and expand MSU research efforts in high performance computing, physics based modeling and simulation, and science/engineering related to manufacturing. It will also have a decidedly economic development mission through its facilities in Starkville, Canton, and Vicksburg. The new research institute will provide a comprehensive vision and structure for two existing research/economic development centers (CAVS & CAVS-E) and a newly established one (ISER). The Institute will coordinate, facilitate, and expand research activities across academic and research units involved in the application of high performance computing for physics-based modeling and simulation and the verification and validation of newly developed codes. The center will benefit the state by serving as an economic engine in areas of systems engineering, manufacturing process control, and development of new designs and products for Mississippi manufacturers and will help maintain a leadership position for MSU and Mississippi in engineering applications of high performance computing. The program will be funded entirely through external funds.
 - c. **MSU** - Institute for Systems Engineering Research (ISER). The proposed research institute will leverage and expand MSU research collaborations with the U.S. Army Engineer Research and Development Center (ERDC) located in Vicksburg, Mississippi. The new institute will have a focus in high performance computing, physics based modeling and simulation, and systems engineering related to manufacturing and a decidedly economic development mission with a focus on systems engineering for military and civilian purposes. The new research institute will provide a new capability

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in systems engineering that can be used by the state in economic development activities and in providing a new level of service to existing and new manufacturers. The Institute for Systems Engineering Research (ISER) will be composed of engineers and scientists from ERDC and from MSU. All will be housed in existing facilities on the ERDC campus. The institute will benefit the state by serving as an economic engine in areas of systems engineering and will also serve as a catalyst for attracting new industry to the state with a focus on high performance computing and will help maintain a leadership position for MSU and Mississippi in engineering applications of high performance computing. The program will be funded entirely through external funds.

- d. **UM** - Center for Innovation and Entrepreneurship. The Center for Innovation and Entrepreneurship will provide student curriculum programming, maintain community engagement, and support entrepreneurship research at The University of Mississippi. Student curriculum programming will focus on delivering educational programs to aid nascent entrepreneurs from Ole Miss and provide entrepreneurial educational opportunities for the greater community. The Center will encourage entrepreneurship research in order to recruit and to retain talented entrepreneurship faculty, as well as increasing recognition for the University of Mississippi. The anticipated cost will average \$33,333 annually to cover the cost of a staff position. Internal funds will be used to fund the program and any initiatives until the Center is self-sufficient.
2. **System** – Approved the following academic unit modifications.
- a. **JSU** – Rename the Department of Technology the Department of Industrial Systems and Technology. The proposed name change will reflect changes within the department that focus on revitalization and growth of the department. It will allow more opportunities for students and will facilitate forward articulation with local industry. All degrees offered by the Department are currently part of JSU’s academic degree program inventory. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - b. **MVSU** – Rename the Department of Applied Technology and Technology Management the Department of Engineering Technology. The proposed name change, which came about as a result of the SACS accreditation review, more accurately reflects what is taught in the department. Additionally, the rebranding will aid in recruitment and retention of students. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - c. **UM** – Rename the Art Department the Art and Art History. The new title more accurately communicates the scope of course offerings and study. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - d. **UMMC** – Rename the Department of Microbiology the Department of Microbiology and Immunology. Because of an expansion of immunology, the name “microbiology” no longer conveys the full degree of academic activity and mission of the department. No new funding is requested; minimal cost for signage will be covered with existing funds.

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- e. **MVSU** – Reorganize the Center for Excellence in Student Learning the University College. MVSU wishes to re-establish University College as its major student support unit for freshmen students. The request for the reorganization is made in order that all related student services can be operated and managed more effectively as a single, cohesive unit. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - f. **MVSU** – Reorganize the Department of Health, Physical Education and Recreation. The proposed reorganization will provide for two tracks – a teaching track and a non-teaching tract. Students in the teaching track will allow teacher education students to be counted in the Secondary Education program and will improve productivity within the program. No new funding is requested; minimal cost for signage will be covered with existing funds.
3. **System** – Approved the following academic program modifications.
- a. **MVSU** – Rename the Bachelor of Science in Applied Technology and Technology Management (CIP 15.0612) degree the Bachelor of Science in Engineering Technology (CIP 15.0612) degree. The requested name change results from a SACS accreditation review. The name change more accurately reflects the courses that are taught in the program and will enhance recruitment and retention.
 - b. **USM** – Rename the Bachelor of Arts in Library and Information Science (CIP 25.0101) degree the Bachelor of Science in Library and Information Science (CIP 25.0101) degree. The requested name change more accurately reflects the courses that are taught in the program. Additionally, the program is now in the College of Education and Psychology where all of the educational degrees are BS degrees.
 - c. **UMMC** – Rename the Doctor of Philosophy, Microbiology (CIP 26.0508) degree the Doctor of Philosophy, Microbiology and Immunology (CIP 26.0508) degree. The requested name change more accurately reflects the immunology component of the program.
 - d. **MVSU** – Consolidate the Bachelor of Science in Education in Health, Physical Education, and Recreation (CIP 13.1314) degree into the Secondary Education (CIP 13.1205) degree with a concentration in Health, Physical Education and Recreation. The secondary education major program is designed to train future teachers for a field in subject area specialties. No new funding is requested and current education faculty is sufficient to provide instruction.
 - e. **USM** – Delete the Master of Science in Technology Education (CIP 13.9999) degree. No students are currently enrolled in the program. Students interested in a technology-related master’s degree can apply for admission to the Master’s in Instructional Technology. Deleting the program will have no impact on faculty, staff or students.
 - f. **USM** – Delete the Doctor of Education in Human Performance (CIP 13.0505) degree. The degree has not been conferred since 1995-96. Students now enroll in PhD Program of Studies.

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FINANCE

4. **MUW** – Approved the request to amend the existing facilities management services contract with Sodexo Operations, LLC, for inflationary adjustment and to replace/add equipment. The purpose of the contract is to provide management and operation services for plant operations and maintenance at MUW. This amendment will increase the current annualized contract amount by \$61,828, from \$2,713,106.34 to \$2,774,934.34. This increase includes \$51,828 inflationary adjustment and an additional \$10,000 for the replacement/addition of equipment. The original term of the contract for five years remains unchanged, commencing on October 1, 2011 through July 31, 2016. The annualized contract price for the period of October 17, 2014 through June 30, 2015 is \$2,774,934.34. Commencing July 1, 2015 and annually thereafter, the contract price shall be adjusted if there is an increase in the Consumer Price Index. The estimated total contract amount is \$13,388,820.02. A breakdown of the cost is included in the bound *October 16, 2014 Board Working File*. The contract will be funded by Education and General (E&G) funds with applicable charges billed to the auxiliary and restricted fund units. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
5. **MUW** – Approved the request to enter into an agreement with Siemens Industry, Inc. for preventive maintenance, technical support, and software updates for the Siemens Building Automation System installed in forty-five buildings and/or facilities across campus. The term of the agreement is five years starting on November 1, 2014 and ending on October 31, 2019. The total cost of the agreement is approximately \$341,909. A breakdown of the quarterly payments and yearly payments for each year of the five-year agreement is included in the bound *October 16, 2014 Board Working File*. Funds are available from Education and General Funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
6. **UM** – Approved the request to extend a contract with Centerplate, Inc. to operate concessions in all athletic facilities at the university. The amendment grants Centerplate, Inc. the right to provide concessions, catering food, and beverage services at Vaught-Hemingway Stadium, Tad Smith Coliseum, and all other athletics facilities. The term of the contract is for two years commencing on July 1, 2015, with a mutually agreed upon five (5) year extension. This contract is a revenue sharing arrangement that provides the University of Mississippi with a minimum of \$375,000 for any year of the life of the contract that includes a seven home football game season plus a \$250,000 capital investment by Centerplate. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
7. **UM** – Approved the request to enter into a lease contract with McLaurin Wade Properties, LLC. This contract will lease university property to the lessee who also acquires the privileges of constructing a hangar for aircraft on the property. The term of the contract will begin on November 1, 2014 and end on October 31, 2064. The contract amount is \$2,100 per lease year for the first five years. Concurrent with the beginning of each successive five year period, the rental fee will increase by 1 ½ % per year for a total of 7 ½ % of the annual rental fee of the

