

# Board Book

September 20, 2018

---

MISSISSIPPI BOARD OF TRUSTEES OF STATE  
INSTITUTIONS OF HIGHER LEARNING

---

# Board Meeting Outline

---

MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING

## MEETINGS

**SCHEDULE** IHL Board Meeting | September 20, 2018, 9:00a | The Mill at Plein Air, Taylor, MS

### CALL TO ORDER

Trustee Shane Hooper

### INVOCATION

Trustee Alfred McNair

### INTRODUCTION OF GUESTS

Trustee Shane Hooper

## MINUTES

August 16, 2018 Regular Board Meeting Minutes ..... 4

## CONSENT AGENDAS | Trustee Shane Hooper

---

### FINANCE

1. ASU – Request for Approval to Enter into a Purchase Agreement with Adidas America, Inc.....59
2. MVSU – Request for Approval to Enter into a Purchase Agreement with BSN Sports, LLC.....62
3. UM – Request for Approval to Enter into an Agreement with Aetna Student Health .....64
4. USM – Request for Approval to Amend a Lease Agreement with Emergent Protective Products USA Inc. ....65
5. USM – Request for Approval of a Managed Services Contract with HelioCampus, Inc.....66

### LEGAL

1. ASU – Approval to Contract with Ware | Immigration as Outside Counsel .....71
2. JSU – Approval to Contract with Armstrong Law, LLC as Outside Counsel .....73
3. JSU – Approval to Contract with Ware | Immigration as Outside Counsel .....74

### PERSONNEL

1. Employment (UM).....77
2. Change of Status (JSU).....77

### ADMINISTRATION/POLICY

1. SYSTEM – Appointment of Gee Ogletree as a Representative to the Mississippi Commission for Volunteer Service.....78

## **INFORMATION AGENDAS | Commissioner Alfred Rankins, Jr.**

---

### **REAL ESTATE**

1. SYSTEM – Real Estate Items Approved Subsequent to the August 16, 2018 Board Meeting.....	79
Delta State University .....	80
Jackson State University .....	80
Mississippi State University .....	82
University of Mississippi .....	85
University of Mississippi Medical Center .....	90
University of Southern Mississippi.....	94

### **LEGAL**

1. SYSTEM – Report of Payments to Outside Counsel .....	96
2. MUW – Emergency Approval to Contract with McDonald Hopkins as Outside Counsel .....	101

### **ADMINISTRATION/POLICY**

1. SYSTEM – Commissioner’s Notification of Approval.....	102
----------------------------------------------------------	-----

### **ADDITIONAL AGENDA ITEMS IF NECESSARY**

### **OTHER BUSINESS/ANNOUNCEMENTS**

### **EXECUTIVE SESSION IF DETERMINED NECESSARY**

### **ADJOURNMENT**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

**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 28, 2017, to each and every member of said Board, said date being at least five days prior to this August 16, 2018 meeting. At the above-named place there were present the following members to wit: Dr. Steven Cunningham, Mr. Tom Duff (by phone), Dr. Ford Dye, Mr. Shane Hooper, Ms. Ann H. Lamar, Ms. Jeanne Carter Luckey, Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Hal Parker, Mr. Gee Ogletree, and Dr. J. Walt Starr. The meeting was called to order by Shane Hooper, President. Trustee Chip Morgan introduced Dr. Charles O'Mara who is the Associate Vice Chancellor for Clinical Affairs at the University of Mississippi Medical Center to provide the invocation.

**INTRODUCTION OF GUESTS**

- President Hooper welcomed the Student Government Association Officers: Robert Tatum, SGA President at Alcorn State University; Charlie King, SGA President at Delta State University; Mayah Emerson, SGA President at Mississippi State University; Maddy Norgard, SGA President at Mississippi University for Women; Brandon McCall, SGA President at Mississippi Valley State University; Elam Miller, SGA President of the University of Mississippi; Edgar Meyer, SGA President of the University of Mississippi Medical Center, and McKenna Stone, SGA President at the University of Southern Mississippi.
- President Hooper welcomed and congratulated the students from Alcorn State University who are participating in Project Pipeline Repair. The goal of the initiative is to get males of color actively involved in both curricular and co-curricular activities, promoting both academic proficiencies and leadership skills that jointly work to increase persistence, graduation, and post baccalaureate success of the students. Four states were chosen to participate in this prestigious project sponsored by the Kellogg Foundation. Mississippi was the state chosen to present the project at the National State Higher Education Executive Officers Policy Conference last week in Denver.
- Dr. Jeff Vitter, Chancellor of the University of Mississippi, introduced Ms. Erica McKinley who was recently employed as the new general counsel.

**APPROVAL OF THE MINUTES**

On motion by Trustee McNair, seconded by Trustee Ogletree, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meetings held on June 21, 2018 and July 19, 2018.

**CONSENT AGENDAS**

President Hooper moved agenda item #7 on the Finance Consent Agenda to the Finance Regular Agenda for consideration. On motion by Trustee Starr, seconded by Trustee McNair, with Trustee Duff

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

participating by phone, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

**ACADEMIC AFFAIRS**

1. **SYSTEM** – Approved the following new academic programs:
  - a. **MVSU** – Universities Studies degree (CIP 24.0102);
  - b. **UMMC** – Master of Science in Population Health Science degree (CIP 51.2208); and
  - c. **UMMC** – Doctor of Philosophy in Population Health Science degree (CIP 51.2208).
2. **SYSTEM** – Approved the following academic program modifications:
  - Rename
    - a. **ASU** – Rename the Bachelor of Science in Child Development (CIP 19.0706) the Bachelor of Science in Human Development and Family Science;
    - b. **UM** – Rename the Bachelor of Science in Paralegal Studies (CIP 22.0302) the Bachelor of Science in Law Studies (BSLS) (CIP 22.0000);
  - Suspend
    - c. **ASU** – Suspend the Bachelor of Science in Athletic Training degree (CIP 51.0913);
    - d. **ASU** – Suspend the Bachelor of Science in Sociology degree (CIP 45.1101);
    - e. **UMMC** – Suspend the Doctor of Philosophy in Biomedical Materials Science degree (CIP 14.1801);
  - Delete
    - f. **MVSU** – Delete the Master of Science in Special Education degree (CIP 13.1001);
    - g. **UMMC** – Delete the Master of Science in Biomedical Materials Science degree (CIP 14.1801);
    - h. **UMMC** – Delete the Master of Science in Pathology degree (CIP 26.0910);
    - i. **UMMC** – Delete the Master of Science in Clinical Anatomy degree (CIP 26.0403); and
    - j. **USM** – Delete the Doctor of Philosophy in Geography degree (CIP 45.0701).
3. **UM** – Approved the request to establish the following new academic unit: the Center for Multi-messenger Astrophysics. The Center will allow UM researchers to play a prominent role in the new emergent field of multi-messenger astrophysics across the nation. Multi-messenger astrophysics is a new branch of science born in 2015 through the historical discovery of gravitational waves by the Laser Interferometer Gravitational-wave Observatory (LIGO). The Center will provide the administrative infrastructure to enable UM faculty and students to strengthen their already significant national leadership in this research field and serve as a catalyst for their activities. The Center activities will build upon existing research programs and expertise of current and new faculty and researchers within the Department. In addition to three current faculty, two additional full-time faculty will be affiliated with the Center by Fall 2019 and at least a further one is expected by 2021 due to faculty retirements. The Department of Physics and Astronomy has agreed to provide seed funds for a part-time Project Manager for two years after the Center is established. During the first three years, several post-doctoral research associates and graduate student research assistants affiliated with the Center will be supported through a combination of seed funding from the Department and the College, new faculty start-up funds and external awards. No additional funds are required to support these positions. Beginning in year four, it is anticipated that research and staff positions will be totally funded through external grants with NSF, DOE and NASA, as well as other support generated through federal, state, and private

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

fundraising initiatives. By the end of year six, UM envisions the Center to be financially self-sustaining.

4. **SYSTEM** – Approved the following academic unit modifications:

Reorganize and Rename

- a. **MUW** – Reorganize the Department of Education and rename the new unit the Division of Education and Outreach;

Rename

- b. **JSU** – Rename the Department of Social and Cultural Studies/Special Education/Master of Arts in Teaching/Educational Technology the Department of Educational, Multicultural, and Exceptional Studies; and

Delete

- c. **UMMC** – Delete the Sleep Disorders Center.

**FINANCE**

5. **JSU** – Approved the request to amend the student meal plan descriptions and flex dollar amounts which were previously submitted. The tables below show the original FY 2019 meal rates, descriptions and flex dollar amounts approved by the Board on May 17, 2018; compared to the proposed revised meal plan description and flex dollar amounts. The approved meal plan rates do not change.

<b>Jackson State University</b>			<b>Approved May 17, 2018</b>
<b>Meal Plan</b>	<b># of Block Meals (per semester)</b>	<b>Flex Dollars (per semester)</b>	<b>FY 2019 Rates</b>
7 Day All Access	Unlimited	\$125	\$ 3,769
7 Day All Access	Unlimited	50	\$ 3,619
5 Day All Access	Unlimited	30	\$ 3,422
<b>AVERAGE</b>			<b>\$ 3,603</b>
<b>MOST EXPENSIVE</b>			<b>\$ 3,769</b>
<b>LEAST EXPENSIVE</b>			<b>\$ 3,422</b>

**University Proposed Revised Meal Plan Description and Flex Dollars**

<b>Jackson State University</b>			<b>Approved May 17, 2018</b>
<b>Meal Plan</b>	<b># of Block Meals (per semester)</b>	<b>Flex Dollars (per semester)</b>	<b>FY 2019 Rates</b>
<b>Tiger Platinum 7 Day</b>	<b>All Access</b>	<b>\$250</b>	\$ 3,769
<b>Tiger Gold 7 Day</b>	<b>All Access</b>	<b>100</b>	\$ 3,619
<b>Tiger Silver 5 Day</b>	<b>All Access</b>	<b>100</b>	\$ 3,422
<b>AVERAGE</b>			<b>\$ 3,603</b>
<b>MOST EXPENSIVE</b>			<b>\$ 3,769</b>
<b>LEAST EXPENSIVE</b>			<b>\$ 3,422</b>

6. **MSU** – Approved request to enter into an Aircraft Dry Lease Agreement with Maroon Air, LLC, (“Maroon Air”) a limited liability company wholly owned by the Mississippi State University Foundation, Inc. (“Foundation”). Federal Aviation Administration (“FAA”) regulations require that an aircraft-specific dry lease agreement exist between Maroon Air and MSU in order for MSU to utilize the aircraft. The dry lease agreement is for an initial one-year term. The agreement will automatically renew for successive one-month terms until either party gives notice to the other of

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

its intent to terminate the lease. The University will pay for use of the aircraft based on the statutory miles the aircraft is utilized by the University. The University will pay \$5.75 per statutory mile for such use with annual adjustments for inflation after one year based on the Consumer Price Index. The lease does not contain any minimum requirements for usage. However, based on prior years, MSU anticipates an annual cost of approximately \$450,000. Depending on which University unit utilizes the aircraft, E&G, designated, self-generated or private funds may be used. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

7. **MUW** – Request to modify the total expenditure amount applicable to its agreement with GCA Education Services, Inc. to allow for a 2% CPI adjustment, as allowed by the original contract, and to increase labor costs for additional services needed to accommodate intercollegiate athletics and the additional space and hours of service of the expanded library. These demands did not exist at the time of the RFP or the original contract. The term of the agreement remains five (5) years – January 1, 2017 through December 31, 2021 (“Initial Tern”). After the initial term, the agreement may be renewed on an annual basis, unless terminated as provided in the contract. The original contract amount of \$2,645,787 will be increased to \$2,806,992.74. The contract allows for an annual CPI adjustment not to exceed 5% in any twelve-month period. The original total estimated cost for the five-year term of \$14,619,643.33 will be increased to \$14,636,806.09. This is an increase of \$17,162.76 for the contract period. A breakdown of costs is included in the bound *August 16, 2018 Board Working File*. This agreement will be funded through general, auxiliary and restricted funds. As the Board is being asked to provide approval to modify the total expenditure amount of the agreement, no additional review by the Legal Staff is required. **(THIS ITEM WAS MOVED TO THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**
8. **UM** – Approved the request for the Landscape Services Department to enter into a lease agreement with Big Belly Solar, Inc. to provide more efficient collection of waste by solar trash receptacles and solar compactors along with an internet tracking software system. Use of these receptacles will provide time efficiencies for employees to complete other tasks on campus (80% collection reduction is anticipated). The software program allows employees to monitor the fullness of each trash can/compactor, can be customized for fullness levels or age of waste that best suits the schedule of the department, and detects maintenance issues with receptacles and sends immediate email and/or text messages to the appropriate person (s). The term of this agreement will be a sixty (60) month lease term. The contract amount includes \$1,994 per month for the first twenty-four (24) months of the sixty (60) month lease term. The Service Fee increases for the remaining thirty-six (36) months are limited to the rate of inflation as reflected by the Consumer Price Index. The one-time shipping fee will be \$3,349. The initial cost for bags is \$247.50. Consumables may be purchased from other sources, so only the initial bag purchase is part of the agreement. At the end of the lease, de-installation and removal charges will not exceed \$600 per station. A breakdown of costs is included in the bound *August 16, 2018 Board Working File*. The funding for this agreement will be provided through Educational and General funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
9. **UM** – Approved the request to enter into a Fire Protection Contract with The City of Oxford to share fire protection services through a single fire department. Both parties have determined that sharing such services is more effective and efficient than each party maintaining its own fire

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

department. The City has agreed to continue providing general fire protection for the Oxford campus of the University for a two-year period beginning July 1, 2018 and ending June 30, 2020. The University shall pay to the City an annual fire protection fee in four equal quarterly installments to be paid on the first business day of each quarter, with the initial quarterly payment of the contract being made after Board approval. During the first year of this Agreement the base annual fire protection fee shall be \$564,904. The second year the annual fire protection fee will be adjusted by the most recent annual Consumer Price Index published by the United States Bureau of Labor Statistics. The University will pay the City of Oxford an annual capital contribution of \$75,000 to assist the city in servicing its bonded indebtedness incurred to finance construction of the new fire station on McElroy Drive. Assuming an estimated 2.5% increase in the CPI for the second year of the Fire Protection Agreement, the estimated total contract amount for the Agreement would be \$1,293,931. Educational and general funds provide the funding required for this contract, with appropriate reimbursements from auxiliaries and other housing entities. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

10. **UM** – Approved the request for the Facilities Management Department to enter into a contract with McElroy Electric Company, Inc. for recurring electrical distribution repair, service, and installation. It will also be utilized to continue the ongoing work of converting the existing distribution system from 4kv to 12kv and converting from overhead to underground as needed. The first year of this contract shall be from the initial date of the contract approval through June 30, 2019. The University can renew this contract on an annual basis, up to a total of sixty (60) months. Renewal of the contract will depend on price, delivery and quality of service, and be mutually agreed upon by both parties. Price increases will be considered based on the CPI index. Contract renewals run from July 1st to June 30th of each year following the initial term. The contract amount is estimated but is not expected to exceed \$150,000 per annum based on invoices for actual work performed. If all renewals are exercised, the total contract amount should not exceed \$750,000. Funding for this agreement will be provided through Educational and General funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
11. **UM** – Approved the request for the Information Technology to enter into a contract with TouchNet Information Systems, Inc. for TouchNet uCommerce cloud-based e-commerce software and to prepay for the annual software license pursuant to IHL Board Policy 707.03 Approval of Prepayment for Goods or Services. This software will centralize all of UM's e-commerce efforts and will continue to yield cost savings from online student account payments through the use of TouchNet's PayPath software. The term of this contract will be five years beginning November 1, 2018 and continuing through October 31, 2023. The annual license/subscription fee is \$65,186.18 resulting in a total contract value of \$325,930.90 over the five-year period. The initial payment is due upon execution of the agreement. Subsequent annual payments are due thirty (30) days in advance of the next annual period. This contract will be funded through Educational and General funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
12. **UMMC** – Approved the request to enter into a Medical Office Building Lease (lease) with Anderson Regional Medical Center (ARMC) to lease approximately 2,429 square feet of clinic space located at 1516 23rd Avenue, Meridian, Mississippi, for use as a pediatric specialty clinic and to prepay the monthly rent in advance each month pursuant to IHL Board Policy 707.03

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

Approval of Prepayment for Goods or Services. The term of the agreement is three (3) years, beginning on the earlier of when UMMC opens the premises for business or the date of substantial completion of construction/renovation work, which is estimated to be November 1, 2018 and will end October 31, 2022. UMMC and ARMC will memorialize the start date of the lease once the date has been determined. The total cost of the lease is \$135,140.33 over the three (3) year term. UMMC's base rent is \$18.00 per square foot. Beginning in the second year of the lease term, ARMC may increase the annual rent in the amount of the percentage increase in the Consumer Price Index for all urban consumers, which UMMC has calculated to be not more than three percent (3%) each year. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

13. **UMMC** – Approved the request to enter into a Services Agreement with Armstrong and Associates, Inc. (Armstrong) to collect bad debt for both hospital and physician services. The agreement allows for the management and collection of accounts that meet the criteria for “bad debt” and have been determined uncollectable by standard institutional billing practices. By contracting with Armstrong, UMMC is able to assign aged accounts to a professional collection service company for debt collection and aged balance management as a best practice method to improve patient revenue. The term of this agreement is four (4) years and six (6) months, beginning September 1, 2018, and continuing through February 28, 2023. The term of this agreement will end coterminously with UMMC's agreement with Hollis Cobb. The total estimated cost of this agreement is \$3,878,722.82. A cost breakdown is included in the bound *August 16, 2108 Board Working File*. Under the agreement, UMMC will pay a contingency fee of 10.75% of funds collected. This agreement will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
14. **UMMC** – Approved the request to enter into a Pest Control Services Agreement with Bay Pest Control Company Inc. (Bay Pest) to provide pest control services at multiple UMMC locations. The term of the agreement is five (5) years, from September 1, 2018, through August 31, 2023. The total estimated cost of the agreement over the five (5) year term is \$842,100.00. The annual fee for services of UMMC's existing 4,899,000 square feet in its facilities is \$165,420. For any new square footage added during the term of the agreement, the fee is \$0.01 per square foot. UMMC has included 250,000 additional square footage for the Children's of Mississippi expansion, anticipated to be opened in year 3 of the agreement, as well as 150,000 additional square footage for unknown facilities that may be added during the term of the agreement. The contract will be funded by general funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
15. **UMMC** – Approved the request to amend the lease agreement with CVDD, LLC (CVDD) for the provision of clinic space in Biloxi, Mississippi, which will be used to provide pediatric specialty care. The amendment will increase the clinic space from 4,037 square feet to 6,461 square feet, which will allow UMMC to add needed patient care rooms, as well as provide for the addition of imaging and laboratory services at this location and along the Gulf Coast. The total term of the current lease agreement, including the initial and renewal terms, is ten (10) years, from July 1, 2016, to June 30, 2026. The amendment will commence upon completion of renovation construction to the expanded space, which is expected to be January 1, 2019. The amendment replaces the initial and renewal terms of five (5) years each with a single term of ten (10) years,

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

with no change in actual dates. The term of the amended lease remains July 1, 2016, through June 30, 2026. The total cost of the amended lease is \$1,748,406.93 for the existing space and the additional expansion space. Upon completion of renovation work in the expanded space to be leased under the amended lease, the base rent rate will increase to a new fixed base rent, which thereafter will increase on an annual basis. Standard operating expenses (utilities, janitorial, maintenance, insurance, taxes) are included in the monthly rent. This lease will be funded by patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

16. **UMMC** – Approved the request to enter into a Rental Agreement with Digitec, LLC for the rental of a Canon imagePRESS C750 color production system for use by UMMC’s Printing Department. The proposed agreement is made available through the Mississippi Department of Finance and Administration (DFA) for use by state agencies and governmental authorities. The current UMMC color printing system is dated and cannot provide quality color copies within a reasonable time to meet the demands of various hospital departments. The term of the Rental Agreement is sixty (60) months, from September 1, 2018, through August 31, 2023. The total estimated amount of the Rental Agreement is \$101,232.00. The monthly rental rate is \$1,455.00, which includes service and supplies for 20,000 black and white pages and 5,000 color pages per month. Excess pages are billed at \$0.0071 per black and white page and \$0.0316 per color page. UMMC has included in its total potential overage fees. The Rental Agreement will be funded by general funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
17. **UMMC** – Approved the request to amend the existing Statement of Work #1 to professional services agreement with Ensemble RCM LLC (f/k/a Executive Revenue Cycle Partners LLC) d/b/a Ensemble Health Partners. Under the amended agreement, Ensemble will conduct a review of all third-party payors to identify underpayments and recover funds, as well as perform daily reconciliation of UMMC’s managed care contract management system. The amendment also extends the term of the agreement and adjusts the fee structure. The term of the amended agreement is five (5) years. The agreement was effective on February 1, 2016 and will expire on January 31, 2021. The total cost of the amended agreement is \$6,250,000, including the approved \$1,350,000 and \$4,900,000 in additional funds for the expanded scope and extended term. The original fee structure of the agreement was a single contingency fee of 25% of all funds recovered on behalf of UMMC. The amended fee structure includes a flat rate of \$5,000 per month for managed care contract management daily reconciliation, 15% of funds recovered from zero-balance claims, and 20% of funds recovered for complex claims. The agreement will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
18. **UMMC** – Approved the request to enter into a Technology Acquisition Program Agreement with Fisher & Paykel Healthcare, Inc. for placement of respiration humidification devices at UMMC and the purchase of consumable products associated therewith. The humidification devices will be used in UMMC’s adult, pediatric, and neonatal patient populations. The term of the agreement will be five (5) years, from September 1, 2018, through August 31, 2023. The total estimated cost of the Agreement is \$1,147,949.91. Under the Agreement, UMMC commits to purchase \$207,750.00 in consumable products each year. UMMC has also included a five percent (5%) annual increase, or \$44,771.43, to allow for patient volume growth. The Agreement will be funded

