

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
September 19-20, 2024**

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 in Room 2B at the Mississippi State University Riley Center in Meridian, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 22, 2023, to each and every member of said Board said date being at least five days prior to this September 19-20, 2024 meeting. At the above-named place the following members were present to wit: Mr. Don Clark, Jr., Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Jerry L. Griffith, Mr. Jimmy Heidelberg, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey (via Zoom), Mr. Bruce Martin, Mr. Gee Ogletree, Mr. Hal Parker (via Zoom), Mr. Gregg Rader, and Mr. Charlie Stephenson. The meeting was called to order by Mr. Bruce Martin, President. Trustee Greg Rader introduced his son, Mr. Bryce Rader, Pastor of Discipleship at Christ Fellowship Church of Williamsburg, Virginia, who provided the invocation.

APPROVAL OF THE MINUTES

On motion by Trustee Cummings, seconded by Trustee Griffith, with Trustees Luckey and Parker participating via Zoom, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meetings held on July 30, 2024, August 15, 2024 and August 30, 2024.

CONSENT AGENDAS

On motion by Trustee Hubbard, seconded by Trustee Heidelberg, with Trustees Luckey and Parker participating via Zoom, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

FINANCE

1. **ASU** – Approved the request to enter a service agreement with The National Organization of Professional Black NRCS Employees (NOPBNRCSE) to host a training session for up to 150 Socially Disadvantaged Farmers and Ranchers (SDFRs) in conjunction with the spring 2025 meeting for NOPBNRCSE members. The agreement aims to fund training and technical support to increase the number of new and beginning minority farmers participating in United State Department of Agriculture (USDA) programs. The agreement shall commence on October 1, 2024, and continue through September 30, 2025, unless terminated earlier in accordance with the termination provisions of this agreement. The total contract cost shall not exceed \$495,000. Payment will be issued within 45 days after delivery of the services (training event) upon receipt of an invoice based on actual services rendered. The contract will be funded by federal funds –cooperative agreement with USDA-NIFA (USDA-National Institute of Food and Agriculture). Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

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2. **MSU** – Approved the request to escalate the FY2024 educational & general budget for the College of Veterinary Medicine. The escalation will address the financial impact associated with increased clinical caseloads and patient visits. These changes have significantly increased expenses. Hospital income exceeded budget by \$800,000 and will be used as the source of revenue for these additional expenses.

Mississippi State University - College of Veterinary Medicine General Budget Revisions by Major Object			
Category	Current Budget	Increase/(Decrease)	Revised Budget
Salaries	\$ 32,416,696.00	\$ -	\$ 32,416,696.00
Wages	-	-	-
Fringe Benefits	8,212,213.00	-	8,212,213.00
Total Salaries, Wages, and Fringe Benefits	40,628,909.00	-	40,628,909.00
Travel and Subsistence	184,975.00	-	184,975.00
Contractual Services	5,993,249.00	-	5,993,249.00
Commodities	5,806,609.00	800,000.00	6,606,609.00
Capital Outlay			
Non-Equipment	161,286.00	-	161,286.00
Equipment	1,592,936.00	-	1,592,936.00
Total Capital Outlay	1,754,222.00	-	1,754,222.00
Mandatory Transfers			
Debt Service	-	-	-
Matching	-	-	-
Other	934,603.00	-	934,603.00
Total Mandatory Transfers	934,603.00	-	934,603.00
Non-Mandatory Transfers			
Auxiliary Support	-	-	-
Building Projects	-	-	-
Other	-	-	-
Total Non-Mandatory Transfers	-	-	-
Increase in Fund Balance	-	-	-
Total Uses of Funding	\$ 55,302,567.00	800,000.00	\$ 56,102,567.00

3. **MSU** – Approved the request on behalf of the Mississippi Agricultural and Forestry Experiment Station (MAFES) to escalate the special source funds budget for FY 2024. The escalation will address the financial impact of federal dollars appropriated from multiple federal fiscal years being expended during one state fiscal year due to supply chain issues following impacts from Covid-19. Increased federal funds of \$834,684 will provide the source of revenue for additional expenses.

Mississippi State University - Mississippi Agricultural & Forestry Experiment Station General Budget Revisions by Major Object			
Category	Current Budget	Increase/(Decrease)	Revised Budget
Salaries	\$ 18,060,835.00	\$ -	\$ 18,060,835.00
Wages	-	-	-
Fringe Benefits	5,518,728.00	-	5,518,728.00
Total Salaries, Wages, and Fringe B	23,579,563.00	-	23,579,563.00
Travel and Subsistence	323,726.00	-	323,726.00
Contractual Services	6,414,585.00	-	6,414,585.00
Commodities	3,593,433.00	-	3,593,433.00
Capital Outlay			
Non-Equipment	-	-	-
Equipment	10,504.00	834,684.00	845,188.00
Total Capital Outlay	10,504.00	834,684.00	845,188.00
Mandatory Transfers			
Debt Service	-	-	-
Matching	-	-	-
Other	-	-	-
Total Mandatory Transfers	-	-	-
Non-Mandatory Transfers			
Auxiliary Support	-	-	-
Building Projects	-	-	-
Other	-	-	-
Total Non-Mandatory Transfers	-	-	-
Increase in Fund Balance	-	-	-
Total Uses of Funding	\$ 33,921,811.00	834,684.00	\$ 34,756,495.00

