Board Meeting Outline

MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING

MEETINGS SCHEDULE

Health Affairs Committee | May 18, 2022, 3:00p | IHL Board Room

IHL Board Meeting | May 19, 2022, 9:00a | IHL Board Room

CALL TO ORDER

INVICTION

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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 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 December 14, 2021, to each and every member of said Board said date being at least five days prior to this April 21, 2022 meeting. At the above-named place there were present the following members to wit: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey, Mr. Bruce Martin, Dr. Alfred E. McNair, Jr. (via Zoom), Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr. The meeting was called to order by Dr. Walt Starr, President, with Trustee Luckey providing the invocation.

Members of the Board participated in the meeting in person or via Zoom. In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this meeting were clearly audible to all members of the public body and to members of the public present at the public location. This was a regular monthly meeting of the Board.

APPROVAL OF THE MINUTES

On motion by Trustee McNair, seconded by Trustee Hubbard, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on March 16-17, 2022 and March 31, 2022.

CONSENT AGENDAS

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

ACADEMIC AFFAIRS

1. **UM** – Approved the request to renaming an existing center or institute as follows:
   - Current Title: McLean Institute for Public Service and Community Engagement
   - Proposed Title: Grisham-McLean Institute for Public Service and Community Engagement
   - Unit Location: Howry Hall
   - Effective date: Spring 2022

2. **SYSTEM** – Approved the degrees to be conferred in Spring 2022 provided each candidate has met all requirements for the degree.

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## MINUTES OF THE BOARD OF TRUSTEES OF
## STATE INSTITUTIONS OF HIGHER LEARNING
## April 21, 2022

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**Graduate**

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Mississippi State University

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## Minutes of the Board of Trustees of State Institutions of Higher Learning

### April 21, 2022

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### University of Mississippi

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**School of Education**

| Bachelor of Arts in Education   | 218 |

**School of Business**

| Bachelor of Business Administration | 459 |

**School of Accountancy**

| Bachelor of Accountancy | 186 |

**School of Applied Sciences**

| Bachelor of Arts in Sports and Recreation Administration | 28  |
| Bachelor of Science in Criminal Justice | 87  |
| Bachelor of Science in Exercise Science | 81  |
| Bachelor of Science in Public Health and Health Sciences | 3   |
| Bachelor of Science | 125 |
| Bachelor of Social Work | 34  |
| Bachelor of Science in Law Studies | 30  |

**School of Journalism and New Media**

| Bachelor of Arts in Journalism | 35  |
| Bachelor of Science (IMC) | 223 |

**General Studies**

| Bachelor of Multi-Disciplinary Studies | 70  |
| Bachelor of University Studies | 27  |

**Graduate School**

<p>| Master of Accountancy | 13  |
| Master of Accountancy and Data Analytics | 36  |
| Master of Arts | 87  |
| Master of Arts in Teaching | 39  |
| Master of Business Administration | 25  |
| Master of Criminal Justice | 24  |
| Master of Education | 50  |
| Master of Fine Arts | 13  |
| Master of Music | 15  |
| Master of Public Health | 3   |
| Master of Science | 155 |
| Master of Science in Exercise Science | 3   |
| Master of Social Work | 4   |
| Master of Taxation and Data Analytics | 6   |
| Specialist in Education | 42  |</p>
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| University of Mississippi Medical Center | | | |
| Undergraduate | 212 | 212 | 212 |
| Bachelor of Science in Health Informatics and Information Management | 5 | 5 | 5 |
| Bachelor of Science in Health Systems Administration | 15 | 15 | 15 |
| Bachelor of Science in Histotechnology | 3 | 3 | 3 |
| Bachelor of Science in Medical Laboratory Science | 8 | 8 | 8 |
| Bachelor of Science in Radiologic Sciences | 38 | 38 | 38 |
| Bachelor of Science in Dental Hygiene | 17 | 17 | 17 |
| Bachelor of Science in Nursing | 126 | 126 | 126 |
| Graduate/Professional | 516 | 516 | 516 |
| Master of Health Informatics and Information Management | 1 | 1 | 1 |
| Master of Health Systems Administration | 4 | 4 | 4 |
| Master of Science in Biomedical Sciences | 93 | 93 | 93 |
| Master of Science in Biostatics and Data Science | 3 | 3 | 3 |
| Master of Science in Clinical Investigation | 4 | 4 | 4 |
| Master of Science in Magnetic Resonance Imaging | 5 | 5 | 5 |
| Master of Science in Nuclear Medicine Technology | 6 | 6 | 6 |
| Master of Science in Population Health Management | 1 | 1 | 1 |
| Master of Science in Nursing | 84 | 84 | 84 |
| Doctor of Dental Medicine | 40 | 40 | 40 |
| Doctor of Health Administration | 6 | 6 | 6 |
| Doctor of Nursing Practice | 7 | 7 | 7 |
| Doctor of Medicine | 158 | 158 | 158 |
| Doctor of Occupational Therapy | 39 | 39 | 39 |
| Doctor of Philosophy | 21 | 21 | 21 |
| Doctor of Physical Therapy | 45 | 45 | 45 |
| **Total Undergraduate Degrees** | 212 | 212 |
| **Total Graduate/Professional Degrees** | 516 | 516 |
| **Total Degrees** | 728 | 728 | 728 |

<p>| University of Southern Mississippi | | | |
| College of Arts and Sciences | 811 | 811 | 811 |
| Bachelor of Arts | 206 | 206 | 206 |
| Bachelor of Fine Arts | 26 | 26 | 26 |
| Bachelor of Interdisciplinary Studies | 9 | 9 | 9 |
| Bachelor of Liberal Studies | 52 | 52 | 52 |
| Bachelor of Music | 9 | 9 | 9 |</p>
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**Total Undergraduate Degrees** | 1,604 |

**Total Graduate Degrees**    | 472   |

**Total Degrees**             | 2,076 |

**System Total**              | 12,620 |

Note: System Total for Spring 2022 represents an increase of 616 from Spring 2021’s total of 12,004.
FINANCE

3. DSU – Approved the request to amend its agreement with Barnes and Noble College Booksellers, LLC. (B&N), to implement the Company’s First Day Complete program. B&N is currently the institution's exclusive buyer and seller of all required, recommended, or suggested course materials and supplies, including books, course packs, computer software, textbook rentals, and materials published or distributed electronically. This exclusive right includes all educational supplies, notebooks, stationery, desk and room accessories, etc. The amendment requires B&N to provide exclusive online services through the Bookstore website to operate its First Day Complete Program and any distance learning material needs for the duration of the contract. The First Day Complete Program will offer all textbook materials, whether adopted electronically or hardcopy by faculty, to undergraduate students for rent at $20 per credit hour. Students will have the options to purchase the book at a greatly reduced price at the end of the semester of use. The term of the contract will remain the same, with an ending date of June 30, 2025. There is also an option to renew for two additional (1) year periods. The agreement guarantees textbooks, both electronic and physical, at a cost of $20 per credit hour for undergraduate students. This is a revenue generating contract. The University estimates that they will realize approximately $324,000 in sales commission revenues over the duration of the contract. 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. DSU – Approved the request to purchase five SR20TRAC Trainer aircrafts from Cirrus Aircraft for use in the University’s Commercial Aviation program. The Office of Purchasing, Travel and Fleet Management (Public Procumbent Review Board) approved this purchase and the use of the Master Lease Program February 7, 2022. Payment is made upon delivery and acceptance of each aircraft. Each aircraft costs $519,368 for a total of $2,596,840 for all five aircrafts. The additional aircrafts will allow the University to increase the number of students that will be able to get the required number of flight hours. The additional flight fees will generate an additional estimated $500,000 per semester. 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.

5. MSU – Approved the request to amend the contract with Barnes and Noble College Booksellers, LLC. (B&N), to implement the Company’s First Day Complete program. Under the program, students will automatically be enrolled to receive required textbooks and electronic codes for their classes at a cost of $20 per credit hour. Students may opt out of the program and purchase their books and codes elsewhere. Faculty are not limited in their course adoptions. The effective date of the amendment is July 1, 2022. The existing contract runs through June 30, 2030, with two options to renew for five additional years each. This is a revenue generating contract and is expected to generate an additional $120,000 from sales. 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. MSU – Approved the request to lease 1,027 square feet of office space at 385 College View Street for the purpose of locating a grant funded office which is operated by the Division of Student Affairs. While this is a new lease agreement, the lease is with EDR
College View MS, LLC that MSU has partnered with for the Public Private Development, College View. The beginning term date will be at such time that the space is completed and built out as specified by the University, the lease term is estimated to be August 1, 2022 through July 30, 2030. The lease may be renewed for one 5-year period upon written agreement of both parties. The total contract amount is $254,036. A breakdown of costs is included in the April 21, 2022 Board Working File. The contract will be funded by 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.

7. **UM** – Approved the request for the UM Telecommunications Department to enter a contract with ConvergeOne, Inc. to upgrade existing network switches and wireless access points by purchasing 637 Cisco network switches and the required three-year licensing for Cisco network switches and to purchase 3,387 Meraki wireless access points with five-year licensing. UM network and telecommunications staff will be responsible for the configuration and installation of the network switching and wireless access points across campus. The term of this contract will include a three-year license for Cisco network switches and a five-year license for Meraki wireless access points. The contract amount for this procurement is $4,660,883.71. This total includes prepayment to ConvergeOne for the following: 1) 412 Cisco DNA Essentials 3-year licenses in the amount of $361.32 per 3-year license for a total cost of $148,863.84. This is Line 8 and 33 on ConvergeOne's bid. Per Cisco, the vendors are required to purchase, at minimum, a prepaid, three-year license of DNA Essentials for every Cisco switch purchased, regardless of whether the license is utilized or not. The university currently does not have the option to purchase a 1-year license or to split the cost of a multi-year license into yearly payments over the course of the licenses’ validity. 2) 3,387 Cisco Meraki MR Enterprise Licenses, 5-year in the amount of $186.02 per 5-year license for a total cost of $630,049.74. This is line 59 on ConvergeOne's bid. The choice to purchase these 5-year licenses is based on significant fiscal savings over the life of the associated wireless access points as follows: a) A Five-year license is $186.02 each ($186.02 x 3387 = $630,049.74); b) A one-year license would be $102 with an expected 10% increase each year moving forward, putting the 5-year cycle at $622.72 each ($622.72 x 3387 = $2,109,152.64); and c) Considering the volume (3,387 access points) the 5-year license initial purchase results in a savings of $1,479,102.90. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request for the university to prepay the three-year and five-year licenses. The University of Mississippi Telecommunications department will fully fund this procurement through capital R & R reserves. 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. **UM** – Approved the request to escalate the Auxiliary Enterprises Budget for FY 2022. The escalation is requested to realign major objects and to provide spending authority for additional revenues in Athletics and for greater than anticipated operating costs in water heating/cooling and treatment auxiliary service centers. Self-generated revenue will be used to fund the increase in operating expenditures.
9. **UMMC** – Approved the request to enter Amendment No. 30 to the License and Support Agreement with Epic Systems Corporation (Epic) to add the base payer platform network for providers license to the current program property licensed under the agreement. The license will allow UMMC, as the provider, to connect to its various insurance payers through a direct portal link. This will facilitate exchange of documentation, claims information, prior authorizations, and communication related to insurance billing. The term of Amendment No. 30 will begin upon execution and end coterminous with the current agreement term ending August 22, 2024. There is no cost associated with Amendment 30 as license and maintenance fees are waived. The total cost of the Agreement remains $105,083,182.99. This agreement is 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.

10. **UMMC** – Approved the request to enter a Lease Agreement and a Use, License & Service Agreement (ULSA) with Intuitive Surgical, Inc. for the lease of the Ion Endoluminal System (Ion System) and purchase of instruments and accessories used with the Ion System, as well as training for six (6) physicians to use the Ion System. The Ion System is a robotic equipment used in the diagnosis of adult patients with lung nodules. It allows physicians to perform minimally invasive lung biopsies, fiducial placement, and ablations with a low risk of complications for patients. The Board approved the request to allow the institution to add or remove instruments and accessories under the agreement without seeking prior Board approval as long as it does not exceed the approved expenditure level. The Lease Agreement and the Use, License & Service Agreement shall be in effect for approximately one (1) year, one (1) month, and one (1) week, from April 25, 2022, through June 29, 2023. The term of the Lease Agreement and the Use, License & Service Agreement will begin upon the last date of signature, expected to be on or about April 25, 2022, and will end one (1) year from the delivery date of the Ion System to UMMC. Delivery is anticipated to be on or about June 30, 2022, for an expected termination date of June 29, 2023. The total estimated cost of the agreement over the one (1) year term is $500,000. The rental fees are $120,000 for the term of the agreement, which includes the
cost of service. 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.

11. **UMMC** – Approved the request to enter a Services Agreement with Love Irrigation, Inc. to provide irrigation services and system inspection and repairs. The term of the agreement is five (5) years, from May 1, 2022, through April 30, 2027. The estimated total cost of the agreement over the five (5) year term is $404,150. The initial monthly payments are $5,609.11, with annual increases beginning in year two. UMMC has also included a contingency amount of $46,796 for additional irrigation materials, as needed. The agreement 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.

12. **UMMC** – Approved the request to enter a Grounds Maintenance and Landscape Management Services Agreement with Rotolo Consultants, Inc. to provide grounds maintenance and landscape management services. The Board approved the request to add additional services 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 July 1, 2022 through June 30, 2027. The cost of the contract is $3,000,000 for the five (5) year term. UMMC will be invoiced on a monthly basis in the amount of $43,539.83 for the first twelve (12) months of the agreement with a one percent (1%) increase after year one (1) and a two and a half percent (2.5%) increase beginning in year three (3). UMMC has also included a contingency amount of $286,228 for potential additional services needed during the term of the agreement. 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.

13. **UMMC** – Approved the request to enter a library database subscription and license agreement with UpToDate, Inc. (UpToDate) for electronic access to the *UpToDate Anywhere* database, a clinical point-of-care tool used by UMMC clinicians and students both on and off campus. UMMC users will have the ability to access, search, browse, view and print information related to patient care in UpToDate. Authorized users include all students, faculty, staff, and researchers at UMMC. The term of the agreement is three (3) years, from May 1, 2022, through April 30, 2025. The total estimated cost of the agreement is $1,500,000. UMMC has included in the total estimated cost a contingency of thirty percent (30%) of the three (3) year subscription costs to cover any potential increases in the number of sites, clinicians, or students/residents over the allotted amount. The agreement 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.

14. **UMMC** – Approved the request to enter a Pricing Agreement with Vapotherm, Inc. (Vapotherm) for placement of the Vapotherm Hi-VNI® Precision Flow Systems and the purchase of related disposables for the treatment of respiratory distress, including hypercapnia, hypoxia and dyspnea. This technology provides non-invasive ventilation for spontaneously breathing patients that allows for quick set up and fast stabilization of infant,
The Board approved the request to add or remove disposables and placed equipment as needed 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 three (3) years, from May 1, 2022, through April 30, 2025. The total estimated cost of the Agreement over the three (3) year term is $600,000. UMMC has included a fifteen percent (15%) increase beginning in year two to allow for potential price and volume increases. Vapotherm may increase prices up to three percent (3%) each calendar year. 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.

15. USM – Approved the request to escalate the Gulf Coast Research Laboratory Budget for FY 2022. The escalation is requested to realign spending authority within Revenue, Major Objects and Major Functions. The sources of funding for excess expenditures came from increased facilities and administrative (F&A) cost recovery and an increase in lease revenue. Due to an increase in external funding from federal and state agencies, the F&A revenue has increased. Additionally, casino revenues are at their highest levels which translates to an increase in lease revenue received for the Point Cadet Lease.

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16. **USM** – Approved the request to amend the existing contract with Coca-Cola Bottling Company United – Gulf Coast, LLC, for the campus-wide beverage pouring rights and sponsorship agreement to adjust the annual sponsorship fees paid to USM relative to changes in on-campus attendance, schedules, and athletic events for FY2020 and FY2021 during COVID-19. The purpose of this contract amendment is to address a loss of sponsorship opportunities missed due to COVID-19 campus closures and canceled athletic events in the spring and summer of FY2020 and continuing into FY2021. This amendment seeks to satisfy Section 16.C.2 and 16.C.3 of the original agreement which allows for adjusted sponsorship fees to reflect a decreased value of sponsorship rights experienced during situations such as these. The contract term of July 1, 2015, and ending June 30, 2025, is still in effect. The total contract value over ten years is $6,933,822.68 as detailed in the breakdown included in the bound April 21, 2022 Board Working File. Per this amendment, the Sponsorship Fees are reduced by a total of $206,177.32 from the original agreement and the overall revenue for the life of the contract changes from $7,140,000 to $6,933,822.68.

- Coca-Cola paid the University the Sponsorship Fees of $390,000 due for Agreement Year 5 (July 1, 2019 to June 30, 2020).
- Both parties agree that Coca-Cola is owed a credit of $77,910.96 for Agreement Year 5 as a result of interruptions to the University’s Campus and Athletics operations due to the Pandemic from March 16, 2020, through June 30, 2020.
- To satisfy the $77,910.96 credit, $38,955.48 of the Sponsorship Fees paid in Agreement Year 5 shall be reallocated and credited toward the Sponsorship Fees earned in Agreement Year 6, and the University will provide the additional sponsorship opportunities to Coca-Cola in Agreement Year 7 (July 1, 2021 – June 30, 2022) with an agreed aggregate value of $38,955.48.
- Both parties agree the University earned Sponsorship Fees of $222,778.16 for Agreement Year 6 relative to interruptions in the University’s Campus and Athletics operations due to the Pandemic from July 1, 2020, through June 30, 2021.
- Sponsorship Fees earned for Agreement Year 6 ($222,778.16) shall be reduced by the credit ($38,955.48) to a total of $183,822.68. Coca-Cola will pay the Adjusted Sponsorship Fees to University within thirty (30) days after the date this Amendment is fully executed.

