FINAL BOARD BOOK OUTLINE

IHL Board Meeting
April 21, 2016, 9:00 a.m.

Delta State University Campus
Jacob Conference Center, Ewing Hall
1003 West Sunflower Road
Cleveland, MS 38733

CALL TO ORDER

PRAYER
Trustee Chip Morgan

INTRODUCTION OF GUESTS

PRESENTATION
Welcome from President Bill LaForge

MINUTES
March 17, 2016 Regular Board Meeting Minutes
CONSENT AGENDAS
Trustee Alan Perry

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   c) MSU - Advanced Composites Institute .................................................................1
   d) UMMC - Center for Comparative Research .........................................................2
   e) UMMC – Neuroscience Institute at UMMC .........................................................2
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Approval of Initiations of Projects/Appointments of Professionals

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ADJOURNMENT
MISSISSIPPI
BOARD OF TRUSTEES
OF STATE
INSTITUTIONS OF HIGHER LEARNING

MINUTES FOR:

March 17, 2016 Regular Board Meeting
MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 17, 2016

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 23, 2015, to each and every member of said Board, said date being at least five days prior to this March 17, 2016 meeting. At the above-named place there were present the following members to wit: Mrs. Karen L. Cummins, Mr. Tom Duff, Dr. Ford Dye, Mr. Shane Hooper, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Alan Perry, Ms. Christine Pickering, Dr. Douglas Rouse, and Mr. C.D. Smith. Mr. Hal Parker and Dr. J. Walt Starr were absent. The meeting was called to order by Mr. Alan Perry, President. Trustee Smith introduced Dr. Jesse Smith, President of Jones County Junior College, who opened the meeting with prayer.

INTRODUCTION OF GUESTS

- President Perry welcomed Channing Hooper, Trustee Shane Hooper’s son.
- Dr. Rodney Bennett, President of the University of Mississippi, introduced Mr. Robert Golson who was recently hired as general counsel.
- Dr. Al Rankins, President of Alcorn State University, introduced Mr. Tracy Cook who was recently hired as the chief of staff.

PRESENTATION

- The Board received an update on the UMMC Quality Program 2016 from Dr. Mike Henderson, Chief Medical Officer at the University of Mississippi Medical Center. President Perry commended UMMC for its efforts to promote transparency.

APPROVAL OF THE MINUTES

On motion by Trustee Hooper, seconded by Trustee Pickering, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on February 18, 2016.

CONSENT AGENDA

By consensus, the Board moved items #6 - #10 from the Consent Finance Agenda to the Regular Finance Agenda for consideration. On motion by Trustee Hooper, seconded by Trustee Pickering, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda, as amended.
FINANCE

1. **MSU** – Approved the request to engage the following CPA firms to conduct annual audits for university affiliated entities for fiscal/calendar year 2016.

<table>
<thead>
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<th>University Affiliated Entity</th>
<th>CPA Firm</th>
</tr>
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<tr>
<td>Mississippi State University Foundation</td>
<td>KPMG, LLP</td>
</tr>
<tr>
<td>Mississippi State University Alumni Association</td>
<td>T.E. Lott &amp; Co.</td>
</tr>
<tr>
<td>Mississippi State University Research &amp; Technology Corporation</td>
<td>T.E. Lott &amp; Co.</td>
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<tr>
<td>MSU Bulldog Club</td>
<td>T.E. Lott &amp; Co.</td>
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2. **MUW** – Approved the request to engage Grantham Poole CPA to conduct the annual audit for the MUW Foundation, Inc. for the year ending June 30, 2016.

3. **MVSU** - Approved the request to waive Board Policy 301.0806 University Foundation/Affiliated Entity Activities subsection D. General Requirements of Affiliation Agreements (9) which requires an annual audit of MVSU National Alumni Association (Association) for the fiscal year ending December 31, 2015. In lieu of the annual audit, the Board granted the Association’s request to conduct a bi-annual audit for the 2015 and 2016 reporting periods. The two-year audit will be due by June 1, 2017. The justification for the waiver request is based solely on an economic desire to reduce administrative expenses. On December 31, 2015, the Association held total assets of $219,231, forty-three (43%) percent of which were fixed assets (unaudited). It has a $17,000 bank note, to which $7,547 in principal payments, are due annually, maturing August 2018. The $4,000 – $5,500 estimated cost of contracting for the annual audit is not cost-beneficial to the organization at this time.

4. **UM** – Approved the request to enter into an agreement with Gameday Daily Services, LLC for daily cleaning services in The Pavilion at Ole Miss. This will be a one (1) year service agreement that can be renewed for additional one (1) year periods up to five (5) years in total. The cost of this agreement is billed on a monthly rate with additional fees for working extra events by Gameday Daily Services, LLC. The estimated yearly cost would be approximately $183,600 per year for a total of $918,000 if all five years are extended. This contract will be funded by the University of Mississippi Athletics Department operating funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office.

5. **UMMC** – Approved the request to enter into an agreement with Covidien Sales, LLC for the purchase of certain products with radio frequency identification (RFID) technology that will be used in surgical procedures to treat adult and pediatric patients throughout the organization. These products include 1) sterile and unsterile cotton products, such as laparotomy sponges, surgical gauzes, towels, vaginal packing, and perineal packing; and 2) RFID consoles, body scanners, and wands used in conjunction with the cotton products. The term of the agreement is for two (2) years, four (4) months - April 1, 2016 through July 31, 2018. The total estimated cost of the agreement is $1,111,987. A breakdown of the annual cost follows: Year 1 $414,920; Year 2 $497,905; and Year 3 $199,162. Note: year 3 is less since the agreement expires after month four of that year. The agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office.

6. **UMMC** – Request approval of Amendment 8 to its current license and support agreement with Epic Systems Corporation. The amendment decreases the licensed volume of program property that was increased through Amendment 7 and elects participation in Epic’s Boost program. Amendment 7 provided, in part, for an increase to UMMC’s licensed volume of program
property from 250,000 annual inpatient days to 260,000 annual inpatient days. Due to changed circumstances, UMMC is now opting to reduce the increased license volume thereby decreasing the cost of license fees and related maintenance. Under the Boost program, Epic will provide, as needed, dedicated employees to perform the duties of an analyst or project manager. The term of amendment 8 will begin on or about April 1, 2016, and is coterminous with the current Epic License and Support Agreement which remains in effect in perpetuity in regards to the licenses, and it is also coterminous regarding maintenance coverage which ends August 22, 2019. The estimated cost of the amendment is $2,301,800 which increases the total estimated cost of the agreement to $65,456,898.01. A breakdown of costs follows: licensed volume fee decrease ($698,200) and the Boost Program $3 million. The agreement continues to be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA FOR CONSIDERATION.)

7. UMMC – Request approval of Amendment 9 to its current license and support agreement with Epic Systems Corporation. This amendment adds subscription licenses for Push Notifications to the program property which allows UMMC to receive and transmit information to other organizations. The term of amendment 9 will begin on or about April 1, 2016, and is coterminous with the current Epic License and Support Agreement which remains in effect in perpetuity in regards to the licenses, and it is also coterminous regarding maintenance coverage which ends August 22, 2019. There is no cost associated with this amendment. The total estimated cost of the amended agreement is $65,456,898.01. The agreement continues to be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA FOR CONSIDERATION.)

8. UMMC – Request approval of Amendment 10 to its current license and support agreement with Epic Systems Corporation. In the original agreement and subsequent amendments, Epic licensed individual copies of Epic interfaces as individual items of Program Property. This amendment makes available a new licensing structure that will bundle certain interfaces, which will slightly reduce costs and administrative burden on both parties with regard to interface licensing. The term of amendment 10 will begin on or about April 1, 2016, and is coterminous with the current Epic License and Support Agreement which remains in effect in perpetuity in regards to the licenses, and it is also coterminous regarding maintenance coverage which ends August 22, 2019. There is no cost associated with this amendment. The total estimated cost of the amended agreement is $65,456,898.01. The agreement continues to be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA FOR CONSIDERATION.)

9. UMMC – Request to approve an Implementation Service Request related to its current license and support agreement with Epic Systems Corporation. The term of the request is for approximately three (3) to six (6) months beginning on or about April 1, 2016. The estimated cost of the request is $56,250 which combined with the cost of Amendment 8 increases the total estimated cost of the agreement to $65,513,148.01. The agreement continues to be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA FOR CONSIDERATION.)
10. **UMMC** – Request to enter into a new subscription and support agreement and subsequent work order with Halogen Software, Inc. to replace the current support agreement. This will allow UMMC to continue to conduct employee performance assessments to remain in compliance with healthcare regulators and best practices. The Halogen eAppraisal system is an electronic tool to manage talent across an organization through its ability to formalize and streamline competencies and performance assessment criteria based on job expectations; to set up, manage, and report data for specific performance evaluation cycles; and, to store performance-related data such as performance notes, certificates and licenses, awards and achievements, and previous performance evaluation information for easy access. The term of this agreement is for four (4) years and eight (8) months beginning June 28, 2016 and ending February 28, 2021. The total estimated cost of this agreement is $655,840. A breakdown of costs is included in the bound *March 17, 2016 Board Working File*. The contract will be funded by general funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office. *(THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA FOR CONSIDERATION.)*

11. **UMMC** – Approved the request to enter into a lease agreement with Jackson Medical Mall Foundation (JMM) for the rental of 6,745 square feet of clinic space in the Jackson Medical Mall, Jackson, Mississippi. The space will be used for the provision of outpatient pediatric care. This agreement will be for a term of five (5) years beginning April 1, 2016 and expiring March 31, 2021. The total amount of the lease will be $537,913.75 over the 60 month period of the lease. A breakdown of costs is included in the bound *March 17, 2016 Board Working File*. The contract will be funded by the patient revenue. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office.

12. **UMMC** – Approved the request to enter into a service agreement with OEC Medical Systems, Inc. to provide service and maintenance of the C-arm radiological equipment. The term of this agreement is for five (5) years beginning April 1, 2016 and ending March 31, 2021. The total estimated cost of this agreement is $896,220. A breakdown of costs is included in the bound *March 17, 2016 Board Working File*. The contract will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office.

13. **UMMC** – Approved the request to enter into a new lease schedule agreement and subsequent service agreement with Olympus America, Inc. for the lease of endoscopes for gastric and pulmonary procedures, bronchoscopes, endoscope storage cabinets, monitors, workstations, and printers. The equipment will be used to diagnose and screen adult patients for variable gastric and pulmonary diseases. This schedule will be governed by the master agreement that was approved by the Board in October of 2012. The term of this schedule will be thirty-six (36) months beginning on April 1, 2016 and ending March 30, 2019. The total cost of this agreement is $1,663,701.48. A breakdown of costs is included in the bound *March 17, 2016 Board Working File*. This agreement will be paid for by hospital patient revenue. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office.

14. **USM** – Approved the request to enter into an agreement for campus television services with Comcast of Southern Mississippi, Inc., (Comcast). This agreement provides television services for a current count of 2,658 units including dormitory rooms, fraternity and sorority rooms, general lobbies, on-campus apartments, and other non-residential spaces used for academics,
administration, athletics, and other facilities. This agreement includes multichannel video services in both coaxial and internet protocol formats. This agreement has an initial term of one year beginning May 15, 2016 and ending May 14, 2017. The agreement will automatically renew for four successive periods of one year each unless either party gives 60 days’ notice of its intention not to renew. The total cost of the contact, if automatically renewed for five years, is $1,097,222.40 before any addition or subtraction of units. The annual cost is estimated at $219,444.48 before additions or subtractions of units. Payment will be issued on a monthly basis upon receipt of invoice for services rendered. The RFP originally estimated the units at 2,492 but after selection of Comcast as low bidder, a revised inventory count increased the number of units to 2,658, thereby increasing the total estimated amount due under the contract; however, the unit pricing will remain the same as what was bid. Comcast, as an additional benefit, will commit a total of $125,000 to be paid to USM in equal annual installments totaling $25,000 each in years one through five. The installment will be made in two payments of $10,000 and $15,000 each year. The $10,000 annual payments shall be allocated to support USM’s annual golf tournament and the $15,000 annual payments shall be allocated for sponsorship as USM and Comcast mutually agree. The first $25,000 payment shall be made within 30 days of the effective date of the Agreement and thereafter, the remaining installments shall be paid on the anniversary of the Effective date. The contact will be funded by general funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office.

15. USM – Approved the request to engage the following CPA firms to conduct annual audits for university affiliated entities for fiscal/calendar year 2016.

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<tr>
<td>University of Southern Mississippi Athletic Foundation</td>
<td>Horne, LLP</td>
</tr>
<tr>
<td>University of Southern Mississippi Alumni Association</td>
<td>Grantham Poole, CPAs</td>
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REAL ESTATE

16. MUW – Approved the appointment of Pryor & Morrow as the design professional for GS 104-187, Demonstration School Renovation. The university used the “Request for Qualifications” (RFQ) selection process. The building has been vacant since FY 2005 and is in need of interior and exterior renovation to bring it into compliance with local, state, and federal agencies and assist the university in coordination of the campus master plan. The interior renovations include the upgrade of building systems and interior finishes. Exterior renovations include building stabilization, waterproofing, tuckpointing, site drainage and upgrade of building systems. This project will also include asbestos and lead paint surveys as well as any necessary abatement. All applicable codes, including ADA (elevator need) will be addressed. The estimated project budget is $250,000. Funds are available from SB 2906, Laws of 2015 ($250,000).

17. MUW – Approved the appointment of JBHM as the design professional for GS 104-188, Culinary Arts Pre-Plan. The university used the “Request for Qualifications” (RFQ) selection process. The project involves the complete construction of a new 50,000 square foot building to house the university’s premier culinary arts program and provide adequate parking space. The project includes adequate kitchen space, restaurant dining, classrooms, office space, and conference/meeting rooms. The project would address building systems, site drainage, etc.
Surveys/abatement and all applicable codes will be addressed. The estimated project budget is $250,000. Funds are available from SB 2906, Laws of 2015 ($250,000).

18. UM – Approved the appointment of Cooke Douglas Farr Lemons, LTD as the design professional for IHL 207-411, Oxford-University Stadium (Swayze Field) – Addition & Renovations. The scope of this project includes additions and renovations to the existing baseball facility as follows: 1) Performance/Operations Center - A two-story, roughly 45,000 square foot addition housing equipment & laundry rooms, players’ locker room, training room, pro/alumni locker room, player lounge, team meeting room, coaches’ locker room, and weight training/plyometrics. The addition will include an outdoor plaza. 2) Field Club – Renovation of the roughly 7,500 square foot area under the stadium seating behind home plate. This area will become a field club area including restrooms and the officials’ locker room. 3) Third Base Club – Renovation of the third base seating area to add seating, concessions, restrooms, play area, and circulation space on the third base line. 4) Outfield Terrace – Renovation of the left field lounge to add seating. The estimated project budget is $1 million. Funds are available from Self-Generated Athletic Revenues ($1,000,000).

19. UM – Approved the initiation of IHL 207-416, Connor Hall – School of Accountancy Expansion, and the appointment of the design professional using the “Request for Qualifications Method (RFQ). The School of Accountancy resides in Connor Hall which is a 4-story, 42,578 gross square foot concrete frame building built in 1961. The design professional will assist with determining the project scope, site, and budget and then produce design/construction documents for the scope determined. The University will submit a subsequent Board item to confirm the design professional after the selection process and to increase the budget as required to reflect the established scope of work. The estimated project budget is $1 million. Funds are available from Internal R&R ($1,000,000).

20. UM – Approved the initiation of IHL 207-417, Farley Hall – School of Journalism Expansion, and the appointment of design professional using the “Request for Qualifications Method (RFQ). The School of Journalism resides in Farley Hall which is a 3-story, 50,991 gross square foot concrete frame building built in 1929. The design professional will assist the University in determining the project scope, site, and budget and then produce design/construction documents for the scope determined. The University will submit a subsequent Board item to confirm the design professional after the selection process and to increase the budget as required to reflect the established scope of work. The estimated project budget is $1 million. Funds are available from Internal R&R ($1,000,000).

21. UMMC – Approved the initiation of IHL 209-554, 2016 Master Plan, and the appointment of Cannon Design Architecture and Engineering, P.C. as the design professional. This project will update the current master plan as well as incorporate UMMC’s satellite facilities into the revised master plan. The planning effort will include projecting growth for UMMC over a 5, 10, and 25 year period; analyzing campus access and green space; providing an infrastructure study; analyzing space adjacencies and use; and recommended design parameters. The previous master plan was presented to the Board of Trustees in 2011. The estimated project budget is $1 million. Funds are available from General Funds ($1,000,000).

22. USM – Approved the request to increase the project budget for GS 108-279, Lucas Administration Envelope Repairs, from $3,000,000 to $3,300,000, for an increase of $300,000. The Board also approved the request to add internal university funds as a funding source to cover the budget increase and to modify the scope of the project to include adding new
HVAC work to the existing construction contract. The project is currently in the construction phase. The original scope of the project included exterior repairs to the building. Funds are available from IHL 2007 R&R ($21,554.25); HB 1641, Laws of 2008 ($66,267.99); HB 1722, Laws of 2009 ($465,763.85); HB 1701, Laws of 2010 ($38,375.72); SB 3100, Laws of 2011 ($1,570,788.65); Institutional Funds ($837,249.54); and University Designated Fund Reserves ($300,000).

23. **USM** – Approved the request to change the project number for the **Bolton Hall Renovation** from IHL #208-327 to GS #108-283 due to the project being funded with state bond funds. The Board approved the request to increase the project budget from $40,000 (design fees only) to $3,200,000, an increase of $3,160,000. The Board approved the request to modify the funding source for this project to include $1,500,000 from SB 2906, Laws of 2015, and $1,700,000 from HB 787, Laws of 2014. The Board also approved the exterior design of Bolton Hall as a result of the renovation improvements being made to the exterior of the building. A copy of the rendering is included in the bound *March 17, 2016 Board Working File*. The project is currently in the design phase. This project will renovate Bolton Hall to provide a temporary home for the Army ROTC and the Mathematics Department. Funds are available from SB 2906, Laws of 2015 ($1,500,000) and HB 787, Laws of 2014 ($1,700,000).

24. **MSU** – Approved the exterior design of the Women’s Soccer Fieldhouse. This project is fully funded as a Bulldog Club project. A copy of the rendering is included in the bound *March 17, 2016 Board Working File*.

25. **MSU** – Approved the request to name the G.V. “Sonny” Montgomery Center for America’s Veterans as “Nusz Hall”. This building is currently under construction. The proposed naming is in recognition of Tommy and Terri Nusz of Houston, Texas, who in 2013 contributed the lead gift that helped make possible the new facility to serve the university’s veterans community.

26. **MSU** – Approved the request to name the new Azalea North residence hall as the “Earnest W. and Mary Ann Deavenport Hall”. This building is currently under construction. The Deavenports, both Mississippi natives, are current residents of Kiawah Island, S.C. They have recently committed an additional $3 million to previous scholarship endowments at the university. Total contributions exceed $8 million. Mr. Deavenport is a previous national Alumnus of the Year and received an honorary doctorate from MSU in 2011. He is the current Chair of the MSU Foundation.

27. **UM** – Approved the exterior design of **IHL 207-376, STEM Building**, a new 5-story building in the Science District on campus. The building is currently being programmed at approximately 207,000 gross square feet. The project will not move beyond the site preparation projects and the design stage of the STEM Building until the University returns to the IHL Board of Trustees for approval to issue UMEBC bonds for the full cost of the project. The proposed project budget is $8.7 million. Funds are available from Internal R&R Funds ($8,700,000). A copy of the rendering is included in the bound *March 17, 2016 Board Working File*.

28. **UMMC** – Contingent upon approval by the Attorney General’s Office, the Board approved the request to grant a permanent right-of-way easement to Entergy Mississippi for the purpose of constructing a 230kV transmission line in Madison and Hinds counties. The transmission line project is designed to serve existing load and projected load growth. Entergy has submitted an offer of $88,636.00 as payment for the permanent easement. The newly requested easement will add 60’ to the existing 200’ wide easement. A description of the property is included in the bound *March 17, 2016 Board Working File*. Grantor grants to Grantee the rights of ingress and
egress at any time, without notice, to, from, or along said right-of-way across the adjoining land of the Grantor, including, but not limited to, the passage of vehicles and equipment upon said right-of-way; and the right of Grantee to assign, license, and otherwise permit others to use in whole or part any or all of the rights, easements, servitudes, privileges or appurtenances granted herein. Grantee shall have the full and continuing right, without further compensation, to clear and keep clear vegetation within or growing into said right-of-way and the further right to remove or modify from time to time trees, limbs, and/or vegetation outside the said right of way which Grantee considers a hazard to any of Grantee's facilities or a hazard to the rendering of adequate and dependable service to Grantor or any of Grantee's customers, by use of a variety of methods used in the vegetation management industry. As used in this paragraph, "hazard" includes any trees, limbs, and/or vegetation that Grantee determines are tall enough that if they fell may strike, hit, or come in contact with any of Grantee's facilities. Payment for the first cutting of trees, limbs, and other vegetation outside of the right-of-way is included in the initial consideration paid to Grantor. Grantee shall pay to Grantor, or Grantor's successor in title, the reasonable market value, as timber, of such trees when removed in the future outside of the said right-of-way. Grantee shall pay Grantor for physical damages to Grantor's buildings or other structures located outside said right-of-way and to Grantor's growing annual crops, road, bridges and fences caused by the construction and maintenance of Grantee’s facilities. Grantor retains the right to use for Grantor's own purposes the land covered by the said right-of-way so long as such use does not interfere with Grantee’s use of said right-of-way and other rights herein granted. Grantor shall not construct or permit the construction of any structure, obstruction or other hazard within the said right-of-way, including but not limited to, house, barn, garage, shed, pond, pool water impoundment, excavation or well, excepting only Grantor's fence(s) and Grantee's facilities. Grantor shall not construct or permit the construction of any buildings or other structures on land adjoining said right-of-way in violation of the minimum clearances from the lines and facilities of Grantee, as provided in the National Electrical Safety Code. The Attorney General’s Office has reviewed and approved this item contingent upon the approval of the Mississippi Secretary of State, as required by Miss. Code Ann. §29-1-1(3).

LEGAL

29. MSU – Approved the request to modify a contract with the firm of Stites & Harbison, PLLC, to provide services necessary for obtaining patents for designs, processes, products and other patentable materials developed in connection with the University. The purpose of Modification #1 is to remove Connie Ding as an approved attorney and add Sean Ritchie as her replacement, at a rate of $240 per hour. All other provisions of the Agreement for Legal Services dated July 1, 2015, shall remain in effect with hourly rates ranging from $95 - $320, and the total amount payable shall not exceed $100,000. This modification has been approved by the Office of the Attorney General.
PERSONNEL REPORT

30. **EMPLOYMENT**

**Delta State University**
Mr. James Rutledge; Interim Vice President of Finance & Administration; salary of $135,091 per annum, pro rata; E&G funds; effective March 1, 2016

31. **CHANGE OF STATUS**

**Mississippi State University**
- Ricky L. Travis; *from* Associate Dean and Professor, College of Arts and Sciences; salary of $148,000 per annum, pro rata; E&G Funds; *to* Interim Dean and Professor, College of Arts and Sciences; salary of $180,000 per annum, pro rata; E&G funds; effective April 1, 2016

**Mississippi University for Women**
- Dr. Tom Richardson; *from* Interim Provost and Vice President for Academic Affairs and Eudora Welty Chair and Professor of English; salary of $177,000 per annum, pro rata; E&G Funds; *to* Provost and Vice President for Academic Affairs and Eudora Welty Chair and Professor of English; no salary change; effective March 17, 2016

32. **SABBATICAL LEAVE**

**Mississippi State University**
- Shrinidhi S. Ambinakudige; Assistant Professor of Geosciences; *from* salary of $65,612 per annum, pro rata; E&G Funds; *to* salary of $32,806 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.
- Barry Joe Barnett; Professor of Agricultural Economics; *from* salary of $118,500 per annum, pro rata; E&G Funds; *to* salary of $59,259 for sabbatical period; E&G Funds; effective August 16, 2016 to May 15, 2017; professional development.
- John William Bickle, Jr.; Professor and Head, Philosophy and Religion; *from* salary of $138,000 per annum, pro rata; E&G Funds; *to* salary of $51,750 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.
- Thomas Brent Funderburk; Professor of Art; *from* salary of $87,322 per annum, pro rata; E&G Funds; *to* salary of $43,661 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.
- Sally H. Gray; Associate Professor of Classical and Modern Languages and Literature; *from* salary of $56,954 per annum, pro rata; E&G Funds; *to* salary of $28,477 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.
Zahur Zee Haque; Professor of Food Science, Nutrition and Health Promotion; from salary of $104,718 per annum, pro rata; E&G Funds; to salary of $39,269 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

James Emery Henderson; Associate Extension Professor Forestry; from salary of $96,720 per annum, pro rata; E&G Funds; to salary of $36,270 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

Mark D. Hersey; Associate Professor of History; from salary of $70,655 per annum, pro rata; E&G Funds; to salary of $35,327.50 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

David M. Hoffman; Associate Professor of Anthropology and Middle Eastern Cultures; from salary of $71,295 per annum, pro rata; E&G Funds; to salary of $35,648 for sabbatical period; E&G Funds; effective August 16, 2016 to May 15, 2017; professional development.

Seongjai Kim; Professor of Mathematics and Statistics; from salary of $89,218 per annum, pro rata; E&G Funds; to salary of $44,609 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

Sundar Rajan Krishnan; Associate Professor of Mechanical Engineering; from salary of $94,976 per annum, pro rata; E&G Funds; to salary of $47,310 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

David J. Lang; Professor of Plant and Soil Services; from salary of $87,512 per annum, pro rata; E&G Funds; to salary of $32,817 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

Matthew Lavine; Associate Professor of History; from salary of $67,772 per annum, pro rata; E&G Funds; to salary of $33,886 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

Matthew Wood Little; Associate Professor of English; from salary of $80,546 per annum, pro rata; E&G Funds; to salary of $40,273 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

Kelly Marsh; Associate Professor of English; from salary of $64,662 per annum, pro rata; E&G Funds; to salary of $32,331 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

Stephen Middleton; Professor of History; from salary of $132,786 per annum, pro rata; E&G Funds; to salary of $49,795 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

Jamie B. Mixon; Professor of Art; from salary of $73,543 per annum, pro rata; E&G Funds; to salary of $36,772 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.
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- Mark A. Novotny; Professor and Head, Physics and Astronomy; from salary of $163,500 per annum, pro rata; E&G Funds; to salary of $61,313 for sabbatical period; E&G Funds; effective August 16, 2016 to May 15, 2017; professional development.

- Bonnie Carr O’Neill; Associate Professor of English; from salary of $59,486 per annum, pro rata; E&G Funds; to salary of $29,743 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

- Gautam Rupak Lan Tai Moong; Associate Professor of Physics and Astronomy; from salary of $72,866 per annum, pro rata; E&G Funds; to salary of $36,433 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

- Timothy J. Schauwecker; Associate Professor of Landscape Architecture; from salary of $92,902 per annum, pro rata; E&G Funds; to salary of $34,838.25 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

- Guiming Wang; Associate Professor of Wildlife, Fisheries and Aquaculture; from salary of $83,596 per annum, pro rata; E&G Funds; to salary of $31,349 for sabbatical period; E&G Funds; effective August 16, 2016 to December 31, 2016; professional development.

- Daniel W. Wong; Professor of Counseling, Educational Psychology and Foundations; from salary of $103,726 per annum, pro rata; E&G Funds; to salary of $51,863 for sabbatical period; E&G Funds; effective January 1, 2017 to May 15, 2017; professional development.

University of Southern Mississippi

- Linda Allen; Associate Professor of English; from salary of $55,582 per annum, pro rata; E&G Funds; to salary of $24,703 for sabbatical period; E&G Funds; effective August 22, 2016 to December 31, 2016; professional development.

- Max Grivno; Associate Professor of History; from salary of $58,250 per annum, pro rata; E&G Funds; to salary of $25,889 for sabbatical period; E&G Funds; effective August 22, 2016 to December 31, 2016; professional development.

- Bridget Hayden; Associate Professor of Anthropology and Sociology; from salary of $53,632 per annum, pro rata; E&G Funds; to salary of $23,836 for sabbatical period; E&G Funds; effective August 22, 2016 to December 31, 2016; professional development.

- Thomas O’Brien; Professor of Educational Studies and Research; from salary of $92,500 per annum, pro rata; E&G Funds; to salary of $51,389 for sabbatical period; E&G Funds; effective January 13, 2017 to May 18, 2017; professional development.

- Mary Sheffer; Associate Professor of Mass Communication and Journalism; from salary of $67,815 per annum, pro rata; E&G Funds; to salary of $30,140 for sabbatical period; E&G Funds; effective August 22, 2016 to December 31, 2016; professional development.

- Andrew Wiest; Professor of History; from salary of $122,354 per annum, pro rata; E&G Funds; to salary of $67,974 for sabbatical period; E&G Funds; effective January 13, 2017 to May 18, 2017; professional development.
ADMINISTRATION/POLICY

33. ASU – Approved the request to bestow one honorary degree at its May 2016 commencement ceremony. Supporting documents are on file at the Board Office.

34. JSU – Approved the request to bestow two honorary degrees at its May 2016 commencement ceremony. Supporting documents are on file at the Board Office.

35. MSU – Approved the request to bestow two honorary degrees at its May 2016 commencement ceremony. Supporting documents are on file at the Board Office.

36. MUW – Approved the request to bestow one honorary degree at its May 2016 commencement ceremony. Supporting documents are on file at the Board Office.

FINANCE AGENDA

Presented by Trustee Christy Pickering, Chair

On motion by Trustee Pickering, seconded by Trustee Cummins, with Trustees Parker and Starr 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 Pickering, seconded by Trustee McNair, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Pickering, seconded by Trustee McNair, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Pickering, seconded by Trustee McNair, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #4. On motion by Trustee Pickering, seconded by Trustee Smith, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #5 - #8. On motion by Trustee Pickering, seconded by Trustee Smith, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #9.

1. SYSTEM – Approved for final reading the proposed changes to Board Policy 906 Educational Building Corporations. The change will remove the subsequent meeting requirement for bond refundings and defeasements and add continuing disclosure procedures. (See Exhibit 1.)