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

- by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
19. **UMMC** – Approved the request to enter into a Memorandum of Understanding (MOU) with MoreDirect, Inc. d/b/a Connection for maintenance and technical support services to be provided by Cisco Systems, Inc. The purpose of this MOU is to allow Cisco, through its reseller Connection, to provide maintenance and technical support service on UMMC’s existing network infrastructure hardware and software. The Board approved Amendment One (1) to the Connection Master Service Agreement with Products Addendum in order to provide insurance requirements for Connection and the request to prepay for the three (3) year maintenance pursuant to IHL Board Policy 707.03 Approval of Prepayment for Goods or Services. The term of the MOU is three (3) years, beginning September 1, 2018, and ending August 31, 2021. The Master Service Agreement was effective October 16, 2017 and continues for a total term of five (5) years, including all renewals. The total cost of the agreement is \$1,061,834.76. This contract will be funded by general funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
  20. **UMMC** – Approved the request to enter into a sales agreement with Nevro Corp. (Nevro) to purchase Nevro® Senza Spinal Cord Stimulation devices, components, and associated accessories (the Nevro products) for treating chronic pain in UMMC patients. The Nevro products are small implanted devices that transmit mild electrical pulses to the spinal cord, which interrupt the transmission of pain signals to the brain, thereby reducing pain. The term of the agreement is five (5) years, from September 1, 2018, through August 31, 2023. The total estimated cost of the agreement is \$3,163,982 over the five (5) year term. UMMC has calculated a ten percent (10%) increase each year for potential patient volume growth and five percent (5%) increase each year for potential price increases. This contract will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
  21. **UMMC** – Approved the request to enter into a Product Service Plan Agreement with Stryker Sales Corporation for the preventative maintenance, repair, and service of UMMC’s orthoscopic drills and surgical suction system used in trauma and elective surgical procedures for adult and pediatric patients and to prepay the service fees in advance on a monthly basis pursuant to IHL Board Policy 707.03 Approval of Prepayment for Goods or Services. The term of the Agreement is twenty-four (24) months, beginning September 1, 2018, and continuing through August 31, 2020. The total estimated cost of the Agreement is \$377,916.00. Service fees are fixed at a flat monthly rate of \$15,746.50. The Agreement will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
  22. **UMMC** – Approved the request to enter into a Group Purchasing Member Agreement with Vanderbilt Health Purchasing Collaborative, LLC (VHPC) to become a member of VHPC’s regional collaborative for purchasing from national group purchasing organizations (GPO). Membership in the regional collaborative will allow UMMC to access purchasing contracts that allow for additional value through aggregation of all members’ spend and will result in significant savings and value for UMMC. The proposed agreement does not require UMMC to participate in any specific supplier agreement or national GPO. UMMC has the sole authority to bind UMMC to any particular supplier agreement or commitment thereunder. The term of the agreement is sixty (60) months, from September 1, 2018, through August 31, 2023. The total estimated cost of

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

the agreement is \$1,422,317.48. Fixed fees are \$225 per licensed bed per year. UMMC has included 864 beds covering the main campus, Holmes County, and Grenada facilities. Variable fees include administrative fees that may vary based on specific agreements between VHPC and manufacturers/suppliers with which it has contracted. Fees are subject to an annual increase consistent with increases in the Consumer Price Index (CPI), not to exceed three percent (3%). The Agreement will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

23. **USM** – Approved the request to extend the use of Hobsons Radius Constituent Relationship Management (CRM) Solution by executing a contract with Campus Management Corporation and to make payment in advance in accordance with the terms of the agreement, and pursuant to IHL Board Policy 707.03 Approval of Prepayment for Goods or Services. This will be a new Master Services Agreement that will extend and enhance the services provided currently under a contract with Hobsons. The contract will include professional services, consulting, hosted server space, and maintenance. The term of this agreement is three (3) years beginning December 1, 2018 and ending November 30, 2021. The total amount of the new contract over a three (3) year period will be \$309,750. Year One (1) payment is \$103,250; Year Two (2) payment is \$103,250; and Year Three (3) payment is \$103,250. The contract will be funded with general funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
24. **USM** – Approved the request to enter into a five-year Software as a Service (SaaS) Subscription Agreement with Ex Libris for USM’s library services platform and to make annual payments in advance in accordance with the terms of the agreement and pursuant to IHL Board Policy 707.03 Approval of Prepayment for Goods or Services. The contract will provide a web-based, hosted library automation system. The Library desires to improve services, cost, efficiency and increase its prospects for cooperative collection development and collaborative approaches to technical services. The expectation is for a unified set of services that exceeds traditional Integrated Library System capabilities. This will be a five-year contract beginning September 1, 2018 and ending August 31, 2023. Following the applicable Initial Term, the Subscription shall automatically renew at the then-applicable Subscription Fee for successive one (1) year terms (each, a "Renewal Term", and together with the Initial Term, the "Term"), unless (a) Ex Libris or USM provides the other with written notice not less than ninety (90) days prior to the end of any term of a Subscription of its intent not to renew that Subscription, or (b) the Agreement and/or the applicable Subscription is terminated in accordance with the terms of this Agreement. The total amount of the new contract over a five (5) year period is anticipated to be \$577,592. A breakdown of costs is included in the bound *August 16, 2018 Board Working File*. The contract will be funded by general funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
25. **USM** – Approved the request to extend an existing university contract with Hyland, LLC (formerly Perceptive Software, LLC) for five additional one-year renewal periods and to make payment in advance in accordance with the terms of the agreement and pursuant to IHL Board Policy 707.03 Approval of Prepayment for Goods or Services. The contract will provide continued use of document imaging software services that better serves the students, provides more accurate data and information to faculty about student success, as well as increases efficiencies within multiple offices across the campus. The term of the contract is five years from January 1, 2019 through

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

December 31, 2023. The total amount of the new contract over the five (5) year period is estimated at \$300,118. A breakdown of costs is included in the bound *August 16, 2018 Board Working File*. The contract will be funded by general funds. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

**REAL ESTATE**

26. **UMMC** – Approved the initiation of **IHL 209-567, Research AHU Replacement**, and the appointment of Dean and Dean Architects as the project professional. This project will replace two air handling units serving the original Guyton building as well as provide flex space on the 8th floor of the Research Wing. The proposed project budget is \$3.5 million. Funds are available from UMMC SSA [Shared Services Account] – Building Improvements (\$3,500,000).
27. **USM** – Approved the request to increase the budget for the **IHL 208-336, McCain Library Envelope Repairs**, from a pre-planning budget of \$50,000 to \$2,050,000, for an increase of \$2,000,000; to add HB 1649, Laws of 2018, as a funding source in the amount of \$2,000,000 to allow for the budget increase; and to change the project number from IHL# 208-336 to GS # 108-287 to allow for the Bureau of Building, Grounds, and Real Property management of the project. This is the first budget escalation request made for this project by the university. The project consists of but is not limited to the following: building envelope replacement at the basement and plaza levels, replacement of all exterior joint sealants, replacement of balusters at ADA ramp, addition of a French drain at the basement level, and repair of interior damages at the basement level. Funds are available from Physical Plant Division (\$50,000.00) for Pre-Planning and HB 1649, Laws of 2018 (\$2,000,000).
28. **ASU** – Approved the request to delete from inventory and demolish Building #0129-Broiler House. This building was built in 1987 and has been vacant for many years. The building no longer is up to the standards required by the poultry industry. The university plans to build another structure at the existing site location once the building is demolished. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.
29. **DSU** – Approved the exterior design for the New President’s home project to be constructed by the Delta State University Foundation on the existing location of the old President’s home on the DSU campus. The proposed project budget is \$1.4 million. Funds are available from Delta State University Foundation Revenues (\$1,400,000). A copy of the renderings is included in the bound *August 16, 2018 Board Working File*.
30. **SYSTEM** – Approved the Facilities Needs Request for the 2019 Legislative Session as prepared by each institution. These lists of campus priorities were developed in a similar manner as last year’s lists, with each university determining the top five ranking priorities of their respective campus. **(See Exhibit 1.)**

**LEGAL**

31. **MSU** – Approved the request to enter into a contract with the firm of Conley Rose, P.A. to provide services necessary in assisting the University with various patent applications, specifically in the area of software patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements, and other related intellectual property and commercialization issues. This contract

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

shall expire no later than one (1) year from date of approval. The rates for attorneys shall be \$290 per hour and \$175 for paralegals with the total amount payable not exceeding \$50,000. The firm has \$10 million dollars in errors and omissions professional liability insurance coverage. This request has been approved by the Office of the Attorney General.

32. **UM** – Approved the request for Donna Strum, Associate Provost, to serve on the Board of the University Research Foundation, pursuant to IHL Board Policy 301.0806 University Foundation/Affiliated Entity Activities subsection B. Relationship Between Board and Affiliated Entities and Article 3., Section 3.15 of the Affiliation Agreement between UM and the Foundation.
33. **ASU** – Approved Donzell Lee as one of the legislative liaisons in accordance with IHL Board Policy 201.0506 Political Activity.

**PERSONNEL REPORT**

34. **EMPLOYMENT**

**Alcorn State University**

- Patrick Igbokwe; *rehired retiree*; Visiting Professor for Product Development Center; salary \$34,158 per annum, pro rata; E&G Funds; 12 month salary; effective August 19, 2018 – June 30, 2019

**Jackson State University**

- Ashley Robinson, Vice President and Athletics Director, Department of Athletics, salary; \$190,000 per annum, pro rata; E&G Funds; 4 year contract; effective, July 1, 2018

**Mississippi State University**

- Jervette Ward; *hired with tenure*; Associate Professor of English; salary \$69,000 per annum, pro rata; E & G Funds; 9-month contract; effective August 16, 2018

**Mississippi Valley State University**

- Bettye Farmer; *rehired retiree*; Assistant Professor of English & Foreign Languages; salary \$22,000 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018
- Edgar Holman, Jr.; *rehired retiree*; Instructor of Math, Computer and Information Science; salary \$28,439 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018
- Roy Hudson; *retired retiree*; Assistant Professor English & Foreign Languages; salary \$20,000 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018
- John Johnson; *rehired retiree*; Special Assistant to Director of Mass Transit; salary \$37,380 per annum, pro rata; Grant Funds; 12 month contract; effective July 1, 2018
- Ronald Love; *rehired retiree*; Associate Professor of Social Sciences; salary \$30,000 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018
- Chresteen Seals; *rehired retiree*; Site Coordinator, Distance Education; salary \$21,651 per annum, pro rata; E&G Funds; 10 month contract; effective August 1, 2018
- Gloria Turner; *rehired retiree*; Accounting Clerk, Department of Business & Finance; salary \$21,000 per annum, pro rata; E&G Funds; 12 month contract; effective July 1, 2018
- Vincent Venturini; *rehired retiree*; Part-time Visiting Professor, Department of Social Work; salary \$22,473 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

- Harvey Wardell; *rehired retiree*; Assistant Professor of Health, Physical Education and Recreation; salary \$22,500 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018
- Raymond Williams; *rehired retiree*; Professor of Math, Computer and Information Science; salary \$33,102 per annum, pro rata; E&G Funds; 9 month contract; effective August 13, 2018
- Robert Wilson; *rehired retiree*, Director of Institute for Effective Teaching Practices, Department of Teacher Education; salary \$34,806 per annum, pro rata; E&G Funds; 12 month contract; effective July 1, 2018

35. **CHANGE OF STATUS**

**Alcorn State University**

- Tracy Cook; *from* Chief of Staff; salary \$120,000 per annum, pro rata; E&G funds; 12 month contract; *to* Interim Vice President for Student Affairs; salary \$140,000 per annum, pro rata; E&G Funds; 12 month contract; effective July 1, 2018
- John Igwebuikwe; *from* Vice Provost for Academic Affairs and Student Records; salary \$152,815 per annum, pro rata; E&G funds; 12 month contract; *to* Interim Provost and Executive Vice President for Academic Affairs; salary \$175,000 per annum, pro rata; E&G funds; 12 month contract; effective July 1, 2018

**Mississippi State University**

- Angi Bourgeois; *from* Professor and Head for Dean of Architecture, Art, and Design; salary \$127,737 per annum, pro rata; E & G Funds; 12 month contract; *to* Dean and Professor; Dean of Architecture, Art, and Design; salary \$200,000 per annum, pro rata; E & G Funds; 12 month contract; effective July 1, 2018
- Peter L. Ryan; *from* Associate Provost for Academic Affairs/Professor, Animal and Dairy Science; salary \$202,000 per annum, pro rata; E & G Funds; 12 month contract; *to* Associate Provost for Academic Affairs; Interim Dean for Graduate School; Professor, Animal and Dairy Science; salary \$262,000 per annum, pro rata; E & G Funds; 12 month contract; effective May 16, 2018

**Mississippi University for Women**

- Martin Hatton; *from* Associate Vice President for Academic Affairs and Professor; salary \$97,500 per annum, pro rata; E&G Funds; 12 month contract; *to* Associate Vice President for Academic Affairs, Professor, and Head of the Division of Education and Outreach; salary of \$110,000 per annum, pro rata; E&G Funds; 12 month contract; effective July 1, 2018
- Dr. Jim Borsig; President Emeritus; Office of the President; effective August 16, 2018

**Mississippi Valley State University**

- Jacqueline Gibson Preastly, *from* Vice President of Student Affairs; salary \$111,486 per annum, pro rata; E&G Funds; 12 month contract; *to* Vice President of Student Affairs and Enrollment Management; no change in salary; 12 month contract; effective August 1, 2018

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

36. **SABBATICAL**

**University of Mississippi**

From: Marc Lerner; Associate Professor of History; *from* salary \$72,401 per annum, pro rata; E&G Funds; 9 month contract; *to* salary \$36,201 per annum, pro rata; E&G Funds; effective January 22, 2019 to May 11, 2019, and August 17, 2019 (or beginning of contract date) to December 31, 2019; professional development.

To: Dr. Lerner is declining his sabbatical application for January 22, 2019 to May 11, 2019, and August 17, 2019 (or beginning of contract date) to December 31, 2019.

From: Jesse Cromwell; Assistant Professor of Colonial Latin American History; *from* salary \$58,048 per annum, pro rata; E&G Funds; 9 month contract; *to* salary \$29,024 per annum, pro rata; E&G Funds; effective August 17, 2018 to December 31, 2018; professional development.

To: Jesse Cromwell; Assistant Professor of Colonial Latin American History; *from* salary \$58,048 per annum, pro rata; E&G Funds; 9 month contract; *to* salary \$29,024 per annum, pro rata; E&G Funds; effective August 17, 2018 to May 11, 2019; professional development

**FINANCE AGENDA**

Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee Starr, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. Trustee Gee Ogletree recused himself from voting on items #2 - #5 by leaving the room before there was any discussion or vote regarding the same. After Trustee Ogletree left the room, on motion by Trustee Duff, seconded by Trustee McNair, with Trustee Ogletree absent and not voting and Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve items #2 and #3. With Trustee Ogletree out of the room, on motion by Trustee Duff, seconded by Trustee Lamar, with Trustee Ogletree absent and not voting and Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve item #4. With Trustee Ogletree out of the room, on motion by Trustee Duff, seconded by Trustee Starr, with Trustee Ogletree absent and not voting and Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve item #5. Trustee Ogletree returned to the room following the discussion and vote on items #2 - #5. On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve item #6. On motion by Trustee Duff, seconded by Trustee Ogletree, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve items #7 - #10.

1. **ASU** – Approved the request to enter into a five-year contract with Sodexo Operations, LLC for the management and operation of food services for the students, faculty, staff, employees, visitors, and guests on the Lorman Campus. The term of the contract is five years (Initial Term), commencing on September 1, 2018 and continuing through July 31, 2023, and shall be subject to renewal for one (1) additional five (5) year term upon approval by the Board. Sodexo included the assumption that ASU would require commuter students to purchase meal tickets. ASU did not agree to mandatory commuter meals. The contract amount was decreased. With changes from the

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

proposal amount Sodexo's contract continued to yield more revenue than the other proposal. The variable commission column is based on projected sales. This is a revenue contract. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

2. **UMMC** – Approved the request to enter into a Purchase Agreement and HeartLogic ADHF Risk Share Program Agreement with Boston Scientific Corporation (BSC) to purchase various consumable commodities and equipment for use during the implantation of cardiac rhythm management (CRM) devices, such as pacemakers and defibrillators. In an effort to find further cost savings, in late 2017, UMMC conducted an informal bid for price-testing in order to obtain best pricing for CRM products. UMMC selected BSC and Medtronic USA, Inc. for the award of dual contracts. The term of the Agreement is two (2) years, from September 1, 2018, through August 31, 2020. The total potential cost over the term of the agreement is \$9,360,000. UMMC's total expected need for CRM products from both Boston Scientific and Medtronic total \$9,360,000. Since it is unknown at this time what purchases would be made from each vendor, the Board approved the requested total projected need for each of the two (2) vendors. The agreement will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
3. **UMMC** – Approved the request to enter into a Product Sale Agreement with Medtronic USA, Inc. (Medtronic) to purchase various consumable commodities and equipment for use during the implantation of cardiac rhythm management (CRM) devices, such as pacemakers and defibrillators. In an effort to find further cost savings, in late 2017, UMMC conducted an informal bid for price-testing in order to obtain best pricing for CRM products. UMMC selected BSC and Medtronic USA, Inc. for the award of dual contracts. The term of the Agreement is two (2) years, from September 1, 2018, through August 31, 2020. The total potential cost over the term of the agreement is \$9,749,433. UMMC's total expected need for CRM products from both Boston Scientific and Medtronic total \$9,749,433. Since it is unknown at this time what purchases would be made from each vendor, the Board approved the requested total projected need for each of the two (2) vendors. This contract will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
4. **UMMC** – Approved the request to enter into a Product Agreement with Johnson & Johnson Health Care Systems, Inc. for the purchase and consignment of orthopedic trauma implants, instrumentation, and supplies to be used in surgical procedures for adult and pediatric patients at the Jackson and Grenada campuses. The Board also approved the request to amend the Master IDN Agreement to revise the agreement's insurance requirements. The Product Agreement is for three (3) years, September 1, 2018, through August 31, 2021. The estimated total cost of the Product Agreement is \$22,049,539.38. UMMC calculated the amount based upon historical spend of these products, plus a twenty percent (20%) growth each year. Beginning in the second year of the Product Agreement, Johnson & Johnson may increase pricing each year up to a maximum of two percent (2%). UMMC has also calculated growth for potential patient volume increases during the term of the Product Agreement. This contract will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

5. **MUW** – Approved the request to modify the total expenditure amount applicable to its agreement with GCA Education Services, Inc. to allow for a 2% CPI adjustment, as allowed by the original contract, and to increase labor costs for additional services needed to accommodate intercollegiate athletics and the additional space and hours of service of the expanded library. These demands did not exist at the time of the RFP or the original contract. The term of the agreement remains five (5) years – January 1, 2017 through December 31, 2021 (“Initial Tern”). After the initial term, the agreement may be renewed on an annual basis, unless terminated as provided in the contract. The original contract amount of \$2,645,787 will be increased to \$2,806,992.74. The contract allows for an annual CPI adjustment not to exceed 5% in any twelve-month period. The original total estimated cost for the five-year term of \$14,619,643.33 will be increased to \$14,636,806.09. This is an increase of \$17,162.76 for the contract period. A breakdown of costs is included in the bound *August 16, 2018 Board Working File*. This agreement will be funded through general, auxiliary and restricted funds. As the Board is being asked to provide approval to modify the total expenditure amount of the agreement, no additional review by the Legal Staff is required. The agreement is on file in the Board Office. **(THIS ITEM WAS MOVED FROM THE FINANCE CONSENT AGENDA FOR CONSIDERATION.)**
6. **UMMC** – Approved the request to enter into a Radiopharmaceutical Purchase Agreement (Agreement) with NuMedRx Pharmacy Solutions, LLC (NuMedRx) to purchase radiopharmaceutical drugs used in Nuclear Medicine and Positron Emission Tomography (PET) imaging for diagnostic and therapeutic purposes in pediatric and adult patients. Diagnostically, they enhance radiologic images to allow providers to have more precise information leading to more accurate diagnoses. Therapeutically, radiopharmaceuticals are used for purposes such as the destruction of cancer cells or pain treatment for things such as bone cancer or arthritis. The term of the agreement is five (5) years, from September 1, 2018, through August 31, 2023. The estimated cost of the Agreement is \$13,397,227.39 over the five (5) year term. This cost includes annual increases for potential manufacturer price increases and patient volume growth. This contract will be funded by hospital patient revenue. The Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
7. **MSU** – Approved a Resolution that 1) requires certain present and future MSU officers both meet the requirements for eligibility for access to classified information and be processed for Personnel Security Clearance; and 2) permits formal exclusion of members of the IHL Board and Commissioner from both access to classified information disclosed to MSU and from processing for Personnel Security Clearance. Approval of the proposed Resolution and receipt of the Federal Security Clearance designation will allow MSU access to National Industrial Security Program (NISP) contracts without subjecting IHL Board members to the security clearance process. Upon approval of the proposed Resolution, MSU will be in adherence to the Department of Defense NISP for having a Facility Security Clearance (FCL) designation which makes MSU eligible for contracts from the Department of Defense, Department of Homeland Security, Nuclear Regulatory Commission, NASA and other agencies under NISP. NISP was established by Executive Order in 1993 for the protection of classified information. The National Industrial Security Program Operating Manual prescribes the requirements, restrictions and other safeguards to prevent unauthorized disclosure of classified information. The Legal Staff has reviewed the proposed resolution for compliance with applicable law and finds same to be acceptable. The resolution is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

8. **UM** – Approved a Resolution that 1) requires certain present and future UM officers both meet the requirements for eligibility for access to classified information and be processed for Personnel Security Clearance; and 2) permits formal exclusion of members of the IHL Board and Commissioner from both access to classified information disclosed to UM and from processing for Personnel Security Clearance. Approval of the proposed Resolution and receipt of the Federal Security Clearance designation will allow UM access to the National Industrial Security Program (NISP) contracts without subjecting IHL Board members to the security clearance process. Upon approval of the proposed Resolution, UM will be in adherence to the Department of Defense NISP for having a Facility Security Clearance (FCL) which makes UM eligible for contracts from the Department of Defense, Department of Homeland Security, Nuclear Regulatory Commission, NASA and other agencies under the National Industrial Security Program (NISP). NISP was established by Executive Order in 1993 for the protection of classified information, and is applicable to all cleared contractor facilities, including UM. With the FCL status, UM's classified activities will be governed by the provisions of the National Industrial Security Program Operating Manual, which prescribes the requirements, restrictions and other safeguards to prevent unauthorized disclosure of classified information. The Legal Staff has reviewed the proposed resolution for compliance with applicable law and finds same to be acceptable. The resolution is on file in the Board Office.
9. **USM** – Approved an Exclusion Resolution as required under the Department of Defense Regulations. Said Resolution shall designate those USM officers including the President, Provost and other officers of USM who, at the present time, do possess or will be processed for the required eligibility for access to classified information. In the future if other individuals enter upon the duties of the named officials, said officials shall immediately make application for the required eligibility for access to classified information. This Resolution will also designate those officials and IHL Board Members who shall not require, shall not have, and can be effectively and formally excluded from access to all CLASSIFIED information disclosed to USM and shall not affect adversely USM policies or practices in the performance of classified contracts for the Department of Defense. In short, approval of the proposed Resolution and receipt of the Federal Security Clearance (FCL) designation will allow USM access to the National Industrial Security Program (NISP) contracts without subjecting IHL Board members to the security clearance process. Upon FCL designation, USM will be eligible for Department of Defense, Department of Homeland Security, Nuclear Regulatory Commission, NASA, and other agencies under the NISP. NISP was established by Executive Order in 1993 for the protection of classified information, and is applicable to all cleared contractor facilities, including USM. With its FCL status, USM's classified activities will be governed by the provisions of the National Industrial Security Program Operating Manual, which prescribes the requirements, restrictions and other safeguards to prevent unauthorized disclosure of classified information. The Legal Staff has reviewed the proposed resolution for compliance with applicable law and finds same to be acceptable. The resolution is on file in the Board Office.
10. **JSU** – Approved a Resolution that 1) requires certain present and future JSU officers both meet the requirements for eligibility for access to classified information and be processed for Personnel Security Clearance; and 2) permits formal exclusion of members of the IHL Board and Commissioner from both access to classified information disclosed to JSU and from processing for Personnel Security Clearance. Approval of the proposed Resolution and receipt of the Federal Security Clearance designation will allow JSU access to the National Industrial Security Program

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**August 16, 2018**

(NISP) contracts without subjecting IHL Board members to the security clearance process. Upon approval of the proposed Resolution, JSU will be in adherence to the Department of Defense NISP for having a Facility Security Clearance (FCL) which makes JSU eligible for contracts from the Department of Defense, Department of Homeland Security, Nuclear Regulatory Commission, NASA and other agencies under the NISP. The NISP was established by Executive Order in 1993 for the protection of classified information, and is applicable to all cleared contractor facilities, including JSU. With the FCL status, JSU's classified activities will be governed by the provisions of the National Industrial Security Program Operating Manual, which prescribes the requirements, restrictions and other safeguards to prevent unauthorized disclosure of classified information. The Legal Staff has reviewed the proposed resolution for compliance with applicable law and finds same to be acceptable. The resolution is on file in the Board Office.