This is a revenue generating contract. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

17. **USM** – Approved the request to purchase a ZNA Vector Network Analyzer from Rohde & Schwarz USA, Inc. for ongoing research on a federally funded grant. No services will occur on campus. The term of this contract will begin upon issuance of a purchase order and will end upon final payment once the equipment is delivered, accepted, invoiced, and paid. There is approximately a 13-week lead time for the analyzer once the order is placed. The total acquisition cost will be $306,214. The equipment purchase will be funded externally through a federal grant from the Air Force Research Laboratory through both Florida State University and The University of Southern Mississippi. The title of the grant is “Design and Scale-up Manufacturing of Aerospace Composites for Enhanced
Electromagnetic Multifunctional Performance.” 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

18. **JSU** – Approved the initiation of GS 103-308, Dining Hall Expansion, and the appointment of Durrell Design Group, PLLC as the design professional. This project will consist of a new 30,000+ dining facility to be located to the north of the existing Student Center which is currently the parking lot. Expanding the dining area for the campus community will allow more access to dining facilities when desired, improve ADA compliance, and provide a quality facility for students, faculty, and staff. The estimated project budget for design fees only is $250,000. Funds are available from SB 2971, Laws of 2021 ($250,000). The total project cost is anticipated to be $12 million once additional state bond funds have been secured by the university. Once these additional bond funds are released, a request to increase the budget will be submitted for Board approval.

19. **MSU** – Approved the initiation of IHL 205-323, a solar and lighting energy savings performance contract with Entegrity Energy Partners, LLC for the purpose of installing a 1.59-Megawatt solar PV array and retrofitting lighting to LED in 69 campus buildings. The proposed $8,500,000 scope of solar and lighting will yield a guaranteed minimum annual cost savings of $913,000 with a 20-year cumulative cost savings of $23,464,308. In addition to reducing operational costs and cutting annual carbon output by 7%, this project will have a positive impact on the University’s sustainability, academic, research and outreach goals. Funds are available from University Funds from Reduced Energy Expenditures ($8,500,000).

20. **MSU** – Approved the initiation of IHL 205-324, Herzer Roof Replacement, and the appointment of Shafer Zahner Zahner as the design professional. This project will replace the roof of Herzer Building. The proposed project budget is $1.2 million. Funds are available from University Designated Funds ($1,200,000).

21. **UM** – Approved the appointment of Hellmuth, Obata, & Kassabaum, P.C. as the design professional for IHL 207-472, Vaught-Hemingway Stadium West Side Additions & Renovations project. The project will demolish a portion of the existing west side grandstand and press box structure to construct new spaces as site and budget permit. New programmatic needs include Service Areas (Commissary, Loading Dock, Stadium Storage, and Kitchen), Premium Areas (Field Club/Seating, Ledge Seating, Loge Boxes, and Clubs/Suites of varying size), and Press Box for north/south functions. The proposed project budget for design fees only is $1.5 million. Funds are available from UM Athletics / OMAF Foundation ($1,500,000).

22. **UMMC** – Approved the initiation of IHL 209-581, Children’s Cancer Clinic Renovation, and the appointment of Cooke Douglass Farr Lemons Architects + Engineers as the design professional. This project will renovate the basement floor of the Batson Tower for the Children’s Cancer and Blood Disorders Clinic. The proposed project budget is $3 million. Funds are available from Children’s of Mississippi Philanthropy ($3,000,000).
23. **MSU** – Approved the request to increase the budget for IHL 205-311, Transportation Alternatives Project Collegeview Connector, from $1,750,000 to $2,000,000 for an increase of $250,000 and to add MSU Designed Funds as a funding source to allow for the budget increase. The project scope includes design and construction of a multi-use path, connecting Collegeview Drive to Highway 182. The connection will provide a needed bike and pedestrian connection from the northwest sector of the campus of the University to the improved City of Starkville bike and pedestrian corridor along Highway 182. Funds are available from Mississippi Department of Transportation Alternatives Program ($1,750,000) and MSU Designated Funds ($250,000).

24. **UM** – Approved the request to increase the budget for IHL 207-440, New Band Practice Field, from $65,000 to $3,500,000 for an increase of $3,435,000. This project was initiated in November 2017 with $65,000 for design fees only. The project was recently restarted, and a revised budget submitted. The project will construct a new practice field with proper drainage structures and lights, a new director’s tower, small storage building, and proper field access. Funds are available from Internal R & R ($3,500,000).

25. **UM** – Approved a perpetual easement to Telepak Networks, Inc., d/b/a C Spire for the purpose of installing a C Spire Fiber System and related service lines and access pedestals or hand holes on the right-of-way and easement herein granted. The easement covers a parcel of land containing 625.0 square feet, more or less, situated in the Southwest Quarter of the Southwest Quarter of Section 17, Township 8 South, Range 3 West, Lafayette County, Mississippi and a parcel of land containing 484.4 square feet, more or less, situated in the Southwest Quarter of the Southwest Quarter of Section 17, Township 8 South, Range 3 West, Lafayette County, Mississippi as per the survey attached as exhibit A to the easement. C Spire will pay $2,400.00 per year to the University, subject to periodic adjustment, in perpetuity or until C Spire’s rights are terminated. In the event C Spire fails to pay the annual amount within thirty (30) days of written notice from the University that it has not received the annual amount, the University shall have the right, by written notice to C Spire to terminate the easement. In addition, C Spire shall have the right to terminate this easement and its rights granted hereunder upon written notice to the University. The University shall have right to terminate the easement and all the rights granted herein any time after six (6) months of continuous non-use of the easement and the easement area by C Spire. 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.

**LEGAL**

26. **MSU** – Approved the request to modify a contract with the law firm of Brown and Langston to perform services necessary in assisting the University with intellectual property matters and specifically concerning the filing and prosecution of patent applications. This modification will extend the term of the contract for one year or through May 17, 2023. The blended hourly rate for all attorneys will remain $165 per hour with a maximum amount payable of $10,000 under this one-year term. All other provisions of the existing contract remain unchanged. This firm carries professional liability insurance...
coverage in the amount of $1,000,000 per claim with an annual aggregate of $1,000,000. This request has been approved by the Attorney General.

27. MSU – Approved the request to enter a contract with the law firm of Conley Rose, P.C., to perform services necessary in assisting the University in the areas of intellectual property and patent application matters. The term of the contract is one year beginning May 1, 2022. The hourly rate for all attorneys is $290 and $175 per hour for paralegal services with a maximum amount payable of $75,000 under this one-year term. This firm carries professional liability insurance coverage in the amount of $5,000,000 per claim with an annual aggregate of $5,000,000. This request has been approved by the Attorney General.

28. MSU – Approved the request to modify a contract with the law firm of Mendelsohn Dunleavy, P.C., to perform services necessary in assisting the University with intellectual property matters and specifically concerning the filing and prosecution of patent applications. This modification will extend the term of the contract for one year or through May 1, 2023. The firm will continue to provide legal representation at the following rates: Kevin J. Dunleavy $350/hour, Steve Mendelsohn $350/hour, Garth Dahlen $350/hour, Tu Phan-Kerr $350/hour, Sandra Lex $250/hour, Kristina Sanchez $200/hour (U.S. Patent Agent only), and Paralegals $100/hour. The maximum amount payable under this one-year renewal term is $75,000. All other provisions of the existing contract remain unchanged. This firm carries professional liability insurance coverage in the amount of $1,000,000 per claim with an annual aggregate of $3,000,000. This request has been approved by the Attorney General.

29. SYSTEM – Approved the proposed amendments to Board Policies 201.0509 Institutional Executive Officer/Commissioner of Higher Education Search Process and 201.0510 Application by Interim or Acting Institutional Executive Officer for Institutional Executive Officer Position for final approval. (See Exhibit 1.) The Board waived the requirement for a second reading of this revision as required by Board Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies.

30. SYSTEM – Approved the proposed amendments to Board Policies 402.03 Promotions in Rank, 403.0101 Minimum Standards for Tenured Employment, and 403.0103 Post-Tenure Review for final approval. (See Exhibit 2.) The Board waived the requirement for a second reading of this revision as required by Board Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies.

PERSONNEL REPORT

1. **Employment**

University of Southern Mississippi
Blaise M. Sonnier; hired with tenure; Director and Professor of Accounting; School of Accountancy; salary of $200,000 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2022
2. **Change of Status**

**University of Mississippi Medical Center**
- Natalie Gaughf, *from* Director of Academic Support and Interim Dean, School of Population Health; salary of $230,000 per annum, pro rata; E&G Funds; 12-month contract; *to* Assistant Vice Chancellor for Academic Affairs and Interim Dean, School of Population Health; salary of $300,000 per annum, pro rata; E&G Funds; 12-month contract; effective April 1, 2022
- Scott Rodgers, *from* Professor and Chair of Psychiatry and Human Behavior; salary of $450,000 per annum, pro rata; E&G Funds; 12-month contract; *to* Associate Vice Chancellor for Academic Affairs; salary of $450,000 per annum, pro rata; E&G Funds; 12-month contract; effective April 1, 2022

3. **Sabbatical**

**University of Mississippi**
FROM: Annette Trefzer; Associate Professor of English; *from* salary $75,190 per annum, pro rata; E&G Funds; 9-month contract; *to* salary $37,595 per annum, pro rata during sabbatical period; E&G Funds; effective January 24, 2022 to May 14, 2022 and August 23, 2022 (or start of contract date) to December 31, 2022; professional development

**CORRECTED:** Annette Trefzer; Associate Professor of English; salary $75,190 per annum, pro rata; E&G Funds; 9-month contract; no change in salary during sabbatical period; E&G Funds; effective January 24, 2022 to May 14, 2022; professional development

4. **Tenure**

**Mississippi State University**
- Reuben Burch; Associate Professor; Department of Industrial and Systems Engineering; effective August 16, 2022
- Elizabeth Canales; *promotion* to Associate Professor; Department of Agricultural Economics; effective July 1, 2022
- Xin Cui; *promotion* to Associate Professor; Department of Chemistry; effective August 16, 2022
- Qiana Cutts; *promotion* to Associate Professor; Department of Counseling, Educational Psychology and Foundations; effective August 16, 2022
- Kristine Evans; *promotion* to Associate Professor; Department of Wildlife, Fisheries and Aquaculture; effective August 16, 2022
- Jeanette Fontaine; *promotion* to Associate Professor; Department of Music; effective August 16, 2022
- Melvin Fugate; Professor; Department of Management and Information Systems; effective August 16, 2022
• Antonio Gardner; promotion to Associate Professor; Department of Food Science, Nutrition and Health Promotion; effective August 16, 2022
• Claire Gipson; promotion to Associate Professor; Department of Art; effective August 16, 2022
• Cassie Hester; promotion to Associate Professor; Department of Art; effective August 16, 2022
• Caroline Kobia; promotion to Associate Professor; School of Human Sciences; effective August 16, 2022
• Mehmet Kurum; promotion to Associate Professor; Department of Electrical and Computer Engineering; effective August 16, 2022
• Myron Labat; Associate Professor; Department of Educational Leadership; effective August 16, 2022
• Braden Leap; promotion to Associate Professor; Department of Psychology; effective August 16, 2022
• Juyoung Lee; promotion to Associate Professor; School of Human Sciences; effective August 16, 2022
• Tongyin Li; promotion to Associate Professor; Department of Plant and Soil Sciences; effective August 16, 2022
• Junfeng Ma; promotion to Associate Professor; Department of Industrial and Systems Engineering; effective August 16, 2022
• Jennifer McGillan; promotion to Associate Professor; University Library, Department of Special Collections-Manuscripts; effective July 1, 2022
• Benjamin McLarty; promotion to Associate Professor; Department of Management and Information Systems; effective August 16, 2022
• M. Jean Mohammadi-Aragh; promotion to Associate Professor; Department of Electrical and Computer Engineering; effective August 16, 2022
• Virginia Montiel-Palma; promotion to Associate Professor; Department of Chemistry; effective August 16, 2022
• Julius Nukpezah; promotion to Associate Professor; Department of Political Science and Public Administration; effective August 16, 2022
• Anna Osterholtz; promotion to Associate Professor; Department of Anthropology and Middle Eastern Cultures; effective August 16, 2022
• Lauren Priddy; promotion to Associate Professor; Department of Agriculture and Biological Engineering; effective August 16, 2022
• Holli Seitz; promotion to Associate Professor; Department of Communication; effective August 16, 2022
• Megan Smith; promotion to Associate Professor; Department of English; effective August 16, 2022
• Jessica Smith; promotion to Associate Professor; University Library, Department of Special Collections, University Archives; effective July 1, 2022
• Courtney Thompson; promotion to Associate Professor; Department of History; effective August 16, 2022
Kimberly Wood; promotion to Associate Professor; Department of Geosciences; effective August 16, 2022

Mississippi Valley State University
- Zainul Abedin; promotion to Associate Professor, Department of Mass Communication; effective August 15, 2022
- Carolyn Gordon; Associate Professor; Department of Mass Communication; effective August 15, 2022

ADMINISTRATION/POLICY
5. ASU – Approved the request to bestow two honorary degrees at its May 14, 2022 commencement ceremony. Supporting documents are on file at the Board Office.

REGULAR AGENDAS

ACADEMIC AFFAIRS
Presented by Trustee Steven Cunningham, Chair

On motion by Trustee Cunningham, seconded by Trustee McNair, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Academic Affairs Agenda. On motion by Trustee Cunningham, seconded by Trustee McNair, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #2. On motion by Trustee Cunningham, seconded by Trustee McNair, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #3.

1. SYSTEM – Approved the proposed amendments to Board Policy 602 Freshman Admission Requirements for University System Institutions, Section A High School Course Requirements Beginning with Students Entering in Fall 2022 (College Preparatory Curriculum) for final approval. (See Exhibit 3.) The Board waived the requirement for a second reading of this revision as required by Board Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies.

2. SYSTEM – Approved the requests to add the following academic degree programs:
   a. JSU – Bachelor of Business Administration (BBA) in Supply Chain Management
      CIP code: 52.0203
      Total credit hours: 121
      Effective date: August 2022
   b. MSU – Bachelor of Science (BS) in Data Science
      CIP code: 30.7001
      Total credit hours: 123
      Effective date: August 2022
   c. USM – Bachelor of Arts (BA) in Sustainability Studies
      CIP code: 03.0103
      Total credit hours: 120
Effective date: August 2022
d. **USM** – Bachelor of Science (BS) in Sustainability Sciences (Coastal System Dynamics)
   CIP code: 30.3301
   Total credit hours: 120
   Effective date: August 2022
e. **USM** – Master of Arts in Teaching (MAT) in Inclusive Elementary Education
   CIP code: 13.0101
   Total credit hours: 33 (fully online with six hours of internship that must be completed in a partner school district)
   Effective date: May 2022

3. **JSU** – Approved the request to add the following new institute:
   Institute Title: Institute of Social Justice and Race Relations
   Unit Location: College of Liberal Arts
   Scope: Extensive Scope and Outreach
   Type: Type 1 (Academic, Teaching, or Research) and Type 2 (Student, Faculty, or Community Service)
   Effective Date: April 2022

**FINANCE AGENDA**
Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee McNair, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #2. On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #3. On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #4 - #6. On motion by Trustee Duff, seconded by Trustee Luckey, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #7 & #8. Trustee Gee Ogletree recused himself from discussing or voting on items #9 & #10 on the Finance Agenda by leaving the room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee Luckey, with Trustee Ogletree absent and not voting and with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #9 & #10. Trustee Ogletree returned to the room following the discussion and vote on items #9 & #10 on the Finance Agenda.

1. **SYSTEM** – Approved the overview of the FY 2023 appropriations from the Legislature and the final allocation of Education & General Support appropriations to the eight universities along with Legislative earmarks, subsidiary programs, agricultural units, and the University of Mississippi Medical Center.  **(See Composite Exhibit 4.)**
2. SYSTEM – Approved the proposed increases in resident and non-resident tuition rates at all institutions, except Jackson State University, and the proposed resident and non-resident tuition rates for certain professional schools at Alcorn State University, Mississippi State University, the Mississippi University for Women, the University of Mississippi, the University of Mississippi Medical Center, and the University of Southern Mississippi effective FY 2023. As defined by Board Policy 702 Tuition, Fees, and Other Student Charges, tuition can include student activity fees, capital improvement fees, and technology fees. (See Composite Exhibit 5.) The Board approved the proposed increases in room rate for all institutions, except for Mississippi Valley State University and the University of Mississippi, effective FY 2023. (See Exhibit 6.) The Board approved the proposed increases to board rates for all institutions effective FY 2023. (See Exhibit 7.) The Board waived the requirement of a thirty-day review of the tuition, room, and board rates as required by Board Policy 702.04 Approval Process, subsection C Consideration of Requests.