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4. **USM** – Approved a Lease to sublease portions of port facilities to the National Oceanographic and Atmospheric Association (NOAA) including:
- Office, Lab, Workshop and Related Space: 25,683.48 rentable square feet, yielding approximately 15,262 ANSI/BOMA Office Area (ABOA) square feet of office, lab, workshop and related space located on the 1st, and 3rd elevated floors of the Building. The approximately 15,262 ABOA square feet is designated for NOAA as Subleasable Space for Revenue Sharing.
- Covered Secure Storage: 9,337 rentable square feet, yielding approximately 6,820 ABOA square feet of office and related space located on the GROUND floor of the Building.
- Pier Space: 696 linear feet of Deep Water Pier Space (for NOAA vessels) and a small boat pier with a minimum of 180 linear feet for small boats (i.e., more than one), dedicated for NOAA’s exclusive use.
- Outdoor Laydown Space: 166,171 square feet of fenced, secure outdoor laydown space for ship support / wareyard space and storage for NOAA’s exclusive use.
- Offsite Equipment Storage (Hurricane Evacuation Space): Access to offsite equipment storage for use during severe weather or emergency evacuation events.
- Dedicated Roof / Antenna Space: 467 square feet of dedicated roof/antenna space.
- Parking: Non-exclusive access to parking spaces.
- The Lease has a Term of 20 years with 15 years Firm (after 15 years NOAA may terminate the Lease with 365 days written notice). (USM/IHL has legislative authorization under 2022 HB1247 as amended by 2023 HB877 to lease/sublease portions of the property administered by the Mississippi State Port Authority at Gulfport for a term not to exceed forty (40) years.) NOAA will pay USM annual rent, payable in monthly installments in arrears, at the following rates when all leased premises are accepted: Years 1-5 \$1,459,206.90; Years 6-10 \$1,599,793.30; Years 11 -15 \$1,722,613.67; and Years 16-20 \$1,704,704.39. Operating Costs and Insurance allocation costs are subject to adjustment during the term of the lease. Certain portions of the leased premises are not yet available (Pier Space and Evacuation Space). Until required improvements are complete and the Pier Space and Evacuation Space are accepted, NOAA will pay USM annual rent of \$1,155,166.90. Lease payments from NOAA for the entire term would be up to \$32,431,591.30 exclusive of adjustments for operating costs and insurance allocation. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

REGULAR AGENDAS

FINANCE AGENDA

Presented by Trustee Hal Parker, Chair

Trustee Clark recused himself from discussing or voting on item #1 on the Finance Regular Agenda by leaving the room before there was any discussion or vote regarding the same. After Trustee Clark left the room, on motion by Trustee Rader, seconded by Trustee Hubbard, with

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Trustees Clark absent and not voting and with Trustees Luckey and Parker participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1.

1. **JSU** – Approved the request to enter a contractual service agreement with Bob Rogers Travel, Inc. (BRT) for the purpose of passenger charter services which includes travel, transportation, lodging, meals, attraction, administrative, accidental and other additional costs associated with travel for the JSU Sonic Boom of the South Marching Band for a period of six days and five nights. The term of the contract is December 28th, 2024 through January 2, 2025. The total estimated cost of this agreement is \$895,100. In the event that the travel requires additional fuel costs, the parties agree the fuel costs shall not exceed \$50,000, for a total contract value not to exceed \$945,100. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay the charter services and booking fees in advance of the travel date via two installment payments. The first payment in the amount of \$596,733.34 will be paid on September 27, 2024 and the remaining balance will be paid on October 25, 2024. The agreement will be funded with Education and General Program Funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE AGENDA

Presented by Trustee Gregg Rader, Chair

Trustee Ogletree recused himself from discussing or voting on item #1 on the Real Estate Regular Agenda by leaving the room before there was any discussion or vote regarding the same. Trustee Clark recused himself and remained out of the room while item #1 was discussed and voted on. After Trustee Ogletree left the room, on motion by Trustee Rader, seconded by Trustee Stephenson, with Trustees Clark and Ogletree absent and not voting and with Trustees Luckey and Parker participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1. Trustees Clark and Ogletree returned to the room following the discussion and vote on item #1 on the Real Estate Regular Agenda.

1. **MSU** – Consistent with the Board's actions during its March 2024 meeting, the Board reviewed and approved the request by MSU on for and on behalf of its Forestry and Wildlife Research Center, to proceed to closing of a transaction among MSU, the Mississippi Department of Environmental Quality (MDEQ), and the Mississippi Forestry Commission (MFC), as Buyers, and Weyerhaeuser Company (Weyerhaeuser), as Seller, through which MSU will acquire an approximate 14,000-acre tract of land along the Wolf River in Hancock and Harrison counties. Under the Purchase and Sale Agreement (PSA), Weyerhaeuser as the Seller, and MSU, along with MDEQ and MFC as the flow-through funding agencies, are jointly acting as Buyers. MSU, however, will be the sole fee title holder of the property. Pursuant to the terms of the proposed PSA, the Buyers obtained an appraisal after execution of the PSA pursuant to the Uniform Appraisal Standards for Federal Land Acquisitions (UASFLA), which requires a primary appraisal followed by an independent review appraisal. The UASFLA compliant primary appraisal and review appraisal have been obtained, establishing fair market value of the property at

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\$27,177,061.00. Weyerhaeuser accepted the appraised value as the purchase price, and the parties have now executed an amendment to the Purchase and Sale Agreement reflecting the same. The parties are on track to close the transaction by November 1, 2024. The purchase price for the project will be funded through a combination of funding by the NFWF Gulf Environmental Benefit Fund (GEBF), the U.S. Forest Service's Forest Legacy Program, and if necessary, The Nature Conservancy. No MSU funds will be used to purchase the property. A Phase I Environmental Site Assessment (ESA) is required before presenting any property to the Board for consideration of purchase or acquisition. The Phase I ESA did not reveal any recognized environmental conditions, controlled recognized environmental conditions, or significant data gaps in connection with the subject property. A copy of the property description and all legal documentation are on file with the IHL Office of Real Estate and Facilities. The Attorney General's Office has reviewed this item for compliance with state law and found it to be acceptable.