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previous five year period. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

8. **USM** – Approved the request to amend the existing Education Sponsorship Agreement with Hattiesburg Coca-Cola Bottling Company, to provide exclusive beverage sponsorship services. The purpose of the amendment is to allow USM to commence a Request for Proposals for a new beverage marketing agreement in advance of the December 31, 2014, expiration of the exclusive negotiating period contained in the original agreement. The original term of the contract remains unchanged, commencing on December 15, 2005 through December 31, 2015. Under the existing agreement, USM receives sponsorship fees of \$150,000 annually in addition to other commissions from Coca-Cola. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
9. **USM** – Approved the request to engage the CPA firm of Nicholson and Company, PLLC to conduct an annual audit for the University of Southern Mississippi Research Foundation, Inc. for fiscal year end December 31, 2014 in accordance with Board Policy 301.0806 (D)((9) University Foundation/Affiliated Entity Agreements.

REAL ESTATE

10. **DSU** – Approved the initiation of **GS 102-258, Pre-Plan Sillers Coliseum Renovations**, and the appointment of the design professional through the Request for Qualification (RFQ) method. The university is initiating the project for design fees only. It is anticipated that the project will exceed \$1,000,000 and will be brought back to the Board at a later date to request approval to appoint the design professional and to increase the project budget once the project scope and project budget have been better defined. The project will consist of pre-planning and design for structural repairs and improvements such as ADA compliance, bathroom renovation, and energy efficiency lighting improvements to the Walter Sillers Coliseum. The proposed project budget is \$350,000. Funds are available from HB 787, Laws of 2014 (\$350,000).
11. **DSU** – Approved the initiation of **GS 102-260, Pre-Plan Zeigal Hall Renovations**, and the appointment of the design professional through the Request for Qualification (RFQ) method. The university is initiating the project for design fees only. It is anticipated that the project will exceed \$1,000,000 and will be brought back to the Board at a later date to request approval to appoint the design professional and to increase the project budget once the project scope and project budget have been better defined. The project will consist of pre-planning and design for improvements such as ADA compliance, bathroom renovation, energy efficiency, new HVAC mechanical equipment, and interior renovation. The proposed project budget is \$350,000. Funds are available from HB 787, Laws of 2014 (\$350,000).
12. **DSU** – Approved the initiation of **GS 102-262, Pre-Plan Young Mauldin Renovations**, and the appointment of the design professional through the Request for Qualification (RFQ) method. The project will consist of pre-planning, design, and construction for improvements such as ADA compliance, bathroom renovation, energy efficiency lighting, new HVAC mechanical

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- equipment, and updates to the interior of the building. The proposed project budget is \$5,350,000. Funds are available from HB 787, Laws of 2014 (\$5,350,000).
13. **UM** – Approved the appointment of The McCarty Company-Design Group as the design professional for the **IHL 207-376, STEM Building**. The design professional was chosen using the Request for Qualifications (RFQ) method. The university intends to construct a new multi-story STEM Building in or near the Science District on Campus. The exact size of the building, scope of work and location is not known at this time. The university will submit a subsequent request for Board approval to increase the project budget as required once the established scope of work and project costs have been determined. The proposed project budget is \$2 million. Funds are available from Internal R&R funds (\$2 million).
 14. **UM** – Approved the initiation of **IHL 207-394, NCPA Primary Building New Roof**, and the appointment of Shafer & Associates, PLLC as the design professional. The National Center for Physical Acoustics is an 85,471 square foot building that is divided into two portions: the Administration Wing and the Primary Building. The Administration Wing received a new roof in 2011. The Primary Building has a roof that has reached the end of its useful life. The Bureau of Building, Grounds and Real Property Management IHL/CJC Roof Survey conducted in 2011 identified this roof as a “D” roof. This roof requires constant maintenance and patching due to its deteriorated condition. The scope of work consists of removing the existing roof system on the primary building and replacing it with the appropriate insulation system and a modified bituminous roof system. The proposed project budget is \$1,150,000. Funds are available from SB 2857, Laws of 2014 (\$1,150,000).
 15. **UM** – Approved the initiation of **IHL 207-395, Turner Center New Roof**, and the appointment of Shafer & Associates, PLLC as the design professional. The Turner Center is a 202,604 square foot building that was originally constructed in 1983. The building has a roof that has reached the end of its useful life. The Bureau of Building, Grounds and Real Property Management IHL/CJC Roof Survey conducted in 2011 identified this roof as an “E” roof. This roof requires constant maintenance and patching due to its deteriorated condition. The scope of work consists of removing the existing roof system on the primary building and replacing it with the appropriate insulation system and a modified bituminous roof system. The proposed project budget is \$1,100,000. Funds are available from SB 2857, Laws of 2014 (\$1,100,000).
 16. **UM** – Approved the request to increase the project budget for **IHL 207-348, Johnson Commons West Renovation**, from \$14,500,000 to \$14,725,000, an increase of \$225,000. The project is currently in the construction phase. This is the first budget escalation request made for this project by the university. The current budget escalation in the project budget will allow the university to accommodate a final change order on the project. This project is a complete renovation of the main dining facility which is comprised of 49,886 square feet on two floors. Work includes upgrades to the main entrance, dining areas, kitchens, bathrooms, and offices. The mechanical and electrical systems are also being replaced. Funds are available from Auxiliary R&R with assistance from Food Service partner (\$14,725,000).

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17. **MSU** – Approved the exterior designs for the New Residence Halls North buildings A (South Hall) and B (North Hall) and the G. V. “Sonny” Montgomery Center for America’s Veterans. The project scope will consist of two new residence halls, to be located on the north side of campus. Each of the new residence halls shall consist of approximately 122,000 square feet and provide for approximately 356 beds. The project shall also consist of an approximately 10,000 square foot facility for the Sonny Montgomery Center for American Veterans. The total \$60.5 million project is anticipated to be multi-phased. The building renderings are included in the bound *October 16, 2014 Board Working File*.
18. **UM** – Approved the request to name the University Housing North Building as “Pittman Hall” in honor of Scarlotte M. and Crymes G. Pittman. Pittman Hall will serve as a permanent tribute to Mr. and Mrs. Pittman in their pivotal role as major donors, alumni leaders, Ole Miss ambassadors, and champions for educational opportunities. They are indelibly linked with Mississippi’s higher education community.

LEGAL

19. **MSU** – Approved the request to modify/renew a contractual agreement for legal services with Butler Snow LLP, as outside counsel. The contract made and entered into on October 17, 2013, by and between the Office of the Attorney General, State of Mississippi, Mississippi State University, and BUTLER, SNOW, O’MARA, STEVENS AND CANNADA, PLLC, was for the provision of intellectual property and commercial matter related legal services. The attorney hourly rate shall remain unchanged at \$240.00 and the hourly rate for legal assistants will also remain unchanged at \$95.00. The original contract will be amended as follows:
- a. The contract term is extended by one year through October 16, 2015.
 - b. The total amount payable during the one year extension period shall not exceed \$75,000.00.
 - c. All references to “Butler, Snow, O’Mara, Stevens and Cannada, PLLC” shall be replaced with “Butler Snow LLP”.