3. SYSTEM – Approved the request that any FY 2023 salary increases should be based on one or more of the following: 1) meritorious performance, 2) market or equity adjustments, and 3) faculty/staff promotions. Salary increase decisions may be made at the discretion of the Commissioner (for the Executive Office) or the Institutional Executive Officer (for the campuses). These salary guidelines will apply to all Executive Office and university employees regardless of funding source or types of increases awarded.

4. ASU – Approved for final reading the request to increase the Student Activities Fee (SAF) to better support registered student organizations in their mission and to offer students comprehensive engagement and development opportunities that prepare them to compete in the global economy. Specifically, the current SAF will increase from $15.00 per student, per semester to $50 per student, per semester effective Fall 2022. This is an increase of $35.00 per student, per semester from the current fee to be used for the purpose of providing robust student development opportunities for the students to include an allocation of program funding for the registered student organizations. Based on current enrollment, the proposed fee increase is projected to generate an additional $200,000 annually, all of which will be recorded in a student activity fee account. Last year (April 2020), the Alcorn State University student body voted to raise the Student Activity Fee. Of 1,004 students who voted, 663 students (66 percent) supported the increased; similarly, 64 percent of students who voted supported the increase to $50.00 per student, per semester. As defined by Board Policy 702 Tuition, Fees, and Other Student Charges, tuition can include student activity fees, capital improvement fees, and technology fees. The Board waived the requirement of a thirty-day review of the tuition, room, and board rates as required by Board Policy 702.04 Approval Process, subsection C Consideration of Requests.

5. MSU – Approved for final reading the request to increase the Student Activities Fee (SAF) to better support registered student organizations, improve University Recreation, and increase student life programming for the purpose of facilitating a stronger sense of belonging for students at MSU and to improve overall student well-being. Specifically, the current $5.00 per semester SAF applicable to all Starkville campus students during the Fall and Spring semesters will increase to $25.00 per semester for the Fall and Spring semesters. Students will not be charged the fee during the Summer or other intersession
terms. The SAF currently generates approximately $180,000 annually. Based on the Fall 2021 enrollment of 18,172 Starkville campus students and Spring 2021 enrollment of 16,778 Starkville campus students, MSU projects this increased fee to generate approximately $700,000 of new revenue annually. This was a Student Association initiative requested by the Student Association President. On October 5th, a campus wide student poll was taken with a final vote tally of 4,261-1,398, a 75.29% affirmation rate. Additionally, a Student Association Senate resolution was passed on November 11th, reaffirming Student Association’s support for greater funding for student activities. The SAF will be distributed to support registered student organization activities through the Student Association’s appropriations process; to support University Recreation improvements; and to increase campus-wide programming. As defined by Board Policy 702 Tuition, Fees, and Other Student Charges, tuition can include student activity fees, capital improvement fees, and technology fees. The Board waived the requirement of a thirty-day review of the tuition, room, and board rates as required by Board Policy 702.04 Approval Process, subsection C Consideration of Requests.

6. UM – Approved for final reading the request to increase the Student Activities Fee (SAF) to better support registered student organizations in their mission to positively affect the student experience as well as enhance the individual student involvement opportunities. Specifically, the current $5.00 per semester SAF applicable to all students during the Fall and Spring semesters will increase to $2 per credit hour for the Fall and Spring semesters. Students will not be charged the fee during the Summer semester or any intersession terms. Based on the Fall 2021 enrollment of 18,800 students and Spring 2021 enrollment of 17,649 students, UM projects this increased fee to generate approximately $911,225 of new revenue annually. The SAF will maintain its current three categories of eligible funding and expand the large-scale programming category. The three categories include: Registered Student Organization (RSO) allocations, Diversity, Equity and Inclusion (DEI) programming, and Large Scale programming. This expansion will allocate funds with the specific intention to support student-body wide programming, support individual students (e.g., conference participation), and increase the amount per semester that an RSO can receive for DEI programming from $2,000 to $5,000. The table below uses proposed Cost of Attendance (COA) for 2022-2023 from OLEMISS.EDU. Proposed SAF cost assumes average of 15 hours enrolled Fall and Spring semesters.

<table>
<thead>
<tr>
<th></th>
<th>Current Undergraduate COA</th>
<th>Proposed Undergraduate COA</th>
<th>Percent Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tuition</td>
<td>$8,934</td>
<td>$8,934</td>
<td>—</td>
</tr>
<tr>
<td>Capital Improvements Fee</td>
<td>$100</td>
<td>$100</td>
<td>—</td>
</tr>
<tr>
<td>Student Activity Fee</td>
<td>$10</td>
<td>$60</td>
<td>—</td>
</tr>
<tr>
<td><strong>Total In-State</strong></td>
<td><strong>$9,044</strong></td>
<td><strong>$9,094</strong></td>
<td><strong>0.55%</strong></td>
</tr>
<tr>
<td>Additional Fee for Nonresidents</td>
<td>$16,842</td>
<td>$16,842</td>
<td>—</td>
</tr>
<tr>
<td><strong>Total Out-of-State</strong></td>
<td><strong>$25,886</strong></td>
<td><strong>$25,936</strong></td>
<td><strong>0.19%</strong></td>
</tr>
</tbody>
</table>

As defined by Board Policy 702 Tuition, Fees, and Other Student Charges, tuition can include student activity fees, capital improvement fees, and technology fees. The Board
waived the requirement of a thirty-day review of the tuition, room, and board rates as required by Board Policy 702.04 Approval Process, subsection C Consideration of Requests.

7. **MVSU** – Approved the request to enter a participating user agreement with the State of Mississippi, represented by and acting through the State of Mississippi Department of Finance and Administration to participate in the Master Lease Program and to have acquired by lease purchase or refinance under the Master Lease Purchase Agreement certain items of equipment. The university will purchase a garbage collection truck and a tractor. This is a five-year agreement from July 1, 2022 through June 30, 2027. The total cost of the contract is $354,225.03. A breakdown of the semi-annual payments is included in the *April 21, 2022 Board Working File*. 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.

8. **SYSTEM** – Approved the request to amend the multi-year agreement for annual external audit services with Clifton Larson Allen, LLP (CLA) for the IHL System. The purpose of the amendment is to continue external audit services for the entire IHL System for a term of the two (2) annual reporting periods of Fiscal Years Ending June 30, 2022, and 2023 with an option to renew for two additional years for auditing services for Fiscal Years Ending June 30, 2024, and 2025 and to increase the total spending authority from $4,000,000 to $6,000,000. The agreement will become effective upon full execution of all parties. The agreement will expire after the conclusion of the last services performed for the FY 2023 audit unless the option to renew is exercised. The total contracted price for this two-year amendment is expected to be $2,047,311. Fees are based on anticipated cooperation from IHL personnel in preparation of confirmations and requested schedules. CLA may also bill in excess of this amount for the following additional services: bookkeeping; unanticipated changes in organizational structure or accounting records; deterioration of accounting records; significant new accounting issues; mergers, acquisition, or other business combinations; new or unusual transactions; changes in audit scope; erroneous or incomplete accounting records; material weakness in internal controls; regulatory examination matters; implementation of new accounting, reporting, regulatory, or tax requirements; new financial statement disclosures; and/or changes in timing due to delays caused by IHL system personnel. Contractual costs will be shared amongst the IHL institutions based upon the proportionate share of the billed audit hours. E&G funding sources will be the primary means for these payments. 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. **JSU** – Approved the request to enter an Agreement with CDW Government, LLC for the installation of a new firewall and virtual private network (VPN) solution to enhance defenses, while also providing a "dashboard view" of all subnets to simplify security management. The firewall equipment will be used to secure the University’s enterprise data network by monitoring incoming and outgoing network traffic. This is a five (5) -year term commencing on May 1, 2022, and continuing through May 1, 2027. The estimated total cost over this period is $370,500.00. No training or implementation costs will be necessary. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and
Services, the Board approved the request for the university to prepay the annual subscription, maintenance, or service fee in advance of the coverage year. The agreement will be funded by Higher Education Emergency Relief Fund administered by the US Department of Education. 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. MSU – Approved the request for the MSU Department of Athletics to enter a Food Service Management Agreement with Aramark Educational Services, LLC for the provision of food service at Templeton dining facility in the Department of Athletics’ Templeton Athletic Academics Center. To better accommodate the needs of MSU’s student-athletes and to better manage food service costs of MSU’s Athletics Department, MSU and Aramark have agreed to operate the Templeton dining facility on a “cost-plus” basis. This approach will allow for customization of menus to better meet the unique dietary needs of MSU’s student-athletes and provide predictability of costs. The term of the contract is July 1, 2022 through June 30, 2025. MSU will pay Aramark on a monthly basis for reimbursable costs associated with operating the Templeton facility, which includes direct costs, allocated charges, and a 5% general and administrative expense allowance. MSU anticipates the total costs to operate the facility will not exceed $2,000,000 annually. The agreement will be funded by MSU Athletic 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.

INFORMATION AGENDAS
Presented by Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS
1. SYSTEM – Intent to offer an existing degree program by distance learning.
   a. JSU – Bachelor of Business Administration (BBA) in Business Administration
      Total credit hours: 121
      CIP Code, Sequence: 52.0201, 5117
      Cost to offer by distance learning: $0
      Effective date: Spring 2022
   b. MSU – Master of Science (MS) in Plant and Soil Sciences
      Total credit hours: 30
      CIP Code, Sequence: 26.0301, 4573
      Cost to offer by distance learning: $2,000
      Effective date: Spring 2022
   c. MSU – Doctor of Philosophy (PhD) in Plant and Soil Sciences
      Total credit hours: 40
      CIP Code, Sequence: 26.0301, 1237
      Cost to offer by distance learning: $2,000
      Effective date: Spring 2022
FINANCE

2. **SYSTEM** – The Mississippi Department of Information Technology Services approved Amendment 1 to the Software License Agreement with Environmental Systems Research Institute, Inc. (ESRI) on behalf of the IHL System. The purpose of the amendment is to extend the agreement three years through February 22, 2025. Attorney General’s staff assigned to the MS-ITS reviewed the agreement prior to execution. The agreement is between Environmental Systems Research Institute, Inc. (ESRI) and MS-ITS on behalf of the IHL System.

3. **SYSTEM** – The Mississippi Department of Information Technology Services approved Amendment 2 to the TeamMate Global License and Support Services Agreement with Wolters Kluwer Financial Services, Inc., on behalf of the IHL System. The purpose of the amendment is to extend the agreement for an additional term through February 28, 2025. Attorney General’s staff assigned to the MS-ITS reviewed the agreement prior to execution. The agreement is between Wolters Kluwer Financial Services, Inc., and MS-ITS on behalf of the IHL System.

REAL ESTATE

4. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the February 17, 2022 Board meeting in accordance with Board Policy 904 Board Approval. *(See Exhibit 8.)*

LEGAL

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

6. **JSU** – Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, approved JSU’s emergency request to hire the Spence Partners law firm as outside counsel for legal representation in a litigation matter filed in the Chancery Court of Shelby County, Tennessee styled *Summitt Management Corporation v. Jackson State University, et al.* JSU needed approval of this request prior to the April 2022 Board meeting in order to secure outside counsel in Tennessee in time to respond to the Complaint. The term of the contract began on April 11, 2022 and will expire upon resolution of the case unless terminated sooner by either party. The hourly rates are $425 for the lead attorney and $350 for associate attorneys with a maximum amount payable under this agreement of $75,000. This firm carries professional liability insurance coverage in the amount of $2,000,000 per claim with an annual aggregate of $2,000,000. This request has been approved by the Attorney General.

ADMINISTRATION/POLICY

7. **SYSTEM** – 2022 Spring Commencement Schedules

   **Alcorn State University**
   
   Time/Date: 9:00 a.m., Saturday, May 14, 2022
   Location: Jack Spinks and Marino Casem Stadium/Dwight Fisher Field
   Speaker: TBD
Delta State University

Graduate and Undergraduate
Time/Date: 10:00 a.m., Friday, May 6, 2022
Location: Walter Sillers Coliseum
Speaker: Mr. Walt Bettinger, President and CEO, The Charles Schwab Corporation

Jackson State University

Graduate
Time/Date: 9:00 a.m., Friday, April 29, 2022
Location: Lee E. Williams Athletics and Assembly Center
Speaker: Ms. Thasunda Brown Duckett, President and Chief Executive Officer of Teachers Insurance and Annuity Association of America (TIAA)

Undergraduate
Time/Date: 9:00 a.m., Saturday, April 30, 2022
Location: Veterans Memorial Stadium
Speaker: Homer Wilkes, Ph.D., Under Secretary for Natural Resources and Environment

Mississippi State University

Meridian Campus
Time/Date: 11:00 a.m., Thursday, May 12, 2022
Location: MSU Riley Center
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Starkville Campus
College of Education, College of Business, and ACCESS
Time/Date: 3:30 p.m., Thursday, May 12, 2022
Location: Humphrey Coliseum
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

College of Arts and Sciences and College of Architecture, Art and Design
Time/Date: 9:00 a.m., Friday, May 13, 2022
Location: Humphrey Coliseum
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Bagley College of Engineering, College of Agriculture and Life Sciences, College of Forest Resources, College of Veterinary Medicine, and Academic Affairs
Time/Date: 3:30 p.m., Friday, May 13, 2022
Location: Humphrey Coliseum
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Mississippi University for Women

College of Nursing and Health Sciences – Nursing Pinning/Degree Conferral Ceremony
Time/Date: 2:00 p.m., Saturday, May 6, 2022
Location: Rent Auditorium, Whitfield Hall
Speaker: No Speaker
College of Arts & Sciences and College of Business and Professional Studies
Time/Date: 11:00 a.m., Saturday, May 7, 2022
Location: Rent Auditorium, Whitfield Hall
Speaker: No Speaker

School of Education, College of Nursing and Health Sciences
Time/Date: 2:00 p.m., Saturday, May 7, 2022
Location: Rent Auditorium, Whitfield Hall
Speaker: No Speaker

Mississippi Valley State University
Time/Date: 8:00 a.m., Saturday, May 7, 2022
Location: Rice-Totten Stadium
Speaker: Ms. Ifa Bayeza, Award-Winning Playwright, Director, Composer, Novelist, and Educator.

The University of Mississippi
Time/Date: 8:00 a.m., Saturday, May 7, 2022
Location: The Grove
Speaker: Mr. Bradford Cobb, Partner, Direct Management Group

The University of Mississippi Medical Center
School of Nursing, School of Health Related Professions, School of Dentistry, School of Population Health, School of Medicine, and School of Graduate Studies in the Health Sciences
Time/Date: 10:00 a.m., Friday, May 27, 2022
Location: Mississippi Coliseum
Speaker: No Speaker

The University of Southern Mississippi
Graduate Students – All Colleges
Time/Date: 6:00 p.m., Thursday, May 12, 2022
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker

Undergraduates – College of Business and Economic Development; College of Education and Human Sciences; College of Nursing and Health Professions
Time/Date: 9:00 a.m., Friday, May 13, 2022
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker

Undergraduates – College of Arts and Sciences
Time/Date: 2:00 p.m., Friday, May 13, 2022
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker

Coast – Graduates and Undergraduates – All Colleges
Time/Date: 3:00 p.m., Saturday, May 14, 2022
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker
8. **DSU** – On November 21, 2019, the IHL Board approved Delta State University’s request to bestow one honorary degree at its May 2020 commencement ceremony. This ceremony was postponed due to the COVID-19 pandemic. The University now plans to confer this honorary degree at its May 2022 Commencement. Supporting documents are on file at the Board Office.

9. **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 March 10, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and the MSU Research & Technology Corporation for approximately 704 square feet of space in the Thad Cochran Research, Technology & Economic Development Park, as well as the request to prepay the monthly lease payments under this agreement. The leased space is for the use of the Boots to Business Revenue Grant Program. The term of the lease begins March 15, 2022 and ends February 28, 2027, at a cost of $880 per month. These monthly rent payments are payable in advance on the first day of each calendar month, pursuant to paragraph 4 of the agreement. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and 707.03 Approval of Prepayment for Goods or Services. A copy of the documents is on file in the IHL Board Office.

b. **MSU** – On March 15, 2022, Commissioner Alfred Rankins, Jr., approved Amendment No. 1 to a Rental Agreement between Mississippi State University and S. Everett Rushing for approximately 1,368 square feet of office space located at 2654 Ridgewood Road, Suite B., Jackson, MS, for use by employees of the Office of Nutrition Education (ONE). This Amendment renews the term of the Agreement for one-year effective April 26, 2022 through April 25, 2023, at a cost of $1,850 per month, payable in advance on or before the 7th of each month, for a total cost of $22,200 for the twelve month renewal period. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and 707.03 and 707.03 Approval of Prepayment for Goods or Services. A copy of the documents is on file in the IHL Board Office.

c. **MSU** – On March 30, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and EDR College View MS LLC for use as a temporary student housing for between 2 and 14 students who have been displaced as a result of damage to a university residence hall. The term of the lease agreement is three months from February 14, 2022 to May 14, 2022. Though the students have moved into the space, there was a delay in the completion of the contract over the negotiation of insurance provisions. The monthly base rent per bed for a 2 bedroom/2 bath unit is $773.50 with a maximum of 2 beds and $623.50 for a 4 bedroom/2 bath unit with a maximum of 12 beds. The total cost for the three-month term is not to exceed $29,000. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with
d. **MSU** – On April 5, 2022, Commissioner Alfred Rankins, Jr., approved the Grant of Right of Way between Mississippi State University and the City of Starkville. The Grant of Right of Way grants the City of Starkville an easement that allows them to maintain the roadway from the University to an existing City maintained roadway. There is no clear delineation between the City and University property along the roadway. The Right of Way will become effective on the date of execution. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and 905 Real Estate Management. A copy of the documents is on file in the IHL Board Office.

e. **UM** – On March 30, 2022, Commissioner Alfred Rankins, Jr., approved the Assumption and Assignment of Lease among Deke Property Group (Assignor), DKE-CHI, LLC (Assignee) and IHL/The University of Mississippi (Lessor) for Lot #317 on the University of Mississippi’s campus. This is the second assignment and assumption of the existing lease with the original lessee Rampant Lion Foundation previously assigning the lease to Deke Property by agreement dated December 1, 2021. Deke Property now seeks to assign and convey all rights, title and interest in the primary lease with the IHL to DKE-CHI, LLC. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file in the IHL Board Office.

