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ADJOURNMENT
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 via Zoom 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 January 6, 2021, to each and every member of said Board said date being at least five days prior to this January 21, 2021 meeting. There following members participated via Zoom: Dr. Steven Cunningham, Mr. Tom Duff, 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. Gee Ogletree, Mr. Hal Parker, and Dr. J. Walt Starr. The meeting was called to order by Trustee Ford Dye, President. Trustee Hal Parker introduced Mr. Marcus Thompson, IHL Deputy Commissioner and Chief Administrative Officer, who provided the invocation.

Due to recommendations from the Mississippi State Department of Health for social distancing due to COVID-19, members of the Board participated in the meeting via Zoom. In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this meeting were recorded by name in a rollcall. This was a regular monthly meeting of the Board.

APPROVAL OF THE MINUTES

On motion by Trustee Lamar, seconded by Trustee Starr, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meetings held on November 18, 2020, November 19, 2020, and December 10, 2020.

CONSENT AGENDAS

On motion by Trustee Duff, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

FINANCE

1. **ASU** – Approved the request to enter a one-year contract with EJSCS, Inc. d/b/a EJ’S Cleaning Services for custodial services for 3 university buildings on the Natchez Campus including the Cora Balmat School of Nursing, the W.K. Kellogg Nursing Building, and the Nursing Dormitory with a total of 76,472 square feet. The one-year term begins February 1, 2021 and ends January 31, 2022 with the option to renew for four additional one-year terms upon mutual agreement of the parties. If the university chooses the option to renew, the total contract cost over the course of five years is $352,176. The total contract amount for year 1 is $69,600 with monthly payments in the amount of $5800. The anticipated contract amounts for each year are: Year 1: $69,600; Year 2: $69,600; Year 3: $70,992; Year 4: $70,992; and Year 5: $70,992. The contract will be funded by university building maintenance funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
2. **JSU** – Approved the request to enter a lease agreement with Xerox / Burney Office Solutions, for the lease of 152 multifunctional copier devices. The agreement will become effective April 1, 2021 and terminate on March 31, 2026. The cost of the contract will be $285,312 annually for a total of $1,426,560 for the five years. This rate includes 152 multifunctional devices, Xerox secure access, HID care reader, Xerox smart document travel software, server-fax kits for Right fax integration, on-site maintenance, toner, supplies, and services. The contract will be funded by Education and General funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

3. **MSU** – Approved the request to enter into a Journals Institutional License Agreement allowing MSU to subscribe to electronic journals from Taylor & Francis. These research-oriented journals are used by MSU faculty, staff and students for educational and research purposes. The term of the agreement is three years: January 21, 2021 - December 31, 2023. The total three-year subscription cost is $305,444.54. The contract will be funded by E&G funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

4. **MVSU** – Approved a resolution authorizing the filing of an application to the Mississippi Department of Transportation for a grant to assist in providing transportation services. Through an agreement with the Mississippi Department of Transportation and the Federal Transit Administration, Mississippi Valley State University provides public transportation services in eight (8) Delta counties: Carroll, Grenada, Holmes, Humphreys, Leflore, Sunflower, Tallahatchie and Washington. The mass transit system serves as a vital means of transportation for students to attend the university. A copy of the resolution is on file in the Board Office. Legal Staff has reviewed the resolution for compliance with applicable law and finds same to be acceptable. The resolution is on file in the Board Office.

5. **UM** – Approved the request for the University of Mississippi Office of Admissions to amend the Master Service Agreement with Carnegie Dartlet, LLC by adding a new Statement of Work #5 (SOW5) which will provide lead generation service to generate prospective student interest for student recruitment and enrollment. The current MSA was scheduled to expire on March 22, 2021, but Amendment #2 extended the end date of the MSA to March 22, 2025. SOW5 has a twelve-month term. The amount of SOW5 is $25,899.38. This addition would increase the total amount of the existing Agreement to a sum not to exceed $913,462.38. The source of funding for the contract will be Educational & General funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

6. **UM** – Approved the request to enter a lease agreement with Joe Poppenheimer Management, LLC to lease approximately 7,500 square feet of space on Church Road in Southaven, MS for use by the UM-DeSoto Campus. The term of the Lease Agreement is February 1, 2021 to January 31, 2024. The rent to be paid under this lease is $140,280 per year, which equates to $420,840 for the three-year term. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to allow prepayment of the annual lease payment at the beginning of each year. The contract will be funded by operating funds budget for the UM-DeSoto Campus. 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. **UMMC** – Approved the request to enter a Purchase Agreement with Acumed, LLC (Acumed) for the purchase of upper extremity fixation implants, as well as ankle and foot plating used during orthopedic surgical procedures for adult patients. Upper extremity includes the shoulder, scapula, humerus, elbow, and clavicle bone components. The Board also approved the request to amend the agreement as needed to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is two (2) years, from February 1, 2021, to January 31, 2023. The estimated cost of the agreement is $1,700,000 over the two (2) year term. This includes a ten percent (10%) annual increase to allow for potential volume increases. The contract will be funded by hospital patient revenue. 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.

8. **UMMC** – Approved the request to enter a Master Agreement with Applied Statistics & Management, Inc. (ASM) for the use of its credentialing, privileging, provider enrollment and data management software. ASM will also provide professional services related to implementation, data conversion, training and support. The system will be used to verify physician credentials, report staff demographics, track expiring credentials, notate derogatory items and automate correspondence related to credential and privilege information. The term of the agreement is three (3) years, from February 1, 2021, through January 31, 2024. The total cost of the agreement over the three (3) year term is $319,157. A payment of $106,385.66 is due upon contract execution, beginning in year two (2) the annual cost will be $106,385.67. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to allow prepayment of $106,385.66 upon execution of the agreement. The contract will be funded by patient revenue. 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. **UMMC** – Approved the request to enter a pricing agreement with BioFire Diagnostics, LLC (BioFire) for the purchase of reagent kits for film array analyzers owned by UMMC and used in its Bacteriology/Microbiology Laboratory. The reagent kits will be used to assist in the diagnosis of respiratory infections, bloodstream infections, meningitis, encephalitis, and gastroenteritis in adult and pediatric patients. The Board approved the request to amend the agreement as needed to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is five (5) years, from February 1, 2021, through January 31, 2026. The total estimated cost over the five (5) year term is $3,775,000.00, which includes a ten percent (10%) increase beginning in year two (2) to allow for potential increases in patient testing volume. The agreement will be funded by hospital patient revenue. 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. **UMMC** – Approved the request to enter Amendment Twenty-Three (23) to the License and Support Agreement with Epic Systems Corporation (Epic) to add the EpicCare Inpatient – Infection Control (Bugsey) license to the current licensed program property. This module will allow UMMC to use analytics to predict outbreaks early, manage and treat infections, and meet regulatory standards from the Centers for Disease Control (CDC). The term of Amendment Twenty-Three (23) will begin upon execution and end coterminous with the current agreement term ending August 22, 2024. The estimated cost for Amendment Twenty-Three (23) is $302,580.00. The previously approved cost of the entire Agreement included projections for this type of additional license. The total estimated cost of the Agreement remains $105,083,182.99. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved request to allow prepayment of license fees for the Infection Control License set at fifty percent (50%) of the total license fee. This agreement will be funded by general funds. Legal Staff has reviewed the proposed amendment for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

11. **UMMC** – Approved the request for the Mississippi Methodist Hospital and Rehabilitation Center, Inc. (MMRC) to sublease approximately 2,328 square feet of their leased premises to Chick-fil-A for the operation of a retail food establishment located in the Methodist Rehabilitation Center (MRC Building) located on UMMC’s main campus at 1350 E. Woodrow Wilson Drive, Jackson, Mississippi. The Lease dated July 6, 1970 between MMRC and the State of Mississippi requires MMRC to obtain approval from UMMC, IHL, and the Department of Finance and Administration for any sublease. MMRC previously subleased this space for the operations of a McDonald’s. That lease has expired and MMRC desires to lease the space for operation of a Chick-fil-A. The proposed sublease between MMRC and Chick-fil-A would be for an initial term of five (5) years with four (four) renewal options of five (5) years each for a total potential term of twenty-five (25) years. The sublease will at all times be subordinate to the lease, which expires July 5, 2069. MMRC’s lease payments to UMMC remain intact. Legal Staff has reviewed the proposed sublease for compliance with applicable law and finds same to be acceptable. The sublease is on file in the Board Office.

12. **UMMC** – Approved the request to enter a Master Agreement and associated Statement of Work (SOW) with nThrive Revenue Systems, LLC (nThrive) to provide a comprehensive claims management system and associated professional services. Under the agreement, nThrive will provide a web-based software application that will help UMMC to manage claims, reduce rejection and denials, and submit claims electronically to payors. Under the agreement, nThrive will also provide professional claims management services related to Account Receivable, Eligibility and Benefits Management, and Patient Access Management Services. The Master Agreement is effective February 1, 2021, and will expire with the last effective SOW. The term of the SOW is three (3) years with the option to renew for two (2) additional years. The total term of the SOW will begin February 1, 2021, and end January 31, 2026. The cost of the agreement over the five (5) year term is $3,560,000. The annual subscription fees include a base volume of claims. UMMC has included in its total an annual five percent (5%) increase for additional claims to be processed, as well as estimated additional services UMMC may request during the term of
the agreement. Beginning in year 2, nThrive may increase pricing by the lesser of five (5%) or the percentage change for the applicable one-year period of the All Items Figure of the Consumer Price Index, All Urban Consumers, U.S. City Average. This agreement will be funded by patient revenue. 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 a Product Purchase Agreement with Zimmer Biomet CMF & Thoracic, LLC (Zimmer) for the purchase and consignment of sternal closure and stabilization products as well as rib fixation products. These components are necessary to stabilize fractured ribs or other traumatic injuries to the sternum in adult and pediatric patients. The Board approved the request to amend the agreement as needed to add or remove products without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is five (5) years, from February 1, 2021, through January 31, 2026. The total estimated cost of the agreement is $1,700,000 over the five (5) year term. This includes a twenty percent (20%) annual increase to allow for patient volume change. The contract will be funded by hospital patient revenue. 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. **USM** – Approved the request to enter contract with EBSCO Information Services (EBSCO) for subscription management services for print and electronic resources. EBSCO allows for consolidation of ordering, invoicing, claiming, and renewals for print and electronic subscriptions from the different publishers of subscribed titles. The subscription management tools, statistical data, and reports provided are useful in selecting and evaluating titles. They also provide assistance with activation, licensing, and registration requirements for e-journals and e-packages. The term of the five-year term contract is January 1, 2021 through December 31, 2025. The projected cost of the contract for the first year (2021) is $700,000. The amounts for subsequent renewal years are estimated using a five (5) percent inflation factor as follows: 2022 $735,000; 2023 $771,750; 2024 $810,338; and 2025 $850,854. Inflation, cancellation, publisher rate changes, and other factors may result in changes to the subscribed titles and the monetary value of the contract each renewal year. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to make multi-year prepayments at the beginning of each contract year. Funding for this agreement comes from university Educational & General funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

15. **USM** – Approved the request to enter a lease agreement between USM and Reactive Surfaces, Ltd., LLP (Company), a Texas limited liability partnership registered in Mississippi, for approximately 1,707 square feet of office space at USM’s Accelerator. The Initial Term is for three years with up to two consecutive one year renewal terms and will commence on March 15, 2021, provided it is fully executed by the Parties as of that date, and if not, will commence on the date of last signature. Annual rent for the Initial Term will be as follows: 1st year $25,605; 2nd year $34,140.00; and 3rd year $42,675. Annual Rent for the Renewal Terms, if any, will be $49,350 per year. Total rent for the
initial term and renewal(s) is $201,120. The Accelerator building was constructed with federal grant funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE

16. ASU – Approved the initiation of **GS 101-324, Campus Lighting and Security Improvements**, and the appointment of Schultz & Wynne, P.A. as the design professional. This project will provide improved exterior site lighting for roadways, sidewalks, and gathering areas on the Lorman campus at ASU. Other security enhancements will be added as necessary, including but not limited to, security cameras, emergency kiosks, and other security upgrades. The proposed project budget is $2,250,000. Funds are available from HB 1730, Laws of 2020 ($2,250,000).

17. USM – Approved the request to increase the budget for **GS 108-296, Kinesiology Building Renovation**, from a pre-plan budget of $133,000 to a more accurate project budget of $7,788,125 for an increase of $7,655,125; to modify the scope of the project; and to add HB 1649, Laws of 2018 and HB 1730, Laws of 2020 as funding sources to allow for the increase. The project scope includes the renovation, furnishing and equipping of classrooms, laboratories, offices, and student areas in the Kinesiology Building. The project will also include modifications to restrooms, elevator, HVAC, mechanical, electrical, and communications systems of the building. The renovations will bring the facilities into compliance with applicable codes (IBC, ADA, life safety, etc.) and current programming requirements. The scope of the project is amended to include a 3,000 square foot addition that will serve as a court room. Funds are available from HB 1649, Laws of 2018 ($50,000); SB 3065, Laws of 2019 ($3,300,000); and HB 1730, Laws of 2020 ($4,438,125).

18. MSU – Approved the request to purchase the Animal Emergency and Referral Center located at 1009 Treetops Blvd, Flowood, MS from the private corporation, MSU-CVM Clinical Outreach Services, Inc. for a purchase price of $1,350,000. The University obtained two independent property appraisals in the amount of $1,350,000 and $1,400,000, respectively. The average of the two appraisals is $1,375,000. The purchase price is $1,350,000 which is below the average of the two appraisals. The closing shall be held on or before March 31, 2021, or as agreed to by the Parties. The possession date by MSU shall be the date of closing. The Board waived the requirement contained in Board Policy 905 Real Estate Management to obtain a Phase I environmental report because the property has been operated and managed by university employees since it was leased in 2008 and then purchased in 2016. A clean Phase I report was obtained prior to MSU leasing the building in 2008. Once this sale is complete, Clinical Outreach Services will be dissolved, and any remaining assets of the Corporation will be turned over to the University. The University will then own and operate the facility like all other university properties and will have the added legal protections of state entities. A copy of the property description and all legal documentation are on file with the IHL Office of Real Estate and Facilities. The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable.
19. **MSU** – Approved the exterior design for the College of Veterinary Medicine Facility Expansion project. Renderings of the design are included in the bound *January 21, 2021 Board Working File*. The project will expand the Animal Emergency and Referral Center in Flowood, MS by approximately 12,000 square feet. The project budget is $5,600,000. Funds are available from Internal Funds ($5,600,000).

20. **MSU** – Approved the request for the University, for and on behalf of its Coastal Research and Extension Center, to purchase a 4-acre tract of land located within the Sunplex Industrial Park from the Jackson County Port Authority and Jackson County, Mississippi for a purchase price of $200,000. The Northern Gulf Aquatic Food Research Center will be constructed on the property. The University received two independent property appraisals for the property in the amount of $280,000 and $300,000, respectively. The average of the two appraisals is $290,000. The purchase price is $200,000 which is below the average of the two appraisals. The subject property is located within the Sunplex Industrial Park, at the northwest corner of Sunscope Drive and Highway 57 within Gautier, Jackson County, Mississippi and is further identified as tax parcel number 07165004.000. The subject site comprises 4.00 acres of vacant (unimproved), cleared land, and is part of a larger parcel comprising 7.96 acres owned by the Jackson County Port Authority. The legal description is as follows: COMMENCING FROM A CONCRETE MONUMENT AT THE NORTHEAST CORNER OF LOT 4 OF THE SUNPLEX INDUSTRIAL PARK SUBDIVISION, SAID LOT ALSO BEING LOCATED IN THE NE 1/4 OF THE SE 1/4 OF SECTION 19, T-7-S, R-7-W, JACKSON COUNTY, MISSISSIPPI. The closing shall be held on or before February 15, 2021, or as agreed to by the Parties. The possession date by MSU shall be the date of closing. In the event MSU has not constructed a building on the property within 3 years of closing, the Sellers reserve the right to buy back the property for the purchase price. In the event MSU ceases operation for a period of 18 months, the Sellers reserve the right to buy back the property for fair market value. The Sellers also will have the right of first refusal in the event MSU seeks to sell or convey the property. A Phase I Environmental Site Assessment (ESA) has been conducted and no adverse environmental conditions were identified. A copy of the property description and all legal documentation are on file with the IHL Office of Real Estate and Facilities. The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable.

21. **MSU** – Approved the request to delete from inventory Buildings #1668, #1669, #1670, #1671, #1672, and #1673 which are greenhouses located in Crystal Springs, Mississippi that are no longer needed. The approval letter has been received from the Mississippi Department of Archives and History stating Buildings #1668-#1673 are not eligible for designation as a Mississippi Landmark. All legal documentation is on file in the IHL Office of Real Estate and Facilities.

22. **USM** – Approved the request to delete from inventory Buildings #889 and #890 which are houses located at 407 and 409 N37th Avenue in Hattiesburg, respectively. Both houses are vacant and in disrepair. Both sites will be used by the University to provide parking and/or for future expansion. The approval letter has been received from the Mississippi Department of Archives and History stating Buildings #889 and #890 are not eligible for
designation as a Mississippi Landmark. All legal documentation is on file in the IHL Office of Real Estate and Facilities.

LEGAL

23. UM – Pending approval by the Attorney General, the Board approved the request to enter a contract for legal services with the law firm of Brunini, Grantham, Grower & Hewes, PLLC for the provision of legal advice and counsel on complex commercial construction matters, including legal issues related to the construction of the Jim and Thomas Duff Center for Science and Technology Innovation. The term of the agreement will be January 1, 2021 through June 30, 2021, with hourly rates for partners and associates being $300 and $200, respectively. The total aggregate expenditures under the legal services agreement for FY 2021 will not exceed $75,000. This firm carries professional liability insurance coverage in the amount of $15,000,000 per claim with a $30,000,000 annual aggregate.

PERSONNEL REPORT

24. Employment

Alcorn State University
Shirley D. Evers-Manly; Interim Dean, School of Nursing; salary $165,000 per annum, pro rata; E&G Funds; 6-month contract; effective January 1, 2021

University of Mississippi
Steven Holley; Vice Chancellor for Administration and Finance; salary $322,000 per annum, pro rata; 12-month contract; effective February 1, 2021

Eduardo Prieto; Vice Chancellor for Enrollment Management; salary $250,000 per annum, pro rata; 12-month contract; effective March 15, 2021

25. Change of Status

Alcorn State University
Benedict Udemgba; from Professor of Business Administration; salary $95,000 per annum, pro rata; E&G Funds; 9-month contract; to Interim Dean and Professor of Business Administration of Business Administration; salary $110,000 per annum, pro rata; E&G Funds; 6-month contract; effective January 1, 2021 – June 30, 2021

University of Southern Mississippi
Thomas Hutchinson; from Director of Office of Online Learning; salary $90,000 per annum, pro rata; E&G Funds; 12-month contract; to Dean of Online Learning and Enrollment; salary $98,000 per annum, pro rata; E&G Funds; 12-month contract; effective January 4, 2021
REGULAR AGENDAS

FINANCE AGENDA
Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. Trustee Gee Ogletree recused himself from discussing or voting on items #2 and #3 on the Finance Agenda and was placed in the Zoom waiting room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee Lamar, with Trustee Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve items #2 and #3. Trustee Ogletree was readmitted to the Zoom meeting following the conclusion of the discussion and vote on items #2 and #3 on the Finance Agenda.

1. **UMMC** – Approved the request to enter a new Equipment Solutions Agreement with Stryker Sales Corporation, acting through its Navigation Division, and Stryker Spine, a part of Howmedica Osteonics Corp. (collectively, Stryker), for the placement of the Stryker Nav3 surgical navigation platform and the Ziehm Imaging Vision RFD 3D mobile C-arm scanner, as well as the purchase of spine implants, surgical supplies and accessories. The navigation platform and mobile C-arm scanner are used during cranial and spinal surgeries to provide minimally invasive surgical approaches, improve imaging and visualization for the surgeon, and reduce operative time needed for placement of spinal implants, which can improve outcomes for both adult and pediatric surgeries. The Board approved the request to amend the contract as needed to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is four (4) years, from February 1, 2021, through January 31, 2025. The total estimated cost over the four (4) year term is $13,200,000. This includes a thirty percent (30%) annual increase to allow for volume growth. The agreement will be funded by hospital patient revenue. 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 a Rental Agreement with Beckman Coulter, Inc. (Beckman) for the lease of one (1) iQ2000 Workcell instrument, one (1) Autian Max AX-430 instrument, the IQ Body Fluids module, as well as the purchase of associated reagents and service of the equipment. These instruments are used to perform the visual, chemical, and microscopic examination of urine. These tests help diagnose and/or monitor several diseases and conditions, such as kidney disorders and urinary tract infections. The Board approved the request to amend the contract as needed to add or remove products under the agreement without seeking prior Board approval, as long as it does not increase the approved expenditure level. The term of the agreement is approximately five (5) years and one (1) month, from February 1 through sixty (60) months after installation of the equipment, which is expected to be on or about March 1, 2021. The total estimated cost over the five (5) year term is $800,000. UMMC has included a fifteen percent (15%) annual increase beginning in year 2 for potential price and patient volume increases. Beginning October 2023, Beckman may increase pricing annually under the agreement by
the lesser of three percent (3%) or the rate of inflation as indicated in the medical care expenditure category in the Consumer Price Index for all Urban Consumers (CPI). Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to allow prepayment of the service fee monthly. The agreement will be funded by hospital patient revenue. 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 a Planned Services Agreement with Johnson Controls Fire Protection, LP (JCI) to provide 24/7 labor coverage for the fire alarm detection systems, as well as test and inspection services for the fire sprinkler systems at various UMMC locations. The Board approved the request to amend the agreement as needed to add or remove locations without seeking prior Board approval as long as adequate funds are available. The term of the agreement is five (5) years, from February 1, 2021, through January 31, 2026. The estimated total cost of the agreement over the five (5) year term is $1,930,000. UMMC has included in its calculation an annual ten percent (10%) increase for variable costs such as part replacement and unscheduled service calls and potential additional locations to be serviced. The contract will be funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

LEGAL AGENDA
Presented by Trustee Ann Lamar, Chair

On motion by Trustee Cunningham, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to move items #1 and #2 to the Executive Session Agenda.