All other provisions of the Contractual Agreement for Legal Services will remain in full force and effect. The modification will be effective as of October 17, 2014. The Attorney General has approved this request.

20. PERSONNEL REPORT

CHANGE OF STATUS

Alcorn State University

- Clara Stamps; *from* Vice President for Media and University Relations; salary of \$104,070 per annum, pro rata; E&G Funds; *to* Vice President for Marketing and Communication; no salary change; effective October 1, 2014

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Jackson State University

- James C. Renick; *from* Provost/Vice President for Academic and Student Affairs; salary of \$185,000 per annum, pro rata; E&G Funds; *to* Provost/Senior Vice President for Academic and Student Affairs; salary of \$210,000 per annum, pro rata; E&G funds; effective September 1, 2014

SABBATICAL

Mississippi State University

(Correction to date approved August 2014)

From: Michael E. Brown, Professor of Geosciences, *from* salary of \$77,945 per annum, pro rata; E&G Funds; *to* salary of \$38,973 for sabbatical period; E&G Funds; effective August 16, 2014 to December 31, 2015; professional improvement

To: Michael E. Brown, Professor, Geosciences, *from* salary of \$77,945 per annum, pro rata; E&T funds *to* salary of \$38,973 per annum, pro rata; E&G funds; August 16, 2015 to December 31, 2015; professional improvement.

University of Mississippi Medical Center

- Shou Tang, Associate Professor of Medicine; *from* salary of \$75,000 per annum, pro rata; E&G Funds; *to* salary of \$12,500 for sabbatical period; E&G Funds; effective November 1, 2014 to December 31, 2014; professional development

EMERITUS STATUS

University of Mississippi Medical Center

- Jonathan Fratkin, M.D.; Professor Emeritus of Pathology; effective July 1, 2014
- Kaye Bender, Ph.D.; Dean Emeritus of Nursing; effective August 1, 2014
- Barbara Rogers, Ph.D.; Professor Emeritus of Nursing; effective August 1, 2014
- George Taybos, D.D.S.; Professor Emeritus of Oral and Maxillofacial Surgery and Pathology in the School of Dentistry; effective October 1, 2014

University of Southern Mississippi

- Dolly Lloyd; Instructor Emerita of Marketing; effective July 1, 2014

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ACADEMIC AFFAIRS

Presented by Trustee Ford Dye, Chair

On motion by Trustee Dye, seconded by Trustee Hooper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Academic Affairs Agenda.

1. **System** – Approved the following recommendations based on the program productivity reviews.

a. Delete the following 3 academic programs

JSU BS in Telecommunication Engineering (CIP 14.1001)

USM MAEd Art Education (CIP 13.1302)

USM Master of Science in Early Intervention (CIP 13.1099)

b. Suspend enrollment into the following 4 academic programs

MSU Master of Architecture (CIP 04.0201)

MSU Doctor of Education (CIP 13.0101)

USM Master of Science in Interscholastic Athletic Administration (CIP 31.0504)

USM Doctor of Education in Higher Education Administration (CIP 13.0406)

Although students may earn degrees from suspended academic programs, no additional students will be accepted into these majors. If the institution does not request that a suspended program be deleted or removed from suspension within 3 academic years, OASA will recommend to the Board that the program be deleted from the academic program inventory.

c. Continue with Stipulation the following 28 academic programs (these programs will be subjected to additional review by the IHL Office of Academic and Student Affairs for two years to assess progress toward future productivity):

DSU Bachelor of Business Administration in Finance (CIP 52.0801)

DSU Bachelor of Business Administration in Insurance and Real Estate (CIP 52.1701)

DSU BSEd in Mathematics Education (CIP 13.1311)

DSU BSEd in English Education (CIP 13.1305)

DSU BS in Athletic Training (CIP 51.0913)

JSU BSEd in Mathematics Education (CIP 13.1311)

JSU BMEd in Music Education (CIP 13.1312)

JSU BSEd in Social Sciences Education (CIP 13.1317)

JSU Master of Science in Environmental Science (CIP10.103)

JSU DPH in Public Health (CIP 51.2201)

MSU PhD in Educational Psychology (CIP 42.2806)

MSU PhD in Environmental Toxicology (CIP 26.1004)

MSU PhD in Applied Psychology (CIP 30.0601)

MSU PhD in College/Postsecondary Student Counseling and Personnel Services (CIP 13.1102)

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MUW Bachelor of Art Education (CIP 13.1302)
MVSU Bachelor of Arts in Art (CIP 50.0101)
MVSU Bachelor of Music Education (CIP 13.1312)
MVSU Bachelor of Secondary Education (CIP 13.1205)
UM BAEd in Science Education (CIP 13.1316)
UM Bachelor of Southern Studies (CIP 50.122)
UMMC PhD in Pathology (CIP 26.0910)
UMMC PhD in Physiology (Human) and Biophysics (CIP 26.0900)
USM BA in American Studies (CIP 50.102)
USM BA in Economics (CIP 52.0601)
USM BA/BS in Education of the Deaf (CIP 13.1003)
USM BA in Art (CIP 50.0702)
USM BA in Religion (CIP 38.0201)
USM MS in Education (CIP 13.0301)

FINANCE AGENDA

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Finance Agenda. On motion by Trustee Perry, seconded by Trustee Blakeslee, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Perry, seconded by Trustee Dye, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #4. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #5. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #6. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #7. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #8.

1. **UMMC** – Approved the request to enter into an Application Services Provider Agreement with Atlas Database Software Corp. d/b/a Atlas Development Corporation, which will allow UMMC’s Clinical Laboratory to provide laboratory services to other healthcare organizations throughout Mississippi. Under the agreement, Atlas will provide its LabWorks software, which

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is an order management and result reporting system that automates test sharing, order routing, joint service catalog management, and system integration across a network of ordering clients and diagnostic service providers, such as laboratories, imaging centers, specialists, etc. This solution provides a web-based user interface for accessing patient data, orderable services, and diagnostic results. LabWorks incorporates UMMC's existing billing software XiFin to complete the full range of services for reference laboratory testing for other healthcare organizations throughout Mississippi. The term of the agreement is for 60 months, from on or about November 1, 2014 to October 31, 2019. The total cost of the agreement is approximately \$914,456.77. This includes the cost for implementation, interfaces, and server license fees, as well as the cost for set-up of up to ten (10) customers for UMMC. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This contract will be paid from hospital funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

2. **UMMC** – Approved the request to enter into a service agreement with GE Medical Systems Information Technologies, Inc. d/b/a GE Healthcare for the provision of corrective and preventative maintenance services and product support for diagnostic imaging and biomedical equipment for its Grenada and Holmes County Facilities. UMMC estimates that this agreement will provide a cost savings of \$268,308.80 in the first year at the Grenada facility and \$45,864.00 in the first year at the Holmes County location. The total annual savings for this agreement is estimated to be \$314,172.80 in the first year. The term of this agreement is for five (5) years beginning on November 1, 2014 through October 31, 2019. The estimated total cost for the agreement is \$6,412,588.49. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. The agreement allows for annual increases in the cost beginning after the first year. This amount is based on the current CPI or five percent (5%), whichever is lower. For cost purposes, beginning in year two, UMMC compounded the annual cost to allow 5% for CPI and 20% to cover other variable fees. This agreement will be funded through patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
3. **UMMC** – Approved the request to enter into a work order agreement for consulting services with Leidos Health, LLC to assist with the ongoing activities related to Epic, UMMC's electronic health record system. The Board also granted the Vice Chancellor of UMMC the authority to authorize any delineated project orders as covered by the statement of work and which do not change the substantive terms of the contract without further Board approval. Any changes which do impact the substantive terms of the contract will be submitted to the Board for consideration. The consulting services that are being offered in this work order are to assist UMMC's Department of Information Systems with additional Epic optimization. Specifically, this work order will provide support in telehealth, meaningful use initiatives, ongoing revenue cycle stabilization, Epic application optimization, Post Epic go-live support services, technology planning, infrastructure consulting, and project management services. The services would be utilized on an as needed basis, rather than a strict timeline. This work order has a term of