**HEALTH AFFAIRS COMMITTEE REPORT**  
Wednesday, April 20, 2022

Committee members participated in the meeting in person or via Zoom. **In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this meeting were clearly audible to all members of the public body and to members of the public present at the public location. This was a regular monthly meeting of the Health Affairs Committee.** The meeting was called to order by Chairman Alfred McNair at approximately 3:00 p.m. The following items were discussed.

1. The Committee received an update on COVID-19 matters, discussed the monthly financial summary, discussed the FY 2022-23 budget assumptions, and received a legislative update. **No action was taken.**

2. **Executive Session**
   On motion by Trustee Ogletree, with Trustee Cummings absent and not voting and with Trustees Cunningham, Martin, McNair, and Parker participating via Zoom, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Cunningham, seconded by Trustee Rader, with Trustee Cummings absent and not voting and with
Trustees Cunningham, Martin, McNair, and Parker participating via Zoom, all Committee members legally present and participating voted unanimously to enter Executive Session for the reasons reported to the public and stated in these minutes, as follows: Discussion of 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 Rader, seconded by Trustee Duff, with Trustees Cummings and Morgan absent and not voting and with Trustees Cunningham, Martin, McNair, and Parker participating via Zoom, all Committee members legally present and participating voted unanimously to return to open session.

3. On motion by Trustee Martin, seconded by Trustee Hubbard, with Trustees Cummings and Morgan absent and not voting and with Trustees Cunningham, Martin, McNair, and Parker participating via Zoom, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Dr. Alfred McNair (Chair) (via Zoom), Dr. Steven Cunningham (via Zoom), Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Luckey, Mr. Bruce Martin (via Zoom), Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker (via Zoom), Mr. Gregg Rader, and Dr. Walt Starr. Dr. Ormella Cummings was absent.

**ANNOUNCEMENTS**

- President Starr announced the next meeting of the IHL Board is scheduled for May 19, 2022.
- President Starr then invited the university presidents to report on current activities on their campuses.
- Trustee Ogletree introduced Miss Vivian O’Neal who is pursuing her masters in higher education at the University of Southern Mississippi. Miss O’Neal is a PR & Marketing Graduate Assistant in the School of Performing & Visual Arts at USM.
- Trustee Ogletree also thanked Mr. Marcus Thompson, Deputy Commissioner/Chief Administrative Officer at IHL, for informing the Board of the fundraising campaign by the IHL staff for the Make-a-Wish Foundation of Mississippi. Trustee Ogletree congratulated the IHL staff on their philanthropic efforts.
- President Starr made the following announcement, “Our university attorneys, student affairs professionals, student health professionals and academic affairs professionals are going to be working together to examine and improve campus strategies, policies and services concerning student mental health issues and student distress needs stemming from academic problems, student disciplinary matters and any other student issues.”
- President Starr passed the gavel to President-Elect Tom Duff who will begin his term on May 8, 2022. Trustee Duff presented President Starr with a plaque commemorating his year of service as Board President.
EXECUTIVE SESSION

On motion by Trustee Martin, with Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Cunningham, seconded by Trustee Martin, with Trustee McNair participating via Zoom, 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 a personnel matter at Delta State University, a personnel matter at the University of Southern Mississippi, and the strategic business plans related to a public hospital.

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

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

The Board discussed a personnel matter at the University of Southern Mississippi. No action was taken.

The Board discussed the strategic business plans related to a public hospital. No action was taken.

On motion by Trustee Martin, seconded by Trustee Cunningham, with Trustee Parker absent and not voting and Trustee McNair participating via Zoom, 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 McNair, seconded by Trustee Cunningham, with Trustee Parker absent and not voting and Trustee McNair participating via Zoom, all Trustees legally present and participating voted unanimously to adjourn the meeting.

_______________________________________________________________
President, Board of Trustees of State Institutions of Higher Learning

_______________________________________________________________
Commissioner, Board of Trustees of State Institutions of Higher Learning
<table>
<thead>
<tr>
<th>Exhibit</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Exhibit 1</strong></td>
<td>Proposed amendments to Board Policies 201.0509 Institutional Executive Officer/Commissioner of Higher Education Search Process and 201.0510 Application by Interim or Acting Institutional Executive Officer for Institutional Executive Officer Position for final approval.</td>
</tr>
<tr>
<td><strong>Exhibit 2</strong></td>
<td>Proposed amendments to Board Policies 402.03 Promotions in Rank, 403.0101 Minimum Standards for Tenured Employment, and 403.0103 Post-Tenure Review for final approval.</td>
</tr>
<tr>
<td><strong>Exhibit 3</strong></td>
<td>Proposed amendments to Board Policy 602 Freshman Admission Requirements for University System Institutions, Section A High School Course Requirements Beginning with Students Entering in Fall 2022 (College Preparatory Curriculum) for final approval.</td>
</tr>
<tr>
<td><strong>Composite Exhibit 4</strong></td>
<td>FY 2023 appropriations and final appropriation allocation.</td>
</tr>
<tr>
<td><strong>Composite Exhibit 5</strong></td>
<td>Proposed increases in resident and non-resident tuition rates at all institutions, except Jackson State University, and the proposed resident and non-resident tuition rates for certain professional schools at Alcorn State University, Mississippi State University, the Mississippi University for Women, the University of Mississippi, the University of Mississippi Medical Center, and the University of Southern Mississippi effective FY 2023 for final approval.</td>
</tr>
<tr>
<td><strong>Exhibit 6</strong></td>
<td>Proposed increase in room rate for all institutions, except Mississippi Valley State University and the University of Mississippi, effective FY 2023 for final approval.</td>
</tr>
<tr>
<td><strong>Exhibit 7</strong></td>
<td>Proposed increases to board rates for all institutions effective FY 2023 for final approval.</td>
</tr>
<tr>
<td><strong>Exhibit 8</strong></td>
<td>Real Estate items that were approved by the IHL Board staff subsequent to the March 17, 2022 Board meeting.</td>
</tr>
<tr>
<td><strong>Exhibit 9</strong></td>
<td>Report of the payment of legal fees to outside counsel.</td>
</tr>
</tbody>
</table>
A. General Policy

Pursuant to Art. 8 §213 A of the Mississippi Constitution of 1890, as amended, and Miss. Code Ann. §37-101-15 (f) (1972), as amended, the Board shall have the power and authority to elect the heads of the various institutions of higher learning. The accrediting body for our Mississippi public universities, SACS-COC, requires, in part, within Section 4 of its Principles of Accreditation that the governing board of a university select the institution’s chief executive officer. Therefore, the Board of Trustees is legally authorized and required to appoint the Commissioner and the Institutional Executive Officers (IEOs). The Board may make temporary appointments to executive officer and/or commissioner positions as necessary and with such consultation as the Board considers appropriate. The confidentiality of all applicants in a search for an IEO or Commissioner is of upmost importance. The identity of applicants shall not be revealed at any point in time, other than that of the successful applicant after the conclusion of a search.


B. Board Search Committee

The President of the Board shall appoint a committee of Board members to manage the search for a Commissioner or an IEO. However, any Board member who wants to serve on the committee may serve. Board members considering serving on a Board Search Committee should be aware that their service will involve reviewing many documents related to candidates in preparation for committee meetings. It will also involve participation in a number of meetings above and beyond the monthly meetings of the Board of Trustees, including campus listening sessions and candidate interviews. The time commitment for serving in this capacity is considerable. Only those Board members serving on the Board Search Committee will be allowed to vote on matters before that committee. However, all Board members will be invited to attend all meetings of the Board Search Committee and may participate in committee discussions. The President of the Board, with the consent of the Board, shall appoint a member of the committee as chairperson. The President of the Board is encouraged to select a Board Search Committee.
EXHIBIT 1
April 21, 2022

chairperson that has a relationship with the subject university. The Board shall next announce that a search is underway.

C. Extended Search Process
1. Hiring of a Search Consultant
The Commissioner, in consultation with the Board Search Committee, will make a recommendation to the Board with regard to a search consultant to assist with the search for an IEO. The Board may interview and will select the search consultant, if the Board determines that one is needed. The Board Search Committee may select a search consultant to assist with the search for a new Commissioner.

2. Listening Sessions
As part of the initiation of the IEO search process, the Commissioner and Board Search Committee may consider the input of constituents regarding desired preferred characteristics of a new IEO. The solicitation of input from the university family may be initiated by the Board to ensure that interested parties have an opportunity to be heard. The Board may also consider input from any constituents regarding the desired preferred characteristics of a new Commissioner.


D. Campus Search Advisory Committee Constituency
If the Board would like to seek additional constituent input, the Board may, at its discretion, appoint a Search Advisory Constituency (SAC). If the Board chooses to appoint a SAC in a search for an IEO, the Commissioner and Chair of the Board Search Committee shall prepare a list of the proposed membership of the SAC as well as a chair, or co-chairs, of such committee, which must be approved by a consensus of the Board as presented or as revised by the Board. The Campus Search Advisory Committee (“CSAC”) shall be representative of the various constituent groups of the university and representative in terms of diversity, of race and gender. Said SAC will be composed of no more than 15 members. The names of the SAC members shall not be shared with the SAC or with anyone else, other than the Commissioner and Board members. There is no requirement that any particular person be selected because of their position, and no member of the CSAC will report to any group with respect to the search. The Commissioner shall then inform Board members of the proposed membership and chair (or co-chairs) of that committee. After the Board has been provided with the Commissioner’s recommendations for the membership and chair (or co-chairs) of the Campus Search Advisory Committee, if any Board member expresses a desire to the Commissioner to call a full Board meeting to discuss further the proposed membership and chair (or co-chairs)
of that committee, a Board teleconference meeting shall be properly noticed and called. If no Board member requests such a Board meeting within forty-eight hours of being notified/consulted regarding the Commissioner’s recommendations, the Commissioner may proceed with appointing the membership and chair (or co-chairs) of the Campus Search Advisory Committee. The Commissioner, in coordination with the Chair of the Board Search Committee, shall take appropriate steps to receive written assurances from all of those proposed to serve on the Campus Search Advisory Committee that they have not formed any opinion as to the identity of the particular person that should be selected as the IEO, that they have no personal, professional or other relationship with any person that they understand may be a candidate that would impair their objectivity in fairly considering all candidates, that they will endeavor to remain open to considering all persons that apply in a fair and unbiased manner, that they will not agree with any person to advocate or campaign for the selection of any particular candidate, and that they will not reveal any information about any applicants, before or after the conclusion of the search. The SAC Campus Search Advisory Committee members will be provided with a protocol questionnaire for them to respond to individually and in writing containing their individual recommendations, review the applications received by the date established in the advertisement. No meeting of the SAC Campus Search Advisory Committee will be held to discuss candidates, since the process seeks to obtain independent and confidential advice from each member of the CSAC without consultation among the members. In order to protect the integrity of the search process and demonstrate respect for potential candidates that prefer that their candidacy or interest in the position remain confidential, the Board of Trustees will not share any input provided by any SAC member with any parties other than IHL Board members, the Board’s staff and the Search Consultant. Each member will submit their recommendations individually and separately as to the candidates to be further considered, and each shall vote for a minimum of five candidates for further consideration. The Commissioner shall accumulate the results of those recommendations and report same to the Board Search Committee members.


C. 4. Advertisement Schedule Position Qualifications, Advertisement and Search Schedule
The Board shall approve any candidate profile and minimum qualifications for candidates. If a search consultant is used, the Commissioner and the Chair of the Board Search Committee, with the assistance of any search consultant (if one is used), shall develop the position advertisement and a general schedule for the search and with the approval of the Board Search Committee. The Board Search Committee shall have maximum flexibility in establishing
the schedule for the search. The position shall then be advertised in accordance with the schedule.


F—5. Candidate Screening
The Commissioner and Board Search Committee Chair shall then assess any written recommendations of the individual SAC members and any community and campus input (obtained in Section C. 2. above) for possible use by the Board Search Committee. After candidate applications and resumes have been collected, the Commissioner and Board Search Committee Chair shall then review the applications and resumes of candidates. The Board Search Committee shall then meet and discuss which candidates to interview. At that meeting, the Commissioner and Board Search Committee Chair shall make recommendations to the Board Search Committee regarding which candidates to interview. Any other Board members may attend and participate in this meeting. All Board members will then be informed of those candidates that the Board Search Committee would like to interview. If any Board member expresses a desire to the Commissioner to call a full Board meeting to discuss further the candidates to be interviewed, a Board teleconference or other meeting shall be properly noticed and called. If no Board member requests such a Board meeting within forty-eight hours of being notified of the candidates to be interviewed, the Board Search Committee shall proceed with planning first round candidate interviews. The search consultant shall then be informed of the candidates to be interviewed. The consultant shall then next be informed that he/she may advise the non-selected candidates that they will not be interviewed as part of the initial process, if such notification is deemed prudent by the Board and the search consultant at that point in time. The consultant should, if directed by the Board, remind those candidates that were not invited back for initial interviews that the Board can always add more names to be considered at a later date.


E—6. Recruitment
Recruitment of candidates may occur up to the point of selection, but candidates will be advised to submit their materials by a specified date to insure optimum consideration for the position. However, in the Board’s discretion, recruitment may occur up to the point of selection. At any point in the search process the Board may add additional candidates to the pool being considered without starting the entire process over. The decision regarding whether to have any such additional candidates reviewed by the Campus
Search Advisory Committee is in the discretion of the Board. Additional interviews may be conducted as desired by the Board.


G. Interview Search Advisory Committee
Each member of the Campus Search Advisory Committee shall be requested to provide nominations from the membership of that committee to serve on the Interview Search Advisory Committee. The Commissioner and the Chair of the Board Search Committee shall then prepare a list of the proposed membership of an Interview Search Advisory Committee from the membership of the Campus Search Advisory Committee. The Commissioner shall then inform Board members of the proposed membership of that committee. After the Board has been provided with the recommendations from the Commissioner and the Chair of the Board Search Committee for the membership of the Interview Search Advisory Committee, if any Board member expresses a desire to the Commissioner to call a full Board meeting to discuss further the proposed membership of that committee, a Board teleconference meeting shall be properly noticed and called. If no Board member requests such a Board meeting within forty-eight hours of being notified/consulted regarding the recommendations, the Commissioner may proceed with appointing the membership of the Interview Search Advisory Committee. The Board of Trustees will determine the role to be played by the Interview Search Advisory Committee with respect to the remainder of the search process.


H. 7. First Interviews
The Board Search Committee and the Commissioner—with such assistance and/or participation from the Interview Search Advisory Committee as the Board deems appropriate and helpful—will conduct the first round of interviews. Interviews should be conducted on the basis that the confidentiality of the candidate is critical to the ultimate success of the search. Except in extraordinary circumstances, more than one candidate should be selected for first interviews. If the Board chooses to allow members of the Interview Search Advisory Committee to participate in the First Interviews, no meeting of those members will be held to discuss candidates, and each member shall independently and confidentially write down his/her comments pertaining to each candidate immediately following that candidate’s interview. The Chair of the Board Search Committee shall collect the written comments from each Interview Search Advisory Committee member. Those written comments will be provided to the Board Search Committee without consultation or coordination among Interview Search Advisory Committee members.

Page 5 of 9
members. All Board members will be invited to attend the interviews. The Board’s staff and the consultant, if one is used, or the Commissioner if no consultant is used, will conduct a background check on all candidates that are to be given a first round interview. Those candidates participating in the first round of interviews. The results of the background checks will be completed and results reported to the Board Search Committee and Commissioner prior to the commencement of the first round interviews. The Board may, but shall not be required to, proceed to second round interviews.


8. Reference Contacts
Under the direction of the Commissioner and/or the consultant, reference contacts will be made on any candidate at any time. Reference contacts must be made on each candidate prior to participating in the second round of interviews or any candidate prior to selection. The results of the reference contacts shall be made known to the Board before or at the conclusion of the second round of interviews and before any selection prior to the second round of interviews.