1. UMMC – Settlement of IHL Self-Insured Worker’s Compensation Claim No. 55-37314-1. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)

2. UMMC – Settlement of IHL Self-Insured Worker’s Compensation Claim No. 55-42794-1. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)

INFORMATION AGENDAS
Presented by Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS
1. UM – Intent to offer a certificate program:
   Program title: Intercollegiate Athletic Administration
   Responsible academic unit: School of Applied Sciences, Department of Health, Exercise Science and Recreation Management
   Level: Post-baccalaureate
   Total credit hours: 12
   CIP code: 31.0504
   Effective date: May 2021
2. **MSU** – Intent to offer an existing degree program by distance learning.
   Master of Science (MS) in Chemical Engineering
   Total credit hours: 31
   CIP code, sequence: 14.0701, 4119
   Cost to offer by distance learning: $10,000
   Number of students expected to enroll in first six years: 43
   Number of students expected to graduate in first six years: 23
   Effective date: January 2021

**FINANCE**

3. **JSU** – The University entered into a Service Order to the Telecommunication Services Agreement between Mississippi Department of Information Technology Services (MS-ITS) and Telepak Networks, Inc. d/b/a C Spire for Voice over Internet Protocol (VoIP) handsets, hosted VoIP lines and Power over Ethernet switches for JSU. The Attorney General’s staff assigned to the MS-ITS reviewed the agreement prior to execution. The Telecommunication Services Agreement is between Telepak Networks, Inc. d/b/a C Spire and MS-ITS on behalf of JSU.

4. **UMMC** – The Mississippi Department of Information Technology Services, as contracting agent for UMMC, entered Amendment Two (2) to the Performance Suite Solutions Subscription Agreement. Amendment Two (2) will provide the PremierConnect Hosting services for UMMC’s current Clinical Surveillance Solution. The clinical surveillance is real time clinical surveillance that enables clinicians to proactively identify at risk patents, prioritize actions for improved patient care, and improve efficiencies to obtain department and organizational initiatives through customizable tools. The term of Amendment Two (2) is nineteen (19) months. The term of the amended Performance Suite Solutions Subscription Agreement remains six (6) years, beginning November 1, 2017, and ending June 30, 2022. The estimated cost of Amendment Two (2) is $24,720.00. The total overall cost of the Performance Suite Solutions Subscription Agreement is $1,168,096.

5. **UMMC** – The Mississippi Department of Information Technology Services, as contracting agent for UMMC, entered Order Form 00227047.0 under the current Master Subscription Agreement with Workday, Inc. for Innovation Services. Innovation Services will allow UMMC to use modules that will improve homepage functionality for individual users and allow for greater report generation by the end user. The term of the Order Form is one (1) year, from October 26, 2020, through October 25, 2021. There is no cost for Order Form 00227047.0. The total cost of the Master Subscription Agreement remains $11,172,957.

6. **UM** – The Mississippi Department of Information Technology Services (MS-ITS), as contracting agent for the University of Mississippi, entered a supplement (Customer Order Form) to the master purchase agreement with Avaya, Inc. to purchase licensing and support to upgrade UM’s current phone system and voicemail system to the latest Avaya release. UM’s current software platform is at the end of support, and patches are no longer available for security vulnerabilities and other service impacting events. This upgrade will provide a fully support architecture with all the latest security practices and protocols and will allow expansion and additions as required, utilizing SIP protocols and VoIP services to further support communications for all UM campuses. The term of this supplement is four years,
one month (49 months), beginning December 1, 2020. The terms of the supplement coincide with the MS-ITS contract terms. The estimated cost of this supplement is $817,344.50.

7. **UM** – The Mississippi Department of Information Technology Services (MS-ITS), as contracting agent for the University of Mississippi, entered a supplement to the master purchase agreement with Carousel Industries of North America, Inc. to install Avaya equipment to upgrade UM’s existing Avaya Aura R6 to the latest Avaya release, R8.1.x and to provide Carousel support for call center/call recording software. This is a one-time purchase of professional services for installation and support for a term of three (3) years, beginning January 1, 2021. The estimated cost of this supplement and support contract is $265,842.71.

**REAL ESTATE**

8. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the November 19, 2020 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 1.)

**LEGAL**

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

10. **MUW** – Trustee Ann Lamar, as Board Legal Committee Chair, on behalf of the Board, has approved the university’s emergency request to contract with attorney Jim Grizczak of McDonald Hopkins as outside counsel to provide legal services related to a cyber incident. The term of the contract began November 24, 2020 and will expire November 23, 2021, unless extended by written agreement of the parties and approved by the Office of the Attorney General. 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.

**ADMINISTRATION/POLICY**

11. **SYSTEM** – The following items have been approved by the Commissioner on behalf of the Board and are available for review at the Board Office.

   a. **MSU** – On November 30, 2020, Commissioner Alfred Rankins, Jr. approved the District Office Lease between Mississippi State University and Congressman Michael Guest for approximately 150 square feet of office space on the MSU-Meridian Riley Campus. This is a revenue generating agreement with a term of two years beginning January 3, 2021. Monthly rent will be $270.40 per month for the first 12 months and will increase by 4% for the second 12-month period. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts.
b. **UM** – On November 30, 2020, Commissioner Alfred Rankins, Jr. approved the Assignment of Lease Agreement between Taylor Capital Ventures, LP and 328 Properties, LLC for Airport Hangar Lot #7 at the University airport. The University entered into a Lease Agreement with Carothers Construction, Inc. on July 1, 2004 for the subject property. Carothers Construction in turn assigned the lease to Taylor Capital Ventures, LP on March 22, 2017, with Taylor Capital assuming all of the covenants, terms, and conditions of the Lease Agreement. Taylor Capital now seeks to enter into an Assignment of Lease Agreement with 328 Properties, LLC. The annual rent, as set out in Article II of the Lease Agreement in 2004, was $2,250, or $0.05 per square foot, for each of the first five years and has increased by one-and one-half percent applied to each consecutive five-year period. These increases are to continue for each consecutive five-year period until said increases have reached a total of seven- and one-half percent of the original rental fee of $0.05 per square foot. The termination of the assignment is the same as that stated in the Lease Agreement, which is July 31, 2054. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts.

c. **UMMC** – On December 15, 2020, Commissioner Alfred Rankins, Jr. approved the Part-Time Space Occupancy Lease Agreement between the University of Mississippi Medical Center and Copiah Medical Associates for approximately 1,878 square feet of clinic space in which UMMC will provide cardiology services to patients in the Crystal Springs area. This agreement is for an initial term of one year and will automatically renew for four additional consecutive one-year periods at a cost of $172.84 per month based on one day occupancy per month, with a 2% increase at the beginning of each renewal term. The total cost of the agreement is $10,794. Rent is due and payable on the first day of each month. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services.

d. **UMMC** – On December 15, 2020, Commissioner Alfred Rankins, Jr. approved the Part-Time Space Occupancy Lease Agreement, including the revised insurance provision, between the University of Mississippi Medical Center and North Mississippi Medical Center, Inc. to sublease approximately 160 square feet of UMMC’s leased clinic space in the Tupelo Pediatric Clinic to NMMC for use in performing echocardiograms. This agreement was previously approved by you on November 4, 2020 but a subsequent discovery of an error in the insurance provision resulted in new request. All other terms of the agreement are unchanged. The term of the agreement is 12 months beginning December 15, 2020. The prime lease between UMMC and Journal, Inc. will expire August 31, 2021. The sublease is subordinate to the prime lease and will expire at the same time unless the prime lease is renewed. The anticipated revenue is $2,510.76 over the one-year term. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts.
12. **SYSTEM** – On March 19, 2020, the IHL Board granted UMMC a temporary relief and waiver of requirements for approval of items, matters, contracts, purchases, leases, prepayments and any other agreement otherwise requiring approval by the Board of Trustees or Commissioner pursuant to Board Policy 707 Contracts (to include policies 707.01 Land, Property, and Service Contracts; 707.02 Other Official Documents, and 707.03 Approval of Prepayment for Goods or Services) and Board Policy 905 Real Estate Management during the state of emergency caused by the COVID-19 pandemic. This waiver is superseded and replaced by the waiver granted to all institutions approved on September 4, 2020 and described below.

At the special called Board meeting on September 4, 2020, the IHL Board provided all institutions, through December 31, 2020, temporary relief and waiver of requirements for approval of items, matters, contracts, purchases, leases, prepayments and any other agreement otherwise requiring approval by the Board of Trustees or Commissioner pursuant to Board Policy 707 Contracts (to include policies 707.01 Land, Property, and Service Contracts; 707.02 Other Official Documents, and 707.03 Approval of Prepayment for Goods or Services) and Board Policy 905 Real Estate Management, when compliance with the Board or Commissioner approval requirements of these policies would impede the institution’s ability to promptly and effectively provide for the safety and health of its students, employees and guests in dealing with the COVID-19 pandemic. This waiver is for a temporary period during the state of emergency caused by the COVID-19 pandemic, through December 31, 2020, for the health and well-being of students, employees, and guests on all IHL campuses and facilities. All such contracts, leases, purchases, and other items that are within the parameters of this waiver and temporary delegation are to be reported to the Board as information items. A summary of the items that have been submitted for reporting to the Board is as follows:

   a. **ASU** – On December 23, 2020, ASU amended the contract with Sodexo Operations, LLC that was approved at the August 18, 2018 IHL Board meeting. The five-year contract is for management and operation of the food services for the students, faculty, staff, employees, visitors, and guests on the Lorman Campus. The term of the contract is from September 1, 2018 through July 31, 2023 and shall be subject to renewal for one (1) additional five (5) year term upon approval by the Board. This is a revenue contract. The amendment temporarily modifies the financial terms of the Agreement to address changes reasonably required by the overall impact of the COVID-19 pandemic. This amendment is effective retroactive to September 1, 2020, and thereafter, unless amended. The contract amendment has been reviewed and approved by the Attorney General’s Office for compliance with applicable laws.

   b. **MSU** – On December 3, 2020, MSU entered a contract with Starkville Hotel Group II, LLC, for exclusive use of the Comfort Suites space for students under quarantine due to the COVID-19 pandemic during the spring 2021 semester. The term of the contract is from December 11, 2020 through April 30, 2021. The cost of the contract is $704,520 and will be paid with General funds. The COVID-19 pandemic continues to dictate the University be prepared for additional
quarantines during the spring semester of 2021. MSU had contracts with three hotels to provide temporary housing for the quarantine of students related to the pandemic. The decision was made to reduce the number of hotel contracts to one. The Starkville Hotel Group II, LLC agreed to this new contract. It is essential that this contract be executed prior to the next IHL Board meeting, thus justifying the waiver of Board Policy 707 Contracts. The contract amendment has been reviewed and approved by MSU’s Office of General Counsel for compliance with applicable laws.

PERSONNEL

2. Sabbatical

University of Mississippi
FROM: Breese Quinn; Professor of Physics and Director of the Multimessenger Astrophysics Center; from salary $91,465 per annum, pro rata; E&G Funds; 9-month contract; to salary $45,733 per annum, pro rata during sabbatical period; E&G Funds; effective August 20, 2020 to December 31, 2020 and January 19, 2021 to May 8, 2021; professional development
[Originally approved by IHL Board February 20, 2020]
CORRECTED: Breese Quinn; Professor of Physics and Director of the Multimessenger Astrophysics Center; from salary $91,465 per annum, pro rata; E&G Funds; 9-month contract; to salary $45,733 per annum, pro rata during sabbatical period; E&G Funds; effective August 20, 2020 to December 31, 2020; professional development

HEALTH AFFAIRS
COMMITTEE REPORT
Wednesday, January 20, 2021

The meeting was called to order by Chairman Walt Starr at approximately 3:00 p.m. via Zoom. The following items were discussed.

1. The Committee discussed the Consolidated Appropriations Act 2021 and the monthly financial summary and goal dashboard. The Committee received updates on the School of Population Health, COVID-19, and the Asylum Hill Project. No action was taken.

2. Executive Session
On motion by Trustee Lamar, with Trustee Hooper absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Cunningham, seconded by Trustee Duff, with Trustee Hooper absent and not voting, all Committee members legally present and participating voted unanimously to enter Executive Session for the reason reported to the public and stated in these minutes, as follows: Discussion of the strategic business plans related to a public hospital. During Executive Session, the following matters were discussed:
The Committee discussed the strategic business plans related to a public hospital. **No action was taken.**
On motion by Trustee McNair, seconded by Trustee Martin, with Trustee Hooper absent and not voting, all Committee members legally present and participating voted unanimously to return to open session.

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

The following Committee members were present: Dr. Walt Starr (Chair), Dr. Steve Cunningham, Mr. Tom Duff, Dr. Ford Dye, Ms. Ann Lamar, Ms. Jeanne Luckey, Mr. Bruce Martin, Dr. Alfred McNair, Mr. Chip Morgan, Mr. Gee Ogletree, and Mr. Hal Parker. Trustee Shane Hooper was absent.

**ANNOUNCEMENTS**

- President Dye invited the university presidents to report on current activities on their campuses.
- President Dye announced the next meeting of the Board will be February 18, 2021 at the Board Office.

**EXECUTIVE SESSION**

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

Discussion of two litigation matters at the University of Mississippi Medical Center.

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

On motion by Trustee McNair, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the settlement of the IHL Self-Insured Worker’s Compensation Claim No. 55-37314-1 styled as *Jacqueline Brocks vs. the University of Mississippi Medical Center, et al.*, as recommended by counsel.

On motion by Trustee Hooper, seconded by Trustee Duff, all Trustees legally present and participating voted unanimously to approve the settlement of the IHL Self-Insured Worker’s Compensation Claim No. 55-42794-1 styled as *Otis Taylor vs. the University of Mississippi Medical Center, et al.*, as recommended by counsel.
On motion by Trustee Lamar, seconded by Trustee Hooper, 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 Hooper, seconded by Trustee McNair, 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
EXHIBITS

Exhibit 1  Real Estate items that were approved by the IHL Board staff subsequent to the November 19, 2020 Board meeting.

Exhibit 2  Report of the payment of legal fees to outside counsel.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE NOVEMBER 19, 2020 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 101-310 – New Faculty and Staff Housing
   NOTE: This is a Bureau of Building project
   Approval Request #1: Change Order #5
   Board staff approved Change Order #5 in the amount of $16,344.00 and ten (10) additional days to the contract of Ergon Construction Group, Inc.
   Approval Status & Date: APPROVED, November 18, 2020
   Change Order Description: Change Order #5 includes the following items: installed four (4) total security cameras, two (2) at the north gate and two (2) at the south gate. One (1) for driver face and one (1) for car tag documentation to include programming of the new cameras into the CCTV server in the security office and a three (3) year manufacturer’s warranty on the cameras and a one (1) year warranty on the installation; and ten (10) days to the contract.
   Change Order Justification: These changes were necessary 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 amount of $677,011.80.
   Project Initiation Date: April 20, 2017
   Design Professional: Architecture South, P.A.
   General Contractor: Ergon Construction Group, Inc.
   Total Project Budget: $10,400,000.00
2. **MSU– GS 113-141 – ADS & Poultry Complex**  
**Approval Request #1: Change Order #4**  
Board staff approved Change Order #4 in the amount of $33,925.46 and one hundred twenty-two (122) additional days to the contract of Amason & Associates, Inc.  
**Approval Status & Date:** APPROVED, November 25, 2020  
**Change Order Description:** Change Order #4 includes the following items: added emergency stops at the boilers; added a sidewalk section connecting to the ADS sidewalk at the NW corner of the ADS building; added irrigation sleeves under paving at three (3) locations & extended the irrigation water line; added door closures on ten (10) lab doors; modified existing drains along the seat wall; removed a portion of the existing retaining wall footing that conflicts with the new curb & gutter; placed concrete paving along the existing seatwell east of the connectors; added a shunt trip breaker at the kitchen hood; painted the interior cast stone at the connector corridor & four locations; grout rub at exposed slab edge at the connector building; added valance trim over the dust collector to cover ductwork; added frost window film to four (4) windows in the animal room; and one hundred twenty-two (122) days to the contract.  
**Change Order Justification:** These changes were necessary due to errors and omissions in the plans & specifications; latent job site conditions; user/owner requested modifications; ninety-one COVID-related delays; three (3) weather-related delays and days for work as indicated herein.  
**Total Project Change Orders and Amount:** Four (4) change orders for a total amount of $306,207.26.  
**Project Initiation Date:** April 16, 2015  
**Design Professional:** McCarty Architects, Professional Association  
**General Contractor:** Amason & Associates, Inc.  
**Total Project Budget:** $27,500,000.00

**Approval Request #1: Change Order #1**  
Board staff approved Change Order #1 in the amount of $28,762.31 and forty-four (44) additional days to the contract of Burns Dirt Construction, Inc.  
**Approval Status & Date:** APPROVED, November 18, 2020  
**Change Order Description:** Change Order #1 includes the following items: removed and replaced two (2) sewer manholes; tied the existing sidewalk along Magruder Street to the existing sidewalk in front of the Academic Advising Center on the southwest corner of Magruder Street and Morgan Avenue; added a sidewalk from the existing sidewalk north of the Psychology Clinic to the rear entrance of the Psychology Clinic for access from the parking north of the Psychology Clinic; removed three (3) Tulip Poplars to match the tree spacing along Stone Boulevard; and forty-four (44) days to the contract.  
**Change Order Justification:** These changes were necessary due to latent job site conditions; user/owner requested modifications and days for work as indicated herein.
EXHIBIT 1
January 21, 2021

Total Project Change Orders and Amount: One (1) change order for a total amount of $28,762.31.
Project Initiation Date: August 17, 2017
Design Professional: Garver, LLC
General Contractor: Burns Dirt Construction, Inc.
Total Project Budget: $3,300,000.00

4. **MSU- IHL 205-291– Transit Facility**
   **Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on November 18, 2020 to approve the budget increase on the Transit Facility project from $4,500,000.00 to $4,950,000.00, for an increase of $450,000.00.
   **Interim Approval Status & Date:** APPROVED, November 18, 2020
   **Approval Request #2:** Award of Construction Contract
   Board staff approved the Award of Contract in the amount of $3,965,000.00 to the apparent low bidder, J. T. Harrison Construction Co., Inc.
   **Approval Status & Date:** APPROVED, December 1, 2020
   Project Initiation Date: April 18, 2019
   Design Professional: Shafer-Zahner-Zahner
   General Contractor: J. T. Harrison Construction Co., Inc.
   Total Project Budget: $4,950,000.00

5. **MSU- IHL 205-297– Butler Hall Mechanical, ADA Improvements and Exterior Window Replacement**
   **Approval Request #1: Change Order #1**
   Board staff approved Change Order #1 in the amount of $81,287.50 and eight (8) additional days to the contract of Brislin, Inc.
   **Approval Status & Date:** APPROVED, December 14, 2020
   **Change Order Description:** Change Order #1 includes the following items: moved out, stored and moved back in loose furniture, decorations, tv’s computers, etc. and eight (8) days to the contract.
   **Change Order Justification:** These changes were necessary due to user/owner requested modifications and days for work as indicated herein.
   **Total Project Change Orders and Amount:** One (1) change order for a total amount of $81,287.50.
   **Project Initiation Date:** December 5, 2019
   **Design Professional:** Cook Douglass Farr Lemons Architects & Engineers, P.A.
   **General Contractor:** Brislin, Inc.
   **Total Project Budget:** $4,100,000.00
   **Approval Request #1: Schematic Design Documents**  
   Board staff approved the Schematic Design Documents as submitted by Pickering Firm, Inc.  
   **Approval Status & Date:** APPROVED, November 4, 2020  
   **Approval Request #2: Waiver Design Development Documents**  
   Board staff approved the Design Development Documents as submitted by Pickering Firm, Inc.  
   **Approval Status & Date:** APPROVED, November 4, 2020  
   **Approval Request #3: Contract Documents**  
   Board staff approved Contract Documents as submitted by Pickering Firm, Inc.  
   **Approval Status & Date:** APPROVED, December 16, 2020  
   **Approval Request #4: Advertise**  
   Board staff approved request to advertise for receipt of bids.  
   **Approval Status & Date:** APPROVED, December 16, 2020  
   **Project Initiation Date:** June 18, 2020  
   **Design Professional:** Pickering Firm, Inc.  
   **General Contractor:** TBD  
   **Total Project Budget:** $2,000,000.00

7. **MSU- IHL 405-002– Kinesiology Building/Center for Student Support and Autism Services (Kinesiology Building/Autism Building)**  
   **Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, Interim Chair Approval was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on December 21, 2020 to approve the budget increase on the Kinesiology Building/Autism Building project from $900,000.00 to $55,000,000.00, for an increase of $54,100,000.00 and to change the name of the project to Kinesiology Building/Center for Student Support and Autism Services and to increase the scope of the work to include Student Support Services.  
   **Interim Approval Status & Date:** APPROVED, December 21, 2020  
   **Project Initiation Date:** April 18, 2019  
   **Design Professional:** Eley Guild Hardy/Dale Partners a Joint Venture  
   **General Contractor:** TBD  
   **Total Project Budget:** $55,000,000.00

8. **MSU- IHL 413-002 (GS #113-149) – Forest & Wildlife Facilities**  
   **Approval Request #1: Award of Construction Contract**  
   Board staff approved the Award of Contract in the amount of $3,813,374.00 to the apparent low bidder, West Brothers Construction, Inc.  
   **Approval Status & Date:** APPROVED, November 20, 2020  
   **Project Initiation Date:** March 1, 2019  
   **Design Professional:** Shafer-Zahner-Zahner  
   **General Contractor:** West Brothers Construction, Inc.  
   **Total Project Budget:** $5,172,500.00
MISSISSIPPI VALLEY STATE UNIVERSITY