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twenty-five (25) months beginning on November 1, 2014, and ending on November 30, 2016. The termination date of the work order coincides with the termination of the master agreement. The total estimated cost for this work order is not to exceed \$2,000,000. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

4. **UMMC** – Approved the request to enter into a new informatics service master agreement with Philips Healthcare Informatics, Inc. and a subsequent service schedule for the hardware, software, image storage, disaster recovery and support related to the Intellispace PACS system (PACS), which is the radiology services image archiving system. This new master agreement and service schedule will supersede and replace the current master agreement and service schedule UMMC has in place to allow UMMC to incorporate the Grenada facility. The term of the agreement and service schedule is 5 (five) years from November 1, 2014 through October 31, 2019. The estimated total cost of this service schedule is \$9,219,140.00. The estimated cost breakdown is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by hospital patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
5. **UMMC** – Approved the request to lease from Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC., 6,060 square feet of space located in Suite F of the Grenada Medical Complex, located at 1300 Sunset Drive, Grenada, MS. The purpose of this agreement is to continue family medicine clinic operations for the citizens of Grenada, MS, in its current location. In addition, the continuation of this service addresses the educational need to train primary care physicians and provides medical education to referral/teaching physicians that in turn enhance the expertise of UMMC Grenada. The term of the lease shall be for a period of sixty (60) months beginning November 1, 2014. The total cost for lease agreement amount is \$892,516.80. The initial base year cost is \$28.02 per square foot or \$169,801.20 for the first year. Each year thereafter, the rent rate will escalate 2.5%. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
6. **UMMC** – Approved the request to lease from Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC., 1,750 square feet of space located in Suite R of the Grenada Medical Complex, located at 1300 Sunset Drive, Grenada, MS. The purpose of this agreement is to continue to offer surgical clinic needs for the citizens of Grenada, MS. In addition, the continuation of this service addresses the educational need to train physicians and provides medical education to referral/teaching physicians that in turn enhance the expertise of UMMC Grenada. The term of the lease shall be for a period of sixty (60) months beginning November 1, 2014. The total cost for lease agreement amount is \$257,740.00. The initial base year cost is \$28.02 per square foot or \$49,035.00 for the first year. Each year thereafter, the rent rate will escalate 2.5%. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This

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agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

7. **UMMC** – Approved the request to amend the existing lease agreement with Select Specialty Hospital – Jackson, Inc. to lease additional space for UMMC's Child Development Clinic (CDC). The amendment will allow UMMC to continue its mission to be the preferred provider of children's healthcare in the State of Mississippi by improving access to patients seeking services of the CDC, as well as expanding Pediatric Cardiology services in the space vacated by CDC. The existing lease agreement was effective September 1, 2013, and will expire August 31, 2022. The lease amendment will be effective November 1, 2014, and will end coterminous with the existing lease agreement. The amendment for CDC is at the Medical Office Suites rate, or \$17.50 per square foot plus annual increases up to CPI. Payments will begin following the completion of landlord improvements to the space, which is expected to be on or about January 1, 2015. The cost of the original lease agreement was \$6,796,915.10, and the amendment will cost approximately \$912,946.62, for a total cost of the amended lease agreement to be approximately \$7,709,861.72. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
8. **UMMC** – Approved the request to enter into an agreement with Werfen USA LLC d/b/a Instrumentation Laboratory (IL) to lease and service coagulation equipment and purchase testing supplies for the hospital's Clinical Laboratory. Under the agreement, IL will lease six (6) coagulation instruments to UMMC and provide services for those instruments. UMMC will purchase the necessary reagents and consumables to be used with the coagulation instruments. With this instrumentation, clinical diagnostic testing will be performed, which can indicate the presence of certain medical conditions. The term of the agreement is five (5) years, beginning on or about November 1, 2014, and continuing through October 31, 2019. The total estimated cost for the five (5) year term is \$2,078,358.44, which includes potential price increases after the first year of up to three percent (3%). The contract includes flat rates for the lease and service of the six (6) coagulation instruments, a minimum annual commitment of reagent/consumable purchases, additional purchases of reagents/consumables as needed, shipping, and optional additional training as needed. For the first twelve (12) months of the agreement, the instruments are covered under warranty. Service coverage and payments will begin at the expiration of the warranty. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

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LEGAL AGENDA

Presented by Trustee Doug Rouse, Chair

On motion by Trustee Rouse, seconded by Trustee Perry, with Trustees Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Legal Agenda. On motion by Trustee Rouse, seconded by Trustee Owens, with Trustees Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **System** – Approved the proposed new Board Policy 707.0101 Contracts with Supportive Entities for first reading. (See Exhibit 1.) The new policy will specify university obligations prior to a university contracting with supportive entities and prior to expending funds or obligating the university regarding a contemplated supportive entity building project.
2. **JSU** – Approved the consultant agreement between Jackson State University, Jackson State University Development Foundation and Worth Thomas of W.T. Consultants in accordance with Board Policy 201.0506 Political Activity. W.T. Consultants will provide a full scope of legislative liaison services within the State of Mississippi, with such services designed to achieve the state agency and governmental relations goals of Jackson State University. W.T. Consultant’s lobbyist/firm client list and the proposed contract are included in the bound *October 16, 2014 Board Working File*.

INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

FINANCE

1. **System** – The Board received the Ayers Accountability Manual as required by the settlement of *Jake Ayers, Jr., et al. and United States of America v Ronnie Musgrove, Governor, State of Mississippi, et al.* A copy of the manual is included in the *October 16, 2014 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 21, 2014 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 2.)

LEGAL

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

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ADMINISTRATION/POLICY

4. **System** – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.
- a. **ASU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 17, 2014, the Commissioner approved a lease agreement with Toyota Motor Sales, U.S.A., Inc. (“Toyota”). This agreement is for the use of a Toyota Prius to be used by the employees of ASU’s Athletic Department for recruitment and/or business travel. The lease will run for a two (2) year period, or through approximately September 17, 2016. In lieu of a rental payment, ASU will maintain the vehicle in good working order, condition and repair. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
 - b. **JSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 17, 2014, the Commissioner approved a lease agreement with Toyota Motor Sales, U.S.A., Inc. (“Toyota”). This agreement is for the use of a Toyota Prius to be used by the employees of JSU’s Athletic Department for recruitment and/or business travel. The lease will run for a two (2) year period, or through approximately September 17, 2016. In lieu of a rental payment, JSU will maintain the vehicle in good working order, condition and repair. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
 - c. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 9, 2014, the Commissioner approved the renew of a lease agreement with the United States of America (USA) 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 ARS (Agricultural Research Service) mission. The lease renewal will run for an additional twelve (12) month period and may be extended for an additional twelve (12) month period upon mutual agreement of the parties and subsequent approval of the Commissioner. This is Year 5 of a total ten (10) year lease term. In lieu of a payment of rent, government personnel will provide all necessary renovations, repairs and upkeep of the greenhouse space. The Executive

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Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.