9. Second Interviews
The Board Search Committee and the Commissioner—with such assistance and/or participation from the Interview Search Advisory Committee as the Board deems appropriate and helpful—will conduct the second round of interviews. The Board Search Committee shall discuss whether to conduct a second round of interviews and, if so, who and how many to interview during the second round of interviews. Any other All Board members will be invited to attend this meeting. All Board members will then be informed of those candidates that the Board Search Committee would like to interview for second round interviews. If any Board member expresses a desire to the Commissioner to call a full Board meeting to discuss further the candidates to be interviewed for a second interview, a Board teleconference meeting shall be properly noticed and called. If no Board member requests such a Board meeting within forty-eight hours of being notified of the candidates to be further interviewed, the Board Search Committee shall proceed with planning the second round interviews by the full Board. The Board may conduct as many additional interviews as it deems necessary in conducting the search process. The Board will determine whether and the extent to which individual Trustees or groups will separately meet with the candidates. If the Board chooses to allow members of the Interview Search Advisory Committee to participate in the Second interviews, no meeting of those members will be held to discuss candidates, and each member shall independently and confidentially write down his/her comments pertaining to each candidate.
immediately following that candidate’s interview. The Chair of the Board Search Committee shall collect the written comments from each Interview Search Advisory Committee member. Those written comments will be provided to the Board Search Committee without consultation or coordination among Interview Search Advisory Committee members.


K. 10. Preferred Candidate Board Discussion of Candidates
Unless the Board Search Committee is prepared to make a recommendation after the initial interviews, after all of the above has been completed, the Board of Trustees will meet to hear from the Board Search Committee regarding an assessment of each candidate. The Commissioner’s assessment will be sought. The Board of Trustees will then select and announce their Preferred Candidate.


L. Campus Interview
The Preferred Candidate will be scheduled for a full day on campus for interviews with a wide array of constituents. Each group will have the opportunity to provide feedback on the Preferred Candidate to the Board of Trustees.


M. 11. Decision
The Board of Trustees will meet after the last on-campus interview session to review the feedback and conduct further discussion. The Board of Trustees will then vote to name the Preferred Candidate as the institution’s new Institutional Executive Officer, or the Board may vote to delay, suspend or extend the search. If a new Institutional Executive Officer is not selected, the Board may also, in its discretion, appoint an interim or acting Institutional Executive Officer, or the Board may ask that the outgoing Institutional Executive Officer stay in the position for some temporary period.


D.C. Expedited Search Alternative
Rather than engaging in the extended search process described below within the next paragraph and those that follow, the Board may, in its discretion, interview candidates that are known to the Board and consider their selection in accordance with an expedited process search alternative described in this Section D. paragraph. Such candidates may be internal candidates from the subject university or from one of the other state universities, or such other
candidates that the Board believes should be considered. The Board will may
conduct such interviews of internal candidates or other candidates at an early
point in the process. The Board may invite anyone it chooses to interview,
even if that individual has not applied or expressed interest in the position.
The Board may conduct as many additional interviews as it determines
appropriate, so as not to discourage the application of additional candidates
that may choose to apply if an internal candidate is not selected by way of an
expedited process. In any event, if utilized, an expedited search alternative
process, if followed, should will be utilized used prior to the hiring of a search
consultant. Following interviews of any such internal or other candidates, the
Board, as it deems appropriate, may proceed with utilizing any portions of the
extended search process set out above. A Board vote to select an IEO a
preferred candidate interviewed in accordance with this expedited process
search alternative shall require the affirmative vote of at least nine Board
members. If candidates are interviewed in accordance with an this expedited
process search alternative and no candidate is selected designated as a
preferred candidate, the Board has the power to engage in another other
expedited search alternative, processes or to conduct a search in accordance
with the extended process described below above, or to delay, suspend or
extend the search as required to serve the best interests of the university.

E. Commissioner Search
In a search for a Commissioner, the Board Search Committee may request
appropriate individuals or groups to submit unranked recommendations of
candidates to be considered for initial interviews. The Board Search
Committee shall schedule initial interviews and all members of the Board will
be invited to attend the initial interviews and participate in the selection of
candidates for final interviews, unless the Board determines a Commissioner
should be named based upon the initial interviews. Background checks
should be conducted and results reported prior to initial interviews. Any
reference contacts should be made prior to an additional interview and prior to
hiring. The Board Search Committee may also invite additional individuals to
attend and observe the initial interviews conducted by such committee to fill
the position of Commissioner. If additional/final interviews are conducted,
The Board Search Committee will next develop an interview schedule for the
candidates selected for final interviews for the position of Commissioner. The
Board shall then meet and conduct final interviews and select the
Commissioner, or the Board may vote to delay, suspend or extend the search.

4/2012)
201.0510 APPLICATION BY INTERIM OR ACTING INSTITUTIONAL EXECUTIVE OFFICER FOR INSTITUTIONAL EXECUTIVE OFFICER POSITION

Upon the recommendation of the Board President and as needed, the Board may, but is not required to, appoint an individual as an acting or interim institutional executive officer (IEO) at an institution. If the Board has chosen to appoint an acting or interim institutional executive officer at an institution, aAn individual that continues to serve serves as the acting or interim Institutional Executive Officer in that position after the formal circulation of the Advertisement requesting applications for an IEO as (IEO) at a university shall not be considered as a candidate for the permanent IEO position at that university during that search process. However, This policy does not prohibit consideration during the search process of an individual who has completed service as an interim or acting IEO prior to the circulation of the formal Advertisement for applications and who discontinues such service at that time.

SYSTEM – REQUEST FOR APPROVAL FOR FINAL ADOPTION OF AMENDMENTS TO BOARD POLICIES 402.03 PROMOTIONS IN RANK, 403.0101 MINIMUM STANDARDS FOR TENURED EMPLOYMENT AND 403.0103 POST-TENURE REVIEW

402.03 PROMOTIONS IN RANK

Heads of institutions in making decisions regarding ranks and promotions in rank shall take into consideration evidence of professional achievement and academic growth to include but not necessarily be limited to the following:

- Professional training and experience;
- Effectiveness of teaching;
- Effectiveness, accuracy and integrity in communications; The Board endorses the American Association of University Professors’ (AAUP) Statement of Principles on Academic Freedom and Tenure, which states in part: “When they speak or write as citizens, they should be free from institutional censorship or discipline, but their special position in the community imposes special obligations. As scholars and educational officers, they should remember that the public may judge their profession and their institution by their utterances. Hence, they should at all times be accurate, should exercise appropriate restraint, should show respect for the opinions of others, and should make every effort to indicate that they are not speaking for the institution.”
- Effectiveness in interpersonal relationships, including collegiality, professional ethics, cooperativeness, resourcefulness and responsibility;
- The absence of malfeasance, inefficiency and contumacious conduct in the faculty member’s performance of his/her faculty position at the university;
- Professional growth, such as research, publications and creative activities; and
- Service and other non-teaching activities which reflect favorably upon the institution; and
- Any other criteria for promotions in rank set out in the applicable institution’s policies which are not inconsistent with this policy.

(BT Minutes, 3/91; 2/98)

403.0101 MINIMUM STANDARDS FOR TENURED EMPLOYMENT

All faculty contracts will specify whether the appointment is with tenure, tenure track, or non-tenure track. Beginning with a tenure track appointment to any professorial rank (assistant professor, associate professor, or professor), a faculty member must be reviewed for tenure during the sixth academic year of the probationary period. The review shall include, but not be limited to, the criteria set forth in Section 402.03 Promotions in Rank. Upon written agreement between the institution and the faculty member, credit up to a maximum of five (5) years toward fulfillment of the minimum
probationary period may be allowed for service at an institution of higher education. Such credit toward the probationary period must be determined at the time of initial appointment to rank. Such allowance is to be granted only to an individual who possesses exceptional professional qualifications and achievements and is not to be construed as exempting said individual from any other institutional policies and procedures governing the award of tenure.

Once the probationary period has been completed, a tenure track professor of any rank, if reappointed, must be awarded tenure or a terminal contract. For tenure to be awarded, the Institutional Executive Officer must make a recommendation to the Board in writing. Only faculty members of professorial rank can be awarded tenure. The award of tenure is not vested until notice of the award is given in writing by the Institutional Executive Officer and is actually received by the faculty member.

When an institutional recommendation for the award of tenure is before the Institutional Executive Officer for consideration, the Institutional Executive Officer is to consider the following criteria in deciding to deny or grant tenure:

- Professional training and experience;
- Effectiveness of teaching;
- Effectiveness, accuracy and integrity in communications; The Board endorses the American Association of University Professors’ (AAUP) Statement of Principles on Academic Freedom and Tenure, which states in part: “When they speak or write as citizens, they should be free from institutional censorship or discipline, but their special position in the community imposes special obligations. As scholars and educational officers, they should remember that the public may judge their profession and their institution by their utterances. Hence, they should at all times be accurate, should exercise appropriate restraint, should show respect for the opinions of others, and should make every effort to indicate that they are not speaking for the institution.”
- Effectiveness in interpersonal relationships, including collegiality, professional ethics, cooperativeness, resourcefulness, and responsibility;
- The absence of malfeasance, inefficiency and contumacious conduct in the faculty member’s performance of his/her faculty position at the university;
- Professional growth, such as research, publications, and creative activities;
- Service and other non-teaching activities, which reflect favorably upon the institution; and
- Any other criteria for granting tenure set out in the applicable institution’s tenure policies, which are not inconsistent with this policy.

Prior to recommending that tenure be granted to a faculty member, the faculty member’s department chair, dean and provost, when reviewing a faculty member’s dossier for possible advancement to the next level of approval for tenure attainment,
must each sign a written statement that certifies that each of the criteria set out within IHL Policy 403.0101 has been satisfactorily met. The written certification statement must contain each of the bulleted criteria set out within IHL Policy 403.0101 and any additional criterion separately set out in the applicable institution’s tenure policies, which are not inconsistent with this policy. In addition, the IEO must also sign the same written certification statement prior to granting tenure to any faculty member.

At the time of initial employment by the Board at the University, a faculty member or an administrative employee whose preceding employment included faculty rank at the level of assistant professor, associate professor, or professor and with tenure may be granted tenure only if so recommended approved by the President/Chancellor and approved by the Board.

There shall be appropriate tenure/grievance committees at the institutions.


403.0103 POST-TENURE REVIEW

1. Each institution shall have a post-tenure review process for all tenured faculty. Post-tenure review criteria shall be consistent with the institution’s mission and priorities, and shall include the following:

   - Effectiveness of teaching and/or research;
   - Effectiveness, accuracy and integrity in communications; The Board endorses the American Association of University Professors’ (AAUP) Statement of Principles on Academic Freedom and Tenure, which states in part: “When they speak or write as citizens, they should be free from institutional censorship or discipline, but their special position in the community imposes special obligations. As scholars and educational officers, they should remember that the public may judge their profession and their institution by their utterances. Hence, they should at all times be accurate, should exercise appropriate restraint, should show respect for the opinions of others, and should make every effort to indicate that they are not speaking for the institution.”
   - Effectiveness in interpersonal relationships, including collegiality, professional ethics, cooperativeness, resourcefulness, and responsibility;
   - The absence of malfeasance, inefficiency and contumacious conduct in the faculty member’s performance of his/her faculty position at the university;
   - Professional growth, such as research, publications, and creative activities;
   - Service and other non-teaching activities, which reflect favorably upon the institution; and
   - Any other criteria set out in the applicable institution’s post-tenure review policies, which are not inconsistent with this policy.
2. Institutional post-tenure review policies and procedures shall be linked to annual review policies and procedures. Institutional post-tenure review policies and procedures may require a periodic review of all tenured faculty, a review of individual faculty triggered by one or more unsatisfactory annual reviews, or a combination of periodic and triggered reviews.

3. Institutional post-tenure review policies and procedures shall provide for systematic and comprehensive assessments of performance, peer involvement in the post-tenure review process, and opportunities for faculty development. The policies and procedures shall specify the consequences of unsatisfactory performance, including termination of service as provided in Section 403.0104. The policies and procedures shall provide for appeals by aggrieved faculty.

4. Institutional post-tenure review policies and procedures shall be filed with the Commissioner. The Commissioner shall review the policies and procedures for consistency with Board policy and recommend modifications as appropriate.

5. Each institution shall prepare an annual report of post-tenure reviews. The report shall be in a format specified by the Commissioner, and shall be submitted to the Board by August 1 for the preceding academic year.

(BT Minutes, 4/2000)
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 Carnegie Units and Content/Remarks</th>
<th>Recommended Carnegie Units and Content/Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>English</td>
<td>4 Units must require substantial communications 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 • CPC-approved math (1 unit) • Algebra I or its equivalent • Math higher than Algebra I (2 units)</td>
<td>4 • Algebra I or its equivalent • Math higher than Algebra I (3 units)</td>
</tr>
<tr>
<td>Science</td>
<td>3 • Biology I or its equivalent • Science higher than Biology I (2 units)</td>
<td>4 • Biology I or its equivalent • 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>
<tr>
<td>Arts</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>
<tr>
<td>Advanced Electives</td>
<td>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)</td>
<td>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)</td>
</tr>
<tr>
<td>Subject Area</td>
<td>Required Carnegie Units and Content/Remarks</td>
<td>Recommended Carnegie Units and Content/Remarks</td>
</tr>
<tr>
<td>-----------------------------------</td>
<td>---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------</td>
<td>---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Technology or Computer Science</td>
<td>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.</td>
<td>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.</td>
</tr>
</tbody>
</table>
EXHIBIT 3
April 21, 2022

<table>
<thead>
<tr>
<th>Subject Area</th>
<th>Required Carnegie Units and Content/Remarks</th>
<th>Recommended Carnegie Units and Content/Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pre-High School Units</td>
<td>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.</td>
<td></td>
</tr>
<tr>
<td>Substitutions</td>
<td>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.</td>
<td></td>
</tr>
<tr>
<td>Course Acceptance</td>
<td>A course may not be used to satisfy more than one requirement.</td>
<td></td>
</tr>
</tbody>
</table>

Total Carnegie Units

<table>
<thead>
<tr>
<th></th>
<th>48.5</th>
<th>20</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>18</td>
<td></td>
</tr>
</tbody>
</table>

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 and maintained in the IHL Office of Academic and Student Affairs. 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 REQUIRED CPC for full admission into a Mississippi public university is as follows:</th>
<th>The minimum RECOMMENDED CPC for full admission into a Mississippi public university is as follows:</th>
</tr>
</thead>
<tbody>
<tr>
<td>English: 4 Carnegie units</td>
<td>English: 4 Carnegie units</td>
</tr>
<tr>
<td>• All must require substantial communication skills (i.e., reading, writing, listening, and speaking). Compensatory Reading and Writing may not be included.</td>
<td>• All must require substantial communication skills (i.e., reading, writing, listening, and speaking). Compensatory Reading and Writing may not be included.</td>
</tr>
<tr>
<td>Mathematics: 3 Carnegie units</td>
<td>Mathematics: 4 Carnegie units</td>
</tr>
<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>
<tr>
<td>Science: 3 Carnegie units</td>
<td>Science: 4 Carnegie units</td>
</tr>
<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>
<tr>
<td>Social Studies: 3 Carnegie units</td>
<td>Social Studies: 4 Carnegie units</td>
</tr>
<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>
</tbody>
</table>
The minimum REQUIRED CPC for full admission into a Mississippi public university is as follows:

- Economics (½ unit) or Introduction to World Geography (½ unit)

The minimum RECOMMENDED CPC for full admission into a Mississippi public university is as follows:

- Economics (½ unit)
- Introduction to World Geography (½ unit)
- Mississippi Studies (or state/local government course in any other state)

### Arts: 1 Carnegie unit

- Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.

### Advanced Electives: 2 Carnegie units

- **Option 1:** Foreign Language I and Foreign Language II
- **Option 2:** Foreign Language I and Advanced World Geography
- **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

### Technology: ½ Carnegie unit

- 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.