**LEGAL AGENDA**

Presented by Trustee Ann Lamar, Chair

On motion by Trustee Lamar, seconded by Trustee McNair, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to move item #1 to the Executive Session Agenda.

1. **MSU – Settlement of IHL Self-Insured Workers' Compensation Claim No. 55-39869-1. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)**

**ADMINISTRATION/POLICY AGENDA**

Presented by Commissioner Glenn F. Boyce

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

1. **SYSTEM** – Approved the following new Bylaw 302 Board Performance Evaluation and waived the requirement for a second reading as mandated by Board Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies. Recently the Sothern Association of Colleges and Schools Commission on Colleges (SACSCOC) amended its accreditation standards and added a new standard regarding governing board evaluations. Bylaw 302 is effective immediately in order to remain in compliance with SACSCOC standards.

**302 BOARD PERFORMANCE EVALUATION**

The Board of Trustees will regularly evaluate its responsibilities and performance with respect to the oversight of Mississippi's eight institutions of higher learning. This assessment is designed to inform and improve the Board's a) policies and bylaws and operating procedures, including the orientation of new members, b) strategic planning, through an analysis of goals and progress made toward those goals, and c) adherence to expectations of other bodies concerned with higher education, including the state and federal governmental agencies, accrediting agencies, and university constituents.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

The process or instrument to be used for this evaluation will be determined by the President and Vice President of the Board and may include surveys, individual self-reflection, and/or consultation. The evaluation of the Board will be conducted at least every two years.

Important general elements of the evaluation will include:

- Ethical performance of duties (e.g., adherence to Section 1200 Ethics Policy and related policies on conflict of interest, undue external influence, fiduciary responsibilities, etc.)
- Board logistical processes (e.g., adequacy, relevance, and availability of information provided to Board members, utility of agendas and minutes, effectiveness of communications, etc.)
- Board leadership and engagement (e.g., effectiveness of committee structure, leadership, participation by members, etc.)
- Oversight of institutions (e.g., review of mission and scope of institutions, selection/evaluation of CEOs, oversight of the financial health of institutions, etc.)
- Board level planning (e.g., effectiveness of the process of setting system-wide goals and evaluating progress toward implementation, etc.)
- Appropriateness of role (e.g., maintenance of a clear and appropriate distinction between the policy-making function of the Board and the responsibility of the institutions' administration and faculty to administer and implement policy)

**INFORMATION AGENDA**

Presented by Commissioner Glenn F. Boyce

**ACADEMIC AFFAIRS**

1. **SYSTEM** – In accordance with Board Policy 403.0103 Post-Tenure Review, the post-tenure review report below is presented to the Board for information. In 2016–2017, 99% of full-time faculty received an annual evaluation. Thirty-eight (38) faculty were triggered for a post tenure review. Six (6) faculty are participating in a faculty development plan.

Number of Full-time Faculty	Number of Full-time Faculty Evaluated	Number of Tenured Faculty	Number of Tenured Faculty Triggering Post Tenure Review Process	Maximum Length of Faculty Development Plan	Number of Tenured Faculty in Faculty Development Plan	Number of Tenured Faculty Completing Development Plan		Tenured Faculty Separated from Employment as a Result of the Post Tenure Review Process
						Successfully	Unsuccessfully	
<b>Alcorn State University</b>								
153	153	55	0	3 years	0	0	0	0
<b>Delta State University</b>								
144	143	52	1	2 years	1	NA	NA	0
<b>Jackson State University</b>								
344	338	186	0	2 years	0	0	0	0
<b>Mississippi State University</b>								
953	949	476	27	3 years	1	0	0	0
<b>Mississippi University for Women</b>								
147	147	57	0	4 years	0	0	0	0
<b>Mississippi Valley State University</b>								
114	114	54	10	3 years	2	0	0	0

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

Number of Full-time Faculty	Number of Full-time Faculty Evaluated	Number of Tenured Faculty	Number of Tenured Faculty Triggering Post Tenure Review Process	Maximum Length of Faculty Development Plan	Number of Tenured Faculty in Faculty Development Plan	Number of Tenured Faculty Completing Development Plan		Tenured Faculty Separated from Employment as a Result of the Post Tenure Review Process
						Successfully	Unsuccessfully	
<b>University of Mississippi</b>								
906	835	389	0	3 years	1	0	0	0
<b>University of Mississippi Medical Center</b>								
910	905	238	0	1 year	0	0	0	0
<b>University of Southern Mississippi</b>								
670	661	329	0	3 years	1	0	0	0
<b>System Totals</b>								
<b>4341</b>	<b>4245</b>	<b>836</b>	<b>38</b>	<b>1-4 years</b>	<b>6</b>	<b>0</b>	<b>0</b>	<b>0</b>

*DSU – 1 faculty retired*

*JSU – 2 faculty evaluated on another review cycle, 1 faculty did not report for the scheduled evaluation, 1 faculty on family medical leave, and one faculty hired in March of 2018*

*MSU – 1 faculty did not turn in a self-evaluation and 3 were visiting/assistant/associate faculty*

*UM – 1 visiting faculty member/interim chair did not receive an annual review. 1 resigned to take another position, 1 on medical leave, 3 visiting faculty whose employment was terminated, 7 retired, 5 not returning, 14 administrators are in the quadrennial review cycle, and 1 recent hire*

*UMMC – 3 faculty resigned or were non-renewed and 2 faculty were on leave*

*USM – 6 were not evaluated by the director of the unit, 2 faculty separated before evaluation began and 1 incomplete.*

2. **SYSTEM** – Annual Report on Faculty Tenure. In 2011–2012, IHL institutions hired 141 tenure track faculty members. As of the 2016–2017 academic year, 67.4% were awarded tenure from the 2011–2012 cohort.

Institution	Number Hired (2011-2012)	Number Applied for Tenure	Number Awarded Tenure	Percentage Awarded who Applied for Tenure	* Number of Cohort Received Tenure	Percentage of Cohort Awarded Tenure
Alcorn State University	4	3	2	67%	2	50%
Delta State University	16	9	8	89%	8	50%
Jackson State University	8	6	0	0%	0	0%
Mississippi State University	54	44	42	95%	40	83%
Mississippi University for Women	3	*4	*4	100%	3	100%
Mississippi Valley State University	4	3	3	100%	3	75%
University of Mississippi	23	21	21	100%	22	96%
University of MS Medical Center	14	14	14	100%	14	100%
University of Southern Mississippi	15	7	7	100%	8	53%
<b>**System Totals</b>	<b>141</b>	<b>111</b>	<b>101</b>	<b>83.4%</b>	<b>100</b>	<b>67.4%</b>

\* Includes those who received tenure at time of appointment and/or early tenure.

\*\* Total percentage values based on total number values.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

3. **SYSTEM** – Commissioner Alfred Rankins, Jr., approved the report on the degrees to be conferred in August 2018 at the levels below, provided each candidate met all degree requirements.

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
<b>Alcorn State University</b>					
	<b><i>Undergraduate</i></b>				
	Bachelor of Science in Accounting	1			
	Associate of Science in Business Administration	1			
	Bachelor of Science in Applied Sciences	1			
	Bachelor of Arts in Mass Communications	1			
	Bachelor of Science in General Studies	4			
	Bachelor of Science in Nursing	15			
	Bachelor of Science in Sport Management	1			
	<b><i>Graduate</i></b>				
	Master of Arts in Teaching	1			
	Master of Science in Computer and Information Science	4			
	Master of Science in Biology	3			
	Master of Science in Applied Science and Technology	8			
	Master of Science in Secondary Education	5			
	Master of Science in Workforce Education Leadership	6			
	<b><i>Total Undergraduate Degrees</i></b>		<b>24</b>		
	<b><i>Total Graduate Degrees</i></b>		<b>27</b>		
	<b><i>Total Degrees</i></b>			<b>51</b>	
<b>Delta State University</b>					
	<b><i>College of Arts and Sciences</i></b>				
	Bachelor of Fine Arts	1			
	Bachelor of Science in Social Justice and Criminology	1			
	<b><i>College of Business and Aviation</i></b>				
	Bachelor of Business Administration	6			
	<b><i>College of Education and Human Sciences</i></b>				
	Bachelor of Science	8			
	<b><i>School of Graduate Studies</i></b>				
	Master of Business Administration	7			
	Master of Commercial Aviation	2			
	Master of Education	9			
	Master of Arts in Teaching	2			
	Master of Professional Accountancy	1			
	Educational Specialist	7			
	<b><i>Total Undergraduate Degrees</i></b>		<b>16</b>		
	<b><i>Total Graduate Degrees</i></b>		<b>28</b>		
	<b><i>Total Degrees</i></b>			<b>44</b>	

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
<b>Jackson State University</b>					
	<i>Undergraduate</i>				
	Bachelor of Arts	6			
	Bachelor of Business Administration	16			
	Bachelor of Science	61			
	<i>Graduate</i>				
	Master of Arts	3			
	Master of Business Administration	14			
	Master of Public Health	5			
	Master of Public Policy and Administration	1			
	Master of Science	15			
	Master of Science in Teaching	16			
	Master of Social Work	2			
	Specialist in Education	4			
	Doctor of Education	2			
	Doctor of Philosophy	13			
	<b>Total Undergraduate Degrees</b>		<b>83</b>		
	<b>Total Graduate Degrees</b>		<b>75</b>		
	<b>Total Degrees</b>			<b>158</b>	
<b>Mississippi State University</b>					
	<i>College of Agriculture and Life Sciences</i>				
	Bachelor of Science	53			
	Master of Science	27			
	Bachelor of Landscape Architecture	1			
	Master of Agribusiness Management	3			
	Doctor of Philosophy	7			
	<i>College of Architecture, Art, and Design</i>				
	Bachelor of Science	23			
	Bachelor of Fine Arts	1			
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	57			
	Bachelor of Science	148			
	Master of Arts	9			
	Master of Science	72			
	Master of Public Policy and Administration	5			
	Doctor of Philosophy	13			
	<i>College of Business</i>				
	Bachelor of Business Administration	86			
	Master of Business Administration	11			
	Master of Science Information Systems	1			
	Doctor of Philosophy	5			

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
	<b><i>College of Education</i></b>				
	Bachelor of Science	85			
	Master of Arts in Teaching	3			
	Master of Arts in Teaching Middle	10			
	Master of Arts in Teaching Secondary	1			
	Master of Arts in Teaching Special	3			
	Master of Science	33			
	Master of Science Instructional Technology	1			
	Educational Specialist	14			
	Doctor of Philosophy	7			
	<b><i>College of Engineering</i></b>				
	Bachelor of Science	50			
	Master of Science	34			
	Master of Engineering	4			
	Doctor of Philosophy	16			
	<b><i>College of Forest Resources</i></b>				
	Bachelor of Science	9			
	Master of Science	10			
	Doctor of Philosophy	5			
	<b><i>School of Accountancy</i></b>				
	Bachelor of Accountancy	5			
	Master of Professional Accountancy	18			
	Master of Taxation	4			
	<b><i>School of Forest Resources</i></b>				
	Bachelor of Science	9			
	Master of Science	10			
	Doctor of Philosophy	5			
	<b><i>College of Veterinary Medicine</i></b>				
	Master of Science	1			
	Doctor of Philosophy	3			
	<b><i>Academic Affairs – Complete 2 Compete</i></b>				
	Bachelor of Science	36			
	<b><i>Total Undergraduate Degrees</i></b>		<b>554</b>		
	<b><i>Total Graduate Degrees</i></b>		<b>321</b>		
	<b><i>Total Degrees</i></b>			<b>875</b>	
<b>Mississippi University for Women</b>					
	<b><i>Undergraduate</i></b>				
	Associate of Science in Nursing	2			
	Bachelor of Art	6			
	Bachelor of Fine Art	1			
	Bachelor of Applied Science	5			
	Bachelor of Music	1			

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
	Bachelor of Science	34			
	Bachelor of Science in Nursing	291			
	<b>Graduate</b>				
	Master of Business Administration	3			
	Master of Education	7			
	Master of Fine Art	8			
	Master of Public Health	2			
	Master of Science in Nursing	37			
	<b>Total Undergraduate Degrees</b>		<b>340</b>		
	<b>Total Graduate Degrees</b>		<b>57</b>		
	<b>Total Degrees</b>			<b>397</b>	
<b>University of Mississippi</b>					
	<b>College of Liberal Arts</b>				
	Bachelor of Arts	143			
	Bachelor of Science	11			
	Bachelor of Fine Arts	2			
	Bachelor of Music	1			
	<b>School of Engineering</b>				
	Bachelor of Science in Chemical Engineering	5			
	Bachelor of Science in Civil Engineering	1			
	Bachelor of Science in Computer Science	5			
	Bachelor of Science in Electrical Engineering	1			
	Bachelor of Science in Mechanical Engineering	12			
	Bachelor of Science in Geological Engineering	5			
	Bachelor of Engineering	6			
	Bachelor of Science in Geology	3			
	<b>School of Education</b>				
	Bachelor of Arts in Education	7			
	<b>School of Pharmacy</b>				
	Pharmaceutical Sciences	116			
	<b>School of Business</b>				
	Bachelor of Business Administration	244			
	<b>School of Accountancy</b>				
	Bachelor of Accountancy	127			
	<b>School of Applied Sciences</b>				
	Bachelor of Science in Criminal Justice	40			
	Bachelor of Science in Exercise Science	35			
	Bachelor of Science	50			
	Bachelor of Social Work	91			
	Bachelor of Arts in Parks and Recreation Administration	11			
	Bachelor of Paralegal Studies	1			

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
	<b><i>School of Journalism and New Media</i></b>				
	Bachelor of Arts in Journalism	31			
	Bachelor of Science	81			
	<b><i>General Studies</i></b>				
	Bachelor of General Studies	74			
	<b><i>Graduate School</i></b>				
	Master of Arts	29			
	Master of Criminal Justice	1			
	Master of Science	24			
	Master of Accountancy	58			
	Master of Business Administration	30			
	Master of Taxation	3			
	Master of Education	48			
	Master of Music	1			
	Master of Social Work	7			
	Specialist in Education	18			
	Doctor of Education	19			
	Doctor of Philosophy	40			
	<b><i>Law School</i></b>				
	Juris Doctor	3			
	<b><i>School of Pharmacy</i></b>				
	Doctor of Pharmacy	1			
	<b><i>Total Undergraduate Degrees</i></b>		<b>1103</b>		
	<b><i>Total Graduate/Professional Degrees</i></b>		<b>284</b>		
	<b><i>Total Degrees</i></b>			<b>1387</b>	
<b>University of Mississippi Medical Center</b>					
	<b><i>Undergraduate</i></b>				
	Bachelor of Science in Nursing	65			
	<b><i>Graduate/Professional</i></b>				
	Master of Science	5			
	Master of Health Sciences	1			
	Master of Science in Nursing	13			
	Master of Occupational Therapy	1			
	Master of Health in Informatics and Information Management	2			
	Doctor of Philosophy	5			
	Doctor of Nursing Practice	10			
	<b><i>Total Undergraduate Degrees</i></b>		<b>65</b>		
	<b><i>Total Graduate/Professional Degrees</i></b>		<b>37</b>		
	<b><i>Total Degrees</i></b>			<b>102</b>	

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
<b>University of Southern Mississippi</b>					
	<i>College of Arts and Letters</i>				
	Bachelor of Arts	20			
	Bachelor of Fine Arts	1			
	Bachelor of Interdisciplinary Studies	7			
	Bachelor of Liberal Studies	16			
	Bachelor of Music	2			
	Bachelor of Science	5			
	Master of Arts	5			
	Master of the Arts in Teaching of Language	6			
	Master of Fine Arts	3			
	Master of Music	2			
	Doctor of Philosophy	10			
	Doctor of Musical Arts	2			
	<i>College of Business</i>				
	Bachelor of Science	2			
	Bachelor of Science in Business Administration	72			
	Master of Business Administration	22			
	Master of Professional Accountancy	6			
	Master of Science	7			
	<i>College of Education and Psychology</i>				
	Bachelor of Science	34			
	Master of Arts	3			
	Master of Education	44			
	Master of Library and Information Science	9			
	Master of Science	33			
	Specialist in Education	5			
	Doctor of Education	1			
	Doctor of Philosophy	16			
	<i>College of Health</i>				
	Bachelor of Arts	4			
	Bachelor of Science	50			
	Bachelor of Social Work	1			
	Master of Science	12			
	Doctor of Philosophy				
	<i>College of Nursing</i>				
	Master of Science in Nursing	5			
	<i>College of Science and Technology</i>				
	Bachelor of Arts	8			
	Bachelor of Science	25			
	Master of Arts	1			
	Master of Science	37			
	Doctor of Philosophy	12			

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>Total Undergraduate Degrees</i>		247		
	<i>Total Graduate Degrees</i>		241		
	<i>Total Degrees</i>			488	
<b>System Total</b>					
					<b>*3502</b>

\* The System total for August 2018 represents an increase of 832 graduates from August 2017. Summer 2017 = 2670.

4. **SYSTEM** – ASU, UM, and USM are offering the following academic programs via distance learning to expand student access by providing an alternative program delivery method to traditional classroom instruction.
  - a. **ASU**
    - Bachelor of Science in Criminal Justice (CIP 43.0199)
    - Master of Science in Agriculture, Agronomy Option (CIP 01.1102)
  - b. **UM**
    - Master of Education with emphasis in Educational Leadership (CIP 13.0401)
    - Education Specialist with emphasis in Educational Leadership (CIP 13.0401)
  - c. **USM**
    - Master of Arts in Teaching (CIP 13.1205)
    - Master of Education (Student Affairs) (CIP 13.0406)
    - Doctor of Education (Educational Administration P-12) (CIP13.0101)
    - Doctor of Education (Higher Education Administration) (CIP13.0406)
    - Doctor of Philosophy Education (Special Education) (CIP13.1001)
    - Doctor of Philosophy Nursing (BSN to PhD Leadership) (CIP51.3808)
    - Doctor of Philosophy Nursing (PhD Leadership) (CIP51.3808)

**FINANCE**

5. **MUW** – The Mississippi Information Technology Services (MS-ITS) Board approved Amendment #1 to the 2015 Software License and Application Service Provider Agreement with Instructure, Inc. for MUW’s continued use of Instructure’s Canvas SaaS Cloud LMS Software. The Attorney General’s staff assigned to the MS-ITS reviewed Amendment #1 prior to approval. The Amendment and existing Agreement for software and services is between Instructure, Inc. and MS-ITS behalf of MUW. A copy of the approval documents is included in the bound *August 16, 2018 Board Working File*.
6. **UMMC** – The Mississippi Information Technology Services (MS-ITS) Board approved the request for the Mississippi Medical Center (UMMC) to enter into Amendment #5 to the Software License and Maintenance Agreement with Verity, Inc., a HealthStream Company, to change Licensor’s name from Echo, Inc. to Verity, Inc., a HealthStream Company as Licensor no longer does business under the Echo, Inc. name. The Attorney General’s staff assigned to the MS-ITS reviewed the amendment prior to execution. The Amendment is between Verity, Inc., a HealthStream Company and MS-ITS on behalf of UMMC. A copy of the approval documents is included in the bound *August 16, 2018 Board Working File*.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

**REAL ESTATE**

7. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the June 21, 2018 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 2.)

**LEGAL**

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

**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.” 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 July 3, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between MSU and MTB Properties, LLC for office space on E. Main Street in Starkville for the use of the MSU Entrepreneurship Center. The term of the lease is one year from the date of execution of the agreement at a cost of \$2,550 per month, payable at the beginning of each month. 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.” On July 24, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with MSU Research & Technology Corporation (MSU-RTC) for space at the NASA Stennis Space Center. The addendum increases the monthly rental rate from \$6,357.62 to \$6,430.48 or \$17.65 per square foot. All other terms of the Lease Agreement between MSU and the MSU-RTC remain unchanged. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
  - c. **UM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On July 26, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with Ladd’s for the use of golf carts by the Department of Student Housing during move-in dates for on-campus residents from August 6-20, 2018. The total cost of the agreement is \$1,905. 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.” On July 31, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with Carroll County, Mississippi for

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

the lease of approximately 2,056 square feet of clinic space located at the Herbert R. Power Health Clinic in Vaiden, MS. The term of the lease is three years beginning September 1, 2018 at a total cost of \$44,412 or \$18,504 annually. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

- e. **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 July 31, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with BBL Properties, LLC, for the lease of approximately 3,000 square feet of clinic space located at 418B N. Applegate, Winona, MS. The term of the lease is three years beginning September 1, 2018, at a total cost of \$43,200 or \$14,400 annually. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- f. **USM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On June 19, 2018, Commissioner Alfred Rankins, Jr. approved the Commercial Lease with Saint John the Evangelist Catholic Church for the use of approximately 8100 square feet of office and classroom space on the campus of St. John Elementary School in Gulfport, MS. The term of the lease is for one year beginning August 1, 2018, with monthly rental payments of \$2,500 payable in advance on the first of each month. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- g. **USM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On July 24, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with Essential Knowledge Systems, LLC, for the lease of approximately 450 square feet of office space in USM’s Accelerator building. The term of the lease is one year with four one-year renewal terms at a cost of \$6,000 annually. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- h. **USM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On July 24, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with Texon Distributing, L.P., for the lease of approximately 150 square feet of office space in USM’s Accelerator building. The term of the lease is one year with four one-year renewal terms at a cost of \$5,000 annually. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

- i. **SYSTEM** – In accordance with Board Policy 613 Athletics subsection (c) Athletic Tickets, each institution is required to submit a summary of their most recent annual Complimentary Athletic Ticket activity. On June 27, 2018, Commissioner Alfred Rankins, Jr. approved the Fiscal Year 2018 Complimentary Athletic Tickets Report. The IHL financial staff have reviewed and approved the institutions’ submissions.