- d. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 9, 2014, the Commissioner approved the request by MSU on behalf of its Northern Gulf Institute (NGI) to amend its current lease agreement with Mississippi State University Research & Technology Corporation (RTC). Under the amendment, the lease will be extended for an additional twelve (12) month period, October 1, 2014 through September 30, 2015. In addition, the monthly rental cost will be increased from \$5,898.60 to \$6,069.79. As background, MSU’s Northern Gulf Institute is a cooperative institute led by MSU that is made up of five academic institutions and the National Oceanic and Atmospheric Administration (NOAA). The institute conducts research of natural and human impacts on the ecosystem of the northern Gulf of Mexico. The agreement is for the lease of approximately 4,372 square feet to be used by NGI as office, meeting, and classroom at the Stennis Space Center. The lease term will run for an additional twelve month period. MSU will pay a total of \$72,837.48 for the lease of the space. In addition to rent costs, MSU will be responsible for telephone and internet services. RTC, as Lessor, will provide utilities and janitorial services. This agreement is funded in part by federal USDA grant funds and in part by university funds. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
- e. **MVSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 10, 2014, the Commissioner approved a lease agreement with Toyota Motor Sales, U.S.A., Inc. (“Toyota”). This agreement is for the use of a Toyota Prius to be used by the employees of MVSU’s Athletic Department for recruitment and/or business travel. The lease will run for a two (2) year period, or through approximately September 17, 2016. In lieu of a rental payment, MVSU will maintain the vehicle in good working order, condition and repair. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.

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- f. **UMMC** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 24, 2014, the Commissioner approved a 2nd amendment to its current lease agreement with Eye Clinic of Meridian, PLLC (Meridian). (As background, the original agreement was approved by the Commissioner on April 7, 2014 and Amendment 1 to the agreement was approved on July 8, 2014.) The agreement is for the lease of medically equipped and furnished clinical space in the Eye Clinic of Meridian facility located at 1301 20th Avenue, Meridian, MS. The area will be used by UMMC Ophthalmology physicians for the provision of specialized care to patients in this area of the State. UMMC physicians are currently on-site one (1) day per month for patient consultation and supervision. The agreement is for a five (5) year period and will run through March 31, 2019. Currently, the total cost for the lease term is \$33,000. Meridian, as Lessor, provides utilities, and, customary maintenance for the building, grounds and parking lot. Under this amendment, UMMC will increase its usage of the space from one (1) day per month to two (2) days per month. As a result, the total estimated contract cost is increased from \$33,000 to \$66,000. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
- g. **USM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On July 31, 2014, the Commissioner approved a revenue generating lease agreement with William Carey University (Carey). This agreement is for the lease of approximately 621 square feet of laboratory space in USM’s Accelerator Building. The proposed lease is for Space No. 168 which will be used by Carey to pursue the analysis and research of DNA. The lease term will run for an initial six (6) month period beginning on the date the agreement is signed and will be extended for up to five additional six (6) month terms unless written notice of termination is given by either party at least sixty (60) days prior to the end of the then current lease term. In return for the lease of the designated space, USM will receive a rent payment of \$7,762.50 per term or, a total of \$46,575 for the lease term. The university, as Lessor, will provide utilities, janitorial services and routine maintenance services for the premises. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.

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OTHER BUSINESS

- Trustee Perry noted that a October 2014 IHL Sprinkler Update has been provided which summarizes the sprinkler systems in the residential facilities on each university campus.
- On behalf of the Board, Trustee Patterson wished Trustee Ford Dye a happy birthday.
- Trustee Patterson announced there will be two committee meetings following the Board meeting: the Academic Affairs Committee and a joint meeting of the Finance and Real Estate Committees.
- Trustee Patterson reminded the trustees that the inauguration events for Dr. William Bynum, President of Mississippi Valley State University, will be held on Friday, October 17, 2014 on the MVSU campus in Itta Bena, MS.
- Trustee Patterson indicated the next Board meeting will be on November 19-20, 2014 at Alcorn State University in Lorman, MS.

**HEALTH AFFAIRS
COMMITTEE REPORT**

Wednesday, October 15, 2014

The Committee was called to order at 3:15 p.m. by Chairman Aubrey Patterson. The following items were discussed:

1. The Committee received a report on the steps taken by UMMC in preparation for any incidents of the Ebola Virus in Mississippi.

2. **Executive Session**

On motion by Trustee Perry, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether or not is should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Rouse, with Trustee Blakeslee absent and not voting, all Committee members 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: Discussion of hospital patient records and a potential real estate matter at the University of Mississippi Medical Center

During Executive Session, the following matters were discussed:

The Committee discussed hospital patient records. **No action was taken.**

The Committee received information regarding a potential real estate matter. **No action was taken.**

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On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to return to Open Session.

3. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to adjourn the meeting.

The following Committee members were present: Mr. Aubrey Patterson (Chair), Dr. Ford Dye, Mr. Shane Hooper, Mr. Alan Perry, and Dr. Doug Rouse. Committee member Mr. Ed Blakeslee was absent. Other Trustees attending included Mr. Bob Owens, Ms. Christy Pickering and Mr. C. D. Smith.

EXECUTIVE SESSION

On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to close the meeting to determine whether or not is should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Hoper, with Trustee Cummins absent and not voting, 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:

Discussion of three state university personnel matters.

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

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

On motion by Trustee Perry, seconded by Trustee Robinson, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve the recommendation to extend Dr. Mark Keenum's contract for an additional four years beginning November 1, 2014 and to increase the state funded amount from \$220,500 to \$227,370 and request the MSU Foundation increase the supplement from \$208,500 to \$227,370.

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

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

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ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- Exhibit 1 Proposed new Board Policy 707.0101 Contracts with Supportive Entities for first reading.
- Exhibit 2 Real Estate items that were approved by the IHL Board staff subsequent to the august 21, 2014 Board meeting.
- Exhibit 3 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

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SYSTEM –FIRST READING OF NEW POLICY 707.0101 CONTRACTS WITH SUPPORTIVE ENTITIES

The Board understands and appreciates that foundations, alumni associations and other entities, such as businesses and corporations, (all referred to collectively as supportive entities) may, in appropriate cases, provide substantial assistance to the universities through arrangements other than a direct transfer of funds to the university itself. For example, a supportive entity may act to own, purchase, build or develop buildings or other facilities that are designed to be used by the institution itself or by students of the institution. Such arrangements are often beneficial to the institutions.

The financial health of the university system as a whole makes it necessary that the Board conduct the necessary review to ensure that all such projects are self-sufficient and that there has been appropriate use by foundations and alumni associations of resources provided by private donors to benefit the universities. Even if such projects involve financial arrangements that are directly and formally borne by the supportive entities, the indirect effect of such arrangements may be to place upon the universities or the students the ultimate burden of that financial cost. For example, a supportive entity that incurs its own debt to construct a dormitory may bear the burden of repayment; however, if as a practical matter the university has an implied or other obligation to lease the dormitory to students to provide the revenues to repay the indebtedness, the students ultimately bear the cost of the debt.

To ensure appropriate oversight, Board approval is required for any contract or other arrangement of any university with any supportive entity (or with any entity associated or affiliated with, or sponsored or created by, any supportive entity) relating to constructing, building, developing, operating, or managing any facility to be used by the university itself, any entity related to the university, or the students of the university. There shall be a *de minimus* exception to this policy if the Commissioner finds and notifies the Board prior to execution of any such contract or arrangement that the project, over the total life of the contract or arrangement, will involve an amount less than \$250,000 in expenditures by a supportive entity, by the university, and by the students of the university.

Any such contract or arrangement must provide adequate assurance that entities participating in such projects are selected on the basis of such factors as ability, quality, price and all factors required by applicable laws, and not as a result of favoritism or improper influence. Thus, it is expected that all such arrangements would involve appropriate procedures that would allow consideration of a number of entities seeking to provide any service, rather than just one such entity. It is also expected that all consideration of the project would be conducted so as not to allow “favored participation” in the planning process in a manner that would provide any substantial advantage to any one entity seeking to provide the services. Additionally, since arrangements that have a financial effect on public institutions and students are of vital interest to the public, stringent efforts should be taken to conduct all preliminary or other consideration of such a method in a manner that does not create any public perception

EXHIBIT 1

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that inappropriate favoritism is being shown to a particular entity. Finally, of course, any such arrangements must provide adequate assurance for verification that the costs to be incurred are reasonable and appropriate.