### 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.

## FY 2023 Education & General Campus Funds - Legislative Line Items

<table>
<thead>
<tr>
<th>University</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Difference</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$312,217</td>
<td>$330,168</td>
<td>$17,951</td>
<td>5.7%</td>
</tr>
<tr>
<td>DSU</td>
<td>1,389,875</td>
<td>1,405,826</td>
<td>15,951</td>
<td>1.1%</td>
</tr>
<tr>
<td>JSU</td>
<td>1,033,247</td>
<td>1,035,826</td>
<td>2,579</td>
<td>0.2%</td>
</tr>
<tr>
<td>MSU</td>
<td>2,362,634</td>
<td>2,315,213</td>
<td>-47,421</td>
<td>-2.0%</td>
</tr>
<tr>
<td>MUW</td>
<td>187,763</td>
<td>205,215</td>
<td>17,452</td>
<td>9.3%</td>
</tr>
<tr>
<td>MVSU</td>
<td>38,374</td>
<td>50,826</td>
<td>12,452</td>
<td>32.4%</td>
</tr>
<tr>
<td>UM</td>
<td>950,599</td>
<td>944,054</td>
<td>-6,545</td>
<td>-0.7%</td>
</tr>
<tr>
<td>USM</td>
<td>878,047</td>
<td>900,826</td>
<td>22,779</td>
<td>2.6%</td>
</tr>
<tr>
<td>Other</td>
<td>229,890</td>
<td>300,000</td>
<td>70,110</td>
<td>30.5%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>7,382,646</td>
<td>7,487,956</td>
<td>105,310</td>
<td>1.4%</td>
</tr>
<tr>
<td>Institution</td>
<td>FY 2022</td>
<td>FY 2023</td>
<td>Difference</td>
<td>Percent</td>
</tr>
<tr>
<td>-------------</td>
<td>---------------</td>
<td>---------------</td>
<td>-------------</td>
<td>---------</td>
</tr>
<tr>
<td>ASU</td>
<td>$19,499,167</td>
<td>$22,237,354</td>
<td>$2,738,187</td>
<td>14.0%</td>
</tr>
<tr>
<td>DSU</td>
<td>19,374,347</td>
<td>22,095,006</td>
<td>2,720,659</td>
<td>14.0%</td>
</tr>
<tr>
<td>JSU</td>
<td>36,866,045</td>
<td>42,042,991</td>
<td>5,176,946</td>
<td>14.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>89,428,947</td>
<td>101,987,082</td>
<td>12,558,135</td>
<td>14.0%</td>
</tr>
<tr>
<td>MUW</td>
<td>15,514,634</td>
<td>17,693,290</td>
<td>2,178,656</td>
<td>14.0%</td>
</tr>
<tr>
<td>MVSU</td>
<td>13,361,008</td>
<td>15,237,238</td>
<td>1,876,230</td>
<td>14.0%</td>
</tr>
<tr>
<td>UM</td>
<td>80,763,475</td>
<td>92,104,755</td>
<td>11,341,280</td>
<td>14.0%</td>
</tr>
<tr>
<td>USM</td>
<td>77,545,762</td>
<td>88,435,192</td>
<td>10,889,430</td>
<td>14.0%</td>
</tr>
<tr>
<td>Other</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>352,353,385</strong></td>
<td><strong>401,832,908</strong></td>
<td><strong>49,479,523</strong></td>
<td><strong>14.0%</strong></td>
</tr>
</tbody>
</table>
## FY 2023 Education & General Campus Funds – Combined Allocation

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Difference</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$19,811,384</td>
<td>$22,567,522</td>
<td>$2,756,138</td>
<td>13.9%</td>
</tr>
<tr>
<td>DSU</td>
<td>20,764,222</td>
<td>23,500,832</td>
<td>2,736,610</td>
<td>13.2%</td>
</tr>
<tr>
<td>JSU</td>
<td>37,899,292</td>
<td>43,078,817</td>
<td>5,179,525</td>
<td>13.7%</td>
</tr>
<tr>
<td>MSU</td>
<td>91,791,581</td>
<td>104,302,295</td>
<td>12,510,714</td>
<td>13.6%</td>
</tr>
<tr>
<td>MUW</td>
<td>15,702,397</td>
<td>17,898,505</td>
<td>2,196,108</td>
<td>14.0%</td>
</tr>
<tr>
<td>MVSU</td>
<td>13,399,382</td>
<td>15,288,064</td>
<td>1,888,682</td>
<td>14.1%</td>
</tr>
<tr>
<td>UM</td>
<td>81,714,074</td>
<td>93,048,809</td>
<td>11,334,735</td>
<td>13.9%</td>
</tr>
<tr>
<td>USM</td>
<td>78,423,809</td>
<td>89,336,018</td>
<td>10,912,209</td>
<td>13.9%</td>
</tr>
<tr>
<td>Other</td>
<td>229,890</td>
<td>300,000</td>
<td>70,110</td>
<td>30.5%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>359,736,031</strong></td>
<td><strong>409,320,864</strong></td>
<td><strong>49,584,833</strong></td>
<td><strong>13.8%</strong></td>
</tr>
</tbody>
</table>

IHL Finance Committee  
April 21, 2022
## FY 2023 Separately Budgeted Units

<table>
<thead>
<tr>
<th>Description</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Student Financial Aid (1)</td>
<td>$49,107,957</td>
<td>$53,631,667</td>
<td>$4,523,710</td>
<td>9.2%</td>
</tr>
<tr>
<td>University Medical Center</td>
<td>170,192,799</td>
<td>186,924,508</td>
<td>16,731,709</td>
<td>9.8%</td>
</tr>
<tr>
<td>UMMC - ARPA Funds (2)</td>
<td>-</td>
<td>105,000,000</td>
<td>105,000,000</td>
<td>100.0%</td>
</tr>
<tr>
<td>UMMC - Capital Expense Funds (3)</td>
<td>4,941,899</td>
<td>3,681,530</td>
<td>(1,260,369)</td>
<td>-25.5%</td>
</tr>
<tr>
<td>Subtotal - UMMC</td>
<td>175,134,698</td>
<td>295,606,038</td>
<td>120,471,340</td>
<td>68.8%</td>
</tr>
</tbody>
</table>

(1) Overseen by the Postsecondary Financial Assistance Board
(2) Includes $50 million for Hospital and $55 million for School of Nursing.
(3) Includes $3,681,530 for the Asylum Hill Project.
## FY 2023 Agricultural Programs

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU - Agricultural Units</td>
<td>$6,430,495</td>
<td>$6,909,585</td>
<td>$479,090</td>
<td>7.5%</td>
</tr>
<tr>
<td>MSU - Agricultural &amp; Forestry Experiment Station</td>
<td>23,026,502</td>
<td>24,231,531</td>
<td>1,205,029</td>
<td>5.2%</td>
</tr>
<tr>
<td>MSU - Mississippi Cooperative Extension</td>
<td>30,892,111</td>
<td>32,561,834</td>
<td>1,669,723</td>
<td>5.4%</td>
</tr>
<tr>
<td>MSU - Forest &amp; Wildlife Research Center</td>
<td>5,854,915</td>
<td>6,244,130</td>
<td>389,215</td>
<td>6.6%</td>
</tr>
<tr>
<td>MSU - College of Veterinary Medicine</td>
<td>18,154,397</td>
<td>19,207,311</td>
<td>1,052,914</td>
<td>5.8%</td>
</tr>
</tbody>
</table>

IHL Finance Committee  

April 21, 2022
<table>
<thead>
<tr>
<th>Inst.</th>
<th>Subsidiary</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board</td>
<td>Executive Office</td>
<td>$7,332,376</td>
<td>$7,573,163</td>
<td>$240,787</td>
<td>3.3%</td>
</tr>
<tr>
<td>JSU</td>
<td>Urban Research Center</td>
<td>506,111</td>
<td>521,816</td>
<td>15,705</td>
<td>3.1%</td>
</tr>
<tr>
<td>MSU</td>
<td>Advanced Vehicular Studies</td>
<td>4,623,419</td>
<td>4,671,540</td>
<td>48,121</td>
<td>1.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>State Chemical Laboratory</td>
<td>1,748,464</td>
<td>1,853,096</td>
<td>104,632</td>
<td>6.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>Water Resources Research Institute</td>
<td>351,676</td>
<td>351,676</td>
<td>0</td>
<td>0.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>Stennis Institute</td>
<td>741,318</td>
<td>758,384</td>
<td>17,066</td>
<td>2.3%</td>
</tr>
<tr>
<td>UM</td>
<td>Law Research Institute</td>
<td>818,324</td>
<td>861,178</td>
<td>42,854</td>
<td>5.2%</td>
</tr>
<tr>
<td>UM</td>
<td>Mineral Resources Institute</td>
<td>342,489</td>
<td>355,037</td>
<td>12,548</td>
<td>3.7%</td>
</tr>
<tr>
<td>UM</td>
<td>Research Inst. of Pharmaceutical Sciences</td>
<td>3,416,812</td>
<td>3,755,929</td>
<td>339,117</td>
<td>9.9%</td>
</tr>
<tr>
<td>UM</td>
<td>Supercomputer</td>
<td>630,650</td>
<td>644,348</td>
<td>13,698</td>
<td>2.2%</td>
</tr>
<tr>
<td>UM</td>
<td>Small Business Center</td>
<td>269,582</td>
<td>307,684</td>
<td>38,102</td>
<td>14.1%</td>
</tr>
<tr>
<td>UM</td>
<td>Center for Manufacturing Excellence</td>
<td>2,885,579</td>
<td>3,069,737</td>
<td>184,158</td>
<td>6.4%</td>
</tr>
<tr>
<td>UM</td>
<td>State Court Education Program</td>
<td>1,859,022</td>
<td>1,882,974</td>
<td>23,952</td>
<td>1.3%</td>
</tr>
<tr>
<td>USM</td>
<td>Mississippi Polymer Institute</td>
<td>667,563</td>
<td>865,161</td>
<td>197,598</td>
<td>29.6%</td>
</tr>
<tr>
<td>USM</td>
<td>Gulf Coast Research Laboratory</td>
<td>8,181,901</td>
<td>8,363,094</td>
<td>181,193</td>
<td>2.2%</td>
</tr>
<tr>
<td>USM</td>
<td>Stennis Center</td>
<td>345,515</td>
<td>352,716</td>
<td>7,201</td>
<td>2.1%</td>
</tr>
<tr>
<td>(Non-IHL)</td>
<td>Volunteer Commission</td>
<td>694,976</td>
<td>1,020,753</td>
<td>325,777</td>
<td>46.9%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>$35,415,777</strong></td>
<td><strong>$37,208,286</strong></td>
<td><strong>$1,792,509</strong></td>
<td><strong>5.1%</strong></td>
</tr>
</tbody>
</table>
## FY 2023 Ayers Budgets

<table>
<thead>
<tr>
<th></th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alcorn State University</td>
<td>$1,450,000</td>
<td>$0</td>
<td>($1,450,000)</td>
<td>100.00%</td>
</tr>
<tr>
<td>Jackson State University</td>
<td>3,833,000</td>
<td>0</td>
<td>($3,833,000)</td>
<td>100.00%</td>
</tr>
<tr>
<td>Mississippi Valley State University</td>
<td>1,450,000</td>
<td>0</td>
<td>($1,450,000)</td>
<td>100.00%</td>
</tr>
<tr>
<td>Total Ayers Programs</td>
<td>6,733,000</td>
<td>0</td>
<td>-6,733,000</td>
<td>100.00%</td>
</tr>
<tr>
<td>Prior Year Reappropriations</td>
<td>2,576,762</td>
<td>1,615,903</td>
<td>-960,859</td>
<td>-37.3%</td>
</tr>
<tr>
<td>Total Ayers Appropriations</td>
<td>9,309,762</td>
<td>1,615,903</td>
<td>-7,693,859</td>
<td>-82.64%</td>
</tr>
</tbody>
</table>

**Note:** FY 2022 was the final year of Ayers program appropriations.

IHL Finance Committee

April 21, 2022
## FY 2023 Resident Tuition Request

<table>
<thead>
<tr>
<th>Institution</th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$ 7,566</td>
<td>$ 7,869</td>
<td>$ 303</td>
</tr>
<tr>
<td>DSU</td>
<td>8,190</td>
<td>8,435</td>
<td>245</td>
</tr>
<tr>
<td>JSU</td>
<td>8,270</td>
<td>8,270</td>
<td>-</td>
</tr>
<tr>
<td>MSU</td>
<td>9,110</td>
<td>9,248</td>
<td>138</td>
</tr>
<tr>
<td>MUW</td>
<td>7,656</td>
<td>7,766</td>
<td>110</td>
</tr>
<tr>
<td>MVSU</td>
<td>6,928</td>
<td>7,274</td>
<td>346</td>
</tr>
<tr>
<td>UM</td>
<td>8,934</td>
<td>9,072</td>
<td>138</td>
</tr>
<tr>
<td>USM</td>
<td>9,094</td>
<td>9,230</td>
<td>136</td>
</tr>
<tr>
<td><strong>SYSTEM AVERAGE</strong></td>
<td></td>
<td></td>
<td><strong>177</strong></td>
</tr>
<tr>
<td>UMMC</td>
<td>$ 8,990</td>
<td>$ 9,600</td>
<td>$ 610</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 21, 2022
## FY 2023 Non-Resident Tuition Request

<table>
<thead>
<tr>
<th>Institution</th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU (Does not include International Students)</td>
<td>$ 7,566</td>
<td>$ 7,869</td>
<td>$ 303</td>
</tr>
<tr>
<td>ASU (International Students)</td>
<td>7,566</td>
<td>9,069</td>
<td>1,503</td>
</tr>
<tr>
<td>DSU (Does not include International Students)</td>
<td>8,190</td>
<td>8,435</td>
<td>245</td>
</tr>
<tr>
<td>DSU (International Students)</td>
<td>9,190</td>
<td>9,466</td>
<td>276</td>
</tr>
<tr>
<td>JSU</td>
<td>9,270</td>
<td>9,270</td>
<td>-</td>
</tr>
<tr>
<td>MSU</td>
<td>24,790</td>
<td>25,294</td>
<td>504</td>
</tr>
<tr>
<td>MUW</td>
<td>7,656</td>
<td>7,766</td>
<td>110</td>
</tr>
<tr>
<td>MVSU</td>
<td>6,928</td>
<td>7,274</td>
<td>346</td>
</tr>
<tr>
<td>UM</td>
<td>25,776</td>
<td>26,292</td>
<td>516</td>
</tr>
<tr>
<td>USM</td>
<td>11,094</td>
<td>11,230</td>
<td>136</td>
</tr>
<tr>
<td><strong>SYSTEM AVERAGE</strong></td>
<td>11,803</td>
<td>12,197</td>
<td>394</td>
</tr>
<tr>
<td>UMMC</td>
<td>$ 26,365</td>
<td>$ 28,152</td>
<td>$ 1,787</td>
</tr>
</tbody>
</table>

April 21, 2022
### FY 2023 Resident Tuition Request – Professional Schools

<table>
<thead>
<tr>
<th>Program</th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>ASU</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Graduate</td>
<td>$ 7,785</td>
<td>$ 8,174</td>
<td>$ 389</td>
</tr>
<tr>
<td>Doctor of Nursing Practice</td>
<td>7,931</td>
<td>8,407</td>
<td>476</td>
</tr>
<tr>
<td><strong>MSU</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Veterinary Medicine</td>
<td>28,048</td>
<td>29,170</td>
<td>1,122</td>
</tr>
<tr>
<td>Master of Physician Assistant</td>
<td>29,900</td>
<td>29,900</td>
<td>-</td>
</tr>
<tr>
<td><strong>MUW</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MBA (36 hour program)</td>
<td>8,900</td>
<td>8,900</td>
<td>-</td>
</tr>
<tr>
<td>RN to BSN (3 semesters: Fall, Spring &amp; Summer)</td>
<td>8,780</td>
<td>8,780</td>
<td>-</td>
</tr>
<tr>
<td><strong>USM</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Certified Reg. Nurse Anesthesia</td>
<td>25,606</td>
<td>25,990</td>
<td>384</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 21, 2022
## FY 2023 Resident Tuition Request – Professional Schools (cont.)

<table>
<thead>
<tr>
<th>Program Description</th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>School of Law (JD)</td>
<td>$17,340</td>
<td>$17,630</td>
<td>$290</td>
</tr>
<tr>
<td>Masters of Laws Program Air &amp; Space Law and Online Certificate in Air &amp; Space Law</td>
<td>22,536</td>
<td>22,992</td>
<td>456</td>
</tr>
<tr>
<td>MBA and PMBA (resident &amp; non-resident)</td>
<td>15,255</td>
<td>15,741</td>
<td>486</td>
</tr>
<tr>
<td>School of Pharmacy: Pre-Pharm, EE1, EE2, &amp; EE3</td>
<td>13,614</td>
<td>13,752</td>
<td>138</td>
</tr>
<tr>
<td>School of Pharmacy: P1 &amp; P2</td>
<td>25,692</td>
<td>25,830</td>
<td>138</td>
</tr>
<tr>
<td>School of Pharmacy: P3 &amp; P4</td>
<td>27,684</td>
<td>27,822</td>
<td>138</td>
</tr>
<tr>
<td>Master of Accountancy Programs</td>
<td>10,440</td>
<td>10,584</td>
<td>144</td>
</tr>
<tr>
<td>Other Online Degree Programs of Study</td>
<td>497</td>
<td>504</td>
<td>7</td>
</tr>
<tr>
<td>Online M. Ed &amp; Ed. S. in Educational Leadership</td>
<td>300</td>
<td>300</td>
<td>-</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 21, 2022
## FY 2023 Resident Tuition Request – Professional Schools (cont.)