**ACADEMIC AFFAIRS  
COMMITTEE REPORT  
Wednesday, August 15, 2018**

The meeting was called to order by Chairman Alfred McNair at approximately 1:40 p.m. The following items were discussed.

1. On motion by Trustee Dye, seconded by Trustee Starr, all Trustees legally present and participating voted unanimously to approve the authorizations to plan the Master of Science in Population Health Science degree (CIP 51.2208) and the Doctor of Philosophy in Population Health Science degree (CIP 51.2208) at the University of Mississippi Medical Center.
2. Trustee Ford Dye congratulated Dr. Mark Keenum, President of Mississippi State University, on the establishment of a chapter of the Phi Beta Kappa Society which is the oldest and most prestigious academic honor society in the United States.
3. On motion by Trustee McNair, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to adjourn at approximately 1:50 p.m.

The following Committee members were present: Dr. Alfred McNair (Chair), Dr. Ford Dye, Mrs. Jeanne Carter Luckey, Mr. Bruce Martin, and Dr. Walt Starr. Other trustees attending the meeting include: Dr. Steven Cunningham, Mr. Shane Hooper, Mrs. Ann Lamar, Mr. Chip Morgan, Mr. Hal Parker, and Mr. Gee Ogletree.

**HEALTH AFFAIRS  
COMMITTEE REPORT  
Wednesday, August 15, 2018**

The meeting was called to order by Chairman Ford Dye at approximately 2:00 p.m. The following items were discussed.

1. The Committee discussed UMMC’s quarterly clinical quality update. **No action was taken.**
2. Executive Session

On motion by Trustee Lamar, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Ogletree, seconded by Trustee McNair, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously **to enter into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of one set of strategic business plans related to a public hospital.

Discussion of a second set of strategic business plans related to a public hospital.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

**During Executive Session, the following matters were discussed:**

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

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

On motion by Trustee Lamar, seconded by Trustee Starr, with Trustee Duff participating by phone, all trustees legally present and participating voted unanimously to return to open session.

4. On motion by Trustee McNair, seconded by Trustee Parker, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to adjourn.

The following Committee members were present: Dr. Ford Dye (Chair), Mr. Chip Morgan (Vice-Chair), Mrs. Ann Lamar, Dr. Alfred McNair, Mr. Gee Ogletree, Mr. Hal Parker, and Dr. Walt Starr. Other trustees attending the meeting were: Dr. Steven Cunningham, Mr. Tom Duff (by phone), Mr. Shane Hooper, Mrs. Jeanne Carter Luckey, and Mr. Bruce Martin.

**ANNOUNCEMENTS**

- President Hooper announced that the next Board meeting will be held at the IHL Board Retreat September 20-21, 2018 in Oxford, MS.
- President Hooper invited the university presidents to report on current activities on their campuses.

**EXECUTIVE SESSION**

On motion by Trustee Lamar, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Dye, seconded by Trustee Starr, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously **to enter into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at the IHL Board Office;  
Discussion of a personnel matter at Alcorn State University;  
Discussion of a personnel matter at Mississippi University for Women;  
Discussion of a litigation matter at Mississippi State University; and  
Discussion of a litigation matter at Jackson State University.

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

The Board discussed a personnel matter at Alcorn State University. **No action was taken.**

The Board discussed a personnel matter at Mississippi University for Women. **No action was taken.**

The Board discussed a litigation matter Jackson State University. **No action was taken.**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

On motion by Trustee Dye, seconded by Trustee Parker, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve the request for Commissioner Alfred Rankins, Jr. to serve on an advisory board for Entergy Mississippi and to approve supplemental income in the amounts of \$4,000 quarterly and \$500 per special called teleconference meeting attended for such board membership service.

On motion by Trustee Dye, seconded by Trustee Lamar, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to approve the settlement of the MSU Workers Compensation Claim #55-39869-1, styled as *Adrienne Nickels v. MSU*, as recommended by counsel.

**On motion by Trustee Starr, seconded by Trustee Parker, with Trustee Duff participating by phone, all Trustees legally present and participating voted unanimously to return to Open Session.**

**ADJOURNMENT**

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

---

President, Board of Trustees of State Institutions of Higher Learning

---

Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 16, 2018**

**EXHIBITS**

- Exhibit 1      Facilities Needs Request for the 2019 Legislative Session.
- Exhibit 2      Real Estate items that were approved by the IHL Board staff subsequent to the  
June 21, 2018 Board meeting.
- Exhibit 3      Report of the payment of legal fees to outside counsel.

# EXHIBIT 1

August 16, 2018

## Facilities Needs Requests for FY 2020 2019 Legislative Session

University	University Priority	Project Description	Request Per Project	Total By University
ASU	1	ADA Modifications	\$10,000,000	
	2	Campus Security Project	\$8,000,000	
	3	New Student Union	\$22,500,000	
	4	Whitney Renovation (Pre-Plan)	\$250,000	
	5	Campus Infrastructure and Envelope Repairs Phase I <i>(New FY 2020 Addition)</i>	\$3,000,000	
				<b>\$43,750,000</b>
ASU -AG	1	Child Development Laboratory Center	\$2,450,000	
	2	Socially Disadvantaged Farmers & Ranchers Policy Center	\$1,050,000	
	3	Poultry Center	\$580,000	
	4	Meat Laboratory	\$1,000,000	
	5	Swine Laboratory	\$720,000	
				<b>\$5,800,000</b>
DSU	1	Campus Roof Repairs and Other Repairs	\$3,742,500	
	2	ADA Compliance Requirements	\$3,972,500	
	3	Robert E. Smith Addition	\$4,880,500	
	4	Walter Sillers Coliseum	\$16,527,500	
	5	Campus Wide Mechanical and Electrical <i>(New FY 2020 Addition)</i>	\$10,000,000	
				<b>\$39,123,000</b>
JSU	1	College of Education & Human Development	\$6,500,000	
	2	General Repair and Renovation Phase III	\$8,000,000	
	3	Blackburn Language Arts Building Renovation <i>(New FY 2020 Addition)</i>	\$5,000,000	
	4	Dansby Hall Replacement Phase I <i>(New FY 2020 Addition)</i>	\$9,000,000	
	5	Campus Parking Structure Phase I <i>(New FY 2020 Addition)</i>	\$500,000	
				<b>\$29,000,000</b>
MSU	1	Kinesiology Building	\$20,000,000	
	2	New Facility for College of Architecture, Art and Design	\$30,000,000	
	3	Renovation to George Hall	\$7,000,000	
	4	Renovation to Etheredge Hall	\$19,589,225	
	5	Renovation to Magruder Hall	\$12,000,400	
				<b>\$88,589,625</b>
MSU/DAFVM	1	Sustainable Bioproducts/Ballew Hall Renovation	\$14,020,000	
	2	Dorman Hall Renovation	\$18,008,750	
	3	Bost Extension Center Technology Addition	\$8,027,500	
	4	Wise Center R&R <i>(New FY 2020 Addition)</i>	\$4,009,000	
	5	Animal Research Facility <i>(New FY 2020 Addition)</i>	\$12,025,000	
				<b>\$56,090,250</b>

# EXHIBIT 1

August 16, 2018

University	University Priority	Project Description	Request Per Project	Total By University
<b>MUW</b>	1	New Culinary Arts Building	\$14,909,000	
	2	Old Pohl Gym Renovation --Preplan	\$300,000	
	3	General R&R	\$2,554,000	
	4	Hogarth Center Renovation--Preplan	\$300,000	
	5			
				<b>\$18,063,000</b>
<b>MVSU</b>	1	Student Union Complex Renovation and Expansion	\$18,992,495	
	2	Charles Lackey Center Renovation	\$9,064,716	
	3	F.L. Wright Math and Science Renovation <i>(New FY 2020 Addition)</i>	\$11,087,066	
	4	Leflore Residence Hall Renovation	\$11,394,166	
	5	Ratcliff Hall Renovations	\$10,789,566	
				<b>\$61,328,009</b>
<b>UM</b>	1	Data Center Renovation	\$18,000,000	
	2	Northwest Campus Mechanical Plant	\$24,000,000	
	3	School of Accountancy Expansion	\$22,500,000	
	4	School of Journalism Expansion <i>(New FY 2020 Addition)</i>	\$22,500,000	
	5	Shoemaker Hall <i>(New FY 2020 Addition)</i>	\$30,000,000	
				<b>\$117,000,000</b>
<b>UMMC</b>	1	Children's of Mississippi Expansion	\$12,000,000	
	2	New Boiler for Main Boiler Plant	\$2,979,375	
	3	Roof Replacement <i>(New FY 2020 Addition)</i>	\$4,171,125	
	4	Campus Mechanical Upgrades Phase I <i>(New FY 2020 Addition)</i>	\$7,329,263	
	5	Elevator Upgrades <i>(New FY 2020 Addition)</i>	\$1,418,750	
				<b>\$27,898,513</b>
<b>USM</b>	1	Kinesiology Building Renovation	\$7,000,000	
	2	Safety/Parking/Transit Improvements	\$5,000,000	
	3	Southern Hall – Restoration & Renovation	\$17,000,000	
	4	Science Instruction and Research – Johnson Science Tower	\$30,000,000	
	5	Harkins Hall Renovation <i>(New FY 2020 Addition)</i>	\$15,000,000	
				<b>\$74,000,000</b>
<b>USM-Gulf Coast</b>	1	Student Resource Center -Gulf Park	\$8,200,000	
	2	Science Building Addition – Gulf Park	\$12,000,000	
	3	Halstead Campus Repairs and Renovations -GCRL	\$5,750,000	
	4	University Police & Facilities Services Complex -GCRL	\$4,500,000	
	5	Cedar Point Campus Repairs and Renovations -GCRL <i>(New FY 2020 Addition)</i>	\$2,750,000	
				<b>\$33,200,000</b>

# EXHIBIT 1

August 16, 2018

University	University Priority	Project Description	Request Per Project	Total By University
ERC	1	Replace Mechanical Air Handlers	\$1,850,000	
	2	Repair Mechanical Hot/Chilled Water Lines & Sanitary Sewer Lines	\$600,000	
	3	Repave Parking Garage/Repair Stairs and Drainage System	\$1,975,000	
	4	Replace/Refurbish Elevators (Paul B. Johnson Building) <i>(New FY 2020 Addition)</i>	\$1,350,000	
	5	Replace/Refurbish Campus Chillers <i>(New FY 2020 Addition)</i>	\$1,400,000	
				\$7,175,000
				<b>\$601,017,397</b>

Note: All projects in bold represent life safety and/or ADA code compliance projects.

# EXHIBIT 2

August 16, 2018

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE JUNE 21, 2018 BOARD MEETING SUBMISSION DEADLINE**

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

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

### **ALCORN STATE UNIVERSITY**

**1. ASU– GS 101-306 – Water Infrastructure Improvements**

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

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

Board staff approved the Design Development Documents as submitted by M&G Enterprises d/b/a Engineering Service.

Approval Status & Date: APPROVED, July 24, 2018

Project Initiation Date: March 16, 2017

Design Professional: M&G Enterprises d/b/a Engineering Service

General Contractor: TBD

Total Project Budget: \$3,840,092.00

### **DELTA STATE UNIVERSITY**

**2. DSU– GS 102-260 – Zeigel Hall Renovation**

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

**Approval Request #1: Change Order #3**

Board staff approved Change Order #3 in the amount of \$18,938.18 and seventy-eight (78) additional days to the contract of Roy Collins Construction Co., Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #3 includes the following items: install access doors to allow HVAC balancing; cleaned the interior stone window sills in the band and choir rooms; installed Medeco cylinders for eleven (11) exterior doors; reconciliation done of weather delay days requested in pay applications.

Change Order Justification: These changes were due to latent job site conditions; user/owner requested modifications; and days for work as indicated herein.

# EXHIBIT 2

August 16, 2018

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$304,968.04.

Project Initiation Date: August 15, 2013

Design Professional: Architecture South

General Contractor: Roy Collins Construction Co., Inc.

Total Project Budget: \$6,365,377.11

### 3. DSU– GS 102-262 – Young Mauldin Renovation

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

**Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on June 18, 2018 to approve the budget increase from \$9,180,791 to \$9,321,423.80 for an increase of \$140,632.80.

Interim Approval Status & Date: APPROVED, June 25, 2018

Project Initiation Date: October 16, 2014

Design Professional: Burris/Wagnon Architects

General Contractor: Diversified Construction Services

Total Project Budget: \$9,321,423.80

## JACKSON STATE UNIVERSITY

### 4. JSU- GS 103-281 - Alexander Center Renovations PH II (Elevator Replacement)

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

Board staff approved Change Order #4 in the amount of \$1,860.00 and zero (0) additional days to the contract of Fountain Construction Company. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #4 includes the following items: replace the broken bracket and tensioner rod on an elevator.

Change Order Justification: These changes were due to the discovery of an existing bracket and tensioner rod that was broken and needed to be replaced.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$88,869.60.

Project Initiation Date: February 18, 2016

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Fountain Construction Company

Total Project Budget: \$1,650,000.00

## MISSISSIPPI STATE UNIVERSITY

### 5. MSU– GS 105-351 – YMCA Renovation

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

**Approval Request #1: Change Order #6**

# EXHIBIT 2

August 16, 2018

Board staff approved Change Order #6 in the amount of \$40,370.88 and twenty-one (21) additional days to the contract of Gregory Construction Services, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, June 8, 2018

Change Order Description: Change Order #6 includes the following items: Sidewalk credits and modifications to the American Disabilities Act (ADA) path concrete; electrical, IT, American Disabilities Act (ADA) handrails; glass replacement; elevator shunt trips and mechanical coordinating drawings credit; and twenty-one (21) days to the contract.

Change Order Justification: These changes were due to latent job site conditions; user/owner requested modifications; and days for work as indicated herein.

## **Approval Request #2: Change Order #7**

Board staff approved Change Order #7 in the amount of \$27,710.69 and zero (0) additional days to the contract of Gregory Construction Services, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #7 includes the following items: installed additional length of handrails down to the mechanical basement; credit issued for portion less the 20% masonry pointing in contract; installed additional rain inlets & piping in the southeast corner;

Change Order Justification: These changes were due to latent job site conditions and user/owner requested modifications.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$751,454.31.

Project Initiation Date: August 15, 2013

Design Professional: Belinda Stewart Architects, P.A.

General Contractor: Gregory Construction Services, Inc.

Total Project Budget: \$9,800,000.00

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

### **Approval Request #1: Change Order #8**

Board staff approved Change Order #8 in the amount of \$75,431.95 and zero (0) additional days to the contract of Wier Boerner Allin Architects, PLLC.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #8 includes the following items: revisions made to the door and hardware; added a stop sign at the outfield drop off loop; installed a concrete slab in lieu of sod at the concourse above the left field berm; upgraded the berm sod to Bermuda; added a field access gate from the lower bowl; added another exterior door for visiting team access; relocated concourse drink rails to accommodate seating; accelerated time to have left field berm rails installed by April; increased the size of structural cold-formed metal studs at an area home plate entry; installed railings for the field level of the center field building; clarifications done on a faucet; performed knox box rough-ins.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications; and user/owner requested modifications.

# EXHIBIT 2

August 16, 2018

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$1,646,262.47.

Project Initiation Date: August 15, 2013

Design Professional: Wier Boerner Allin Architects, PLLC

General Contractor: Jesco, Inc.

Total Project Budget: \$55,000,000.00

## MISSISSIPPI UNIVERSITY FOR WOMEN

### 7. MUW– GS 104-187 – Turner Hall (Demonstration School) Renovation

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

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

Board staff approved Change Order #1 in the amount of \$44,410.67 and zero (0) additional days to the contract of Amason & Associates, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, June 28, 2018

Change Order Description: Change Order #1 includes the following items: credit for reduction in the size of the suite; a structural column and footing was replaced with a larger spanning beam; deleted storm windows & installed window film; deleted the entry mats; revised the door hardware; revised the fiberglass door frame; insulated mirror panes; installed a fire alarm system; additional data locations and revisions to the AV rough-ins; added lecture tables with data and power at a classroom; building controls was bid and awarded and this credit reconciles the difference in the bid and the allowance included in the contract price.

Change Order Justification: These changes were necessary due to latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$44,410.67.

Project Initiation Date: June 18, 2015

Design Professional: Pryor & Morrow Architects

General Contractor: Amason & Associates, Inc.

Total Project Budget: \$8,200,000.00

## MISSISSIPPI VALLEY STATE UNIVERSITY

### 8. MVSU – GS 106-257 – Edna Horton Renovation

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

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

Board staff approved Change Order #1 in the amount of \$19,372.14 and twenty-four (24) additional days to the contract of Timbo's Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 24, 2018

# EXHIBIT 2

August 16, 2018

Change Order Description: Change Order #1 includes the following items: deduct for selection change from Mannington Progressions to Armstrong Standard Excelon; deduct for contract fire suppression work; drain scoping done upstairs to the bottom floor; rerouted electrical for elevator and OA handling unit; added two sets expansion loops per floor; deduct for controls allowance; rerouted the west end roof drain; moved the hot, cold, recirculating water and reinsulated the piping on the first floor corridor; and ten (10) days to the contract.

Change Order Justification: These changes were due to changes in requirements or recommendations; latent job site conditions; and days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$19,372.14.

Project Initiation Date: February 18, 2016

Design Professional: Shafer & Associates, PLLC

General Contractor: Timbo's Construction, Inc.

Total Project Budget: \$8,700,000.00

## UNIVERSITY OF MISSISSIPPI

### 9. UM- IHL 107-308 - Union Addition & Renovation

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

**Approval Request #1: Change Order #14**

Board staff approved Change Order #14 in the amount of \$189,957.00 and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, June 28, 2018

Change Order Description: Change Order #14 includes the following items: added stucco to the overhead pipe insulation at the loading dock; materials were delivered for the South Planters French Drain system prior to receiving directions to omit the installation of the French Drain in the planters; installed additional elevator access controls; rough-in-plumbing for the ice machine and electrical for the dishwasher in the PH 3 breakroom; made miscellaneous B & N plumbing scope changes; infill exposed overhang of the existing PH 3 column bases on the east side and sand blasted to match the existing column finishes; added power at the south planters; supplied and installed FRP at the catering kitchen walls and disconnected/reconnected MEP for food service equipment; repaired post-tensioned reinforcing heads, clean, coat and grout pockets; made miscellaneous B&N consolidated changes; added two (2) furr downs to accommodate the above ceiling transformers in B&N; added power for flow sensors; and added power for the 1<sup>st</sup> floor variable airflow valves in Ph 3.

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

Total Project Change Orders and Amount: Fourteen (14) change orders for a total amount of \$2,902,381.00.

Project Initiation Date: August 18, 2011

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

# EXHIBIT 2

August 16, 2018

General Contractor: Roy Anderson Corporation

Phased Project Budget: \$60,569,636.92

Total Project Budget: \$60,900,000.00

## **10. UM– GS 107-314 (formerly IHL #207-355) – Garland Hedleston Mayes Renovation**

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

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

Board staff approved Change Order #2R in the amount of \$216,334.51 and sixty-seven (67) additional days to the contract of Century Construction & Realty.

Approval Status & Date: APPROVED, July 5, 2018

Change Order Description: Change Order #2R includes the following items: provided interior perimeter joint sealant at the steel windows; provided a site communication pull box; changed paint primer at the new plaster and gypsum wall surfaces; provided bottle fillers and associated modification at each floor of Mayes Hall; provided stainless steel drip flashing; provided additional irrigation sleeves in the north planters; demolished the existing light poles and bases located on the dormitory row west; several windows located in Mayes Hall were changed to sandblasted glazing for additional privacy; ceilings in the existing Mayes Hall stairs had to be modified to allow space for FCU's in those areas; weep cuts were placed in the sealants at the existing lintels; a storage room was outfitted as a Mother's Room; the FCU in the entry of Mayes Hall was adjusted for adequate room for signage; a number of ceilings and furr downs were adjusted for various reasons; modifications to the coffee bar area was done to allow for a full size refrigerator; a material change was made to the lightning protection for the Mayes Hall exterior; changes were made to the sidewalk width, finish and color; credit given for fencing changes that were never implemented; and sixty-seven days to the contract.

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

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$516,514.51.

Project Initiation Date: January 19, 2012

Design Professional: JH&H Architects/Planners/Interiors, P.A.

General Contractor: Century Construction & Realty

Total Project Budget: 23,500,000.00

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

**Approval Request #1: Change Order #7**

Board staff approved Change Order #7 in the amount of \$424,706.15 and eighteen (18) additional days to the contract of Zellner Construction Services, LLC.

Approval Status & Date: APPROVED, July 5, 2018

Change Order Description: Change Order #7 includes the following items: installed duct and grille to ensure water source heat pump functions correctly; installed extensions to the ducts to properly install the grilles; relocated an irrigation wet well to the correct elevations; installed stainless steel corner guards; installed drainage and waterproofed exterior planters; revised the laundry room to accommodate larger washers and dryers;

# EXHIBIT 2

August 16, 2018

trimmed the outriggers as necessary to provide the proper finish on the walls; relocated electrical panels to the roof access room from storage #205; installed new fixtures at the fitness area; reconfigured the electrical closet; grinded the north side of the gymnasium knee wall and provided a solid surface sill at the top of the wall; lowered light fixture heights at the basketball and MAC courts; modified the finish on stainless steel rails; provided precast stair tread with embedded nosing; installed fireproofing for the steel added; provided a finish at the fitness turf zone wall to receive graphics; relocated the duct work near the ropes course and slam wall to further separate from the ropes course; provided vertical termite treatment to the existing construction joints; modified the curtain wall header to properly support that wall; provided rated toilet partitions; made structural repairs to panels; integrated components to integrate shades to the new lighting system; provided ceiling access under the mezzanine for future maintenance of the junction boxes; provided furring channels along the lobby check desk wall to clear applied fire-proofing of columns; and eighteen (18) days to the contract.