Any university proposing to undertake any such contract or arrangement with a supportive entity is required to notify the Commissioner before any substantial expenditure of funds has commenced and before any associated contract with the university is executed, and if approval by the Board is required, to secure approval before any substantial expenditure of funds by the university or the supportive entity has been made, and before any associated contract with the university is executed.

EXHIBIT 2

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SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE AUGUST 21, 2014 BOARD MEETING SUBMISSION DEADLINE

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

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

ALCORN STATE UNIVERSITY

1. ASU- GS 101-292 – Bowles Hall Renovations

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$20,410.40 and fifteen (15) additional days to the contract of Flagstar Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 12, 2014

Change Order Justification: Change Order #3 is necessary to revise the casework containing the under counter oven to agree with the ADA heights for the accepted submitted oven, to add a glass wall system at the 3rd floor reception area, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$27,363.64.

Project Initiation Date: August 18, 2011

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

General Contractor: Flagstar Construction Company, Inc.

Project Budget: \$8,200,000.00

DELTA STATE UNIVERSITY

2. DSU- GS 102-237 – Caylor White Walters Phase III Rebid

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$23,252.92 and eleven (11) additional days to the contract of Panola Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 25, 2014

Change Order Justification: Change Order #4 is necessary to reroute water from phase 3 to bathrooms at the planetarium, pricing for rerouting service, provide plugmold instead of wiremold on endcaps of student workstations, 3 illuminated exit signs, installation at various doors, credit for a door which was to be a “B” type door in a “4” type frame, cut an opening in the west planetarium wall, install a hollow metal doorframe & hardware

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plus carpet/vet threshold, provide 2 cmu walls & extend to deck and paint, cut cmu to create a finished masonry opening into the hallway where the existing door is to be removed, add offset to existing fire main riser, provide a price for labor & materials to route plumbing lines across a hallway and up into a new chase and additional days for work as indicated herein.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$622,081.34.

Project Initiation Date: August 18, 2011

Design Professional: Architecture South, P.A.

General Contractor: Panola Construction Company, Inc.

Project Budget: \$16,915,249.00

JACKSON STATE UNIVERSITY

3. JSU- GS 103-267 – Alexander Center Renovation Phase I

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$523,500.00 and one hundred (100) additional days to the contract of Coleman Hammons Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 30, 2014

Change Order Justification: Change Order #3 is necessary to replace the existing roofing over the entire building (west wing, east wing and middle wing) and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$652,828.11.

Project Initiation Date: June 16, 2011

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Coleman Hammons Construction Company, Inc.

Project Budget: \$7,684,000.00

MISSISSIPPI STATE UNIVERSITY

4. MSU- GS 105-345 (GC002) – MSU Classroom Building with Parking (Mechanical)

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$5,222.62 and zero (0) additional days to the contract of Upchurch Plumbing, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 1, 2014

Change Order Justification: Change Order #2 is necessary to install a French drain system around the transformers & connect to the new storm sewer inlet, credit for controls bid coming in under the allowance, and to raise the existing sconces on the interior of the central plant at the new mezzanine so they are out of sitelines.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$10,427.96.

Project Initiation Date: August 19, 2010

Design Professional: Belinda Stewart Architects, P. A.

EXHIBIT 2

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General Contractor: Upchurch Plumbing, Inc.

Project Budget: \$41,314,339.00

5. **MSU – GS 113-134 – Wise Center Classroom Addition**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$23,000.06 and twenty-eight (28) additional days to the contract of Tyler Construction Group Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 18, 2014

Change Order Justification: Change Order #1 is necessary to relocate the existing 10” waterline, reduce the width of the sidewalk/stair, reconfigure the retaining wall, connect the existing 10” roof drain to the new 24” x 24” grate inlet and additional days for work as indicated herein.

Total Project Change Order and Amount: One (1) change order for a total amount of \$23,000.06.

Project Initiation Date: October 21, 2010

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

General Contractor: Tyler Construction Group Corporation

Project Budget: \$3,775,077.33

6. **MSU – IHL 205-231 – MSU South Entrance Road**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Neel-Schaffer, Inc.

Staff Approval Date: APPROVED, July 1, 2014

Project Initiation Date: August 15, 2007

Design Professional: Neel-Schaffer, Inc.

General Contractor: TBD

Project Budget: \$18,700,000.00

7. **MSU – IHL 205-260 – Expansion & Renovation to Davis Wade Stadium**

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$636,707.10 and zero (0) additional days to the contract of Harrell Contracting Group, LLC.

Approval Status & Date: APPROVED, July 22, 2014

Change Order Justification: Change Order #4 is necessary for a new trench drain at the field terrace, two additional pre-cast seating unit drains, piping for loge seating trench drains, revision to the electrical room walls, piping to six area drains at the lower bowl seating area, plumbing provisions for 2 sinks in the field club suites, revisions due to grade issues at the south plaza, public access improvements for the north lower bowl seating area, new storm drain to be relocated and inlets reworked, additional electrical metering, added floor drain to paint storage room, additional lighting at south ticket gate ramp, scoreboard revisions, additional fencing, gate & paving, new handicap ramp, new limestone finish at the west concourse, HVAC added to first aid room, plumbing & electrical work for ARAMARK, louvered door for pump room, new water line to existing ARAMARK prep room & field paint area, additional paper towel dispensers, main electrical stair & door revisions, removal of ductwork & installation of new ductwork at the field club level, replace existing west stadium seating joint, add tube steel header to

EXHIBIT 2

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west entry gates, custom elevator buttons, temporary provisions for west concourse fire protection, pedestrian waterproofing in lieu of sub-roof system at scoreboard club terrace tub slab, ceiling for elevator control room, field terrace revisions, coiling door revisions, loading dock equipment power, field level ramp to east stadium, relocation of HVAC heating pumps, revised exhaust duct routing, chilled water piping relocated due to space clearance, floor drains added beneath mid bowl, modifications to new coolers & freezers in commissary kitchen, additional panels for new breakers due to space requirements, additional chair back seats in suites 1&2, and to paint the back side of the southwest elevator to match adjacent surfaces.

Total Project Change Order and Amount: Four (4) change orders for a total amount of \$2,249,276.27.

Project Initiation Date: May 19, 2011

Design Professional: LPK Architects, P.A.

General Contractor: Harrell Contracting Group, LLC

Project Budget: \$80,000,000.00

8. **MSU– IHL 205-272 (Phase I Base Building) – Campus Services Shop Building**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,451,000 to the apparent low bidder, Weathers Construction, Inc.

Approval Status & Date: APPROVED, July 1, 2014

Project Initiation Date: October 17, 2013

Design Professional: Michael T. Muzzi, AIA, AUA

General Contractor: Weathers Construction, Inc.

Project Budget: \$2,000,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

9. **MUW– GS 104-182 – Fant Library Renovation – PH II**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$9,343.24 and zero (0) additional days to the contract of Amason & Associates, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 10, 2014

Change Order Justification: Change Order #1 is necessary to install 12 temporary power/data outlets at the library for student use, reroute temporary ductwork installed in Phase I to allow construction of women's toilets & demolition of existing floor toilets, provide a credit for the controls allowance, and for eliminating water heating piping & preheat coils that were made redundant while reengineering AHU's to ensure clearances in the mechanical penthouse, and to provide gas service to the gas-powered standby generator.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$9,343.24.

Project Initiation Date: October 21, 2010

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

General Contractor: Amason & Associates, Inc.