2. MSU – Approved the request to modify the existing policy for granting waivers of out-of-state tuition to include MSU students located in four southwest Alabama counties who enroll in MSU Engineering bachelor’s degree programs on the Coast. This policy is implemented to include out-of-state tuition waivers as authorized through the amendment to Miss. Code Ann. § 37-103-25 (3) and shall be effective upon approval by IHL and MSU, with individual waivers becoming applicable as of the date approved by the MSU President, unless a later time is indicated below. This policy conforms with the Board’s Policies and Bylaws. The following out-of-state waiver is authorized, on a case-by-case basis, in addition to those in existence by virtue of prior statutory law and Board Policy. Waivers are contingent upon the student’s submission to MSU of timely (before the start of the applicable semester) and adequate proof of having met the applicable criteria. To be eligible for out-of-state tuition waivers, applicants must meet admissions requirements for the initial award and maintain satisfactory academic progress for continued eligibility. For the purpose of offering enhanced access to MSU Engineering on the Coast Bachelor of Science degrees through a collaboration with Mississippi Gulf Coast Community College to students who live within close geographic proximity of the campus, MSU
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Engineering on the Coast may waive out-of-state tuition for non-resident students who reside in Mobile, Baldwin, Washington, and Escambia counties of the State of Alabama. This waiver will become effective for the 2016-17 academic year. MSU estimates the financial impact of this waiver will increase tuition revenue by an additional $350,000 to $400,000 over current collections over a five-year period. This waiver would apply to newly enrolled students from Alabama who reside in Mobile, Baldwin, Washington and Escambia counties. The Attorney General’s Office reviewed the proposed policy.

3. UMMC – Approved the request to enter into a letter of participation local market agreement with Johnson & Johnson Health Care Systems, Inc. to purchase orthopedic trauma implants to be used in surgical procedures on pediatric and adult patients at its Jackson and Grenada campuses. This agreement gives additional discounted pricing from what is currently offered through the Novation contract. The term of this agreement is for a period of two (2) years, beginning on or about April 1, 2016. The estimated cost of this agreement is $13,009,442.75. The estimated total cost breakdown is included in the bound March 17, 2016 Board Working File. The contract will be funded by hospital patient revenue. 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 an agreement with Medtronic USA, Inc. for the purchase of cardiac resynchronization devices and the associated supplies used in the implementation of the devices. These products are used in the treatment of patients with cardiac rhythm management issues. The term of the agreement is for three (3) years beginning on or about April 1, 2016. The total estimated contract cost for the three (3) year term is $10,000,000; however, products will be purchased on an “as needed” basis with no minimum purchase required. This cost is based on historical numbers and allows for anticipated growth in the cardiovascular program. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.

5. UMMC – Approved Amendment 8 to its current license and support agreement with Epic Systems Corporation. The amendment decreases the licensed volume of program property that was increased through Amendment 7 and elects participation in Epic’s Boost program. Amendment 7 provided, in part, for an increase to UMMC’s licensed volume of program property from 250,000 annual inpatient days to 260,000 annual inpatient days. Due to changed circumstances, UMMC is now opting to reduce the increased license volume thereby decreasing the cost of license fees and related maintenance. Under the Boost program, Epic will provide, as needed, dedicated employees to perform the duties of an analyst or project manager. The term of amendment 8 will begin on or about April 1, 2016, and is coterminous with the current Epic License and Support Agreement which remains in effect in perpetuity in regards to the licenses, and it is also coterminous regarding maintenance coverage which ends August 22, 2019. The estimated cost of the amendment is $2,301,800 which increases the total estimated cost of the agreement to $65,456,898.01. A breakdown of costs follows: licensed volume fee decrease ($698,200) and the Boost Program $3 million. The agreement continues to be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED FROM THE CONSENT FINANCE AGENDA FOR CONSIDERATION.)

6. UMMC – Approved Amendment 9 to its current license and support agreement with Epic Systems Corporation. This amendment adds subscription licenses for Push Notifications to the program property which allows UMMC to receive and transmit information to other
organizations. The term of amendment 9 will begin on or about April 1, 2016, and is
coterminous with the current Epic License and Support Agreement which remains in effect in
perpetuity in regards to the licenses, and it is also coterminous regarding maintenance coverage
which ends August 22, 2019. There is no cost associated with this amendment. The total
estimated cost of the amended agreement is $65,456,898.01. The agreement continues to be
funded by patient revenues. The agreement which has been reviewed and approved by the
Attorney General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED
FROM THE CONSENT FINANCE AGENDA FOR CONSIDERATION.)

7. UMMC – Approved Amendment 10 to its current license and support agreement with Epic
Systems Corporation. In the original agreement and subsequent amendments, Epic licensed
individual copies of Epic interfaces as individual items of Program Property. This amendment
makes available a new licensing structure that will bundle certain interfaces, which will slightly
reduce costs and administrative burden on both parties with regard to interface licensing. The
term of amendment 10 will begin on or about April 1, 2016, and is coterminous with the current
Epic License and Support Agreement which remains in effect in perpetuity in regards to the
licenses, and it is also coterminous regarding maintenance coverage which ends August 22,
2019. There is no cost associated with this amendment. The total estimated cost of the amended
agreement is $65,456,898.01. The agreement continues to be funded by patient revenues. The
agreement which has been reviewed and approved by the Attorney General’s Office is on file at
the IHL Board Office. (THIS ITEM WAS MOVED FROM THE CONSENT FINANCE
AGENDA FOR CONSIDERATION.)

8. UMMC – Approved an Implementation Service Request related to its current license and
support agreement with Epic Systems Corporation. The term of the request is for approximately
three (3) to six (6) months beginning on or about April 1, 2016. The estimated cost of the
request is $56,250 which combined with the cost of Amendment 8 increases the total estimated
cost of the agreement to $65,513,148.01. The agreement continues to be funded by patient
revenues. The agreement which has been reviewed and approved by the Attorney General’s
Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED FROM THE
CONSENT FINANCE AGENDA FOR CONSIDERATION.)

9. UMMC – Approved the request to enter into a new subscription and support agreement and
subsequent work order with Halogen Software, Inc. to replace the current support agreement.
This will allow UMMC to continue to conduct employee performance assessments to remain in
compliance with healthcare regulators and best practices. The Halogen eAppraisal system is an
electronic tool to manage talent across an organization through its ability to formalize and
streamline competencies and performance assessment criteria based on job expectations; to set
up, manage, and report data for specific performance evaluation cycles; and, to store
performance-related data such as performance notes, certificates and licenses, awards and
achievements, and previous performance evaluation information for easy access. The term of
this agreement is for four (4) years and eight (8) months beginning June 28, 2016 and ending
February 28, 2021. The total estimated cost of this agreement is $655,840. A breakdown of
costs is included in the bound March 17, 2016 Board Working File. The contract will be funded
by general funds. The agreement which has been reviewed and approved by the Attorney
General’s Office is on file at the IHL Board Office. (THIS ITEM WAS MOVED FROM THE
CONSENT FINANCE AGENDA FOR CONSIDERATION.)
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LEGAL AGENDA
Presented by Trustee Hal Parker, Chair

By consensus, the Board held this item for further review and consideration.
1. SYSTEM – Proposed amendment to Board Policy 301.0806 University Foundation/Affiliated Entity Activities for first reading.  (See Exhibit 2.) (THIS ITEM WAS HELD FOR FURTHER REVIEW.)
2. SYSTEM – Election of Vice President of the Board of Trustees for the Term Beginning May 8, 2016. President Perry opened the floor for nominations for the office of Vice President of the Board. Trustee Doug Rouse nominated Trustee C.D. Smith. There being no further nominations, the nominations were closed. On motion by Trustee Rouse, seconded by Trustee Rouse, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted in the affirmative, therefore, it was

RESOLVED, that Trustee C.D. Smith was elected as Vice President of the Board for a one-year term, beginning May 8, 2016 and ending May 7, 2016.

At the January 22, 2015 meeting, the Board voted unanimously to temporarily suspend the presidential term length requirements set forth in Board Bylaw 301.01 Officers of the Board pursuant to Bylaw 301.0510 Meeting Rules of Order subsection (d) Motion to Suspend Policies, Bylaws or Rules and to approve the presidential term lengths of the trustees elected to serve as president of the Board for the two terms following that of Trustee Alan Perry be one year each in length.

INFORMATION AGENDA
Presented by Commissioner Glenn F. Boyce

ACADEMIC AFFAIRS
Presented by Commissioner Glenn F. Boyce

1. SYSTEM – The Higher Education Appreciation Day, Working for Academic Excellence (HEADWAE) was established by the Mississippi Legislature to honor academically talented students and faculty members of Mississippi's higher education institutions who have made outstanding contributions in promoting academic excellence. The HEADWAE recipients were honored on February 2, 2016 at the Jackson Marriott, where Mr. Sean Suggs, Vice President, Toyota Motor Manufacturing Mississippi, Inc. was the guest speaker. System honorees for 2016 are listed below.

<table>
<thead>
<tr>
<th>INSTITUTION</th>
<th>STUDENT HONOREE</th>
<th>FACULTY HONOREE</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>Nanatte Patrice Boyd</td>
<td>Lixin Yu</td>
</tr>
<tr>
<td>DSU</td>
<td>Mikel Debarcus Sykes</td>
<td>Ethan A. Schmidt (In Memorium)</td>
</tr>
<tr>
<td>JSU</td>
<td>Anthony Charles Keyes Jr.</td>
<td>Fengxiang X. Han</td>
</tr>
<tr>
<td>MSU</td>
<td>Joseph Monroe Dodd</td>
<td>Cody P. Coyne</td>
</tr>
<tr>
<td>MUW</td>
<td>Brianna Elizabeth Warner</td>
<td>Kim Whitehead</td>
</tr>
<tr>
<td>MVSU</td>
<td>Toney Aaron Williams</td>
<td>Xiaoqin Paul Wu</td>
</tr>
</tbody>
</table>
2. SYSTEM – 2016 Improving Teacher Quality Awards. Title II, Part A of the No Child Left Behind Act of 2001 authorizes awards to higher education state agencies to support an “Improving Teacher Quality” competitive grant program. The institutions below were awarded Title II federal grant funds for March 15, 2016 through April 30, 2017.

<table>
<thead>
<tr>
<th>INSTITUTION</th>
<th>DISCIPLINE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alcorn State University</td>
<td>Science</td>
<td>$91,901.25</td>
</tr>
<tr>
<td>Delta State University</td>
<td>Content Area Literacy</td>
<td>$89,889.00</td>
</tr>
<tr>
<td>Mississippi State University</td>
<td>Science and Social Studies</td>
<td>$90,000.00</td>
</tr>
<tr>
<td>Mississippi State University</td>
<td>Technology Integration</td>
<td>$90,000.00</td>
</tr>
<tr>
<td>Mississippi State University (M)</td>
<td>Mathematics</td>
<td>$89,999.00</td>
</tr>
<tr>
<td>Mississippi University for Women</td>
<td>Mathematics</td>
<td>$90,000.00</td>
</tr>
<tr>
<td>Mississippi Valley State University</td>
<td>Reading</td>
<td>$90,000.00</td>
</tr>
<tr>
<td>University of Mississippi</td>
<td>Literacy Integration</td>
<td>$90,000.00</td>
</tr>
<tr>
<td>University of Southern Mississippi</td>
<td>Language Arts</td>
<td>$92,960.00</td>
</tr>
<tr>
<td>University of Southern Mississippi</td>
<td>Mathematics</td>
<td>$90,000.00</td>
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<tr>
<td>William Carey University</td>
<td>Teacher Leadership</td>
<td>$90,000.00</td>
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<tr>
<td>MS Council on Economic Education</td>
<td>ELA and Economics Standards</td>
<td>$90,000.00</td>
</tr>
<tr>
<td><strong>Total Awarded</strong></td>
<td></td>
<td><strong>$1,174,749.25</strong></td>
</tr>
</tbody>
</table>

3. SYSTEM – 2015 Annual Performance Report for Mississippi Teacher Preparation Programs.

<table>
<thead>
<tr>
<th>TEACHER EDUCATION PROGRAM</th>
<th>ASU</th>
<th>DSU</th>
<th>JSU</th>
<th>MSU</th>
<th>MUW</th>
<th>MVSU</th>
<th>UM</th>
<th>USM</th>
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</thead>
<tbody>
<tr>
<td>NCATE/CAEP Accreditation Achieved</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Next CAEP Accreditation Visit</td>
<td>Fall 2021</td>
<td>Fall 2020</td>
<td>Fall 2021</td>
<td>Spring 2021</td>
<td>Fall 2019</td>
<td>Fall 2020</td>
<td>Spring 2021</td>
<td>Spring 2019</td>
</tr>
<tr>
<td>Program Completers 2014-15</td>
<td>8</td>
<td>67</td>
<td>38</td>
<td>251</td>
<td>30</td>
<td>5</td>
<td>279</td>
<td>255</td>
</tr>
<tr>
<td><strong>Total Program Completers 2014-2015:</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>933</strong></td>
</tr>
</tbody>
</table>

4. SYSTEM – Report on Existing Programs Now Offered Online.
   a. ASU is offering the Bachelor of Science Degree in Child Development and Family Studies.
   b. UM – is offering the Master of Education Degree in Early Childhood Education.

FINANCE

5. UMMC – In accordance with Board Policy 707.1 Land Property, and Service Contracts, UMMC submitted and the Board approved, at its June 18, 2015 meeting, a request to enter into an agreement with First Southwest Company, LLC (FSC) for the provision of financial advisory services. The contract was approved for a term of five (5) years from July 1, 2015 through June 30, 2020, at a cost of $275,000 over the term. UMMC was notified by First Southwest that it had merged with and into its common control affiliate, Hilltop Securities, Inc. Under the current
agreement, assignment can only be made by consent of the non-assigning party. The new name of the company will be FirstSouthwest, a Division of Hilltop Securities, Inc.

6. USM – At the February 2015 Board meeting, the Board approved a resolution for the University of Southern Mississippi to issue, through the S.M. Educational Building Corporation (EBC), a maximum of $140,000,000 revenue refunding bonds in one or more taxable and/or tax exempt series for the purpose of advance refunding and defeasing all or a portion of the EBC’s
   a. S.M. Educational Building Corporation Revenue Refunding Bonds, Series 2006A, issued in the original principal amount of $24,855,000 (the “2006A Bonds”);
   b. S.M. Educational Building Corporation Revenue Bonds, Series 2006B (Village Project), issued in the or principal amount of $18,725,000 (the “2006B Bonds”);
   c. S.M. Educational Building Corporation Revenue Bonds, Series 2007 (Athletics Facilities Improvements Project), issued in the original principal amount of $27,190,000 (the “2007 Bonds”);
   d. S.M. Educational Building Corporation Revenue Bonds, Series 2009 (Campus Facilities Improvements Project), issued in the original principal amount of $49,900,000 (the “2009 Bonds”); and
   e. Certificates Of Participation (University of Southern Mississippi Parking Facilities Construction Project), Series 2009, issued in the original principal amount of $15,520,000 (the “2009 COPs,” and together with the 2006A Bonds, 2006B Bonds, 2007 Bonds, 2009 Bonds, and the 2009 COPs, the “Refunded Bonds”) by the University of Southern Mississippi (the “University”) and the University of Southern Mississippi Real Estate Foundation, Inc. (the “Foundation”), to finance the construction and financing of a parking garage; acquiring from the Foundation that certain parking facility financed with the 2009 COPs; approving various documents related to the proposed bond issue and paying the issuance costs of the Bonds.


REAL ESTATE

7. SYSTEM – The Board received the Real Estate items that were approved by the Board staff subsequent to the February 18, 2016 Board meeting in accordance with Board Policy 904 Board Approval.  (See Exhibit 3.)

LEGAL

8. SYSTEM – The Board received a report of the payment of legal fees to outside counsel.  (See Exhibit 4.)

ADMINISTRATION/POLICY

9. SYSTEM – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.
   a. MSU – 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.” In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. On February 25, 2016, Commissioner Glenn F. Boyce approved the request to renew a lease agreement and prepay the monthly payments to the Jackson Medical Mall Foundation for the lease of approximately 2,930 square feet of space in Suite 480 of the Jackson Medical Mall for use as the Resource and Referral site by The Early Years Network. The contract renewal period is from April 1, 2016 through March 31, 2017 at a cost of $2,752.98 per month plus a common area maintenance fee of $3.30 per square foot ($805.75/month). The total yearly cost will be $42,704.76. The contract will be funded through the Mississippi Childhood Service System (The Early Years Network) grant which is funded by the Division of Early Childhood Care and Development, a division of the Mississippi Department of Human Services. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

b. MSU – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. On March 7, 2016, Dr. Glenn F. Boyce, Commissioner of Higher Education, approved the request to renew a Lease Agreement with the Biloxi Housing Authority for the lease of approximately 2,600 square feet of office space located at 769 Howard Avenue in Biloxi, Mississippi to be used for the Gulf Coast Community Design Studio. The lease amount is $2,500 per month, pursuant to the following described terms and conditions: 1) $1,000 per month to be prepaid on or before the first of each month and 2) plus in-kind services valued at $1,500 per month to be provided by MSU as set out in the Contract for MSU to Obtain Services. The lease will be paid from research overhead funds. The term of the Lease Agreement is for a period of five (5) years beginning April 1, 2016 and ending March 31, 2021. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

c. 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.” In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. On March 3, 2016, Dr. Glenn F. Boyce, Commissioner of Higher Education, approved the Lease Agreement between UMMC and Airbus Helicopters, Inc. (AHI) for the sublease of space at the Golden Triangle Regional Airport in Columbus, MS. AHI is a lessee of this space under a superior lease agreement with Golden Triangle
Regional Airport Authority. The term of the contract is for one year beginning March 1, 2016 with the option, upon mutual agreement, to renew for up to two consecutive years. The lease amount is $2,400 per month for one year or $86,400 over the entire three-year term. The contract will be funded by patient revenues. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

d. 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.” In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. On March 7, 2016, Dr. Glenn F. Boyce, Commissioner of Higher Education, approved the request to enter into a Lease Agreement with Reactive Surfaces, Ltd. for approximately 765 square feet of laboratory and equipment space at USM’s Accelerator for annual rent in the amount of $17,580 to be prepaid in quarterly installments of $4,395 due on or before the first day of each quarter of the term of the lease. Total rent for the initial terms and renewals is $87,900. The initial term of the lease is one year beginning upon approval and execution of the Lease Agreement and will automatically renew for four (4) consecutive one (1) year terms, unless terminated in writing. The Accelerator building was constructed with federal grant funds. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

ANNOUNCEMENTS

- President Perry invited the university presidents to report on current activities on their campuses.
- President Perry expressed his appreciation for the prep work that is conducted prior to the Board meeting each month.

EXECUTIVE SESSION

On motion by Trustee Hooper, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to close the meeting to determine whether or not to declare an Executive Session. On motion by Trustee McNair, seconded by Trustee Cummins, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to enter into Executive Session for the reason reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at one of the state universities.
During Executive Session, the following matters were discussed and/or voted upon:

The Board discussed and deliberated over a request for the Board to review the termination of Dr. Neva Eklund, a tenured faculty member at the University of Mississippi Medical Center. After considerable discussion, a motion was made by Trustee McNair, to grant the request for the Board to review the record of termination. The motion was seconded by Trustee Hooper, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve the motion.

The Board then discussed and deliberated regarding the institutional record and issues raised by Dr. Eklund in conducting its review of her proposed termination by UMMC. On motion by Trustee Pickering, seconded by Trustee McNair, with Trustees Parker and Starr absent and not voting, all Trustees legally present and participating voted unanimously to direct the University of Mississippi Medical Center to provide the following to the above mentioned employee: an additional due process hearing with the right of confrontation, to deliver advance notice of documents to be used in the hearing as well as copies of such documents in advance of the hearing, a hearing officer who is either knowledgeable in due process matters or has access to legal counsel during the course of the hearing to ensure an impartial and fair hearing, and to have the University consider all other of the issues raised by Dr. Eklund and any appropriate course of action.

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

ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Pickering, seconded by Trustee Cummins, with Trustees Parker and Starr 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
<table>
<thead>
<tr>
<th>Exhibit</th>
<th>Description</th>
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<tbody>
<tr>
<td>Exhibit 1</td>
<td>Proposed changes to Board Policy 906 Educational Building Corporations for final reading.</td>
</tr>
<tr>
<td>Exhibit 2</td>
<td>Proposed amendment to Board Policy 301.0806 University Foundation/Affiliated Entity Activities for first reading</td>
</tr>
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</tr>
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<td>Report of the payment of legal fees to outside counsel.</td>
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</table>
EXHIBIT 1
March 17, 2016

SYSTEM – PROPOSED REVISIONS TO BOARD POLICY 906 TO REMOVE SUBSEQUENT MEETING REQUIREMENT FOR BOND REFUNDINGS AND DEFEASEMENTS AND TO ADD CONTINUING DISCLOSURE PROCEDURES FOR FINAL READING

906 EDUCATIONAL BUILDING CORPORATIONS

Authority. Miss. Code Ann., Sections 37-101-61, and 37-101-63 (1972), as amended, grants the state institutions of higher learning the authority to form nonprofit corporations for the purpose of acquiring, or maintaining, equipping, improving or constructing facilities for use by the institution. These educational building corporations are granted the authority to issue bonds or other forms of debt obligations (if required for the type of debt to be issued) for the construction and renovation of facilities.

Financial Advisor. Prior to Board consideration of an institution’s request to issue debt by of the educational building corporation for the construction, maintenance, equipping, acquisition, and renovation of facilities or to refinance outstanding debt, Board staff, in conjunction with institutional staff, must select a financial advisor(s) to represent the interests of the Board, the educational building corporation and the institution to provide the Board with an independent analysis of the institution’s financial condition, to verify that proposed revenue stream(s) are sufficient to repay the debt service and to recommend the project’s viability. If the educational building corporation will issue commercial paper, the financial advisor shall also calculate an opinion of the breakeven interest rate to long term bonds to justify the use of commercial paper. The financial advisor(s) shall meet such qualifications and perform such services as may be prescribed by the institution, the Board or its staff.

Payment to the financial advisor(s) shall be made by the institution, or the institution’s educational building corporation, without regard for whether the Board approves the construction or renovation or whether the institution or educational building corporation constructs the project, or in the case of refinancing, whether the debt is refinanced.

Financing Projects. Prior to Board consideration of an institution’s request to issue debt of the educational building corporation for the construction, maintenance, equipping, acquisition or renovation of facilities, the financial advisor must provide the Board with an independent analysis of the institution’s financial condition, to verify that proposed revenue stream(s) are sufficient to repay the debt service and to recommend the project’s viability. If the educational building corporation will issue commercial paper, the financial advisor shall also calculate an opinion of the breakeven interest rate to long term bonds to justify the use of commercial paper. The institution shall submit the report of the financial advisor(s) and the request for a project initiation to the Board for approval. The request must state the institution’s intent, justify the need for the project and give an estimate of the total construction budget. The request must also include naming the
design professionals, bond counsel and senior underwriter(s) selected by the board of the educational building corporation.

Any selection of a financial institution to serve as trustee under a trust indenture, as escrow agent under an escrow agreement, or as a lender to an educational building corporation, either directly or through the purchase of obligations of the educational building corporation, shall be made by the educational building corporation in its sole discretion and shall not be subject to approval by the Board.

Following the Board’s approval of the project initiation, the institution shall return to the Board at a subsequent meeting and present a resolution for Board approval granting permission for issuing bonds or other forms of debt obligations for the specific project, and for approval of the following documents to which the Board will be a party: the lease, the ground lease, the preliminary official statement (if required for the type of debt to be issued), and the continuing disclosure agreement (if required for the type of debt to be issued). The resolution also grants permission for the documents to be executed. In no case shall the educational building corporation issue bonds or other forms of debt obligations without specific approval of the debt obligations from the Board for specific projects. Unless the Board approves otherwise, obligations shall be offered and sold through a competitive sale process or, alternatively, on a negotiated basis to an underwriter, in the case of bonds, or a dealer, in the case of commercial paper.

Refinancing or Defeasing of Outstanding Debt. Outstanding debt of the educational building corporation may be refinanced in accordance with the provisions of this policy. Prior to Board consideration of an institution’s request to issue debt of the educational building corporation to refinance outstanding debt of the institution or the educational building corporation, the financial advisor must provide the Board with an independent analysis showing potential net present value (NPV) savings based on current market conditions. The institution’s request must include naming the bond counsel and senior underwriter(s) selected by the board of the educational building corporation. After consideration of the financial advisor’s analysis and other factors that the Board deems material, the Board may approve the issuance of debt by the educational building corporation, in the discretion of the authorized representatives of the educational building corporation to refinance outstanding debt of the institution or the educational building corporation, which authorization may be conditioned on the specific level of NPV savings being achieved. Refinancing or defeasing of debt does not require a subsequent meeting of the Board of Trustees provided the financial advisor has provided a report demonstrating adequate net present value savings and the bond resolution and form of bond documents have been presented to and approved by the Board.

Review and Approval of Documents. In connection with the issuance of debt for any purpose, the institution shall present a resolution for Board approval granting permission for issuing bonds or other forms of debt obligations and for approval of the following documents to which the Board will be a party: the lease, the ground lease, the preliminary official statement (if required for the type of debt to be issued), and the
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continuing disclosure agreement (if required for the type of debt to be issued). The resolution shall also authorize representatives of the Board to execute such documents. Prior to the approval of the resolution by the Board, the educational building corporation shall submit to the Board staff, for informational purposes only, the form of any documents that are to be entered into by the educational building corporation in connection with the issuance of bonds or other debt, but to which the Board is not a party.

Method of Sale. Unless the Board approves otherwise, obligations shall be offered and sold through a competitive sale process or, alternatively, on a negotiated basis to an underwriter, in the case of bonds, or a dealer, in the case of commercial paper.

Selection of Financial Institution Participants. Any selection of a financial institution to serve as trustee under a trust indenture, as escrow agent under an escrow agreement, or as a lender to an educational building corporation, either directly or through the purchase of obligations of the educational building corporation, shall be made by the educational building corporation in its sole discretion and shall not be subject to approval by the Board.

Continuing Disclosure Obligations. Securities and Exchange Commission Rule 15c2-12 generally provides that an underwriter cannot sell governmental bonds unless an “obligated person” with respect to the bonds enters into a “Continuing Disclosure Agreement” (CDA) agrees to submit annually audited financial statements of the obligated person and other information as set forth in the CDA and notices of specified material events. With respect to the issuance of bonds by educational building corporations, the Board is an “obligated person” and the CDA will typically require audited financial statements and operating data for the entire IHL system to be submitted annually, rather than information on individual institutions. The material events specified in the CDA also typically relate to the entire IHL system.

To facilitate uniformity, efficiency and timeliness in complying with the requirements of Rule 15c2-12 relating to bonds issued by an educational building corporation, the Board, rather than the educational building corporation, will enter into the CDA and undertake to provide the annual disclosures and material event notices. The Board will hire an independent agent to assist with compliance with its obligations under CDA(s), as well as, compliance by educational building corporations under CDA(s) entered into by educational building corporations prior to the adoption of this policy upon approval by the Board. The Board, and/or its dissemination agent, will also sign up for the EMMA tickler system reminders.
SYSTEM – PROPOSED AMENDMENT TO BOARD POLICY 301.0806 UNIVERSITY FOUNDATION / AFFILIATED ENTITY ACTIVITIES FOR FIRST READING

Board approval for first reading is requested regarding the below proposed amendment to Board Policy 301.0806 University Foundation / Affiliated Entity Activities. The following amendment is proposed in order to require university and IHL Board approval prior to any affiliated entity purchasing or leasing real property or executing a contract for improvements to real property.

301.0806 UNIVERSITY FOUNDATION/AFFILIATED ENTITY ACTIVITIES

A. Purpose of Foundations and Similar University Affiliated Entities:

This policy shall apply to the relationship between Mississippi public universities (“universities”) and university development foundations, research foundations, athletics foundations, alumni associations and all other similar entities affiliated with any of the eight state universities (collectively referred to as the "Foundation/ Affiliated Entities” or “Entities”).

The Board of Trustees (hereinafter “Board” or “IHL”) recognizes that such Entities have played and continue to play an important role in providing financial and other support for its institutions. This support has assisted the institutions in achieving a level of excellence not possible through state funding and tuition alone. While the Board of Trustees recognizes and appreciates the contributions made to higher education by such foundations and similar entities, the Board of Trustees reaffirms that the goal of the Entities is not to replace necessary support from the state.

The Board of Trustees also acknowledges that the independent nature of the Entities provides flexibility to state universities in fiscal management and responsiveness.

The primary purpose of the foundations and other entities affiliated with the state universities is to engage in raising and managing funds and/or other activities consistent with the mission and priorities of their respective affiliated institutions, as determined by the Institutional Executive Officer (the "IEO") of each. Each Entity is expected to have a mission statement relevant to this purpose and to adopt policies, plans, and budgets designed to achieve that mission.

The Board fully recognizes the importance to the universities and to the Entities of preserving the confidentiality of information related to donors or potential donors. Providing appropriate confidential treatment for information related to donors who have voluntarily provided funds to support the state universities is in the best interests of this state and its citizens. Thus, it is the policy of the Board that its oversight of the relationship between the foundations and the universities shall be accomplished in a manner that will effectively and appropriately preserve and protect the confidentiality of such information to the fullest extent possible which is consistent with the duty of the universities and the IHL to assure that assets
intended to benefit the state universities are appropriately and effectively managed and utilized.

B. Relationship Between Board And Affiliated Entities

As provided in Miss. Const. Art. 8, Section 213-A and Section 31-101-1 of the Miss. Code Ann. of 1972, as amended (the "Miss Code"), the Board of Trustees has governing authority over the eight state universities. Under such authority, the Board of Trustees has responsibility for ensuring that the public interest is served by any individual or organization that is established to support one of the eight state universities.

The Board recognizes that the Entities are not state agencies. The Entities have their own governing authorities. The Board recognizes that it does not have the power to exercise governing control over the Entities.

While the Board of Trustees does not have the power or authority to exercise governing control over the Entities, the Board has the full authority to establish the terms under which state universities will contract with private organizations. That is particularly necessary with respect to these Entities, since they, or some of them, will solicit and manage funds on behalf of and for the benefit of the state universities, and may use the name, logo, or other insignia identified with the state universities. The Board has the authority to require that any organization that manages funds for any state university, or whose name is associated with a state university under the governance of the Board, must adhere to ethical standards appropriate for such organizations and must properly manage, utilize and account for funds contributed to or for the benefit of the universities.