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

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$1,546,079.62.

Project Initiation Date: June 20, 2013

Design Professional: JBHM Architects, P.A.

General Contractor: Zellner Construction Services, LLC.

Phased Project Budget: \$28,840,676.59

Total Project Budget: \$32,000,000.00

## **12. UM– IHL 207-376.2R – STEM Building – Site Utilities Relocation REBID**

### **Approval Request #1: Change Order #3**

Board staff approved Change Order #3 in the amount of \$153,742.19 and one hundred three (103) additional days to the contract of Eubank Construction Co., Inc.

Approval Status & Date: APPROVED, May 24, 2018

Change Order Description: Change Order #3 includes the following items: demolished the existing steam tunnels; modifications to the storm drain piping; tapping of hot water lines in Hume hall; modifications to the construction fencing; excavation and backfill of unsuitable materials; reconnected the existing storm drain lines; revisions to the gas meter location; installed a 2” poly gas line to Faser hall; and one hundred three (103) days to the contract.

Change Order Justification: These changes were necessary due to latent job site conditions; weather delays; user/owner requested modifications; and days for work as indicated herein.

### **Approval Request #2: Change Order #4**

Board staff approved Change Order #4 in the amount of \$70,888.84 and twenty (20) additional days to the contract of Eubank Construction Co., Inc.

Approval Status & Date: APPROVED, July 10, 2018

# EXHIBIT 2

August 16, 2018

Change Order Description: Change Order #4 includes the following items: Added additional temporary sidewalks through the project site with asphalt paving; added a new fence; and twenty (20) days to the contract.

Change Order Justification: These changes were user/owner requested modifications.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$897,577.18.

Project Initiation Date: January 16, 2014

Design Professional: McCarty Architects, P.A.

General Contractor: Eubank Construction Co., Inc.

Phased Project Budget: \$6,689,259.40

Total Project Budget: \$14,000,000.00

## **13. UM– IHL 207-411.1 – O-U Stadium (Swayze Field) Addition & Renovation - PH II**

### **Approval Request #1: Change Order #5**

Board staff approved Change Order #5 in the amount of \$146,086.71 and forty-four (44) additional days to the contract of Century Construction & Realty, Inc.

Approval Status & Date: APPROVED, June 8, 2018

Change Order Description: Change Order #5 includes the following items: added power and data for the tv displays in various locations; added plumbing infrastructure for the soda fountains in the Dugout Club #121; added epoxy flooring to kitchen #130; made various repairs to the existing stadium concrete structure; modified the air diffuser lengths in Dugout Club #121; modified the indoor batting cage netting design and added wall padding on the south wall of Performance Center #212; relocated the backstop netting pole for increased fan visibility; added exterior grade lighting to the open air field tool storage area; extended the steps from the new seating to the dugout; reinforced a wall for a new door; added a railing at the over-pour bridge from the existing Diamond Club to the existing seating; and forty-four (44) days to the contract (19 of which were for adverse weather conditions).

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

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$368,647.57.

Project Initiation Date: October 15, 2015

Design Professional: Cooke Douglass Farr Lemons, LTD

General Contractor: Century Construction & Realty, Inc.

Phased Project Budget: \$18,624,739.63

Total Project Budget: \$19,844,146.00

## **14. UM– IHL 207-415 - Golf Practice Facility Renovation**

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

Board staff approved Change Order #2 in the amount of \$37,979.09 and eight (8) additional days to the contract of Duininck Golf, Inc.

Approval Status & Date: APPROVED, June 26, 2018

# EXHIBIT 2

August 16, 2018

Change Order Description: Change Order #2 includes the following items: installed temporary wire around a work area to maintain irrigation communication; excavated a clay liner within a pond; added a new waterline; and eight days to the contract.

Justification: These changes were necessary due to errors and omissions in the plans and specifications; latent job site conditions; and days for work as indicated herein.

**Approval Request #2: Change Order #3**

Board staff approved Change Order #3 in the amount of \$10,768.56 and twelve (12) additional days to the contract of Duininck Golf, Inc.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #3 includes the following items: removed the existing drainage and installed new drainage on the east end of the driving range; changed the outflow of the irrigation pond; installed a temporary crossing; demolition of concrete at the public tee box of the driving range; substituted; bridge crossing culverts in lieu of timber bridges and culvert and bridge changes; installed a guard railing at the north team tee near the retaining wall; installed a concrete scoring v.

Change Order Justification: These changes were due to error and omissions in the plans & specifications; latent job site conditions and user/owner requested modifications.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$60,748.55.

Project Initiation Date: February 18, 2016

Design Professional: Pryor/Morrow PC

General Contractor: Duininck Golf, Inc.

Total Project Budget: \$3,448,000.00

## **15. UM– IHL 207-428 – East Campus Electrical Modifications**

**Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on July 27, 2018 to approve a budget increase from \$1,900,000 to \$2,220,000, for an increase of \$320,000. This increase will be funded from internal repair and renovation funds.

Interim Approval Status & Date: APPROVED, July 27, 2018

Project Initiation Date: November 17, 2016

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: McInnis Electric Company

Total Project Budget: \$2,220,000.00

## **16. UM– IHL 207-435 – Guyton Drive Modifications**

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

Board staff approved Change Order #4 in the amount of \$4,171.94 and two (2) additional days to the contract of DC Services, LLC.

Approval Status & Date: APPROVED, June 18, 2018

Change Order Description: Change Order #4 includes the following items: added an additional drain inlet to the roof drain system.

Change Order Justification: This change was a user/owner requested modification.

**Approval Request #2: Change Order #5**

# EXHIBIT 2

August 16, 2018

Board staff approved Change Order #5 in the amount of \$8,452.50 and five (5) additional days to the contract of DC Services, LLC.

Approval Status & Date: APPROVED, July 24, 2018

Change Order Description: Change Order #5 includes the following items: installed additional temporary fencing; set the field stones in concrete in lieu of setting directly on the grade.

Change Order Justification: These changes were due to user/owner requested modifications.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$35,459.50.

Project Initiation Date: May 18, 2017

Design Professional: A2H, PLLC

General Contractor: DC Services, LLC

Total Project Budget: \$1,257,400.00

## **17. UM– IHL 207-436 - Kinard Water Treatment Replacement**

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

Board staff approved Change Order #1 in the credit amount of \$6,000.00 and zero (0) additional days to the contract of Hemphill Construction Company, Inc.

Approval Status & Date: APPROVED, July 5, 2018

Change Order Description: Change Order #1 includes the following items: credit to omit the contract allowance amount for meter repairs.

Change Order Justification: This change was necessary due to the repairs not approved by IHL before the work was completed.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$6,000.00.

Project Initiation Date: February 18, 2016

Design Professional: Engineering Solutions, Inc.

General Contractor: Hemphill Construction Company, Inc.

Total Project Budget: \$1,600,000.00

## **18. UM – IHL 207-438 – Deaton and Hefley Hall Elevator Refurbishment**

### **UNAPPROVAL Request #1: Change Order #1**

Board staff did not approve Change Order #1 in the amount of \$2,501.09 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: **NOT APPROVED**, July 24, 2018

Change Order Description: Change Order #1 includes the following items: added a news feeder; and added a new breaker in the existing electrical panel.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$2,501.09.

Project Initiation Date: February 18, 2016

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: Barnes & Brower, Inc.

# EXHIBIT 2

August 16, 2018

Total Project Budget: \$1,150,000.00

## **19. UM– IHL 207-439 - Crosby Hall HVAC Upgrades**

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

Board staff approved Change Order #2 in the amount of \$32,175.00 and zero (0) additional days to the contract of Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, June 18, 2018

Change Order Description: Change Order #2 includes the following items: installed new fire dampers for each exhaust duct penetration through the shaft wall.

Change Order Justification: These changes were necessary due to latent job site conditions.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$48,537.50.

Project Initiation Date: April 21, 2016

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: Upchurch Plumbing, Inc.

Total Project Budget: \$2,800,000.00

## **20. UM– IHL 207-444 – South Oxford Center – Communication Science Disorders Renovation**

**Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on July 30, 2018 to initiate this project and award the construction contract to McCarty King Construction Company.

Interim Approval Status & Date: APPROVED, July 30, 2018

Project Initiation Date: July 30, 2018

Design Professional: McCarty Architects, P.A.

General Contractor: McCarty King Construction Company

Total Project Budget: \$2,000,000.00

## **UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

## **21. UMMC– IHL 209-551 – Main Pharmacy Renovations 2014**

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

Board staff approved Change Order #1 in the amount of \$207,802.70 and zero (0) additional days to the contract of Sunbelt General Contractors, Inc.

Approval Status & Date: APPROVED, July 25, 2018

Change Order Description: Change Order #1 includes the following items: installed switches to connect the fire dampers to the panel; revised the millwork in PH 1 pharmacy office annex; revised PH 1 layout of the pharmacy office annex; installed a door from a corridor to an existing supply room; installed drain pans under the new mechanical units; provided data and power to PH 1 work rooms; provided power to three (3) variable air flow valves; installed a ramp in a corridor; installed micro switches in dampers; removed asbestos floor tile ad mastic; added exit lights, a printer outlet and emergency power;

# EXHIBIT 2

August 16, 2018

removed abandoned plumbing; furred out a wall behind a lab hood; improved air exchanges in an existing clean room; added lockable casters and twist lock plugs; upgraded a wall-hung sink to a scrub sink; upgraded box passes at the clean room; additional flooring colors for donning/doffing lines; added a receiving room and narcotics closet; added a Zurn mop sink at the grade beam; replaced conduit to an air handling unit; revised the sprinkler layout; and relocated the chilled water line from the existing one to the new air handling units.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications; latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$207,802.70.

Project Initiation Date: January 22, 2015

Design Professional: The McCarty Company

General Contractor: Sunbelt General Contractors, Inc.

Total Project Budget: \$3,848,518.00

## **22. UMMC– IHL 209-553 - Interventional Radiology Renovation**

### **Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by JBHM Architecture.

Approval Status & Date: APPROVED, June 18, 2018

### **Approval Request #2: Advertise**

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, June 18, 2018

Project Initiation Date: April 21, 2016

Design Professional: JBHM Architecture

General Contractor: TBD

Total Project Budget: \$8,355,000.00

## **23. UMMC– IHL 209-558 – MS Center for Emergency Services**

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

Board staff approved the Design Development Documents as submitted by Gensler.

Approval Status & Date: APPROVED, June 28, 2018

Project Initiation Date: March 16, 2017

Design Professional: Gensler

General Contractor: TBD

Total Project Budget: \$12,699,114.00

## **24. UMMC – IHL 209-559 – School of Population Health**

### **Approval Request #1: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$3,499,000.00 to the apparent low bidder, Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 5, 2018

Project Initiation Date: May 15, 2014

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Fountain Construction Company, Inc.

# EXHIBIT 2

August 16, 2018

Total Project Budget: \$5,000,000.00

## **25. UMMC– IHL 209-560 – Pediatric Pharmacy Renovation**

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

Board staff approved Change Order #1 in the credit amount of \$2,719.60 and zero (0) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, June 28, 2018

Change Order Description: Change Order #1 includes the following items: reconciled the HVAC controls allowance price; modified the roof curb height; provided six (6) additional data outlets; and upsizing the pneumatic tube station to a dual tube unit.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications; and user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$2,719.60.

Project Initiation Date: August 17, 2017

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Fountain Construction Company, Inc.

Total Project Budget: \$1,105,000.00

## **26. UMMC– IHL 209-563 – Campus Emergency System Upgrades**

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

Board staff approved the Schematic Design Documents as submitted by Cooke Douglass Farr Lemons Architects & Engineers, P.A.

Approval Status & Date: APPROVED, June 18, 2018

Project Initiation Date: November 16, 2017

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

General Contractor: TBD

Total Project Budget: \$6,700,000.00

## **27. UMMC– IHL 209-568 – West Wing Renovations**

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

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

Approval Status & Date: APPROVED, July 19, 2018

Project Initiation Date: May 17, 2018

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBD

Total Project Budget: \$2,950,000.00

# EXHIBIT 2

August 16, 2018

## UNIVERSITY OF SOUTHERN MISSISSIPPI

### **28. USM– GS 108-281 – Greene Hall Renovations**

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

Board staff approved Change Order #4 in the amount of \$32,910.74 and zero (0) additional days to the contract of B.W. Sullivan Building Contractor, Inc.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #4 includes the following items: installed door access control provisions at eleven openings; revisions to AV and electrical; added an exterior light fixture; omit two (2) type M windows; added three (3) access doors to the restroom plumbing chases; and installed additional under-floor conduit in the Bio-Mechanics Lab.

Change Order Justification: These changes were due to latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: Four (4) change orders for a total credit amount of \$352,520.56.

Project Initiation Date: August 17, 2007

Design Professional: Allred Architectural Group, P.A.

General Contractor: B.W. Sullivan Building Contractor, Inc.

Total Project Budget: \$13,000,000.00

### **29. USM-GCRL– GS 110-097 – Campus Repairs & Renovations**

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

Board staff approved Change Order #2 in the amount of \$23,889.83 and zero (0) additional days to the contract of J.W. Puckett & Company.

Approval Status & Date: APPROVED, July 5, 2018

Change Order Description: Change Order #2 includes the following items: installed digital meters; added a solenoid valve to the fire sprinkler system in the library; made adjustments to the 3<sup>rd</sup> floor stack area based on the fire sprinkler layout; made adjustments to the floor return duct modifications; closed the existing roof openings due to the differences in size between the previous duct penetration sizes and the new equipment sizes; and credit for the difference between the allowance for controls.

Change Order Justification: These changes were due to latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$141,881.30.

Project Initiation Date: August 17, 2017

Design Professional: Allred Architectural Group

General Contractor: J.W. Puckett & Company, Inc.

Total Project Budget: \$2,144,736.72

### **30. USM– IHL 208-336 – McCain Library Envelope Repairs**

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

Board staff approved the Design Development Documents as submitted by Shafer-Zahner-Zahner, PLLC

# EXHIBIT 2

August 16, 2018

Approval Status & Date: APPROVED, June 28, 2018

Project Initiation Date: January 18, 2018

Design Professional: Shafer-Zahner-Zahner, PLLC

General Contractor: TBD

Total Project Budget: \$50,000.00 (Design Fees Only)

## **31. USM- IHL 210-243 – Marine Education Center**

### **Approval Request #1: Change Order #6**

Board staff approved Change Order #6 in the amount of \$1,883.00 and eighteen (18) additional days to the contract of Starks Contracting Company, Inc.

Approval Status & Date: APPROVED, July 19, 2018

Change Order Description: Change Order #6 includes the following items: omitted the electrical rough-ins for various speakers; additional gutters at a building; omitted various signs; installed a projection screen and AV rough-ins at a building; omitted duct cleaning; various electrical changes done; installed faucets and a water box at a building; relocated the hand and mop sinks; provided air conditioning to the exterior storage closets; and eighteen (18) days to the contract due to inclement weather.

Change Order Justification: These changes were due to changes in requirements or recommendations by governmental agencies; user/owner requested modifications; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$272,809.75.

Project Initiation Date: August 21, 2008

Design Professional: Lake Flato

General Contractor: Starks Contracting Co., Inc.

Total Project Budget: \$16,115,659.75

# EXHIBIT 3

August 16, 2018

## 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 Ware Immigration (statements dated 6/1/18, 6/1/18 and 7/5/18) from the funds of Alcorn State University. (These statements, in the amounts of \$1,500.00, \$39.56 and \$700.00, respectively, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE.....\$ 2,239.56**

Payment of legal fees for professional services rendered by Brunini, Grantham, Grower & Hewes, PLLC (statements dated 6/22/18 and 7/20/18) from the funds of Mississippi State University. (These statements, in the amounts of \$1,250.00 and \$1,062.50, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,312.50**

Payment of legal fees for professional services rendered by Butler Snow (statements dated 5/7/18 and 6/12/18) from the funds of Mississippi State University. (These statements, in the amounts of \$2,049.40 and \$331.17, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,380.57**

Payment of legal fees for professional services rendered by Ware Immigration (statement dated 6/1/18) from the funds of Mississippi State University. (This statement, in the amount of \$2,500.00, represents services and expenses in connection with immigration/labor certification.)

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

Payment of legal fees for professional services rendered by Mayo|Mallette (statements dated 6/6/18 and 7/6/18) from the funds of the University of Mississippi. (These statements, in the amounts of \$8,362.50 and \$866.00, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 9,228.50**

# EXHIBIT 3

August 16, 2018

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 7/1/17, 4/1/18, 5/1/18, 5/1/18, 6/1/18, 6/1/18, 6/1/18, 7/1/18, 7/1/18, and 7/1/18) from the funds of the University of Mississippi. (These statements, in the amounts of \$37.59, \$20.30, \$2,540.67, \$50.29, \$75.35, \$4,000.00; \$24.39; \$19.49; \$4,000.00; and \$63.14, respectively, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE.....\$ 10,831.22**

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings, LLP (three statements each dated 5/14/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts \$3,577.00, \$1,592.50, and \$1,693.40, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 6,862.90**

Payment of legal fees for professional services rendered by Butler Snow LLC (statements dated 5/10/18, 5/11/18, 5/11/18, 5/11/18, 5/11/18, 5/14/18, and 5/14/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts \$4,926.50, \$1,327.50, \$5,015.00, \$236.00, \$10,000.00, \$472.00, and \$16,638.00, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 38,615.00**

Payment of legal fees for professional services rendered by Hogan|Lovells (statement dated 5/31/18) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$3,915.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,915.00**

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 2/28/18 and 5/3/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$445.50 and \$2,049.51, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,495.01**

Payment of legal fees for professional services rendered by Whitfield Law Group (three statements each dated 5/10/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,176.63, \$1,648.50, and \$495.00, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 8,320.13**

# EXHIBIT 3

August 16, 2018

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 5/22/18) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$6,649.50, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 6,649.50**

Payment of legal fees for professional services rendered by Butler Snow (statements dated 5/22/18, 6/7/18 and 6/14/18) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,032.50, \$442.50 and \$2,418.66, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,893.66**

Payment of legal fees for professional services rendered by Mayo|Mallette (statements dated 6/6/18 and 7/6/18) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$181.50 and \$654.50, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 836.00**

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 6/1/18, 6/1/18, 6/1/18, 6/1/18, 7/1/18, 7/1/18, 7/1/18, 7/1/18, and 7/1/18) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$43.75, \$690.92, \$39.56, \$2,500.00, \$1,500.00, \$1,500.00, \$34.84, \$1,500.00, and \$491.00, respectively, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE.....\$ 8,300.07**

## **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 (two statements each dated 4/20/18) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Live Attenuated Edwardsiella Ictaluri Vaccine and Method of Using Same” - \$1,471.50; and “Systems and Methods for Pest Reduction” - \$1,498.50)

**TOTAL DUE.....\$ 2,970.00**

# EXHIBIT 3

August 16, 2018

Payment of legal fees for professional services rendered by Larry Schemmel (statement dated 6/26/18) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent: “MSU Trademark Trial and Appeal Board (TTAB) Request or Extension of Time to File Notice of Opposition: 90-Day (Trademark) ‘MSU’ - \$100.00)

**TOTAL DUE.....\$ 100.00**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (two statements, each dated 5/8/18) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans” - \$828.75; and “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - \$1,248.75).

**TOTAL DUE.....\$ 2,077.50**

Payment of legal fees for professional services rendered by Armstrong|Teasdale (statements dated 3/30/18, 3/30/18, 4/11/18, 5/25/18, 5/25/18, 5/25/18, 6/12/18, 6/12/18, 6/12/18, 6/22/18, 6/22/18, and 6/22/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Laser Multi-Beam Differential Interferometric Sensor and Methods for Vibration Imaging” – \$3,923.28; “Systems and Methods for Detecting Transient Acoustic Signals” - \$992.80; “Laser Multi-Beam Differential Interferometric Sensor and Methods for Vibration Imaging” – \$75.70; “Laser Multi-Beam Differential Interferometric Sensor and Methods for Vibration Imaging” - \$209.00, “Systems and Methods for Preparing Solid Lipid Nanoparticles” - \$2,649.10, “Systems and Methods for Detecting Transient Acoustic Signals - \$35.14; “Systems and Methods for Detecting Transient Acoustic Signals” - \$16.59; “Systems and Methods for Detecting Transient Acoustic Signals” - \$300.00; “Systems and Methods for Detecting Transient Acoustic Signals” - \$1,571.00; “Systems and Methods for Detecting Transient Acoustic Signals” - \$140.00; “Systems and Methods for Detecting Transient Acoustic Signals” - \$550.98; and “Laser Multi-Beam Differential Interferometric Sensor and Methods for Vibration Imaging” - \$36.68, respectively.)

**TOTAL DUE.....\$ 10,500.27**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 1/19/18, 3/12/18, 4/17/18, and 5/25/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patent: “Cache Mapping Technology Matter” - \$2,684.50; “Cache Mapping Technology Matter” – 12,567.00; “Cache Mapping Technology Matter” – \$10,738.00; and “Cache Mapping Technology Matter” – \$5,398.50.)

**TOTAL DUE.....\$ 31,388.00**

# EXHIBIT 3

August 16, 2018

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 4/13/18, 4/13/18, 4/20/18, 4/26/18, 5/14/18, 5/15/18, 5/17/18 and 5/24/18) 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 Dermatitis” - \$495.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$726.00; “Highly Selective Sigma Receptor Ligands” - \$488.00; “Isolation of Pure Cannabinoids from Cannabis” - \$5,292.55; “Potent Immunostimulatory Extracts from Microalga” - \$2,100.00; “Highly Selective Sigma Receptor Ligands and Radioligands” - \$5,788.49; “Potent Immunostimulants from Microalga” - \$4,015.50; and “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - \$664.00, respectively.)

**TOTAL DUE.....\$ 19,569.54**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 3/28/18, 3/28/18, 3/28/18, 5/7/18, 5/7/18, 5/7/18, 5/7/18, 5/7/18, 5/7/18, 5/7/18 and 5/21/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Stabilized Formulation of Triamcinolone Acetonide” - \$500.50; “Gas Separating Membranes” - \$3,240.00; “Patentability Search for Indole Substituted Salvinorin Derivatives for Treatment of Pain” - \$1,680.00; “Methods for Detecting Humans” - \$572.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$572.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$1,187.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$783.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$693.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$1,160.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$845.00; and Amphotericin Loaded Pegylated Lipid Nanoparticles for Human Veterinary Use - \$3,308.00, respectively.)