Project Budget: \$5,400,000.00

EXHIBIT 2

October 16, 2014

MISSISSIPPI VALLEY STATE UNIVERSITY

10. MVSU – GS 106-218 – New President’s Home

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$2,650.67 and zero (0) additional days to the contract of David Smith Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 25, 2014

Change Order Justification: Change Order #1 is necessary to change the vent hood surround from 36” to 48”, also field finish the vent hood surround in lieu of factory finish and add an additional chandelier.

Total Project Change Order and Amount: One (1) change order for a total amount of \$2,650.67.

Approval Request #2: Increase in Budget

In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by C.D. Smith, Chair of the Real Estate and Facilities Committee on September 8, 2014, approving a budget increase for the New President’s Home . The project budget was increased from \$1,292,696 to \$1,456,313 for an increase of \$163,617. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Budget Increase Justification: The increase in the project budget is necessary to expedite the construction of the road/driveway to the house and provide for a commemorative plaque. The road was originally planned to be bid as a separate project but the BOB would prefer to include it as part of the current project.

Interim Approval Status & Date: APPROVED, September 8, 2014

Project Initiation Date: March 20, 2009

Design Professional: Shafer & Associates Architects, PLLC

General Contractor: David Smith Construction, Inc.

Project Budget: \$1,456,313.00

11. MVSU – GS 106-237 – Harrison Renovation

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$14,684.62 and fourteen (14) additional days to the contract of Evan Johnson & Sons Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 29, 2014

Change Order Justification: Change Order #2 is necessary to recircuit electrical power to the aquatic building, credit for doors at stairwells, credit on electrical panels, install LED lighting at teamstore and paint the column, relocate the chiller and additional days for work as indicated herein.

Total Project Change Order and Amount: Two (2) change orders for a total amount of \$82,466.82.

Project Initiation Date: October 21, 2010

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

General Contractor: Evan Johnson & Sons Construction, Inc.

Project Budget: \$17,775,000.00

EXHIBIT 2

October 16, 2014

UNIVERSITY OF MISSISSIPPI

12. UM – GS 107-311 – Music Hall West Wing Renovation

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the **credit amount** of \$37,280.00 and two (2) additional days to the contract of D. Carroll Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 1, 2014

Change Order Justification: Change Order #1 is necessary to remove two additional trees, credit for controls allowance and additional days for work as indicated herein.

Total Project Change Order and Amount: One (1) change order for a total **credit amount** of \$37,280.00.

Project Initiation Date: November 15, 2011

Design Professional: Shafer & Associates, PLLC

General Contractor: D. Carroll Construction, LLC

Project Budget: \$3,400,000.00

13. UM– IHL 207-341 – Thad Cochran Natural Products Center – Phase II

Approval Request #1: Change Order #8

Board staff approved Change Order #8 in the **credit amount** of \$114,268.00 and four (4) additional days to the contract of Carothers Construction, Inc.

Approval Status & Date: APPROVED, July 5, 2014

Change Order Justification: Change Order #8 is necessary to add communications outlets in several offices, adding drywall expansion joints at soffits, adjusting the reverse osmosis allowance, adding chase walls in the corridors, adding a 60-amp feeder and 60amp bucket for VFD serving, adding a fire alarm & power to the fire smoke dampers, adding fire-rated plywood to the communications rooms, additional supply and return RO piping connection, credit for deleting nitrogen/argon storage enclosure, refrigeration line sets for the walk-in coolers & freezers, signage allowance & screen wall allowance, relocation of the existing 4” acid waste pipe at the 3rd floor renovation area, ductwork modifications, relocation of hoods at the autoclaves in various rooms, reworking 100 7M2 columns at the 4th floor roof parapet and additional days for work as indicated herein.

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$168,444.19.

Project Initiation Date: May 20, 2010

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

General Contractor: Carothers Construction, Inc.

Project Budget: \$40,000,000.00

14. UM– IHL 207-353 – Coulter Hall Addition and Renovation

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$5,142.00 and eighteen (18) additional days to the contract of Carothers Construction, Inc.

Approval Status & Date: APPROVED, August 14, 2014

Change Order Justification: Change Order #4 is necessary for additional underground work and additional days for work as indicated herein.

EXHIBIT 2

October 16, 2014

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$62,123.00.

Project Initiation Date: February 16, 2012

Design Professional: Barlow Eddy Jenkins/CDFL – A Professional Association

General Contractor: Carothers Construction, Inc.

Project Budget: \$18,000,000.00

15. UM– IHL 207-354 – Honors College Renovation and Addition

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$460,126.03 and twenty-eight (28) additional days to the contract of Hooker Construction, Inc.

Approval Status & Date: APPROVED, July 30, 2014

Change Order Justification: Change Order #1 is necessary to reroute existing sanitary sewer piping, including two manholes, rerouting of fire sprinkler main piping & the storm sewer behind Kappa Delta House to make room for other new utilities, interior renovation of kitchen & basement study dungeons, new raised exterior deck and additional days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$460,126.03.

Project Initiation Date: November 17, 2011

Design Professional: The McCarty Company Design Group, P.A.

General Contractor: Hooker Construction, Inc.

Project Budget: \$6,600,000.00

16. UM– IHL 207-361 – Lamar Hall Phase IIB

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the amount of \$48,880.58 and seventy-six (76) additional days to the contract of D. Carroll Construction, LLC.

Approval Status & Date: APPROVED, July 28, 2014

Change Order Justification: Change Order #6 is necessary to replace unstable CMU backup at the east elevations below the plaza stair, credit not to paint basement ceiling due to existing acoustical/thermal spray insulation, modify existing door frames to receive glass transoms, credit for deletion of the first floor interior slab to wall waterproofing, new exhaust snorkel at Archeology Lab, power to instantaneous water heaters in two rooms, additional wall support, electrical repair, and resetting of the supply fan at the AHU plenum, additional VCT required to complete the final floor pattern at the 5th floor, light and switch at the refurbished service elevator pit, and emergency lighting at the existing classrooms and additional days for work as indicated herein.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$597,840.15.

Project Initiation Date: August 16, 2012

Design Professional: Barlow Eddy Jenkins Architects, P.A.

General Contractor: D. Carroll Construction, LLC

Project Budget: \$7,800,000.00

17. UM– IHL 207-371 – Stockard Hall Elevator Refurbishment

Approval Request #1: Change Order #1

EXHIBIT 2

October 16, 2014

Board staff approved Change Order #1 in the amount of \$38,688.00 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: APPROVED, June 25, 2014

Change Order Justification: Change Order #1 is necessary for replacement of cost for elevator doors, added electrical controls for automatic transfer switch, and cost for an interim maintenance agreement for elevators.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$38,688.00.

Project Initiation Date: March 21, 2013

Design Professional: Corbett Legge and Associates, PLLC

General Contractor: Barnes & Brower, Inc.

Project Budget: \$1,100,000.00

18. UM– IHL 207-375 – Student Housing Phase II

Interim Approval: In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on February 3, 2014 to approve the appointment of the design professional and increase the project budget from \$2,000,000.00 to \$40,000,000.00 for a total increase of 38,000,000.00.

Interim Approval Status & Date: July 14, 2014

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by The McCarty Company – Design Group, P.A.

Approval Status and Date: APPROVED, July 30, 2014

Project Initiation Date: November 21, 2013

Design Professional: The McCarty Company – Design Group, P.A.

General Contractor: TBA

Project Budget: \$40,000,000.00

19. UM– IHL 207-378 – New Student Housing at Northgate

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the **credit amount** of \$74,834.00 and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, July 10, 2014

Change Order Justification: Change Order #1 is necessary to reduce the controls allowance, to deduct for relocation of storm pipe, and the cost to undercut unsuitable material from under the north retaining wall to support this wall.