To ensure the independence of the affiliated Entities, no member or employee of the Board of Trustees of State Institutions of Higher Learning shall hold a voting position on an institutionally affiliated Entity board. The Board of Trustees may allow exceptions to this restriction if needed to comply with NCAA requirements or other proper purposes. Senior administrators of the institution should only participate on the Foundation/ Affiliated Entity's board in an ex-officio capacity.

C. Affiliation Agreements Required

Each university must enter into a formal contractual affiliation agreement (the “Affiliation Agreement”) with its development foundation(s), research foundation(s), athletics foundation(s), alumni association(s) and any other similar university affiliated Entity in a form submitted to and approved by this Board. The Affiliation Agreement shall be reviewed for approval by the Board of Trustees at least every five (5) years, or whenever the Affiliation Agreement is changed (other than changes for non-substantive, conforming or purely administrative matters).
Each university shall submit all existing or amended Affiliation Agreements to the Board for approval on or before June 30, 2010, in a form that the university believes will fully comply with the requirements of this policy as amended.

In order to appropriately conserve the resources of the universities and the IHL, and to expedite the Board’s review of the proposed Affiliation Agreements within the time period set forth above, the IEO’s of the universities are expected to direct the resources of their university to work in coordination with the other universities in developing and reviewing templates of proposed affiliation agreements to be used by all similar Entities and universities. Counsel for the Board will be directed to assist in that process. The universities are expected to use those templates insofar as practical, given the acknowledged differences between universities and the Entities, as the basis and pattern for preparing the proposed Affiliation Agreements which are required by this Policy.

D. General Requirements of Affiliation Agreements

The Affiliation Agreements for each Entity shall address and comply with the following general requirements and subjects:

1. Outlining the services and benefits the institution and the Entity are to provide to each other and the compensation or other requirements related thereto;
2. Describing the mechanisms by which the institution shall, through its IEO, keep the Entity apprised of the needs and priorities of the institution, and requiring that the Entity, in concert with donor intent or directives, if any, agree to consider and communicate to the university its ability and plans to fund university needs and priorities, as determined by the IEO;
3. Describing whether, and the terms under which, any institutional assets of the institution itself are to be managed by the Entity on behalf of the institution and providing for appropriate rights of inspection and auditing for such funds by the IHL and all appropriate state officials;
4. Delineation of the terms upon which the Entity is authorized to accept gifts, restricted and unrestricted, on behalf of or for the benefit of the institution;
5. Outlining the method under which all gifts, grants, endowments and other assets are accepted and accounted for by the Entity, the methods and procedures to be utilized in determining how the income related to those assets is to be computed and distributed to the universities, and the terms and conditions under which any portion of such assets or the income related thereto may be used for the operating or other expenses of the Entity;
6. Requiring that all gifts made to the university shall be accounted for and ownership maintained by that university, even though they may be managed by the Entity;
7. Requiring that the records of such Entity shall be maintained separately from the records of the respective affiliated institution;
8. Requiring maintenance of financial and accounting records in accordance with Generally Accepted Accounting Principles;
9. Requiring that the Entity must cause to be prepared annual financial statements of the condition of the Entity, which shall include such detail as the IHL Board may from time
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to time require; The Entity must also engage a Certified Public Accounting (CPA) firm to perform annual audits of the Entity’s annual financial statements; The Entity shall submit the audited financial statements, along with a list of Entity officers, directors or trustees, not later than five months following the completion of the Entity’s fiscal year, to the affiliated university’s IEO and to IHL; However, the annual audited financial statements of some of the Entities will be required for inclusion in the State of Mississippi’s Comprehensive Annual Financial Report (CAFR); Those Entities which will be required to submit annual audited financial statements for inclusion in the CAFR, as determined by the IHL Board’s Deputy Commissioner of Finance and Administration and the external auditing firm hired to perform the annual IHL system audit, must submit annual audited financial statements to the affiliated university’s IEO and to the IHL, along with a list of Entity officers, directors or trustees, by October 15 of each year; The IHL Board’s Deputy Commissioner of Finance and Administration shall notify each such Entity of the applicability of the October 15 deadline to such Entity as far in advance of the deadline as possible each year; The CPA firm to be utilized by the Entity must be approved by the IHL Board and all requests for approval of the CPA firm must be submitted to the IHL Board for approval not later than three months prior to the end of the Entity’s fiscal year for which the audit will be conducted; Unless approval is specifically granted for multiple years, approval of a firm by the IHL Board for one year does not constitute approval for other years, and requests for approval of the CPA firm must be submitted on an annual basis; However, at the request of the Entity, the IEO of a university , with the approval of the IHL Board, may grant a request of the Entity to waive the requirement of an annual audit by a CPA firm on a showing of adequate grounds, such as a showing that the assets of the Entity are so limited as to make the expense of engaging a CPA firm to perform an audit financially burdensome to the Entity and unnecessary; Such a waiver may be conditioned upon such other review of the financial records of the Entity in lieu of an audit as the University and the IHL may deem feasible; Such a request for a waiver must be accompanied by (a) the most recent annual audited financial statements of the Entity (if any such statements exist), (b) the financial statements of the most recently completed fiscal year, (c) a written description of how the Entity anticipates that the year-end financial statements for the current year will differ from the financial statements as of the end of the most recently completed fiscal year, and (d) a good faith estimate of the cost of engaging an auditor with respect to the statements; The granting of any request to waive the requirement of an annual audit by a CPA firm approved by the IHL is within the sole discretion of the university and the IHL Board; Any waiver of the audit requirement will apply only for one year, and any request to waive the requirement for the next year should be submitted as outlined above;

10. Requiring that the Entity only accept or solicit gifts for the benefit of the university that are consistent with the university's mission, goals or objectives;

11. Requiring that the Entity manage all funds in its control in a fiscally sound and prudent manner;

12. Requiring that the Entity establish and maintain a conflict-of-interest policy that complies with all requirements of Miss. Code Ann. §79-11-269 (1972) as amended, entitled "Conflict of interest Transaction";
13. Requiring that no form of additional compensation for an IEO or any IHL system office employee be underwritten or increased by the Entity without the prior approval of the Board; The request for approval shall come through the Commissioner to the IHL Board; As to other university employees, the Affiliation Agreement will provide that no form of additional compensation may be provided or paid by the Entity without the prior approval by the IEO; All such approvals by the IEO must be reported to the Board of Trustees at its next official meeting; This provision does not apply to transfers from the Entity to the supported university for items such as professorships, chairs, and other programmatic support that are paid directly to the university and included in its annual budget;

14. Requiring the Entity to submit to the IHL an annual report providing a detailed list of supplemental compensation provided to administrators, faculty, athletic staff, and other employees; provided however that the Affiliation Agreement may provide for appropriate exceptions for such compensation made by the institution out of funds routinely provided to the institution to be included in its budget; and,

15. Requiring compliance with all state and federal laws applicable to such organizations.

16. Establishing appropriate maximum limits on the period of time for which the Entity shall enter into contracts for professional, advisory, or other personal services.

17. Requiring that the provisions of the affiliation agreement shall apply to any and all entities owned or controlled by the affiliated Entity, with the exception of a special purpose entity created for the sole and specific purpose of utilization as a financing vehicle for the private financing of university auxiliary facilities by a private developer using the alternate dual-phase design-build privately financed construction method, as specially authorized by Miss. Code Ann. Section 37-101-41, et seq. (1972), as amended. If the use/purpose of any such special purpose entity ever changes, the special purpose entity would then be required to comply with any and all provisions of the affiliation agreement between the university and the Entity which owns or controls the special purpose entity.

E. Affiliation Agreements Shall Require Notice of Certain Events

In addition to the foregoing general requirements, the Affiliation Agreement shall contain provisions requiring that the IHL be notified of certain events or actions that may affect the operations, reputation, legal status, and assets of any entity or any university. The Affiliation Agreement shall require that the chief executive officer of the Entity and its other governing authorities will immediately notify the IEO and the IHL, in writing, if any of the following events (hereinafter "Reportable Events") occur:

1. The Entity has materially breached any of its contractual obligations under the Affiliation Agreement;

2. The Entity has materially failed to properly receive, apply, manage or disburse any funds or has materially failed to properly comply with any binding instructions from donors relating to those funds;

3. The Entity has engaged in any conduct that is prohibited or subject to sanction under state or federal law, including any and all requirements applicable to tax exempt organizations;
4. There has been a failure by the Entity or any of its officers and directors to comply with any conflict of interest requirements created by applicable state or federal law or by the governing documents or procedures of the Entity;

5. Any state or federal regulatory body begins any investigation of any matter that may have a significant financial or regulatory effect on the Entity or upon its status as a tax exempt organization; or

6. The Entity has contracted with or entered into any business or pecuniary relationship with any of its board members, other than a full time employee of the Entity, or any Entity controlled directly or indirectly by the board member, which would reasonably be expected to provide for payment or benefits to that person exceeding the value of $50,000 in any calendar year; The previous sentence creates a duty for the Entity to report any such transaction but does not suggest or imply that all such transactions are either prohibited or permitted.

7. The Entity intends to purchase or lease real property or execute a contract or contracts for improvements to real property. The Entity shall provide notice of this Reportable Event to the university IEO and to the IHL Board at least thirty days before the proposed purchase or transaction by the Entity. The Entity also agrees not to proceed with such purchase or transaction unless it receives written approval of same from the IEO of the associated university following approval by the IHL Board. Following notification of the reportable event concerning the proposed purchase(s)/transaction(s), the IHL Board shall take the matter up at its next scheduled meeting, or shall use reasonable efforts to call a special Board meeting to discuss same as expeditiously as possible as to prevent any unnecessary delay in the intended purchase or transaction.

The Affiliation Agreement shall require that the chief executive officer of the Entity shall submit to the IEO of the supported university and the IHL a signed certification statement annually, before January 31 of each year, which affirmatively states that the Entity has examined its donor records and business transactions occurring during its fiscal year ending within the prior calendar year, and that to the best of its knowledge, there is no evidence that any Reportable Events occurred, other than those which have been duly reported to the IEO and the IHL as required above. The chief executive officer of each Entity shall re-affirm that, in the event he/she becomes aware of any such Reportable Events, the chief executive officer will immediately notify, in writing, the IEO of the university.

F. Affiliation Agreements must Require Entity to Provide Certain Additional Information to IEO upon Request

In addition to the foregoing general requirements, the Affiliation Agreement of each Entity will contain provisions requiring that the Entity furnish to the IEO of the corresponding university, or such person as the IEO may designate, any and all information relating to the operation or management of the Entity or any funds contributed to, received by, expended by, or managed by the Entity.

It is the policy of the Board that to the extent that information is inspected, reviewed or received by the IEO or his designees with respect to the identity of donors who have
expressly stated they wish to remain anonymous, or with respect to any information relating to the identification, cultivation and solicitation of donors, or with respect to personal information relating to a donor or his/her family business, such information shall be treated as confidential by the IEO and any designee who may acquire such information. The IEO is expected to take appropriate safeguards to assure that such information is utilized or disseminated only in a manner that is appropriate under the circumstances.

The IEO shall promptly notify the Board and Commissioner of Higher Education if the Entity refuses or fails to produce any information requested by the IEO.

G. Affiliation Agreement must Provide for Right of Board to Require Information from Entity or to Examine Records of Entity

Ordinarily, the Board will not request information from any Entity and will allow the IEO to oversee the compliance by the Entity with the Affiliation Agreement and to determine that funds are being appropriately received, managed, and expended. In some circumstances, however, the Board may determine it to be necessary to secure additional information from the Entity or to review appropriate records of the Entity. The Entities hold funds that are intended to benefit the institutions of the state, and the Board has an interest in the proper administration of those funds. Thus, the Affiliation Agreement will provide that the Board may require the Entity to provide information or allow inspection of its records as required by the Board to determine that the Entity is in compliance with the Affiliation Agreement and that the funds held for the institution or for its benefit are appropriately utilized and protected. No such request for information will be made by individual Board members to any Entity or to any IEO.

As a matter of general policy, the Board will attempt, when appropriate, to resolve any issues or concerns about the activities of any Entity informally. Examples of such informal methods include responses by the Entities to requests from the auditors employed by the Board or a report from an accounting firm approved by the Board to review records related to the matters at issue. The decision of any entity as to whether and how to comply with such informal requests is within the discretion of the governing authorities of the entities. The Board anticipates that, normally, any questions related to the Entities can be resolved through such informal procedures.

The Affiliation Agreement shall provide, however, that the Board may determine by appropriate action, at a duly called meeting of the Board, that informal measures are or will be untimely, insufficient, or inappropriate to secure information necessary to allow the Board to determine that the Entity is appropriately complying with the Affiliation Agreement and that funds intended to be used for the benefit of the institution are appropriately maintained and expended. The Affiliation Agreement will provide that, if the Board makes such a finding, the Entity will permit an audit, inspection or review of the financial and other records of the entity by persons selected by the Board, which persons shall have the power to determine the appropriate scope of the investigation and the records to be examined, and that the Entity will fully cooperate with any such inquiries.
As noted above, it is the policy of the Board that it will not unnecessarily disclose or disseminate any information relating to the Entities, and in particular, any information related to donors to the Entity. In some circumstances, however, such as those involving alleged misuse or misappropriation of funds, appropriately limited disclosure of information related to donors may be necessary in order to conduct the investigation and to recover the funds, or to allow prosecution with respect to any misappropriation of funds. Thus, the Affiliation Agreement must specifically recognize that the final determination as to the appropriate extent of any disclosure or other use of the information is in the discretion of the Board. Any decision to release any information that would identify any particular donor shall be made by the Board. No individual Board member or employee of the IHL will release such information without authorization from the Board.

H. Required Termination Provisions to Be Included in Affiliation Agreement

The Affiliation Agreement will provide that the Affiliation Agreement may be terminated by the IEO, with the prior approval of the IHL, for cause with no notice or without cause upon thirty days notice. Upon termination, (1) the Entity shall cease to use and shall not assign or delegate the authority to use the respective university’s name or registered marks or logos to any person or entity without the written approval of the IEO, (2) the Entity shall remit any and all unrestricted funds held for the benefit of the university to such entity as designated in writing by the IEO on behalf of the university, (3) the Entity shall work in concert with its donors, to the extent practicable and allowed by law, to move any restricted funds held for the benefit of the university to such entity as designated in writing by the IEO on behalf of the university, (4) the Entity shall work in concert with persons or entities with which it had contractual relations to the extent practical and allowed by law, to assign any contracts to such entity as designated by the university IEO; and (5) the Entity shall work in concert with the university to provide the university or its designee with records and materials of the Entity as are necessary to continue the business and/or wind up the affairs of the Entity.

Because an Entity may hold assets intended to benefit the universities, the Affiliation Agreement will provide that the Entity will have no right to terminate the Affiliation Agreement without the consent of the IEO and the Board.

I. Restructuring Relationship in Event of Irreconcilable Differences

The Board expects there to exist a cooperative relationship between the Entities and the universities. The Board is aware of situations in other states where foundations have attempted to use the leverage provided by control of funds contributed for the benefit of the universities to require the university to take action desired by the foundation. Exercise of such power would interfere with the power of the IEO’s and, ultimately, the power of the Board. To provide for the eventuality in which it appears that the IEO and the Entity have irreconcilable differences that interfere with the Entity serving the purposes for which it is intended, the Affiliation Agreement must provide for some mechanism to allow a resumption of normal relationships to benefit the university. In such a case, it would be detrimental to
the university to allow the Entity to simply terminate the relationship – since it may hold funds and other assets intended for the benefit of the university. Thus the Affiliation Agreement shall provide for a mechanism to deal with that possibility that will effectively accomplish the purpose of insuring that the Entity’s goals remain appropriately aligned with those of the university.

The Affiliation Agreement must therefore provide for such a mechanism. The universities are expected to finalize the relationship with the Entities to accomplish the purpose on or before December 31, 2010.

Any university, after consultation with an affiliated Entity, may propose, on or before December 31, 2009, to include an appropriate plan to accomplish this purpose in the Affiliation Agreement for that Entity.

For example, a university may choose to propose a mechanism to allow the Entity to restructure its governing board. As an illustration of such a mechanism, such a plan might provide as follows:

In the event that the IEO notifies the IHL that the relationship between the IEO and the Entity’s governing authorities is detrimental to the well being of the university, then IHL shall attempt to reconcile the parties. However, if the IHL determines that it is in the best interests of the university to substitute new governing authorities of the Entity, and unless the matters are resolved, the IHL Board may direct, in its sole discretion, that at the expiration of a 90 days notice period, the terms of office of the then existing board of directors of the affiliated Entity (or the persons serving that role in governance of the Entity, regardless of title) shall be deemed to have expired. Those persons shall be replaced by a nine member board selected by the following persons: 1) one member appointed by the mayor of the municipality in which the subject university is located or to which it is nearest, 2) one member appointed by the subject university's IEO, 3) one member appointed by the subject university's chief academic officer, 4) one member appointed by the president of the board of supervisors of the county in which the subject university is located, 5) one member appointed by the governor, 6) one member appointed by the Commissioner of Higher Education, 7) such other person, as the Affiliation Agreement may provide, who is affiliated with another Entity associated with the affected university; 8) one member appointed by the current president of the subject university's student body, and 9) one member appointed by the most recent past president of the subject university's student body.

However, each university and Entity may choose to agree upon some different arrangement which would accomplish the same end. Because of the differences in the various Entities, the types and amounts of assets held by the Entities, the debt obligations of some Entities, ongoing contractual obligations, and other similar factors, the Board will address such proposals on an individual basis to determine their effectiveness, feasibility and practicality. Any such proposal must be submitted with all of the information necessary to fully evaluate the proposal. The exact language of all documents required to implement such a proposal shall be included in the submission to the Board.
Any such proposals will be considered by the Board and acted upon before March 31, 2010. Failure to submit sufficient information to allow a full understanding as to the effectiveness and practicality of such a plan will prevent the Board from considering the proposal. In the absence of approval by the Board of some other alternative provisions to accomplish such purpose by March 31, 2010, or any extension granted by the Board, it is expected that each university will enter into a contract with all related Entities under terms similar to those in the illustration set out above.

If the Entity is a university research foundation formed pursuant to Miss. Code Ann. Section 37-147-15 (1972), as amended, the new board of directors shall be appointed by the subject university's IEO, in accordance with applicable state law.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE February 18, 2016 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.

DELTA STATE UNIVERSITY

1. **DSU– GS 102-257 – Residence Hall Fire Suppression**
   NOTE: This is a Bureau of Building project
   Approval Request #1: Change Order #2
   Board staff approved Change Order #2 in the amount of $17,978.40 and eleven (11) additional days to the contract of Sullivan Enterprises, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.
   Approval Status & Date: APPROVED, January 27, 2016
   Change Order Description: Change Order #2 includes the following items: add new addressable smoke detectors with sounder base in the second floor corridor at the tip of the stairway in 46 apartments; and eleven (11) additional days to the contract.
   Change Order Justification: Fire alarm devices had to be added in hall corridors from recommendation of the Fire Marshal; additional days for work as indicated herein.
   Total Project Change Orders and Amount: Two (2) change orders for a total amount of $51,599.52.
   Project Initiation Date: September 18, 2014
   Design Professional: Atherton Consulting Engineers, Inc.
   General Contractor: Sullivan Enterprises, Inc.
   Project Budget: $2,250,000.00

JACKSON STATE UNIVERSITY

2. **JSU– GS 103-267 – Alexander Center Renovation Phase I**
   NOTE: This is a Bureau of Building project
   Approval Request #1: Change Order #5
   Board staff approved Change Order #5 in the credit amount of $690.00 and zero (0) 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, January 27, 2016
Change Order Description: Change Order #5 includes the following items: deduct the difference between the controls allowance and the actual cost.
Change Order Justification: Credit is due for the difference between the controls allowance amount and the actual cost proposal for the controls work.
Total Project Change Orders and Amount: Five (5) change orders for a total amount of $653,698.11.
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

3. MSU– IHL 205-267 – MSU Fresh Food Company Residential Dining Facility Phase II

Approval Request #1: Change Order #2
Board staff approved Change Order #2 in the amount of $63,400.42 and zero (0) additional days to the contract of JESCO, Inc.

Approval Status & Date: APPROVED, January 29, 2016
Change Order Description: Change Order #5 includes the following items: add a refrigerated base; ductile iron piping; dry type fire protection; temporary fencing; added CAT 6 cables; auto operator at the front door; restroom light; grease duct wrap; VAV catwalk; ladder; colored concrete plaza; plaque; handrails; faucets; handicap ramps; power to gate at the plaza; tile at the knee wall; elevator shunt; GFCI at the oven; and louvers at the cabinets.
Change Order Justification: Changes in requirements or recommendation 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 $70,226.47.

Project Initiation Date: September 11, 2012
Design Professional: JH&H Architects/Planners/Interiors, P.A.
General Contractor: JESCO, Inc.
Phased Project Budget: $13,062,827.00
Project Budget: $14,400,000.00

4. MSU– IHL 205-276 – Residence Hall North

Approval Request #1: Change Order #2
Board staff approved Change Order #2 in the amount of $420,282.00 and zero (0) additional days to the contract of W.G. Yates & Sons Construction Company.

Approval Status & Date: APPROVED, February 8, 2016
Change Order Description: Change Order #2 includes the following items: supply electrical feed to Giles Hall from the medium voltage switch on the Residence Hall site; add site retaining walls north of Butler Hall; added louvers, dampers and sump pumps at the elevator shafts; remove & replace unsuitable soil at the south building elevator pit; provide standing seam metal roofing at all three (3) buildings in lieu of asphalt shingles; and add a multi-piece shower unit at the location of the drain/structure conflict.

Change Order Justification: Changes in requirements or recommendation by governmental agencies; errors and omissions in plans & 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 $593,898.00.

Project Initiation Date: May 15, 2014

Design Professional: McCarty Company/Hanbury Evans

General Contractor: W.G. Yates & Sons Construction Company

Project Budget: $60,500,000.00

UNIVERSITY OF MISSISSIPPI

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

Approval Request #1: Change Order #5

Board staff approved Change Order #5 in the amount of $27,329.10 and twenty-four (24) additional days to the contract of Hooker Construction, Inc.

Approval Status & Date: APPROVED, February 8, 2016

Change Order Description: Change Order #5 includes the following items: additional pipe and fittings to be made into an existing junction box and to re-route the line, along with a different tap into the new basin; unsuitable soil was removed, exported, and then replaced with compacted select fill; a section of buried concrete found in the proximity of an inlet had to be removed & exported off the site and backfilled with a select fill material; re-route the storm drain around a sewer line which was not able to be installed in the location as originally planned due to additional problems; and twenty-four (24) additional days to the contract..

Change Order Justification: All items of this change order were due to latent job site conditions. No fees are paid to design professional for correction of errors and omissions in the contract documents.

Total Project Change Orders and Amount: Fourteen (14) change orders for a total amount of $531,156.13.

Project Initiation Date: November 17, 2011

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

General Contractor: Hooker construction, Inc.

Project Budget: $6,900,000.00
6. **UM– IHL 207-372 – South Campus Recreation Facility & Transportation Hub**
   
   **Approval Request #1: Schematic Design Documents**
   
   Board staff approved the Schematic Design Documents as submitted by JBHM Architecture, P.A.
   
   **Approval Status & Date:** APPROVED, February 11, 2016
   
   **Project Initiation Date:** June 20, 2013
   
   **Design Professional:** JBHM Architecture, P.A.
   
   **General Contractor:** TBD
   
   **Total Project Budget:** $32,000,000.00

7. **UM– IHL 207-387 – Track Facility Restoration**
   
   **Approval Request #1: Change Order #1**
   
   Board staff approved Change Order #1 in the amount of $32,630.02 and four (4) additional days to the contract of Xcavators, Inc.
   
   **Approval Status & Date:** APPROVED, February 8, 2016
   
   **Change Order Description:** Change Order #1 includes the following items: saw cut the existing sidewalk; remove the concrete sidewalk; remove two (2) existing holly bushes; connect 10” HDPE into the existing inlets; locate the existing 12” water line; fill the exiting storm inlet with concrete to elevations shown on the drawing; install 240 linear feet of 10” HDPE storm drain; add temporary construction fencing; excavate existing subgrade for storm drainage installation; provide temporary grassing for the disturbed areas; provide trench box for excavation; replace the concrete sidewalk; plug the existing 18” HDPE storm drainage at each end with concrete fill and four (4) additional days to the contract.
   
   **Change Order Justification:** This change order is necessary due to latent job site conditions and four (4) additional days were added for work as indicated herein.
   
   **Total Project Change Orders and Amount:** One (1) change order for a total amount of $32,630.02.
   
   **Project Initiation Date:** June 19, 2014
   
   **Design Professional:** CHA Consulting, Inc.
   
   **General Contractor:** Xcavators, Inc.
   
   **Total Project Budget:** $7,900,000.00

8. **UM– IHL 207-389 – Vaught-Hemingway Stadium North End Zone**
   
   **Approval Request #1: Change Order #1**
   
   Board staff approved Change Order #1 in the amount of $8,509.55 and zero (0) additional days to the contract of Roy Anderson Corporation.
   
   **Approval Status & Date:** APPROVED, February 5, 2016
   
   **Change Order Description:** Change Order #1 includes the following items: install a new floor drain & electrical circuit; modify the existing duct, and demolish the existing casework in the Starnes Building to facilitate the installation of a new ice machine.
   
   **Change Order Justification:** This change order was requested by the user/owner agency.
   
   **Approval Request #1: Change Order #2**
   
   Board staff approved Change Order #2 in the amount of $16,985.54 and zero (0) additional days to the contract of Roy Anderson Corporation.
Approval Status & Date: APPROVED, February 11, 2016
Change Order Description: Change Order #2 includes the following items: install floor drains in the South End Zone to include trenching.
Change Order Justification: This change order was due to unforeseen job site conditions.
Total Project Change Orders and Amount: Two (2) change orders for a total amount of $25,495.09.
Project Initiation Date: August 21, 2014
Design Professional: AECOM
General Contractor: Roy Anderson Corporation
Project Budget: $30,593,713.00

9. **UM–IHL 207-406 – All-American Drive Drainage Corrections**
   Approval Request #1: Award of Construction Contract
   Board staff approved the Award of Contract in the amount of $951,649.00 to the apparent low bidder, Enscor, LLC.
   Approval Status & Date: APPROVED, February 3, 2016
   Project Initiation Date: October 15, 2015
   Design Professional: Engineering Solutions, Inc.
   General Contractor: Enscor, LLC
   Total Project Budget: $1,600,000.00

10. **UM–IHL 207-409 – Croft Institute – Building Envelope Corrections**
    Approval Request #1: Change Order #2 (Revised)
    Board staff approved Change Order #2 in the amount of $186,108.00 and forty-five (45) additional days to the contract of Barnes & Brower, Inc.
    Approval Status & Date: APPROVED, February 5, 2016
    Change Order Description: Change Order #2 includes the following items: remove and rebuild the east brick wall utilizing concrete masonry unit brick & new facing brick; and forty-five (45) additional days to the contract.
    Change Order Justification: This change order is necessary due to extensive deteriorations of mortar discovered at the inner wythes; and forty-five (45) additional days for work as indicated herein.
    Total Project Change Orders and Amount: Two (2) change orders for a total amount of $369,862.68.
    Project Initiation Date: October 15, 2015
    Design Professional: Belinda Stewart Architects, P.A.
    General Contractor: Barnes & Brower, Inc.
    Project Budget: $1,250,000.00

11. **UM – IHL 207-413 – Greek Village Preliminary Lot Grading (Revised)**
    Approval Request #1: Schematic Design Documents
    Board staff approved the Schematic Design Documents as submitted by Precision Engineers Corporation.
    Approval Status & Date: APPROVED, February 2, 2016
    Approval Request #2: Waiver of Design Development Documents
Board staff approved the Waiver of Design Development Documents as submitted by Precision Engineers Corporation.

Approval Status & Date: APPROVED, February 2, 2016

Project Initiation Date: December 17, 2015

Design Professional: Precision Engineers Corporation

General Contractor: TBD

Project Budget: $1,933,636.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

12. UMMC– IHL 209-548 – School of Medicine Utilities
   Approval Request #1: Change Order #9
   Board staff approved Change Order #9 in the credit amount of $4,124.10 and one hundred eighty-eight (188) additional days to the contract of Fountain Construction Company, Inc.
   Approval Status & Date: APPROVED, February 1, 2016
   Change Order Description: Change Order #9 includes the following items: remove a fire hydrant and regrade the area; repair the existing road in the construction access route; reconcile allowances for the gas regulators and irrigation; and one hundred eighty-eight (188) days to the contract.
   Change Order Justification: The fire hydrant was left as part of the utility project; the road repair was caused by construction traffic on the campus; credit is due to reconcile the remaining project allowances that were not utilized in the project; and one hundred eighty-eight days for work as indicated herein.
   Total Project Change Orders and Amount: Nine (9) change orders for a total amount of $415,879.90.
   Project Initiation Date: August 15, 2013
   General Contractor: Fountain Construction Company, Inc.
   Project Budget: $10,000,000.00

EDUCATION AND RESEARCH CENTER

1. ERC– GS 111-052 – Structural & Subsurface Repair
   Approval Request #1: Change Order #2
   Board staff approved Change Order #2 in the credit amount of $4,330.00 and thirty (30) additional days to the contract of Gregory Construction Services.
   Approval Status & Date: APPROVED, January 26, 2016
   Change Order Description: Change Order #2 includes the following items: redesign the south courtyard for a more functional use; use exposed aggregate concrete in lieu of brick pavers; use a light weight concrete base and 4” concrete over east courtyard; and thirty (30) additional days to the contract.
Change Order Justification: This change order is necessary to redesign for functionality of surrounding tenants; the brick pavers would not fully prevent water penetration and aggregate concrete would be a cost savings; the basement ceiling exposed on the east courtyard could not handle the full weight of the concrete; and thirty (30) additional days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of $145,670.00.

Project Initiation Date: November 21, 2013
Design Professional: JBHM Architecture
General Contractor: Gregory Construction Services
Project Budget: $3,463,570.87
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 Evans Petree (statement dated 1/15/16) from the funds of the University of Mississippi. (This statement, in the amount of $590.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE..............................................................................$ 590.00

Payment of legal fees for professional services rendered by Jones Walker (statement dated 1/20/16) from the funds of the University of Mississippi. (This statement, in the amount of $3,879.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE..............................................................................$ 3,879.00

Payment of legal fees for professional services rendered by Mayo Mallette (statements dated 1/13/16 and 2/10/16) from the funds of the University of Mississippi. (These statements, in the amounts of $2,528.50 and $5,563.40, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE..............................................................................$ 8,091.90

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 11/1/15, 2/1/16 and 2/1/16) from the funds of the University of Mississippi. (These statements, in the amounts of $375.00, $27.83 and $90.00, respectively, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE..............................................................................$ 492.83

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz (statement dated 12/8/15) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $7,489.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE..............................................................................$ 7,489.00

Payment of legal fees for professional services rendered by Bradley Arant (statement dated 12/21/15) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $3,416.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE..............................................................................$ 3,416.50
Payment of legal fees for professional services rendered by Butler Snow (statement dated 12/2/15) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $12,579.30, represents services and expenses in connection with legal advice.)