ADMINISTRATION/POLICY AGENDA

Presented by Commissioner Alfred Rankins, Jr.

On motion by Trustee Cummings, seconded by Trustee Hubbard, with Trustees Luckey and Parker participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Administration/Policy Regular Agenda.

1. **SYSTEM** – Approved the following individuals to serve on the Mississippi University Research Authority (MURA) in accordance with the Mississippi University Research Authority.

By virtue of the Act, the following are MURA members:

Vice President of the Board of Trustees – Mrs. Jeanne Luckey
Executive Director of the Mississippi Development Authority – Bill Cork or his designee
Ex Officio Commissioner of Higher Education – Dr. Alfred Rankins, Jr.

By virtue of the Act, the following are to be appointed by the IHL Board from among the research officers of the eight institutions and the University of Mississippi Medical Center as MURA members:

Dr. Kelly Lucas, Vice President for Research
University of Southern Mississippi

Dr. Julie Jordan, Vice President for Research and Economic Development
Mississippi State University

Dr. ConSandra McNeil, Interim Vice President of Research and Economic Development
Jackson State University

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Dr. John Higginbotham, Vice Chancellor of Research and Economic Development
University of Mississippi

Dr. Caroline Compretta, Assistant Vice Chancellor for Research
University of Mississippi Medical Center

INFORMATION AGENDAS

Presented by Commissioner Alfred Rankins, Jr.

REAL ESTATE

1. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the August 15, 2024 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 1.)**

LEGAL

2. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. **(See Exhibit 2.)**
3. **JSU** – Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, has approved JSU’s emergency request to hire the law firm of Butler Snow, LLP as outside counsel for the provision of legal services in the practice area of real estate. The scope of services includes, but is not limited to, advising the University in its purchase of certain real property and advising the University in its response to the Department of Education’s Real Property Status Report regarding the purchase of real property with HEERF funds. The agreement is effective August 15, 2024 through June 30, 2025. Blended hourly rates will be \$345 for all attorneys and \$135 for paralegal services with a maximum amount payable of \$50,000 over the term of the agreement. This firm carries professional liability insurance coverage in the amount of \$20 million per claim and an annual aggregate of \$40 million. This contract has been approved by the Office of the Attorney General.

ADMINISTRATION/POLICY

4. **SYSTEM** – The following items have been approved by the Commissioner on behalf of the Board and are available for review at the Board Office.
 - a. **JSU** – On August 16, 2024 the Jackson State University president requested emergency Commissioner approval of a Group Block Contract between Jackson State University (lessee) and Hilton Garden Inn, Jackson/Downtown (lessor) that was handled by email late Friday afternoon. This contract is for a block of 46 rooms (20 single occupancy rooms and 26 double occupancy rooms) to be made available to the University from August 16, 2024 through September 1, 2024. The special rate offered by the lessor is \$99 per night per room, plus applicable taxes, fees, and incidentals, and will be billed on a weekly basis. The maximum expenditure by the University under the term of the agreement is \$99,616 (16 nights at \$99.75 per room for 46 rooms; meals in the amount of \$16,200 for 15 nights at \$13.50 per meal for a max of 80 meals; and \$10,000 for parking for up to 80 vehicles for the duration

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of the agreement). The IHL Associate Commissioner for Legal Affairs and Risk Management reviewed this contract and recommended approval, with the stipulation that JSU change one contractual term addressing the venue of any potential litigation arising from JSU's use of the property. This request is compliant with IHL Board Policy 707.01 Land, Property, and Service Contracts, and Commissioner Alfred Rankins, Jr. granted this approval, with the stipulated revision, on Friday evening, August 16, 2024. A copy of the document is on file at the IHL Board Office.

- b. **MSU** – On July 31, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and SER, LLC for a 40' x 55' space located at 110 Spruill Industrial Park Road in Starkville, MS to use as storage space for the Michael W. Hall School of Mechanical Engineering during the renovation period of the Patterson Engineering building. The term of the agreement is one year effective August 1, 2024 at a cost of \$15,000 payable in quarterly installments of \$3,750 each. There is an option for three annual renewals by agreement of all parties with a 3% increase each year. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file at the IHL Board Office.
- c. **MSU** – On August 19, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and 19185 Commission LLC for approximately 2,400 square feet of space located at 19185 Commission Road, Long Beach, MS for a Resource and Referral Center operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is one-year effective September 15, 2024 through September 14, 2025, at a total cost of \$33,060 payable in monthly installments of \$2,755 each and due on the first of each month. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file at the IHL Board Office.
- d. **MSU** – On August 19, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and East Central Community College for approximately 608 square feet of space located at 122 9th Street, Burton Library, Room 102, Decatur, MS for a Resource and Referral Center operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is one-year effective September 1, 2024 through August 31, 2025 at a total cost of \$8,400 payable in monthly installments of \$700 each and due on the first of each month. There is an option to renew the lease for three additional one-year terms by agreement of all parties. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for