9. MVSU – GS 106-258 – Academic Skills Structural Remediation PH II  
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 $1,137,000.00 to the apparent low bidder, Roy Collins Construction Co., Inc.  
Approval Status & Date: APPROVED, December 21, 2020  
Project Initiation Date: March 1, 2019  
Design Professional: Architecture South  
General Contractor: Roy Collins Construction Co., Inc.  
Total Project Budget: $5,172,500.00

UNIVERSITY OF MISSISSIPPI

10. UM- GS 107-317– Johnson Commons East Renovation  
NOTE: This is a Bureau of Building project  
Approval Request #1: Change Order #6  
Board staff approved Change Order #6 in the amount of $1,330.20 and three hundred thirty-four (334) additional days to the contract of Legacy Construction Services.  
Approval Status & Date: APPROVED, November 4, 2020  
Change Order Description: Change Order #6 includes the following items: installed a threshold at a door; and three hundred thirty-four days to the contract.  
Change Order Justification: These changes were necessary due to latent job site conditions; user/owner requested modifications; thirty-five weather related delays and days for work as indicated herein and days for work as indicated herein.  
Total Project Change Orders and Amount: Six (6) change orders for a total amount of $402,663.71.  
Project Initiation Date: November 15, 2012  
Design Professional: Belinda Stewart Architects, P.A.  
General Contractor: Legacy Construction Services  
Total Project Budget: $8,745,000.00

11. UM- GS 107-317– Johnson Commons East Renovation  
Approval Request #1: Contract Documents  
Board staff approved Contract Documents as submitted by Wier Boerner Allin Architecture.  
Approval Status & Date: APPROVED, November 9, 2020  
Approval Request #2: Advertise  
Board staff approved request to advertise for receipt of bids.  
Approval Status & Date: APPROVED, November 9, 2020  
Project Initiation Date: June 18, 2020
12. **UM-IHL 207-459– Insight Park Biomedical Engineering**  
**Approval Request #1: Schematic Design Documents**  
Board staff approved the Schematic Design Documents as submitted by Daniel Design Studio, P.C.  
**Approval Status & Date:** APPROVED, November 9, 2020  
**Approval Request #2: Design Development Documents**  
Board staff approved the Design Development Documents as submitted by Daniel Design Studio, P.C.  
**Approval Status & Date:** APPROVED, November 9, 2020  
**Approval Request #3: Contract Documents**  
Board staff approved Contract Documents as submitted by Daniel Design Studio, P.C.  
**Approval Status & Date:** APPROVED, November 23, 2020  
**Approval Request #4: Advertise**  
Board staff approved request to advertise for receipt of bids.  
**Approval Status & Date:** APPROVED, November 23, 2020  
**Project Initiation Date:** June 18, 2020  
**Design Professional:** Daniel Design Studio, P.C.  
**General Contractor:** TBD  
**Total Project Budget:** $1,100,000.00

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**NOTE:** This is a Bureau of Building project  
**Approval Request #1: Change Order #5**  
Board staff approved Change Order #5 in the amount of $107,455.20 and zero (0) additional days to the contract of Codaray Construction, LLC.  
**Approval Status & Date:** APPROVED, November 18, 2020  
**Change Order Description:** Change Order #5 includes the following items: added fire alarm devices and an area of rescue phones.  
**Change Order Justification:** These changes were due to changes in requirements or recommendations by governmental agencies and user/owner requested modifications.  
**Total Project Change Orders and Amount:** Five (5) change orders for a total amount of $660,320.63.  
**Project Initiation Date:** January 18, 2018  
**Design Professional:** Wier Boerner Allin Architecture  
**General Contractor:** Codaray Construction, LLC  
**Phased Project Budget:** $9,807,980.01  
**Total Project Budget:** $12,132,980.00
14. **USM- GS 108-287– McCain Library Envelope Repairs**

NOTE: This is a Bureau of Building project

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

Board staff approved Change Order #3 in the amount of $8,897.98 and six (6) additional days to the contract of Mitchco Construction, Inc.

**Approval Status & Date:** APPROVED, November 18, 2020

**Change Order Description:** Change Order #3 includes the following items: relocated the interior portion of the mini-split from the negative storage space to the room immediately south; concrete was cut on the northeast corner of the building and extended an electric circuit to the existing landscape area to the east; terminated this circuit so that it can be extended in the future by USM to connect to a landscape controller; patched all concrete and finish once completed; installed a new electrical circuit and outlet on the existing east wall of the shelf storage area for future archival freezer equipment; repaired the existing conduit and junction box that was damaged during the south sidewalk demolitions; removed the existing carpet, mastic, and wall base in the area immediately adjacent to the new millwork and sink in the basement; prepared the area and installed new epoxy flooring; installed a new wall base and a transition strip at the newly created carpet edge; and six (6) 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; and days for work as indicated herein.

**Total Project Change Orders and Amount:** Six (6) change orders for a total amount of $284,473.98.

**Project Initiation Date:** August 16, 2018

**Design Professional:** Shafer-Zahner-Zahner, PLLC

**General Contractor:** Mitchco Construction, Inc.

**Total Project Budget:** $2,050,000.00

15. **USM- IHL 208-337 – Union Plaza Renovation (Rebid)**

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

Board staff approved Change Order #2 in the amount of $12,095.44 and zero (0) additional days to the contract of Culpepper Construction & Masonry, LLC.

**Approval Status & Date:** APPROVED, November 18, 2020

**Change Order Description:** Change Order #2 includes the following items: deducted the miscellaneous project underruns; credit due to overcharge in overhead and profit; added miscellaneous project overruns; removed two (2) existing in-ground light fixtures and installed two (2) new in-ground light fixtures in the front of the ticket office; installed a 4” conduit sleeve under the new concrete paving for future comcast cabling; cleaned out and removed the wood barrier located on the underside of the upper deck west football stadium ramp.

**Change Order Justification:** These changes were necessary 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 $37,897.20.

Project Initiation Date: May 16, 2019
Design Professional: Neel-Schaffer, Inc.
General Contractor: Culpepper Construction & Masonry, LLC
Total Project Budget: $2,400,000.00

16. **USM - IHL #210-248- Invertebrate Growout II Renovation**

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

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

Approval Status & Date: APPROVED, December 15, 2020
Project Initiation Date: November 15, 2018
Design Professional: McCarty Architects, P.A.
General Contractor: TBD
Total Project Budget: $10,000,000.00
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 10/26/20 and 11/1/20) from the funds of Alcorn State University. (These statements, in the amounts of $460.00 and $2,000.00, respectively, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE$ 2,460.00

Payment of legal fees for professional services rendered by Brunini, PLLC (statements dated 11/13/20 and 12/11/20) from the funds of Mississippi State University. (These statements, in the amounts of $206.25 and $206.25, represent services and expenses in connection with general legal advice.)

TOTAL DUE$ 412.50

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 10/1/20, 10/1/20, 10/1/20, 10/1/20, 10/1/20, 10/1/20, 10/1/20 and 11/1/20) from the funds of Mississippi State University. (These statements, in the amounts of $2,500.00, $2,000.00, $100.00, $2,500.00, $2,500.00, $2,500.00, $200.00 and $3,000.00, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE$ 15,300.00

Payment of legal fees for professional services rendered by the Winfield Law Firm (two statements dated 9/10/20) from the funds of Mississippi State University. (These statements, in the amounts of $699.00 and $5,102.00, represent services and expenses in connection with legal advice.)

TOTAL DUE$ 5,801.00

Payment of legal fees for professional services rendered by Butler Snow (statements dated 7/8/20 and 7/24/20) from the funds of the University of Mississippi. (These statements, in the amounts of $383.50 and $3,156.50, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE$ 3,540.00
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Payment of legal fees for professional services rendered by Hand Arendall Harrison Sale, LLC (three statements dated 10/30/20) from the funds of the University of Mississippi. (These statements, in the amounts of $212.00, $6,075.00, and $2,813.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE…………………………………………………………..$ 9,100.00

Payment of legal fees for professional services rendered by Holland & Knight (statements dated 8/12/20 and 9/4/20) from the funds of the University of Mississippi. (These statements, in the amounts of $3,202.50 and $315.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE…………………………………………………………..$ 3,517.50

Payment of legal fees for professional services rendered by Mayo|Mallette (statements dated 9/4/20, 9/4/20, 10/12/20 and 10/12/20) from the funds of the University of Mississippi. (These statements, in the amounts of $860.59, $2,631.50, $2,228.34 and $28,950.50, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE…………………………………………………………..$ 34,670.93

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 9/1/20, 10/1/20, 10/1/20 and 10/1/20) from the funds of the University of Mississippi. (These statements, in the amounts of $100.00, $89.72, $34.83, $2,500.00 and $4,500.00, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE…………………………………………………………..$ 7,224.55

Payment of legal fees for professional services rendered by Butler Snow (statements dated 9/28/20, 10/8/20, 10/8/20, 10/8/20, 10/16/20, 10/21/20, 10/21/20, 10/29/20, 11/12/20, 11/12/20, 11/12/20, 11/12/20, 11/12/20 and 11/16/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,710.00, $40,000.00, $297.92, $2,160.18, $22,763.30, $190.00, $2,599.25, $11,652.50, $649.00, $19.00, $2,212.50, $2,258.75, $885.00 and $8,569.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………..$ 95,966.40

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statements dated 10/22/20, 10/29/20, 10/30/20, 10/30/20, 10/30/20 and 11/24/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts $4,048.55, $5,315.90, $1,634.20, $2,139.20, $429.00, and $5,786.60, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………..$ 19,353.45
Payment of legal fees for professional services rendered by Gore Kilpatrick & Dambrino, PLLC (statements dated 10/29/20, 10/29/20, 11/25/20 and 11/25/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $346.50, $148.50, $264.00 and $82.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 841.50

Payment of legal fees for professional services rendered by Hagwood Adelman Tipton, PC (statements dated 8/19/20, 8/19/20, 8/31/20, 9/15/20, 9/15/20, 9/15/20, 10/5/20, 10/5/20, 10/5/20, 10/21/20, 10/21/20, 11/4/20, 11/6/20, 11/6/20, 11/6/20, 11/6/20, 11/6/20, 11/6/20, 11/17/20, 12/4/20, 12/4/20 and 12/4/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,049.50, $120.10, $298.90, $49.50, $148.50, $3,669.80, $547.00, $115.50, $1,271.40, $309.50, $92.80, $2,607.00, $3,415.45, $6,781.25, $49.50, $1,927.80, $876.00, $498.60, $2,410.60, $807.65, $2,278.75, $936.40, $218.30 and $1,639.40, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 32,117.20

Payment of legal fees for professional services rendered by Hogan|Lovells (statements dated 10/23/20 and 11/18/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $10,960.00 and $14,161.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 25,121.00

Payment of legal fees for professional services rendered by Jones Walker, LLP (statement dated 10/30/20) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $2,317.50, represents services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 2,317.50

Payment of legal fees for professional services rendered by Page Kruger & Holland (statements dated 11/4/20, 11/18/20, 11/18/20, 11/18/20, 11/19/20, 11/19/20, 11/19/20 and 11/19/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,738.50, $49.50, $49.50, $99.00, $429.00, $16.50, $1,249.50 and $12,956.04, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE………………………………………………..$ 16,587.54
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Payment of legal fees for professional services rendered by Steen, Dalehite and Pace (statements dated 10/15/20, 10/15/20 and 10/16/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $148.50, $610.50 and $115.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 874.50

Payment of legal fees for professional services rendered by Taylor, Wellons, Politz, Duhe, APLC (statements dated 9/25/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20 and 10/30/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,107.00, $472.50, $607.50, $790.50, $451.50, $396.00, $396.00, $445.50 and $580.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 5,247.00

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 10/7/20, 10/30/20, 10/30/20, 10/30/20, 11/9/20, 11/25/20, 11/25/20, 11/25/20 and 11/25/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $648.00, $264.00, $163.50, $1,022.78, $49.50, $102.48, $15.00, $99.00 and $447.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 2,811.26

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 10/1/20, 10/2/20, 10/2/20, 11/2/20, 11/3/20, 11/3/20, 11/3/20, 11/3/20, 11/3/20, 11/16/20, 11/18/20, 12/1/20, 12/1/20, 12/3/20, 12/3/20, 12/3/20 and 12/3/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $18,474.80, $14,717.40, $26,979.80, $177.00, $1,287.00, $1,562.50, $7,631.80, $1,369.50, $3,273.00, $5,874.20, $1,694.35, $8,050.00, $13,507.20, $280.50, $10,330.50, $6,232.00, $4,067.70 and $829.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 161,586.15

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statements dated 11/11/20 and 12/15/20) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $1,443.00 and $2,514.60, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 3,957.60
Payment of legal fees for professional services rendered by Butler Snow LLP (statements dated 11/19/20 and 12/2/20) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $2,979.58 and $1,545.38, represent services and expenses in connection with legal advice.)

**TOTAL DUE**…………………………………………………………$ 4,524.96

Payment of legal fees for professional services rendered by Richard & Thomas, PLLC (statement dated 12/17/20) from the funds of the University of Southern Mississippi. (This statement, in the amount of $375.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE**…………………………………………………………$ 375.00

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 11/11/20, 12/1/20 and 12/1/20) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $31.79, $43.51, and $2,500.00, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE**…………………………………………………………$ 2,575.30

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

Payment of legal fees for professional services rendered by Larry Schemmel (eight statements dated 11/6/20) from the funds of Mississippi State University. (These statements represent the reimbursement of fees and expenses incurred in connection with the following patents: “Compositions of Food Grade Coatings to Control Pest Infestations and Methods of Applications” - $325.00; “Tracking Method for Containers Having Removable Closures” - $865.00; “Compositions of Food Grade Coatings to Control Pest Infestations and Methods of Applications” - $50.00; “Engineered Coal Char” - $140.00; “Design, Synthesis, and Photophysical Properties of a Novel Nir II Dye for Biological Imaging and Optoelectronic Devices” - $70.00; “Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $900.00; Nano-Structured Catalysts” - $350.00; and Polymeric-Coated Electrodes for Sensing of Oil and other Analytes in Liquid and Methods of Making” - $70.00.)

**TOTAL DUE**…………………………………………………………$ 2,770.00

Payment of legal fees for professional services rendered by Butler Snow (statements dated 10/16/20, 10/16/20, 11/19/20, 11/19/20, 11/19/20, 11/19/20, 11/19/20, 12/18/20, 12/18/20 and 12/18/20) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Recombinant Fimbrial Protein of Aeromonas Hydrophila as Vaccine in Catfish” - $1,246.50; “Live Attenuated Edwardsiella Ictaluri Vaccine and Method of Using Same” - $449.00; IP and Regulatory Matters - $12,301.50; “Silicon Carbide and Related Wide Bandgap Transistors on Semi-Insulating Epitaxy for High-Speed, High-Power Applications” - $19.00; “Pelvic Floor Strength Assessment Device” - $66.50; “Sequence Specific Phage-Based Antimicrobials” - $750.00; “Live Attenuated
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Edwardsiella Ictaluri Vaccine and Method of Using Same” - $798.00; “Pelvic Floor Strength Assessment Device” - $625.00; “Sequence Specific Phage-Based Antimicrobials” - $608.50; and “IP and Regulatory Matters” - $649.00.)

TOTAL DUE..............................................................................$ 17,513.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (four statements dated 10/21/20) 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” - $325.00; “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - $502.00; “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - $450.00; and “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - $315.00.)

TOTAL DUE..............................................................................$ 1,592.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 10/29/20, 10/29/20, 11/16/20, 11/16/20 and 12/21/20) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Symmetrical CCC-NHC Pincer Metal Complexes and Symmetrical Bimetallic Complexes $1,047.50; “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $793.50; “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $178.50; “Cottonseed Oil Polymer” - $38.00; and “Unsymmetric CCC-NHC Pincer Metal Complexes and Methods of Use Thereof” - $38.00.)

TOTAL DUE..............................................................................$ 2,095.50

Payment of legal fees for professional services rendered by Armstrong|Teasdale (statement dated 8/4/20) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: “Systems and Methods for Detecting Transient Acoustic Signals - $227.94.)

TOTAL DUE..............................................................................$ 227.94

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 7/8/20, 7/8/20, 7/24/20, 8/28/20, 8/28/20, 8/28/20, 9/8/20, 9/17/20, 10/19/20, 10/21/20, 10/28/20, 10/28/20 and 10/29/20) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Trademark Maintenance for Athletic Logos – Prowler, Territory and Fins” - $6,188.50; “Trademark Matters” - $3,953.00; “Trademark Matters” - $1,806.00; “Trademark Matters” - $10,290.59; “The Grove Collection Trademark” - $1,345.00; “Emerald Bioscience, Inc. – License” - $1,445.50; and “Stuttering Inhibition Method and Device” - $1,917.50, “Trademark
Matters” - $2,855.50; “Emerald Bioscience, Inc. Licenses UM8930 & UM5050” - $1,298.00; “Trademark Matters” - $678.50, “Cache Mapping Technology Matter” - $324.50; “Stuttering Inhibition Method and Device” - $147.50; and Stuttering Inhibition Method and Device” - $590.00, respectively.)

**TOTAL DUE**..........................$32,840.09

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 6/12/20, 6/12/20, 6/12/20, 6/12/20, 6/26/20, 6/29/20, 6/30/20, 6/30/20, 7/2/20, 7/3/20, 7/17/20, 8/4/20, 8/4/20, 8/5/20, 8/5/20, 8/7/20, 8/14/20, 8/14/20, 8/14/20, 8/19/20, 8/19/20, 8/19/20, 8/19/20, 8/19/20, 8/26/20, 8/26/20, 8/28/20, 8/29/20, 9/1/20, 9/5/20, 9/17/20, 9/29/20, 9/29/20, 9/30/20, 10/9/20, 10/11/20, 10/22/10, 10/12/20, 10/21/20, 10/20/20, 10/29/20, 11/9/20, 11/9/20, 11/9/20, 11/9/20, 11/10/20, 11/10/20, 11/10/20, 11/11/20, 11/11/20 and 11/11/20) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Biologically Active Cannabidiol Analogs” - $2,712.00; “Biologically Active Cannabidiol Analogs” - $2,711.00; “Biologically Active Cannabidiol Analogs” - $2,710.00; “Biologically Active Cannabidiol Analogs” - $2,709.00; “Biologically Active Cannabidiol Analogs” - $2,708.00; “Composition for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $1,777.00; “Biologically Active Cannabidiol Analogs” - $2,897.00; “Biologically Active Cannabidiol Analogs” - $1,393.00; “Biologically Active Cannabidiol Analogs” - $1,993.00; “Biologically Active Cannabidiol Analogs” - $2,943.55; Highly Selective Sigma Receptor Ligands and Radioligands as Probes in Nociceptive Processing and the Pathophysiological Study of Memory Deficits and Cognitive Disorders” - $1,121.50; “Potent Immunostimulants from Microalgea” - $1,698.00; “Potent Immunostimulants from Microalgea” - $1,863.00; “Potent Immunostimulants from Microalgea” - $2,233.00; “Natural Product Formulations with Improved Residual Insect Repellent/Deterrent Activity” - $200.00; “L-y-Methyleneglutamine Compounds and Methods of Use” - $150.00; “Potent Immunostimulants from Microalgea” - $1,411.00; “Potent Immunostimulants from Microalgea” - $1,645.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $4,026.00; “Potent Immunostimulants from Microalgea” - $1,340.00; “Potent Immunostimulants from Microalgea” - $2,918.00; “Potent Immunostimulants from Microalgea” - $1,485.00; “Potent Immunostimulants from Microalgea” - $2,767.00; “Potent Immunostimulants from Microalgea” - $82.00; “Potent Immunostimulants from Microalgea” - $1,423.00; “Natural Product Formulations with Improved Residual Insect Repellent/Deterrent Activity” - $130.00; “Potent Immunostimulants from Microalgea” - $1,316.00; “Biologically Active Cannabidiol Analogs” - $482.00; “Biologically Active Cannabidiol Analogs” - $275.00; “Natural Formulations with Improved Residual Insect Repellent/Deterrent Activity” - $325.00; “Biologically Active Cannabidiol Analogs” - $275.00; “Biologically Active Cannabidiol Analogs” - $778.00; “Biologically Active Cannabidiol Analogs” - $1,436.00; “Potent Immunostimulants from Microalgea” - $1,147.00; “Highly Selective Sigma Receptor Radioligands” - $1,200.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $525.00; “Natural Product Formulations with Improved Residual Insect Repellent/Deterrent Activity” - $200.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $1,789.50; “Compositions
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Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Biologically Active Cannabidiol Analogs” - $200.00; “Highly Selective Sigma Receptor Ligands and Radioligands as Probes in Nociceptive Processing and the Pathophysiological Study of Memory Deficits and Cognitive Disorders” - $2,306.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $5,446.00; “L-gamma-Methyleneglutamine Compounds and Methods of Use” - $2,270.00; “Biologically Active Cannabidiol Analogs” - $862.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00; and “Compositions Containing Delta-9-THC-Amino Acid Esters and Process of Preparation” - $200.00, respectively.)