TOTAL DUE..........................$ 12,579.30

Payment of legal fees for professional services rendered by Watkins and Eager (statements dated 10/29/15 and 10/30/15) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $495.00 and $528.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..........................$ 1,023.00

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 12/9/15, 12/9/15, 1/4/16 and 1/4/16) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,035.00, $8,147.68, $8,464.50 and $2,239.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..........................$ 19,886.68

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 12/1/15, 12/1/15, 12/1/15, 12/1/15, 12/1/15, 12/1/15, 1/4/16, 1/4/16, 1/4/16, 1/4/16, 2/1/16, 2/1/16, 2/1/16 and 2/1/16) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $29.28, $41.22, $37.00, $40.72, $15.81, $39.42, $13.41, $25.54, $1,500.00, $48.90, $28.38, $16.08, $19.68, $1,500.00, $19.68, $12.14 and $37.60, respectively, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE..........................$ 3,424.86

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

Payment of legal fees for professional services rendered by Butler Snow (statements dated 11/12/15, 1/12/16, 1/12/16, 1/12/16 and 1/15/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Cancer Therapeutic Use of Occidiofungin” - $6,524.00; “Effective Oximes Patent Prosecution” - $504.00; “Molecular Design and Chemical Synthesis of Pharmaceutical-Ligands and Analogs-MSU” - $997.00; “Nematode-Upregulated Peroxidase Gene Promotor from Nematode-Resistant Maize Line” - $1,890.00 and “Methods of Preparation of Live Attenuated Bacterial Vaccines by Alteration of DNA Adenine Methylase (DAM) Activity in those Bacteria” - $400.00, respectively.)

TOTAL DUE..........................$ 10,315.00
EXHIBIT 4
March 17, 2016

Payment of legal fees for professional services rendered by Larry Schemmel (statement dated 2/5/16) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent: “Southern Gardening Service Mark” - $403.75.)

TOTAL DUE.........................................................................................$ 403.75

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 12/31/15, 12/31/15, 12/31/15, 1/31/16 and 1/31/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Methods of Synthesizing Graphene from a Lignin Source” - $4,662.50; “Nano-Structured Catalysts for Methane Reforming” - $3,172.50; “Process & Catalysts for Converting Biomass” - $38.00; “Process and Catalysts for Converting Biomass” - $786.00 and “Methods and Kits for Detecting Antigenic Drifts” - $1,666.50, respectively.)

TOTAL DUE.........................................................................................$ 10,325.50

Payment of legal fees for professional services rendered by Valauskas Corder (statements dated 4/17/15, 4/17/15, 1/21/16, 1/21/16 and 1/21/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Bio-Oil Pretreatment” - $145.00; “Blue Stain System” - $187.50; “Bio-Oil Pretreatment” - $85.00; “Blue Stain System” - $1,417.50 and “Bio-Oil” - $1,942.50, respectively.)

TOTAL DUE.........................................................................................$ 3,777.50

Payment of legal fees for professional services rendered by Armstrong Teasdale (statement dated 1/20/16) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: “Systems and Methods for Detecting Transient Acoustic Signals” - $1,359.12.)

TOTAL DUE.........................................................................................$ 1,359.12

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 1/26/16, 1/29/16 and 2/4/16) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Compositions for Prevention/Prophylactic Treatment of Poison Ivy” - $3,245.10; “Non-Peptide Small Molecule Agonist and Antagonist Original Leads” - $175.00 and “Compositions for Prevention/Prophylactic Treatment of Poison Ivy” - $16,574.05, respectively.)

TOTAL DUE.........................................................................................$ 19,994.15
Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 1/31/16) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Delivery of Medicaments to the Nail” - $160.00; “Methods for Detecting Humans” - $72.91; “Stabilized Formulation of Triamcinolone” - $1,150.00 and “Indolizine-Based Donors as Organic Sensitizers Components for Dye” - $416.00.)

TOTAL DUE.................................................................$ 1,798.91

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 12/31/15) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $344.50, $2,700.50, $308.00, $577.00 and $9,121.00, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE.................................................................$ 13,051.00
EXHIBIT 4
March 17, 2016

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 1/31/16) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Delivery of Medicaments to the Nail” - $160.00; “Methods for Detecting Humans” - $72.91; “Stabilized Formulation of Triamcinolone” - $1,150.00 and “Indolizine-Based Donors as Organic Sensitzers Components for Dye” - $416.00.)

TOTAL DUE………………………………………………………….$ 1,798.91

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 12/31/15) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $344.50, $2,700.50, $308.00, $577.00 and $9,121.00, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE………………………………………………………….$ 13,051.00
CONSENT AGENDAS
1. **SYSTEM – APPROVAL OF NEW ACADEMIC UNITS**

Board Policy 502: New Academic Programs and Units states: “Requests to establish new degree programs, colleges, schools, departments, institutes, and centers will be considered by the Board on a schedule and in accordance with guidelines and procedures to be determined by the Commissioner after consultation with the Institutional Executive Officers.”

In accordance with Board policy, approval is requested for the following new academic units:

**DEPARTMENTS**

a. *University of Mississippi* requests approval of the **Department of Higher Education**. The request is being made to solidify and support the longstanding cooperative relationship between the Higher Education program and the efforts of the Center for Student Success and First-Year Experience in teaching academic orientation and remediation courses to undergraduates. The implementation of a department of Higher Education will give an academic home to instructors of these courses further improving the faculty credentialing and evaluation process. The cost for implementation is minimal (signage, stationery, office changes) and will be covered with existing resources.

**CENTERS AND INSTITUTES**

b. *Alcorn State University* requests approval of the **Socially Disadvantaged Farmers and Ranchers Policy Research Center**. The Center will specialize in policy research impacting socially disadvantaged farmers and ranchers. Through collaboration with universities and organization inside and outside the land grant community, Alcorn State University will leverage their employees’ expertise and increase personnel capacity through contractual partnerships with other universities and organizations. Research, stakeholder engagement, and outreach will produce a platform for relevant active research, ongoing stakeholder dialogue, and continuous dissemination of research findings. Primary funding will be from the US Department of Agriculture, with an initial grant award of $400,000.

c. *Mississippi State University* requests approval of the **Advanced Composites Institute**. The Advanced Composites Institute (ACI) at Mississippi State University (MSU) will bring together expertise from across the University in modeling, design, manufacturing, testing, integration, and utilization of advanced composite materials and structures. The ACI will be located at the Raspet Flight Research Laboratory (RFRL). The Institute will advance academics, research and economic development in advanced composites through
external competitive grants, collaboration with faculty in the various relevant disciplines, development of relationships with industries that utilize advanced composite materials, and working closely with university, local and state economic development entities. The six-year cost for funding is estimated at $4,500,000 and will be funded primarily from MSU resources initially and will then rely fully on external grants and contracts. All costs to MSU in relation to the proposed unit will be covered from either extramural sources or the overhead funds generated from these grants beginning Year 3. Sources of funds will include research contracts and grants from several sources such as the Boeing Company, NASA, Air Force, other government, industry, and international research partners.

d. University of Mississippi Medical Center (UMMC) requests approval of the Center for Comparative Research. The Center for Comparative Research (CCR) will provide the highest quality programs and services in support of the animal-based research mission of UMMC. Comprehensive veterinary care, outstanding animal husbandry support, and exceptional technical skills will be hallmarks of the Center. Education and training offerings will focus on current trends as well as time-tested and proven research animal methodologies. Primary educational offerings are directed at faculty, staff, and students of UMMC. Additionally, the CCR will partner with the UMMC Institutional Animal Care and Use Committee to provide training and education on research compliance and direct involvement in pilot research development. Secondary educational offerings are principally directed to the veterinary medical profession, with guest students from Mississippi State University and Hinds Community College frequently participating with our CCR veterinary staff. The projected six-year cost of implementation is $17,507,360. The Laboratory Animal Facilities currently operates as an Auxiliary Enterprise for the institution; services provided are charged-back to the research program. In this manner, the organization operates as a cost-recovery unit. The majority of the budget is covered in this format, with fee-for-service charges assessed for daily animal care, veterinary procedures, and pharmaceuticals.

e. University of Mississippi Medical Center requests approval of the Neuroscience Institute at the University of Mississippi Medical Center (UMMC). The formation of a Neuroscience Institute at UMMC will advance an integrated approach to neuroscience discovery and development of treatments for brain disease and neural trauma and will provide a framework for redefining medical, graduate and health professional education in the neurosciences. The Institute is intended to complement and build upon existing areas of clinical, research and teaching strength, and augment in existing resources in order to discover new cures and develop improved treatments for nervous system disorders. The Institute is an integral part of the affiliation agreement between UMMC and the Methodist Rehabilitation Center (MRC), which was approved by the IHL Board in early 2014. As part of the approved affiliation agreement, UMMC agreed to petition the IHL Board for the creation of an institute involving relevant departments and service lines from both UMMC and MRC. The proposal represents the culmination of that plan.
The total start-up costs and operating expenses for the Institute over the six-year period are $16,349,880. The costs are offset by projected new revenues of $17.4M due to institute-generated clinical and research activities and other support; thus, the Institute will be entirely self-sustaining by the end of the six-year period, and profit generated will be used to continue to grow and expand its activities.

f. **University of Southern Mississippi** requests approval of **The Arts Institute of Mississippi at the University of Southern Mississippi (USM)**. The Arts Institute of Mississippi at USM will facilitate and coordinate USM Arts departments’ production and presentation of special projects, statewide activities, and strategic initiatives. While maintaining discipline and department identities, and adhering to all faculty governance structures and contractual requirements, an institute structure will facilitate collaboration around mutually beneficial goals and objectives. Acting collaboratively presents the greatest opportunity for positive outcomes. An organized structure, which brings faculty, staff, and chairs together for planning, decision making and leadership, has the potential to create a shared identity, a voice of advocacy, a common strategic plan and a collaborative program of publicity and outreach that will be an enormous asset in recruitment, publicity and fundraising initiatives. The cost for implementation is minimal (signage, stationery, office changes) and will be covered with existing resources.

**SCHOOLS**

g. **University of Mississippi Medical Center** requests approval of the **School of Population Health**. The School of Population Health at the University of Mississippi Medical Center (UMMC) will educate and train leaders prepared to transform health care delivery and the health of Mississippians through the development of an innovative academic infrastructure uniquely designed to educate future population health scientists and clinical professionals to conduct pioneering population-based research and provide high quality, value-driven patient-centered care delivered in an increasingly complex health care delivery system. The School of Population Health has been designed to complement, strengthen, and extend the capacity for scholarship across UMMC, and to assist in achieving the institutional missions by supporting rigorous approaches to investigation and education in such areas as value-based patient outcomes, quality, new business and financial models and health care delivery. The School of Population Health will position UMMC to be a value-driven organization that can lead health care transformation scholarship and implementation and define health care for the future. Total costs and operating expenses for the School over the six-year period is estimated at $26,530,846. A blend of existing and new resources, to include but not limited to external funding, tuition, grants, clinical and contract income will be directed to cover the start-up and operational costs.

**STAFF RECOMMENDATION:** Board staff recommends approval Items a-g.
2. SYSTEM – APPROVAL OF ACADEMIC UNIT MODIFICATIONS

Board Policy 502: New Academic Programs and Units states: “Requests to establish new degree programs, colleges, schools, departments, institutes, and centers will be considered by the Board on a schedule and in accordance with guidelines and procedures to be determined by the Commissioner after consultation with the Institutional Executive Officers.”

In accordance with Board policy, approval is requested for the following academic unit modifications:

REORGANIZATION

a. *Alcorn State University* requests permission to reorganize two separate departments: *Department of English and Foreign Languages* and *Department of Mass Communication* to the *Department of English, Languages, and Mass Communication*. The request is being made to streamline administration of these degree programs. The reorganization is consistent with the University’s desire to offer cultural and professional programs while optimizing resources. The cost of the reorganization is minimal (signage, stationery, office changes) and will be covered with current resources.

b. *University of Mississippi Medical Center* requests permission to reorganize the *Department of Preventive Medicine* by moving the department from the *UMMC School of Medicine* to the proposed *UMMC School of Population Health*. The proposed School of Population Health will be one of the first of its kind in the nation and will be on the cutting edge of leadership in teaching, research, and practice aimed to improve the health of populations. Moving the Department of Preventive Medicine to the School of Population Health will provide excellent opportunities for synergy in the development of educational programs, the conduct of research, and clinical and other service. A strong presence with the School of Medicine will be maintained by leveraging cross-appointments of faculty. This will position the Department of Preventive Medicine as a bridge between the non-clinical departments in the School of Population Health and the clinical enterprise of the Medical Center. The population health focus of Preventive Medicine as a medical specialty is the rationale for the proposed move. The cost of the reorganization is minimal (signage, stationery, office changes) and will be covered with current resources.

REORGANIZE AND RENAME

c. *University of Mississippi Medical Center (UMMC)* requests permission to reorganize the *Center of Biostatistics and Bioinformatics* by moving the administration of the Center from the *UMMC Office of Sponsored Programs* to the proposed *UMMC School of Population Health* and to rename the *Center of Biostatistics and Bioinformatics* the *Department of Data Science*. This request will establish a
department of Data Science within the proposed School of Population Health at UMMC, utilizing the existing Center of Biostatistics and Bioinformatics as a catalyst. The Center of Biostatistics and Bioinformatics will continue operations, housed within the new Department of Data Science. The School of Population Health aims to educate and train leaders prepared to transform health care delivery and the health of Mississippians through the development of an innovative academic infrastructure uniquely designed to educate future population health scientists and clinical professionals to conduct pioneering population-based research and provide high quality, value-driven patient-centered care delivered in an increasingly complex health care delivery system. The emerging field of data science bridges existing disciplines including statistics, computer science and predictive analytics to develop new methods for extracting knowledge and insights from data. Leveraging the strengths of our existing Center of Biostatistics and Bioinformatics and expanding its core missions to build a department of Data Science within the School of Population Health will position UMMC and the State to be nationally recognized leaders in health related Data Science research, education and service. Current funding to the Center is expected to cover the majority of implementation costs.

d. **University of Southern Mississippi** requests permission to reorganize the Department of Educational Studies and Research Educational Leadership and School Counseling and to rename the unit Department of Educational Research and Administration. The proposed change will make a more effective use of college and university resources, expand opportunities for faculty collaboration in teaching and research, and enhance support for graduate students. As a result, this change will support strategic goals, further enrich academic programs in the modified unit, and promote the success of both students and faculty in the department. There is strong faculty and staff support for the proposed change. The cost of the reorganization is minimal (signage, stationery, office changes) and will be covered with current resources.

e. **University of Southern Mississippi (USM)** requests permission to reorganize the Department of Marine Science and the Department of Coastal Sciences and to rename the School of Ocean Science and Technology. USM requests a reorganization of two existing academic units and five IHL-approved Centers (Marine Education Center, Center for Fisheries Research and Development, Thad Cochran Marine Aquaculture Center, Hydrographic Science Research Center, and Center for Gulf Studies) into a single unit known as the School for Ocean Science and Technology (SOST). The Gulf Coast Research Laboratory’s (GCRL) two sites, Halstead and Cedar Point, will be administered under the SOST with administrative functions of the GCRL Director moved under the SOST Director. The purpose of SOST is to aggregate all of USM's marine-related research and education programs under a single administrative unit and to coordinate, but not consolidate, operating budgets and facilities. The metrics for success include increased graduate and undergraduate enrollment in the programs,
increased scholarly output by faculty, and meeting the educated workforce needs of a growing blue economy on the Mississippi Gulf Coast. The six-year cost of implementation is estimated at $380,800 from Hattiesburg; $20,000 from the Gulf Coast Research Laboratory.

RENAME

f. University of Southern Mississippi (USM) requests permission to rename the Institute for Wraparound Training and Implementation the Mississippi Wraparound Institute (MWI). The title of the Institute, approved at the last IHL Board Meeting, was submitted in error by USM. The request for renaming the institute will preserve its same acronym (MWI) without interruption and would represent what is already a statewide effort.

STAFF RECOMMENDATION: Board staff recommends approval of Items a-f.

3. SYSTEM – APPROVAL OF ACADEMIC PROGRAM MODIFICATIONS

Board Policy 503: Program Modifications states: “As part of its broad constitutional authority to govern the universities, the Board shall exercise its authority to modify programs offered by the universities generally or at various units of the universities.”

In accordance with Board policy, approval is requested for the following academic program modifications:

RENAME

a. Mississippi State University requests permission to rename the B.S. in Technology Teacher Education/Business Technology Concentration (CIP 13.1303) degree the B.S. in Business Technology Education (CIP 13.1303) degree. Changing the name of the degree to Business Technology Education will make the program more easily recognized by prospective students and potential employers. The name Technology Teacher Education was given to the degree when the degree had three teacher education concentrations under the umbrella Technology Teacher Education. Upon program completion, the Business Technology Education (BTE) graduates will receive 10 teaching endorsements and will be qualified to teach all courses of the Mississippi Business Management Framework and the Business Technology Framework as well as Economics, Information and Communication Technology I and II, Technology Foundations, and Career Pathway Experiences. Graduates may teach at the middle schools, high schools, and career and technology centers. Graduates acquire a national certification in computer literacy as well as certification to teach online. The BTE degree is offered both as a face-to-face program and a distance learning degree. Students may
choose to add a minor in business administration and add the STEM endorsement.

b. **Mississippi State University** requests permission to rename the M.S. in *Forest Products* (CIP 03.0509) degree the M.S. in *Sustainable Bioproducts* (CIP 03.0509) degree. The home department, Sustainable Bioproducts (formerly Forest Products) formally changed its name in 2014. As part of the ongoing transition to the new name and focus, it was determined by the faculty that the academic programming at the graduate level should be updated and renamed appropriately. This proposed name change will better serve and connect with students who wish to study, learn about, and ultimately work in the bioproducts and forest based products professions.

c. **Mississippi State University** requests permission to rename the B.S. in *Agricultural Information Science* (CIP 13.1301) degree the B.S. in *Agricultural Education, Leadership, and Communications* (CIP 13.1301) degree. The proposed name change will more effectively recruit students by having the degree program title match the concentrations available for students, thereby improving prospective students’ ability to locate the program when searching for post-secondary options, as well as providing a more analogous title to academic programs at peer institutions.

d. **Mississippi University for Women (MUW)** requests permission to rename the B.A. in *Fine Arts and B.A. Fine Arts-Theatre Emphasis* (CIP 50.0101) degree the B.A. in *Theatre* (CIP 50.0101) degree. MUW currently offers a BA in Fine Arts with two tracks: 1.) Fine Arts, offered by the Department of Art & Design; and 2.) Fine Arts – Theatre, offered by the Department of Theatre. The Dept. of Art & Design has voted to eliminate their share of the Fine Arts degree, as the department is predominantly focused on studio art (BFA). As a university that emphasizes a liberal arts mission, and offers both a Theatre Education option and an MFA in Physical Theatre, we believe it important to clarify the importance of our successful undergraduate program in the theatre arts through renaming. The change would clarify the distinctiveness of MUW’s Theatre program, with its longstanding curriculum and student learning outcomes.

e. **Mississippi University for Women** requests permission to rename the Bachelor of Technology in *Professional Studies* (CIP 52.0201) degree the Bachelor of Applied Science (B.A.S.) in *Business Administration* (CIP 52.0201) degree. Since 2010, the Bachelor of Technology (B.T.) in Professional Studies degree has allowed individuals holding an associate degree in an approved technical field the opportunity to progress toward a baccalaureate degree by accepting a predetermined amount of career and technical credit. The modified name more accurately reflects the degree's role as a complementary piece to the student's completed Associate of Applied Science degree as well as the curriculum's emphasis on educational objectives found in its foundational business courses.
Mississippi University for Women requests permission to rename the M.S. in Global Commerce (CIP 52.0208) degree the M.B.A. in Business Administration (CIP 52.0201) degree. This proposal requests to rename the title of the Master of Science in Global Commerce degree to the Master of Business Administration degree. This name more accurately reflects the curriculum as well as the program’s purposes. The modified title also provides students the opportunity to pursue a degree with a title more recognizable by potential employees.

STAFF RECOMMENDATION: Board staff recommends approval of Items a-f.

4. SYSTEM – APPROVAL OF DEGREES TO BE CONFERRED IN SPRING 2016

Board Policy 510: Awarding of Degrees states that “Degrees granted by institutions under the governance of the Board are awarded by and with the consent of the Board and are countersigned by the President of the Board. Recommendations for the awarding of degrees to students by the various institutions must be made no later than the Board meeting prior to the commencement at which such awards will be made.”

In accordance with Board policy, the institutions below requests permission to award degrees at the following levels in Spring 2016, provided each candidate has met all requirements for the degree.

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<tr>
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Delta State University

**College of Arts and Sciences**

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**College of Business**

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**College of Education**

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**School of Nursing**

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**School of Graduate Studies**

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<tr>
<td>Bachelor of Science in Nursing</td>
<td></td>
<td>120</td>
</tr>
<tr>
<td>Master of Science in Nursing</td>
<td></td>
<td>29</td>
</tr>
<tr>
<td>Doctor of Nursing Practice</td>
<td></td>
<td>2</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>College of Science and Technology</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bachelor of Arts</td>
<td></td>
<td>59</td>
</tr>
<tr>
<td>Bachelor of Science</td>
<td></td>
<td>222</td>
</tr>
<tr>
<td>Master of Arts</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Master of Science</td>
<td></td>
<td>30</td>
</tr>
<tr>
<td>Doctor of Philosophy</td>
<td></td>
<td>28</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>System Total</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*The System total for Spring 2016 represents an increase of 268 graduates from Spring 2015.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item.
1. **DSU-REQUEST FOR APPROVAL OF AN AMENDMENT TO THE OUTSOURCING AGREEMENT WITH BARNES AND NOBLE COLLEGE BOOKSELLERS, LLC.**

**Agenda Item Request:** Delta State University (DSU) request approval of a four year extension of a professional service agreement with **Barnes and Noble College Booksellers, LLC.**

**Contractor’s Legal Name:** Barnes and Noble College Booksellers, LLC. (Barnes & Noble)

**History of Contract:** The Board approved an agreement with Barnes & Noble to operate and provide services for the Delta State University Bookstore on February 16, 2012 that extended from March 1, 2012 through February 29, 2016 with an option to extend the contract for an additional four years upon mutual agreement. The original Agreement was extended through April 30, 2016, to allow time to submit the proposed amendment to the IHL Board of Trustees.

**Specific Type of Contract:** Amendment to a Bookstore Management Services Outsourcing Agreement.

**Purpose:** The purpose of this agreement is to extend the current contract for an additional four years, starting March 1, 2016 through February 29, 2020. Language has also been added that would allow Delta State University to license its name and trademarks to other online and non-campus vendors and reduce prices of text books, back packs, and single use products, in order to be competitive with other vendors.

**Scope of Work:** The agreement requires Barnes & Noble to:

- Provide a $115,000 one-time financial investment for renovation, fixtures, and equipment for the DSU bookstore
- Buy back books from students at fifty percent (50%) of the original purchase price for textbooks that have been adopted for an ensuing term until the Bookstore has filled its quota. Barnes & Noble will also buy back textbooks that have not been adopted for an ensuing term at the current wholesale price.
- Sell new textbooks at no greater than (1) the publisher’s list price or (2) a 25% gross margin on net priced books. Used textbooks in good condition will be sold at 25% less than the new selling price. Course packs and textbooks purchased from publishers with restrictive or non-returnable text policies will be priced at up to a 30% gross margin.
- Price rental textbooks competitively with industry standards.
• Provide DSU an annual sales commission payment which will be calculated on a Gross Sales basis. The sales commission percentages will vary depending upon the level of gross sales generated each year. The proposed commission rates are:

<table>
<thead>
<tr>
<th>Gross Sales</th>
<th>Commission</th>
</tr>
</thead>
<tbody>
<tr>
<td>$0 - $2,000,000</td>
<td>10.50%</td>
</tr>
<tr>
<td>Greater than $2,000,000</td>
<td>12.50%</td>
</tr>
</tbody>
</table>

This agreement requires DSU to:
• Provide associated utilities and garbage service,
• Provide office equipment and machinery currently available to the bookstore, and
• Provide repairs and maintenance for the building and the physical structure in which the bookstore is located.
• Provide Barnes & Noble with all enrolled student, parent, alumni and faculty email lists on an annual basis, per section 12 m of the amendment.

Term of Contract: This amendment is for an additional four years (4) years from March 1, 2016 through February 29, 2020.

Termination Options: Either party may terminate the agreement with or without cause upon 120 days written notice. If early termination by DSU, the institution will be responsible for reimbursement to Barnes & Noble for the unamortized portion of their financial investment. A straight-line amortization for these investments will be recognized over the remaining years of the contract.

Contract Amount: The projected revenue for the additional four year contract is $562,000. The total projected revenue over the eight years is $1,229,000. A breakdown is shown in the table below:
Funding Source of Contract: The contract is a revenue contract.

Contractor Selection Process: This is an amendment to an existing contract in which the vendor was selected through the RFP process in the fall of 2011.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

2. MSU-REQUEST FOR APPROVAL TO AMEND LEASE AGREEMENT WITH THE OKTIBBEHA COUNTY ECONOMIC DEVELOPMENT AUTHORITY

Agenda Item Request: Mississippi State University (MSU) requests approval to amend its current lease agreement with the Oktibbeha County Economic Development Authority for the Social Science Research Center.

Contractor’s Legal Name: Oktibbeha County Economic Development Authority (OCEDA)
History of Contract: The current lease agreement was approved by the Board in April 2014 for the period May 1, 2014 through June 30, 2017 for a total cost of $690,768.44. This amount included a cost of $9.64 per square foot for the lease of 22,392 square feet of space plus Common Area costs of $7,215.32.

Specific Type of Contract: Lease amendment.

Purpose: The purpose of this amendment is to increase the amount of space leased by 1,204 square feet at a cost of $9.64 per square foot. The leased space is located at One Research Boulevard in the Thad Cochran Research, Technology, and Economic Development Park.

Scope of Work: Pursuant to the original lease agreement, MSU uses the space to house the Social Science Research Center.

OCEDA maintains insurance on the building; provides parking space; and, keeps the building and parking area in working condition. MSU is responsible for payment of utility costs for the leased space.

Term of Contract: The term of the amendment is approximately sixteen (16) months beginning on or about March 15, 2016 and running through the original term of the lease.

Termination Options: Pursuant to the original lease, the agreement may be terminated for the following:

- by either party by either party upon default by the other party if such default is not cured within thirty days of written notice;
- by OCEDA upon thirty days written notice for failure by MSU to pay rent;
- by MSU upon thirty days written notice in the event of a reduction in funds;
- by MSU upon thirty days written notice in the event space becomes available in a state-owned building; and
- by MSU if OCEDA fails to comply with applicable e-verify provisions.

Contract Amount: The estimated cost for the amendment is $15,475.36. This will increase the total estimated cost of the lease agreement to $706,243.80.

Funding Source of Contract: The agreement is funded by grants and contracts awarded to the Social Science Research Center.

Contractor Selection Process: N/A. A current lease agreement exists between the parties.

Staff Recommendation: Based on Board Policy 707.01, Personal Property and Service Contracts, Board approval is required prior to execution of leases in an amount greater than $100,000. However, Board approval is required prior to execution of all oil, gas and
3. UM-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH KING’S ASPHALT, LLC

Agenda Item Request: The University of Mississippi (UM) Facilities Management Department requests approval to enter into a contract with King’s Asphalt LLC (King’s).

Contractor’s Legal Name: King’s Asphalt, LLC (King’s)

History of Contract: This is a new contract.

Specific Type of Contract: This contract is for street repairs and minor paving projects.

Purpose: This contract is for street repairs and minor paving projects, as specified in RFP #554.

Scope of Work: The scope of work will include providing all labor and equipment necessary for repairing and overlaying with hot mix bituminous material the streets and parking lots of the University campus. This work may also include saw cutting existing asphalt, removing damaged or unsatisfactory sub grades, as well as installing and compacting fill material or gravel. All waste material shall be removed from campus by the contractor.

Term of Contract: The initial term of this contract shall be from the date of IHL contract approval through June 30, 2016. The University can renew this contract on an annual basis, running from July 1st to June 30th of each year following the initial term, up to a total of four years after the initial term. Renewal of the contract will depend on price, delivery, quality of service, and be mutually agreed upon by both parties. Price increases will be considered based on the CPI index.

Termination Options: Both parties to the contract agree to excuse from not performing its contractual obligations that which becomes impossible or impracticable, due to an event or effect that the parties could not have anticipated or controlled. These events include natural disasters such as floods, earthquakes and other "acts of God," as well as uncontrollable events such as war or terrorist attack. UM may terminate the contract for non-performance of services at any time. In the event of termination of the contract for non-performance, King’s may be expected to continue to provide professional services through the transition to another source and/or the University may have to procure the services from other sources and hold the vendor responsible for any excess cost incurred thereby having to procure those services. The contract may also be terminated by mutual agreement with a 60 day notice of termination.
Contract Amount: The initial term of the contract is estimated at no more than $30,000. Twelve months of the contract is estimated at $70,000. For purposes of estimating the maximum amount for the initial term and four renewal years, renewal years are assumed at the initial price plus 3% per annum for each renewal year following the first full year. If all renewals are exercised, this contract would be estimated at a total of $322,854 (initial term = $30,000, 1st full year = $70,000, 2nd full year = $72,100, 3rd full year = $74,263, and the 4th and final full year = 76,491).

Funding Source of Contract: The funding source for this contract will be educational and general funds.

Contractor Selection Process: The contractor was selected through RFP #554 process conducted by UM.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

4. UM-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH M&R PROTECTIVE SYSTEMS, INC.

Agenda Item Request: The University of Mississippi (UM) Facilities Management Department requests approval to enter into a contract with M&R Protective Systems, Inc. (M&R).

Contractor’s Legal Name: M&R Protective Systems, Inc. (M&R)

History of Contract: This is a new contract.