<table>
<thead>
<tr>
<th>University of Mississippi Medical Center</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approved FY 2022</td>
</tr>
<tr>
<td>------------------</td>
</tr>
<tr>
<td><strong>Undergraduate Program (12 hours/semester)</strong></td>
</tr>
<tr>
<td>SON, SHRP, SOD DH</td>
</tr>
<tr>
<td><strong>Graduate (9 hours/semester)</strong></td>
</tr>
<tr>
<td>SON, SHRP, SGSHS, SOPH</td>
</tr>
<tr>
<td><strong>Doctorate (13.5 hours/semester)</strong></td>
</tr>
<tr>
<td>SHRP - DHA</td>
</tr>
<tr>
<td><strong>Professional</strong></td>
</tr>
<tr>
<td>SHRP - DPT &amp; OTD</td>
</tr>
<tr>
<td>SOM - MD</td>
</tr>
<tr>
<td>SOD - DMD</td>
</tr>
</tbody>
</table>

April 21, 2022
FY 2023 Non-Resident Tuition Request – Professional Schools

<table>
<thead>
<tr>
<th></th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Graduate</td>
<td>$7,785</td>
<td>$8,174</td>
<td>$389</td>
</tr>
<tr>
<td>Doctor of Nursing Practice</td>
<td>7,931</td>
<td>8,407</td>
<td>476</td>
</tr>
<tr>
<td>MSU</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Veterinary Medicine</td>
<td>49,248</td>
<td>51,464</td>
<td>2,216</td>
</tr>
<tr>
<td>Master of Physician Assistant</td>
<td>54,900</td>
<td>54,900</td>
<td>-</td>
</tr>
<tr>
<td>MUW</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MBA (36 hour program)</td>
<td>8,900</td>
<td>8,900</td>
<td>-</td>
</tr>
<tr>
<td>RN to BSN (3 semesters: Fall, Spring &amp; Summer)</td>
<td>8,780</td>
<td>8,780</td>
<td>-</td>
</tr>
<tr>
<td>USM</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Certified Reg. Nurse Anesthesia (3 semesters: Fall, Spring &amp; Summer)</td>
<td>31,606</td>
<td>31,990</td>
<td>384</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 21, 2022
<table>
<thead>
<tr>
<th>Program</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>School of Law (JD)</td>
<td>$37,405</td>
<td>$37,695</td>
<td>$290</td>
</tr>
<tr>
<td>Masters of Laws Program Air &amp; Space Law and Online Certificate</td>
<td>22,536</td>
<td>22,992</td>
<td>456</td>
</tr>
<tr>
<td>Certificate in Air &amp; Space Law</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MBA</td>
<td>35,550</td>
<td>36,756</td>
<td>1,206</td>
</tr>
<tr>
<td>School of Pharmacy: Pre-Pharm, EE1, EE2, &amp; EE3</td>
<td>31,656</td>
<td>32,172</td>
<td>516</td>
</tr>
<tr>
<td>School of Pharmacy: P1 &amp; P2</td>
<td>52,272</td>
<td>52,788</td>
<td>516</td>
</tr>
<tr>
<td>School of Pharmacy: P3 &amp; P4</td>
<td>56,400</td>
<td>56,916</td>
<td>516</td>
</tr>
<tr>
<td>Master of Accountancy Programs</td>
<td>27,282</td>
<td>27,801</td>
<td>519</td>
</tr>
<tr>
<td>Other Online Degree Programs of Study</td>
<td>497</td>
<td>504</td>
<td>7</td>
</tr>
<tr>
<td>Online M. Ed &amp; Ed. S. in Educational Leadership</td>
<td>300</td>
<td>300</td>
<td>-</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 21, 2022
<table>
<thead>
<tr>
<th>Program</th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Undergraduate Program</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(12 hours/semester)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SON, SHRP, SOD DH</td>
<td>26,365</td>
<td>28,152</td>
<td>1,787</td>
</tr>
<tr>
<td><strong>Graduate (9 hours/semester)</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SON, SHRP, SGSHS, SOPH</td>
<td>26,365</td>
<td>27,720</td>
<td>1,355</td>
</tr>
<tr>
<td><strong>Doctorate (13.5 hours/semester)</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SHRP - DHA</td>
<td>43,658</td>
<td>46,147</td>
<td>2,489</td>
</tr>
<tr>
<td><strong>Professional</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SHRP - DPT &amp; OTD</td>
<td>44,306</td>
<td>33,500</td>
<td>(10,806)</td>
</tr>
<tr>
<td>SOM - MD</td>
<td>75,664</td>
<td>78,700</td>
<td>3,036</td>
</tr>
<tr>
<td>SOD - DMD</td>
<td>75,417</td>
<td>78,700</td>
<td>3,283</td>
</tr>
</tbody>
</table>
### FY 2023 Student Activity Fee, Capital Improvement Fee and Technology Fee Request

<table>
<thead>
<tr>
<th>Institution</th>
<th>Student Activity Fee</th>
<th>Capital Improvements Fee</th>
<th>Technology Fee</th>
<th>Approved FY 2022</th>
<th>Requested FY 2023</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU (1)</td>
<td>$ 30</td>
<td>$ 100</td>
<td>$ 480</td>
<td></td>
<td>$ 100</td>
</tr>
<tr>
<td>DSU</td>
<td>50</td>
<td>120</td>
<td>-</td>
<td>50</td>
<td>120</td>
</tr>
<tr>
<td>JSU</td>
<td>70</td>
<td>105</td>
<td>-</td>
<td>70</td>
<td>105</td>
</tr>
<tr>
<td>MSU</td>
<td>10</td>
<td>100</td>
<td>-</td>
<td>50</td>
<td>100</td>
</tr>
<tr>
<td>MUW</td>
<td>-</td>
<td>100</td>
<td>-</td>
<td>-</td>
<td>100</td>
</tr>
<tr>
<td>MVSU</td>
<td>20</td>
<td>100</td>
<td>-</td>
<td>20</td>
<td>100</td>
</tr>
<tr>
<td>UM (2)</td>
<td>10</td>
<td>100</td>
<td>-</td>
<td>60</td>
<td>100</td>
</tr>
<tr>
<td>UMMC</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>USM</td>
<td>40</td>
<td>70</td>
<td>-</td>
<td>40</td>
<td>70</td>
</tr>
</tbody>
</table>

(1) ASU Technology Fee charged $20 per credit hour up to full-time 12 hours; full-time max reflected above.
(2) UM Student Activity Fee charged $2 per credit hour for the Fall and Spring semesters only.
* Fees are Annualized (Spring and Fall Semester)
## FY 2023 Student Room Rate Request

**Double Occupancy Average**

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2022</th>
<th>FY 2023</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$6,427</td>
<td>$6,508</td>
<td>$82</td>
</tr>
<tr>
<td>DSU</td>
<td>4,531</td>
<td>4,625</td>
<td>95</td>
</tr>
<tr>
<td>JSU</td>
<td>5,845</td>
<td>6,020</td>
<td>175</td>
</tr>
<tr>
<td>MSU</td>
<td>6,612</td>
<td>6,822</td>
<td>210</td>
</tr>
<tr>
<td>MUW</td>
<td>4,568</td>
<td>4,712</td>
<td>143</td>
</tr>
<tr>
<td>MVSU</td>
<td>4,549</td>
<td>4,549</td>
<td>-</td>
</tr>
<tr>
<td>UM</td>
<td>6,039</td>
<td>6,039</td>
<td>-</td>
</tr>
<tr>
<td>USM</td>
<td>5,847</td>
<td>5,967</td>
<td>121</td>
</tr>
<tr>
<td><strong>AVERAGE</strong></td>
<td>5,552</td>
<td>5,655</td>
<td>103</td>
</tr>
</tbody>
</table>
# FY 2023 Student Board Rate Request

Most Expensive Meal Plan

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2022 Rates</th>
<th>FY 2023 Rates</th>
<th>Difference</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$3,530</td>
<td>$3,747</td>
<td>$217</td>
</tr>
<tr>
<td>DSU</td>
<td>3,584</td>
<td>3,692</td>
<td>108</td>
</tr>
<tr>
<td>JSU</td>
<td>4,322</td>
<td>4,604</td>
<td>282</td>
</tr>
<tr>
<td>MSU</td>
<td>4,200</td>
<td>4,368</td>
<td>168</td>
</tr>
<tr>
<td>MUW</td>
<td>3,340</td>
<td>3,500</td>
<td>160</td>
</tr>
<tr>
<td>MVSU</td>
<td>3,612</td>
<td>3,793</td>
<td>181</td>
</tr>
<tr>
<td>UM</td>
<td>4,128</td>
<td>4,376</td>
<td>248</td>
</tr>
<tr>
<td>USM</td>
<td>4,265</td>
<td>4,480</td>
<td>215</td>
</tr>
<tr>
<td><strong>Average</strong></td>
<td><strong>3,873</strong></td>
<td><strong>4,070</strong></td>
<td><strong>197</strong></td>
</tr>
</tbody>
</table>
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE FEBRUARY
17, 2022 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 101-297– TECHNOLOGY CLASSROOM BUILDING**
   Approval Request #1: Change Order #12
   Board staff approved Change Order #12 in the amount of $3,105.92 and zero (0)
   additional days to the contract of Flagstar Construction Company.
   Approval Status & Date: APPROVED, March 31, 2022
   Change Order Description: Change Order #12 includes the following: exploratory
digging and relocation of DI-2 was done.
   Change Order Justification: This change was due to latent job site conditions.
   Total Project Change Orders and Amount: Twelve (12) change orders for a total amount
   of $395,153.80.
   Project Initiation Date: June 20, 2013
   Design Professional: Allred Stolarski Architects, P.A.
   General Contractor: Flagstar Construction Company
   Total Project Budget: $23,200,000.00

2. **ASU- GS 101-320 – CAMPUS ADA IMPROVEMENTS – PACKAGE A ELEVATORS**
   NOTE: This is a Bureau of Building project
   Approval Request #1: Contract Documents
   Board staff approved Contract Documents as submitted by Canizaro Cawthon Davis
   Approval Status & Date: APPROVED, February 9, 2022
   Approval Request #2: Advertise
   Board staff approved request to advertise for receipt of bids.
   Approval Status & Date: APPROVED, February 9, 2022
   Project Initiation Date: June 20, 2019
   Design Professional: Canizaro Cawthon Davis
   General Contractor: TBD
   Phased Project Budget: $1,802,134.00
3. **ASU- GS 101-320 – CAMPUS ADA IMPROVEMENTS – PACKAGE B – INTERIOR**

   *NOTE: This is a Bureau of Building project*

   **Approval Request #1: Contract Documents**
   Board staff approved Contract Documents as submitted by Canizaro Cawthon Davis
   **Approval Status & Date:** APPROVED, February 9, 2022

   **Approval Request #2: Advertise**
   Board staff approved request to advertise for receipt of bids.
   **Approval Status & Date:** APPROVED, February 9, 2022

   **Project Initiation Date:** June 20, 2019
   **Design Professional:** Canizaro Cawthon Davis
   **General Contractor:** TBD
   **Phased Project Budget:** $1,623,456.00
   **Total Project Budget:** $4,870,000.00

4. **ASU- GS 101-320 – CAMPUS ADA IMPROVEMENTS – PACKAGE C – EXTERIOR**

   *NOTE: This is a Bureau of Building project*

   **Approval Request #1: Contract Documents**
   Board staff approved Contract Documents as submitted by Canizaro Cawthon Davis
   **Approval Status & Date:** APPROVED, February 9, 2022

   **Approval Request #2: Advertise**
   Board staff approved request to advertise for receipt of bids.
   **Approval Status & Date:** APPROVED, February 9, 2022

   **Project Initiation Date:** June 20, 2019
   **Design Professional:** Canizaro Cawthon Davis
   **General Contractor:** TBD
   **Phased Project Budget:** $1,444,410.00
   **Total Project Budget:** $4,870,000.00

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**DELTA STATE UNIVERSITY**

5. **DSU- GS 102-271- NURSING SCHOOL EXPANSION AND RENOVATION**

   **UNAPPROVABLE Request #1: Award of Construction Contract**
   Board staff DID NOT approve the Award of Contract in the amount of $10,454,000.00 to the apparent low bidder, Richard Womack Construction, LLC.
   **Approval Status & Date:** UNAPPROVED, April 1, 2022
   **Project Initiation Date:** February 18, 2021
   **Design Professional:** Eley Guild Hardy Architects
   **General Contractor:** Richard Womack Construction, LLC
   **Total Project Budget:** $11,875,000.00
JACKSON STATE UNIVERSITY

6. JSU- GS 103-295- ELECTRICAL INFRASTRUCTURE REPAIRS
   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 March 8, 2022 to approve the initiation and design professional for the Electrical Infrastructure Repairs project.
   Interim Approval Status & Date: APPROVED, March 8, 2022
   Approval Request #2: Award of Construction Contract
   Board staff approved the Award of Contract in the amount of $835,000.00 to the apparent low bidder, McInnis Electric Systems.
   Approval Status & Date: APPROVED, March 9, 2022
   Project Initiation Date: December 9, 2021
   Design Professional: Schultz Wynne, P.A.
   General Contractor: McInnis Electric Systems
   Total Project Budget: $1,241,806.89

MISSISSIPPI STATE UNIVERSITY

7. MSU- IHL 205-287– PARKING GARAGE NORTH - REBID
   Approval Request #1: Change Order #2
   Board staff approved Change Order #2 in the amount of $133,796.84 and eighty-four (84) additional days to the contract of Amason & Associates, Inc.
   Approval Status & Date: APPROVED, March 3, 2022
   Change Order Description: Change Order #2 includes the following item: removed abandoned storm pipe under the garage and parking area; added additional pipe bollards to protect the elevator; added data and power to two (2) site signage locations, two (2) gate locations; added cameras, WAP’s and data cabling upgrade; added wall infill at the north stairwell first level; rerouted storm drainage at the northeast corner site; modified existing storm drain inlet and cut a tree at the northeast corner of the site; concrete masonry unit wall infill at gaps at the elevator shaft; modifications to the south concrete flume; added a low segmental block wall near the existing water oak at the northwest corner of the site; installed a French drain under the north end of the west drive; and eighty-four (84) days to the contract.
   Change Order Justification: These changes were due to errors and omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein.
   Total Project Change Orders and Amount: Two (2) change orders for a total amount of $208,559.97.
   Project Initiation Date: August 19, 2010
   Design Professional: McCarty Architects, Professional Association
   General Contractor: Amason & associates, Inc.
   Total Project Budget: $16,000,000.00
8. **MSU-IHL 205-291– NEW TRANSIT FACILITY**  
   **Approval Request #1: Change Order #5**  
   Board staff approved Change Order #5 in the credit amount of $5,145.00 and zero (0) additional days to the contract of J.T. Harrison Construction Co., Inc.  
   **Approval Status & Date:** APPROVED, February 28, 2022  
   **Change Order Description:** Change Order #5 includes the following items: credit issued for the remaining HVAC controls allowance; and credit to delete all duct detectors except for one required.  
   **Change Order Justification:** These changes were necessary due to user/owner requested modifications.  
   **Total Project Change Orders and Amount:** Five (5) change orders for a total amount of $274,247.69.  
   **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

9. **MSU-IHL 205-306– IED PARKING LOT IMPROVEMENTS**  
   **Approval Request #1: Change Order #3**  
   Board staff approved Change Order #3 in the credit amount of $980.00 and zero (0) additional days to the contract of Burns Dirt Construction, Inc.  
   **Approval Status & Date:** APPROVED, February 23, 2022  
   **Change Order Description:** Change Order #3 includes the following item: credit issued for unfinished landscaping awaiting completion of the sidewalk project.  
   **Change Order Justification:** This change was due to user/owner requested modifications.  
   **Total Project Change Orders and Amount:** Three (3) change orders for a total amount of $142,750.00.  
   **Project Initiation Date:** June 18, 202017  
   **Design Professional:** Pickering Firm, Inc.  
   **General Contractor:** Burns Dirt Construction, Inc.  
   **Total Project Budget:** $2,000,000.00

10. **MSU-IHL 205-314– ALLEN HALL STRUCTURAL INFILL**  
    **Approval Request #1: Contract Documents**  
    Board staff approved Contract Documents as submitted by Architecture South  
    **Approval Status & Date:** APPROVED, February 23, 2022  
    **Project Initiation Date:** July 27, 2021  
    **Design Professional:** Architecture South  
    **General Contractor:** TBD  
    **Total Project Budget:** $1,196,564.70
11. **MSU- IHL 205-321 – SUMMER PAVING 2022**
   Approval Request #1: Schematic Design Documents
   Board staff approved the Schematic Design Documents as submitted by Neel Schaffer, Engineers and Planners, Inc.
   Approval Status & Date: APPROVED, January 14, 2022
   Approval Request #2: Waiver Design Development Documents
   Board staff approved the Waiver of Design Development Documents as submitted by Neel Schaffer, Engineers & Planners, Inc.
   Approval Status & Date: APPROVED, January 14, 2022
   Approval Request #3: Contract Documents
   Board staff approved Contract Documents as submitted by Neel-Schaffer, Engineers and Planners, Inc.
   Approval Status & Date: APPROVED, March 21, 2022
   Approval Request #4: Advertise
   Board staff approved request to advertise for receipt of bids.
   Approval Status & Date: APPROVED, March 21, 2022
   Project Initiation Date: December 7, 2021
   Design Professional: Neel Schaffer, Engineers and Planners, Inc.
   General Contractor: TBD
   Total Project Budget: $1,200,000.00

12. **MSU-JOHN W. STARR FOREST TIMBER SALES**
   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 8, 2022 for the sale of timber of less than $500,000.00 from the John W. Starr memorial Forest in Winston County, MS.
   Interim Approval Status & Date: APPROVED, February 8, 2022

13. **MSU- IHL 205-312– LAKEVIEW DRIVE RELOCATION**
   Approval Request #1: Award of Construction Contract
   Board staff approved the Award of Contract in the amount of $2,609,960.00 to the apparent low bidder, Burns Dirt Construction, Inc.
   Approval Status & Date: APPROVED, March 21, 2022
   Project Initiation Date: May 20, 2021
   Design Professional: Smithers Engineers
   General Contractor: Burns Dirt Construction, Inc.
   Total Project Budget: $2,900,000.00

14. **MSU- IHL 405-002– Kinesiology Building / Autism Services Building**
   Approval Request #1: Schematic Design Documents
   Board staff approved the Schematic Design Documents as submitted by Eley Guild Hardy / Dale Partners - A Joint Venture.
   Approval Status & Date: APPROVED, February 28, 2022
   Project Initiation Date: May 18, 2017
   Design Professional: Eley Guild hardy / Dale Partners – A Joint Venture
15. **MSU-IHL 413-144 – Sustainable Bioproducts Facilities Phase II – Building 4/ General Works**

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

Board staff approved Change Order #1 in the amount of $72,669.67 and zero (0) additional days to the contract of Construction Services, Inc.

**Approval Status & Date:** APPROVED, February 28, 2022

**Change Order Description:** Change Order #1 includes the following items: added additional sprinkler heads; credit issued for changes made to site power and a fire alarm; and added an additional retaining wall.