**TOTAL DUE.....\$ 14,540.50**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 5/21/18, 5/22/18, 5/22/18, 5/23/18, and 5/23/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$416.00, \$825.00, \$2,898.00, \$288.00, and \$3,026.00, respectively, represent services and expenses in connection with intellectual property patents.)

**TOTAL DUE.....\$ 7,453.00**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**September 20, 2018**

**1. ASU – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH ADIDAS AMERICA, INC.**

**Agenda Item Request:** Alcorn State University (ASU) request approval to enter into a five year with optional two (2) one year terms purchase agreement with **Adidas America, Inc., an Oregon corporation (Adidas)**, for the purchase of athletic apparel, equipment and related accessories.

**Contractor's Legal Name:** **Adidas America Inc., an Oregon corporation**

**History of Contract:** This is a new contract. Athletic apparel and equipment in the past had been purchased by several different vendors that had varying amounts of service levels.

**Specific Type of Contract:** This is a service and commodity purchase agreement.

**Purpose:** The purpose of the agreement is for purchase of athletic apparel for all sports at Alcorn State University.

**Scope of Work:** The agreement establishes a relationship with a qualified and experienced athletic apparel dealer to procure footwear, equipment, full range of sports uniforms and related apparel from one manufacturer for all teams at the Alcorn State University Department of Athletics on an as-needed basis.

**Term of Contract:** The term of the agreement is for approximately five years (a school year as defined as July 1 through June 30). The contract will be effective from Sept. 16, 2018 through June 30, 2023 and will have two additional one-year terms, upon mutual agreement, ending June 30, 201, for a total of approximately seven years.

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

- Either party may terminate agreement if the other party materially breaches the agreement and, if such breach is curable, fails to cure such breach within 30 days of written notice from the non-breaching party.
- Adidas may, in its sole discretion, reduce the amount of promotional merchandise by 50% or terminate this agreement if (a) one or more coaches, teams or players are suspended or otherwise subject to material disciplinary action by the NCAA, including any disciplinary action that limits the team's competitiveness or prevents the team from participation in regular season or tournament games; or (b) in adidas' sole estimation one or more coaches, teams, or players engage in conduct that reflects poorly on adidas of that harms adidas' reputation in any way.
- If adidas believes that ASU has breached any term of this Agreement, adidas may reduce the payments of promotional merchandise for the first offence and reduce the payments of promotional merchandise or terminate the Agreement for the second or third offense.
- Adidas may terminate for any reason.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**September 20, 2018**

- If adidas does not comply with E-Verify.

**Contract Amount:** The estimated amount of the agreement for seven years is \$2,100,000. Adidas could provide incentives valued up to \$1,130,000.

- In Year One only, adidas will provide Alcorn with a one-time \$100,000 product allotment at retail value to assist with the transition.
- Adidas shall provide school with bonuses if Alcorn achieves the applicable goals during such school year.
- For each School Year, during the Term, adidas shall provide Promotional Merchandise in the amount of \$100,000 for the first five years, respectively, and \$125,000 for the sixth and seventh year of the contract, respectively.
- adidas will sell footwear products to ASU at 45% off MSRP/30%off MSRP for all team footwear products. Adidas will sell apparel at 50% off MSRP.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 CONSENT AGENDA  
 FINANCE  
 September 20, 2018**

Year	Minimum	Annual	adidas offering				
	Required Purchase	Estimated Spending	Promotional Gear	Initial Offering	*Sport Incentive	Bonus Incentive	Total package from adidas
1	\$ 150,000	\$ 300,000	\$ 100,000	\$ 100,000	\$ 15,000	\$ 25,000	240,000
2	\$ 150,000	\$ 300,000	\$ 100,000		\$ 15,000	\$ 25,000	140,000
3	\$ 150,000	\$ 300,000	\$ 100,000		\$ 15,000	\$ 25,000	140,000
4	\$ 150,000	\$ 300,000	\$ 100,000		\$ 15,000	\$ 25,000	140,000
5	\$ 150,000	\$ 300,000	\$ 100,000		\$ 15,000	\$ 25,000	140,000
6	\$ 150,000	\$ 300,000	\$ 125,000		\$ 15,000	\$ 25,000	165,000
7	\$ 150,000	\$ 300,000	\$ 125,000		\$ 15,000	\$ 25,000	165,000
	<b>\$ 1,050,000</b>	<b>\$ 2,100,000</b>	<b>\$ 750,000</b>	<b>\$ 100,000</b>	<b>\$ 105,000</b>	<b>\$ 175,000</b>	<b>\$ 1,130,000</b>

\* If Baseball utilizes adidas equipment(bats, fielding gloves, etc.)

**adidas also offers ASU incentive compensation as listed below:**

<b>Football</b>	<b>Retail Apparel</b>			
Coach of Year	\$ 2,000.00			
utilize adidas footballs	\$ 2,500.00			
Conference Championship	\$ 10,000.00			
Celebration Bowl Winner	\$ 25,000.00	39,500.00		
<b>Men and Women Basketball</b>				
Conference Coach of the Year	\$ 2,500.00			
utilizing adidas basketballs	\$ 1,500.00			
NCAA Tournament appearance	\$ 5,000.00			
Sweet 16	\$ 10,000.00	19,000.00		
<b>Baseball and Softball</b>				
Conference Coach of the Year	\$ 1,500.00			
NCAA Regional appearance	\$ 5,000.00			
NCAA Super Regional appearance	\$ 10,000.00	16,500.00		
<b>Olympic Sports</b>				
Conference Coach of the Year	\$ 1,500.00			
Utilizing adidas soccer balls	\$ 500.00			
Team NCAA appearance	\$ 1,500.00	3,500.00		

**Funding Source for Contract:** This agreement will be funded by E&G funds.

**Contractor Selection Process:** An RFP was sent out for these services and three vendors responded: Nike on behalf of BSN Sports, adidas America, Inc., an Oregon corporation and GTM Sports. Alcorn selected the best proposal response that suited its needs at the time. ASU requested permission from DFA to use the RFP process and were approved in June 2018. ASU requested approval of a P1 or authorization to purchase from DFA and it was approved in September 2018.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**September 20, 2018**

**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. Legal Staff has reviewed the proposed Agreement between ASU and Adidas for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

**2. MVSU – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH BSN SPORTS, LLC**

**Agenda Item Request:** Mississippi Valley State University (MVSU) requests board approval of an agreement with **BSN Sports, LLC (BSN)** for the exclusive supplier agreement for the purchase and supply of Nike apparel and footwear along with any and all other equipment and apparel offered for sale by BSN, for use by the school and its athletic programs.

**Contractor's Legal Name:** BSN Sports, LLC

**History of Contract:** This is a new contract. In the past all members of the Southwestern Athletic Conference (SWAC), including MVSU were under an exclusive corporate apparel/footwear sponsorship with Russell Athletics and Nike; a deal approved by the SWAC Board of Directors (Presidents and Chancellors).

**Specific Type of Contract:** This is a new contract for athletic equipment and apparel for MVSU Sports.

**Purpose:** The purpose of this contract is to supply Nike apparel and footwear to MVSU's athletic programs.

**Scope of Work:** Is defined as;

- Premier pricing to all footwear, clothing and equipment purchased by MVSU.
- MSVU shall receive BSN product rebates at the end of each school year, ending June 30<sup>th</sup>, the product list will be provided by BSN. The rebate requirements are defined within the agreement as; \$200,000+ annual spending would equal rebates totaling \$20,000 in apparel, \$150,000+ annual spending would equal rebates totaling \$15,000 in apparel, and \$100,000+ annual spending would equal rebates totaling \$10,000 in apparel. BSN has agreed to include all purchases made since July 1, 2018 when calculating the year 1 rebate.
- Nike Team Sports products rebates calculated at Nike retail prices and redeemable from the approved Nike Fundamental Apparel promo list as stated in the agreement.
- MSVU will receive bonus compensation in the form of Nike apparel for NCAA tournaments, coach of the year awards, and NCAA Championship.
- MVSU will receive \$15,000 VIP Branding 360 marketing package, in year 1 of the agreement which is explained in the agreement.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**September 20, 2018**

- Setup of BSN Sports Sideline Store with link on main athletic department website, at no charge for MSVU with a 12% royalty in promotional product, for each year of contract.
- 20% discount to all friends, alumni, family, staff and administration on BSNSPORTS.com, which will result in 5% product rebate at retail price to MVSU.
- Weekly on-site visit from assigned BSN sales professional throughout length of agreement. Will provide product samples, communication for order deadlines and providing 24-hour response for all MVSU needs.

**Term of Contract:** This contract will start on October 1, 2018 and end September 30, 2023.

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

- Either party may terminate this Contract upon ninety (90) days written notice in advance of the desired termination date.
- Written notification must be supplied prior to separation and an opportunity for resolve must be given.
- If either party fail to perform or be in breach of any of the warranties, representations, covenants or obligations, or anticipatorily breach this Contract, and such default is not curable or such default is curable but remains uncured for 10 days after written notice thereof has been given to the defaulting party, the other party, at its sole election, may immediately terminate this Contract with written notice to the defaulting party.
- MVSU may, when interests of MVSU so indicate, terminate this agreement in whole or in part for the convenience of MVSU.
- In the event BSN Sports fails to comply with E-verify.

**Contract Amount:** The total projected cost of the contract is \$750,000 with Year 1: \$150,000; Year 2: \$150,000; Year 3: \$150,000; Year 4: \$150,000; and Year 5: \$150,000. The total projected Nike Promotional Retail is \$725,000 with Year 1: \$165,000; Year 2: \$140,000; Year 3: \$140,000; Year 4: \$140,000; and Year 5: \$140,000. The total projected Annual Rebate is \$75,000 with Year 1: \$15,000; Year 2: \$15,000; Year 3: \$15,000; Year 4: \$15,000; and Year 5: \$15,000. The total marketing package is \$15,000 for year one only.

**Funding Source for Contract:** The contract will be funded by general funds and designated funds.

**Contractor Selection Process:** BSN Sports was chosen through the process of the Mississippi State Department of Finance and Administration competitive sealed bidding procedures. MVSU received four (4) bids from BSN Sports, Adidas, Varsity Spirit Fashion, and Team Express. The annual projected spending for the University was \$150,000. Based on that, BSN Sports offered the most on its promotional retail, annual rebate, and marketing package. MVSU selected BSN Sports. This procurement has been approved of the Public Procurement Review Board.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
FINANCE  
September 20, 2018**

**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. Legal Staff has reviewed the proposed Agreement between MVSU and BSN Sports for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

**3. UM- REQUEST FOR APPROVAL TO ENTER INTO AN AGREEMENT WITH AETNA STUDENT HEALTH (ASH)**

**Agenda Item Request:** The University of Mississippi (UM) requests approval to contract with **Aetna Student Health** for the Graduate Assistant and International student health insurance plan.

**Contractor's Legal Name:** Aetna Student Health (ASH)

**History of Contract:** This is a new agreement. The current policy term expires on August 14, 2018, and this new policy will have an effective date of August 15, 2018, in order to provide continuous coverage. While the current policy may be renewed as is, UM is seeking approval of the new policy offer as some policy terms have been amended to keep premiums at a rate that is affordable for both enrolled students and UM.

**Specific Type of Contract:** Group Health Insurance

**Purpose:** The purpose is to provide group health insurance coverage that complies with the federal Affordable Care Act and immigration law to students who are employed as graduate assistants and to international students. Both categories of student are required by UM to have health insurance – the graduate assistants because of their status as part-time employees and the international students because of federal immigration law requirements. The proposed coverage is optional and students may opt out of the program by showing evidence of other health insurance.

In addition, this program will ensure that students have access to health insurance at rates lower than ones individual students could obtain on the open market. The group rate (annual premium of approximately \$2,314) is substantially lower than the rate for an individual insurance plan. Such plans are very common among universities with doctoral programs, with approximately 80% of peer institutions having a similar institutionally supported insurance program.

**Scope of Work:** Under the agreement, ASH will provide group insurance coverage to approximately 800 graduate assistants per year and approximately 500 international students (both graduate and undergraduate).

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
FINANCE  
September 20, 2018**

**Term of Contract:** The length of the contract is one (1) year - August 15, 2018 through August 14, 2019, with options for mutually agreed upon annual renewals.

**Termination Options:** UM will be able to terminate the arrangement at the end of each year. Premium rates are locked in place by a signed binder on an annual basis.

**Contract Amount:** The total premium paid is dependent on the number of student participants. Based on prior year participation rates and projected FY 2019 enrollment forecasts, the estimated FY 2019 net premiums paid are expected to be approximately \$2.5 million. Approximately \$1.7 million of this estimate pertains to graduate assistants, and \$825,000 is estimated for international student premiums.

**Funding Source of Contract:** The insurance program will be funded by several sources – institutional funds, direct billing of student accounts, payroll deductions to students and funds received on behalf of students from externally funded grants and contracts.

Graduate assistant premiums are funded from a combination of all of the available sources while premiums for international students are completely covered by direct student billing.

**Contractor Selection Process:** Aetna was selected through an open bid process following state procurement guidelines prior to FY2014. Although prior Board approval included policy renewal, this submission is being made because policy terms are not identical.

**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. Legal Staff has reviewed the proposed Agreement between the University of Mississippi and Aetna Student Health for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.*

**4. USM - REQUEST FOR APPROVAL TO AMEND A LEASE AGREEMENT WITH EMERGENT PROTECTIVE PRODUCTS USA INC.**

**Agenda Item Request:** The University of Southern Mississippi (USM) is requesting Board approval of a lease amendment between USM and **Emergent Protective Products USA Inc.**, a Maryland corporation with a registered address at 400 Professional Drive, Suite 400 Gaithersburg, MD 20879 (Tenant). Tenant wishes to increase their space by approximately 661 square feet at USM's Accelerator for additional rent in the amount of \$3,280 annually.

**Contractor's Legal Name:** Emergent Protective Products USA Inc.

**History of Contract:** This is Amendment One to the Lease Agreement dated January 6, 2016. Said Lease provided for a transition period which allowed Tenant to install equipment

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
FINANCE  
September 20, 2018**

and related infrastructure to the leased premises. The actual term of the Lease began July 1, 2016 for an initial term of ten (10) years with up to four (4) consecutive one-year renewals.

**Specific Type of Contract:** Lease amendment

**Purpose:** The purpose is to provide income for USM and to lease space in USM's Accelerator building to compatible businesses with USM's other tenants.

**Scope of Work:** The University shall lease to Tenant approximately 9288 square feet of office, cubicle, laboratory, and high bay space, Space No./s 167, 168, 170, 188, 189, 189A, 199, 210, 211, and 212 in the Accelerator.

**Term of Contract:** Ten-year initial term with four (4) one-year renewal terms. This Amendment does not change the term of the existing lease but merely adds square footage with a corresponding rent increase.

**Termination Options:** Tenant may terminate upon 180 days notice prior to the expiration of the initial term or any renewal term. USM and Tenant have a right to terminate the lease upon a default by the other party.

**Contract Amount:** Total contract amount for Amendment One is \$26,240. Total rent for the remaining term of the lease is \$1,118,840.

**Funding Source for Contract:** The Accelerator building was constructed with federal grant funds.

**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 leases in an amount greater than \$100,000. Legal Staff has reviewed the proposed Amendment to the Lease Agreement between the University of Southern Mississippi (USM) and Emergent Protective Products USA, Inc. for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

**5. USM – REQUEST FOR APPROVAL OF A MANAGED SERVICES CONTRACT WITH HELIOCAMPUS, INC.**

**Agenda Item Request:** The University of Southern Mississippi requests Board approval of a Managed Services agreement for three (3) years plus two (2) annual auto-renewals. Additionally, in accordance with the IHL Board Policy 707.03 Approval of Prepayment for Goods or Services, USM requests the Board's approval to make payment in advance in accordance with the terms of the agreement.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**September 20, 2018**

**Contractor's Legal Name:** HelioCampus, Inc.

**History of Contract:** This is a new managed services contract.

**Specific Type of Contract:** This is a new managed services contract, which includes professional services, consulting, software, hosting, and maintenance services.

**Purpose:** Currently, the University of Southern Mississippi (USM) has no institution-wide analytics platform, but uses Tableau for institutional reporting purposes. USM seeks to procure an institution-wide analytics platform, along with ongoing professional data analysis and data science services to help achieve four core objectives in support of USM's Plan for Academic Reorganization: Vision 2020. This initiative arises from the commitment of academic affairs to enhance the distinctiveness of academic programs and to create a sustainable model for academic programming. Vision 2020 would:

- 1) Create a central view of USM through integrated analytical models and visualizations to allow for cross-functional analysis supporting many use cases, such as:
  - Business analysis, enrollment and financial forecasting;
  - Descriptive statistics and diagnostic analysis;
  - Data science and predictive modeling;
  - Business Intelligence reporting in real time; and
  - Learning analytics.
- 2) Maintain the flexibility to tailor models, visualizations, and data to leverage existing business intelligence investments and existing source systems: PeopleSoft Enterprise Resource Planning (ERP), Hobsons Customer Relationship Management (CRM), Canvas Learning Management System (LMS).
- 3) Provide the ability to develop a forecast model based off custom segmentation analysis to accurately forecast enrollments from distinct populations of students with unique attributes and needs.
- 4) Support institution-wide initiatives requiring greater transparency into and data across admissions/enrollment, student outcomes, and financials, such as:
  - Strategic Planning and Budgeting – visibility for the units into which degree programs are driving the most demand, production, and margins;
  - Bridging the gap between Enrollment and Finance; and
  - Financial Aid prioritization.

**Scope of Work:** The scope of work involves implementing an analytics platform, along with ongoing professional data analysis and data science services. The University will enter into a multi-year subscription engagement that combines a sophisticated data platform with ongoing data science services to accelerate our ability to derive business value from data, help us focus on strategic analytics initiatives, and ensure ongoing adoption. This level of investment is required to have a strategic impact, both financially and organizationally. By focusing on yield and retention modeling, price sensitivity, contribution margin analysis,

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**September 20, 2018**

financial aid optimization, and other analyses, we will develop a plan that directly supports Vision 2020, and is both data-informed and quantifiable.

**Term of Contract:** Estimated Start Date: 9/20/2018 End Date: 9/19/2023.

**Termination Options:** Termination options are as follows:

Termination for Convenience

USM may, when the interests of USM so require, terminate this agreement in whole or in part for convenience of USM [which includes the lack of appropriated funding]. Written notice of the same is required to be provided by USM and shall allow no less than ten (10) days' notice prior to the effective date of termination.

Termination for Cause

Either party may terminate this agreement immediately upon issuance of written notice if the other party fails to perform the obligations to the other party under this agreement. The party issuing such a termination notice may allow 30 days within which the other party may attempt to cure the failure to fulfill its obligations, but such 30 day cure time is not required.

Termination for Infringement of Third-Party Intellectual Property Rights

If, in the event the Contractor's services or any element thereof is (or in Contractor's view is likely to be) found to infringe any third-party intellectual property rights, the Contractor may terminate this agreement under the following circumstances. Initially, the Contractor, in its sole discretion and at its cost and expense, will either (i) procure the right for USM to continue to use the affected services; or (ii) modify the affected services to be non-infringing without materially diminishing its functionality. If neither (i) nor (ii) is commercially reasonable, the Contractor may terminate the Agreement by giving USM at least sixty (60) days' prior written notice and, as USM's sole and exclusive remedy therefore, refund USM the portion of any prepaid fees attributable to the terminated portion of the Agreement.

Termination Resulting from Force Majeure

If an event of force majeure continues uninterrupted for a period exceeding six (6) calendar months, either party may elect to terminate this Agreement upon notice to the other party.

**Contract Amount:** The total cost of this contract over the five year period is \$1,391,938.

Payment Terms:

- The length of the Initial Subscription Term is three (3) years, with two (2) auto-renewals in accordance with the Agreement (absent 60 days' notice from either party of an intent not to renew).
- Implementation fees for student core are due upon contract signing.
- Implementation fees for additional modules are due upon implementation start date.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
FINANCE  
September 20, 2018**

- 100% of first year Initial Subscription Term fees will be invoiced upon contract signing.
- Fees for subsequent years are invoiced annually, up to forty-five (45) days in advance of the year.
- Payments are due within forty-five (45) days from the receipt of a valid invoice.

Notes on Special Pricing Terms for USM:

- List price for each incremental module is \$50,000. This proposal includes a 50% discount on the implementation and annual cost price of an incremental module when adding a third module in year 3.
- With a 3-year contract, Program Costing will be included and built after the Financials module.
- Incremental hours for data science in excess of the allowed amount may be requested by the Client and will be billed monthly at \$250 per hour as incurred or per an amendment to the contract.
- Data charges in excess of the allowed amount are billed to the Client monthly as incurred.
- Professional Services not included in the Subscription Order are billed in accordance with a separate and independent Order.

REVISED PRICING SCENARIO: Stepped pricing for Student Core								
	Year 1		Year 2		Year 3	Year 4	Year 5	Totals
Components	One-Time*	Annual	One-Time	Annual	Annual	Annual	Annual	
Student Core	\$50,000	\$175,000		\$200,000	\$222,500	\$233,625	\$245,306.25	\$1,126,431
Student Core + Financials			\$50,000	\$50,000	\$52,500	\$55,125	\$57,881.25	\$265,506
<b>SUB-TOTAL Annual Subscription</b>		\$175,000		\$250,000	\$275,000	\$288,750	\$303,188	\$1,291,938
<b>SUB-TOTAL One Time</b>	\$50,000		\$50,000					\$100,000
<b>TOTAL</b>								\$1,391,938
Monthly Data Science Hours		40 hrs/month		40 hrs/month	40 hrs/month	40 hrs/month	40 hrs/month	
Tableau Licensing		Creator: 5 Explorer: 50 Viewer: 50		Creator: 5 Explorer: 50 Viewer: 50				

**Funding Source for Contract:** The funding for this will be paid through Education & General funds.

**Contractor Selection Process:** On March 8, 2018 ITS issued a CP-1 Acquisition Approval allowing USM to request proposals for the acquisition of a data warehouse/campus analytics platform. A Request for Proposals (RFP) #18-29 was issued in May 2018 wherein a points system was clearly defined and used. Four responses were received, and all were scored. The chart below shows each respondent and their associated score.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
FINANCE  
September 20, 2018**

Bid Summary   RFP 18-29 Campus Analytics						
		Potential Points	DI Squared	EAB	EiS	HelioCampus
Cost Year 1			\$213,500.00	\$210,200.00	\$1,321,000.00	\$325,000.00
Cost Year 2			\$50,925.00	\$162,802.50	\$286,200.00	\$336,250.00
Cost Year 3			\$53,471.25	\$170,942.63	\$286,200.00	\$350,563.00
Cost Year 4			\$56,144.81	\$179,489.76	\$295,260.00	\$341,841.00
Cost Year 5			\$58,952.05	\$188,464.24	\$304,713.00	\$358,933.00
Proposal cost			\$432,993.12	\$911,899.13	\$2,493,373.00	\$1,712,587.00
Cost	35%	364	364	0	0	0
Requirements	50%	526	280.25	264	296.5	512.25
Proposal Organization	5%	50	8.75	45	3.75	50
Delivery Schedule	10%	100	0	100	0	100
<b>Total Points</b>		<b>1040</b>	<b>653</b>	<b>409</b>	<b>300.25</b>	<b>662.25</b>

After the scoring was complete, the stakeholders met and agreed to award the bid to HelioCampus which scored the highest and was closest to meeting all requirements. Upon choosing HelioCampus as the best overall in the interest of the University, negotiations netted a final total cost of \$1,391,938.

**Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of contracts 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 and Services, Board approval of a prepayment/waiver is required at the same time permission is sought from the Board under Board Policy 707.01. Legal Staff has reviewed the proposed Agreement between USM and HelioCampus for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 CONSENT AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

**1. ASU – APPROVAL TO CONTRACT WITH WARE | IMMIGRATION AS OUTSIDE COUNSEL**

Alcorn State University requests approval to enter into a contract with the firm of Ware | Immigration to provide services necessary in assisting the University with employee permanent labor certifications and other related issues. The term of the contract is one year beginning October 1, 2018. The rates for services are set out in the Fee Schedule below with a maximum amount payable under the contract of \$20,000. This firm carries errors and omissions professional liability insurance coverage in the amount of \$100,000 per occurrence with an aggregate of \$300,000. The Attorney General has approved this request.

Schedule of Legal Fees for Academia

Nonimmigrant Petitions and Processes

H-1B petition	\$1500.00
H-1B extension or amendment petitions (we handled original petition)	\$1000.00
TN petition or border/consulate processing	\$1500.00
TN extension petition (we handled original)	\$1000.00
E-3 petition or consular processing	\$1500.00
E-3 extension petition (we handled original)	\$1000.00
O-1 petition	\$4000.00
O-1 extension or amendment petition (we handled original)	\$1500.00
Change of status or extension of status for dependents (I-539) no additional charge	
J-1 waiver (IGA or hardship)	\$6,000.00
J-1 waiver (Conrad)	\$6,000.00

Permanent Residence Process with Labor Certification: Faculty

Special Handling labor certification	\$2000.00
(If position must be readvertised)	\$2500.00
Additional fee if audited	\$500-1500.00
Immigrant petition	\$2500.00

Permanent Residence Process with Labor Certification: Non-Faculty

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 CONSENT AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

Labor certification	\$4000.00
Additional fee if audited	\$500-1500.00
Additional fee if subject to supervised recruitment	\$2500.00

Immigrant petition	\$2500.00
--------------------	-----------

Permanent Residence Process: Outstanding Professors and Researchers

Immigrant petition	\$6000.00
--------------------	-----------

Permanent Residence Process: National Interest Waiver

Immigrant petition	\$6000.00
--------------------	-----------

Adjustment of Status (any Employment-Based Permanent Residence Matter)

Adjustment of status and related applications (I-765, I-131, etc.), principal	\$2000.00
Standalone AOS and related applications, principal	\$2500.00
Adjustment of status and related applications, spouse, if together with principal application and I 140	\$1000.00
Adjustment of status of each child, concurrent with I 140	\$ 750.00
“Standalone” adjustment of status, spouse (not concurrent with I 140).	\$1500.00
“Standalone” adjustment of status, child	\$1000.00

Employment Authorization and Advance Parole Renewal

Employment Authorization Renewal per individual	\$ 500.00
Advance Parole Renewal per individual	\$ 500.00

General Legal Advice and Unusual Matters Which Fall Outside This Fee Schedule

Such matters will be billed at our hourly rates:

David Ware	per hour billed	\$350.00
WI Partners	per hour billed	\$250.00
Associate Attorneys	per hour billed	\$175.00
Paralegals	per hour billed	\$100.00

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

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
LEGAL  
SEPTEMBER 20, 2018**

**2. JSU – APPROVAL TO CONTRACT WITH ARMSTRONG LAW, LLC AS OUTSIDE COUNSEL**

Jackson State University request approval to enter into a contract with Armstrong Law, LLC as outside counsel to provide services as needed in preparing labor certification applications, immigration applications, immigration petitions, and to provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status, as well as providing other related services. The term of this Agreement is one year beginning September 2018. The rates for services are set out in the Fee Schedule below with a maximum amount payable under the contract of \$50,000. This firm carries errors and omissions professional liability insurance coverage in the amount of \$1,000,000. This request is pending approval by the Office of the Attorney General.

**Summary of Legal Fees - Jackson State University**

<b><u>Type of Immigration Processing</u></b>	<b><u>Attorney’s Fees<sup>1</sup></u></b>
<b>Permanent resident status (“green card”/immigrant) processing – labor certification required<sup>2</sup></b>	
“Special handling” labor certification for faculty (teaching positions only) – using original recruitment	\$2,000.00
“Special handling” labor certification for faculty (teaching positions only) – re-recruitment <sup>3</sup>	\$2,500.00
“Basic recruitment” labor certification for non-teaching positions	\$3,500.00
Audit response (if required by US Department of Labor)	\$1,500.00
Immigrant petition for alien worker (I-140) – for employee	\$2,500.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$1,500.00

---

<sup>1</sup> Exclusive of all required US Citizenship and Immigration Services filing fees and costs of recruitment (if required); all additional work, including assistance in ad placement, renewal applications for employment authorization or advance parole during the period the application for adjustment of status is pending, preparation for and attendance at interviews with immigration officers, or appeals of any denials of any immigration petition or application filed, will be billed at normal hourly rates (currently \$275 an hour)

<sup>2</sup> Regulations require employer to pay all costs relating to labor certification, including all costs of recruitment.

<sup>3</sup> Re-recruitment may be required if original ads do not meet US Department of Labor requirements or if labor certification is not filed within 18 months of date of offer letter.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
LEGAL  
SEPTEMBER 20, 2018**

Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$ 750.00
Preparation for and attendance at USCIS interview	\$1,500.00
Application to renew employment authorization and/or advance parole (per application)	\$ 350.00

**STAFF RECOMMENDATION: Pending approval by the Attorney General, Board staff recommends approval of this item.**

**3. JSU – APPROVAL TO CONTRACT WITH WARE | IMMIGRATION AS OUTSIDE COUNSEL**

Jackson State University requests approval to enter into a contract with David Ware & Associates, LLC dba Ware|Immigration as outside counsel to provide services as needed in preparing labor certification applications, immigration applications, immigration petitions, and provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status, as well as providing other related services. The term of this Agreement shall commence in September 2018 and shall expire no later than one year thereafter, subject to renewal, if necessary. The fee schedule is set out below and the maximum amount payable under this contract is \$50,000. This firm carries errors and omissions professional liability insurance coverage in the amount of \$100,000 per occurrence with an aggregate of \$300,000. This request is pending approval by the Office of the Attorney General.

Schedule of Legal Fees for Academia

Nonimmigrant Petitions and Processes

H-1B petition	\$1500.00
H-1B extension or amendment petitions (we handled original petition)	\$1000.00
TN petition or border/consulate processing	\$1500.00
TN extension petition (we handled original)	\$1000.00
E-3 petition or consular processing	\$1500.00
E-3 extension petition (we handled original)	\$1000.00
O-1 petition	\$4000.00
O-1 extension or amendment petition (we handled original)	\$1500.00

Change of status or extension of status for dependents (I-539) no additional charge

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 CONSENT AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

J-1 waiver (IGA or hardship)	\$6,000.00
J-1 waiver (Conrad)	\$6,000.00

Permanent Residence Process with Labor Certification: Faculty

\$2000.00	Special Handling labor certification	
	\$2500.00 if position must be readvertised	
\$500-1500.00	Additional fee if audited	
\$2500.00	Immigrant petition	

Permanent Residence Process with Labor Certification: Non-Faculty

\$4000.00	Labor certification	
\$500-\$1500.00	Additional fee if audited	
\$2500.00	Additional fee if subject to supervised recruitment	
\$2500.00	Immigrant petition	

Permanent Residence Process: Outstanding Professors and Researchers

\$6000.00	Immigrant petition	
-----------	--------------------	--

Permanent Residence Process: National Interest Waiver

\$6000.00	Immigrant petition	
-----------	--------------------	--

Adjustment of Status, any Employment-Based Permanent Residence Matter

\$2000.00	Adjustment of status and related applications (I-765, I-131, etc.) for employee	
\$2500.00	Standalone AOS and related applications, principal.	
\$1000.00	Adjustment of status and related applications, spouse, if together with principal application and I 140.	
\$ 750.00	Adjustment of status of each child, concurrent with I 140.	
\$1500.00	“Standalone” adjustment of status, spouse (not concurrent with I 140).	
\$1000.00	“Standalone” adjustment of status, child.	

Employment Authorization and Advance Parole Renewal

\$500	Employment Authorization Renewal per individual	
\$500	Advance Parole Renewal per individual	

General Legal Advice and Unusual Matters Which Fall Outside This Fee Schedule

Such matters will be billed at our hourly rates:  
 David Ware \$300 per hour billed.  
 WI Partners \$250 per hour billed.  
 Associate Attorneys: \$175 per hour billed.  
 Paralegals: \$100 per hour billed.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
LEGAL  
SEPTEMBER 20, 2018**

**STAFF RECOMMENDATION: Pending approval by the Attorney General, Board staff recommends approval of this item.**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
PERSONNEL  
September 20, 2018**

**APPROVAL OF PERSONNEL ACTION REQUESTS**

1. **Employment**

**University of Mississippi**

David Puleo; *hired with tenure*; Dean of the School of Engineering and Professor of Biomedical Engineering; salary \$325,000 per annum, pro rata; E&G Funds; 12-month contract; effective August 27, 2018

2. **Change of Status**

**Jackson State University**

Preselfannie McDaniels, *from* Chair and Professor, Department of English and Modern Foreign Language; salary \$98,000 per annum, pro rata; E&G Funds; 9 month contract; *to* Interim Dean & Professor of the Division of Graduate Studies; salary \$122,500 per annum, pro rata; E&G Funds; 12 month contract; effective July 1, 2018

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
ADMINISTRATION/POLICY  
September 20, 2018**

1. **SYSTEM – APPOINTMENT OF GEE OGLETREE AS A REPRESENTATIVE TO THE MISSISSIPPI COMMISSION FOR VOLUNTEER SERVICE**

In accordance with Miss. Code § 43-55-1 et seq., one member of the IHL Board of Trustees serves as a representative on the Mississippi Commission for Volunteer Service (MCVS) with voting rights. MCVS was established to encourage community service and volunteer participation as a means of community and state problem-solving; to promote and support voluntary citizen involvement in government and private programs throughout the state; to provide a means by which the state may develop a coordinated, unified plan in response to the National and Community Service Act of 1993; to develop a long-term, comprehensive vision and plan of action for community service initiatives in Mississippi primarily focused in the areas of education, public safety, human needs and the environment; and to serve as the state's liaison to national and state organizations that support its mission. Members serve three-year terms. Commission members are allowed to serve two consecutive terms before having to step down for a year.

On September 17, 2015, Trustee Alfred McNair was appointed to serve as the representative. His term ends September 30, 2018. The Board Staff respectfully requests the IHL Board approve the appointment of Trustee Gee Ogletree as the next representative for the term October 2018 – September 2021.

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

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

**SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE  
AUGUST 16, 2018 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:**

**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.*

**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.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

**DELTA STATE UNIVERSITY**

**1. DSU- GS 102-260 – Zeigel Hall Renovation**

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

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

Board staff approved Change Order #4 in the amount of \$15,310.86 and forty-four (44) additional days to the contract of Roy Collins Construction Co., Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 4,2018

Change Order Description: Change Order #4 includes the following items: installed ten (10) acoustical wall panels; replaced damaged sidewalk; provided handicap accessible access to the building; and forty-four (44) days to the contract.

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

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$320,278.90.

Project Initiation Date: August 15, 2013

Design Professional: Architecture South

General Contractor: Roy Collins Construction Co., Inc.

Total Project Budget: \$6,365,377.11

**JACKSON STATE UNIVERSITY**

**2. JSU- GS 103-281 - Alexander Center Renovations PH II (Elevator Replacement)**

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

**Approval Request #1: Change Order #5**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Board staff approved Change Order #5 in the amount of \$66,223.68 and zero (0) additional days to the contract of Fountain Construction Company. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 14, 2018

Change Order Description: Change Order #5 includes the following items: repairs made to two (2) elevator shaft walls.

Change Order Justification: These changes were due to the increase of the scope of the repair work in the two (2) existing elevator shafts.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$155,093.28.

Project Initiation Date: October 17, 2013

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Fountain Construction Company

Total Project Budget: \$1,650,000.00

**3. JSU- GS 103-281 - Alexander Center Renovations PH III**

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

**Approval Request #1: Change Order #5**

Board staff approved Change Order #5 in the amount of \$54,900.00 and zero (0) 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, August 14, 2018

Change Order Description: Change Order #5 includes the following items: replaced the gravel pathway with a concrete sidewalk; and added a storm drainage system.

Change Order Justification: These changes were user/owner requested modifications.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$191,045.75.

Project Initiation Date: February 18, 2016

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Design Professional: Foil Wyatt Architects & Planners, PLLC  
General Contractor: Sullivan Enterprises, Inc.  
Total Project Budget: \$2,018,827.06

**MISSISSIPPI STATE UNIVERSITY**

**4. MSU – GS 105-355 – Engineering and Science Complex (Engineering Building)**

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

**Approval Request #1: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$25,999,000.00 to the apparent low bidder, West Brothers Construction, Inc.

Approval Status & Date: APPROVED, August 27, 2018

Project Initiation Date: June 18, 2015

Design Professional: Eley Guild hardy Architects

General Contractor: West Brothers Construction, Inc.

Total Project Budget: \$34,000,000.00

**5. MSU– GS 113-136 – Meat Science Laboratory**

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

**Approval Request #1: Change Order #7**

Board staff approved Change Order #7 in the credit amount of \$62,347.04 and twenty-one (21) additional days to the contract of Construction Services, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 27, 2018

Change Order Description: Change Order #7 includes the following items: added additional hot water wash down stations; installed a disconnect for the hock cutter; changed the electrical mods to a splitting saw; liquidated damages assessed; and twenty-one (21) days to the contract.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Change Order Justification: These changes were due to errors and omissions in the plans & specifications; user/owner requested modifications; liquidated damages due to the late completion date and days for work as indicated herein.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$69,817.81.

Project Initiation Date: October 17, 2013

Design Professional: Pryor/Morrow PC

General Contractor: Construction Services, Inc.

Total Project Budget: \$8,200,000.00

**6. MSU– GS 113-145 – NWARC Roof Replacement**

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

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

Board staff approved Change Order #1 in the amount of \$30,220.00 and eighteen (18) additional days to the contract of Independent Roofing Systems, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 2, 2018

Change Order Description: Change Order #1 includes the following item: repairs made to parapet wall.

Change Order Justification: These changes were due to latent job site conditions.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$30,220.00.

Project Initiation Date: October 21, 2016

Design Professional: Pryor/Morrow PC

General Contractor: Independent Roofing Systems, Inc.

Total Project Budget: \$1,000,000.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

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

**Approval Request #1: Change Order #9**

Board staff approved Change Order #9 in the credit amount of \$155,985.39 and zero (0) additional days to the contract of Jesco, Inc.

Approval Status & Date: APPROVED, August 14, 2018

Change Order Description: Change Order #9 includes the following items: changes made to sequence 4 & 5 steel support angles; added additional stadium seating in Omaha Club and suite areas; changes made to the structural steel to support the CIP stairs at the end of the seating area; added right field berm railing; revisions made to door hardware & rough-in; credit for reconciliation of building controls; provisions made for view level ice merchandiser; revisions made to millwork in the ticket office and player's lounge; the existing mechanical room was subdivided to create a separate storage room; and added a tv in in the team meeting room.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications; and user/owner requested modifications.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$1,490,277.08.

Project Initiation Date: August 15, 2013

Design Professional: Wier Boerner Allin Architects, PLLC

General Contractor: Jesco, Inc.

Total Project Budget: \$55,000,000.00

**8. MSU– IHL 205-290 – Painting and Carpeting of Ruby Hall**

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

Board staff approved Change Order #1 in the amount of \$15,409.64 and zero (0) additional days to the contract of Ralph McKnight & Son Construction, Inc.

Approval Status & Date: APPROVED, August 14, 2018

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Change Order Description: Change Order #1 includes the following items: a more durable paint was applied on the bathroom ceilings; and installed 2-1/4” trim at three (3) sides of the PTAC unit.

Change Order Justification: These changes were due to user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$15,409.64.

Project Initiation Date: March 5, 2018

Design Professional: Architecture South, P.A.

General Contractor: Ralph McKnight & Son Construction, Inc.

Total Project Budget: \$1,597,740.00

## UNIVERSITY OF MISSISSIPPI

### 9. UM– IHL 207-372 - South Campus Recreation Facility & Transportation Hub

#### **Approval Request #1: Change Order #8**

Board staff approved Change Order #8 in the amount of \$93,484.01 and zero (0) additional days to the contract of Zellner Construction Services, LLC.

Approval Status & Date: APPROVED, August 9, 2018

Change Order Description: Change Order #8 includes the following items: modified the sprinkler locations below the studio mezzanine; changed the wood stain to the basketball courts; changed the WF-2 flooring to RexillaBase SP; installed power to the temporary bus gates; changed the color of the metal panel under the curtainwall at the track from clear anodized to Ole Miss red; scanned the floor slab to determine the scope of the slab in preparation for the new flooring; demolished the pavement and the new asphalt paving addition; the temporary paved driveway (and associated grading) was eliminated from the scope of the work.

Change Order Justification: These changes were necessary due to errors and omissions in the plans and specifications; latent jobsite conditions; and user/owner requested modifications.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Total Project Change Orders and Amount: Seven (8) change orders for a total amount of \$1,639,563.63.

Project Initiation Date: June 20, 2013

Design Professional: JBHM Architects, P.A.

General Contractor: Zellner Construction Services, LLC.

Phased Project Budget: \$28,840,676.59

Total Project Budget: \$32,000,000.00

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

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

Board staff approved Change Order #2 in the amount of \$7,392.34 and zero (0) additional days to the contract of CIG Contractors, Inc.

Approval Status & Date: APPROVED, August 22, 2018

Change Order Description: Change Order #2 includes the following items: added a FEMA louver; added an exterior roof ladder with a safety cage and cage gate; credit to omit rough-ins for the projection equipment; credit for the difference in cost between the original interior signage work scope and the new work scope; and credit for the balance of the controls allowance.

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

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$8,658.34.

Project Initiation Date: August 18, 2016

Design Professional: Shafer & Associates, PLLC

General Contractor: CIG Contractors, Inc.

Total Project Budget: \$1,300,000.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

**11. UM– IHL 207-424 - Faser Hall First Floor Modifications**

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

Board staff approved Change Order #1 in the amount of \$30,001.96 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: APPROVED, August 22, 2018

Change Order Description: Change Order #1 includes the following items: tuck pointing and asbestos abatement to the project area.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$30,001.96.

Project Initiation Date: February 18, 2016

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

General Contractor: Barnes & Brower, Inc.

Total Project Budget: \$1,300,000.00

**12. UM– IHL 207-428 – East Campus Electrical Modifications**

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

Board staff approved Change Order #1 in the amount of \$18,596.00 and five (5) additional days to the contract of McInnis Electric Co.

Approval Status & Date: APPROVED, August 2, 2018

Change Order Description: Change Order #1 includes the following items: sawcut & removed asphalt across a revised route in a parking lot driveway to facilitate the installation of a communications manhole.

Change Order Justification: These changes were due to latent job site conditions.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$18,596.00.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Project Initiation Date: November 17, 2016  
Design Professional: Corbett Legge & Associates, PLLC  
General Contractor: McInnis Electric Co.  
Total Project Budget: \$1,900,000.00

**13. UM– IHL 207-435 – Guyton Drive Modifications**

**Approval Request #1: Change Order #6**

Board staff approved Change Order #6 in the amount of \$5,716.82 and two (2) additional days to the contract of DC Services, LLC.

Approval Status & Date: APPROVED, August 2, 2018

Change Order Description: Change Order #6 includes the following items: relocated a fence to accommodate American Disabilities Act access into the building; used polymeric sand in lieu of mortar for the pavers; removed the light pole base; added an additional curb; and two (2) weather related days to the contract.

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

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$41,176.32.

Project Initiation Date: May 18, 2017  
Design Professional: A2H, PLLC  
General Contractor: DC Services, LLC  
Total Project Budget: \$1,257,400.00

**14. UM – IHL 207-438 – Deaton and Hefley Hall Elevator Refurbishment**

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

Board staff approved Change Order #2 in the amount of \$1,793.04 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: APPROVED, August 2, 2018

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Change Order Description: Change Order #2 includes the following item: added a new circuit for the oil cooling unit with a dedicated circuit in the machine room.

Change Order Justification: This change was necessary to avoid overheating issues.

**Approval Request #2: Change Order #3**

Board staff approved Change Order #3 in the amount of \$3,126.34 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: APPROVED, August 22, 2018

Change Order Description: Change Order #3 includes the following item: added a branch circuit to the outdoor/indoor units for each building.

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

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$7,420.47.

Project Initiation Date: February 18, 2016

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: Barnes & Brower, Inc.

Total Project Budget: \$1,150,000.00

**15. UM- IHL 207-439 - Crosby Hall HVAC Upgrades**

**Approval Request #1: Change Order #3**

Board staff approved Change Order #3 in the amount of \$11,756.00 and zero (0) additional days to the contract of Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, August 2, 2018

Change Order Description: Change Order #3 includes the following items: existing electrical circuits were relocated; removed the existing terminal units and installed the new terminal units; the existing penetrations through the existing mechanical shaft were fire-proofed.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Change Order Justification: These changes were necessary due to latent job site conditions.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$60,293.76.

Project Initiation Date: April 21, 2016

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: Upchurch Plumbing, Inc.