Specific Type of Contract: This contract is for fire alarm system inspection and testing services.

Purpose: This contract is for recurring fire alarm system inspection and testing services.

Scope of Work: The scope of work will include annual fire alarm system inspection and testing services for all buildings as specified in RFP #553.

Term of Contract: The initial term of this contract shall be from the date of IHL contract approval through June 30, 2016. The University can renew this contract on an annual basis, running from July 1st to June 30th of each year following the initial term, up to a total of four
years after the initial term. Renewal of the contract will depend on price, delivery, quality of service, and be mutually agreed upon by both parties. Price increases will be considered based on the CPI index.

**Termination Options:** Both parties to the contract agree to excuse from not performing its contractual obligations that which becomes impossible or impracticable, due to an event or effect that the parties could not have anticipated or controlled. These events include natural disasters such as floods, earthquakes and other "acts of God," as well as uncontrollable events such as war or terrorist attack. UM may terminate the contract for non-performance of services at any time. In the event of termination of the contract for non-performance, M&R may be expected to continue to provide professional services through the transition to another source and/or the University may have to procure the services from other sources and hold M&R responsible for any excess cost incurred thereby having to procure those services. The contract may also be terminated by mutual agreement with a 60 day notice of termination.

**Contract Amount:** The initial term of the contract is estimated at no more than $30,000. Twelve months of the contract is estimated at $66,700. For purposes of estimating the maximum amount for the initial term and four renewal years, renewal years are assumed at the initial price plus 3% per annum for each renewal year following the first full year. If all renewals are exercised, this contract would be estimated at a total of $309,048 (initial term = $30,000, 1st full year = $66,700, 2nd full year = $68,701, 3rd full year = $70,762, and the 4th and final full year = 72,885).

**Funding Source of Contract:** The funding source for this contract will be educational and general funds.

**Contractor Selection Process:** The contractor was selected through RFP #553 process conducted by UM.

**Staff Recommendation:** Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

5. **UM-REQUEST FOR APPROVAL OF BUDGET ESCALATION FOR ATHLETICS BUDGETS**

The University of Mississippi (UM) requests permission to escalate its Athletics Budget for FY 2016 from $78,744,541 to $80,018,991.
The escalation is due to additional expenditures related to postseason bowl game travel costs and operating surplus. Salary increases are related to football staff salary increases.

The university reports that additional revenues are available from bowl game payouts and Southeastern Conference surplus revenues.

<table>
<thead>
<tr>
<th>University of Mississippi</th>
<th>FY 2016 Athletics Budget by Major Object</th>
</tr>
</thead>
<tbody>
<tr>
<td>Category</td>
<td>Original FY 2016 Operating Budget</td>
</tr>
<tr>
<td>Salaries, Wages, &amp; Fringe Benefits</td>
<td>$ 24,711,042</td>
</tr>
<tr>
<td>Travel &amp; Subsistence</td>
<td>6,587,209</td>
</tr>
<tr>
<td>Contractual Services</td>
<td>30,195,094</td>
</tr>
<tr>
<td>Commodities</td>
<td>6,958,935</td>
</tr>
<tr>
<td>Capital Outlay: Non-Equipment</td>
<td>-</td>
</tr>
<tr>
<td>Capital Outlay: Equipment</td>
<td>1,027,490</td>
</tr>
<tr>
<td>Mandatory Transfers</td>
<td>4,835,444</td>
</tr>
<tr>
<td>Non-Mandatory Transfers</td>
<td>4,429,327</td>
</tr>
<tr>
<td>Increase in Fund Balance</td>
<td>-</td>
</tr>
<tr>
<td>Total</td>
<td>$ 78,744,541</td>
</tr>
</tbody>
</table>

Staff Recommendation: Based on Board Policy 701.06, Budget Escalations and Revisions, all escalations to the annual budgets of the several institutions and to the annual budgets of the separately budgeted units must be submitted through the Commissioner to the Board of Trustees for approval prior to implementation. Board staff recommends approval of this item.

6. **UM-REQUEST FOR APPROVAL OF BUDGET ESCALATION FOR AUXILIARY BUDGETS**

The University of Mississippi (UM) requests permission to escalate its Auxiliary Budget for FY 2016 from $53,253,090 to $53,300,366.

The escalation is due to additional expenditures and reallocations of existing funds at the University Golf Course, Airport, Telecommunications, and Parking Services. Increased uses of funds include equipment and fuel purchases, upgrading WiFi capacity, travel for staff training, and expanded shuttle services.

The university reports that additional auxiliary revenues are available from operations for the increased expenses.
University of Mississippi
FY 2016 Auxiliary Budget by Major Object

<table>
<thead>
<tr>
<th>Category</th>
<th>Original FY 2016 Operating Budget</th>
<th>Revision/ Escalation</th>
<th>Revised FY 2016 Operating Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries, Wages, &amp; Fringe Benefits</td>
<td>$13,968,974</td>
<td>$7,500</td>
<td>$13,976,474</td>
</tr>
<tr>
<td>Travel &amp; Subsistence</td>
<td>326,331</td>
<td>12,000</td>
<td>338,331</td>
</tr>
<tr>
<td>Contractual Services</td>
<td>14,314,304</td>
<td>(112,000)</td>
<td>14,202,304</td>
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<tr>
<td>Commodities</td>
<td>8,210,015</td>
<td>155,000</td>
<td>8,365,015</td>
</tr>
<tr>
<td>Capital Outlay: Non-Equipment</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Capital Outlay: Equipment</td>
<td>1,220,420</td>
<td>130,722</td>
<td>1,351,142</td>
</tr>
<tr>
<td>Mandatory Transfers</td>
<td>7,845,982</td>
<td>-</td>
<td>7,845,982</td>
</tr>
<tr>
<td>Non-Mandatory Transfers</td>
<td>7,367,064</td>
<td>(145,946)</td>
<td>7,221,118</td>
</tr>
<tr>
<td>Increase in Fund Balance</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Total</td>
<td>$53,253,090</td>
<td>$47,276</td>
<td>$53,300,366</td>
</tr>
</tbody>
</table>

Staff Recommendation: Based on Board Policy 701.06, Budget Escalations and Revisions, all escalations to the annual budgets of the several institutions and to the annual budgets of the separately budgeted units must be submitted through the Commissioner to the Board of Trustees for approval prior to implementation. Board staff recommends approval of this item.

7. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH GE MEDICAL SYSTEMS INFORMATION TECHNOLOGIES, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval of an agreement with GE Medical Systems Information Technologies, Inc. d/b/a GE Healthcare for maintenance services for diagnostic imaging equipment currently in use at UMMC’s main campus. In addition, UMMC requests approval to add and/or delete equipment specified in Schedule A of the agreement without seeking prior Board approval as long as adequate funds are available.

UMMC is also seeking approval to prepay the monthly service fee which is due the first (1st) of each month.

Contractor’s Legal Name: GE Medical Systems Information Technologies, Inc. d/b/a GE Healthcare

History of Contract: This is a new agreement. Prior to this submission, GE Healthcare has provided maintenance services to UMMC on an as needed basis.
Specific Type of Contract: Service agreement.

Purpose: The purpose of the agreement is to provide corrective and preventive maintenance for diagnostic imaging equipment located at UMMC’s main campus.

Scope of Work: GE will provide UMMC with travel, parts, and labor necessary to perform preventative and corrective maintenance on diagnostic imaging equipment and biomedical equipment.

Term of Contract: The term of the agreement is five (5) years - May 1, 2016 through April 30, 2021.

Termination Options: This agreement may be terminated for the following:

- by UMMC upon ninety (90) days notice after an annual performance review,
- in the event of a material breach of the agreement by either party and upon sixty (60) days notice of opportunity to cure,
- failure by GE to comply with the federal E-Verify Program, and
- reduction of funds.

Contract Amount: The estimated cost of the agreement is $6,197,982.17. A breakdown of annual costs is below.

<table>
<thead>
<tr>
<th>Year</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>$755,203.92</td>
</tr>
<tr>
<td>Year 2*</td>
<td>$944,004.90</td>
</tr>
<tr>
<td>Year 3*</td>
<td>$1,180,006.13</td>
</tr>
<tr>
<td>Year 4*</td>
<td>$1,475,007.66</td>
</tr>
<tr>
<td>Year 5*</td>
<td>$1,843,759.57</td>
</tr>
<tr>
<td>Estimated Total</td>
<td>$6,197,982.17</td>
</tr>
</tbody>
</table>

*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.

Funding Source of Contract: This agreement will be funded through patient revenues.

Contractor Selection Process: N/A. GE Healthcare is the manufacturer of the equipment that will receive maintenance services.
Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

8. UMMC-REQUEST FOR AUDIT WAIVER FOR AFFILIATED ENTITY

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests a waiver of the annual audit requirement applicable to the IHL approved affiliation agreement with the University of Mississippi Medical Center Research Development Foundation (MCRDF) for the fiscal year ending June 30, 2016.

Justification: As per requirements stipulated in Board Policy 301.0806 D.9., copies of the MCRDF’s June 30, 2010 audited financial statement from an independent Certified Public Accounting (CPA) firm, as well as subsequent annual unaudited financial statements.

The request for the waiver for fiscal year 2016 is based upon the fact that assets of the foundation continue to remain less than $30,000—materially the same as the previous year—and that the $4,000 - $6,000 estimated cost of contracting for a full financial audit is felt to be too prohibitive and not a cost-benefit to the entity at this time. Activity is expected to increase in FY2017 and as such, anticipation for the need to have an audit will be considered at that time. In order to save funds, UMMC requests that the Board, on behalf of the affiliated entity, waive the requirement of an annual audit by a CPA firm for fiscal year 2016.

Staff Recommendation: Based on Board Policy 301.0806 D.9., University Foundation/Affiliated Entity agreements, Board approval is required to waive the requirement of an annual audit by a CPA firm on a showing of adequate grounds. Board staff has reviewed the required supporting documentation related to this request and recommends that in lieu of a formal audit, agreed upon review procedures will be performed by UMMC’s internal audit department to ensure no other risk factors have arisen. An external audit will be initiated if circumstances change and the MCRDF receives additional funds that materially impact the financial statements. Board staff recommends approval of this item.

9. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH MID-SOUTH MEDICAL IMAGING, LLC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval of an agreement with Mid-South Medical Imaging, LLC for maintenance services for UMMC’s existing portable x-ray machines. In addition, UMMC is also seeking approval to prepay the annual service fee which is due in advance each year.
Contractor’s Legal Name: Mid-South Medical Imaging, LLC (Mid-South)

History of Contract: This is a new agreement. Prior to this submission, Mid-South has provided maintenance services to UMMC on an as needed basis.

Specific Type of Contract: Service agreement.

Purpose: The purpose of the agreement is to provide corrective and preventive maintenance for eleven (11) portable x-ray machines located at UMMC’s main campus.

Scope of Work: Mid-South will provide:

- Service and maintenance on eleven (11) portable x-ray machines Monday through Friday 8:00 am to 5:00 pm;
- One yearly preventative maintenance check on each piece of equipment;
- Emergency Repair during normal coverage hours;
- Technical support by phone;
- Software updates and maintenance;
- Remote diagnosis and dial up analysis; and
- Parts, labor and glass.

Term of Contract: The term of the agreement is five (5) years - May 1, 2016 through April 30, 2021.

Termination Options: This agreement may be terminated for the following:

- by either party upon thirty (30) days notice,
- by Mid-South in the event of a breach of the agreement and a failure to cure after thirty (30) days notice of opportunity to cure,
- failure by Mid-South to comply with the federal E-Verify Program, and
- reduction of funds.

Contract Amount: The estimated cost of the agreement is $596,574.78. A breakdown of annual costs is below.

<table>
<thead>
<tr>
<th>Service and Maintenance*</th>
<th>Year 1</th>
<th>Year 2</th>
<th>Year 3</th>
<th>Year 4</th>
<th>Year 5</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>$98,150.00</td>
<td>$103,057.50</td>
<td>$108,210.38</td>
<td>$113,620.89</td>
<td>$119,301.94</td>
<td>$542,340.71</td>
</tr>
<tr>
<td>Variable Cost*</td>
<td>$9,815.00</td>
<td>$10,305.75</td>
<td>$10,821.04</td>
<td>$11,362.09</td>
<td>$11,930.19</td>
<td>$54,234.07</td>
</tr>
<tr>
<td>Total</td>
<td>$107,965.00</td>
<td>$113,363.25</td>
<td>$119,031.41</td>
<td>$124,982.98</td>
<td>$131,232.13</td>
<td>$596,574.78</td>
</tr>
</tbody>
</table>
*The service cost for years two through five were compounded by five percent (5%) to account for any potential price increases to the agreement. The variable cost was derived by multiplying the yearly cost by ten percent (10%) to account for any coverage needed that is outside the normal scope.

**Funding Source of Contract:** This agreement will be funded through patient revenues.

**Contractor Selection Process:** N/A. Mid-South currently provides service for the equipment.

**Staff Recommendation:** Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

10. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO AN AMENDMENT WITH EXPERIAN HEALTH, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into an amendment with Experian Health, Inc., to add UMMC’s Grenada facility.

**Contractor’s Legal Name:** Experian Health, Inc. f/k/a Passport Health Communications, Inc. (Experian)

**History of Contract:** On August 18, 2011 the Board approved UMMC to enter into the current master agreement with Experian for a term of five (5) years, effective September 1, 2011. The approved cost was $307,190.40. On February 20, 2014 the Board approved UMMC to enter into an amendment and increase the funding amount of the contract by $537,782.40. This action allowed UMMC to add the Coverage Discovery product, add the premium EDI eligibility verification module, and increase the amount of funds to cover increases in the number of verifications needed.

On April 16, 2015, the Board approved UMMC to increase the funding amount of the contract by $17,080.00. The total approved cost of the agreement is $862,052.80. This action allowed UMMC to fund the additional costs associated with premium EDI add-on module.

In December of 2015, Passport formally changed its name to Experian Health, Inc.
Specific Type of Contract: Contract amendment.

Purpose: The purpose of this amendment is to add UMMC’s Grenada facility to our current agreement, which is needed as UMMC transitions the Grenada facility over to Epic. In addition, this amendment also reflects the name change from Passport Health Communications, Inc. to Experian Health, Inc.

Scope of Work: Under the agreement, Experian provides UMMC access to its databases that store specific patient insurance information obtained from healthcare insurance companies in order to provide immediate insurance verification at the time of service, provides the Premium EDI Eligibility module and the Coverage Discovery product.

Term of Contract: This amendment is for a term of three (3) months beginning on or about May 1, 2016 and will be coterminous with the master agreement. The term of the master agreement is five (5) years from September 1, 2011 through August 31, 2016.

Termination Options:

- By either party at the end of the initial thirty-six (36) month term or either one (1) year renewal term after giving ninety (90) days written notice;
- In the event anticipated funds are not appropriated to UMMC;
- In the event UMMC’s governing body does not approve the payment to Experian of “Pass-Through Fees” within four (4) months of receipt of a Fee Increase Notice from Experian;
- Should Experian materially default in the performance of its duties and obligations under the Addendum and not cure the default within ten (10) days of receiving notice from UMMC;
- In the event there are changes or clarifications to the HIPAA Rules that materially affect Experian by giving (30) days written notice;
- In the event UMMC materially violates the HIPAA Rules and does not cease the violation within (15) days of receiving notice from Experian;
- By either party in the event of material breach of the Agreement other than non-payment of fees and after receiving thirty (30) day notice in which to cure such breach;
- In the event UMMC fails to pay any “Undisputed Fees” related to the Agreement.
- In the event either party ceases to conduct its business in the ordinary course; or, becomes the subject of insolvency, bankruptcy, or receivership;
- Should Experian no longer offer or provide support for such product or service; and,
- In the event of an early termination of the Agreement by UMMC (termination of the Agreement prior to the end of the applicable term), UMMC must pay to Experian an early termination fee, or reasonable liquidated damages in a lump sum that equals the average monthly charges during the twelve (12) months prior to the early termination date, multiplied by the number of months remaining in the term.
Contract Amount: The total estimated cost of this amendment will be $500.00. The total estimated cost of the agreement will be $862,552.80.

Funding Source of Contract: This agreement will be funded by hospital patient revenue.

Contractor Selection Process: N/A. This is a request for additional funding to an existing agreement.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

11. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH PRESS GANEY ASSOCIATES, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into an agreement with Press Ganey Associates, Inc., to provide employee survey services.

Contractor’s Legal Name: Press Ganey Associates, Inc. (Press Ganey)

History of Contract: This is a new contract. UMMC has, in previous years, utilized a vendor for employee surveys, however, the cost of those services were below IHL threshold.

Specific Type of Contract: This is a new services contract.

Purpose: The purpose of the contract is to provide a method by which UMMC can conduct, in an efficient and cost effective manner, yearly employee surveys. The contract allows for approximately 10,550 surveys to be conducted each year during the term of the agreement. The surveys are web-based; however, the agreement does allow for up to 200 hardcopy surveys to be utilized. The data obtained through the surveys are will be used by UMMC to improve its work environment.

Scope of Work: Under the agreement Press Ganey will provide the following:

- Product planning and management services, which help support senior leaders and human resource professionals through the survey experience to include assistance with pre-survey communications strategies;
- Various survey instruments;
- Survey administration to include web based administration and paper surveys;
Term of Contract: The contract is for five (5) years, beginning May 1, 2016 and continuing until April 30, 2021.

Termination Options: Termination options include the following:
- by either party after the first three (3) years upon sixty (60) days written notice to the other party;
- In the case of material breach of the material terms of the agreement, the non-breaching Party shall notify the breaching Party of the suspected breach in writing and provide a reasonably detailed description of the breach. The breaching Party shall have forty-five (45) days to cure the breach described in that notice. In the event the breaching Party is unable to cure that breach within that forty-five (45) day period, the other Party may terminate this Agreement by providing a written termination notice to the breaching Party;
- in the event of any reduction in available funds to UMMC, the contract may be terminated without penalty to UMMC; and
- failure by Press Ganey to comply with the federal E-Verify Program

Contract Amount: The total estimated contract amount will be $646,160.00.

Funding Source of Contract: The contract will be funded by general funds.

Contractor Selection Process: Press Ganey employee survey services are offered through UMMC primary group purchasing organization, Novation.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

12. UMMC-REQUEST FOR APPROVAL TO ENTER INTO AN AMENDMENT WITH ROCHE DIAGNOSTICS CORPORATION

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into an amendment to the Master Agreement between UMMC and Roche Diagnostics Corporation (Roche) and to enter into amendment three (3) to the existing Schedule 12231 to the Master Agreement. As UMMC has ceased laboratory operations in the Medical Pavilion, under the amendment two (2) to the Master Agreement, UMMC is removing, from an exhibit to the Master Agreement, references to the UMMC Medical
Pavilion. In addition, pursuant to amendment three (3) to Schedule 12231, UMMC will, 1) move certain instrumentation, from the Medical Pavilion, to the main laboratory inside the acute hospital; 2) return some instruments that were utilized in the Medical Pavilion laboratory to Roche; and 3) amend the service payments related an instrument whose implementation was delayed.

Contractor’s Legal Name: Roche Diagnostics Corporation

History of Contract: In 2010, the UMMC hospital clinical laboratory, entered into a reagent rental agreement for the provision of two (2) additional chemistry instruments, which were placed at UMMC clinical labs located off the main campus, and for the provision of an upgrade to the current software utilized on the chemistry instruments obtained through the 2007 reagent rental agreement. This agreement was approved by the Board at its May 20, 2010, meeting. The agreement was for four (4) years from June 4, 2010, through June 3, 2014, at total cost of $700,968.

On October 18, 2012, UMMC was approved by the Board to enter into a Master Agreement under which UMMC may negotiate future Statements of Work or Product and/or Product Schedules with Roche attached to the Master Agreement. In addition, the Board approved UMMC to enter into Schedule 12231 for the lease of laboratory equipment, the purchase of equipment maintenance and the purchase of associated supplies for chemistry and immunoassay testing, which superseded the 2010 agreement. The primary purpose of the new agreement was to modify the financing arrangements for currently leased laboratory equipment, chemical reagents, and related supplies that were currently purchased under a rental reagent agreement with Roche. The term of the Schedule is for five years effective upon the commencement date, which is, the date of first use of the last piece of equipment listed in the schedule. The total estimated cost of the original schedule was $12,363,215.55.

On January 22, 2105, the Board approved an amendment to Schedule 12231 to remove one (1) instrument from the schedule and add it to another schedule, as well as change the location of another instrument. The revised cost of the schedule is now $11,908,680.55.

On August 20, 2015, the Board approved amendment two (2) to the existing Schedule 12231 between UMMC and Roche Diagnostics Corporation (Roche). Amendment 2 to Schedule 12231 was for an upgrade to the Middleware Software and substitute one (1) operator training slot provided in the original agreement for one (1) Rules Training for the upgraded software. There was no cost associated with Amendment 2.

Specific Type of Contract: This is an amendment to the Roche Product Schedule 12231.

Purpose: As UMMC has ceased laboratory operations in the Medical Pavilion, under Amendment two (2) to the Master Agreement, UMMC is removing, from an exhibit in the
Master Agreement, references to the UMMC Medical Pavilion. In addition, pursuant to amendment three (3) to Schedule 12231, UMMC will, 1) relocate certain instrumentation, from the Medical Pavilion, to the main laboratory inside the acute hospital; 2) return some instruments that were utilized in the Medical Pavilion laboratory to Roche; and 3) amend the service payments related an instrument whose implementation was delayed. The details of amendment three (3) to Schedule 12231 is as follows:

**Equipment Number 6 cobas 6000 c501 and e601 (Serial #'s 0776-28 and 2037-08):**
- The cobas 6000 c501 (serial # 0776-28) will be relocated to the University of Mississippi Medical Center Core Lab, and will be re-configured with Equipment Number 5, the cobas 6000 c501 and e601 (serial #'s 0802-04 and 2058-18) to upgrade Equipment Number 5 to a cobas 6000 c501/c501/e601.
- The cobas 6000 e601 (serial # 2037-08) will be relocated to the University of Mississippi Medical Center Special Chemistry Lab and will be re-configured with Equipment Number 9, the cobas c501 (serial # 0883-08), to upgrade Equipment Number 9 to a cobas 6000 c501/e601).

**Equipment Number 7 cobas 6000 c501/e601 (Serial #'s 0776-23 and 2037-13):**
- Equipment Number 7 will be returned to Roche. You will be responsible for all the costs associated with the de-installation and return shipping for Equipment Number 7.

**Equipment Number 13, Modular Pre-analytics EVO 3 Plus (Serial # 2187-02):**
- Equipment Number 13 will be returned to Roche. You will be responsible for all the costs associated with the de-installation and return shipping for Equipment Number 13.

**Services Payment for Equipment Number 10 cobas c501 (Serial # 14P2-12):**
- The original monthly Services payment amount of $1,008.80 for Equipment Number 10, the cobas c501 Serial # 14P2-12, was based on paying four years of Services at an annual rate of $15,132.00 over a period of five years. Based on the Commencement Date of 05/11/15 for Equipment Number 10, two years of Services at the same annual rate will be paid monthly over the remaining three years of the Schedule. Therefore the monthly Services payment for Equipment Number 10 will be adjusted to $840.66.

**Scope of Work:** Under amendment three (3) to Schedule 12231, Roche will provide the following:
- Relocation of certain instruments, as noted above in the purpose section of the agenda, from the Medical Pavilion lab to the hospital’s main core lab in the acute hospital;
- Accept the return of certain instruments, as noted above in the purpose section of the agenda; and
- Adjust service charges on a certain instrument whose installation date was later than expected and thus the months for which UMMC owes service fees were adjusted accordingly.
Term of Contract: The term of Schedule 12231 remains sixty (60) months, beginning May 22, 2013 and ending May 21, 2018. Both amendments will be effective on the date signed by both parties, which is expected to be on or before May 1, 2016.

Termination Options: The agreement may be terminated for the following:
- Default by either party under the Master Agreement;
- For a breach by Roche of any representations and warranties to UMMC as specified in the Standard Terms and Conditions Addendum;
- An inability to agree to renegotiated contract terms in the event a change in law occurs that materially restricts or prohibits the rights of either party or otherwise makes it desirable for the parties to renegotiate the agreement;
- Reduction of funds; or
- Failure by Roche to comply with the federal E-Verify program

Contract Amount: The previous estimated cost over the five (5) year term of Schedule 12231 is $11,908,680.55; however, Amendment three (3) to the schedule will result in an estimated cost savings of $154,818.74. Therefore, the revised expected expenditure over the term of Schedule 12231 is $11,753,861.81.

Funding Source for Contract: The agreement will be funded by patient revenues.

Contractor Selection Process: UMMC is currently contracted with Roche.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

13. UMMC –REQUEST FOR APPROVAL TO MODIFY AN AGREEMENT WITH TEKSYSTEMS, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to modify the total expenditure amount applicable to its agreement with TEKsystems, Inc. for staffing services.

Contractor’s Legal Name: TEKsystems, Inc. (TEKsystems)

History of Contract: On January 22, 2015, the Board approved UMMC to enter into an agreement with TEKsystems, to provide IT staff to UMMC’s Department of Information Systems (DIS) to lend support necessary in areas where we currently lack adequate IT
The staffing services provide DIS with a pool of IT professionals, which they can utilize to supplement staffing in areas that are under staffed. These IT professionals assist with various IT initiatives, such as, infrastructure planning and project management services. The services are utilized on an as needed basis rather than a strict timeline.

Specific Type of Contract: Staffing Services Agreement.

Purpose: The purpose of this request is to increase the total expenditure amount applicable to the current agreement for staffing services.

Scope of Work: The terms of the original agreement remain the same which include providing UMMC with professional IT staff to augment UMMC’s current staff.

Term of Contract: The term of the agreement remains at three (3) years – February 2, 2015 through February 1, 2018.

Termination Options: The agreement may be terminated for the following:

- by either party upon thirty (30) days written notice,
- reduction of funds,
- failure by TEKsystems to comply with the federal E-Verify program,
- force majeure,
- a change in law resulting in an adverse consequence, and
- for a violation by TEKsystems of the Business Associate Agreement (BAA).

Contract Amount: The total estimated cost of the original contract was $3,000,000. UMMC is requesting to add an additional $2,000,000 to the cost of the contract. Of this amount, $1,700,000 is for staffing and $300,000 is for travel related expenses. This addition will increase the estimated total cost of the contract to $5,000,000.

Funding Source of Contract: The agreement will be funded by general funds.

Contractor Selection Process: N/A. This is a modification to an existing agreement.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Board staff recommends approval of this item. Board staff recommends approval of this item. (As the Board is being asked to provide approval to
modify the total expenditure amount of the agreement, no additional approval by the Attorney General’s Office is required.)

14. UMMC-REQUEST FOR APPROVAL OF AMENDMENT 2 WITH VIZIENT DATA SERVICES, LLC.

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval of amendment 2 to its agreement with Vizient Data Services, LLC. Vizient was formally known as VHA-UHC Data NewCo, LLC, and prior to that, it was known as the University HealthSystem Consortium, or UHC. The second amendment would allow UMMC to acquire license to the Vizient’s Clinical Database for our Grenada location. This will allow Grenada to abstract and provide patient data to CMS for hospital reimbursement.

**Contractor’s Legal Name:** Vizient Data Services, LLC. (Vizient)

**History of Contract:** UMMC has utilized the UHC Performance Accelerator Suite since 2006. From 2006 through 2009, the amount of the contract was below the IHL threshold; therefore, those agreements did not come before the Board. One year renewals of the agreement were approved by the Board in November 2010 for $257,000 and November 2011 for $286,000.

On November 15, 2012, the Board approved UMMC’s request to enter into the current five (5) year membership and license agreement with UHC. The total approved estimated cost for the five-year contract term was $2,374,883.90. This amount provides for the membership fees and subscriptions and licenses to Clinical Database with Core Measures, Clinical Resource Manager, and Operational Database. Access to these products allows UMMC to meet the Joint Commission’s requirement to have a third party vendor submit Core Measure data; to submit other data to Centers of Medicare & Medicaid Services (CMS); to participate in a database to provide clinical, operational and resource management comparison with other academic medical centers; and to have a mechanism for staff to report occurrences.

On May 21, 2015, the Board approved UMMC’s request to add a license for Imperatives for Quality (IQ). IQ allows UMMC to pinpoint opportunities for improvement by integrating quality, safety, and cost-effectiveness data. This product was purchased through the Performance Package offered by UHC. The Performance Package includes the products UMMC was currently utilizing plus IQ at a lower cost than if we had added the IQ portion a-la-carte. UMMC savings is estimated to be $53,000.00 per year by electing the performance package verses paying the a-la-carte fee.

UMMC is now requesting to enter into a second amendment with Vizient, which will allow our Grenada location to subscribe to and license the Clinical Database module that includes Core Measures database and reporting services CMS; Key Indicator Report; Quality and Safety Management Report; Clinical Outcomes Report; Hospital Quality Measures Report;
Specific Type of Contract: 2nd contract amendment

Purpose: The 2nd amendment will allow UMMC’s Grenada location to subscribe to and license the Clinical Database module that includes Core Measures database and reporting services to CMS; Key Indicator Report; Quality and Safety Management Report; Clinical Outcomes Report; Hospital Quality Measures Report; and ongoing education and service. Access to these products allows UMMC to meet requirements to have a third party vendor submit required data to Centers of Medicare & Medicaid Services (CMS).

Scope of Work: Under the amendment, UMMC’s Grenada location will subscribe to and license the Clinical Database module that includes Core Measures database and reporting services to CMS; Key Indicator Report; Quality and Safety Management Report; Clinical Outcomes Report; Hospital Quality Measures Report; and ongoing education and service. Access to these products allows UMMC to meet requirements to have a third party vendor submit required data to Centers of Medicare & Medicaid Services (CMS). This module will allow Grenada to abstract and provide patient data to CMS.

Term of Contract: The term of this amendment will begin May 1, 2016 and will continue until the termination of the master participant enrollment and license agreement on December 31, 2017.

Termination Options: Both participants have the right to terminate this agreement, for any reason, with sixty (60) days written notice to the other. Upon such termination date, participant will return all materials and further access to the databases will cease. There will be no pro rate refunds of any fees upon termination.

Contract Amount: The amendment will cost $95,600, which includes the subscription and license cost along with the implementation costs. This will bring the total cost of the Master Enrollment and License Agreement to $2,470,483.90.

Funding Source of Contract: The agreement will be funded by patient revenues.