TOTAL DUE........................................................................................................$ 74,734.62

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 9/22/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 11/24/20, 11/24/20 and 11/24/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $960.00, $38.00, $38.00, $2,635.79, $9.50, $918.00, $388.00, $373.50, $9.50, $9.50, $750.00, $2,077.00, $913.00, $200.00, $716.23, $938.00, $26.00, $9.50, $38.00, $60.00, $594.58, $185.96, $583.29, $4,912.22, $38.00, $38.00 and $357.61, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE........................................................................................................$ 17,817.18

Payment of legal fees for professional services rendered by Workman Nydegger (3 statements dated 10/22/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,500.00, $200.00 and $331.50, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE........................................................................................................$ 4,031.50
1. **SYSTEM – APPROVAL OF NEW ACADEMIC DEGREE PROGRAMS**

   A. **MSU – Master of Fine Arts (MFA) in Historic Preservation**
      
      - CIP code: 30.1201
      - Total credit hours: 60
      - Effective date: August 2021
      - Incremental, six-year cost of implementation: $425,795.20
      - Potential six-year, new revenue: $1,277,385.60
      - Institution(s) offering similar program(s): No other institutions in the state
      - Rationale: There are currently no historic preservation master’s degree programs in any publicly funded institution in states contiguous to Mississippi. MSU’s Interior Design program offers the only historic preservation course in the state. MSU’s MFA in Historic Preservation will culminate in a terminal degree, one of the few degrees of its kind in the United States and will become a valuable recruiting tool for the proposed master’s program. Upon successful completion of the program, students will possess the skills necessary to educate diverse populations and promote historic preservation while employed with non-profit organizations, government agencies, cities, museums, private companies, and in academia.
      - Number of students expected to enroll in first six years: 68
      - Number of students expected to graduate in first six years: 45
      - National supply and demand: Based on market trends, the economic growth in historic preservation areas is rising. Historic preservation jobs which require a master’s degree, such as archivist, curators, conservators, and other areas are projected to grow 11% from 2019-2029, which is must faster than the average 3% for all other occupations. (source: 2019 Occupational Outlook Handbook)

   B. **UM – Master of Science (MS) in Sport Analytics**
      
      - CIP code: 30.7101
      - Total credit hours: 30
      - Effective date: August 2021
      - Incremental, six-year cost of implementation: $766,000
      - Potential six-year, new revenue: $1,761,638
      - Institution(s) offering similar program(s): No other institutions in Mississippi or the Mid-South region offer a MS in Sport Analytics degree program. DSU, USM, and MSU offer graduate degrees in sport performance or sport management.
      - Rationale: This degree program is a one-year, fully online degree program with two emphasis areas: sport performance and sport business. The program is designed to enhance knowledge, skills, and competencies in data acquisition, management, analysis, visualization, and interpretation for improving sport performance and sport business. The program combines academic, practical, and research-based skills to allow students to develop in their
selected area and will prepare professionals with strong practical skills in analytics, focusing on statistical modeling and big data analytics in sport.

Number of students expected to enroll in first six years: 95
Number of students expected to graduate in first six years: 93

National supply and demand: Employment growth will be driven by demand for better predictive insights across the sports and entertainment industry. The sport analytics market is expected to experience large growth between 2018 and 2023. (source: 2019 National Industry-Specific Occupational Employment and Wage Estimates)

Market analysis for program: Student demand is strong for sports-analytics programs. Degree completion in the southeast was included in the analysis. In Mississippi, the growth rate for sports analytics and similar programs is 16%, in the southeast is 11.3%, and nationally is 15.6%.

Median wage: $75,000 (source: North American Industry Classification System)

2. SYSTEM – APPROVAL OF MODIFICATIONS TO EXISTING ACADEMIC DEGREE PROGRAMS

A. RENAMING

1. USM – Current Program Title: Master of Science (MS) in Sport Coaching Education
   Proposed Program Title: Master of Science (MS) in Coaching and Sport Performance
   Current CIP Code, Sequence: 13.1314, 4531
   Total credit hours: 30
   Effective date: August 2020
   Rationale: The proposed title will more accurately represent the content of the program and will eliminate confusion that sometimes arises from the use of the term “education.” This program will continue to produce graduates who, in alignment with the educational mission of the university, support the growth and development of children in their respective communities through leadership in sport settings.

B. MODIFYING

1. UM – Program Title: Master of Accountancy and Data Analytics (MADA)
   Current CIP Code, Sequence: 52.0399, 4591
   Proposed CIP Code: 52.1301
   Total credit hours: 30
   Effective date: January 2021
   Rationale: A CIP Code change is being requested from 52.0399 “Accounting and Related Services, Other” to 52.1301 “Management Science, General” which is a STEM-designated code. This CIP code better describes the objectives and content of the Master of Accountancy and Data Analytics (MADA) program. Having the STEM CIP code will allow us to better compete with Master of Accounting programs who also have the STEM CIP code. Examples of these institutions include University of North Carolina-Chapel Hill, North Carolina State University, University of Virginia, University of Maryland,
University of Illinois, Ohio State University, and others. UM’s MADA is unique within the system and is also the only one of its type within the region.

2. UM – Program Title: Master of Taxation and Data Analytics (MTDA)
   Current CIP Code, Sequence: 52.1601, 4592
   Proposed CIP Code: 52.1301
   Total credit hours: 30
   Effective date: January 2021
   Rationale: A CIP Code change is being requested from 52.0399 “Accounting and Related Services, Other” to 52.1301 “Management Science, General” which is a STEM-designated code. This CIP code better describes the objectives and content of the Master of Taxation and Data Analytics (MTDA) program. Having the STEM CIP code will allow us to better compete with Master of Accounting programs who also have the STEM CIP code. Examples of these institutions include University of North Carolina-Chapel Hill, North Carolina State University, University of Virginia, University of Maryland, University of Illinois, Ohio State University, and others. UM’s MTDA is unique within the system and is also the only one of its type within the region.

C. RENAMING AND MODIFYING
   1. MSU – Current Program Title: Bachelor of Science (BS) in Environmental Economics and Management
      Proposed Program Title: Bachelor of Science (BS) in Environmental Economics and Sustainability
      Current CIP Code, Sequence: 01.0103, 5761
      Proposed CIP Code: 03.0204
      Total credit hours: 124
      Effective date: August 2020
      Rationale: The request to rename the degree program stems from a recent emphasis on sustainability, and the proposed name emphasizes sustainability in the perspective of economics. Industry feedback suggests that our students are overlooked in the growing sustainability management field and changing the name will widen the employment opportunities for our students.

D. DELETING (INSTITUTIONAL REQUESTS)
   1. USM – Program Title: Bachelor of Arts (BA) in Education of the Deaf
      CIP Code, Sequence: 13.1003, 5555
      Suspended: April 2019
      Deletion date: The University of Southern Mississippi is requesting the deletion of this program effective March 2021.

   2. USM – Program Title: Bachelor of Science (BS) in Education of the Deaf
      CIP Code, Sequence: 13.1003, 5556
      Suspended: April 2019
      Deletion date: The University of Southern Mississippi is requesting the deletion of this program effective March 2021.
E. DELETING (SYSTEM PROCESS)

Per IHL Academic Guidelines, “A program may be suspended, without obtaining Board approval, for a period not to exceed three academic years and may subsequently be reinstated by the institution within that period. However, OASA must be advised of such actions. If the program has not been reactivated by the end of the third academic year, the program will be deleted from the Academic Program Inventory.”

1. ASU – Program Title: Bachelor of Science (BS) in Sports Medicine
   CIP Code, Sequence: 51.0913, 5793
   Suspended: October 2010
   Deletion date: March 2021

2. JSU – Program Title: Master of Arts in Teaching (MAT) in English
   CIP Code, Sequence: 23.0101, 4052
   Suspended: July 2017
   Deletion date: March 2021

3. MUW – Program Title: Bachelor of Arts (BA) in General Studies
   CIP Code, Sequence: 24.0101, 5836
   Suspended: April 2018
   Deletion date: March 2021

4. MUW – Program Title: Bachelor of Arts (BA) in Public Safety Administration
   CIP Code, Sequence: 44.0401, 5815
   Suspended: April 2015
   Deletion date: March 2021

5. MUW – Program Title: Bachelor of Arts (BA) in Social Sciences
   CIP Code, Sequence: 45.0101, 5335
   Suspended: April 2017
   Deletion date: March 2021

6. MUW – Program Title: Bachelor of Fine Arts (BFA) in Art Education
   CIP Code, Sequence: 13.1302, 5706
   Suspended: April 2017
   Deletion date: March 2021

7. MUW – Program Title: Bachelor of Science (BS) in General Studies
   CIP Code, Sequence: 24.0101, 5812
   Suspended: April 2018
   Deletion date: March 2021
8. MUW – Program Title: Bachelor of Science (BS) in Public Safety Administration  
   CIP Code, Sequence: 44.0401, 5816  
   Suspended: April 2015  
   Deletion date: March 2021

9. MUW – Program Title: Bachelor of Science (BS) in Social Sciences  
   CIP Code, Sequence: 45.0101, 5336  
   Suspended: April 2017  
   Deletion date: March 2021

10. UM – Program Title: Master of Healthcare Administration (MHA)  
    CIP Code, Sequence: 51.0701, 4229  
    Suspended: October 2016  
    Deletion date: March 2021

11. USM – Program Title: Bachelor of Arts (BA) in Religion  
    CIP Code, Sequence: 38.0201, 5787  
    Suspended: April 2017  
    Deletion date: March 2021

12. USM – Program Title: Bachelor of Science (BS) in Business Technology Education  
    CIP Code, Sequence: 13.1303, 5561  
    Suspended: October 2013  
    Deletion date: March 2021

13. USM – Program Title: Bachelor of Science (BS) in Hotel, Restaurant, and Tourism Management  
    CIP Code, Sequence: 54.0904, 5537  
    Suspended: April 2017  
    Deletion date: March 2021

14. USM – Program Title: Bachelor of Science (BS) in Instructional Technology  
    CIP Code, Sequence: 52.0201, 5533  
    Suspended: April 2017  
    Deletion date: March 2021

15. USM – Program Title: Bachelor of Science (BS) in Technical and Occupational Education  
    CIP Code, Sequence: 13.1309, 5564  
    Suspended: November 2009  
    Deletion date: March 2021
16. USM – Program Title: **Master of Arts (MA) in Philosophy**  
   CIP Code, Sequence: 38.0101, 4377  
   Suspended: October 2013  
   Deletion date: March 2021

17. USM – Program Title: **Master of Science (MS) in Forensics**  
   CIP Code, Sequence: 43.0106, 4516  
   Suspended: October 2018  
   Deletion date: March 2021

18. USM – Program Title: **Master of Science (MS) in Interscholastic Athletic Administration**  
   CIP Code, Sequence: 31.0504, 4532  
   Suspended: October 2014  
   Deletion date: March 2021

19. USM – Program Title: **Master of Science (MS) in Recreation and Leisure**  
   CIP Code, Sequence: 31.0101, 4535  
   Suspended: October 2010  
   Deletion date: March 2021

20. USM – Program Title: **Doctor of Philosophy (PhD) in Nutrition and Food Systems**  
   CIP Code, Sequence: 19.0501, 1164  
   Suspended: October 2015  
   Deletion date: March 2021

**STAFF RECOMMENDATION:** Board staff recommends approval of items 1-2.
1. **MSU – REQUEST FOR APPROVAL TO AMEND AN ATHLETIC CONCESSION SERVICES AGREEMENT WITH PROOF OF THE PUDDING**

**Agenda Item Request:** MSU is requesting approval to amend its athletic concession services contract with **Proof of the Pudding by MGR, Inc.** to adjust the minimum required cyber liability insurance from $15,000,000 to $2,000,000.

**Contractor’s Legal Name:** **Proof of the Pudding by MGR, Inc. (“Proof”)**

**History of Contract:** In June 2020, the Board approved MSU entered into a new 5-year contract with Proof, effective July 1, 2020.

**Specific Type of Contract:** Agreement for athletic concessions services.

**Purpose:** The purpose of the contract amendment is to adjust the minimum required cyber liability insurance from $15,000,000 to $2,000,000. This adjustment will result in additional revenue to MSU of approximately $30,000 per year.

**Scope of Work:** Proof will run the athletics concessions operations for MSU. As part of this arrangement, Proof will operate under the direction of MSU Athletics with regards to pricing, equipment, and software decisions while utilizing their expertise in the concessions industry to guide the staffing and gameday logistics.

**Term of Contract:** The initial contract term began on July 1, 2020, and ends on June 30, 2025, with the option to renew for five additional years. The proposed contract amendment does not change the term of the contract.

**Contract Amount:** This is a revenue generating agreement based on a management fee/net profit sharing structure. The proposed amendment will result in additional revenue to MSU of approximately $30,000 annually.

**Funding Source for Contract:** N/A

**Termination Options:** Either party may terminate the Agreement, with or without cause, at any time by giving the other party 90 days written notice. Either party may terminate the Agreement for material breach by the other party by giving 30 days written notice. MSU may terminate the Agreement for the contractor’s failure to comply with the Mississippi Employment Protection Act. The Agreement may be terminated by either party upon the occasion of a Force Majeure event. The proposed Amendment does not change the termination options of the original agreement.

**Contractor Selection Process:** N/A
Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Proof of the Pudding by MGR, Inc and Mississippi State University for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

2. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO AN AMENDMENT OF THE MASTER SERVICES AGREEMENT WITH COMPUTER TASK GROUP, INCORPORATED**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into Amendment 1 to the Master Agreement with Computer Task Group, Incorporated (CTG). Amendment 1 will extend the term of the agreement for two (2) years and add language related to insurance, indemnification, and information security. The purpose of the Master Agreement is for augmentation of information technology (IT) staffing, to be utilized on an as-needed basis. UMMC utilizes staff augmentation for work on Epic related projects, such as Community Connect, any potential Epic upgrades, and various other Epic resource needs.

**Contractor’s Legal Name:** Computer Task Group, Incorporated

**History of Contract:** On February 15, 2018, the Board approved the current Master Agreement with CTG to provide IT staff augmentation. The term of the agreement is three (3) years, from March 1, 2018, through February 28, 2021. The total approved cost of the agreement is $750,000.00

In addition to this request, UMMC has submitted for consideration an amendment to the services agreement with Vaco LLC d/b/a Pivot Point Consulting to extend the term of a separate IT staffing agreement, as well as a new Master Staffing Agreement with TEKsystems, Inc. to provide IT staffing. UMMC seeks to contract with three (3) healthcare IT staffing vendors at the same time in order to provide UMMC with instant outside resources for specific skills needed for its various ongoing application and infrastructure projects.

**Specific Type of Contract:** This is Amendment 1 to the Master Agreement.

**Purpose:** The purpose of Amendment 1 is to extend the term of the current agreement. The purpose of the agreement is to augment UMMC’s IT staffing to support Epic and other UMMC technical projects.

**Scope of Work:** The amended agreement continues to provide professional IT staff to augment UMMC’s current staff on an as needed basis, to include assistance with Epic
related projects, such as Community Connect, any potential Epic upgrades, and various other Epic resource needs.

Term of Contract: The term of the Amendment is two (2) years, extending the expiration date of the agreement to February 28, 2023. The total term of the amended agreement is five (5) years, from March 1, 2018, through February 28, 2023.

Termination Options: The Agreement may be terminated as follows:
- By UMMC without cause provided sixty (60) days prior written notice is given;
- By UMMC or CTG subject to the following conditions: a) the party terminating the Contract is not in breach of any material provision of the Contract; b) the non-terminating party has breached a material provision of the Contract; and c) the non-terminating party has been given written notice of the breach and has failed to cure such breach within 30 days of the date of said notice;
- By CTG immediately by issuing a termination notice to UMMC if, in CTG’s reasonable judgement, the UMMC is unable to pay its debts as they become due, or in the event UMMC fails to perform its obligation for payment of invoices pursuant to the agreement;
- Failure of CTG to comply with the federal E-verify program; and
- By UMMC upon written notice to CTG of a material breach of the Business Associate Agreement or violation of the Health Insurance Portability and Accountability Act (HIPAA) regulations that remains uncured following ten (10) days written notice, or immediately if cure is not possible, in the event CTG improperly uses or discloses protected health information.

Contract Amount: The estimated cost of Amendment 1 is $398,000.00. The total cost of the amended agreement is $1,148,000.00. Fees are based upon hourly rates for the various levels of staff that may be utilized.

Funding Source for Contract: The agreement will be funded through patient revenue for work performed for UMMC, but for work performed for Epic Community Connect clients, the cost will be reimbursed to UMMC by the client.

Contractor Selection Process: UMMC is currently contracted with CTG.

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 Computer Task Group, Incorporated and the University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
3. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A SUBSCRIPTION SERVICE AGREEMENT WITH MCGRAW-HILL GLOBAL EDUCATION, LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a subscription agreement with McGraw-Hill Global Education, LLC (McGraw) for access to electronic resources including textbooks, videos, and more on the McGraw-Hill Global Education online platforms. UMMC also requests approval to amend the agreement as needed to add or remove titles as they become available without seeking prior Board approval as long as adequate funds are available.

**Contractor’s Legal Name:** McGraw-Hill Global Education, LLC

**History of Contract:** This is a new agreement with McGraw. UMMC has contracted with McGraw since approximately 2014 for subscription services for a total cost less than $250,000, which did not require Board approval. Due to price increases and the addition of new titles under the agreement, the proposed agreement now requires Board approval.

**Specific Type of Contract:** This is a new subscription service agreement.

**Purpose:** The purpose of the agreement is for use of electronic books and other content, including unique titles, videos, and other resources published by McGraw. Authorized users will be able to access, search, browse, view, and print chapters or pages from each book in the McGraw-Hill Global Education resources collection. Authorized users include all students, faculty, staff, and researchers at UMMC, in addition to those authorized by the library for on-site access. The multi-year term of the agreement will control the rate of inflation on the cost of these subscriptions on a yearly basis.

**Scope of Work:** McGraw will provide electronic access to students, faculty, staff, and researchers at UMMC to unique titles, videos, books and other resources published by McGraw Hill Global Education. Authorized users will be able to access, search, browse, view and print chapters from each book. Each year the titles included may change due to new editions of standard works or changes in journal titles made available.

**Term of Contract:** The term of the agreement is five (5) years, from March 1, 2021, through February 28, 2026.

**Termination Options:** This agreement may be terminated as follows:
- By McGraw for unauthorized use of subscribed materials;
- By UMMC upon thirty (30) days’ notice of nonrenewal;
- By UMMC if McGraw is unable to provide services for a period of thirty (30) consecutive days as a result of a continuing force majeure event; and
- By UMMC in the event of any reduction in available funds.
**Contract Amount**: The estimated total cost of the agreement over the five (5) year term is $850,000. A payment of $64,868 is due upon execution of the contract for subscription content beginning March 1, 2021. As titles are renewed or added, subscription fees will be due at the beginning of the term for that particular content. Beginning in year two, the subscription cost will be billed as new and renewal terms become effective. UMMC has included in the total calculation additional funds for a potential four percent (4%) price increase and additional titles that may be added during the term of the agreement.

**Funding Source for Contract**: This contract will be funded by general funds.

**Contractor Selection Process**: McGraw-Hill Global Education, LLC is the proprietary provider of the content; no other vendor offers the content.

**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 McGraw-Hill Global Education, LLC and the University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

4. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A HEALTHCARE MASTER AGREEMENT WITH NUANCE COMMUNICATIONS, INC.**

**Agenda Item Request**: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Healthcare Master Agreement with associated Order Forms and Schedules with **Nuance Communication, Inc. (Nuance)** to provide the PowerScribe 3360 (PS360) radiological dictation and PowerConnect actionable findings system. This system provides front end speech recognition and dictation, critical results alerts, and workflow software used by UMMC’s Department of Radiology.

**Contractor’s Legal Name**: Nuance Communications, Inc.

**History of Contract**: On August 20, 2015, the Board approved a Purchase Agreement with Philips Healthcare Informatics, Inc. for resale of the Nuance PS360 system. Philips was an authorized reseller of the PS360 system provided by Nuance. On August 20, 2020, the Board approved an amendment to the Purchase Agreement with Philips to extend the term of the agreement and add insurance requirements. The total term of the amended agreement was five and one-half (5 ½) years, ending February 28, 2021. The total approved cost of the amended agreement was $4,543,422.70.

**Specific Type of Contract**: This is a new Healthcare Master Agreement.
Purpose: The purpose of the Agreement is to license the PowerScribe 360 (PS360) system for radiological dictation and actionable findings system. The PS360 system provides the radiologist with a front end speech recognition and dictation/transcription system that allows for expedited imaging results delivery to the clinical providers. The PowerConnect Actionable Findings is a critical result findings and escalation system that is embedded within both PS360 and UMMC’s electronic health records system (EPIC). This ensures the ordering clinics are automatically notified when a patient has a critical results that requires additional follow-up actions. PowerConnect’s workflow orchestration and communicator provides the ability to create site, specialty, and personal workflow templates. It also allows for automated peer review and quality assurance, accommodates the resident teaching workflow with the staff and faculty radiologist, automates result delivery to Teleradiology workflows, and provides reporting tools used for Teleradiology billing purposes.

Scope of Work: Under the agreement, Nuance will provide:
- a limited, non-exclusive, non-transferable, non-sub-licenseable license of the Powerscribe products;
- software updates and upgrades as needed;
- service and maintenance on system;
- training; and
- the needed hosting equipment.

Term of Contract: The term of the Healthcare Master Agreement is five (5) years, from March 1, 2021, through February 28, 2026.

Termination Options: The Agreement may be terminated as follows:
- By either party if the other party commits a material breach of this Agreement and fails to cure such breach within thirty (30) days of receipt of written notice describing such breach;
- By Nuance immediately upon written notice to UMMC if UMMC (a) infringes on Nuance’s intellectual property rights, (b) commits, or permits any third party to commit, any breach of confidentiality obligations or (c) UMMC has a receiver appointed to handle its assets or affairs, admits that it is insolvent, or is otherwise unable to pay its debts as they mature, or ceases to do business in the ordinary course;
- By UMMC for reduction in funding; and
- By either party immediately if the non-breaching party determines that the other party has breached a material term of the Business Associate Agreement (BAA).

Contract Amount: The total estimated cost of the contract over the five (5) year term is $1,844,665.00. UMMC has included an additional five (5%) percent for any potential volume overages.
Funding Source for Contract: This agreement will be funded by hospital patient revenue.

Contractor Selection Process: In September 2020, UMMC conducted Request for Proposal (RFP) No. 1275 for Radiology Front End Speech Recognition, Critical Findings, and Workflow software. Two (2) bidders submitted proposals, including Nuance and Voice Products, Inc. The following reflects the scoring for the proposals. While it offered the lower cost, Voice Products did not have a workflow system and is not currently interfaced with Epic, UMMC’s electronic health record. The overall score indicated below is based upon criteria including cost as well as other factors.