Total Project Budget: \$2,800,000.00

**16. UM– IHL 207-442 – Manning Center Training Hydrotherapy Room Renovation**

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

Board staff approved the Schematic Design Documents as submitted by A2H, LLC.

Approval Status & Date: APPROVED, August 9, 2018

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

Board staff approved the Design Development Documents as submitted by A2H, LLC.

Approval Status & Date: APPROVED, August 17, 2018

Project Initiation Date: February 15, 2018

Design Professional: A2H, LLC

General Contractor: TBD

Total Project Budget: \$1,300,000.00

**UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

**17. UMMC– GS 109-223 - Clinical Research Unit**

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

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

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Board staff approved Change Order #1 in the amount of \$10,848.00 and zero (0) additional days to the contract of Fountain Construction Co.; Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 22, 2018

Change Order Description: Change Order #1 includes the following items: modified the existing irrigation system and credit for sod and irrigation in the lay-down area; changed the vinyl corner guards to stainless steel; replaced the angled bracing with horizontal support to install a new beam; off-set the stud framing around the existing roof drains; relocated the top wall track in ten (10) locations to miss the existing plumbing; and changed the notice to proceed date to June 5, 2018.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$10,848.00.

Project Initiation Date: February 18, 2016

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Fountain Construction Co.; Inc.

Total Project Budget: \$7,500,000.00

**18. UMMC– IHL 209-555 – Children’s of Mississippi Expansion**

**Approval Request #1: Change Order #3**

Board staff approved Change Order #3 in the amount of \$0.00 and zero (0) additional days to the contract of Brasfield & Gorrie, LLC.

Approval Status & Date: APPROVED, August 2, 2018

Change Order Description: Change Order #3 includes the following items: installed a temporary stone at the building pad; installed a temporary generator for the shutdown of Batson; and additional steel was installed.

Change Order Justification: These changes were due to latent job site conditions; user/owner requested modifications & changes in scope.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$0.00.

Project Initiation Date: January 22, 2015

Design Professional: HDR Architecture

General Contractor: Brasfield & Gorrie, LLC

Total Project Budget: \$180,000,000.00

**19. UMMC– IHL 209-558 – MS Center for Emergency Services**

**Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by Gensler Architecture

Approval Status & Date: APPROVED, August 14, 2018

**Approval Request #2: Advertise**

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, August 14, 2018

**Approval Request #2 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on August 21, 2018 to approve the exterior design.

Interim Approval Status & Date: APPROVED, August 21, 2018

Project Initiation Date: March 16, 2017

Design Professional: Gensler Architecture

General Contractor: TBD

Total Project Budget: \$12,699,114.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

**20. UMMC– IHL 209-561 – Campus HVAC Upgrades FY18**

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

Board staff approved the Design Development Documents as submitted by Engineering Resource Group.

Approval Status & Date: APPROVED, August 2, 2018

Project Initiation Date: August 17, 2017

Design Professional: Engineering Resource Group

General Contractor: TBD

Total Project Budget: \$5,577,000.00

**21. UMMC– IHL 209-563 – Campus Emergency System Upgrades**

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

Board staff approved the Design Development Documents as submitted by Cook Douglass Farr Lemons Architects and Engineers, P.A.

Approval Status & Date: APPROVED, August 14, 2018

Project Initiation Date: August 17, 2017

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

General Contractor: TBD

Total Project Budget: \$6,700,000.00

**22. UMMC– IHL 209-568 – West Wing Renovations**

**Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on August 10, 2018 to approve sole source.

Interim Approval Status & Date: APPROVED, August 10, 2018

**Approval Request #2: Contract Documents**

Board staff approved Contract Documents as submitted by Foil Wyatt Architects

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Approval Status & Date: APPROVED, August 14, 2018

**Approval Request #3: Advertise**

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, August 14, 2018

Project Initiation Date: May 17, 2018

Design Professional: Foil Wyatt Architects

General Contractor: TBD

Total Project Budget: \$2,950,000.00

**UNIVERSITY OF SOUTHERN MISSISSIPPI**

**23. USM– GS 108-281 – Greene Hall Renovations**

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

**Approval Request #1: Change Order #5**

Board staff approved Change Order #5 in the amount of \$1,736.53 and forty-five (45) additional days to the contract of B.W. Sullivan Building Contractor, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 22, 2018

Change Order Description: Change Order #5 includes the following items: added additional fire sprinkler heads; revisions made to the air control valve & electrical; and forty-five (45) days to the contract.

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

Total Project Change Orders and Amount: Five (5) change orders for a total credit amount of \$350,784.03.

Project Initiation Date: August 17, 2007

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
SEPTEMBER 20, 2018**

Design Professional: Allred Architectural Group, P.A.

General Contractor: B.W. Sullivan Building Contractor, Inc.

Total Project Budget: \$13,000,000.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 INFORMATION AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

**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 Ware Immigration (statement dated 8/1/18) from the funds of Alcorn State University. (This statement, in the amount of \$4,000.00 represents services and expenses in connection with immigration/labor certification.)

**TOTAL DUE.....\$ 4,000.00**

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 8/16/18) from the funds of Mississippi State University. (This statement, in the amount of \$312.50, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 312.50**

Payment of legal fees for professional services rendered by Butler Snow (statement dated 8/14/18) from the funds of Mississippi State University. (This statement, in the amount of \$472.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 472.00**

Payment of legal fees for professional services rendered by Ware Immigration (three statements, each dated 8/1/18) from the funds of Mississippi State University. (These statements, in the amounts of \$4,000.00, \$2,500.00 and \$4,000.00, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE.....\$ 10,500.00**

Payment of legal fees for professional services rendered by Butler Snow (statements dated 3/19/18, 5/9/18, 6/7/18 and 7/17/18) from the funds of the University of Mississippi. (These statements, in the amounts of \$2,920.50, \$2,625.50, \$767.00 and \$590.00, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 6,903.00**

Payment of legal fees for professional services rendered by Mayo|Mallette (statements dated 4/10/18, 5/8/18, 7/6/18, 7/6/18 and 8/7/18) from the funds of the University of Mississippi. (These statements, in the amounts of \$1,121.00, \$6,556.49, \$2,545.00, \$5,565.00 and \$4,806.55, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 20,594.04**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 INFORMATION AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

Payment of legal fees for professional services rendered by Ware Immigration (statement dated 6/1/18, 6/1/18, 6/1/18, 8/1/18, 8/1/18, 8/1/18, 8/1/18, 8/1/18, and 8/1/18) from the funds of the University of Mississippi. (These statements, in the amounts of \$75.35, \$4,000.00, \$24.39, \$97.79, \$104.42, \$41.20, \$6,000.00, \$22.24, and \$2,500.00, respectively, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE.....\$ 12,865.39**

Payment of legal fees for professional services rendered by Baker Donelson Bearman Caldwell & Berkowitz, PC (statement dated 6/13/18) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$10,741.50, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 10,741.50**

Payment of legal fees for professional services rendered by Butler Snow, LLP (statements dated 6/13/18, 6/13/18, 6/13/18, 6/14/18, 6/15/18, 6/21/18 and 7/6/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$501.50, \$10,000.00, \$8,791.00, \$19,346.70, \$2,183.00, \$11,496.60 and \$58,176.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 110,494.80**

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statements dated 6/15/18 and 6/20/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,161.50 and \$709.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 6,871.00**

Payment of legal fees for professional services rendered by Hagwood Adelman Tipton, PC (seven statements, each dated 6/14/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$627.00, \$12.00, \$321.00, \$51.00, \$51.00, \$172.50 and \$84.00, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 1,318.50**

Payment of legal fees for professional services rendered by Hogan|Lovells (statement dated 6/28/18) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$2,494.30, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,494.30**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 INFORMATION AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

Payment of legal fees for professional services rendered by Page Kruger & Holland (five statements, each dated 6/11/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,250.62, \$214.50, \$363.00, \$16.50 and \$82.50, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,927.12**

Payment of legal fees for professional services rendered by Scott, Sullivan, Streetman & Fox, P.C. (ten statements, each dated 6/11/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$49.50, \$67.50, \$259.00, \$486.00, \$742.50, \$94.50, \$54.00, \$472.50, \$132.00, and \$310.50, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,668.00**

Payment of legal fees for professional services rendered by Steen, Dalehite and Pace (statements dated 5/31/18, 6/25/18, 6/30/18 and 6/30/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$10,690.90, \$5,250.00, \$148.50 and \$8,607.10, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 24,696.50**

Payment of legal fees for professional services rendered by Stites & Harbison PLLC (statement dated 6/11/18) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$2,460.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,460.00**

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 1/24/18, 4/24/18, 5/15/18, and 6/21/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$396.00, \$759.00, \$181.50 and \$2,260.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,597.00**

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 6/13/18, 6/13/18, 6/13/18, 6/13/18, 7/2/18, 7/2/18 and 7/2/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$622.50, \$3,411.20, \$1,816.50, \$6,538.50, \$3,136.40, \$1,950.00 and \$5,058.80, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 22,533.90**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 INFORMATION AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

Payment of legal fees for professional services rendered by Butler Snow (statement dated 7/17/18) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$236.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 236.00**

Payment of legal fees for professional services rendered by Ware Immigration (two statements, each dated 8/1/18) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,500.00 and \$39.65, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE.....\$ 1,539.65**

**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 5/22/18 and 6/14/18) from the funds of the Mississippi State University. (These statements represent services and expenses in connection with the following patents: “A Y161F Hemagglutinin Substitution Increases Thermostability and Improves Yields of 2009 H1N1 Influenza A in Cells” - \$6,039.00; “Kim – Listeria and Salmonella Assay Methods and Kits” - \$350.00)

**TOTAL DUE.....\$ 6,389.00**

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 1/5/18, 1/5/18, 5/22/18, 5/22/18, and 5/22/18) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Therabot (Word Mark)” - \$225.00; “Therabot: A Support Companion (Logo)” - \$225.00; “Bandwidth-Based Methodology for Controlling and Optimally Designing a Hybrid Power System” - \$50.00; “Improved Actuator Control System” - \$70.00; “Accessories for Raman and Luminescence Spectral Acquisitions” - \$1,843.00).

**TOTAL DUE.....\$ 2,413.00**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 6/11/18, 6/11/18, 7/5/18 and 7/5/18) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - \$843.15; “Occidiofungin. A Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans” - \$65.00; “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 INFORMATION AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

Against Fungal Species” - \$201.50; “Phenoxyalkyl Pyridinium Oxime Therapeutics for Treatment of Organophosphate Poisoning” - \$997.75).

**TOTAL DUE.....\$ 2,107.40**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 4/19/18, 4/19/18 and 5/23/18) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Horstemeyer, et al. / Extruder Device” - \$218.00; “Coyne: Novel and Unique Botanical and Natural-Origin Candidate Anti-Neoplastic” - \$1,000.00; and “Horstemeyer, et al. / Extruder Device” - \$1,580.50.)

**TOTAL DUE.....\$ 2,798.50**

Payment of legal fees for professional services rendered by Armstrong|Teasdale (four statements, each dated 7/26/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Systems and Methods for Detecting Transient Acoustic Signals - \$328.57; “Systems and Methods for Detecting Transient Acoustic Signals” - \$140.56; “Laser Multibeam Differential Interferometric Sensor and Methods for Vibration Imaging” – \$209.28; and “Systems and Methods for Preparing Solid Lipid Nanoparticles” - \$35.00.)

**TOTAL DUE.....\$ 713.41**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 7/6/18 and 7/30/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Cache Mapping Technology Matter” - \$8,997.50; and “Cache Mapping Technology Matter” – \$17,497.30.)

**TOTAL DUE.....\$ 26,494.80**

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 6/29/18, 7/5/18, 7/5/18, 7/5/18, 7/5/18, 7/26/18, 8/3/18, 8/6/18, 8/6/18, 8/6/18, 8/6/18, 8/6/18, and 8/6/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Potent Immunostimulants for Microalga” – \$857.50; “Potent Immunostimulatory Polysaccharides Extracted from Microalga” - \$678.97; “Potent Immunostimulants from Microalga” - \$1,199.99; “Potent Immunostimulants from Microalga” - \$1,780.25; “Potent Immunostimulants from Microalga” - \$1,257.03; “Isolation of pure cannabinoids from Cannabis” - \$309.05; “Potent Immunostimulants from Microalga” - \$1,529.00; “Potent Immunostimulants from Microalga” - \$1,295.00; “Potent Immunostimulants from Microalga” - \$2,458.00; “Potent Immunostimulants from Microalga” - \$1,967.00; “Potent Immunostimulants from Microalga” - \$1,480.00; “Potent Immunostimulants from Microalga” - \$1,350.00; and Potent Immunostimulants from Microalga” - \$2,156.00).

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 INFORMATION AGENDA  
 LEGAL  
 SEPTEMBER 20, 2018**

**TOTAL DUE.....\$ 18,317.79**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 6/11/18, 6/11/18, 6/11/18, 7/24/18, 7/24/18, 7/24/18, 7/24/18 and 7/24/18) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Stabilized Formulation of Triamcinolone Acetonide: - \$47.50; “Use of Trans-Gnetin H or Extracts Containing Genetic H as a Lactic Acid Production Inhibitor” - \$28.50; “Amphotericin Loaded Pegylated Lipid Nanoparticles for Human Veterinary Use” - \$44.00; “Compositions Comprising Highly Purified Amphotericin B” - \$2,142.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$180.00; “High Photovoltage Per Area by Sequential Series Tandem (SST) Stacked Device Architecture for Dye-Sensitized Solar Cells” - \$1,650.00; “Amphotericin Loaded Pegylated Lipid Nanoparticles for Human Veterinary Use” - \$1,056.00; and Cytochrome BC1C Complex Inhibitors for Drug-Resistant and Other Parasitic, Fungal and Bacterial Strains” - \$3,735.00.)

**TOTAL DUE.....\$ 8,883.00**

Payment of legal fees for professional services rendered by Stites & Harbison (four statements, each dated 6/11/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$998.32, \$325.00, \$47.50, and \$2,400.00, represent services and expenses in connection with intellectual property patents.)

**TOTAL DUE.....\$ 3,770.82**

**2. MUW – EMERGENCY APPROVAL TO CONTRACT WITH McDONALD HOPKINS AS OUTSIDE COUNSEL**

Trustee Ann Lamar, as Board Legal Committee Chair, on behalf of the Board, has approved the university’s emergency request to contract with attorneys Jim Grizzczak and Sherri Krause of McDonald Hopkins as outside counsel to provide legal services related to a cyber incident. The term of the contract began August 30, 2018 and will continue until the matter is resolved. Services are provided at an hourly rate of \$365 for partners and \$290 for associates, with a maximum amount payable under the contract of \$50,000. MUW is insured for cyber incident response and carries a deductible for legal services related to a covered incident of \$5,000. Therefore, MUW will not be responsible for more than \$5,000 of the \$50,000 maximum amount payable under the contract. McDonald Hopkins carries professional liability coverage in the amount of \$5,000,000 per occurrence and \$5,000,000 annual aggregate.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**INFORMATION AGENDA**  
**ADMINISTRATION/POLICY**  
**September 20, 2018**

1. **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. **ASU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 6, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to several FY 2018 *Ayers* academic programs budget. It appears that these revisions were necessary to align 2018 budgets to individual program needs as of the end of the year. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- b. **ASU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On August 13, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between ASU and Days Inn of Natchez for the lease of 25 rooms to be used as short-term overflow student housing. The term of the lease is August 19, 2018 through September 9, 2018 at a cost of \$24,200 to be paid in two installments as set out in Section 3 of the Agreement. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- c. **ASU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 28, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to several FY 2018 *Ayers* academic programs budget. It appears that these revisions were necessary to align 2018 budgets to individual program needs as of the end of the year, due to rounding variances. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- d. **DSU** – 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 August 22, 2018, Commissioner Alfred Rankins, Jr. approved the Ground Lease with

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**INFORMATION AGENDA**  
**ADMINISTRATION/POLICY**  
**September 20, 2018**

Delta State University Foundation, Inc., for the lease of approximately 1.8 acres on the Delta State campus on which to construct a home for the President of the University. The Foundation will bear all costs for the building of an approximately 6,000 square foot, five-bedroom, five-bath home on the site. The lease will run through midnight on March 31, 2020, or such earlier time as the construction is completed. After construction is completed, the Lease will terminate and the home will become the property of DSU, to be operated as part of the university facilities. The Attorney General's Office has reviewed and approved the contract documents.

- e. **JSU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 27, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to several FY 2018 *Ayers* academic programs budgets. It appears that these revisions were necessary to align 2018 budgets to individual program needs as of the end of the year. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories and between various programs. A copy of the documents is on file at the Board Office.
- f. **JSU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On September 4, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to the On Campus Budget, the *Ayers* Budget, the Auxiliary Enterprises Budget, the Walter Payton Health & Wellness Center Budget, the University Stadium Budget, and the Athletics Budget for Fiscal Year 2018. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- g. **MSU** - In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, "the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board." On August 8, 2018, Commissioner Alfred Rankins, Jr. approved the Traffic and Parking Rules and Regulations. The IHL

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**INFORMATION AGENDA**  
**ADMINISTRATION/POLICY**  
**September 20, 2018**

Associate Commissioner for Legal Affairs has reviewed and approved the documents.

- h. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 4, 2018, Commissioner Alfred Rankins, Jr. approved the proposed amendment to Lease No. 57-6060-15-049 between MSU and the USDA Agricultural Research Service for land in the North Mississippi Branch Station in Marshall County, MS to be used for government agricultural research purposes. The amendment to the existing lease is for the purpose of reducing the amount of acreage from 46.05 to 18.0, changing the buildings included in the lease, and amending the renewal periods. The amended term of the Lease is from July 1, 2018 through June 30, 2019. No other provisions of the original lease agreement have been changed. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the documents.
- i. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 6, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between MSU and The Mississippi State University Foundation to allow for the construction of a demonstration wetland and associated upland prairie to be used both as an outdoor laboratory for environmental education, as well as a destination for campus visitors. The term of the lease will be for up to two years or until the completion of improvements, whichever comes first, beginning November 1, 2018. The MSU Foundation will make the improvements at no cost to the University with the result that all improvements made to and on the premises shall be owned “free and clear” by the University upon the termination of the lease. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the documents.
- j. **MUW** – 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 August 17, 2018, Commissioner Alfred Rankins, Jr. approved the Facilities Lease

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**INFORMATION AGENDA**  
**ADMINISTRATION/POLICY**  
**September 20, 2018**

Agreement between MUW and the Columbus Municipal School District for use of CMSD's baseball facilities for MUW's baseball program. The term of the lease is September 1, 2018 through May 31, 2020 at a total cost of \$18,200 to be paid in four equal installments of \$4,550 each, the first of which is due on or before September 30, 2108, with a subsequent payment schedule set out in Section 3 of the Agreement. The Attorney General's Office has reviewed and approved the contract documents.

- k. **MVSU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 6, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to several FY 2018 *Ayers* academic programs budgets. It appears that these revisions were necessary to align 2018 budgets to individual program needs as of the end of the year. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- l. **UM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On August 6, 2018, Commissioner Alfred Rankins, Jr. approved the renewal request concerning Amendment No. 1 to the Agreement for Bookstore Services between the university and Barnes & Noble College Booksellers, LLC. This Amendment renews the current contract by extending the terms of the original agreement by five years or through December 14, 2026 and revises language in Sections 12, 18, 20, and 24 of the original Agreement. The contract renewal results in additional revenues for the institution. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- m. **UM** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 13, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to the On Campus Budget, Off Campus Budget, Center for Manufacturing Excellence Budget, State Court Education Program Budget, Mississippi Mineral Resources Institute Budget, Mississippi Law Research Institute Budget, Research Institute of Pharmaceutical Science Budget, Super Computer Budget, and the Small Business Development Center

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**INFORMATION AGENDA**  
**ADMINISTRATION/POLICY**  
**September 20, 2018**

Budget for Fiscal Year 2018. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.

- n. **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 September 4, 2018, Commissioner Alfred Rankins, Jr. approved the lease and prepayment by UMMC for Mathematics and Science Education to the Jones County Junior College Advance Technology Center in the amount of \$400 for classroom space rental in which to host a mathematics teacher training session on December 6-7, 2018. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- o. **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 August 27, 2018, Commissioner Alfred Rankins, Jr. approved the Lease Agreement with Carroll County, Mississippi for the lease of approximately 2,056 square feet of clinic space located at the Herbert R. Power Health Clinic in Vaiden, MS. The term of the lease is three years beginning September 1, 2018 at a total cost of \$55,512 or \$18,504 annually. This request was previously reported to the Board on August 16, 2018 with the incorrect contract amount. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- p. **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 August 27, 2018, Commissioner Alfred Rankins, Jr. approved the Rental Agreement between UMMC and Respironics, Inc. for the rental of OmniLab Advanced + Heated Tube Humidifier Core Package equipment for the sleep lab. The term of this agreement is three years beginning on or about August 21, 2018 at a total cost of \$5,400 or \$15.00 per unit per month for 10 unites to be billed monthly. The

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**INFORMATION AGENDA**  
**ADMINISTRATION/POLICY**  
**September 20, 2018**

IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

- q. **UMMC** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On September 6, 2018, Commissioner Alfred Rankins, Jr. approved the revisions the Consolidated Budget, the School of Medicine Budget, the School of Nursing Budget, the School of Health Related Professions Budget, the School of Dentistry Budget, the School of Population Health Budget, the University Hospital Budget, and the Medical Center Service Area Budget for Fiscal Year 2018. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budgets but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- r. **USM** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On August 13, 2018, Commissioner Alfred Rankins, Jr. approved the revisions to the On Campus Budget (Hattiesburg Campus), Off Campus Budget (Gulf Coast Campus), Auxiliary Enterprises Budget, and Gulf Coast Research Laboratory Budget for Fiscal Year 2018. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- s. **USM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On August 29, 2018, Commissioner Alfred Rankins, Jr. approved the request to renew the agreement between USM and United Healthcare to provide health insurance to its graduate assistants, resident assistants, and international students. In May 2017, the IHL Board approved an agreement between the parties with a one-year policy term running from August 15, 2017 - August 14, 2018.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
ADMINISTRATION/POLICY  
September 20, 2018**

According to the Agenda write-up, the parties have the option to enter into mutually agreed upon annual renewals. The annual premiums for students have increased from \$2,039 to \$2,129, a 4.4% increase. Premiums are payable in advance. The total annual premium paid in FY2018 was \$1,813,433, and the estimated total annual premium for FY2019 is \$1,891,440, a 4.3% increase. This expected increase does not exceed 110% of the total premiums paid under the policy approved by the Board. The Attorney General's Office has reviewed and approved the contract documents.