Contractor Selection Process: Vizient is an approved vendor contracted with Novation, UMMC’s primary group purchasing organization (GPO) pursuant to Miss. Code Ann. § 31-7-13(m)(x).

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land,
personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

15. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A LEASE AGREEMENT WITH WINSTON COUNTY MEDICAL FOUNDATION

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a new lease agreement with Winston County Medical Foundation (WCMF). Additionally, UMMC requests the Board's approval of a waiver to allow advanced payment, pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services, for the monthly lease fee. The payment of the monthly lease is due in advance of the first day of every month.

Contractor’s Legal Name: Winston County Medical Foundation (WCMF)

History of Contract: This will be a new lease for UMMC.

Specific Type of Contract: This is a new lease agreement.

Purpose: The purpose of this agreement is to lease approximately 3,300 square feet of clinic space in Louisville, Mississippi (Winston County). This lease will provide UMMC the opportunity to offer dermatology services in this rural setting. This rural clinic will be a catalyst for progress and will allow UMMC to further populate the state with dermatology providers – especially given the medically underserved populations in rural Mississippi.

Scope of Work: Under the lease, the WCMF agrees to:

- Pay for the construction of a building that will provide for 3,300 square feet of usable space, which will be leased to UMMC to be used as a medical clinic for medical, educational, and research purposes only;
- Obtain an appropriate contractor to construct the building, obtain all necessary approvals and certificates required for the construction and communicate/update UMMC as to progress of construction;
- Maintain the parking lot and structural components of the building and electrical infrastructure including repairing any damage to the interior of the building due to water leaking pipes or from storm or rain entering building through no fault of UMMC;
- Repair or restore, at its sole expense, all damage to the premises caused by Winston County Medical Foundation employees, agents or invitees;
- Maintain the grounds and landscaping of the property;
- Pay all real property taxes, if any, assessed on the property or improvements thereof; and
- Maintain fire and extended coverage insurance and property damage insurance on the premises for not less than the full insurable value of the premises.
UMMC agrees to:

- Make necessary arrangements for removal of medical waste in compliance with rules, regulations and environmental laws regulating same;
- Not make or allow any unlawful or improper use of the premises;
- Be solely responsible, at its own expense, for supplying all furnishings, equipment and other personal property necessary for operation of the medical clinic;
- Furnish, at UMMC’s expense, all maintenance and ordinary repair services for the interior of the building to include interior painting, decorating or redecorating of the building;
- Not make any alterations or additions to the building without obtaining the lessors prior written permission;
- Repair or restore, at its sole expense, all damage to the premises caused by UMMC’s employees, agents or invitees;
- Be solely responsible for taxes, if any, assessed on all equipment and other personal property brought into the premises;
- Provide, at its sole expense, all cleaning and janitorial services for the premises;
- Be responsible for all utility costs, including deposits for utilities; and
- Maintain insurance on all personal property.

Term of Contract: UMMC is requesting approval for a total term of eleven (11) years. The agreement will be effective on May 1, 2016, whereby the commencement date of the lease will be on or before May 1, 2017. The agreement will continue for a period of 60 months (initial term). At the end of the initial term, the agreement will automatically renew for a period of five (5) years.

Termination Options: Termination options include the following:

- At the end of the initial term, UMMC may terminate the agreement upon 180 days’ notice of UMMC’s intent not to renew the agreement for another term of five (5) years;
- The WCMF may terminate the agreement if the cost of construction exceeds the assumed budget as described in the agreement;
- In event of UMMC’s failure to pay any installment, WCMF may terminate the agreement without written consent;
- A non-breaching party can terminate the agreement in the event of default by the other party. Default includes:
  - Breaches of representation or warranty made or given in the agreement or in the event that any such representation or warranty shall be untrue or by reason of failure to state a material fact or otherwise shall be misleading;
  - Claim of bankruptcy or insolvency or reassignment for the benefit of creditors or consent of appoint of a trustee or receiver or trustee or receiver shall be appointed for a substantial part of its property without its consent or a bankruptcy, reorganization or insolvency proceeding shall be instituted by or against either party; or
Either party fails to perform or observe any other covenant, condition or agreement to be performed or observed by it hereunder, and such failure or breach shall continue un-remedied for a period of thirty (30) business days after the date on which notice thereof shall be given by the other party.

- Failure of WCMF to comply with the federal E-verify Program; and
- In the event of any reduction in available funds to UMMC, the contract may be terminated without penalty to UMMC.

**Contract Amount:** The contract cost over the term is $542,011.19.

**Funding Source of Contract:** The funding source will be patient revenue.

**Contractor Selection Process:** UMMC explored two other locations prior to proceeding with this lease. The landlord of the first location, which was located in a strip mall, was unresponsive to our inquiries regarding a lease. The other site was a building owned by Winston Medical Center; however, that space would have required extensive renovations. After discussions between UMMC and Winston Medical Center representatives, it was decided that the building was not ideal and as a result, Winston Medical Center, through Winston County Medical Foundation, offered to construct this new building, which will be located directly across the street from Winston Medical Center’s main campus.

**Staff Recommendation:** Based on Board Policy 707.01, *Land, Property and Service Contracts*, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Based on Board Policy 707.03, *Approval of Prepayment for Goods or Services*, written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services not yet received. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

16. **USM-REQUEST FOR APPROVAL OF COOPERATIVE AGREEMENT WITH THE UNIVERSITY OF RHODE ISLAND**

**Agenda Item Request:** The University of Southern Mississippi (USM) requests approval to enter into an agreement with The University of Rhode Island for the use of the vessel, *R/V Endeavor*, to conduct a research cruise.

**Contractor’s Legal Name:** The University of Rhode Island (URI)

**History of Contract:** While this is a new agreement, USM has previously worked with URI in securing the use of the *R/V Endeavor* for ship time and support of USM’s continuing
marine research in association with the University-National Oceanographic Laboratory System (UNOLS) consortium.

The Board approved similar agreements in August 2012, May 2013, and April 2015 associated with this grant. The cost of the most recent agreement approved by the Board in April 2015, was $820,995.00 and included 37 days of ship time at a daily rate of $18,514.00 and 37 days of support time at a daily rate of $2,729.00

**Specific Type of Contract:** New Cooperative Agreement.

**Purpose:** The purpose of this agreement is for USM’s use of the vessel, *R/V Endeavor*, which is owned by the National Science Foundation and is operated and managed by URI for marine research.

**Scope of Work:** Under this agreement, URI/UNOLS will provide the use of the vessel *R/V Endeavor* (ship time) and its crew (marine tech support) to facilitate USM’s participation in the Ecosystem Impacts of Oil and Gas Inputs to the Gulf (ECOGIG) marine research program.

**Term of Contract:** The term of the agreement is 33 days starting on July 15, 2016 and ending on August 16, 2016.

**Termination Options:** The agreement may be terminated for the following:
- For any reason by either party upon thirty (30) days’ written notice,
- for a material breach or for failure to perform by either party its obligations under the agreement,
- for failure by either party to maintain required insurance coverage as specified in the agreement,
- for reduction of funds, or
- for failure by URI to comply with the federal E-Verify Program.

**Contract Amount:** The total estimated cost of this agreement is $850,566.50. The cost is based on a daily rate of $20,912 for vessel time and a total of $142,493 for marine technology support. (One marine tech will be on board all the time, including the transit from North Carolina, while a second tech will join the ship in Gulfport.) Other costs include a Rad van rental and transport costs of approximately $8,812.50, and rental of a winch and multicore machine will be $9,165. The cost for vessel time may be adjusted for actual fuel costs and overall vessel utilization. Payment will be issued based upon receipt of an approved invoice for actual services rendered.

**Funding Source of Contract:** The agreement will be funded by an external grant EOGIG-2, grant number GR05251.
Contractor Selection Process: N/A

Staff Recommendation: Based on Board Policy 707.01, *Land, Property and Service Contracts*, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.
Note: Project numbers beginning with the prefix "GS" designate projects that the Bureau of Building provides management oversight for and are funded partially or wholly with state Bureau of Building bond revenues. Project numbers beginning with the prefix "IHL" designate projects that are funded from university self-generated sources including but not limited to donations, fees, and grants.

Board Policy §902, Initiation of Construction Projects

The Board must approve the initiation of a project for the construction of new facilities, repairs and renovations to existing facilities and requests for a capital outlay with a total project budget exceeding $1,000,000 regardless of how the projects are financed. It is the intent of the Board that its appropriate staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board. All construction, repairs, and renovation projects with a total budget of $1,000,000 or less may be approved by the Institutional Executive Officer. However, all projects utilizing any state bond funds, including Ayers funds, must be initiated with STAFF approval from the Office of Real Estate and Facilities. No further approvals are required by IHL staff for projects of $1,000,000 or less unless the budget changes. All budget changes for these projects must be reported to the Office of Real Estate and Facilities.

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.
2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;
3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and
4. The design professional previously approved by the Board has not changed.
If the above four conditions have been met, the Board’s Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Prior to the commencement of construction, the Board must approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project. This requirement applies to all buildings and facilities on an institution’s property even if the land is leased to an institution’s affiliated entity or a private developer.

**Board Policy §905(A), Real Estate Management**

Prior Board approval is required for the execution of all leases, easements, oil and mineral leases, and timber sales. Board approval prior to the execution of a contract for the sale of real property is required for all land sales, regardless of the sale price. Prior Board approval is required for the execution of all leases, easements, oil and mineral leases, and timber sales. Request for approval of land contracts shall include property descriptions, terms of purchase, lease, or sale and intended use of the property. An institution acquiring or disposing of real property shall receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The sale price of real property shall be no less than the average of the two appraisals.

**Board Policy §905(B), Real Estate Management**

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I or more detail Environmental Report shall be completed by qualified personnel and submitted to the Board’s Real Estate and Facilities Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a “no further action” letter from the State’s Department of Environmental Quality.

**Board Policy §917, Naming of Buildings and Facilities**

Board approval must be obtained prior to naming or re-naming any institutional building or facility. However, assigning generic names which are descriptive of the functions served by a building – such as “University Athletic Training Facility” or “Chemistry Building” – does not require Board approval, unless the building has an existing non-generic name which is to be changed or modified. Board approval must also be obtained prior to naming or re-naming any
building or facility built on university property leased to a university affiliated entity, a private developer or any other individual or entity.

**Board Policy §919, Pre-requisites for Building Modification or Demolition**

Prior to scheduling a building on an institution’s property for restoration, improvement, construction, repair, renovation, rehabilitation, demolition or similar work, the institution shall secure an inspection and approval from the Mississippi Department of Environmental Quality and a permit or written permission from the Mississippi Department of Archives and History authorizing the requested building action. After obtaining approval from these two agencies, a request for the building modification or demolition shall be submitted to the Board for approval. The request to the Board must include documentation evidencing approval by the Department of Environmental Quality and the Department of Archives and History.

**APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS**

**IHL PROJECTS**

1. **MSU– IHL 205-281– PrePlan East Side of Davis Wade Stadium**

   **Project Request:** Mississippi State University requests approval to initiate a project, PrePlan East Side of Davis Wade Stadium, and to appoint LPK Architects as the design professional.

   **Proposed Design Professional:** LPK Architects

   **Purpose:** The East concourse of the existing Davis Wade Stadium is in desperate need of renovation. The existing concourse does not meet the 2010 ADA Act and the condition of the existing toilet facilities is unacceptable. The home dressing room in the Turman Field House is in dire need of renovation. Since some of the existing spaces in Turman Field House have been relocated to the new addition, Mississippi State University would like to incorporate the existing space into a new dressing room for the Bulldogs.

   The project will provide preplanning documents through design development for the renovation of Davis Wade Stadium, East Concourse, East Club and Turman Field House located on the campus at MSU. The renovations and/or additions must incorporate sustainable design requirements and adhere to the MSU campus master
plan and MSU’s design and construction standards. The preplanning budget will be $200,000.

Mississippi State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

**Project Initiation Date:** April 21, 2016

**Date of Original Construction:** 1938

**Date of Last Renovation:** 2014 – North End Zone Expansion

**Proposed Project Budget:**

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</table>

**Total Project Budget** $ 200,000.00

**Proposed Funding Source(s):** MSU Athletic Department Funds ($200,000)

**Staff Recommendation:** Board staff recommends approval of this item.

2. **MSU– IHL 205-284– PrePlan Catalpa and Sand Creek Wastewater Lift Stations**

**Project Request:** Mississippi State University requests approval to initiate a project, PrePlan Catalpa and Sand Creek Wastewater Lift Stations, and to appoint Clearwater Consultants, Inc. as the design professional.

**Proposed Design Professional:** Clearwater Consultants, Inc.

**Purpose:** The project will provide analysis and design for the upgrade of the wastewater lift stations at MSU, North and South Farms. The MSU North and South Farm wastewater lift stations are critical components of a wastewater collection and
transport system that services MSU, the City of Starkville, and Oktibbeha County. The improvement project will need to be designed so that the lift stations are capable of meeting long term growth and reliability demands.

With the growing demand from the ongoing apartment construction east of the MSU campus, and the increase in construction on campus the existing lift stations on campus are inadequate and will not meet future demands.

Mississippi State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

**Project Initiation Date:** April 21, 2016

**Date of Original Construction:** N/A

**Date of Last Renovation:** N/A

**Proposed Project Budget:**

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**Total Project Budget** $365,000.00

**Proposed Funding Source(s):** MSU Campus Services Funds and Wastewater Connection Fees ($365,000)

**Staff Recommendation:** Board staff recommends approval of this item.
3. **UM–IHL 207-418 – Vardaman Hall Renovation**

**Project Request:** The University of Mississippi requests approval to initiate a project, Vardaman Hall Renovation, and to appoint the design professional using the “Request for Qualifications Method (RFQ).

**Proposed Design Professional:** TBD through RFQ Method

**Purpose:** Vardaman Hall is a 3-story, 9,815 gross square foot concrete frame building with a masonry veneer. Originally constructed to serve as a men’s dormitory, it is now used for administrative purposes. Recent moisture intrusion along the north portion of the building must be addressed with limited building envelope restoration and targeted interior renovation.

The intent of this request is to initiate the project and to release a Request for Qualifications (RFQ) to select a design professional. The design professional will assist the University of Mississippi in determining the project scope, site, and budget. They will then produce design/construction documents for the scope determined. The University of Mississippi will submit a subsequent Board item to confirm the design professional after the selection process and to increase the budget as required to reflect the established scope of work. The University of Mississippi is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

**Project Initiation Date:** April 21, 2016

**Date of Original Construction:** 1929

**Date of Last Renovation:** 1988

**Proposed Project Budget:**

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<td><strong>Total Project Budget</strong></td>
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Proposed Funding Source(s): Internal R&R ($1,000,000)

Staff Recommendation: Board staff recommends approval of this item.

APPROVAL OF BUDGET INCREASES AND/OR CHANGES OF SCOPE/FUNDING SOURCE(S)

BUREAU OF BUILDING PROJECTS


Project Request: Mississippi Valley State University requests approval to increase the budget for the R.W. Harrison Renovation Expansion Phase I project. The budget will increase from $19,275,000.00 to $20,025,000.00, for an increase of $750,000.00. In addition, Mississippi Valley State University requests approval to add SB 2906, Laws of 2015 as a funding source to the project to allow for the budget increase.

Project Phase: Construction Phase

Design Professional: Pryor & Morrow Architects and Engineers / Vernell Barnes Architect

General Contractor: Evan Johnson & Sons Construction

Purpose/Justification: The project is currently in the construction phase. Mississippi Valley State University will increase the project budget by $750,000 to allow for the completion of the renovation and expansion of the existing Harrison facility. This project will provide space and facilities for academic instruction, co-curricular activities, and athletic performance with adequate audio/visual, scoreboards, and lockers as required by the National Collegiate Athletic Association (NCAA) standards to host games. Mississippi Valley State University is seeking this budget increase in order to allow for the modifications to the Harrison Facility as required by NCAA. These are additional modifications that were not in the original cost of the project. The university will reduce the budget of the Academic Skills Parlor Renovation Phase III project by $750,000 to free up the state bond funds needed to complete the Harrison facility project.
Mississippi Valley State University is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project changes of scope, funding source and budget increases to the Board for approval.

**Project Initiation Date:** 2001

**Proposed Project Budget:**

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**Proposed Funding Source(s):** SB 2988, Laws of 2003 ($138,525.03); SB 2010, Laws of 2004 ($6,100,000); SB 3100, Laws of 2011 ($5,000,000); SB 2913, Laws of 2013 ($6,000,000); SB 2851, Laws of 2013 ($261,474.97); BOB Discretionary Funds ($275,000); HB 787, Laws of 2014 ($1,500,000); SB 2906, Laws of 2015 ($750,000)

**Staff Recommendation:** Board staff recommends approval of this item.

**IHL PROJECTS**

5. **MSU – IHL 205-279 – Addition and Renovation to Dudy Noble Field-Polk DeMent Stadium**

**Project Request:** Mississippi State University requests approval to increase the project budget from $40,000,000 to $55,000,000 for an increase in the amount of $15,000,000. Mississippi State University also requests to modify the scope of the project to include the addition and renovation to the existing stadium that includes the restrooms, concessions, dressing rooms and amenities for the game day experience.
Project Phase: Design Phase

Design Professional: Wier Boerner Allin Architecture

General Contractor: TBD

Purpose/Justification: The project is currently in the design phase. The project was initiated with the Board on May 21, 2015. MSU requests permission to alter the project scope and increase the project budget. The project is needed to upgrade and bring up to code the existing baseball facility to allow for more attendance and seating capacity for the game day experience. The project was master planned under the control of the Bulldog Club.

Mississippi State University is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project changes of scope, funding source and budget increases to the Board for approval.

Project Initiation Date: May 21, 2015

Proposed Project Budget:

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Proposed Funding Source(s): MSU EBC Bonds ($30,000,000); MSU Foundation/Athletics/Bulldog Club ($25,000,000)

Staff Recommendation: Board staff recommends approval of this item.
6. **UM–IHL 207-411 – Oxford-University Stadium (Swayze Field) – Addition & Renovations**

**Project Request:** The University of Mississippi requests approval to increase the project budget from $1,000,000 *(design fees only)* to $5,000,000 for an increase in the amount of $4,000,000.

**Design Professional:** Cooke Douglass Farr Lemons, LTD

**General Contractor:** TBD

**Purpose/Justification:** The Oxford-University Stadium has undergone many changes since its original opening date in 1989. The scope of this project includes additions and renovations to the existing baseball facility as follows:

1) **Performance/Operations Center** - A two-story, roughly 45,000 sq. ft. addition housing equipment & laundry rooms, players’ locker room, training room, pro/alumni locker room, player lounge, team meeting room, coaches’ locker room, weight training/plyometrics. The addition will include an outdoor plaza.

2) **Field Club** – Renovation of the roughly 7,500 sq. ft. area under the stadium seating behind home plate. This area will become a field club area including restrooms and the officials’ locker room.

3) **Third Base Club** – Renovation of the third base seating area to add seating, concessions, restrooms, play area, and circulation space on the third base line.

4) **Outfield Terrace** – Renovation of the left field lounge to add seating.

The University of Mississippi is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project changes of scope, funding source and budget increases to the Board for approval.

**Project Initiation Date:** October 15, 2015
Proposed Project Budget:

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<td><strong>$ 5,000,000.00</strong></td>
<td><strong>$ 4,000,000.00</strong></td>
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Proposed Funding Source(s): Self-Generated Athletic Revenues ($5,000,000)

Staff Recommendation: Board staff recommends approval of this item.

**APPROVAL OF OTHER REAL ESTATE REQUESTS**

7. **MSU – Exterior Design Approval of Zeta Tau Alpha (ZTA) Sorority House Addition**

Project Request: Mississippi State University requests approval of the exterior design of the ZTA Sorority House Addition. *(See Rendering of Stadium on Page 12)*

Purpose: Mississippi State University is seeking approval of the exterior design of the ZTA Sorority House addition. This project is fully funded by the ZTA Sorority and is being built on leased land within the sorority park from the university therefore it does require Board approval for the exterior design. Mississippi State University is seeking approval of the exterior design of the building in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.

Staff Recommendation: Board staff recommends approval of this item.
8. **UM– IHL 207-372 – Exterior Design Approval of South Campus Recreation Facility & Transportation Hub**

**Project Request:** The University of Mississippi requests approval of the exterior design of the South Campus Recreation Facility & Transportation Hub. *(See Rendering on Page 13)*

**Design Professional:** JBHM Architects, PA

**Purpose:** The University of Mississippi acquired a 500,000 sf manufacturing plant on a 68 acre site adjacent to the southwest edge of campus. Portions of the existing building complex will be repurposed to provide space for fitness activities, departmental offices, classrooms, and foodservice. Renovations to the exterior envelope will transform the utilitarian manufacturing plant into an active destination point for student life.

The University of Mississippi is seeking approval of the exterior design of the building in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.
Project Initiation Date: June 20, 2013

Date of Original Construction: 2002

Date of Last Renovation: N/A

Project Budget:

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Total Project Budget $32,000,000.00

Proposed Funding Source(s): Internal R&R ($32,000,000)

Staff Recommendation: Board staff recommends approval of this item.

Rendering of Front of South Campus Recreation Facility & Transportation Hub
9. **UM – Approval of Purchase of Property – 100 Davidson Lane – Dunbar Property, Oxford, Mississippi**

**Project Request:** The University of Mississippi requests approval to purchase through its Educational Building Corporation approximately 12.02 acres adjacent to the Oxford campus in the amount of $12,000,000. The 12.02 acres of land is located at 100 Davidson Lane and known as the Dunbar Property. The University of Mississippi will purchase the property from John and Martha Dunbar.

**Purpose:** The University of Mississippi currently seeking to purchase the Dunbar property due to the property being bound by the university on three (3). The property is critical to the long range plans of the university due to its location to campus.

**Appraisals:** The University of Mississippi received two independent property appraisals for the property. The first appraisal was in the amount of $12,020,000. The second appraisal was in the amount of $12,500,000. The average of the two appraisals was $12,260,000.

The university is purchasing the two properties for a total of $12,000,000 which is below the average of the property’s two appraised values for the property listed above.

**Property Description:**

**Dunbar Property Tract 1:** The property located in a fraction of the NE ¼ of Section 30, Township 8 South, Range 3 West in Lafayette County, Mississippi. This tract of property contains 9.462 acres of land.

**Dunbar Property Tract 2:** The property located in a fraction of the NE ¼ of Section 30, Township 8 South, Range 3 West in Lafayette County, Mississippi. This tract of property contains 2.554 acres of land.

**Terms of Payment:** The University intends to make a $2.5 million cash payment and utilize UMEBC bank financing to cover the remaining balance. The financing term is not expected to exceed ten years. Internal R&R funds will be used to cover both the initial payment and future debt service.

**Terms:** The closing shall be held at a location mutually agreeable to the parties on or before May 27, 2016 or upon such earlier or later date and time per agreement by the parties. The sale price will be $12,000,000. Seller must vacate the property by August 1, 2016.
Environmental Phase I: (Pending) A Phase I Environmental Site Assessment (ESA) has been conducted on the property listed above. Based on site inspection, current and past land use history, adjacent property inspections and record review, no recognized environmental conditions are evident at the subject property.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The University of Mississippi is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The university is also acting in accordance with Board Policy §905(B), Real Estate Management, that requires a Phase I or more detailed environmental report be completed by a qualified personnel and submitted to the Board’s Real Estate and Facilities Office.

Staff Recommendation: The Attorney General’s Office has reviewed and approved this item contingent on the subsequent approval of financing arrangements to be submitted at the May, 2016 IHL Board meeting. Board staff recommends approval of this item contingent on the subsequent approval of financing arrangements to be submitted at the May, 2016 IHL Board meeting.

10. USM – Sale of Elam Arms Land / Correction of Legal Description

Project Request: The University of Southern Mississippi requests approval of the First Amendment legal description for the Elam Arms Land property which replaces the previous Exhibit B with a corrected survey legal description as the new Exhibit B. This approval is subject to the passage of SB 2291, Laws of 2016 which if passed would amend HB 717, Laws of 2014 by deleting the original legal description and substituting the corrected legal description.

In addition, the university requests approval of the proposed resolution accepting the form of a Lease, Ground Lease, and Indenture termination agreement to be executed by the Board. The termination agreement would terminate the Lease, Ground Lease, and Indenture which is currently shown as liens on the property proposed to be sold by the university. Revenue Bonds that were issued as part of this Indenture had a final maturity date of March 1, 1998, but the lien has not been canceled in the Forrest County property records.
**Purpose:** In July 2015, the Board of Trustees approved the sale of approximately 6.9 acres of land by the university to Midtown Developers, LLC for the development of a hotel and adjacent retail located across Hardy Street from the main university campus in Hattiesburg. The University of Southern Mississippi had previously received legislative approval to sell this 6.9 acre tract in the 2014 legislative session in HB 717, Laws of 2014. On August 4, 2015, the State of Mississippi, acting through the Department of Finance and Administration and on behalf of the university, entered into an Agreement for Purchase and Sale of Real Estate with Midtown Developers, LLC. The Agreement allowed for a 180 day due diligence period with the right for the Purchaser to extend this due diligence period for an additional 180 days. The Purchaser has extended the due diligence period which expires July 30, 2016.

In performing the Purchaser’s due diligence, the Purchaser prepared a new survey and has determined that there are discrepancies in the original legal description of the property. This incorrect legal description was attached as Exhibit B to the Agreement executed on August 4, 2015 and was included as part of House Bill 717, Laws of 2014 that was passed during the Regular 2014 Legislative Session.

The approval of the execution of a termination agreement will also delete certain liens on this property which have expired but have not been removed from the property records.

**Corrected Legal Description:** *(Described Below)*

**PARCEL 1**

All of Lots 1 through 12 inclusive, Block 5 of the Monte Vista Terrace Subdivision as per map or plat thereof on file in the Office of the Chancery Clerk of Forrest County, Mississippi, and all of the vacated portion of South 31st Avenue lying between Hardy Street and Chevy Chase Drive, and a part of the North ½ of the Southeast ¼ of Section 7, Township 4 North, Range 13 West, all in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described as Beginning at a ½ Inch Rebar representing the Southeast Corner of said Block 5, thence run N88°37’17”W along the South Line of said Block 5 and the North Right of Way Line of Chevy Chase Drive, a paved public roadway, for 281.18 feet to a ½ Inch Rebar representing a Point on the Eastern Right of Way Line of South 31st Avenue, a paved public roadway, thence run N52°16’43”W along said Eastern Right of Way Line for 27.74 feet to a Brass Disk, thence run Northwesterly along an Arc to the Left and along said Eastern Right of Way Line for 139.54 feet to a Brass Disk, said Arc having a Radius of 454.56 feet, a Chord Bearing of N16°46’18”W and a Chord Distance of 138.99 feet, thence run N64°45’55”E along said Eastern Right of Way Line for 9.52 feet to a 5/8 Inch Rebar, thence run N28°28’57”W along said Eastern Right of Way
Line for 53.48 feet to a 3/8 Inch Rebar, thence run S57°46'04"W along said Eastern Right of Way Line for 9.71 feet to a Brass Disk, thence run Northwesterly along an Arc to the Left and said Eastern Right of Way Line for 78.06 feet to a Brass Disk, said Arc having a Radius of 454.45 feet, a Chord Bearing of N37°05'09"W and a Chord Distance of 77.96 feet, thence run N42°07'44"W along said Eastern Right of Way Line for 43.85 feet to a Brass Disk, thence run Northwesterly along an Arc to the Right and along said Eastern Right of Way Line for 75.02 feet to a Brass Disk, said Arc having a Radius of 103.16 feet, a Chord Bearing of N20°43'27"W and a Chord Distance of 73.38 feet, thence run N00°03'17"W along said Eastern Right of Way Line for 30.31 feet to a Brass Disk representing a Point of Intersection of said Eastern Right of Way Line and the Southern Right of Way Line of Hardy Street, a paved public roadway and also known as State Route 198, thence run N48°20'32"E along said Southern Right of Way Line for 24.80 feet to a Brass Disk, thence run S88°29'03"E along said Southern Right of Way Line and the North Line of said Block 5 and its extension for 453.87 feet to an ‘X’ Chiseled in a Concrete Wall representing the Northeast Corner of said Block 5, thence run S00°13'23"W along said Eastern Right of Way Line and the West Right of Way Line of South 30th Avenue, a paved public roadway, for 400.83 feet to the Point of Beginning, comprising 3.53 Acres (153,706 Square Feet), more or less.

**PARCEL 2**

A part of the Northwest ¼ of the Southeast ¼ of Section 7, Township 4 North, Range 13 West, in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described as Commencing at a ½ Inch Rebar representing the Southeast Corner of Block 5 of the Monte Vista Terrace Subdivision as per map or plat thereof on file in the Office of the Chancery Clerk of Forrest County, Mississippi, thence run N89°53'11"W for 351.60 feet to a Point on the Original Western Right of Way Line of South 31st Avenue, a paved public roadway, said Original Western Right of Way Line being prior to the reconstruction and relocation of said South 31st Avenue in November 2006, thence run S00°06’49”W along said Original Western Right of Way Line for 125.00 feet to a ½ Inch Rebar representing the Point of Intersection of said Original Western Right of Way Line and the Current Western Right of Way Line of said South 31st Avenue, said Point being the Point of Beginning; thence continue S00°06’49”W along said Western Right of Way Line for 31.01 feet to a Brass Disk, thence run S00°03’35”E along said Western Right of Way Line for 58.49 feet to a ½ Inch Rebar, thence run N88°25’04”W for 299.79 feet to a ½ Inch Rebar, thence run N00°07’19”W for 615.76 feet to a ½ Inch Rebar representing a Point on the Southern Right of Way Line of Hardy Street, a paved public roadway and also known as State Route 198, thence run S78°44’55”E along said Southern Right of Way Line for 32.22 feet to a ½ Inch Rebar, thence run S88°47’02”E along said Southern Right of Way Line for 80.98 feet to a Brass Disk,
thence run S43°53’19”E along said Southern Right of Way Line for 19.25 feet to a Brass Disk representing the Intersection of said Southern Right of Way Line and said Western Right of Way Line, thence run S00°06’54”E along said Western Right of Way Line for 22.40 feet to a Brass Disk, thence run Southeasterly along an Arc to the Left and along said Western Right of Way Line for 116.00 feet to a Brass Disk, said Arc having a Radius of 159.24 feet, a Chord Bearing of S20°53’27”E and a Chord Distance of 113.45 feet, thence run S41°53’31”E along said Western Right of Way Line for 43.77 feet to a Brass Disk, thence run Southeasterly along an Arc to the Right and along said Western Right of Way Line for 63.66 feet to a Brass Disk, said Arc having a Radius of 398.35 feet, a Chord Bearing of S37°38’46”E and a Chord Distance of 63.60 feet, thence run S56°53’56”W along said Western Right of Way Line for 7.85 feet to a Brass Disk, thence run S28°56’47”E along said Western Right of Way Line for 54.54 feet to a Brass Disk, thence run N65°26’49”E along said Western Right of Way Line for 7.66 feet to a Brass Disk, thence run Southeasterly along an Arc to the Right and along said Western Right of Way Line for 125.64 feet to a Brass Disk, said Arc having a Radius of 398.35 feet, a Chord Bearing of S15°43’33”E and a Chord Distance of 125.12 feet, thence run S82°35’17”W along said Western Right of Way Line for 7.33 feet to a Brass Disk, thence run S02°53’18”E along said Western Right of Way Line for 55.37 feet to a Brass Disk, thence run N89°44’04”E along said Western Right of Way Line for 7.34 feet to a Brass Disk, thence run S00°09’31”W along said Western Right of Way Line for 75.85 feet to a Brass Disk, thence run S89°53’11”E along said Western Right of Way Line for 3.17 feet to the Point of Beginning, comprising 3.35 Acres (145,919 Square Feet), more or less.