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Cost</th>
<th>Overall Score</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Out of 100</td>
<td></td>
</tr>
<tr>
<td>Nuance</td>
<td>$2,840,519.57</td>
<td>78.89</td>
</tr>
<tr>
<td>Voice Products, Inc.</td>
<td>$2,022,145.00</td>
<td>75.55</td>
</tr>
</tbody>
</table>

The total projected cost for the proposed agreement is less than the cost calculated in the RFP due to the actual number of reads established for the monthly cost.

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 Nuance Communications, Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

5. **UMMC– REQUEST FOR APPROVAL TO ENTER INTO A SUBSCRIPTION SOFTWARE LICENSE AND SERVICES AGREEMENT WITH SABA SOFTWARE (CANADA), INC.**

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to continue the term of the current Subscription Software License and Services Agreement and subsequent work order with Saba Software Inc. f/k/a Halogen Software Inc. (Halogen). The agreement allows UMMC to conduct employee performance assessments to remain in compliance with healthcare regulators and best practice. The Board originally approved this agreement on March 17, 2016, with a contract term that aligned with the term approved by the MS Department of Information Technology Services (ITS), which was four (4) years and eight (8) months, from June 28, 2016, through February 28, 2021. However, the term as stated in the agreement was actually June 28, 2016, through June 27, 2021. UMMC has received approval from ITS extending the dates for UMMC’s use of the subscription software. UMMC now requests to extend the Board’s approval through the expiration date of June 27, 2021.
Contractor’s Legal Name: Saba Software (Canada) Inc. f/k/a Halogen Software Inc.

History of Contract: On March 17, 2016, the Board approved the subscription software agreement with Halogen for its employee performance assessments software system. The Board originally approved a contract term that aligned with the dates approved by the MS Department of Information Technology Services (ITS), which was four (4) years and eight (8) months, from June 28, 2016, through February 28, 2021. However, the term as stated in the agreement was actually June 28, 2016, through June 27, 2021. UMMC has received approval from ITS extending the dates for UMMC’s use of the subscription software. UMMC now requests to extend the Board’s approval through the expiration date of June 27, 2021. UMMC is in the process of negotiating a new agreement with Halogen and will present same for Board approval prior to the expiration of the current agreement.

In May of 2017, Halogen was acquired by Saba Software and changed its name to Saba Software (Canada) Inc. An amendment was not required as the agreement allowed assignment due to acquisition.

Specific Type of Contract: This is a current Subscription Software License and Services Agreement.

Purpose: The purpose of this request is to extend approval of the current agreement through the expiration date of June 27, 2021. The purpose of the agreement is to provide software licensing and hosting services, along with software support and maintenance, for the Halogen eAppraisal system. The system is an electronic tool used to manage talent across an organization through its ability to formalize and streamline competencies and performance assessment criteria based on job expectations; to set up, manage, and report data for specific performance evaluation cycles; and to store performance-related data such as performance notes, certificates and licenses, awards and achievements, and previous performance evaluation information for easy access. The integrated approach allows leaders and managers to more efficiently drive organizational performance against strategic planning initiatives, operational goals, and individualized development plans, as well as to proactively plan for succession within the organization.

Scope of Work: Halogen provides the following:
- UMMC a non-transferable, non-assignable, non-exclusive, internal licenses;
- Software maintenance and support services;
- Hosting services; and
- Training and professional services.

Term of Contract: The total term of the agreement is five (5) years, from June 28, 2016, through June 27, 2021. The Board originally approved a contract term that aligned
with the dates approved by the MS Department of Information Technology Services (ITS), which was four (4) years and eight (8) months, from June 28, 2016, through February 28, 2021. However, the term as stated in the agreement was actually June 28, 2016, through June 27, 2021. UMMC has received approval from ITS extending the dates for UMMC’s use of the subscription software. UMMC now requests to extend the Board’s approval through the expiration date of June 27, 2021.

Termination Options: This agreement may be terminated as follows:

- For breach after one party provides written notice of breach of any material terms or conditions of this Agreement, unless breach is remedied before that day to the satisfaction of the notifying party;
- By written notice of termination by one party effective immediately, if the other party is or becomes insolvent or bankrupt or ceases paying its debts as they mature or makes or files an assignment in bankruptcy or otherwise acknowledges its insolvency, or a trustee, receiver, liquidator or similar official is appointed for the other party or any substantial portion of its property and assets, or bankruptcy, insolvency, arrangement or similar proceedings are instituted by or against the other party;
- Upon written notice of termination by either party, effective immediately, if the circumstances of Force Majeure, as described in the agreement, occur and are continuing for a period of sixty (60) days;
- Upon written notice of termination by Halogen if UMMC fails to pay any or all undisputed fees or other amounts due hereunder within fifteen (15) days of receipt of such notice;
- For hosting services specifically, Halogen may cancel the hosting services upon one hundred and eighty (180) days’ notice to UMMC, if Halogen ceases to provide such services; however, should such event occur, UMMC will be refunded the balance of the service fees paid for that anniversary period; and,
- In the event of any reduction in available funds to UMMC, the contract may be terminated without penalty to UMMC.

Contract Amount: The total cost of the agreement remains $655,840.00.

Funding Source for Contract: This agreement will be funded by general funds.

Contractor Selection Process: UMMC is currently contracted with Halogen.

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 Saba Software (Canada) Inc. f/k/a Halogen Software Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
6. **UMMC – REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH SELLERS DORSEY & ASSOCIATES, LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to amend its Consulting Services Agreement with Sellers Dorsey & Associates, LLC (Sellers Dorsey) to extend the term of the agreement, update the insurance and indemnification language, and add information security language. The Medicaid Managed Care Physician Supplemental Payment Program allows UMMC to maximize federal Medicaid payments for physician payments occurring through Medicaid Managed Care. Under the agreement, Sellers Dorsey designs the Medicaid Managed Care Physician Supplemental Payment Program, assists in obtaining federal approval for the program, and aids in implementing the program by targeting physician practices affiliated with UMMC.

**Contractor’s Legal Name:** Sellers Dorsey & Associates, LLC

**History of Contract:** On February 15, 2018, the Board approved the consulting services agreement with Sellers Dorsey for the development and implementation of Medicaid Managed Care Physician Supplemental Payment Program. The agreement will expire on February 28, 2021. UMMC would like to extend the agreement for an additional one (1) year and (4) months.

**Specific Type of Contract:** This is the first amendment to the Consulting Services Agreement.

**Purpose:** The purpose of the amendment is to extend the term of the Agreement, update the insurance and indemnification language, and add information security language. The purpose of the Agreement is to develop and assist with the implementation of a Medicaid Managed Care Physician Supplemental Payment Program for the State of Mississippi. The Medicaid Managed Care Physician Supplemental Payment Program allows UMMC to maximize federal Medicaid payments for physician payments occurring through Medicaid Managed Care. Under the Agreement, Sellers Dorsey designs the Medicaid Managed Care Physician Supplemental Payment Program, assists in obtaining federal approval for the program, and aids in implementing the program by targeting physician practices affiliated with UMMC.

**Scope of Work:** Under the amended Agreement, Sellers Dorsey will continue to provide the following:
- Identify physicians eligible for the program;
- Develop the Medicaid Managed Care supplemental payment financial models;
- Draft necessary documents to submit to the federal government;
- Provide assistance throughout the federal approval process; and
Manage the overall project under the direction of UMMC.

**Term of Contract:** The term of the amended agreement is four (4) years and four (4) months, from March 1, 2018, through June 30, 2022. The original agreement was for a term of three (3) years beginning March 1, 2018. The amendment extends the term for an additional one (1) year and four (4) months through June 30, 2022.

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

- Failure by Sellers Dorsey to comply with applicable E-Verify provisions;
- By either party with or without cause upon providing sixty (60) days’ written notice;
- By either party if the other refuses or fails to perform any of the provisions of the agreement, otherwise fails to timely satisfy the agreement provisions, or commits any other substantial breach of this agreement, if not cured within ten (10) days or longer time provided in a notice of the breach;
- Immediately upon Sellers Dorsey’s breach of any of the following ongoing representations and warranties that Sellers Dorsey, its officers, directors and employees:
  - are not currently excluded, debarred, or otherwise ineligible to participate in any federal health care programs or any state healthcare programs;
  - have not been convicted of a criminal offense related to the provision of healthcare items or services and have not been excluded, debarred, or otherwise declared ineligible to participate in the Federal Healthcare Programs or any state healthcare programs,
  - are not, nor have ever been included on the Office of Foreign Assets Control, Specially Designated Nationals and Blocked Persons list;
  - are not, to the best of its knowledge, under investigation or otherwise aware of any circumstances which may result in Sellers Dorsey being excluded from participation in the Federal Healthcare Programs or any state healthcare programs; and
  - has implemented safeguards to ensure that the privacy and confidentiality of patients’ personal health information is protected;
- In the event of a reduction in funds;
- By either party in the event of a change in law resulting in an adverse consequence and the parties cannot agree to renegotiated terms; and
- By UMMC upon written notice to Sellers Dorsey of a material breach of the Business Associate Agreement or violation of the Health Insurance Portability and Accountability Act (HIPAA) regulations that remains uncured following ten (10) days written notice, or immediately if cure is not possible, in the event Sellers Dorsey improperly uses or discloses protected health information.
Contract Amount: The total cost of the agreement remains unchanged at $3,834,414. Under the agreement, UMMC will pay Sellers Dorsey a contingency fee of 4.75% of the new federal funds generated for UMMC from participation in the Medicaid Managed Care Physician Supplemental Payment Program, as well as travel expenses. UMMC anticipates an additional $26,655,535 in reimbursement under the program, which will require a contingency fee of $3,798,414. UMMC has anticipated up to $36,000 in travel under the agreement. The estimated total cost remains the same over the extended term due to the delayed federal approval of the program.

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

Contractor Selection Process: UMMC is currently contracted with Sellers Dorsey.

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 Sellers Dorsey & Associates, LLC and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

7. UMMC – REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH SKYTRON, LLC AND CENTRAK, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to amend the Skytron Asset Manager Service Level Agreement with Skytron, LLC (Skytron) and to amend the End User License Agreement with Centrak, Inc. (CenTrak) for the asset tracking system in use by UMMC (System). The amendments will allow UMMC to purchase additional asset tracking tags, increase the number of software licenses, and extend the services under the current agreement to cover the additional purchases. Both amendments also add provisions regarding indemnification, insurance, and information security. The additional items will expand the current asset tracking system into UMMC’s new Children’s expansion. The System tracks UMMC’s movable equipment throughout UMMC’s facilities, allowing UMMC to locate equipment for maintenance, deterring the removal of equipment from the facility(ies), and allowing equipment to be easily located in storage areas when a patient care unit is in need of specific equipment. Pursuant to IHL policy 707.03 Approval of Prepayment for Goods and Services, UMMC requests approval to pay a twenty-five (25%) deposit in the amount of $8,851.50 for the additional hardware to be purchased.

Contractor’s Legal Name: Skytron, LLC and CenTrak, Inc.

History of Contract: On August 18, 2016, the Board approved three (3) related agreement with Skytron and Centrak: a Conversion Agreement and Asset Manager
Service License Agreement with Skytron, and an End User License Agreement with CenTrak for the purchase, implementation, and maintenance of an asset tracking system. The term of the agreements is five (5) years, from September 1, 2016, through August 31, 2021. The total approved cost was $2,713,621.54.

**Specific Type of Contract:** This is the first amendment to the Asset Manager Service Level Agreement with Skytron and the first amendment to the End User License Agreement with CenTrak.

**Purpose:** The purpose of the amendments is to purchase additional asset tracking tags, software, and services utilized by the asset tracking system currently in use at UMMC, allowing UMMC to expand the asset tracking system into the new expansion of the Children’s Hospital. Additionally, both amendments will add provisions regarding indemnification, insurance, and information security to the agreements.

**Scope of Work:** Under the amended agreements, Skytron and CenTrak will continue to provide the necessary asset tags, software license and support, and implement the asset tracking system within new areas of UMMC.

**Term of Contract:** The amendments do not change the term of the agreements. The term of the existing agreements are five (5) years, from September 1, 2016, through August 31, 2021.

**Termination Options:** The Skytron Asset Manager Service Level Agreement may be terminated as follows:
- Either party shall have the right to terminate this agreement without cause provided (90) days written notice to the other party;
- Either party shall have the right to terminate this agreement upon written notice to the other party if the other party breaches this agreement and does not cure such breach within thirty (30) days following receipt of written notice thereof from the non-breaching party; *except that* Skytron may terminate this agreement immediately upon written notice for a breach by UMMC of any of its payment obligations (subject to a 15-day cure period) or a breach by UMMC of the software license restriction;
- In the event of any reduction in available funds to UMMC, the contract may be terminated without penalty to UMMC; and
- Failure by Skytron to comply with the federal E-Verify Program.

The Centrak End User License Agreement may be terminated as follows:
- If UMMC materially breaches the EULA and fails to cure such breach within thirty (30) days of written notice of such breach by CenTrak;
- If UMMC becomes insolvent or makes an assignment for the benefit of UMMC’s creditors; and
- If a receiver is appointed or a petition in bankruptcy is filed with respect to UMMC and such petition is not dismissed within thirty (3) days.
**Contract Amount:** The total estimated cost of the amended Skytron Asset Manager Service Level Agreement over the five (5) year term is $2,800,000. The cost of the original agreement was $2,713,621.54; the amendment will add an additional $86,378.46 for the remainder of the agreement. There is no cost for the CenTrak End User License Agreement; license costs are included in the hardware and services purchases through Skytron.

**Funding Source for Contract:** The cost of this agreement will be funded through patient revenue.

**Contractor Selection Process:** UMMC is currently contracted with Skytron and CenTrak.

**Staff Recommendation:** Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Based on Board Policy 707.03, Approval of Prepayment for Goods 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 Skytron, LLC and CenTrak, Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

8. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A MASTER SERVICE AGREEMENT WITH STERICYCLE, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Master Service Agreement with Stericycle, Inc. (Stericycle) for the removal of hazardous and nonhazardous pharmaceutical waste from certain UMMC locations. The agreement provides appropriate disposal of pharmaceutical waste as governed by the Environmental Protection Agency (EPA), federal, and state regulations. In addition, UMMC requests approval to add and/or remove locations specified in the Agreement as needed without seeking prior Board approval as long as it does not increase the approved expenditure level.

**Contractor’s Legal Name:** Stericycle, Inc.

**History of Contract:** This is a new Master Service Agreement between UMMC and Stericycle. UMMC has utilized Stericycle since approximately 2010 under Stericycle’s agreement with Vizient, UMMC’s primary group purchasing organization, without requiring additional terms and conditions for UMMC. Stericycle now requires an agreement directly with UMMC for continued services.
On June 15, 2017, the Board approved two (2) separate agreements with Stericycle for regulated medical waste and sharps disposal management. Those agreements are not separate and unrelated to the proposed agreement for pharmaceutical waste disposal.

**Specific Type of Contract:** This is a new a Master Service Agreement.

**Purpose:** The purpose of the agreement is for the removal of hazardous and nonhazardous pharmaceutical waste from UMMC locations, as governed by the Environmental Protection Agency (EPA), federal, and state regulations.

**Scope of Work:** Under the agreement, Stericycle will provide appropriate waste containers for UMMC staff to utilize. On a regular schedule or as called, depending on the location, Stericycle will pick up the waste containers and dispose of the contents appropriately, in accordance with the Environmental Protection Agency (EPA), federal, and state regulations.

Under the Agreement, UMMC agrees to utilize Stericycle as its primary provider of pharmaceutical waste disposal services.

**Term of Contract:** The term of the agreement is three (3) years, from March 1, 2021, through February 29, 2024.

**Termination Options:** The agreement may be terminated for the following:
- by UMMC upon thirty (30) days written notice if Stericycle adjusts pricing, other than the annual increase, and Customer does not agree to the increase;
- by UMMC upon thirty (30) days written notice if significant changes in federal or state regulations regarding pharmaceutical waste occurs;
- by the non-breaching party upon written notice if the breach is not achieved within sixty (60) days of the notice;
- by Stericycle upon sixty (60) days notice if it is unable to continue performing its obligations under this Agreement due to the suspension, revocation, cancellation or termination of any permit required to perform this Agreement or in the event that a change in any law, regulation or ordinance;
- by UMMC upon sixty (60) days’ prior written notice to Stericycle, after the first two years of the agreement;
- in the event of insufficient funds upon notice to Stericycle; and
- by UMMC immediately if Stericycle becomes unable to participate in federal or state health care programs.

The GPO agreement may be terminated for the following:
- by Stericycle, upon prior written notice to UMMC and Vizient, if UMMC fails to pay for services, becomes bankrupt, insolvent, makes an unauthorized assignment, goes into liquidation, has proceedings initiated against it for a
Contract Amount: The estimated cost of the agreement over three (3) years is $575,000. UMMC has included a twenty percent (20%) annual increase to allow for potential price increases and waste disposal volume changes.

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

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

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Stericycle, Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

9. **UMMC– REQUEST FOR APPROVAL TO ENTER INTO A STAFFING SERVICES AGREEMENT WITH TEKSYSTEMS, INC.**

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Standard Staffing Services Agreement with TEKsystems, Inc. (TEKsystems) for augmentation of information technology (IT) staffing, to be utilized on an as-needed basis. UMMC utilizes staff augmentation for work on Epic related projects, such as Community Connect, technical and network assistance, and various other IT resource needs.

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

History of Contract: On January 22, 2015, the Board approved a three (3) year agreement with TEKsystems to provide IT staff to UMMC’s Department of Information Systems (DIS) to lend support necessary in areas where it lacks adequate IT staffing, for a cost up to $3,000,000. On April 21, 2016, the Board approved additional funding to the existing agreement in the amount of $2,000,000 for a total approved cost of $5,000,000. On October 20, 2016, the Board approved an amendment to the agreement to clarify travel language. On August 17, 2017, the Board approved additional funding of $724,080.00 for a total approved cost of $5,724,080.00. On January 16, 2018, pursuant to IHL Board Policy 707.01 E., the Commissioner approved a renewal of the agreement for three (3) years through February 1, 2021, under the same terms and
conditions, including pricing. The cost of the renewal represented an increase less than 110% of the original contract cost.

**Specific Type of Contract:** This is a new Standard Staffing Services Agreement

**Purpose:** The purpose of the Standard Staffing Services Agreement is to provide augmentation of information technology (IT) staffing, to be utilized on an as-needed basis. UMMC utilizes staff augmentation for work on Epic related projects, such as Community Connect technical and network assistance, and various other IT resource needs.

**Scope of Work:** This agreement will provide professional IT staff to augment UMMC’s current staff on an as needed basis, to include assistance with Epic Community Connect clients during Epic implementation and go-live, technical and network assistance, and various IT resource needs.

**Term of Contract:** The term of the agreement is five (5) years, from March 1, 2021, through February 28, 2026.

**Termination Options:** This agreement may be terminated as follows:
- By UMMC with sixty (60) days’ prior written notice; and
- Automatically in the event TekSystems’ agreement with Vizient, UMMC’s primary Group Purchasing Organization, expires or terminates.

**Contract Amount:** The total estimated cost of the agreement over the five (5) year term is $3,750,000. Fees are based upon hourly rates for the various levels of staff that may be utilized.

**Funding Source for Contract:** This agreement will be funded through patient revenue for work performed for UMMC, but for work performed for Epic Community Connect clients, the cost will be reimbursed to UMMC by the client.

**Contractor Selection Process:** TekSystems is an approved vendor with Vizient, one of UMMC’s group purchasing organizations (GPO) pursuant to Miss. Code Ann. § 31-7-13(m)(x).

**Staff Recommendation:** Based on Board Policy 707.01, *Land, Property, and Service Contracts*, *Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000*. Legal Staff has reviewed the proposed Agreement between TEKsystems, Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
10. **UMMC – REQUEST FOR APPROVAL TO AMEND A MASTER CLIENT SERVICES AGREEMENT WITH VACO LLC D/B/A PIVOT POINT CONSULTING (PIVOT POINT)**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into an Amendment to the Master Client Services Agreement with Vaco LLC d/b/a Pivot Point Consulting (Pivot Point). The Amendment will extend the term of the agreement two (2) additional years and add language regarding insurance, indemnification, and information security. The purpose of the agreement is for augmentation of information technology (IT) staffing, to be utilized on an as-needed basis. UMMC utilizes staff augmentation for work on Epic related projects, such as Community Connect, any potential Epic upgrades, and various other Epic resource needs.

**Contractor’s Legal Name:** Vaco LLC d/b/a Pivot Point Consulting (Pivot Point).

**History of Contract:** On February 15, 2018, the Board approved the current Master Client Services Agreement with Pivot Point Consulting, LLC. The term of the agreement is three (3) years, from March 1, 2018, through February 28, 2021. The total approved cost of the agreement is $750,000.00.

In addition to this request, UMMC has submitted for consideration an amendment to the services agreement with Computer Task Group, Incorporated to extend the term of a separate IT staffing agreement, as well as a new Master Staffing Agreement with TEKsystems, Inc. to provide IT staffing. UMMC seeks to contract with three (3) healthcare IT staffing vendors at the same time in order to provide UMMC with instant outside resources for specific skills needed for its various ongoing application and infrastructure projects.

**Specific Type of Contract:** This is Amendment #1 to the Master Client Services Agreement.

**Purpose:** The purpose of the Amendment is to extend the term of the current agreement. The purpose of the agreement is to augment UMMC’s IT staffing to support Epic and other UMMC technical projects.

**Scope of Work:** The amended agreement continues to provide professional IT staff to augment UMMC’s current staff on an as needed basis, to include assistance with Epic Community Connect clients during Epic implementation and go-live, any potential Epic upgrades, and various other Epic resource needs.

**Term of Contract:** The term of the Amendment is two (2) years, extending the expiration date of the agreement to February 28, 2023. The total term of the amended agreement is five (5) years, from March 1, 2018, through February 28, 2023.
Termination Options: The Agreement may be terminated as follows:

- By UMMC without cause upon thirty (30) days prior written notice;
- By either party upon thirty (30) days written notice in the event that the other party has breached any of the terms or conditions of this agreement and such breach has not been cured within the period;
- Failure of Pivot Point to comply with E-verify; and
- By UMMC upon written notice to Pivot Point of a material breach of the Business Associate Agreement or violation of the Health Insurance Portability and Accountability Act (HIPAA) regulations that remains uncured following ten (10) days written notice, or immediately if cure is not possible, in the event Pivot Point improperly uses or discloses protected health information.