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- Prepayment for Goods or Services. A copy of the document is on file at the IHL Board Office.
- e. **MSU** – On August 30, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and Copiah-Lincoln Community College for 1102 square feet of space located on the Natchez Campus to provide space for a Resource and Referral Center operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The initial term of the lease is one-year effective September 1, 2024 or when executed by all parties, through August 31, 2025, with an option for three one-year extensions. The total cost of the initial lease term is \$20,937.96 payable in monthly installments of \$1,744.83 each due on the first of each month. If all three extensions are exercised, the total contract cost will be \$83,751.84. This lease was initially submitted by MSU and received approval in June, but the lessor had misquoted the rental rate and that lease was never signed. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file at the IHL Board Office.
 - f. **MVSU** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implantation and subsequently reported to the Board. On August 7, 2024, Commissioner Alfred Rankins, Jr. approved the revisions to the FY 2024 *Ayers* endowment diversity program budget after conducting a review of the *Ayers* programs. It appears that these revisions were necessary to align 2024 budgets to individual program needs for the year. Per IHL *Ayers* administrative guidelines, the institutions are required to either report these revisions to the IHL Executive Office (i.e. self-approved revisions) or have certain proposed budgetary revisions pre-approved by the IHL Executive Office. The requested revisions do fit under the pre-approval by the IHL Executive Office policy section of the guidelines. The IHL Executive Office financial and academic staff have reviewed and approved these revisions. These revisions contain no increases in total budgets but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
 - g. **UM** – On August 30, 2024 Commissioner Alfred Rankins, Jr. approved the Amended Lease Agreement between the University of Mississippi (lessor) and Beta Beta Corporation of Beta Theta Pi Fraternity (lessee) for a fraternity residential facility located on lot #404 on the University’s campus. The lease originated on September 1, 2001 for a term of 50 years with a renewal option for an additional 25 years. This amendment will modify the property lines to remove a parking lot and adjust the eastern and southern boundary lines of the property, as well as update the insurance provisions and include an indemnification provision not contained in the original lease. This amendment is being made in conjunction with a renovation project for which the lessee has sought approval. The IHL Associate Commissioner

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for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file at the IHL Board Office.

- h. **USM** – In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On July 31, 2024, Commissioner Alfred Rankins, Jr. approved the Parking and Traffic Regulations for the 2024-25 school year, which are effective August 1, 2024. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed and approved the documents.
- i. **USM** – On August 13, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between the University of Southern Mississippi (lessor) and Theta Delta Chapter of Sigma Chi Fraternity and Theta Delta Housing Corporation (lessee) for USM Building #886 located at 209 North 26th Avenue, Hattiesburg, MS in which to house members of the Theta Delta Chapter of Sigma Chi Fraternity. The initial term of the lease is one year, beginning August 16, 2024, and renewable on an annual basis so long as the lessee organization remains in good standing with its national organization. The rent for the term is \$1. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement. A copy of the document is on file at the IHL Board Office.
- j. **USM** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implantation and subsequently reported to the Board. On August 14, 2024, Commissioner Alfred Rankins, Jr. approved the revisions to the following budgets for Fiscal Year 2024: On Campus – Hattiesburg, Off Campus – Gulf Park, Children’s Center for Communication and Development, Dubard School, Stennis Center for Higher Learning, Mississippi Polymer Institute, Gulf Coast Research Laboratory, and Auxiliary Enterprises. The IHL Executive Office financial staff have reviewed and approved these revisions. These revisions contain no increases in total budgets but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- k. **USM** – On August 15, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between the University of Southern Mississippi (lessor) and The Nature Conservancy (lessee) for approximately 332 square feet of space identified as Rooms 144, 147 and 148A in the Oceanography Building at the USM Gulf Coast Research Lab for use as office space. The term of the lease is two years effective August 15, 2024. Lessee will pay to the University monthly rent in the amount of \$1,660 per month for a total of \$19,920 annually. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file at the IHL Board Office.

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1. **USM** – On August 30, 2024 Commissioner Alfred Rankins, Jr. approved the Lease Agreement between the University of Southern Mississippi and York Mayfair Road, LLC for approximately 5,700 square feet of space identified as Suite 2 of 132 Mayfair Road in Hattiesburg, MS for USM’s Early Childhood Inclusion Center Resource and Referral office operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is one year and one month, effective September 1, 2024 through September 30, 2025, at a total cost of \$78,000 payable in monthly installments of \$6,000 each due on the first of each month. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file at the IHL Board Office.

ANNOUNCEMENT

Trustee Gee Ogletree thanked Mr. and Mrs. Bruce Martin for graciously hosting the dinner the previous evening.

OTHER BUSINESS

Prior to the presentation and discussion regarding a prospective land purchase by Jackson State University from LW Jackson IX, LLC, Trustee Clark recused himself by leaving the room before there was any discussion or vote regarding the same. After Trustee Clark left the room, Dr. Marcus Thompson, President of Jackson State University, gave a presentation on this prospective land purchase.

FIRST EXECUTIVE SESSION

On motion by Trustee Rader, seconded by Trustee Griffith, with Trustees Clark, Luckey, and Parker absent and not voting, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Cunningham, seconded by Trustee Hubbard, with Trustee Clark absent and not voting and with Trustees Luckey and Parking participating via Zoom, all Trustees legally present and participating voted unanimously **to enter Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Transaction of business and discussion regarding the prospective land purchase by Jackson State University from LW Jackson IX, LLC.

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During Executive Session, the following matter was discussed:

The Board discussed a prospective land purchase by Jackson State University from LW Jackson IX, LLC. **No action was taken.**

On motion by Trustee Hubbard, seconded by Trustee Cummings, with Trustee Clark absent and not voting and with Trustees Luckey and Parker participating via Zoom, all Trustees legally present and participating voted unanimously to return to Open Session.

Trustee Clark returned to the room following the presentation and discussion about a prospective land purchase by Jackson State University. The Board proceeded to the annual retreat discussions.