Parcel 1 and Parcel 2 contain an aggregate of 6.88 Acres (299,625 Square Feet), more or less.

**Terms:** The Purchaser can terminate this Agreement at any time during the inspection period which expires July 30, 2016. Either party may terminate upon default by the other party.

**Staff Recommendation:** The Attorney General’s Office has reviewed and approved the First Amendment to the Agreement for the Purchase and Sale of Real Estate and the Authorizing Resolution for IHL Board approval contingent upon the passage of SB 2291 during the 2016 Session of the Mississippi Legislature. Board staff recommends approval of this item.
1. **USM – APPROVAL TO MODIFY CONTRACT WITH LIGHTFOOT, FRANKLIN & WHITE AS OUTSIDE COUNSEL**

The University of Southern Mississippi is requesting that the IHL Board approve a modification of the cap on legal fees under the University’s Contractual Agreement for Legal Services with the firm of Lightfoot, Franklin & White. The IHL Board previously approved the employment of the Lightfoot firm as outside counsel to assist the University by rendering legal advice and representation in the practice areas of NCAA compliance, investigation, appearances, and related matters. The approval was for a term beginning October 29, 2014 and ending June 30, 2015, with a total amount payable under the arrangement not to exceed $50,000 for attorneys’ fees. The agreement was modified on several occasions to increase the “cap” for attorneys’ fees up to $150,000. In July, 2015, the University and Lightfoot entered into a renewal of the Contractual Agreement for Legal Services effective July 1, 2015 and expiring on June 30, 2016. This Agreement had a cap on legal fees in the amount of $100,000. Representing the University in an investigation initiated by the NCAA, the firm continues to be actively engaged in this matter on behalf of the University. Legal activity of the attorneys continues to be driven by the scope of the NCAA investigation as well as specific directives of the enforcement staff. Based on the Notice of Allegations issued by the NCAA, the Lightfoot attorneys prepared for and represented the University in an NCAA hearing on January 21, 2016. Preparations and participation in this 12 hour hearing resulted in a substantial increase in the legal fees submitted by Lightfoot for the month of January, 2016. Based on a review with the Lightfoot firm and an estimate of projected legal fees for March, 2016, until June, 2016, the University is estimating that the cap on legal fees be modified by $175,000 to a total cap of $275,000. This estimate includes a possible appeal by the University of the upcoming decision of the NCAA based on the January, 2016, hearing. The University would, therefore, request that the IHL modify the Agreement by increasing the cap on legal fees to $275,000. This request has been approved by the Attorney General’s office.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item.
APPROVAL OF PERSONNEL ACTION REQUESTS

1. Employment

**DSU**

Mr. James Rutledge; Vice President of Finance & Administration; salary of $145,000 per annum, pro rata; E&G funds; effective May 1, 2016

2. Change of Status

**ASU**

John Igwebuike; *from* Interim Dean of Business; Vice Provost for Academic Affairs and Tenured Associate Professor of Legal Environment of Business; salary of $142,812 per annum, pro rata; E&G Funds; *to* Vice Provost for Academic Affairs & Student Records and Tenured Professor of Legal Environment of Business; no salary change; effective March 1, 2016

**JSU**

Dr. Dorothy C. Browne; *from* Dean and Professor, School of Public Health; salary of $170,000 per annum, pro rata; E&G Funds; *to* Professor and Research Development Officer, Office of Research and Federal Regulations; salary of $125,000 per annum, pro rata; E&G Funds; effective March 19, 2016

Sandra L. Hodge; *from* Special Assistant to the President, Strategic Initiatives, Office of the President; salary of $150,000 per annum, pro rata; E&G Funds; *to* Interim Vice President for Institutional Advancement; salary of $170,000 per annum, pro rata; E&G Funds; effective March 15, 2016

Dr. Mohammad Shahbazi; *from* Professor and Chair of Behavior & Environmental Studies; salary of $82,756 per annum, pro rata; E&G Funds; *to* Professor and Interim Dean, School of Public Health; salary of $125,256 per annum, pro rata; E&G Funds; effective February 18, 2016

**MVSU**

Renardo A. Hall; *from* Associate Vice President for Student Affairs and Dean of Students; salary of $95,000 per annum, pro rata; E&G Funds; *to* Assistant Vice President and Dean of University College; no salary change; effective April 2, 2016
Raynaldo Gillus; from Director of Student Life; salary of $65,000 per annum, pro rata; E&G Funds; to Interim Dean of Students and Director of Student Life; salary of $80,000 per annum, pro rata; E&G Funds; effective April 2, 2016

3. **Separation of Employment**

**JSU**

Anthony L. Holloman; Vice President for Institutional Advancement; resignation effective March 14, 2016

**MVSU**

Veronica Cohen; Vice President for University Advancement; resignation effective April 1, 2016

4. **Tenure (and Promotions where noted)**

**MSU** – Nine-month contracts effective August 16, 2016 and twelve-month contracts effective July 1, 2016. All are nine-month contracts unless otherwise noted.

Todd Archer; *promotion* to Associate Professor, Department of Clinical Sciences (*12-month contract*)

Matthew J. Berg; *promotion* to Associate Professor, Department of Physics and Astronomy

Andrew Claude; *promotion* to Associate Professor, Department of Clinical Sciences (*12-month contract*)

Brian A. Counterman; *promotion* to Associate Professor, Department of Biological Sciences

Brian Davis; *promotion* to Associate Professor, Department of Wildlife, Fisheries, and Aquaculture (*12-month contract*)

Joseph P. Emerson; *promotion* to Associate Professor, Department of Chemistry

Seamus F. Freyne; *promotion* to Associate Professor, Department of Civil and Environmental Engineering

Rebecca M. Goldberg; *promotion* to Associate Professor, Department of Educational Psychology and Foundations

Alexis D. Gregory; *promotion* to Associate Professor, School of Architecture
Gregory G. Hall; Professor, School of Architecture (12-month contract)

Daniel T. Holt; Associate Professor, Department of Management and Information Systems

Shelley Keith; promotion to Associate Professor, Department of Sociology

Andrew J. Kouba; Professor, Department of Wildlife, Fisheries, and Aquaculture (12-month contract)

Diana C. Outlaw; promotion to Associate Professor, Department of Biological Sciences

Christine L. Rush; promotion to Associate Professor, Department of Political Science and Public Administration

Darrell L. Sparks; promotion to Associate Professor, Department of Biochemistry, Molecular Biology, Entomology, and Plant Pathology

Claudia R. Williamson; promotion to Associate Professor, Department of Finance and Economics

5. Sabbatical

**UM** (Correction to salary and date approved February 2016)

From:

Dr. Anne S. Twitty; Assistant Professor of History; *from* salary of $56,657 per annum, pro rata; E&G Funds; *to* salary of $28,329 per annum, pro rata for sabbatical period; E&G Funds; effective January 23, 2017 to December 31, 2018; professional development. (*contingent upon award and approval of tenure before Fall 2016*)

To:

Dr. Anne S. Twitty; Assistant Professor of History; *from* salary of $56,657 per annum, pro rata; E&G Funds; *to* salary of $28,329 per annum, pro rata for sabbatical period; E&G Funds; effective January 23, 2017 to May 13, 2017 and August 17, 2017 (or beginning of contract date) to December 31, 2017; professional development. (*contingent upon award and approval of tenure before Fall 2016*)
USM

Khin Maung Maung; Professor of Physics and Astronomy; from salary of $103,529 per annum, pro rata; E&G Funds; to salary of $57,516 for sabbatical period; E&G Funds; effective January 13, 2017 to May 18, 2017; professional development.

6. **Emeritus Status**

**MUW** (Effective June 30, 2016)

Gail Gunter; Associate Professor and Dean Emerita of Library Sciences
1. **ASU – APPROVAL TO AWARD ONE HONORARY DEGREE**

The university requests approval to bestow one honorary degree at its May 2016 commencement ceremony. Supporting documents are on file at the Board Office.

**Staff Recommendation:** Board staff recommends approval of this item.
REGULAR
AGENDAS
1. **SYSTEM – APPROVAL FOR FIRST READING OF PROPOSED REVISION TO BOARD POLICY SECTION 605.C - TUBERCULOSIS**

Board approval for first reading is requested for a proposed amendment to Board Policy §605.C Tuberculosis as indicated below. Over 2500 international students are admitted to universities in the IHL system each year. Many of these students originate from regions in which tuberculosis (TB) remains endemic. Current IHL policy regarding tuberculosis no longer meets the prevailing standard for TB screening and provides insufficient protection for our campuses. Consultation with IHL staff, the Mississippi Department of Health, and the University of Mississippi Medical Center, as well as review of current best practices for student populations resulted in a recommendation to amend IHL Policy 605.C to read as follows:

Proof of test screening for tuberculosis by chest x-ray and interferon gamma release assays (IGRA) performed in the United States prior to the start of classes is required for all international students.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item for first reading.

2. **SYSTEM – APPROVAL FOR FIRST READING PROPOSED AMENDMENTS TO BOARD POLICY SECTION 600 - STUDENT AFFAIRS AND ADMISSIONS; SUBSECTION 602.C**

The proposed amendment will allow students enrolled in the Summer Developmental Program to enroll only in the subject areas which they require remediation along with the Learning Skills Laboratory and will provide other institutional options in lieu of the Year-Long Academic Support Program.

C. **ACADEMIC PLACEMENT RESULTING FROM VARIOUS DEFICIENCIES**

Those Mississippi residents who applied and failed to meet Full Admission Standards along with any Mississippi high school graduate regardless of academic performance may, as a result of review, be admitted to the summer or fall semester. The ACT is not a requirement in this category. The review shall involve a consideration of high school performance, ACT scores (if available), placement testing, special interests and skills as well as other non-cognitive factors. The review shall result in placement in one of the following categories:
1. Full Admission

As a result of the review, students in this category may be placed as if admitted under Section B. In addition, students may be required to enroll in selected college level courses in science and social science equivalent to high school courses in which their background is inadequate. These courses will yield institutional credit.* Other students in this category may be required to participate in the Year-Long Academic Support Program.

2. Full Admission with Academic Deficiencies

Students who have not demonstrated adequate readiness in English or Reading or Mathematics will be granted Full Admission with Academic Deficiencies to the Summer Developmental Program. This is an intensive program that concentrates on high school subject areas (English, Reading, and Mathematics) that are applicable to success in first-year college courses. These courses carry institutional credit.* Students who successfully complete the summer program, by passing the developmental English, developmental Mathematics, developmental Reading courses that they are determined to be deficient and the Learning Skills Laboratory courses, will receive admission to the fall term with mandatory participation in the Year-Long Academic Support Program or some other IHL-recognized intervention strategy to promote success in the courses in which they are not fully prepared, according to ACT subtest scores. Students who fail to successfully complete the Summer Developmental Program are not eligible for enrollment in the regular academic year and will be counseled to explore other post-secondary opportunities, including those offered by community colleges.

*Institutional credit courses do not count toward graduation but carry all other academic requirements.


STAFF RECOMMENDATION: Board staff recommends approval of this item for first reading.
1. **SYSTEM-PRESENTATION AND APPROVAL OF FY 2017 APPROPRIATIONS AND APPROPRIATION ALLOCATION**

There will be an overview of the FY 2017 appropriations from the Legislature with a presentation of the final allocation of Education & General Support appropriations to the eight universities along with Legislative earmarks, subsidiary programs, agricultural units, and the University of Mississippi Medical Center.

Allocation will be provided under separate cover.

**Staff Recommendation:** Board Policy 701.04 says “The Commissioner, after consultation with the Institutional Executive Officers, shall use the Adequate Funding Model to prepare and submit for approval by the Board an annual request for allocation of funds appropriated by the Legislature for the use of the several institutions and separately budgeted units.” Board staff recommends FINAL approval of the FY 2017 allocation.

2. **SYSTEM-SALARY GUIDELINES FOR FY 2017**

Board Policy requires the Commissioner and the Institutional Executive Officers to determine annual salary guidelines in preparation for the upcoming budget. Salary increases for FY 2017 should be based on one or more of the following:

1) meritorious performance,
2) market or equity adjustments, and
3) faculty/staff promotions.

Salary increase decisions may be made at the discretion of the Commissioner (for the Executive Office) or the Institutional Executive Officer (for the campuses). These salary guidelines will apply to all university employees regardless of funding source or types of increases awarded.

**Staff Recommendation:** Based on Board Policy 401.0103 Salaries and Compensation, the Commissioner after consultation with the Institutional Executive Officers, shall annually develop guidelines for the award of salary increases which shall be approved by the Board. Board staff recommends approval of this item.
3. **ASU-REQUEST FOR APPROVAL TO ENTER INTO A LEASE AND LICENSE AGREEMENT WITH THE ALCORN STATE UNIVERSITY FOUNDATION DEVELOPMENT, LLC**

**Agenda Item Request:** Alcorn State University (Lessor) requests approval of an agreement with the Alcorn State University Foundation Development, LLC to renovate and/or improve specific areas within the Spinks-Casem Football Stadium located on the Lorman Campus of ASU.

**Contractor's Legal Name:** Alcorn State University Foundation Development, LLC (Foundation/Lessee)

**History of Contract:** This is a new agreement.

**Specific Type of Contract:** Lease and License Agreement.

**Purpose:** The purpose of the agreement is for the temporary lease of approximately 60,125 square feet in the east end zone and scoreboard area in the Spinks-Casem stadium. Lease is to provide the Lessee the right to utilize the leased premises as needed, including the right to construct and install a video scoreboard which will be provided and installed by Capturion Network, LLC. All construction of the Scoreboard by Lessee shall be in accordance with plans and specifications as approved by University. The total cost of provided by the Foundation is estimated to be $841,320. After completion of the scoreboard and other optional scoreboard-related amenities, the leased premises will decrease to approximately 3,500 square feet which will be occupied by the new scoreboard.

**Scope of Work:** Upon completion of the construction phase of the agreement, ASU will furnish ordinary utilities, specifically water, power, sewage and trash removal and will bill Lessee for use of the utilities.

Lessee will be responsible maintaining the premises in a state of good repair; for using the premises only for those purposes as allowed by the agreement; for removal and disposal of any trash or debris related to the improvement; and, for providing all necessary insurance.

**Term of Contract:** The initial term of the agreement is for five (5) years beginning upon execution of the agreement and continuing through April 30, 2021. By giving notice at least ninety (90) days prior to the end of the current term, the agreement may be renewed for two (2) additional five (5) year periods. Should ASU opt to extend the agreement, ASU will submit its request to the Board for approval.
Termination Options: The agreement may be terminated for the following:

- for a default of the by the Lessee upon thirty (30) days notice of opportunity to cure,
- by ASU should Lessee abandon the leased premises, and
- by ASU should Lessee not begin construction or installation of the scoreboard by September 30, 2016.

Contract Amount: ASU will receive a fee of $1.00 per year for each year of the lease term. Upon expiration of the agreement, Lessee will surrender to ASU the leased premises and Improved Facilities.

Funding Source for Contract: Funding will come from the Lessee's private funds.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement is pending approval by the Attorney General’s Office. Board staff approval is pending additional review. PENDING

4. UMMC-REQUEST TO AMEND AFFILIATION AGREEMENT WITH THE MISSISSIPPI METHODIST HOSPITAL AND REHABILITATION CENTER AND THE WILSON RESEARCH FOUNDATION

Agenda Item Request: The University of Mississippi Medical Center requests approval to amend its current affiliation agreement with Mississippi Methodist Hospital and Rehabilitation Center (MRC) to completely align the academic and research missions with one comprehensive clinical program on the UMMC campus that is inclusive to all patients. The Wilson Research Foundation continues to be a party to the agreement as to particular provisions.

Contractors’ Legal Name: Mississippi Methodist Hospital and Rehabilitation Center and The Wilson Research Foundation

History of Contract: The IHL Board approved the request to enter into an Affiliation Agreement with MMRC at the April 2014 Board meeting. The agreement aligned the academic and research missions under one comprehensive clinical program on UMMC’s campus that is inclusive to all patients. The agreement consolidated inpatient rehabilitation operations with MRC at the UMMC campus, called for the creation of an academic institute, and provided a framework for collaboration regarding the use of mutual facilities, staff and support functions. The agreement was approved for twenty-five (25) years with five (5) automatic renewals for four (4) years each for a total possible term of forty-five (45) years.
The term of the agreement may not extend beyond the expiration or early termination of the lease.

**Specific Type of Contract:** Affiliation agreement amendment

**Purpose:** The purpose of this amendment is to change the funding and organizational structure of the proposed institute, further outline a plan for admissions decisions, and update various dates in the document to reflect the progress that has been made.

**Scope of Work:** Changes to the agreement include:

- Changes to the funding and organizational structure of the proposed institute. The funding amount from MRC to UMMC will remain the same, but will go toward administrative costs of the institute instead of towards the salary of the institute’s Executive Director.
- Parties agreed to a communications and review plan for admissions decisions
- Phase I, Phase II, and Phase III conditions precedent were moved to reflect the actual dates of accomplishment.

Under the agreement, UMMC will:

- Obtain one observing, non-voting participant in the MRC Board of Trustees
- Consolidate its inpatient rehabilitation operations with MRC at the UMMC campus
- Employ physicians currently employed by MRC
- Petition the Board of Trustees of Institutions of Higher Learning to create an institute for neurological and related physical disabilities
- Create an academic institute with both internal and external advisory boards
- Endeavor to develop an academic department of physical medicine and rehabilitation within the School of Medicine
- Jointly engage with MRC a national consulting firm to develop an organization and funding plan for the institute

Under the agreement, MRC will:

- Complete all necessary renovations to their facility on the UMMC campus to accommodate additional patient volume
- Adopt a charity care policy
- Jointly engage with UMMC a national consulting firm to develop an organization and funding plan for the institute
- Contribute annually $100,000 to supplement the salary of the institute executive Director
Pay UMMC a $50,000 academic support payment within 60 days of the affiliation start date and pay $500,000 within 60 days following the first anniversary.

Under the agreement, The Wilson Research Foundation will:

- Remain a supporting organization of MRC.

**Term of contract:** This is a twenty-five (25) year agreement with five (5) automatic renewal periods of four (4) years each for a total possible term of forty-five (45) years; however the term may not extend beyond the expiration or earlier termination of the lease

**Termination Options:** Termination options include the following:

- Failure to developed an Institute and Consolidation Plan within 12 months of the start date
- Failure to obtain IHL Board approval of the Institute within 24 months of the start date
- Failure to complete MRC facility improvements or employment conditions within 24 months of the start date
- Mutual agreement
- Bankruptcy
- Material adverse effect to either party
- Default by either party

**Contract Amount:** UMMC will continue to operate rehabilitation services in conjunction with MRC along with the subsequent creation of an institute and academic program. UMMC will receive the following financial support from MRC:

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<th>Year of Contract</th>
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(1) $100,000 annually
Funding Source for Contract: Patient revenues

Contractor Selection Process: N/A

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.
Note: Project numbers beginning with the prefix "GS" designate projects that the Bureau of Building provides management oversight for and are funded partially or wholly with state Bureau of Building bond revenues. Project numbers beginning with the prefix "IHL" designate projects that are funded from university self-generated sources including but not limited to donations, fees, and grants.

Board Policy §902, Initiation of Construction Projects

The Board must approve the initiation of a project for the construction of new facilities, repairs and renovations to existing facilities and requests for a capital outlay with a total project budget exceeding $1,000,000 regardless of how the projects are financed. It is the intent of the Board that its appropriate staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board. All construction, repairs, and renovation projects with a total budget of $1,000,000 or less may be approved by the Institutional Executive Officer. However, all projects utilizing any state bond funds, including Ayers funds, must be initiated with STAFF approval from the Office of Real Estate and Facilities. No further approvals are required by IHL staff for projects of $1,000,000 or less unless the budget changes. All budget changes for these projects must be reported to the Office of Real Estate and Facilities.

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.
2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;
3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and
4. The design professional previously approved by the Board has not changed.
If the above four conditions have been met, the Board’s Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Prior to the commencement of construction, the Board must approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project. This requirement applies to all buildings and facilities on an institution’s property even if the land is leased to an institution’s affiliated entity or a private developer.

APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS

IHL PROJECTS

1. UM – IHL 207-376 – STEM Building

Project Request: The University of Mississippi requests approval to use the Construction Manager at Risk project delivery method in accordance with Mississippi Code Ann. §31-7-13.2 for the STEM Building project.

Project Phase: Design Phase

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Purpose/Justification: As student enrollment increases, the demand for Science, Technology, Engineering & Mathematics (STEM) facilities follows. The University of Mississippi must provide additional STEM facilities on campus to satisfy the demand. The University of Mississippi intends to construct a new 5-story STEM Building in the Science District on campus. The building is currently being programmed at approximately 207,000 gross square feet. Due to the extreme size of this project, the university would like to progress with the planning and design of the project in order to more accurately identify the anticipated construction cost.

The University of Mississippi is seeking approval of the Construction Manager at Risk (CMAR) in accordance with Mississippi Code Ann. §31-7-13.2 Because of its size and complexity, the university feels the CMAR method of procurement and construction appears to be the most appropriate in this particular situation. The
building is a state-of-the-art science building with exacting specifications on a tight site across the road from Vaught-Hemingway Stadium. The CMAR process will enable the university to lock-in a guaranteed maximum price before construction begins, thereby reducing the possibility of change orders and extended costs for schedule overruns. The project demands a construction method of the highest organizational quality with a technically skilled firm that knows how to organize its team. Further, the university feels this method fosters a more effective way of partnering the construction team with the design professionals while limiting the exposure to the owner.

The CMAR will be selected through a 2-step selection process. Step 1 will be an RFQ process to ensure all potential CM firms are qualified to perform the work outlined in the project scope. When the most qualified firms are identified, Step 2 will include a request for response to a set of project specific criteria along with a fee proposal. Firms will then be interviewed by the selection committee. In addition to the interview, the CMAR selection criteria will include, but not necessarily limited to; the fee proposal, experience on similar projects, staffing, safety record, quality control, cost control, and schedule control.

**Project Initiation Date:** January 16, 2015

**Project Budget:**

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<td>Contingency</td>
<td>1,105,971.00</td>
</tr>
</tbody>
</table>

Total Project Budget: $8,700,000.00

**Proposed Funding Source(s):** Internal R&R Funds ($8,700,000)

**Staff Recommendation:** Board staff recommends approval of this item.
2. **UMMC– IHL 209-555 – Children’s of Mississippi Expansion**

**Project Request:** The University of Mississippi Medical Center requests approval to initiate a project, Children’s of Mississippi Expansion, and to use the Construction Manager at Risk project delivery method in accordance with Mississippi Code Ann. §31-7-13.2.

**Proposed Design Professional:** TBD through RFQ Method

**Purpose:** This project will provide an expansion for Batson Children’s Hospital, renovate and backfill areas in Batson and Wiser Hospitals, and construct a new pediatric outpatient clinic on property owned by UMMC in Madison, MS. UMMC is requesting to use the CM at Risk project delivery method to reduce the amount of risk a project of this magnitude poses and to ensure the construction schedule is met. The current budget for this project is $150 million and is being initiated for professional design services in the amount of $6 million.

Delivering this project through the typical Design-Bid-Build method will expose UMMC to unnecessary risks of labor/materials escalation, errors and omissions in the plans by the professional and the unpredictability of the bid market. Due to the size of the project budget and complex scope, the Construction Manager at Risk significantly reduces these risks, which in turn, provides cost and time savings. The Construction Manager at Risk delivery method allows the designer and contractor to collaborate in order to provide a complete and constructible set of plans within budget. This method also allows the contractor to provide a guaranteed maximum price (GMP) to UMMC at the completion of design development, and assume the risk throughout the bid process. The subcontractor bid process will follow state procurement law. Upon completion of construction buyout, all cost savings will be returned to UMMC.

The Construction Manager at Risk will be selected through a 2-Step procurement process. Step 1 will be an RFQ process to ensure all potential CM firms are qualified to perform the work outlined in the project scope. Once the most qualified firms are identified, Step 2 will include an RFP and interview. In addition to the interview, the Construction Manager at Risk selection criteria will include, but not necessarily be limited to; a cost proposal, experience on similar projects, staffing, safety record, quality control, cost control and schedule control.

The University of Mississippi Medical Center is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.
Project Initiation Date: April 21, 2016

Date of Original Construction: New Addition to Batson and New Facility in Madison

Date of Last Renovation: N/A

Proposed Project Budget:

<table>
<thead>
<tr>
<th>Item</th>
<th>Estimated Cost</th>
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<tr>
<td>Construction Cost:</td>
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<tr>
<td>Architectural and Engineering Fees:</td>
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<td>Misc. Project Costs:</td>
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<td>Furniture &amp; Equipment Costs:</td>
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<tr>
<td>Contingency:</td>
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</tbody>
</table>

Total Project Budget $6,000,000.00

Proposed Funding Source(s): Private Donations / Philanthropic ($6,000,000)

Staff Recommendation: Board staff recommendation of this item.
1. **UMMC - APPROVAL TO SETTLE TORT CLAIM**

The University of Mississippi Medical Center is seeking Board approval for settlement of Tort Claim No. 1994.
1. **SYSTEM – LEGISLATIVE REVIEW**

   Commissioner Boyce will provide an update on the 2016 legislative session.
INFORMATION

AGENDAS
1. **UMMC-RECEIPT OF P-1 FROM THE DEPARTMENT OF FINANCE AND ADMINISTRATION**

In January 2016, the Board of Trustees conditionally approved a Dialysis Products Purchase Agreement between UMMC and Baxter Healthcare Corporation contingent on UMMC’s receipt of a P-1 from the Department of Finance and Administration (DFA) and provision of copies of the P-1 to the IHL and the Attorney General’s Office. UMMC has satisfied the contingency for IHL Board approval of the agreement by its receipt of a P-1 from the DFA and by providing copies of the P-1 to the IHL and the Attorney General’s Office.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE  
March 17, 2016 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 WHICH STATES: 

\textit{Board Policy §904(A), Board Approval} 

\textit{When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.} 

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met: 

1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed. 
2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation; 
3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and 
4. The design professional previously approved by the Board has not changed. 

\textit{If the above four conditions have been met, the Board’s Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.} 

\textit{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.}
DELA STATE UNIVERSITY

1. DSU– GS 102-255 – Central Mechanical Plant Phase II

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of $59,886.35 and fifty-eight (58) additional days to the contract of Acey Mechanical, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, March 3, 2016

Change Order Description: Change Order #2 includes the following items: install special cable on existing cooling tower plus three (3) new fan motors; bore using 14” high density pipe instead of using 24” steel sleeves; and fifty-eight days to the contract.

Change Order Justification: The using agency requested the addition of new fan motors and wiring on the existing cooling tower; latent conditions require a modified boring method to get past the existing buried utilities; and additional days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of $99,636.35.

Project Initiation Date: August 15, 2013
Design Professional: Engineering Resource Group, Inc.
General Contractor: Acey Mechanical, LLC
Project Budget: $2,000,000.00

2. DSU– GS 102-259 – Campus Paving

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of $108,963.59 and fifty (50) additional days to the contract of APAC Mississippi.
Approval Status & Date: APPROVED, February 17, 2016
Change Order Description: Change Order #1 includes the following items: add eight (8) new handicap ramps on the existing walkways; additional 677 LF of new curb/gutters; add four (4) each new curb inlet grates and frames; and fifty (50) days to the contract.

Change Order Justification: The using agency requested the added work; errors & omissions in plans and specifications; and additional days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of $108,963.59.

Project Initiation Date: September 18, 2014
Design Professional: Civil Solutions Services, Inc.
General Contractor: APAC Mississippi
Project Budget: $2,350,000.00

JACKSON STATE UNIVERSITY

3. JSU– GS 103-275 – Administration Tower Exterior Waterproofing

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of $24,240.00 and seven (7) 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, February 23, 2016

Change Order Description: Change Order #3 includes the following items: to replace wall paneling with gypsum board in a conference room and reception area; replace the ceiling tile and grid in a reception area; painting & other miscellaneous work; and seven (7) additional days to the contract.

Change Order Justification: The using agency requested the interior work on the 9th floor; and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of $121,402.80.
4. **JSU– GS 103-281 – Alexander Center Renovation Phase II**

**NOTE:** This is a Bureau of Building project

**Approval Request #1: Change Order #2**

Board staff approved Change Order #2 in the credit amount of ($26,019.80) and zero (0) additional days to the contract of Flagstar Construction Company, Inc.

**Approval Status & Date:** APPROVED, March 9, 2016

**Change Order Description:** Change Order #2 includes the following items: to relocate the existing storm pipe around the elevator pit foundation; reroof four (4) canopies over the exit doors; add sprinkler piping in middle wing “A”; change the shower units for drain pipe coordination; and credit for controls allowance versus the bid amount.

**Change Order Justification:** During excavation for the elevator pit an existing underground storm drain pipe was found and had to be relocated; the existing roofing on canopies for four (4) exit doors had to be replaced; the middle wing “A” shell spaces had to have fire protection added to complete the building system for occupancy; the originally specified shower units had drain locations in conflict with ductwork and had to be replaced using another model shower with an offset drain; and the bid for controls came in below the allowance amount.