Contract Amount: The estimated cost of Amendment #1 is $398,000.00. The total cost of the amended agreement is $1,148,000.00. Fees are based upon hourly rates for the various levels of staff that may be utilized.

Funding Source for Contract: The agreement will be funded through patient revenue for work performed for UMMC, but for work performed for Epic Community Connect clients, the cost will be reimbursed to UMMC by the client.

Contractor Selection Process: UMMC is currently contracted with Pivot Point.

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 Vaco LLC and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
Note: Project numbers beginning with the prefix "GS" designate projects that the Bureau of Building provides management oversight for and are funded partially or wholly with state Bureau of Building bond revenues. Project numbers beginning with the prefix "IHL" designate projects that are funded from university self-generated sources including but not limited to donations, fees, and grants.

**Board Policy §902, Initiation of Construction Projects**

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

**Board Policy §904(A), Board Approval**

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

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

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

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

Board Policy §905(A), Real Estate Management

Prior Board approval is required for the execution of all easements or non-oil, non-gas and non-mineral leases in an amount greater than $100,000. The Commissioner is authorized to approve leases (other than oil, gas and mineral leases) or easements in amounts equal to or less than $100,000. The Commissioner may further delegate the Commissioner’s approval authority regarding easements and leases to the applicable IEO or his/her designee(s) provided that the requirements of Policy 707.01 D. are met. Board approval is required for timber sales in an amount greater than $500,000. For timber sales of an amount $500,000 or less, the Chair of the Real Estate Committee is authorized to approve sales on behalf of the Board upon satisfactory legal review and recommendation from the Commissioner. Board approval prior to the execution of the contract is required for all other land contracts requiring an aggregate total expenditure of more than $250,000. Requests for approval of land contracts shall include property descriptions, terms of purchase, lease or sale and intended use of the property. An institution acquiring or disposing of real property shall receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The sale price of real property shall be no less than the average of the two appraisals.

Board Policy §905(B), Real Estate Management

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I or more detail Environmental Report shall be completed by qualified personnel and submitted to the Board’s Real Estate and Facilities Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a “no further action” letter from the State’s Department of Environmental Quality.
1. **DSU – GS 102-271 – Nursing School Expansion and Renovation**

   **Project Request:** Delta State University requests approval to initiate a project, Nursing School Expansion and Renovation, and to appoint Eley Guild Hardy Architects as the design professional.

   **Proposed Project Professional:** Eley Guild Hardy Architects

   **Selection Method:** The project budget is anticipated to exceed $3M therefore it is required that the university use the RFQ method for the selection of the design professional. DSU used the RFQ selection method of the design professional.

   **Purpose:** Delta State University is seeking to initiate the project and appoint the design professional as required by Board Policy in order to proceed with the design phase of the project.

   **Project Scope:** This project will increase total square feet by 11,000 square feet. It will also totally renovate the existing classroom space. This request is for the design phase and payment of professional fees only. The estimated total cost of the project is $7,000,000.

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

   **Project Initiation Date:** February 18, 2021

   **Date of Original Construction:** Donated to DSU in 1986

   **Date of Last Renovation:** 2009
Proposed Project Budget: *(Design Fees Only)*

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</tbody>
</table>

Proposed Funding Source(s): SB 3065, Laws of 2019 ($125,000)

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


**Project Request:** Delta State University requests approval to initiate a project, Residence Hall Renovations (Lawler-Harkins), and to appoint Burris/Wagnon Architects as the design professional.

**Proposed Project Professional:** Burris/Wagnon Architects

**Selection Method:** The project budget exceeds $3M therefore it is required that the university use the RFQ method for the selection of the design professional. DSU used the RFQ selection method of the design professional.

**Purpose:** Delta State University is seeking to initiate the project and appoint the design professional as required by Board Policy in order to proceed with the design phase of the project.

**Project Scope:** Delta State University will update and modernize the university’s residence hall with the intent of increasing the number of students staying in residence halls on the DSU campus. The project is intended to renovate Lawler-Harkins residence hall to include the following: replacing floors, ceiling, old duct work and mechanical controls. The project will also include painting the entire facilities and other repair work.

Delta State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.
Project Initiation Date:  February 18, 2021

Date of Original Construction:  1966

Date of Last Renovation:  2006

Proposed Project Budget:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction Cost:</td>
<td>$2,872,286.00</td>
</tr>
<tr>
<td>Architectural and Engineering Fees:</td>
<td>$218,584.00</td>
</tr>
<tr>
<td>Misc. Project Costs:</td>
<td>$4,000.00</td>
</tr>
<tr>
<td>Furniture &amp; Equipment Costs:</td>
<td>$0.00</td>
</tr>
<tr>
<td>Contingency:</td>
<td>$146,318.00</td>
</tr>
</tbody>
</table>

Total Project Budget:  $3,241,188.00

Proposed Funding Source(s):  SB 3065, Laws of 2019 ($241,188); HB 1730, Laws of 2020 ($3,000,000)

Staff Recommendation:  Board staff recommends approval of this item.

3. DSU – GS 102-276 – Residence Hall Renovations (Cain-Tatum, Fugler-Hammett, and Brumby Castle)

Project Request:  Delta State University requests approval to initiate a project, Residence Hall Renovations (Cain-Tatum, Fugler-Hammett, and Brumby Castle), and to appoint Burris/Wagnon Architects as the design professional.

Proposed Project Professional:  Burris/Wagnon Architects

Selection Method:  The project budget does not exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional.

Purpose:  Delta State University is seeking to initiate the project and appoint the design professional as required by Board Policy in order to proceed with the design phase of the project.

Project Scope:  Delta State University will update and modernize the university’s residence hall with the intent of increasing the number of students staying in residence halls on the DSU campus. The project is intended to renovate Lawler-
Harkins residence hall to include the following: replacing floors, ceiling, old duct work and mechanical controls. The project will also include painting the entire facilities and other repair work.

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

**Project Initiation Date:** February 18, 2021

**Date of Original Construction:** 1962-1966

**Date of Last Renovation:** 2010-2017

**Proposed Project Budget:**

<table>
<thead>
<tr>
<th>Item</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction Cost</td>
<td>$1,342,220.00</td>
</tr>
<tr>
<td>Architectural and Engineering Fees</td>
<td>105,795.00</td>
</tr>
<tr>
<td>Misc. Project Costs</td>
<td>6,800.00</td>
</tr>
<tr>
<td>Furniture &amp; Equipment Costs</td>
<td>0.00</td>
</tr>
<tr>
<td>Contingency</td>
<td>67,111.00</td>
</tr>
</tbody>
</table>

**Total Project Budget:** $1,521,926.00

**Proposed Funding Source(s):** SB 3065, Laws of 2019 ($1,591,926)

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

IHL PROJECTS

4. **MSU – IHL 413-003 – Dorman Hall Renovation**

**Project Request:** Mississippi State University requests approval to initiate a project, Dorman Hall Renovation, and to appoint JH&H Architects as the design professional.

**Proposed Project Professional:** JH&H Architects
Selection Method: The project budget is anticipated to exceed $3M therefore it is required that the university use the RFQ method for the selection of the design professional. MSU used the RFQ selection method of the design professional.

Purpose: Mississippi State University is seeking to initiate the project and appoint the design professional as required by Board Policy in order to proceed with the design phase of the project. This is the pre-planning phase of the project and MSU will return to the Board of Trustees with a budget increase once pre-planning is complete and a more accurate cost estimate is established.

Project Scope: This project will provide HVAC renovations and ADA improvements to Dorman Hall. The renovation will consist of interior spaces and exterior surfaces. New HVAC systems will be included along with improved ADA access.

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

Project Initiation Date: February 18, 2021

Date of Original Construction: 1966

Date of Last Renovation: 2002

Proposed Project Budget: (Design Fees Only)

<table>
<thead>
<tr>
<th>Description</th>
<th>Estimated</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction Cost</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Architectural and Engineering Fees</td>
<td>400,000.00</td>
</tr>
<tr>
<td>Misc. Project Costs</td>
<td>0.00</td>
</tr>
<tr>
<td>Furniture &amp; Equipment Costs</td>
<td>0.00</td>
</tr>
<tr>
<td>Contingency</td>
<td>0.00</td>
</tr>
</tbody>
</table>

Total Project Budget: $ 400,000.00

Proposed Funding Source(s): HB 1730, Laws of 2020 ($400,000)

Staff Recommendation: Board staff recommends approval of this item.
5. **MSU – Delete from Inventory – Building #1685 and #1702 – Starkville, MS**

   **Project Request:** Mississippi State University requests approval to delete from inventory Building #1685 and #1702. These are greenhouses located on the main campus and are no longer needed by the university.

   **Justification:** MSU is demolishing these greenhouses because they are in poor condition and no longer needed. Building #1685 was constructed in 1974 and Building #1702 was constructed in 1999. The buildings are being replaced by modern facilities. The demolition is part of IHL #413-002, Forest & Wildlife Facilities.

   The approval letter has been received from the Mississippi Department of Archives and History stating Buildings #1685 and #1702 are not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

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

6. **USM – Delete from Inventory – Building #992 (Lassiter House) – Gulf Park Campus**

   **Project Request:** The University of Southern Mississippi requests approval to delete from inventory Building #992. This house is located at 106 Beach Park Place on the Gulf Park campus.

   **Justification:** USM is demolishing the Lassiter House because it has been vacant and is in a state of disrepair, especially after Hurricane Zeta. The remaining lot will be utilized for parking or future growth.

   The approval letter has been received from the Mississippi Department of Archives and History stating Building #992 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the Office of Real Estate and Facilities. The University of Southern Mississippi is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

   **Staff Recommendation:** Board staff recommends approval of this item.
1. **UM – APPROVAL TO AMENDED CONTRACT WITH BUTLER SNOW LLP AS OUTSIDE COUNSEL**

The University of Mississippi seeks approval to amend its existing legal services agreement with the law firm of Butler Snow LLP, which provides legal services in the areas of intellectual property (including patent prosecution), commercial matters, construction, taxation, and regulatory matters. Under the parties’ existing legal services agreement, the total expenditures for FY 2021 may not exceed $100,000. UM seeks to amend the agreement to increase the allowable expenditures for FY 2021 by an additional $110,000, for a total of $210,000 in allowable expenditures for FY 2021. This increase is necessary because the research, analysis, and resolution of potential regulatory matters regarding the permissibility of distance learning in more than thirty countries required additional attorney work product and legal advice from Butler Snow than the parties could have either known or reasonably anticipated when they first executed their legal services agreement for FY 2021. Butler Snow’s additional legal services were necessary and essential to ensure that the University complied with all applicable laws and regulations while it sought to maintain continuity of instruction for its international students in the wake of the COVID-19 pandemic. All other remaining provisions of the parties’ current legal services agreement remain the same. Specifically, the term of the agreement remains July 1, 2020 through June 30, 2021, with a blended hourly rate of $295.00 per hour for all attorneys and $95.00 per hour for all legal assistants. Butler Snow will also provide legal advice and counsel on international, regulatory and compliance matters regarding distance learning for a flat fee of $1,500 per foreign jurisdiction plus reasonable expenses. Butler Snow carries professional liability insurance coverage in the amount of $50 million per claim with an annual aggregate of $100 million. This request is pending approval from the Office of the Attorney General.

**STAFF RECOMMENDATION:** Pending approval by the Attorney General, Board Staff recommends approval of this item.
APPROVAL OF PERSONNEL ACTION REQUEST

1. **Change of Status**

**Jackson State University**
Millard Bingham; from Interim Associate Dean and Associate Professor with tenure; salary $100,319 per annum, pro rata; E&G Funds; 12-month contract; to Interim Dean and Associate Professor with tenure; salary $120,000 per annum, pro rata; E&G Funds; 12-month contract; effective January 4, 2021

Alisa Mosley; from Interim Provost/Vice President for Division of Academic Affairs; salary $200,000 per annum, pro-rata; E&G Funds; 12-month contract; to Provost and Senior Vice President for Division of Academic Affairs; salary $200,000 per annum, pro-rata; E&G Funds; 12-month contract; effective December 1, 2020

Debra Mays-Jackson; from Chief of Staff/Vice President for Office of the President; salary $225,000 per annum, pro-rata; E&G Funds; 12-month contract; to Vice President for Enrollment Management and Student Affairs for Division of Enrollment Management and Student Affairs; salary $200,000 per annum, pro-rata; E&G Funds; 12-month contract; effective January 11, 2021

Roosevelt Shelton; from Interim Dean of the College of Education and Human Development; salary $144,900 per annum, pro rata; E&G Funds; 12-month contract; to Special Assistant for Strategic Initiatives; salary $144,900 per annum, pro rata; E&G Funds; 12-month contract; effective January 4, 2021

**Mississippi State University**
Julie Jordan; from Interim Vice President for Research & Economic Development; salary $227,325 per annum, pro rata; E&G and Designated Funds; 12-month contract; to Vice President for Research & Economic Development; salary $300,000 per annum, pro rata; E&G and Designated Funds; 12-month contract; effective December 8, 2020
2. **Sabbatical**

**University of Mississippi**

FROM: Robert Holt, Professor of Geology and Geological Engineering; *from* salary $104,150 per annum, pro rata; E&G Funds; 9-month contract; *to* salary $52,075 for sabbatical period; E&G Funds; effective August 20, 2020 to December 31, 2020 and January 19, 2021 to May 8, 2021; professional development

[Originally approved by IHL Board February 20, 2020]

CORRECTED: Robert Holt; Professor of Geology and Geological Engineering; *from* salary $104,150 per annum, pro rata; E&G Funds; 9-month contract; *to* salary $52,075 for sabbatical period; E&G Funds; effective August 20, 2020 to December 31, 2020 and August 19, 2021 – December 31, 2021; professional development
1. **MSU – APPROVAL TO AWARD ONE HONORARY DEGREE**

   The university requests approval to bestow one honorary degree at its Spring 2021 commencement ceremonies. Supporting documents are on file at the Board Office.

   **Staff Recommendation:** Board staff recommends approval of this item.
1. **SYSTEM – APPROVAL OF PROPOSED AMENDMENT TO BOARD POLICY SECTION 600 – STUDENT AFFAIRS AND ADMISSIONS: SUBSECTION 602.A.**

Board approval is requested for waiver of first reading and for final approval of the proposed amendment to Board Policy §602.A. Freshman Admission Requirements for University System Institutions as indicated below.

**Rationale for amendment:** As secondary courses are added or deleted in the Mississippi Department of Education (MDE) Secondary Course Manual, an IHL College Preparatory Curriculum (CPC) subject area is identified. The proposed amendments ensure potential students, counselors, and admission officers refer to the Manual for the most updated list of CPC course offerings.

### 602 FRESHMAN ADMISSION REQUIREMENTS FOR UNIVERSITY SYSTEM INSTITUTIONS

The high school course requirements set forth below are applicable to students graduating from high school and entering a public institution of higher learning.

#### A. HIGH SCHOOL COURSE REQUIREMENTS BEGINNING WITH STUDENTS ENTERING IN FALL 2022

(College Preparatory Curriculum)

<table>
<thead>
<tr>
<th>Subject Area</th>
<th>Required(^1) Carnegie Units and Content/Remarks</th>
<th>Recommended(^2) Carnegie Units and Content/Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>English</td>
<td>4 Units must require substantial communication skills (i.e. reading, writing, listening, and speaking). Compensatory Reading and Compensatory Writing may not be included.</td>
<td>4 Units must require substantial communication skills (i.e. reading, writing, listening, and speaking). Compensatory Reading and Compensatory Writing may not be included.</td>
</tr>
<tr>
<td>Mathematics</td>
<td>4 • Algebra I or its equivalent</td>
<td>4 • Algebra I or its equivalent</td>
</tr>
<tr>
<td></td>
<td>• Math higher than Algebra I (2 units)</td>
<td>• Math higher than Algebra I (3 units)</td>
</tr>
<tr>
<td>Science</td>
<td>3 • Biology I or its equivalent</td>
<td>4 • Biology I or its equivalent</td>
</tr>
<tr>
<td></td>
<td>• Science higher than Biology I (2 units)</td>
<td>• Science higher than Biology I (3 units)</td>
</tr>
<tr>
<td>Social Studies</td>
<td>3½ Units must include integrated courses of social sciences and humanities promoting civic competence</td>
<td>4 Units must include integrated courses of social sciences and humanities promoting civic competence</td>
</tr>
</tbody>
</table>
### Subject Area

<table>
<thead>
<tr>
<th></th>
<th><strong>Required</strong>¹ Carnegie Units and Content/Remarks</th>
<th><strong>Recommended</strong>² Carnegie Units and Content/Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Arts</strong></td>
<td>1. Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.</td>
<td>1. Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.</td>
</tr>
</tbody>
</table>
| **Advanced Electives** | 2. | **Option 1:** Foreign Language I and Foreign Language II  
**Option 2:** Foreign Language I and one unit from Option 3  
(a) **Option 3:** (1) Any combination of advanced electives above the required Carnegie units in: (a) English, math, science, computer science as noted in the Mississippi Department of Education Secondary Course Manual and/or (b) Advanced Placement (AP), Academic or Career and Technical Dual Credit (DC), International Baccalaureate (IB), or Advanced International Certificate of Education (AICE) course.  
(2) Completion of any two-year Career and Technical course may count as one unit. Example: completion of both Health Sciences I & II will count as an advanced elective. | 2. | **Option 1:** Foreign Language I and Foreign Language II  
**Option 2:** Foreign Language I and one unit from Option 3  
**Option 3:** (1) Any combination of advanced electives above the required Carnegie units in: (a) English, math, science, computer science as noted in the Mississippi Department of Education Secondary Course Manual and/or (b) Advanced Placement (AP), Academic or Career and Technical Dual Credit (DC), International Baccalaureate (IB) or Advanced International Certificate of Education (AICE) course.  
(2) Completion of any two-year Career and Technical course may count as one unit. Example: completion of both Health Sciences I & II will count as an advanced elective. |
### Subject Area | Required Carnegie Units and Content/Remarks | Recommended Carnegie Units and Content/Remarks
---|---|---
Technology or Computer Science | 1  
**A technology course emphasizes the use of technology as a productivity tool. Instruction should include utilizing various forms of technology to create, collaborate, organize, and publish information. The application of technology as a productivity tool, rather than specific hardware and/or software packages should be the focus of the course.**

A computer science course emphasizes computational thinking to solve problems. Courses will involve the study of computers and algorithmic processes, including their principles, their hardware and software designs, their applications, and their impact on society and should include focus on one or more of the following core concepts: computing systems, networks and the internet, data and analysis, algorithms and programming, and impacts of computing. Course equivalent or additional advanced elective may be acceptable for non-Mississippi residents. |  

Pre-High School Units | Courses taken prior to high school will be accepted for admission provided the course earns Carnegie credit and the content is the same as the high school course. |  
Substitutions | Advanced Placement (AP), International Baccalaureate (IB), Academic or Career Technical Dual Credit (DC), and Advanced International Certificate of Education (AICE) courses may be substituted for each requirement in the College Preparatory Curriculum. |  
Course Acceptance | A course may not be used to satisfy more than one requirement. |  

| Total Carnegie Units | 18.5 | 20 |

1High school Carnegie units **required for regular admission** to an IHL institution  
2Recommended high school Carnegie units to enhance preparedness for college-level work

The Required and Recommended College Preparatory Curricula (CPC) are approved by the IHL Board of Trustees. The Mississippi Department of Education maintains the MDE Secondary Course Manual with CPC Classifications. Refer to the Mississippi Department of Education Secondary Course Manual for the complete list of qualifying courses for advanced electives.

### HIGH SCHOOL COURSE REQUIREMENTS THROUGH SUMMER 2022

The high school course requirements set forth below are applicable to students graduating from high school and entering a public institution of higher learning.