SECOND EXECUTIVE SESSION

On motion by Trustee Rader, seconded by Trustee Ogletree, with Trustee Parker absent and not voting and with Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Stephenson, seconded by Trustee Cummings, with Trustees Hubbard, Luckey, and Parker absent and not voting, all Trustees legally present and participating voted unanimously **to enter Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of personnel matters relating to the job performance, character and professional competence of the institutional executive officers at each of the nine institutions.

During Executive Session, the following matters were discussed:

The Board discussed the job performance, character and professional competence of the institutional executive officers of the nine institutions. **No action was taken.**

On motion by Trustee Hubbard, seconded by Trustee Heidelberg, with Trustee Parker absent and not voting and with Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to return to Open Session.

PRESENTATION

The Board received a presentation from Dr. John Pearce, IHL Associate Commissioner of Finance. **No action was taken.**

By consensus, the Board recessed the meeting until after the Legal Committee meeting.

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LEGAL COMMITTEE MEETING

Thursday, September 19, 2024

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Gee Ogletree at approximately 2:00 p.m. The following items were discussed.

1. The Committee received a presentation about the Board's role in approving institutions to contract with and later to pay outside counsel. **No action was taken.**
2. Executive Session

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

Discussion of the pending litigation involving NCAA college athlete name, image, and likeness payments and the application of Title IX. This discussion will contain legally privileged information the disclosure of which in open session would be detrimental to the litigation position of the universities.

Discussion of a personnel matter related to the job performance of a person holding a specific position at UMMC and related litigation filed against UMMC and IHL. This discussion will contain legally privileged information the disclosure of which in open session would be detrimental to the litigation position of IHL and UMMC.

Discussion of a personnel matter related to the job performance of a person holding a specific position at JSU and related potential litigation. This discussion will contain legally privileged information the disclosure of which in open session would be detrimental to the litigation position of JSU.

Discussion of privileged legal advice regarding employment law relevant to pending and prospective litigation against UMMC, IHL, and JSU.

During Executive Session, the following matters were discussed:

The Committee discussed the pending litigation involving NCAA college athlete name, image, and likeness payments and the application of Title IX. This discussion contained legally privileged information the disclosure of which in open session would be detrimental to the litigation position of our involved universities. **No action was taken.**

Before any discussion occurred, Trustee Jimmy Heidelberg recused himself from discussing or voting on the personnel matter related to the job performance of a person holding a specific position at UMMC and related litigation filed against UMMC and IHL.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
September 19-20, 2024**

After Trustee Heidelberg left the room, the Committee discussed a personnel matter related to the job performance of a person holding a specific position at UMMC and related litigation filed against UMMC and IHL. This discussion contained legally privileged information the disclosure of which in open session would be detrimental to the litigation position of IHL and UMMC. **No action was taken.** After the discussion on this topic, Trustee Jimmy Heidelberg returned to the room.

The Committee discussed a personnel matter related to the job performance of a person holding a specific position at JSU and related potential litigation. This discussion contained legally privileged information the disclosure of which in open session would be detrimental to the litigation position of JSU. **No action was taken.**

The Committee received and discussed of privileged legal advice regarding employment law relevant to pending and prospective litigation against UMMC, IHL, and JSU. **No action was taken.**

On motion by Trustee Heidelberg, seconded by Trustee Cunningham, with Trustees Luckey and Parker absent and not voting, all Committee members legally present and participating voted unanimously to return to open session.

3. On motion by Trustee Cummings, seconded by Trustee Hubbard, with Trustees Luckey and Parker absent and not voting, all Committee members legally present and participating voted unanimously to adjourn the meeting of the Legal Committee.

The following Committee members were present: Mr. Gee Ogletree (Chair), Mr. Don Clark, Jr., Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Jerry L. Griffith, Mr. Jimmy Heidelberg, Ms. Teresa Hubbard, Ms. Jeanne Luckey (via Zoom), Mr. Bruce Martin, Mr. Gregg Rader, and Mr. Charlie Stephenson. Mr. Hal Parker was absent.

PRESENTATION

The Board received a presentation from Mr. Harold Pizzetta, IHL Associate Commissioner for Legal Affairs and Risk Management. **No action was taken.**

On motion by Trustee Cunningham, seconded by Trustee Rader, with Trustees Luckey, Martin, and Parker absent and not voting, all Trustees legally present and participating voted unanimously to recess the meeting until 9:00 a.m. on September 20, 2024.

The meeting reconvened at approximately 9:00 a.m., on September 20, 2024. The following members were present to wit: Mr. Don Clark, Jr., Dr. Ormella Cummings, Dr. Steven Cunningham (via Zoom), Mr. Jerry L. Griffith, Mr. Jimmy Heidelberg, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey (via Zoom), Mr. Bruce Martin, Mr. Gee Ogletree, Mr. Gregg Rader, and Mr. Charlie Stephenson. Mr. Hal Parker was absent.

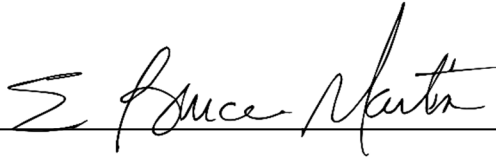
**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
September 19-20, 2024**

PRESENTATIONS

The Board received presentations from Mr. Brad Rowland, IHL Associate Commissioner for Real Estate and Facilities; Dr. Alfred Rankins, Jr., Commissioner of Higher Education; and Mr. John Sewell, IHL Director of Communications. **No action was taken.**

ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
September 19-20, 2024**

EXHIBITS

- Exhibit 1 Real Estate items that were approved by the IHL Board staff subsequent to the August 15, 2024 Board meeting.
- Exhibit 2 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

September 19, 2024

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE AUGUST 15, 2024, 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.