**Total Project Change Orders and Amount:** Two (2) change orders for a total credit amount of ($3,872.80).
5. **JSU – GS 103-281 – Alexander Center Renovation Phase III**

   **NOTE:** This is a Bureau of Building project

   **Approval Request #1: Schematic Design Documents**

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

   **Approval Status & Date:** APPROVED, March 14, 2016

   **Approval Request #2: Waiver of Design Development Documents**

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

   **Approval Status & Date:** APPROVED, March 14, 2016

   **Project Initiation Date:** February 18, 2016
   **Design Professional:** Foil-Wyatt Architects & Planners, PLLC
   **General Contractor:** TBD
   **Project Budget:** $1,400,000.00

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6. **MSU– GS 105-345 (GS 001) – MSU Classroom Building with Parking**

   **NOTE:** This is a Bureau of Building project

   **Approval Request #1: Change Order #4**

   Board staff approved Change Order #4 in the amount of $84,477.00 and twenty-two (22) additional days to the contract of Evan Johnson & Sons Construction, Inc.

   **Approval Status & Date:** APPROVED, February 17, 2016

   **Change Order Description:** Change Order #4 includes the following items: steel additions; steel field welding of gussets and angles at the bracing frames; to add fifteen (15) data outlets; sixty-two (62) receptacles added; twenty-five (25) receptacles deleted; forty-eight (48) card reader rough-ins added; twenty-two (22) recessed can lights added;
to delete eight (8) floor boxes converted to stub ups only; and twenty-two days to the contract.

Change Order Justification: Errors and omissions in the plans and specifications; user/owner requested modifications for audio/visual upfit; and additional days due to adverse weather conditions as indicated herein.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of $332,135.60.

Project Initiation Date: August 19, 2010
Design Professional: Belinda Stewart Architects, P.A.
General Contractor: Evan Johnson & Sons Construction, Inc.
Phased Project Budget: $36,232,589.00
Total Project Budget: $41,314,339.00

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

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of $19,325.47 and zero (0) additional days to the contract of West Brothers Construction, Inc.

Approval Status & Date: APPROVED, February 17, 2016

Change Order Description: Change Order #1 includes the following items: tie and place rebar, formwork, and pour concrete for the additional rebar and concrete for the tower crane foundation; credit for plug welding; drill and epoxy four (4) bolts at thirty-eight (38) locations.

Change Order Justification: The available leased tower crane is slightly larger than the proposed crane and it has a different type of foundation base requirement; the original drawings indicate a 2” steel column extension thru the slab for anchoring the new steel structure and two (2) column extensions were uncovered prior to bidding and confirmed six (6) each ¾” stubs protruding thru the slab appeared to be threaded rods; the stubs were found to be re-bar, therefore it was necessary to cut the re-bar off flush with the slab and install four (4) each ¾” anchor bolts at each base plate.
Total Project Change Orders and Amount: One (1) change order for a total amount of $19,325.47.

Project Initiation Date: August 15, 2013
Design Professional: Foil-Wyatt Architects & Planners, PLLC
General Contractor: West Brothers Construction Inc.
Project Budget: $8,300,000.00

8. MSU–GS 113-130 – Necropsy Renovation (Cooling Tower)

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the credit amount of ($20,000.00) and thirty-five (35) additional days to the contract of McLain Plumbing & Electrical Service, Inc.

Approval Status & Date: APPROVED, February 17, 2016

Change Order Description: Change Order #1 includes the following items: reconciliation of controls allowance and thirty-five (35) additional days to the contract.

Change Order Justification: Reconciliation of the controls allowance; delays in the delivery of the cooling towers; and adverse weather conditions resulting in additional days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of ($20,000.00).

Project Initiation Date: October 21, 2010
Design Professional: Pryor & Morrow Architects and Engineers, P.A.
General Contractor: McLain Plumbing & Electrical Service, Inc.
Phased Project Budget: $1,693,000.00
Total Project Budget: $12,197,791.22

NOTE: This is a Bureau of Building project

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by McCarty Architects, P.A.

Approval Status & Date: APPROVED, March 9, 2016

Project Initiation Date: April 16, 2015
Design Professional: McCarty Architects, P.A.
General Contractor: TBD
Current Project Budget: $400,000.00

10. UM – IHL 207-353 – Coulter Hall Additions & Renovations

Approval Request #1: Change Order #15

Board staff approved Change Order #15 in the amount of $31,945.00 and zero (0) additional days to the contract of Carothers Construction, Inc.

Approval Status & Date: APPROVED, March 9, 2016

Change Order Description: Change Order #15 includes the following items: modifications to the existing air handling unit; and hardware changes to ten (10) doors.

Change Order Justification: All items of this change order were due to errors and omissions in plans and specifications and user/owner requested modifications.

Total Project Change Orders and Amount: Fifteen (15) change orders for a total amount of $415,247.00.

Project Initiation Date: February 16, 2012
Design Professional: Barlow Eddy Jenkins + Cooke Douglas Farr Lemons, P.A.
General Contractor: Carothers Construction, Inc.
Project Budget: $18,000,000.00
11. UM– IHL 207-372.1 – South Campus Recreation Facility & Transportation Hub DEMO

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by JBHM Architecture, P.A.

Approval Status & Date: APPROVED, February 26, 2016

Approval Request #2: Waiver of Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by JBHM Architecture, P.A.

Approval Status & Date: APPROVED, February 26, 2016

Project Initiation Date: June 20, 2013
Design Professional: JBHM Architecture, P.A.
General Contractor: TBD
Phased Project Budget: $1,150,670.00
Total Project Budget: $32,000,000.00

12. UM– IHL 207-372.2 – South Campus Recreation Facility & Transportation Hub FIBER

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Daniels & Associates, Inc.

Approval Status & Date: APPROVED, February 26, 2016

Approval Request #2: Waiver of Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Daniels & Associates, Inc.

Approval Status & Date: APPROVED, February 26, 2016
Project Initiation Date: June 20, 2013
Design Professional: Daniels & Associates, Inc.
General Contractor: TBD
Phased Project Budget: $492,892.00
Total Project Budget: $32,000,000.00

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

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the credit amount of ($27,529.00) and zero (0) additional days to the contract of B.L. Harbert International, LLC.

Approval Status & Date: APPROVED, March 9, 2016

Change Order Description: Change Order #4 includes the following items: add a sump pump & shaft venting in the elevator shaft at the north & south building; add cost associated with changes issued to include clarification on the finish of the concrete stairs and the modification of steel beam details; credit due to changes made on the design of the north site retaining wall and with finalizing the controls allowance within the original construction bid; removal of unsuitable soils and replacing with suitable materials; site communication changes; and backfilling the west retaining wall and a portion of the south retaining wall of the basement with gravel backfill.

Change Order Justification: All items of this change order were due to errors and omissions in plans and specifications, latent job site conditions and user/owner requested modifications.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of $415,247.00.

Project Initiation Date: November 21, 2013
Design Professional: The McCarty Company – Design Group, P.A.
General Contractor: B.L. Harbert International, LLC
Project Budget: $40,000,000.00
14. UM– IHL 207-376.1 – STEM Building – Site Abatement & Demolition

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of $29,358.00 and twenty-one (21) additional days to the contract of Virginia Wrecking Company, Inc.

Approval Status & Date: APPROVED, March 9, 2016

Change Order Description: Change Order #1 includes the following items: remove all interior stud wall construction without removing masonry walls; electrically trace the original railroad tracks uncovered during demolition; carefully remove concrete that is on top of the rails to verify the extent of tracks; remove the roof and upper floor of the power plant down to the first floor slab; lift the first floor slab off of the house so the basement and all of its walls are intact for further documentation; explore, carefully around the west side of the house to try to find the foundation walls of the old smoke stack; and twenty-one (21) additional days to the contract.

Change Order Justification: All items of this change order were due to user/owner requested modifications and additional days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of $29,358.00.

Project Initiation Date: January 16, 2014
Design Professional: McCarty Architects, P.A.
General Contractor: Virginia Wrecking Company, Inc.
Phased Project Budget: $970,094.19
Total Project Budget: $8,700,000.00

15. UM– IHL 207-376.2 – STEM Building – Site Utilities Relocation

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by McCarty Architects, P.A., design professional.

Approval Status & Date: APPROVED, February 26, 2016

Approval Request #2: Advertise
Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 26, 2016

Project Initiation Date: January 16, 2014
Design Professional: McCarty Architects, P.A.
General Contractor: TBD
Phased Project Budget: $4,031,570.27
Total Project Budget: $8,700,000.00


Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Pryor & Morrow Architects and Engineers, P.A., design professional.

Approval Status & Date: APPROVED, February 26, 2016

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 26, 2016

Project Initiation Date: June 19, 2014
Design Professional: Pryor & Morrow Architects and Engineers, P.A.
General Contractor: TBD
Project Budget: $13,800,000.00

17. UM–IHL 207-389 – Vaught-Hemingway Stadium North End Zone

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the credit amount of ($3,427.38) and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, February 17, 2016
Change Order Description: Change Order #3 includes the following items: change the toilet partitions from stainless steel to high density polyethylene pipe; add a water closet and partition at the south end zone Women’s restroom.

Change Order Justification: These change orders were requested by the user/owner agency.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of $22,067.71.

Project Initiation Date: August 21, 2014
Design Professional: AECOM
General Contractor: Roy Anderson Corporation
Project Budget: $30,593,713.00


Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of $616,424.00 to the apparent low bidder, Pittman, Michael Construction Company.

Approval Status & Date: APPROVED, February 26, 2016

Project Initiation Date: September 26, 2014
Design Professional: Eley Guild Hardy Architects, P.A.
General Contractor: Pittman, Michael Construction Company
Phased Project Budget: $1,400,000.00
Total Project Budget: $34,550,000.00

19. UM–IHL 207-392 – North Parking Structure

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Eley Guild Hardy Architects, P.A., design professional.

Approval Status & Date: APPROVED, March 3, 2016
Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 3, 2016

Project Initiation Date: September 26, 2014
Design Professional: Eley Guild Hardy Architects, P.A.
General Contractor: TBD
Phased Project Budget: $33,150,000.00
Total Project Budget: $34,550,000.00

20. UM– IHL 207-396 – Rebel Drive – Fraternity Drive Connection

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the credit amount of ($38,066.42) and twenty-four (24) additional days to the contract of Xcavators, Inc.

Approval Status & Date: APPROVED, March 3, 2016

Change Order Description: Change Order #3 includes the following items: add an MDOT junction box; add seventy-five (75) LF of 12” high density polyethylene pipe; install two (2) reducing tees & couplers; pour an additional wall onto the precast curb inlet; deduct for alternate #1; lower a water line; add a gate valve and box; add pour & flex for cameras; add a new generator pad; install a gas line to the generator; add crushed stone to the lower water line; relocate a generator; deduct for a duct bank that will not be done; and twenty-four (24) days to the contract.

Change Order Justification: Changes in requirements or recommendations by governmental agencies; latent job site conditions; and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total credit amount of ($2,445.08).

Project Initiation Date: November 20, 2014
Design Professional: Engineering Solutions, Inc.
General Contractor: Xcavators, Inc.
Project Budget: $1,806,542.72
21. UM–IHL 207-408 – Natural Products Phase III

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Cooke Douglas Farr Lemons, design professional.

Approval Status & Date: APPROVED, February 26, 2016

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 26, 2016

Project Initiation Date: October 15, 2015
Design Professional: Cooke Douglas Farr Lemons
General Contractor: TBD
Project Budget: $1,600,000.00

22. UM – IHL 207-413 – Greek Village Preliminary Lot Grading (Revised)

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Precision Engineers Corporation, design professional.

Approval Status & Date: APPROVED, February 17, 2016

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 17, 2016

Project Initiation Date: December 17, 2015
Design Professional: Precision Engineers Corporation
General Contractor: TBD
Project Budget: $1,933,636.00
UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

23. UMMC– GS 109-210 – School of Medicine

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of $99,904.00 and twenty-one (21) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, February 18, 2016

Change Order Description: Change Order #4 includes the following items: relocate one (1) underground power line & two (2) communications lines for the entry gate to parking north of the central mechanical building; infill concrete grade beam brick ledge on the east side of the north elevation with concrete masonry unit brick; remediate damage to the French drain system backfill & waterproofing; add five (5) clean-outs to the french drain system; revise steel pipe supports for the cold water piping on the roof of the elevated walkway & modify the existing pipe box; revise the finish hardware; install flowable fill at the north drilled pier location for the new pipe bridge north of the central mechanical building; omit the breached limestone veneer finish at the north elevation entry; add counterweight guards for the elevators; add guide rails for the elevator counterweights; remove the top 2”of a grade beam; add a brick ledge in the east shearwall; change the interior breached limestone panels from variegated type to select gray grade; revise the finish floor elevation of the concrete slab in the communications room; add additional reinforcement & grout in the concrete masonry unit brick walls on the 1st floor; delete heat tracing tape for water piping in the crawlspace; add power requirements for fire/smoke curtains, overhead door and moveable wall; replace the existing chilled water line valves after the blow-out and re-test the lines; and twenty-one (21) days to the contract.

Change Order Justification: Changes in requirements or recommendations by governmental agencies; errors and omissions in plans and specifications; latent job site conditions; user/owner requested modifications; five (5) additional days due to adverse weather conditions; and sixteen (16) additional days for work as indicated herein.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of $365,729.00.

Project Initiation Date: June 16, 2011
Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A. + Eley
Guild Hardy Architects, P.A. – A Joint Venture.
General Contractor: Roy Anderson Corporation
Phased Project Budget $65,742,205.00
Total Project Budget: $66,000,000.00

24. UMMC– IHL 209-550 – Wiser Women’s Urgent Care

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of $19,774.80 and seventeen (17) additional days to the contract of Conerly Construction, Inc.

Approval Status & Date: APPROVED, March 3, 2016

Change Order Description: Change Order #1 includes the following items: relocate med gas panel & piping in the new finishes area; lower the headers in four (4) rooms and furr out in one room; core drilling repairs; add smoke detectors to two (2) rooms; add astragal & coordinator to a door; add micro switches to the dampers; and seventeen (17) days to the contract.

Order Justification: The changes will allow the Women’s Urgent Care to continue operating until their swing space is available; to allow the rear entrance door to be located where it was originally planned; lower the headers to avoid relocating existing utilities; repair existing electrical that was damaged; add smoke detectors in two (2) rooms requested by the Life Safety Department; make the corridor door compliant with the required smoke ratings; the switches allow the physical facilities system to be aware if one of the smoke dampers is closed; and additional days for work as indicated herein.

Approval Request #2: Change Order #2

Board staff approved Change Order #2 in the amount of $10,713.79 and twenty-seven (27) additional days to the contract of Conerly Construction, Inc.

Approval Status & Date: APPROVED, March 3, 2016

Change Order Description: Change Order #2 includes the following items: add an emergency outlet in the med room; add two (2) switches for the fire dampers; add seven (7) data drops; add positive latch to two (2) doors; and twenty-seven (27) days to the contract.
Order Justification: The changes will provide the emergency power required for the
Diebold machine; provide the data outlets needed to operate all necessary equipment in
the patient rooms; allow the corridor doors to positive latch to comply with the current
life safety codes; and additional days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of
$30,488.59.

Project Initiation Date: January 16, 2014
Design Professional: McCarty Architects, P.A.
General Contractor: Conerly Construction, Inc.
Project Budget: $1,682,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

25. USM– GS 108-261 – School of Nursing

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the credit amount of ($39,840.16) and six (6)
additional days to the contract of Hanco Corporation.

Approval Status & Date: APPROVED, February 18, 2016

Change Order Description: Change Order #6 includes the following items: revise the
elevator shaft wall design to metal stud and concrete masonry unit brick to accept the
elevator; relocate the existing variable frequency drive & rotate the existing PHWF
variable frequency drive to allow for installation of new PHWP-4 and 5; reduce the
elevator voltage to power the elevator; revise the audio/visual scope; credit surplus
controls allowance; and six (6) days to the contract.

Change Order Justification: Changes are required to clarify the design of the elevator
shaft to accommodate the exact dimensions of an elevator; reduce the voltage as required
for the elevator; rotate/relocate the existing variable frequency drives to provide space for
the new pumps in the mechanical building; additional conduits and raceways are needed
to coordinate with the final selection of simulation laboratory equipment; the actual
controls contract is less than the allowance stated in the general contract; and additional
days for work as indicated herein.
Total Project Change Orders and Amount: Six (6) change orders for a total credit amount of ($1,274,756.12).

Project Initiation Date: September 17, 2009  
Design Professional: Studio South Architects, PLL and Eley Guild Hardy Architects, P.A.  
General Contractor: Hanco Corporation  
Project Budget: $30,000,000.00


NOTE: This is a Bureau of Building project

Approval Request #1: Design Development Documents

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

Approval Status & Date: APPROVED, March 14, 2016

Project Initiation Date: September 18, 2014  
Design Professional: Allred Architectural Group  
General Contractor: TBD  
Project Budget: $7,000,000.00

27. USM – IHL 208-332 – Pride Field Turf and Fencing

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Neel-Schaffer, design professional.

Approval Status & Date: APPROVED, March 14, 2016

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 14, 2016
28. USM–IHL 208-334 – Cochran Center Theatre

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Albert & Associates Architects, P.A.

Approval Status & Date: APPROVED, March 14, 2016

Project Initiation Date: November 19, 2015
Design Professional: Albert & Associates Architects, P.A.
General Contractor: TBD
Project Budget: $1,600,000.00
1. **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, PLLC (statements dated 2/1/16, 2/23/16 and 3/18/16) from the funds of Mississippi State University. (These statements, in the amounts of $1,550.00, $6,731.25 and $6,283.32, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE**…………………………………………………………$ 14,564.57

Payment of legal fees for professional services rendered by Jones|Walker (statement dated 2/25/16) from the funds of the University of Mississippi. (This statement, in the amount of $1,819.50, represents services and expenses in connection with general legal advice.)

**TOTAL DUE**…………………………………………………………$ 1,819.50

Payment of legal fees for professional services rendered by Mayo|Mallette (statement dated 3/9/16) from the funds of the University of Mississippi. (This statement, in the amount of $3,195.35, represents services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE**…………………………………………………………$ 3,195.35

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 3/1/16) from the funds of the University of Mississippi. (These statements, in the amounts of $4,000.00, $14.72, $24.24 and $2,000.00, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE**…………………………………………………………$ 6,038.96

Payment of legal fees for professional services rendered by Baker|Donelson (statement dated 3/4/16) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $32,687.46, represents services and expenses in connection with general legal advice.)

**TOTAL DUE**…………………………………………………………$ 32,687.46

Payment of legal fees for professional services rendered by Bradley|Arant (statements dated 12/21/15 and 2/10/16) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,203.50 and $7,815.50, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE**…………………………………………………………$ 11,019.00
Payment of legal fees for professional services rendered by Butler|Snow (statements dated 1/5/16, 1/5/16 and 1/6/16) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,820.00, $5,070.50 and $10,774.40, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 19,664.90

Payment of legal fees for professional services rendered by Watkins and Eager (statement dated 3/4/16) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $10,875.54, represents services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 10,875.54

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 1/27/16, 1/27/16, 2/4/16 and 2/4/16) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,089.00, $973.50, $7,041.85 and $13,702.45, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 22,806.80

Payment of legal fees for professional services rendered by Mayo|Mallette (statements dated 2/24/16 and 3/9/16) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $2,409.50 and $726.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE………………………………………………..$ 3,135.50

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 3/1/16) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $28.30 and $16.47, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE………………………………………………..$ 44.77

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

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 9/29/15, 9/29/15, 2/23/16, 2/25/16, 2/25/16, 2/25/16 and 2/25/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “High Power Density, Full-Bridge Parallel Loaded Resonant DC –DC Converter for Low-Voltage, High-Current Applications” - $95.00; “Method for Detecting and Managing Nematode Populations” - $1,035.00; “Weed –Pelvic Floor Strength Assessment Device” - $96.00; “Live Attenuated Catfish Vaccine” - $2,928.00; “Kim -Listeria and
Salmonella Assay Methods and Kits” - $240.00; “Swiderski –HCN4 Therapeutics for Breathing Disorders” - $120.00 and “Engineering the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Specie” - $368.50, respectively.)

TOTAL DUE.........................................................$ 4,882.50

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 2/5/16, 2/5/16, 2/8/16, 2/8/16, 2/8/16, 2/8/16, 2/8/16, 3/2/16, 3/2/16 and 3/7/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Using Biochar, a Byproduct from Thermal Chemical Conversion of Biomass, as Container Substrate” - $1,971.25; “Molecular Design and Chemical Synthesis of Pharmaceutical-Ligands and Pharmaceutical-Pharmaceutical” - $47.50; “MSU-Method and System for Estimating Age of an Animal” - $190.00; “Inhomogeneous Computer Interconnects for Classical and Quantum Computers” - $3,417.00; “PCT Patent entitled ‘Materials and Devices that Provide Total Transmission of Electrons’” - $4,742.25; “Infusion of Food Grade Coatings with Propylene Glycol into Ham Nets to Control Pest Infestations” - $492.50; “System for Oral Delivery of Live Biologics” - $402.50; “MSU Utility Patent” - $400.00; “Production of Graphene Nanomaterials from Lignin and Thereafter Applications” - $65.00; “MSU- ‘Therabot’, A Support Companion Trademark LOGO Registration Application” - $438.75; “MSU- ‘Therabot’ Trademark WORD MARK Registration Application” - $438.75 and “Phenoxyalkyl Pyridinium Oxime Therapeutics for Treatment of Organophosphate Poisoning” - $142.50, respectively.)

TOTAL DUE.........................................................$ 12,748.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 12/31/15, 1/31/16 and 2/23/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $47.50; “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $499.00 and “Methods and Kits for Detecting Antigenic Drifts” - $250.50.)

TOTAL DUE.........................................................$ 797.00

Payment of legal fees for professional services rendered by Valauskas|Corder (statements dated 2/16/16) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Bio-Oil Pretreatment” - $237.96 and “Bio Oil” - $127.50.)

TOTAL DUE.........................................................$ 365.46
Payment of legal fees for professional services rendered by Armstrong|Teasdale (statement dated 2/19/16) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: “Systems and Methods for Detecting Transient Acoustic Signals” - $486.30.)

TOTAL DUE.................................................................$ 486.30

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 2/23/16) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: “Wireless Encryption” - $3,708.00.)

TOTAL DUE.................................................................$ 3,708.00

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 2/12/16, 2/17/16, 2/20/16, 3/7/16 and 3/9/16) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $3,438.50; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy” - $141.10; “Cannabidiol Prodrugs with Improved Bioavailability of Cannabidiol” - $5,544.50; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy” - $1,512.15 and “8-Aminoquinolines” - $1,170.95, respectively.)

TOTAL DUE.................................................................$ 11,807.20

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/23/16) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Compositions Comprising Highly Purified Amphotericin-B” - $431.00; “Process and Apparatus for Producing Spherical Pellets using Molten Solid Matrices” - $2,085.00; “Methods for Detecting Humans” - $207.50 and “Methods for Detecting and Categorizing Skin Sensitizers” - $143.50.)

TOTAL DUE.................................................................$ 2,867.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 7/22/15, 1/31/16, 1/31/16, 1/31/16, 1/31/16, 1/31/16, 1/31/16, 2/23/16, 2/23/16, 2/23/16, 2/23/16, 2/23/16, 2/23/16, 2/23/16, 2/23/16, 2/23/16 and 2/23/16) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $291.50, $16.00, $47.50, $944.00, $1,140.50, $766.00, $1,812.00, $583.00, $902.00, $615.00, $5,376.00, $81.00, $136.50, $133.00, $7,253.34, $5,451.00, $7,769.30 and $1,668.00, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE.................................................................$ 27,985.84
2. **UM – EMERGENCY APPROVAL TO CONTRACT WITH THE KHAYAT LAW FIRM AS OUTSIDE COUNSEL**

Trustee Hal Parker, as Board Legal Committee Chair, on behalf of the Board, has approved the University of Mississippi’s emergency request to contract with the Khayat Law Firm in Georgia for legal services to assist current UM counsel, Cal Mayo, in an ongoing litigation matter filed in the US District Court for the Northern District of Georgia. Court rules require an assignment of local counsel. The approved hourly rate is $300 per hour for senior attorney Robert Khayat, Jr., and $200 and $175 per hour for associate and paralegal services, respectively. The maximum amount payable under the contract is $150,000.00.

3. **UM – EMERGENCY APPROVAL TO CONTRACT WITH THE LAW FIRM OF HALL BOOTH SMITH PC AS OUTSIDE COUNSEL**

Trustee Hal Parker, as Board Legal Committee Chair, on behalf of the Board, has also approved the University of Mississippi’s emergency request to contract with the law firm of Hall Booth Smith PC for legal services necessary in defending a former UM employee, in his official capacity, in the same ongoing litigation matter filed in the US District Court for the Northern District of Georgia. Lead attorney, Jim Fisher, is already defending the individual capacity claim against the former employee, and his fees for that representation are currently being paid by State Farm under a reservation of rights. His rate is $185 per hour with a maximum amount payable under the contract of $100,000. We will also be defending under a reservation of rights, and these defense costs will be split between the University and State Farm. The Attorney General also approved this request.
1. **SYSTEM – 2016 SPRING COMMENCEMENT SCHEDULES**

**Alcorn State University**
- **Time/Date:** 8:00 a.m. and 1:00 p.m., Saturday, May 7, 2016
- **Location:** Davey L. Whitney Health and Physical Education Complex
- **Speaker:** Mr. Johnny C. Taylor, Jr., President and CEO, Thurgood Marshall College Fund

**Delta State University**
- **Time/Date:** 10:00 a.m., Saturday, May 7, 2016
- **Location:** Walter Sillers Coliseum
- **Speaker:** Mr. Robert Santelli, Executive Director, GRAMMY Museum at L.A. Live, Honorary Degree Recipient, Delta State University

**Jackson State University**
- **Graduate Commencement Exercises**
  - **Time/Date:** 6:00 p.m., Friday, April 22, 2016
  - **Location:** Lee E. Williams Athletics and Assembly Center
  - **Speaker:** Dr. James T. Minor, Deputy Assistant Secretary, Office of Postsecondary Education, U.S. Department of Education

  **Undergraduate Commencement Exercises**
  - **Time/Date:** 10:00 a.m., Saturday, April 23, 2016
  - **Location:** Mississippi Veterans Memorial Stadium
  - **Speaker:** First Lady Mrs. Michelle Obama

**Mississippi State University**
- **Meridian Campus**
  - **Time/Date:** 11:00 a.m., Friday, May 6, 2016
  - **Location:** Riley Center
  - **Speaker:** Mr. Wayne Henson, Chief Executive Officer, East Mississippi Electric Power Association
Starkville Campus
Bagley College of Engineering; College of Veterinary Medicine; College of Agriculture and Life Sciences; College of Forest Resources; College of Education
Time/Date: 7:00 p.m., Friday, May 6, 2016
Location: Humphrey Coliseum
Speaker: Dr. Glenn F. Boyce, Mississippi Commissioner of Higher Education

College of Arts and Sciences; College of Architecture, Art and Design; College of Business
Time/Date: 10:00 a.m., Saturday, May 7, 2016
Location: Humphrey Coliseum
Speaker: Dr. Glenn F. Boyce, Mississippi Commissioner of Higher Education

Mississippi University for Women
Time/Date: 10:00 a.m. and 2:00 p.m., Saturday, May 14, 2016
Location: Rent Auditorium, Whitfield Hall
Speaker: Dr. Ian Campbell, Professor Emeritus of English, University of Edinburgh, Scotland

Mississippi Valley State University
Time/Date: 8:00 a.m. and 11:00 a.m., Saturday, May 7, 2016
Location: Leflore County Civic Center
Speaker: Dr. Gary McGaha, President, Atlanta Metropolitan State College

The University of Mississippi
Time/Date: 9:00 a.m., Saturday, May 14, 2016
Location: The Grove
Speaker: Mr. Tom Brokaw, Renowned Broadcaster and Author

The University of Mississippi Medical Center
Time/Date: 10:00 a.m., Friday, May 27, 2016
Location: Mississippi Coliseum
Speaker: No Speaker
The University of Southern Mississippi
Time/Date: 10:00 a.m. and 2:30 p.m., Friday, May 13, 2016
Location: Reed Green Coliseum
Speaker: Jeffrey R. George, Two-term President of the Student Government Association

Time/Date: 10:00 a.m., Saturday, May 14, 2016
Location: Mississippi Coast Coliseum
Speaker: Miss Mississippi Hannah Roberts

2. SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL

The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.

a. MSU – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than $100,000.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On March 21, 2016, Commissioner Glenn F. Boyce approved the Lease Agreement between Mississippi State University, on behalf of its Early Years Network, and Delta Farms, LLC for the lease of 5200 square feet of office space located in Grenada, Mississippi at a cost of $1,680 per month for a term of one year—May 1, 2016 through April 30, 2017, as well as the requirement to prepay each month’s rent. This space is currently in use by The Early Years Network under an earlier lease agreement approved by the Board in 2015, which is expiring. The total cost of the agreement is $20,160. As with the previous lease agreement, it will be funded through the Mississippi Early Childhood Service System (the Early Years Network) grant funded by the Division of Early Childhood Care and Development, Mississippi Department of Human Services. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
b. 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 March 11, 2016, Commissioner Glenn F. Boyce approved Amendment One to the lease agreement between the UMMC and Soul City Hospitality, LLC at the Farmer’s Market. The amendment includes the layout map (Exhibit B) to provide the indicated amount (16,229) of usable square feet, and to amend Exhibit A to comport therewith. The term of the lease is for two years—February 1, 2016 through January 31, 2017 (the amendment will not affect the term previously approved). UMMC is providing currently unused space in exchange for the occupancy, repair and maintenance of the premises by Soul City. The lease will refurbish the cold storage equipment in the warehouse, clean and paint the interior and pay utilities. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

c. 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.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On March 11, 2016, Commissioner Glenn F. Boyce approved the rental agreement between UMMC and the City of Jackson for the purpose of renting Thalia Mara Hall for the School of Medicine to hold the Match Day Ceremony on March 18, 2016. The rental period is for one (1) day at a total cost of $7000 to be pre-paid in two installments as set out in the Agreement. The contract will be funded by general funds. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

d. 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.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On
April 4, 2016, Commissioner Glenn F. Boyce approved the Service Agreement between UMMC and Alliance Micro in the amount of $10,682 for a one-year preventive maintenance contract payable in advance for the initial period of the agreement. This agreement covers uninterruptible power systems for all 3-phase models and stationary battery systems VRLA (sealed) battery. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.