<table>
<thead>
<tr>
<th>The minimum <strong>REQUIRED</strong> CPC for full admission into a Mississippi public university is as follows:</th>
<th>The minimum <strong>RECOMMENDED</strong> CPC for full admission into a Mississippi public university is as follows:</th>
</tr>
</thead>
</table>
| **English:** 4 Carnegie units  
- All must require substantial communication skills (i.e., reading, writing, listening, and speaking). Compensatory Reading and Writing may not be included. | **English:** 4 Carnegie All must require substantial communication skills (i.e., reading, writing, listening, and speaking). Compensatory Reading and Writing may not be included. |
The minimum **REQUIRED** CPC for full admission into a Mississippi public university is as follows:

<table>
<thead>
<tr>
<th>Mathematics: 3 Carnegie units</th>
<th>Mathematics: 4 Carnegie units</th>
</tr>
</thead>
<tbody>
<tr>
<td>‣ Algebra I or its equivalent</td>
<td>‣ Algebra I or its equivalent</td>
</tr>
<tr>
<td>‣ Math higher than Algebra I (2 units)</td>
<td>‣ Math higher than Algebra I (3 units)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Science: 3 Carnegie units</th>
<th>Science: 4 Carnegie units</th>
</tr>
</thead>
<tbody>
<tr>
<td>‣ Biology I or its equivalent</td>
<td>‣ Biology I or its equivalent</td>
</tr>
<tr>
<td>‣ Science higher than Biology I (2 units)</td>
<td>‣ Science higher than Biology I (3 units)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Social Studies: 3 Carnegie units</th>
<th>Social Studies: 4 Carnegie units</th>
</tr>
</thead>
<tbody>
<tr>
<td>‣ U.S. History</td>
<td>‣ U.S. History</td>
</tr>
<tr>
<td>‣ World History</td>
<td>‣ World History</td>
</tr>
<tr>
<td>‣ U.S. Government (½ unit)</td>
<td>‣ U.S. Government (½ unit)</td>
</tr>
<tr>
<td>Economics (½ unit) or Introduction to World Geography (½ unit)</td>
<td>Economics (½ unit) or Introduction to World Geography (½ unit)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Arts: 1 Carnegie unit</th>
<th>Arts: 1 Carnegie unit</th>
</tr>
</thead>
<tbody>
<tr>
<td>‣ Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.</td>
<td>‣ Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Advanced Electives: 2 Carnegie units</th>
<th>Advanced Electives: 2 Carnegie units</th>
</tr>
</thead>
<tbody>
<tr>
<td>‣ Option 1: Foreign Language I and Foreign Language II</td>
<td>‣ Option 1: Foreign Language I and Foreign Language II</td>
</tr>
<tr>
<td>‣ Option 2: Foreign Language I and Advanced World Geography</td>
<td>‣ Option 2: Foreign Language I and Advanced World Geography</td>
</tr>
<tr>
<td>‣ Option 3: Any combination of English, Mathematics higher than Algebra I, Science higher than Biology I, Advanced Elective category, any AP course, any IB course</td>
<td>‣ Option 3: Any combination of English, Mathematics higher than Algebra I, Science higher than Biology I, Advanced Elective category, any AP course, any IB course</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Technology: ½ Carnegie unit</th>
<th>Technology: ½ Carnegie unit</th>
</tr>
</thead>
<tbody>
<tr>
<td>‣ A course that emphasizes the use of technology as a productivity tool. Instruction should include utilizing various forms of technology to create, collaborate, organize, and publish information. The application of technology as a productivity tool, rather than specific hardware and/or software packages should be the focus of the course.</td>
<td>‣ A course that emphasizes the use of technology as a productivity tool. Instruction should include utilizing various forms of technology to create, collaborate, organize, and publish information. The application of technology as a productivity tool, rather than specific hardware and/or software packages should be the focus of the course.</td>
</tr>
</tbody>
</table>

| Total Carnegie units: 16½           | Total Carnegie units: 19½           |

**Notes:**
- **Pre-High School units:** Courses taken prior to high school will be accepted for admission provided the course earns Carnegie credit and the content is the same as the high school course.
- **Substitutions:** Advanced Placement (AP) and International Baccalaureate (IB) courses can be substituted for each requirement in the College Preparatory Curriculum.
- **Course Acceptance:** A course may not be used to satisfy more than one requirement.

**STAFF RECOMMENDATION:** Board staff recommends waiver of the requirement for two readings and recommends final approval of this item.
1. **UMMC - APPROVAL TO SETTLE TORT CLAIM**

The University of Mississippi Medical Center is seeking board approval for settlement of tort claim number 3249.
1. **SYSTEM – DISCUSSION OF THE ELECTION OF VICE PRESIDENT OF THE BOARD OF TRUSTEES FOR THE TERM BEGINNING MAY 8, 2021**

Pursuant to Board Policy 301.02 Election of Officers, a new Vice President of the Board shall be elected to take office on May 8, 2021 unless the Board chooses to postpone the election. Applicable Board policies regarding the terms of officers and the election of officers are shown below:

**301.01 OFFICERS OF THE BOARD**

**A. PRESIDENT:**

There shall be a president elected by the Board from its membership. A class of Trustees shall consist of those Trustees who take office on the same date, or those whose terms as trustees end on the same date. A member of a class may serve more than one term, if elected. The length of a term shall be one year. The president of the Board may not immediately succeed himself/herself as president after having served a full term. The president of the Board shall preside at all meetings of the Board; he or she shall be an ex officio member of all standing and special committees; he or she shall, with the Commissioner, execute such instruments and contracts as may be ordered by the Board; he or she shall perform such duties as usually pertain to this office and such other duties as may be assigned by the Board; and he or she shall be governed in his action by the usual parliamentary procedure. When the presiding officer has voted and the result is a tie, he cannot vote again to break the tie.

**B. VICE PRESIDENT:**

There shall be a vice president elected by the Board from its membership. A vice president shall serve until completion of the term of the president that the vice president will succeed. The vice president shall preside at meetings of the Board in the absence or disability of the president.

The vice president of the Board shall automatically succeed to the office of president after having served a term as vice president.

The vice president shall become president upon the resignation, removal, death or incapacity of the president.

**301.02 ELECTION OF OFFICERS**

The Board of Trustees shall elect its officers at the meeting of the Board held three months before new officers are to take office, unless no meeting is held during that month. However, the Board may vote, if it so chooses, to hold the election of officers at another meeting of the Board.
1. SYSTEM – INTENT TO OFFER CERTIFICATE PROGRAMS

A. MSU – Program title: Aeronautical Meteorology Forecaster Certificate
   Responsible academic unit: Department of Geosciences
   Level: post-baccalaureate
   Total credit hours: 33
   CIP code: 40.0402
   Effective date: January 2021
   Rationale: The Aeronautical Meteorology Forecaster (AMF) Undergraduate Certificate was originally designed to prepare military weather forecasters to meet World Meteorological Organization (WMO) qualification requirements for Aeronautical Meteorology Forecasters as specified in WMO 258. In 2012, WMO released new education and training standards as defined by WMO 1083. Students who complete the AMF certificate program should meet 95% of the new atmospheric sciences preparation learning outcomes as well as the meteorology requirements for United States federal government employment as a meteorologist. Additional coursework in mathematics, physics and chemistry is required to meet both NOW and WMO standards, but the coursework is not offered through the Department of Geosciences.

B. MSU – Program title: Broadcast and Operational Meteorology Certificate
   Responsible academic unit: Department of Geosciences
   Level: post-baccalaureate
   Total credit hours: 52
   CIP code: 40.0404
   Effective date: January 2021
   Rationale: The certificate program is designed for individuals working as broadcast meteorologists who need additional formal education in meteorology. While the certificate program is designed to complement weather training received in the military, military meteorological training is not a requirement for the program. This program is for anyone seeking to further develop skills in operational, applied meteorology.

C. MSU – Program title: Historic Preservation Certificate
   Responsible academic unit: College of Architecture Art and Design
   Level: pre-baccalaureate
   Total credit hours: 15
   CIP code: 30.1202
   Effective date: January 2021
   Rationale: The historic preservation certificate program is designed to provide an academic vehicle for the identification, examination, and achieving of the historic, architectural, and cultural context of the state of Mississippi. This certificate will be available to architecture majors and additional majors in the area of specialization for each individual student.
D. MSU – Program title: Meat Science Certificate
   Responsible academic unit: Department of Animal and Dairy Sciences
   Level: post-baccalaureate
   Total credit hours: 24
   CIP code: 30.1901
   Effective date: January 2021
   Rationale: This certificate program equips students to be career-ready professionals in the meat processing industry with a comprehensive understanding of the industry and a skill-set designed for them to make an immediate impact in meat science government, academic, or industry positions upon completion.

E. MSU – Program title: TESOL Certificate (Graduate)
   Responsible academic unit: Department of English
   Level: post-master’s
   Total credit hours: 15
   CIP code: 13.1401
   Effective date: May 2020
   Rationale: The graduate program requires 15 credit hours in linguistics and English language teaching methods that introduce students to basic methods of linguistic analysis and principles of communicative language teaching. Non-degree seeking students will be awarded certificates immediately upon completing the certificate requirements.

F. MSU – Program title: TESOL Certificate (Undergraduate)
   Responsible academic unit: Department of English
   Level: post-baccalaureate
   Total credit hours: 15
   CIP code: 13.1401
   Effective date: May 2020
   Rationale: The undergraduate program requires 15 credit hours in linguistics and English language teaching methods that introduce students to basic methods of linguistic analysis and principles of communicative language teaching. Non-degree seeking students will be awarded certificates immediately upon completing the certificate requirements.

G. MSU – Program title: Veterans’ Certificate (Graduate)
   Responsible academic unit: Department of Instructional Systems and Workforce Development
   Level: post-master’s
   Total credit hours: 12
   CIP code: 13.1502
   Effective date: January 2021
   Rationale: The veterans’ graduate certificate is designed to increase the capabilities of individuals within the federal and state governments, educational institutions, and private corporations who work with veterans’ issues. Individuals working in the educational
benefits area will find this program of particular value. The attainment of the Veterans’ Certificate could be used as a precursor to position advancement within any governmental agency, federal or state, that deals with matters relevant to veterans.

H. MSU – Program title: Veterans’ Certificate (Undergraduate)
Responsible academic unit: Department of Instructional Systems and Workforce Development
Level: post-baccalaureate
Total credit hours: 12
CIP code: 13.1502
Effective date: January 2021
Rationale: The veterans’ undergraduate certificate is designed to increase the capabilities of individuals within the federal and state governments, educational institutions, and private corporations who work with veterans’ issues. Individuals working in the educational benefits area will find this program of particular value. The attainment of the Veterans’ Certificate could be used as a precursor to position advancement within any governmental agency, federal or state, that deals with matters relevant to veterans.

I. MSU – Program title: Vision Specialist in Vocational Rehabilitation Certificate
Responsible academic unit: Department of Counseling, Educational Psychology, and Foundations
Level: post-baccalaureate
Total credit hours: 12
CIP code: 13.1101
Effective date: January 2021
Rationale: Opportunities for employment in working with individuals who are blind or have low vision exist in many areas of the country, and this certificate program prepares participants to meet the challenges of this rewarding career. The certificate program consists of four graduate courses designed to train rehabilitation professionals to be more effective in their work with people who are blind or have low vision.

STAFF RECOMMENDATION: Board staff recommends item 1 be accepted as information.
1. **UMMC – AMENDMENT TO A SOFTWARE AS A SERVICE AGREEMENT WITH COVERME SERVICES, INC.**

   **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) is requesting approval for the Mississippi Department of Information Technology Services (ITS), as contracting agent for UMMC, to enter into Amendment Number 2 to the Software as a Service Agreement with **Cover Me Services, Inc. f/k/a/ AutoGov** (CoverMe) to extend the term of the current agreement for the CoverMe and RetroCheck applications. These applications allow UMMC to screen self-pay patients for financial assistance, charitable or other assistance programs, such as Presumptive Medicaid eligibility.

   **Contractor’s Legal Name:** CoverMe Services, Inc. f/k/a AutoGov

   **Specific Type of Contract:** This is Amendment Number 2 to the Software as a Service Agreement.

   **Purpose:** The purpose of Amendment Number 2 is to extend the term of the current agreement to allow UMMC to continue to use the CoverMe and RetroCheck applications. These applications allow UMMC to screen self-pay patients for financial assistance, charitable, or other assistance programs such as Presumptive Medicaid eligibility.

   **Term of Contract:** The term of Amendment 2 is three years, from January 1, 2021, through December 31, 2023. The total term of the amended agreement is six (6) years, from December 28, 2017, through December 31, 2023.

   **Contract Amount:** The total cost of the amended agreement is $2,995,638.00. The cost of Amendment Number 2 is $1,659,888.00.

2. **UMMC – AMENDMENT TO A MASTER SERVICES AGREEMENT WITH HEALTHSTREAM, INC.**

   **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval for the Mississippi Department of Information Technology Services (ITS), as contracting agent for UMMC, to enter into Amendment 2 to the existing Master Services Agreement with **HealthStream, Inc. (HealthStream)** to extend the term of the agreement and use of the learning management system and the American Red Cross Resuscitation Suite.

   **Contractor’s Legal Name:** HealthStream, Inc. (HealthStream)

   **Specific Type of Contract:** This is Amendment 2 to the current Master Services Agreement.
Purpose: The purpose of this Amendment is to extend the term of the Master Agreement and allow UMMC to continue use of the HealthStream Learning Management platform and provide the American Red Cross Resuscitation Suite.

Term of Contract: The term of the amendment is thirty-four (34) months. The total term of the Master Services agreement is six (6) years, ending December 31, 2023.

Contract Amount: The cost of this amendment is $497,230.36. The total cost of the agreement is $1,429,596.36.

3. UMMC – AMENDMENT TO A CONSOLIDATED MASTER AGREEMENT WITH INTERNATIONAL BUSINESS MACHINES CORPORATION

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval for the Mississippi Department of Information Technology Services (ITS), as contracting agent for UMMC, to enter into Amendment Number 4 to the Consolidated Master Agreement with International Business Machines Corporation f/k/a Truven Health Analytics, LLC, an International Business Machines Corporation Company (IBM) to extend the term of the current agreement for patient education content and hosting services. The agreement provides patient education materials that are integrated into Epic, UMMC’s electronic health record, and disseminated to patients related to procedures, treatments, diagnosis, etc.

Contractor’s Legal Name: International Business Machines Corporation f/k/a Truven Health Analytics, LLC, an International Business Machines Corporation Company

Specific Type of Contract: This is Amendment Number 4 to the Consolidated Master Agreement.

Purpose: The purpose of Amendment Number 4 is to extend the term of the current agreement to allow UMMC to continue to use the patient education application. The agreement provides patient education materials that are integrated into Epic and disseminated to patients related to procedures, treatments, diagnosis, etc.

Term of Contract: The term of Amendment 4 is six (6) months, from November 1, 2020, through April 30, 2021. The total term of the amended agreement is seventy-eight (78) months, from November 1, 2014, through April 30, 2021.

Contract Amount: The total cost of the amended agreement is $435,937.40. The cost of Amendment Number 4 is $37,958.04.
4. UMMC-ASSIGNMENT OF MASTER SERVICES AGREEMENT WITH SIERRA-CEDAR, INC. AND ACCENTURE, LLP

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval for the Mississippi Department of Information Technology Services (ITS), as contracting agent for UMMC, to enter into an Assignment of the Master Services Agreement with Sierra-Cedar, Inc. (Sierra Cedar), UMMC’s implementation partner for the Workday ERP software, and Accenture, LLP (Accenture) due to its acquisition of Sierra Cedar. This will assign all rights and obligations under the agreement from Sierra-Cedar, Inc. to Accenture, LLP.

Contractor’s Legal Name: Sierra-Cedar, Inc. and Accenture, LLP

Specific Type of Contract: This is an Assignment of the Master Services Agreement.

Purpose: The purpose of this Assignment is to assign all rights and obligation of the agreement from Sierra-Cedar, Inc. to Accenture, LLP.

Term of Contract: The Assignment became effective November 25, 2020, and will end coterminous with the current agreement on January 31, 2023.

Contract Amount: There is no cost for the Assignment. The total cost of the agreement remains $16,829,598.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE ` JANUARY 21, 2021 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.
ALCORN STATE UNIVERSITY

1. ASU- GS 101-297 – Technology Classroom Building

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #8

Board staff approved Change Order #8 in the amount of $136,697.76 and fifty-one (51) additional days to the contract of Flagstar Construction.

Approval Status & Date: APPROVED, February 1, 2021

Change Order Description: Change Order #8 includes the following items: modified the slab edge and parapet at the roof; modified forty-one (41) interior doors to add vision lites; modified exterior door access controls; modified interior door access controls and fifty-one (51) days to the contract.

Change Order Justification: These changes were necessary 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: Eight (8) change orders for a total amount of $350,259.88.

Project Initiation Date: June 20, 2013
Design Professional: Allred Stolarski Architects
General Contractor: Flagstar Construction
Total Project Budget: $23,200,000.00

2. ASU- IHL 101-320– Campus Wide ADA Improvements

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Canizaro Cawthon Davis, a Professional Association

Approval Status & Date: APPROVED, January 26, 2021

Project Initiation Date: June 20, 2019
MISSISSIPPI STATE UNIVERSITY

3. MSU- Building #0149 Demolition & and Removal

Approval Request #1: (INTERIM): In accordance with Board Policy §904 (B) Board Approval, Interim Chair Approval was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on January 14, 2021 to demolish and remove Building #0149 from the building inventory. MSU intends to use this site for parking for the new Transit Building.

Interim Approval Status & Date: APPROVED, January 14, 2021

4. MSU- IHL 205-283– Addition and Renovation to Humphrey Coliseum

Approval Request #1: Design Development Documents

Board staff approved the Design Development Documents as submitted by Dale Partners

Project Initiation Date: June 16, 2018
Design Professional: Dale Partners
General Contractor: Brasfield & Gorrie, LLC
Total Project Budget: $50,000,000.00

5. MSU- IHL 205-286– New Parking Stone Blvd. and Morgan Extended

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of $46,062.90 and eight (8) additional days to the contract of Burns Dirt Construction, Inc.

Approval Status & Date: APPROVED, January 19, 2021
Change Order Description: Change Order #2 includes the following items: added additional quantities to maintain the existing circuit at the north end of the parking lot; realigned Morgan Avenue at the intersection with State Street; added additional sidewalks from the existing sidewalk north of the Office of Compliance and Integrity to the rear entrance of the Office of Compliance and Integrity; and eight (8) days to the contract.

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

Approval Request #2: Change Order #3

Board staff approved Change Order #3 in the credit amount of $1,930.56 and seven (7) additional days to the contract of Burns Dirt Construction, Inc.

Approval Status & Date: APPROVED, January 19, 2021

Change Order Description: Change Order #3 includes the following items: credit issued for modification to the retaining wall; and seven (7) 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: Three (3) change orders for a total amount of $72,894.65.

Project Initiation Date: August 17, 2017
Design Professional: Garver, LLC
General Contractor: Burns Dirt Construction, Inc.
Total Project Budget: $3,300,000.00

6. MSU- IHL 205-306– IED Parking Lot Improvements

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of $1,698,794.00 to the apparent low bidder, Burns Dirt Construction, Inc.

Project Initiation Date: June 18, 2020
Design Professional: Pickering Firm, Inc.
General Contractor: Burns Dirt Construction, Inc.
Total Project Budget: $2,000,000.00

7. MSU- IHL 205-308– CVM Facility Expansion

Approval Request #1: Contract Documents
Board staff approved Contract Documents as submitted by Machado Patano, PLLC.
Approval Status & Date: APPROVED, January 25, 2021

Approval Request #2: Advertise
Board staff approved request to advertise for receipt of bids.
Approval Status & Date: APPROVED, January 25, 2021

Project Initiation Date: June 18, 2020
Design Professional: Machado Patano, PLLC
General Contractor: TBD
Total Project Budget: $5,600,000.00

8. UNIVERSITY OF MISSISSIPPI

UM- IHL 207-452– Thad Cochran Natural Products – Roof Replacement

Approval Request #1: Change Order #2
Board staff approved Change Order #2 in the amount of $0.00 and one hundred one (101) additional days to the contract of B Four Plied, Inc.

Approval Status & Date: APPROVED, February 1, 2021

Change Order Description: Change Order #2 includes the following items: added one hundred one (101) days to the contract.
Change Order Justification: This change was necessary due to unforeseen wall leaks and the time associated with a decision on whether to include the wall repair work as a change order or a new project.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of $6,289.89.
Project Initiation Date: April 18, 2019
Design Professional: Shafer-Zahner-Zahner, PLLC
General Contractor: B Four Plied, Inc.
Total Project Budget: $1,400,000.00

9. UM-IHL 207-456– Brevard Hall 3rd Floor BioMed Department

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of $2,371.64 and five (5) additional days to the contract of R.A. Sharp Construction Company, LLC.

Approval Status & Date: APPROVED, January 13, 2021

Change Order Description: Change Order #1 includes the following items: raised the ceiling height and window pockets in an office; closed an existing door in a space; from the corridor side removed the trim and installed gypsum board to cover the opening; existing trim shall be stored in a space between the existing door and the new gypsum; and five (5) days to the contract.

Change Order Justification: This change was due to user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of $2,371.64.

Project Initiation Date: August 15, 2019
Design Professional: McCarty Architects, P.A.
General Contractor: R.A. Sharp Construction Company, LLC
Total Project Budget: $1,300,000.00
10. UM- IHL 207-457– Track and Field Locker Rooms

Approval Request #1: (INTERIM): In accordance with Board Policy §904 (B) Board Approval, Interim Chair Approval was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on January 5, 2021 to increase the budget from $2,975,000.00 to $3,700,000.00, for an increase of $725,000.00.

Interim Approval Status & Date: APPROVED, January 5, 2021

Approval Request #2: Award of Construction Contract

Board staff approved the Award of Contract in the amount of $2,975,000.00 to the apparent low bidder, Multiple Prime Contracts.

Approval Status & Date: APPROVED, January 6, 2021

Project Initiation Date: August 15, 2019
Design Professional: Weir Boerner Allin Architecture
General Contractor: Multiple Prime Contracts
Total Project Budget: $3,700,000.00

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

Approval Request #1: Change Order #13

Board staff approved Change Order #13 in the amount of $0.00 and zero (0) additional days to the contract of Brasfield & Gorrie, LLC.

Approval Status & Date: UNAPPROVED, January 14, 2021

Change Order Description: Change Order #13 includes the following items: revised the Methodist/Peachtree intersection; added nurse documentation stations to the operating rooms; added three (3) network outlets to each of the eight (8) POC rooms; revised and added power and data for each of the timeclock locations; added power for drinking fountains; added heated water piping to the variable airflow valve boxes added to two levels at the Batson tower new elevator lobbies; added an outlet to an ultrasound room for.
a wall-mounted sterilizer; revised the partitions and window openings at the patient room sand ante rooms on two levels; provided the concrete trucks and concrete pumps a contained location to wash out after concrete pours; added a new Johnson Control Panel; added nurse call buttons to two operating rooms; added a lighting circuit to each of the operating rooms; replaced under-mount sinks at ADA locations; added piping and a cut off valve; added a pump to route the condensate drain for a FCU to a nearby that is located in a smoke compartment wall; added required lighting to the shell space on a level near the clinic area; added, moved and delete exit signs throughout the project; added duct to a computer room; added power to the mixing valves next to the water heaters on a level; added power for the dessicant wheel and dual dessicant dryers; removed the window film from the conference room on two levels; deleted the interior metal panels at the building lobby.

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

Approval Request #2: Change Order #14

Board staff approved Change Order #14 in the amount of $0.00 and zero (0) additional days to the contract of Brasfield & Gorrie, LLC.