MISSISSIPPI STATE UNIVERSITY

1. MSU-IHL 205-334– RCU RENOVATIONS

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$33,511.40 and zero (0) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, August 26, 2024

Change Order Description: Change Order #3 includes the following: demolished and installed a concrete sidewalk to create two(2) accessible ramps and landing; installed Ardex K-60 to level imperfections and joints of the existing flooring through Phase area; painted mezzanine staircases; and installed new shunt trip breakers for the kitchen area power to be tied into the hood and fire alarm panel.

Change Order Justification: This change order was necessary due to latent job site conditions and user/owner requested modifications.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$128,880.96.

Project Initiation Date: April 20, 2023

Design Professional: MP Design Group

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$2,000,000.00

2. MSU IHL 205-340 – STONE & BOST TRAFFIC CIRCLE

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Kimley-Horn and Associates, Inc.

Approval Status & Date: APPROVED, August 21, 2024

Approval Request #2: Waiver Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Kimley-Horn and Associates, Inc.

Project Initiation Date: August 17, 2023

EXHIBIT 1

September 19, 2024

Design Professional: Kimley-Horn and Associates, Inc.

General Contractor: TBD

Total Project Budget: \$1,631,000.00

3. **MSU IHL 205-347 – MAGRUDER HALL REPAIRS & RENOVATIONS**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Burris/Wagnon Architects, P.A.

Approval Status & Date: APPROVED, August 8, 2024

Project Initiation Date: January 6, 2023

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

General Contractor: TBD

Total Project Budget: \$125,000.00 (Design Fees Only)

4. **MSU – IHL 205-351 – NEW 13kV DISTRIBUTION BAYS AT MSU ELECTRICAL SUBSTATION**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$731,000.00 to the apparent low bidder Chancellor Construction, LLC.

Approval Status & Date: APPROVED, August 15, 2024

Project Initiation Date: February 16, 2023

Design Professional: Atwell & Gent, P.A.

General Contractor: Chancellor Construction, LLC

Project Budget: \$2,000,000.00

5. **MSU-IHL 205-353– HATHORN HALL INTERIOR REFINISH**

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$1,483.50 and zero (0) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, August 7, 2024

Change Order Description: Change Order #2 includes the following: additional cost for wall graphics allowance.

Change Order Justification: This change order was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$19,779.21.

Project Initiation Date: April 20, 2023

Design Professional: Shafer Zahner Zahner

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$3,000,000.00

6. **MSU-IHL 405-002 – JIM AND THOMAS DUFF CENTER**

Approval Request #1: Change Order #5

Board staff approved Change Order #5 in the amount of \$25,925.00 and zero (0) additional days to the contract of AnderCorp, LLC.

EXHIBIT 1

September 19, 2024

Approval Status & Date: APPROVED, July 8, 2024

Change Order Description: Change Order #5 includes the following: added plastic laminate finish to two door openings; reconciled the costs associated with the safety padding allowance; relocated a section of the site fencing at the northwest corner of the jobsite for contractor's working on another adjacent project; and installed mineral wool at the second floor water table in lieu of the fiberglass insulation.

Change Order Justification: This change order was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$833,895.70.

Project Initiation Date: March 1, 2019

Design Professional: Dale Partners Architects, P.A.

General Contractor: Anderson Corp, LLC

Total Project Budget: \$65,000,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

7. MUW- IHL 204-136 – MUW ROOFING

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by JBHM Architects

Approval Status & Date: APPROVED, August 12, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, August 12, 2024

Project Initiation Date: July 6, 2023

Design Professional: JBHM Architects

General Contractor: TBD

Total Project Budget: \$2,663,227.00

UNIVERSITY OF MISSISSIPPI

8. UM- IHL 207-473.3 (PH 3) MISC – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PKG H)

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$119,650.91 and zero (0) additional days to the contract of W&W Construction.

Approval Status & Date: APPROVED, August 7, 2024

Change Order Description: Change Order #3 includes the following: deduct for omitting a portion of concourse level slab waterproofing at spaces that are fully interior and related foam infill below the topping slab; added civil concrete paving per PH 4 final hardscape/site design.

EXHIBIT 1

September 19, 2024

Change Order Justification: This change was necessary due to latent jobsite conditions and user/owner requested modification.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$163,788.04.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: W&W Construction

Phased Project Budget: \$5,774,686.59

Total Project Budget: \$33,250,000.00

9. **UM- IHL 207-473.4 STADIUM – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PKG P)**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$16,998.81 and zero (0) additional days to the contract of Tull Brothers, Inc.

Approval Status & Date: APPROVED, August 7, 2024

Change Order Description: Change Order #1 includes the following: revised the layout of the sliding press box window & divided into smaller glass panels for wider openings and an additional track, hardware and engineering.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$16,998.81.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Tull Brothers, Inc.

Phased Project Budget: \$19,385,357.47

Total Project Budget: \$33,250,000.00

10. **UM- IHL 207-473.4 STADIUM – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PKG W)**

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$15,193.55 and zero (0) additional days to the contract of Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, August 7, 2024

Change Order Description: Change Order #2 includes the following: additional underdrains within the lower structural layer of split slab at the concourse level.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$24,874.78.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Upchurch Plumbing, Inc.

EXHIBIT 1

September 19, 2024

Phased Project Budget: \$3,327,342.69

Total Project Budget: \$33,250,000.00

11. UM- IHL 207-473.4 STADIUM – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PKG X)

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$62,900.00 and zero (0) additional days to the contract of Advance Electric Co., Inc.

Approval Status & Date: APPROVED, August 7, 2024

Change Order Description: Change Order #1 includes the following: added power and communications for access controls; added raceway and power for audio/video package; added raceway and power to the existing concession stand; removed the primary riser at the north end of the project and added medium voltage cabling from the sectionalizing cabinet to the existing cabinet further northwest.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$62,900.00.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Advance Electric Co., Inc.