Total Project Change Orders and Amount: One (1) change order for a total **credit** amount of \$74,834.00.

Project Initiation Date: February 20, 2014

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

General Contractor: Roy Anderson Corporation

Project Budget: \$20,500,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

20. UMMC – IHL 209-532 – Cardiovascular Renovations

EXHIBIT 2

October 16, 2014

Approval Request #1: Change Order #15

Board staff approved Change Order #15 in the amount of \$70,446.00 and eighty-two (82) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, June 20, 2014

Change Order Justification: Change Order #15 is necessary to remove & replace asphalt with reinforced concrete, adding fire dampers at the basement, adding a shelf in order to install storage racks in the catheter storage area, patching the floor in labs, and additional days for work as indicated herein.

Approval Request #2: Change Order #16

Board staff approved Change Order #16 in the amount of \$45,940.00 and fourteen (14) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 22, 2014

Change Order Justification: Change Order #16 is necessary to provide additional fiber and data for the fire alarm panels, exterior exit walkway widened, milling the road an additional 2" and overlaying with asphalt up to where the road had been replaced, new fire alarm devices (reprogrammed) into existing fire alarm panels in various locations, additional conduit for proper functioning of equipment, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Fifteen (16) change orders for a total amount of \$825,046.84.

Project Initiation Date: February 18, 2010

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

General Contractor: Fountain Construction Company, Inc.

Project Budget: \$20,182,526.00

21. UMMC – IHL 209-548 – School of Medicine - Utilities

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$0 and zero (0) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 18, 2014

Change Order Justification: Change Order #4 is necessary for administrative purposes only, a procedural budget modification between UMMC and MDA.

Approval Request #2: Change Order #5

Board staff approved Change Order #5 in the amount of \$102,382.00 and twenty-eight (28) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 18, 2014

Change Order Justification: Change Order #5 is necessary to reroute natural gas piping to avoid the footprint of planned Garage C, provide labor & materials to support directional boring & buried piping, modify valve locations & pipe sizes, install two 12-in. underground isolation valves in existing fire main to limit the impact of shutdown, account for existing valves that do not properly hold closure, allow for planned sequencing of Phase G, install valves as indicated, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$121,787.00.

Project Initiation Date: August 15, 2013

EXHIBIT 2

October 16, 2014

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

General Contractor: Fountain Construction Company, Inc.

Project Budget: \$10,000,000.00

22. UMMC– IHL 209-549 – Hospital Main Lab Serology & Virology Renovations 2013

Approval Request #1: Schematic Design Documents

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

Approval Status and Date: APPROVED, July 10, 2014

Project Initiation Date: January 16, 2014

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBA

Project Budget: \$1,720,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

23. USM– IHL 208-313 – Fine Arts Complex Tornado Repairs & Renovations – PH II

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$149,107.36 and ninety (90) additional days to the contract of B.W. Sullivan Building Contractor, Inc.

Approval Status & Date: APPROVED, June 9, 2014

Change Order Justification: Change Order #2 is necessary to credit for steam cleaning the carpet, deletion of door signs & material, deleting one coat of floor wax, deleting all Cisco equipment & installation, change conduit to surface mounted wiremold, reroute & add conduit for camera & monitor control cable, door alarm system, raise existing energy management control, conduit & wiring to above the unistrut grid in the Gallery/Museum, rework & extend fire alarm circuits for duct detectors, and mount to new air ducts at air handlers, connect electrical power to new control panel for the organ, install spare conduit in the George Hurst Bldg., install flooring & base, change six projector mounts, install a scissor projector left in Gallery/Museum, install a fire alarm system, install two conduits from the current AV conduit location, stage right to AV equipment control box location, replace existing acoustical ceiling grid and tiles, remove, clean & reinstall existing light fixtures in various rooms, replace existing acoustical ceiling grid & tiles in various corridors, replace corridor lighting, and additional days for work indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$170,107.35

Project Initiation Date: June 4, 2013

Design Professional: Allred Architectural Group

General Contractor: B.W. Sullivan Building Contractor

Project Budget: \$5,402,302.84

EXHIBIT 3

October 16, 2014

SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Ware/Gasparian (statement dated 9/1/2014) from the funds of Mississippi State University. (This statement, in the amount of \$2,500.00, represents services and expenses in connection with immigration/labor certifications.)

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

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 7/30/14 and 8/13/14) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,624.00 and \$1,608.00, respectively, represent services and expenses in connection with legal advice regarding federal income tax audits.)

TOTAL DUE.....\$ 8,232.00

Payment of legal fees for professional services rendered by Evans Petree (statements dated 6/2/14, 7/17/14 and 8/1/14) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,288.19, \$4,145.98 and \$3,400.00, respectively, represent services and expenses in connection with legal advice regarding Construction Defects at the Inn at Ole Miss.)

TOTAL DUE.....\$ 13,834.17

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 5/12/14) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$6,100.50, represents services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 6,100.50

Payment of legal fees for professional services rendered by Kitchens Hardwick (statements dated 8/1/14 and 9/3/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$280.50 and \$19,372.00, respectively, represent services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 19,652.50

Payment of legal fees for professional services rendered by Bryan/Nelson (statement dated 9/5/14) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,290.60, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,290.60

EXHIBIT 3

October 16, 2014

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 8/20/14) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with legal advice regarding the Toxicology Laboratory Building – FEMA Arbitration - \$1,176.00.)

TOTAL DUE.....\$ 1,176.00

Payment of legal fees for professional services rendered by Mayo Mallette (statement dated 9/10/14) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$313.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 313.50

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 7/30/14, 7/30/14, 7/30/14, 7/30/14, 7/30/14, 7/30/14, 8/22/14, 8/22/14, 8/22/14 and 8/22/14) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Laser-Induced Breakdown Spectroscopy for Specimen Analysis” - \$192.00; “MOS Charge Pump” - \$192.00; “General IP Matters” - \$168.00; “Methods for Maize Transformation Coupled with Adventitious Regeneration Utilizing Nodal Section Explants and Mature Zygotic Embryos” - \$48.00; “Steele – Solid Heat Carrier Pyrolysis Reactor” - \$600.00; “Alcohol Esterification (Condensor Train)” - \$216.00; “Live Attenuated Catfish Vaccine” - \$936.00; “Alcohol Esterification (Condensor Train)” - \$50.00; “Laser-Induced Breakdown Spectroscopy for Specimen Analysis” - \$72.00 and “MOS-Charge Pump” - \$72.00, respectively.)

TOTAL DUE.....\$ 2,546.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 8/25/14, 8/25/14 and 8/26/14) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Cache Mapping Technology” - \$1,577.10; “Stuttering Inhibition Device” - \$362.00 and “Animal Model of Anxiety and Depression” - \$168.00, respectively.)

TOTAL DUE.....\$ 2,107.10

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 8/12/14 and 8/13/14) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Highly Selective Sigma Receptor Ligands Radioligands” - \$1,175.00 and “Synthesis and Evaluation of Dual-Activity Opioid-NPFF Ligands” - \$3,650.00, respectively.)

TOTAL DUE.....\$ 4,825.00

EXHIBIT 3

October 16, 2014

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 8/15/14) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Indolinize-Based Donors as Organic Sensitizer Components for Dye Sensitizers” - \$3,177.00; “Methods for Detecting Humans” - \$1,028.00; “Novel Tools for Assessing the Skin Sensitization Potential of Chemicals” - \$66.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$3,999.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$422.00 and “Gas Separating Membranes” - \$326.50.)

TOTAL DUE.....\$ 9,019.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 8/15/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$198.00, \$38.00, \$471.50 and \$2,901.00, represent services and expenses in connection with intellectual property/patents.)

TOTAL DUE.....\$ 3,608.50