Approval Status & Date: APPROVED, January 15, 2021

Change Order Description: Change Order #14 includes the following items: additional equipment connections added; added six (6) bollards and a concrete paved pad under the oxygen line extension; three (3) circuits run to a different electrical panel; smoke detectors added to two (2) elevator shafts; added a damper to a room at a 1 hour fire-rated partition; brake metal added at the interior side of curtain wall punched openings where light fixtures are installed on the exterior; brake metal added at the interior side of curtain wall openings where the ceiling height was higher than the back side of spandrel glass; revised the flooring color installed at two (2) patient rooms; added panic hardware to the glass entrance doors to the family waiting at two levels; added an access door to the louver plenum at a level and revised the louvers for the plenum at the exterior; replaced two (2) grab bars at all of the patient toilets to a larger size.

Change Order Justification: These changes were necessary due to errors and omissions in the plans and specifications.
Approval Request #3: Change Order #15

Board staff approved Change Order #15 in the amount of $0.00 and zero (0) additional days to the contract of Brasfield & Gorrie General Contractors.

Approval Status & Date: APPROVED, January 16, 2021

Change Order Description: Change Order #15 includes the following items: repaired a damaged communications vault; added power to humidifiers for the rooftop AHU units; added nurse call buttons to four (4) meds rooms; added fire wrap at the exhaust duct for the isolation patient rooms; moved the FCU at a stair from the location at the stair landing to a location over the finished floor and away from the egress path of the stair; added a footing/thickened foundations at the monument sign at the front of the building; added a switch at the headwall; added plywood to clean rooms at additional locations for wall brackets to hang the PARX system; removed architectural decorative concrete at an area between the hospital and the parking garage as part of the playground area; added exit lighting to the portion of Batson renovation on a level being renovated; added new countertop eyewash stations at various locations; added critical power to the clinic communications closet; relocated a code blue dome light away from a corresponding door; fire sprinkler system was enlarged to include the area above the ceiling; relocated monitoring equipment in the low voltage closet; added power to the water heaters located on a level & area and power for the transformers serving air terminals at another level and area; added a raceway for alarm devices required; added power to doors at the connector of the elevator lobbies on four levels; relocated the master intercom station from the security room to the reception desk at the front door; added shunt trip circuit breakers to two elevators; relocated a sanitary sewer line at Batson; added power and data to transfer stations; transferred the cost from the hospital project and moved it to the separate project of the parking garage; added fused disconnects at the elevator cab power and elevator controllers; added caulk to the frameless glass and replaced the door with a wider storefront door.

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

Total Project Change Orders and Amount: Fifteen (15) change orders for a total amount of $0.00.

Project Initiation Date: April 21, 2016
Design Professional: HDR Architecture
General Contractor: Brasfield & Gorrie, LLC
Total Project Budget: $180,000,000.00

12. UMMC- IHL 209-574– Garage D

Approval Request #1: Change Order #5

Board staff approved Change Order #5 in the amount of $669,673.01 and zero (0) additional days to the contract of Brasfield & Gorrie, LLC.

Approval Status & Date: APPROVED, January 8, 2021

Change Order Description: Change Order #5 includes the following items: added a domestic tap and valve for a future hydrant; added heat detectors in the elevator pit; changed the smoke detectors in the elevator lobby to heat detectors; added and modified the concrete paving at the canopy; added breakmetal closures for fall protection; modifications made to the exit signage and electrical; added asphalt paving; and added traffic control and site security.

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

Total Project Change Orders and Amount: Five (5) change orders for a total amount of $775,903.01.

Project Initiation Date: October 18, 2018
Design Professional: HDR Architecture
General Contractor: Brasfield & Gorrie, LLC
Total Project Budget: $17,900,000.00

13. UMMC- IHL 209-575– 6th Floor West Renovations

Approval Request #1: Schematic Design Documents

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

Approval Status & Date: APPROVED, January 8, 2021
Approval Request #2: Waiver Design Development Documents

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

Approval Status & Date: APPROVED, January 8, 2021

Approval Request #3: Contract Documents

Board staff approved Contract Documents as submitted by Foil Wyatt Architects & Planners, PLLC.

Approval Status & Date: APPROVED, January 8, 2021

Project Initiation Date: July 23, 2020
Design Professional: Foil Wyatt Architects & Planners, PLLC
General Contractor: TBD
Total Project Budget: $4,000,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

1. USM- GS 114-023 – Gulf Park Science Building Water Infiltration Repairs

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. Chip Morgan, Chair of the Real Estate and Facilities Committee on February 4, 2021 to initiate this project and appoint Shafer-Zahner-Zahner as design professional.

Interim Approval Status & Date: APPROVED, February 4, 2021

Project Initiation Date: February 4, 2021
Design Professional: Shafer-Zahner-Zahner
General Contractor: TBD
Total Project Budget: $2,700,000.00
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 (three statements dated 1/21/21) from the funds of Alcorn State University. (These statements, in the amounts of $460.00, $2,250.00 and $43.72, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE.................................$ 2,753.72

Payment of legal fees for professional services rendered by Brunini (statement dated 1/25/21) from the funds of Mississippi State University. (This statement, in the amount of $137.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.................................$ 137.50

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz, PC (statement dated 12/6/20) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $38,005.86, represents services and expenses in connection with legal advice.)

TOTAL DUE.................................$ 38,005.86

Payment of legal fees for professional services rendered by Butler Snow, LLP (statements dated 10/29/20, 12/7/20, 12/7/20, 12/13/20, 12/16/20, 12/17/20, 1/20/21 and 1/20/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $9.50, $973.50, $295.00, $3,769.00, $2,870.25, $3,096.00, $88.50 and $1,267.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.................................$ 12,368.75

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statement dated 12/15/20) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $5,387.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.................................$ 5,387.00

Payment of legal fees for professional services rendered by Gore Kilpatrick & Dambrino, PLLC (statements dated 12/29/20 and 12/29/20) from the funds of the University of Mississippi.
Medical Center. (These statements, in the amounts of $874.50 and $33.00, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $907.50 |

Payment of legal fees for professional services rendered by Hagwood Adelman Tipton, PC (statements dated 12/4/20, 1/6/21, 1/6/21, 1/6/21 and 1/6/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $4,067.45, $165.00, $333.70, $214.50 and $1,428.50, respectively, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $6,209.15 |

Payment of legal fees for professional services rendered by Hogan|Lovells (statement dated 12/16/20) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $12,546.00, represents services and expenses in connection with legal advice.)

| TOTAL DUE | $12,546.00 |

Payment of legal fees for professional services rendered by Page Kruger & Holland (statements dated 12/22/20, 12/22/20, 1/13/21 and 1/13/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $33.00, $561.00, $577.50 and $16.50, respectively, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $1,188.00 |

Payment of legal fees for professional services rendered by Steen, Dalehite and Pace (statements dated 12/14/20 and 12/29/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $400.00 and $709.50, respectively, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $1,109.50 |

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 9/23/20, 12/7/20, 12/9/20, 12/14/20, 12/14/20, 12/14/20 and 12/14/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,650.00, $337.20, $679.50, 414,678.27, $253.50, $5,532.93 and $1,859.70, respectively, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $26,991.10 |

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 12/15/20, 12/30/20, 12/30/20, 1/4/21, 1/4/21, 1/4/21, 1/4/21, 1/4/21, 1/4/21, 1/4/21 and
1/5/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,593.00, $2,099.65, $307.50, $198.00, $6,385.00, $2,217.00, $2,293.50, $1,963.50, $838.50, $10,882.20, and $1,051.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..........................................................$          29,829.35

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 1/8/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $331.50, represents services and expenses in connection with legal advice.)

TOTAL DUE..........................................................$          331.50

Payment of legal fees for professional services rendered by Butler Snow (statement dated 1/13/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $7,276.88, represents services and expenses in connection with legal advice.)

TOTAL DUE..........................................................$          7,276.88

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 1/13/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $1,129.80, represents services and expenses in connection with legal advice.)

TOTAL DUE..........................................................$          1,129.80

Payment of legal fees for professional services rendered by Ware Immigration (three statements dated 1/1/21) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $44.03, $1,500.00 and $1,500.00, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE..........................................................$          3,044.03

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

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21, 1/26/21 and 1/26/21) from the funds of Mississippi State University. (These statements represent reimbursement of fees associated with the following intellectual property matters: “MSU Pawprint Logo” - $100.00; “Common Mode EMI Modeling and Mitigation Techniques” - $75.00; “Switchgrass Cultivar Panir” - $250.00; “Facemask and Helmet with Facemask” –
$500.00; “Materials and Devices that Provide Total Transmission of Electrons Without Ballistic Propagation and Methods of Devising Same” - $370.00; “Oleaginous Microbe Supplementation for Improving Black Soldier Fly Growth and Development” - $180.00; “System to Control an Actuator” - $605.00; “System for Delivery of Biologics” - $1,480.00; “Materials and Devices that Provide Total Transmission of Electrons Without Ballistic Propagation and Methods of Devising Same” - $35.00; “Methods for Improving Rice Nutrition via Manipulation of Starch Crystalline Structure and Nutrient Penetration Treatment” - $370.00; Accessories for Raman and Luminescence Spectral Acquisitions” - $370.00; and Compositions and Methods for Use in Food Processing and Preservation” - $110.00.)

TOTAL DUE.................................................................$ 4,445.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 1/18/21, 1/18/21, 1/19/21 and 1/21/21) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Vaccine Composition Compromising Recombinant Protein of Staphylococcus Aureus Attenuated Enterotoxin and Cytotoxin” - $3,259.50; “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - $1,930.00; “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - $1,880.00; and “Vaccine Composition Compromising Recombinant Protein of Staphylococcus Aureus Attenuated Enterotoxin and Cytotoxin” - $7,634.57, respectively.)

TOTAL DUE.................................................................$ 14,704.07

Payment of legal fees for professional services rendered by Stites & Harbison (four statements dated 1/26/21) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Symmetrical CCC-NHC Pincer Metal Complexes and Symmetrical Bimetallic Complexes” - $522.50; “Unsymmetrical Salts, CCC-NHC Pincer Metal Complexes and Methods of Making Same” - $592.00; “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $38.00; and “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $1,912.50.)

TOTAL DUE.................................................................$ 3,065.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20, 10/30/20 and 11/24/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $670.07, $969.50, $723.00, $320.50, $736.61, $527.00, $763.23, $3,607.59, $1,132.50, $2,132.50 and $2,431.74, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE.................................................................$ 14,014.24
Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 11/5/20, 11/5/20 and 12/7/20) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $4,346.38, $172.50 and $72.50, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE………………………………………………………………………………$ 4,591.38
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 review 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 January 8, 2021, Commissioner Alfred Rankins, Jr. approved the revisions to the Education and General Budget for Fiscal Year 2021. The Executive Office financial and academic 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. **MSU** – On January 13, 2021, Commissioner Alfred Rankins, Jr. approved Lease Agreement Addendum #6 between Mississippi State University and Houndstooth Commercial Properties, LLC for 2400 square feet of building space for use by the OSHA Consultation employees of MSU Industrial Health and Safety. The agreement was originally approved January 2013 and has been five times previously amended and extended. The current amendment extends the term of the agreement through January 31, 2022, with a $100 per month increase in cost for a total monthly rent of $3,100. The monthly payments continue to require prepayment. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services.

c. **UMMC** – On January 29, 2021, Commissioner Alfred Rankins, Jr. approved the proposed Lease Agreement between the University of Mississippi Medical Center and Greenwood Leflore Airport for office space for use by the AirCare 4 air ambulance staff and ground space for the placement of a fuel tank. The term of this lease will be 2 years beginning February 1, 2021, at a cost of $2,043.34 per month for a total of $49,040.16 over the two-year term. Rent is payable at the beginning of each month as set out in the Lease Agreement. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services.

d. **USM** – On January 26, 2021, Commissioner Alfred Rankins, Jr. approved a Lease between the University of Southern Mississippi and Hattiesburg Computer Doctor, LLC for approximately 263 square feet of space within the R.C. Cook Union on USM’s campus. The term of the lease is one year beginning upon approval and full execution of the Lease Agreement with a one-year automatic renewal term unless sooner terminated or extended as otherwise provided by the agreement. Lessor will pay to the university monthly rent in the amount of $528.33. The IHL Associate Commissioner for Legal Affairs reviewed this item
and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts.

e. SYSTEM – In accordance with Board Policy 401.0103 Salaries and Compensation, each institution is required to submit an annual report of the additional compensation paid to selected employees. Additional compensation includes any institutional pay outside of an employee’s regular contract rate. This could include additional pay for items such as teaching overloads, performing additional duties, athletic camp service, etc. On February 2, 2021, Commissioner Alfred Rankins, Jr. approved the FY 2020 Additional Compensation Report. The Executive Office financial staff has reviewed and approved the institutions’ submissions. A copy of the report will be maintained in the IHL Department of Finance and Administration for review.

2. SYSTEM – REPORT OF UNIVERSITIES’ USE OF TEMPORARY RELIEF AND WAIVER OF APPROVAL REQUIREMENTS SET FORTH IN IHL BOARD POLICIES 707 CONTRACTS AND 905 REAL ESTATE MANAGEMENT

On March 19, 2020, the IHL Board granted UMMC a temporary relief and waiver of requirements for approval of items, matters, contracts, purchases, leases, prepayments and any other agreement otherwise requiring approval by the Board of Trustees or Commissioner pursuant to Board Policy 707 Contracts (to include policies 707.01 Land, Property, and Service Contracts; 707.02 Other Official Documents, and 707.03 Approval of Prepayment for Goods or Services) and Board Policy 905 Real Estate Management during the state of emergency caused by the COVID-19 pandemic. This waiver was superseded and replaced by the waiver granted to all institutions approved on September 4, 2020.

At the special called Board meeting on September 4, 2020, the IHL Board provided all institutions, through December 31, 2020, temporary relief and waiver of requirements for approval of items, matters, contracts, purchases, leases, prepayments and any other agreement otherwise requiring approval by the Board of Trustees or Commissioner pursuant to Board Policy 707 Contracts (to include policies 707.01 Land, Property, and Service Contracts; 707.02 Other Official Documents, and 707.03 Approval of Prepayment for Goods or Services) and Board Policy 905 Real Estate Management, when compliance with the Board or Commissioner approval requirements of these policies would impede the institution’s ability to promptly and effectively provide for the safety and health of its students, employees, and guests in dealing with the COVID-19 pandemic. This waiver is for a temporary period during the state of emergency caused by the COVID-19 pandemic, through December 31, 2020, for the health and well-being of students, employees, and guests on all IHL campuses and facilities. All such contracts, leases, purchases, and other items that are within the parameters of this waiver and temporary delegation are to be reported to the Board as information items. This waiver was superseded and replaced by the waiver granted to all institutions approved on November 19, 2020.
At its November 19, 2020 meeting, the IHL Board provided all institutions, through May 31, 2021, temporary relief and waiver of requirements for approval of items, matters, contracts, purchases, leases, prepayments and any other agreement otherwise requiring approval by the Board of Trustees or Commissioner pursuant to Board Policy 707 Contracts (to include policies 707.01, 707.02 and 707.03) and Board Policy 905 Real Estate Management, when compliance with the Board approval requirements of these policies would impede the institution’s ability to promptly and effectively provide for the safety and health of its students, employees and guests in dealing with the COVID-19 pandemic. This request is for a temporary period during the state of emergency caused by the COVID-19 pandemic, through May 31, 2021, for the health and well-being of students, employees, and guests on all IHL campuses and facilities. This waiver supersedes and replaces the waiver granted to the University of Mississippi Medical Center approved on March 19, 2020 and for all institutions approved on September 4, 2020. The previous waiver approved by the Board on September 4, 2020 expired December 31, 2020. The Board also delegated authority to the Commissioner, through May 31, 2021, to approve waivers on behalf of the Board of any other Board policy or practice requirements to enable the institutions to promptly and effectively deal with any issues related to the COVID-19 pandemic and to allow them to operate more efficiently during this public health crisis. All such contracts, leases, purchases, and other items that are within the parameters of this waiver and temporary delegation are to be reported to the Board as information items. A summary of the items that have been submitted for reporting to the Board is as follows:

a. **UMMC** – On March 19, 2020, UMMC entered an agreement with Abbott Laboratories, Inc. (Abbott) to purchase reagents and consumables used to perform molecular tests to identify SARS-CoV-2, the virus that causes COVID-19. COVID-19 is a highly contagious and sometimes fatal respiratory illness. These supplies allow UMMC’s Clinical Laboratory to test patients who are symptomatic and asymptomatic for COVID-19. On June 8, 2020, UMMC entered an amendment to add products to the list of items available for purchase and to include language that the quantities on the agreement are estimates only. On January 22, 2021, UMMC added additional funds to the agreement due to the increase in COVID-19 cases in Mississippi that resulted in higher testing rates than originally anticipated. Additionally, UMMC has contracted with various outside entities to perform COVID-19 testing, which also resulted in increased test kit usage over what UMMC utilizes in house. The total estimated cost of the agreement is now $4,609,184. The term of the agreement remains one (1) year, from March 19, 2020, through March 18, 2021. The new estimated total cost of the one (1) year term is $4,609,184. The cost of the original agreement was $602,360.80. UMMC expected to utilize the entire quantity of items under the agreement by July 2020. At the time of the original agreement, UMMC expected to enter into a new agreement for additional purchases once it had utilized the entire quantity of items under this agreement. Instead of entering into a new agreement, UMMC and Abbott agreed to adjust the quantities of the original
agreement to allow for more purchases, which increased the cost of the agreement to $3,227,804. This agreement is not currently being amended additional funds are merely being allocated. The original agreement with Abbott was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.

b. **UMMC** – UMMC is currently contracted with the American National Red Cross, Biomedical Services (ARC) as a secondary provider of blood, blood products and reference testing services for patient sample analysis. On July 6, 2020, UMMC’s primary provider of blood services, Mississippi Blood Services, Inc. (MBS), notified UMMC that the turnaround time of lab testing services would be greatly delayed and orders would be held due to the COVID-19 pandemic. Consequently, UMMC moved the reference lab tests that MBS previously conducted to ARC in order to continue to provide uninterrupted patient care for UMMC patients requiring blood products. This change also necessitated an increase in specialty blood products provided by ARC, as the specialty blood products are prepared specifically for a patient based on their reference test results. To date, MBS’s turnaround time and ability to provide the lab testing services has not changed as the COVID-19 pandemic continues. Without utilizing ARC for the lab testing services and specialty blood products, UMMC would not be able to provide specialty blood products to many cancer and sickle cell patients. The increase in testing and specialty blood products provided by ARC will result in an increase of the anticipated spend under the ARC agreement. The one (1) year term of this agreement remains unchanged, from May 1, 2020, through April 30, 2021. The new estimated total cost of the one (1) year term is $4,900,004.50. The original estimated cost was $1,000,000. UMMC anticipates the need for an additional $3,900,004.50 for the remainder of the term. The agreement will be funded by hospital patient revenue. This agreement is not currently being amended additional funds are merely being allocated. The original agreement with Abbott was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.

c. **UMMC** – On September 24, 2020, UMMC entered into an agreement with Beckman Coulter (Beckman Coulter) to purchase disposables required to perform COVID-19 testing on the Biomek i7 Automated Workstations. When the equipment was received and installed at UMMC, Beckman Coulter realized it had inadvertently omitted some items from the original agreement that were required for use with the equipment. Thus, on November 25, 2020, UMMC amended its Agreement with Beckman Coulter to add additional disposable items to the Agreement. The Agreement is for the purchase of disposables required to perform COVID-19 testing on the Biomek i7 Automated Workstations. The equipment automates the pipetting function required for testing COVID-19 samples allowing staff to move on to other parts of the testing process, thereby improving testing turnaround time and increasing overall testing capacity. The amendment does not change the term of the agreement. The term of the amended Agreement remains one (1) year, from September 24, 2020, through September
23, 2021. The total cost of the amended Agreement is $1,573,986.00. The total projected cost of the original agreement was $1,556,340.00. The amendment will add an additional $17,646.00. The contract will be funded by hospital patient revenue. The amendment to the agreement with Beckman Coulter was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.

d. **UMMC** – On December 23, 2020, UMMC entered into an agreement with Cardinal Health 200 LLC (Cardinal) to purchase SARS-Cov-2 Becton Dickinson Veritor Rapid Detect Test kits used to perform rapid COVID-19 antigen testing in clinics and other areas, such as emergency rooms, where point of care testing (POCT) is needed. COVID-19 is a highly contagious and sometimes fatal respiratory illness. These supplies will allow designated UMMC clinics to perform COVID-19 antigen testing in the clinic setting with results delivered within minutes. The antigen tests are faster than the molecular tests, thus the antigen tests are more practical to use point of care testing when results are needed quickly. Faster results that can be performed in the clinic is especially helpful during flu season and during the current surge in COVID-19 cases in Mississippi. In response to the continued COVID-19 pandemic, UMMC purchase these test kits in order to continue performing rapid testing for patients. The term of the agreement is one (1) year, from January 1, 2021, through December 31, 2021. The total estimated cost of the agreement is $3,986,700. The contract will be funded by hospital patient revenue. The proposal by Cardinal Health was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.

e. **UMMC** – On November 25, 2020, UMMC entered into an agreement with Cepheid US (Cepheid) to purchase reagent kits used to perform molecular tests to identify SARS-CoV-2, the virus that causes COVID-19. COVID-19 is a highly contagious and sometimes fatal respiratory illness. These supplies will allow UMMC’s Clinical Laboratory to test patients who are symptomatic and asymptomatic for COVID-19. This molecular test also checks for RSV-10 and Influenza. UMMC is utilizing laboratory testing across multiple platforms to perform tests at UMMC, in the event of equipment failures, supply chain interruptions, or staffing illness or vacancies. UMMC received notification from Cepheid on October 1, 2020, that the previous test kit was to be discontinued on October 31, 2020. UMMC was informed that the test kits were being replaced with a test kit that would test for SARS-CoV-2 as well as RSV-10 and Influenza. The term of the agreement is four (4) months and six (6) days from November 25, 2020, through March 31, 2021. The total estimated cost of the agreement is $327,080. The contract will be funded by hospital patient revenue. The quote from Cepheid US was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.