Phased Project Budget: \$19,385,357.47

Total Project Budget: \$33,250,000.00

12. UM- IHL 207-485 – CENTER FOR GRAPHENE RESEARCH & INNOVATION

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$24,801.63 and thirty-eight (38) additional days to the contract of Hill Construction, LLC.

Approval Status & Date: APPROVED, August 7, 2024

Change Order Description: Change Order #2 includes the following: programming Honeywell Fire Alarm to remove demolished devices; and thirty-eight (38) days to the contract, six of which were weather-related days.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$40,967.85.

Project Initiation Date: August 18, 2022

Design Professional: McCarty Architects, P.A.

General Contractor: Hill Construction, LLC

Total Project Budget: \$2,750,000.00

EXHIBIT 1

September 19, 2024

13. UM- IHL 207-493 – SOC 4TH FLOOR SCHOOL OF NURSING

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$59,711.83 and fourteen (14) additional days to the contract of Wagner General Contractors, Inc.

Approval Status & Date: APPROVED, August 12, 2024

Change Order Description: Change Order #2 includes the following: constructed new walls for new egress doors in two (2) corridors; modified existing furrdowns and wing walls into a student space; installed additional hangers to provide adequate support for existing sprinkler lines; added additional underdrains within the lower structural layer of split slab at the concourse level.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$259,176.79.

Project Initiation Date: January 19, 2023

Design Professional: UM Department of Facilities Planning

General Contractor: Wagner General Contractors, Inc.

Total Project Budget: \$3,943,950.00

14. UM- IHL 207-497 – NEW STUDENT HOUSING - REBID

Approval Request #1: Rebid

Board staff approved Rebid as submitted by McCarty Architects, P.A

Approval Status & Date: APPROVED, August 9, 2024

Project Initiation Date: January 6, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: Skanska USA Building, Inc. (CMA)

Phased Project Budget: \$162,895,251.32

Total Project Budget: \$165,000,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

15. UMMC- IHL 209-566 – PATIENT BED EXPANSION

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$289,542.68 and zero (0) additional days to the contract of Flagstar Construction Company, Inc.

Approval Status & Date: APPROVED, August 14, 2024

Change Order Description: Change Order #2 includes the following: added pull stations; moved a lavatory wall and plumbing in three (3) ICU patient rooms; lowered the existing pneumatic tube; installed additional power and data for the pneumatic tube system stations and transfer units; descoped the remaining clock system; installed an additional lavatory; installed a 2-ply modified bitumen roof system over the existing roof system at the 6th floor acute tower; upgraded the electrical feeds to panels in ICU and MedSurg; descoped installation for air handling unit motors; reimbursement to UMMC for damaged medcom cabling repair.

EXHIBIT 1

September 19, 2024

Change Order Justification: These changes were necessary due to changes in requirements or recommendations by governmental agencies; errors and omissions in the plans and specifications; latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$773,730.32.

Project Initiation Date: January 19, 2023

Design Professional: ESA Architects

General Contractor: Flagstar Construction Company, Inc.

Total Project Budget: \$23,730,000.00

16. UMMC- IHL 209-579 – UMMC COLONY PARK

Approval Request #1: Change Order #5

Board staff approved Change Order #5 in the amount of \$40,850.44 and zero (0) additional days to the contract of Codaray Construction.

Approval Status & Date: APPROVED, August 14, 2024

Change Order Description: Change Order #5 includes the following: changed out the ceiling grid from steel to aluminum; credit for omitting sixty-eight (68) electrical floor boxes from the first and second floors of the MOB; and changed the brick color.

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

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$333,815.25.

Project Initiation Date: January 19, 2023

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

General Contractor: Codaray Construction

Total Project Budget: \$105,910,527.00

17. UMMC- IHL 209-584– FEMALE FACULTY SURGERY LOUNGE

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$73,422.12 and fifty (50) additional days to the contract of Fountain Construction.

Approval Status & Date: APPROVED, August 14, 2024

Change Order Description: Change Order #1 includes the following: removed existing asbestos; installed temporary partitions; replaced moisture-damaged gypsum board; credit for reuse of three existing doors and hardware; furr out for plumbing; installed access panels; relocated low voltage junction box; added a light fixture to the passage way ceiling; replaced a door with a hollow metal door with no door lite; added a floor expansion joint; installed access control system for eleven (11) doors; interior signage; relocated a locker; and fifty (50) days to the contract.

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

EXHIBIT 1

September 19, 2024

Total Project Change Orders and Amount: One (1) change order for a total amount of \$73,422.12.

Project Initiation Date: January 19, 2023

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

General Contractor: Fountain Construction

Total Project Budget: \$1,500,000.00

18. UMMC - IHL 209-586 – BURN UNIT

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by SmithGroup

Approval Status & Date: APPROVED, August 2, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, August 2, 2024

Project Initiation Date: June 15, 2023

Design Professional: SmithGroup

General Contractor: TBD

Total Project Budget: \$6,300,000.00

19. UMMC IHL 409-006 – SCHOOL OF DENTISTRY

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Eley Guild Hardy Architects, P.A.

Approval Status & Date: APPROVED, August 22, 2024

Project Initiation Date: August 17, 2023

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

General Contractor: TBD

Total Project Budget: \$40,000,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

20. USM – GS 108-313 – HILLCREST PARKING LOT STORM DRAIN AND UPGRADE

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,572,181.36 to the apparent low bidder R&J Construction, Inc.

Approval Status & Date: APPROVED, August 15, 2024

Project Initiation Date: February 16, 2023

Design Professional: Neel-Schaffer

General Contractor: R&J Construction, Inc.

Project Budget: \$3,175,000.00

EXHIBIT 1

September 19, 2024

21. **USM- IHL 214-024 – GULF PARK LANGUAGE & SPEECH THERAPY CENTER**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by MP Design Group.

Approval Status & Date: APPROVED, August 13, 2024

Project Initiation Date: June 16, 2022

Design Professional: MP Design Group

General Contractor: TBD

Total Project Budget: \$12,400,000.00

EXHIBIT 2

September 19, 2024

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 Brunini (statements dated 2/16/24 and 8/23/24) from the funds of Mississippi State University. (These statements, in the amounts of \$675.00 and \$700.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 1,375.00

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 8/7/24) from the funds of Mississippi State University. (This statement, in the amount of \$608.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 608.00

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statements dated 8/9/24 and 8/9/24) from the funds of Mississippi State University. (These statements, in the amounts of \$552.00 and \$9,837.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 10,389.00

Payment of legal fees for professional services rendered by Mitchell McNutt (statement dated 8/9/24) from the funds of Mississippi State University. (This statement, in the amount of \$850.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 850.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 8/1/24, 8/1/24 and 8/1/24) from the funds of Mississippi State University. (These statements, in the amounts of \$1,043.11, \$3,150.00 and \$6,150.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 10,343.11

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 8/7/24, 8/7/24 and 8/7/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$138.00, \$1,725.00 and \$759.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 2,622.00

EXHIBIT 2

September 19, 2024

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statement dated 8/26/24) from the funds of the University of Mississippi. (This statement, in the amount of \$25,435.75, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 25,435.75

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 8/9/24) from the funds of the University of Mississippi. (This statement, in the amount of \$1,670.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 1,670.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 8/1/24 and 8/1/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$541.00 and \$6,150.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 6,691.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 7/13/23, 1/25/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/21/24, 6/28/24, 7/15/24, 7/15/24, 7/15/24, 7/15/24, 7/15/24, 7/15/24 and 7/19/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,121.00, \$160.00, \$64.00, \$12,412.19, \$2,400.00, \$2,816.00, \$3,168.70, \$1,006.50, \$5,756.80, \$320.00, \$160.00, \$21,301.00, \$7,361.55, \$10,025.80, \$4,972.10, \$1,508.05, \$2,112.00, \$2,080.00, \$5,632.00 and \$3,305.50, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 87,683.19

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statements dated 6/26/24 and 6/26/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$40.00 and \$49.50, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 89.50

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 7/8/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$2,582.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 2,582.50

EXHIBIT 2

September 19, 2024

Payment of legal fees for professional services rendered by Page, Kruger & Holland (statements dated 7/1/24, 7/1/24, 7/1/24 and 7/1/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$240.00, \$60.00, \$290.30 and \$80.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 670.30

Payment of legal fees for professional services rendered by Steen, Dalehite & Pace (statements dated 6/24/24 and 6/24/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,930.00 and \$1,517.50, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 8,447.50

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 6/4/24, 6/13/24, 7/1/24, 7/1/24, 7/8/24 and 7/8/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$81,925.19, \$13,650.00, \$34,605.10, \$34,180.15, \$3,701.00 and \$5,300.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 173,361.44

Payment of legal fees for professional services rendered by the Workman Nydegger (statements dated 6/27/24, 6/27/24, 6/27/24, 6/27/24, 6/27/24, 6/27/24, 6/27/24 and 6/27/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$570.00, \$1,015.00, \$522.00, \$175.00, \$770.00, \$665.00, \$665.00 and \$350.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,732.00

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 8/22/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$198.28, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 198.28

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 8/9/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$4,191.16, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,191.16

EXHIBIT 2

September 19, 2024

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 8/1/24, 8/1/24, 8/1/24 and 8/1/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$9.50, \$25.10, \$3,150.00 and \$1,805.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 4,989.60

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

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings, LLP (statements dated 7/10/24 and 7/10/24) from the funds of Mississippi State University. (These statements, in the amounts of \$157.50 and \$571.00, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 728.50

Payment of legal fees for professional services rendered by Conley Rose (statements dated 8/7/24, 8/7/24, 8/7/24 and 8/7/24) from the funds of Mississippi State University. (These statements, in the amounts of \$2,544.00, \$10,891.06, \$10,980.89 and \$1,120.00, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 25,535.95

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 7/10/24, 8/5/24, 8/5/24 and 8/5/24) from the funds of Mississippi State University. (These statements, in the amounts of \$395.00, \$197.50, \$158.00 and \$300.00, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 1,050.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 8/12/24, 8/12/24, 8/12/24 and 8/12/24) from the funds of Mississippi State University. (These statements, in the amounts of \$4,595.00, \$2,329.00, \$38.00, \$1,453.00, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 8,415.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 7/22/24, 7/22/24, 7/22/24 and 7/22/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,169.00, \$3,075.00, \$704.00 and \$608.00, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 5,556.00

EXHIBIT 2

September 19, 2024

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 7/15/24, 7/22/24, 7/22/24, 7/22/24, 7/22/24, 8/22/24, 8/22/24, 8/22/24 and 8/22/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$390.50, \$2,560.00, \$1,088.00, \$1,376.00, \$96.00, \$198.28, \$1,138.50, \$669.50, \$1,842.50 and \$69.00, respectively, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 9,428.28

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy P.C. (statements dated 7/10/24, 7/10/24, 7/10/24, 7/10/24 and 7/10/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,975.00, \$2,284.00, \$2,351.00, \$2,817.50 and \$1,313.50, respectively, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 10,741.00