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

**Total Project Change Orders and Amount:** One (1) change order for a total amount of $72,669.67.

**Project Initiation Date:** June 18, 2020

**Design Professional:** PryorMorrow PC

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

**Phased Project Budget:** $3,700,000.00

**Total Project Budget:** $55,000,000.00

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16. **MUW-GS 104-188– Culinary Arts**

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

Board staff approved Change Order #1 in the amount of $11,465.55 and thirty-one (31) additional days to the contract of West Brothers Construction LLC.

**Approval Status & Date:** APPROVED, March 9, 2022

**Change Order Description:** Change Order #1 includes the following items: electrical, gas piping, concrete, masonry wall and steel gates modification to relocate site electrical enclosure; added an additional automatic door operator; added additional slab reinforcing rebar; installed owner provided electronic drinking fountains; revised the utility trench system; added additional footing and rebar; reduction & relocation of the site dumpster enclosure walls; credit reconciliation of allowance concerning HVAC controls; thirty-one (31) days to the contract of which twenty-one (21) for weather delays.

**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:** One (1) change order for a total amount of $11,465.55.

**Project Initiation Date:** June 18, 2015

**Design Professional:** JBHM
UNIVERSITY OF MISSISSIPPI

17. **UM- IHL 207-449– LYCEUM EXTERIOR WINDOW RESTORATION**
   
   **Approval Request #1: Change Order #3**
   
   Board staff approved Change Order #3 in the amount of $2,400.00 and fourteen (14) additional days to the contract of Tombigbee Contractors, LLC.
   
   **Approval Status & Date:** APPROVED, February 7, 2022
   
   **Change Order Description:** Change Order #3 includes the following items: prep, prime and paint eight (8) windows and trim in the Chancellor’s office and conference room and fourteen (14) days to the contract.
   
   **Change Order Justification:** This change was necessary 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 $19,656.00.
   
   **Project Initiation Date:** February 21, 2019
   
   **Design Professional:** Eley Guild hardy Architects, P.A.
   
   **General Contractor:** Tombigbee Contractors, LLC
   
   **Total Project Budget:** $1,725,000.00

18. **UM- IHL 207-457– TRACK AND FIELD LOCKER ROOMS – PKG J ELECTRICAL**

   **Approval Request #1: Change Order #2**
   
   Board staff approved Change Order #2 in the amount of $4,547.20 and forty-one (41) additional days to the contract of Advanced Electric.
   
   **Approval Status & Date:** APPROVED, March 23, 2022
   
   **Change Order Description:** Change Order #2 includes the following items: provided power to the interior signage; provided power to the air compressor at the dryer; installed a fire alarm dialer; and forty-one (41) days to the contract of which twenty-seven (27) are weather related days.
   
   **Change Order Justification:** These changes were necessary due to changes in requirements or recommendations by governmental agencies; errors and omissions in the plans and specifications; latent job site conditions; and days for work as indicated herein.
   
   **Total Project Change Orders and Amount:** Two (2) change orders for a total amount of $11,465.55.
   
   **Project Initiation Date:** June 18, 2015
   
   **Design Professional:** JBHM
   
   **General Contractor:** Advanced Electric
   
   **Phased Project Budget:** $421,108.25
   
   **Total Project Budget:** $3,700,000.00
19. **UM- IHL 207-470 – OXFORD-UNIVERSITY STADIUM (SWAYZE FIELD) – ADA RAMP**  
**Approval Request #1: Schematic Design Documents**  
Board staff approved the Schematic Design Documents as submitted by A2H, PLLC.  
**Approval Status & Date:** APPROVED, March 11, 2022  
**Approval Request #2: Waiver Design Development Documents**  
Board staff approved the Waiver of Design Development Documents as submitted by A2H, PLLC.  
**Approval Status & Date:** APPROVED, March 11, 2022  
**Project Initiation Date:** October 21, 2021  
**Design Professional:** A2H, PLLC  
**General Contractor:** TBD  
**Total Project Budget:** $1,000,000.00

20. **UM- IHL 207-474 – SOUTH OXFORD CENTER – 2ND FLOOR COSTUME & CRAFT SUITE**  
**Approval Request #1: Contract Documents**  
Board staff approved Contract Documents as submitted by McCarty Architects, P.A.  
**Approval Status & Date:** APPROVED, February 7, 2022  
**Approval Request #2: Advertise**  
Board staff approved request to advertise for receipt of bids.  
**Approval Status & Date:** APPROVED, February 7, 2022  
**Approval Request #3: Award of Construction Contract**  
Board staff approved the Award of Contract in the amount of $1,083,000.00 to the apparent low bidder, J P Corp General Contractors.  
**Approval Status & Date:** APPROVED, April 6, 2022  
**Project Initiation Date:** January 20, 2022  
**Design Professional:** McCarty Architects, P.A.  
**General Contractor:** TBD  
**Total Project Budget:** $1,178,790.00

### UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

21. **UMMC- IHL 209-555– CHILDREN’S OF MISSISSIPPI EXPANSION**  
**Approval Request #1: Change Order #16**  
Board staff approved Change Order #16 in the credit amount of $64,002.00 and fifty-four (54) additional days to the contract of Brasfield & Gorrie General Contractors.  
**Approval Status & Date:** APPROVED, February 23, 2022  
**Change Order Description:** Change Order #16 includes the following items: credit at the Methodist Rehabilitation Hospital site; CSPD costs; changed the circuit breakers at the elevators; added fire/smoke dampers in the clinic area; revised the delayed egress doors on the PICU and NICU levels; headwall faceplates provided in the patient rooms; added electrical connecting system to the fixed furniture; added exhaust to two (2) communication and soiled rooms in the clinic area; relocated med gas outlets in both
MRIs; installed an air compressor on a level and the associated piping to the CSPD area; replaced electrical panels; installed engraved switch plates for the headwalls in the patient rooms; mechanical grills were added at the shell space; added push to exit buttons and corresponding door hardware and revised the exit sign locations; revised the entry door/ramp at the elevator penthouse, caulked fire-rated enclosures, and mechanical changes; added OR suites and added three (3) cross corridor doors and revised the hardware for two (2) OR doors; revised the fire shutter at the transaction window from a fusible link to a motorized door; added a raceway and power for a drain valve at the medical air storage tank; added a guardrail on the south side of the building; added cleaning services; credit issued for standard light fixtures; ductwork replaced at the NICU isolations rooms exhaust from 8” to 12” for air flow; the installed desiccant wheel to AHU 3 & 4 was relocated by way of a temporary bypass; a temporary lens was provided for some of the light fixtures; added firewrap for a mechanical duct; revision for a contractor ledger error; glass handrail mock up built; weather delays reconciled against the substantial completion date; accounting correction done for the additions that were not calculated in the amount issued back to the owner; drywall patching and repair done at light fixtures; and fifty-four (54) days to the contract.

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

Total Project Change Orders and Amount: Sixteen (16) change orders for a total credit amount of $64,002.00.

Project Initiation Date: April 21, 2016
Design Professional: HDR Architects
General Contractor: Brasfield & Gorrie General Contractors
Total Project Budget: $189,000,000.00

22. UMMC- IHL 209-577– EMERGENCY RESPONSE STATION – NORTH
Approval Request #1: Contract Documents
Board staff approved Contract Documents as submitted by JH&H Architects
Approval Status & Date: APPROVED, February 9, 2022

Approval Request #2: Advertise
Board staff approved request to advertise for receipt of bids.
Approval Status & Date: APPROVED, February 9, 2022
Project Initiation Date: March 2, 2021
Design Professional: JH&H Architects
General Contractor: TBD
Phased Project Budget: $676,015.00
Total Project Budget: $1,250,000.00

23. UMMC- IHL 409-001 – RESEARCH AHU REPLACEMENT
Approval Request #1: Contract Documents
Board staff approved Contract Documents as submitted by Dean and Dean Architects
Approval Status & Date: APPROVED, February 9, 2022

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Approval Request #2: Advertise
Board staff approved request to advertise for receipt of bids.
Approval Status & Date: APPROVED, February 9, 2022
Project Initiation Date: January 20, 2022
Design Professional: Dean and Dean Architects
General Contractor: TBD
Total Project Budget: $2,122,624.00

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24. USM- GS 114-027 – GULF PARK EXECUTIVE EDUCATION AND CONFERENCE CENTER
Approval Request #1: Schematic Design Documents
Board staff approved the Schematic Design Documents as submitted by Unabridged Architecture. The total project budget is $200,000.00 (Design Fees Only).
Approval Status & Date: APPROVED, February 22, 2022
Project Initiation Date: February 21, 2019
Design Professional: Unabridged Architecture
General Contractor: TBD
Total Project Budget: $200,000.00
1. **SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL**

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

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 1/1/22, 1/1/22, 3/1/22 and 3/1/22) from the funds of Jackson State University. (These statements, in the amounts of $52.38, $35.93, $56.15 and $38.92, respectively, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE** $183.38

Payment of legal fees for professional services rendered by Armstrong Law (statement dated 9/1/21) from the funds of Jackson State University. (This statement, in the amount of $2,000.00, represents services and expenses in connection with immigration/labor certification.)

**TOTAL DUE** $2,000.00

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 3/15/22) from the funds of Mississippi State University. (This statement, in the amount of $1,718.75, represents services and expenses in connection with general legal advice.)

**TOTAL DUE** $1,718.75

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 2/1/22, 2/1/22, 3/1/22 and 3/31/22) from the funds of Mississippi State University. (These statements, in the amounts of $40.65, $665.00, $539.00 and $535.00, respectively, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE** $1,779.65

Payment of legal fees for professional services rendered by Brunini (statement dated 3/15/22) from the funds of the University of Mississippi. (This statement, in the amount of $675.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE** $675.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/7/22, 2/7/22, 2/11/22, 2/11/22, 2/11/22 and 2/23/22) from the funds of the University of Mississippi. (These statements, in the amounts of $531.00, $118.00, $1,524.00, $3,333.50, $7,541.50 and $649.00, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE** $13,697.00
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Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/1/22, 3/1/22, 3/1/22, 3/1/22 and 3/1/22) from the funds of the University of Mississippi. (These statements, in the amounts of $99.14, $83.94, $106.04, $155.54 and $2,500.00, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE..............................................................$ 2,944.66

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz, PC (statement dated 3/10/22) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $6,838.00, represents services and expenses in connection with legal advice.)

TOTAL DUE..............................................................$ 6,838.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 1/7/22, 1/19/22, 2/15/22, 2/15/22, 2/15/22, 2/15/22, 2/22/22, 2/22/22, 3/14/22, 3/14/22, 3/14/22, 3/14/22, 3/14/22 and 3/14/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $4,583.05, $15,339.45, $2,688.50, $11,919.00, $796.50, $9,369.60, $847.00, $3,893.15, $8,071.40, $7,356.40, $1,592.45, $17,897.00, $66.00, $33.00 and $733.75, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..............................................................$ 85,186.15

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statements dated 1/27/22, 2/8/22 and 2/8/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $4,491.20, $6,268.78 and $693.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..............................................................$ 11,452.98

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statements dated 1/26/22, 2/25/22 and 2/25/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $751.20, $577.50 and $1,369.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..............................................................$ 2,698.20

Payment of legal fees for professional services rendered by Hagwood & Tipton, P.C. (statements dated 12/27/21, 12/27/21, 2/8/22, 2/8/22, 2/8/22, 2/8/22, 2/8/22, 2/8/22, 2/8/22 and 2/8/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $5,366.23, $775.50, $558.10, $66.00, $7,590.00, $742.50, $199.70, $2,786.40 and $146.40, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE..............................................................$ 18,230.83
Payment of legal fees for professional services rendered by Hogan Lovells, US, LLP (statements dated 2/17/22 and 3/22/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $2,145.00 and $2,585.00 respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE………………………………………………$ 4,730.00**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 2/3/22, 2/3/22, 2/7/22, 3/8/22 and 3/11/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $693.00, $57.00, $12,952.50, $132.00 and $10,614.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE………………………………………………$ 24,448.50**

Payment of legal fees for professional services rendered by Page, Kruger & Holland (statements dated 2/8/22, 2/8/22, 2/8/22, 2/10/22, 3/2/22, 3/2/22 and 3/3/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $247.50, $2,459.00, $66.00, $17,649.50, $2,574.00, $132.00 and $3,630.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE………………………………………………$ 26,758.00**

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 1/31/22, 2/10/22, 2/10/22, 2/10/22, 2/15/22, 2/23/22, 3/1/22, 3/8/22, 3/8/22 and 3/9/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $15,578.72, $1,536.00, $1,723.50, $14,494.40, $9,612.65, $10,590.00, $642.00, $468.00, $4,518.10 and $2,556.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE………………………………………………$ 61,719.37**

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 3/14/22) from the funds of the University of Southern Mississippi. (This statement, in the amount of $312.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE………………………………………………$ 312.00**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/22/22 and 3/23/22) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $9,194.96 and $12,822.10, represent services and expenses in connection with legal advice.)

**TOTAL DUE………………………………………………$ 22,017.06**
Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/1/22, 3/1/22, 3/1/22, 3/1/22 and 3/1/22) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $3,000.00, $2,250.00, $2,250.00, $2,250.00, $2,250.00 and $2,250.00, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE..........................................................$  14,250.00

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

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/22/22, 2/22/22, 2/22/22 and 2/22/22) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “IP and Regulatory Matters” - $781.00; “Sequence Specific Phage-Based Antimicrobials” - $2,903.00; “Live Attenuated Edwardsiella Ictaluri Vaccine and Method of Using Same” - $1,622.50; and “Recombinant Fimbrial Protein of Aeromonas Hydrophila as Vaccine in Catfish” - $263.50.)

TOTAL DUE..........................................................$  5,570.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dates 3/7/22, 3/7/22 and 3/7/22) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Phenoxyalkyl Pyridinium Oxime Therapeutics for Treatment of Organophosphate Poisoning” - $2,719.00; “Vaccine Composition Comprising Recombinant Protein of Staphylococcus Aureus Attenuated Enterotoxini and Cytotoxin” - $2,670.00; and “Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans” - $2,979.00.)

TOTAL DUE..........................................................$  8,368.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/17/22, 3/25/22, 3/25/22 and 3/25/22) from the funds of Mississippi State University. (These statements represents services and expenses in connection with the following patents: “A Novel Process for Converting Natural Gas to Petrochemicals” - $416.00; “Unsymmetric CCC-HNC Pincer Metal Complexes and Methods of Use Thereof” - $659.73; “Coal Char-Production and Properties” - $47.50; and “Compositions of Food Grade Coatings to Control Pest Infestations and Methods of Applications” - $290.00, respectively.)

TOTAL DUE..........................................................$  1,413.23

Payment of legal fees for professional services rendered by Thomas|Horstemeyer, LLP (statements dated 2/28/22, 2/28/22, 2/28/22, 2/28/22, 2/28/22, 2/28/22 and 2/28/22) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Biologically Active Cannabidiol Analogs” - $264.00;
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“Biologically Active Cannabidiol Analogs” - $264.00; “Biologically Active Cannabidiol Analogs” - $264.00; “L-y-Methylenglutamine Compounds, Methods of Forming the Same, and Methods of Use Thereof” - $2,697.40; “Biologically Active Cannabidiol Analogs” - $703.50; “Highly Selective Sigma Receptor Ligands and Radioligands as Probes in Nociceptive Processing and the Pathophysiological Study of Memory Deficits and Cognitive Disorders” - $206.68; and “Biologically Active Cannabidiol Analogs” - $264.00.)

TOTAL DUE........................................................................$ 4,663.58

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 2/11/22, 3/11/22, and 3/11/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $754.00, $952.00, $546.50, $512.50, $560.50, $5,979.00, $2,313.00, $2,120.50, $1,686.00, $2,039.19, $538.50, $565.50, $564.50, $338.00 and $85.50, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE........................................................................$ 19,555.19

Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 2/28/22, 2/28/22, 2/28/22, 2/28/22, 3/10/22 and 3/10/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $145.00, $3,507.50, $80.00, $537.50, $2,685.00 and $80.00, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE........................................................................$ 7,035.00
1. **SYSTEM – APPROVAL OF NON-SUBSTANTIVE CHANGES TO THE MISSISSIPPI NURSING DEGREE PROGRAMS ACCREDITATION STANDARDS PROCEDURE MANUAL**

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<tr>
<th>Technical Edits</th>
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<tr>
<td>Standard I. Mission and Administrative Organization</td>
<td>MS became a Nursing Licensure Compact (NLC) state 01/19/2018 so this language was added for clarification.</td>
</tr>
<tr>
<td>Standard II. Faculty and Staff</td>
<td></td>
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<tr>
<td>State Specific Requirements</td>
<td></td>
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<tr>
<td>All – unencumbered current license to practice in Mississippi or hold a multistate license from another NLC state.</td>
<td></td>
</tr>
<tr>
<td>STANDARD IV. Curriculum</td>
<td>Added clinical affiliation agreements which are reviewed during accreditation visits for signatures, currency, and provisions for students.</td>
</tr>
<tr>
<td>Required Documentation</td>
<td></td>
</tr>
<tr>
<td>5. Clinical Affiliation Agreements</td>
<td></td>
</tr>
<tr>
<td>C. TYPES OF ACCREDITATION</td>
<td>Clarification.</td>
</tr>
<tr>
<td>1. Continuing Accreditation</td>
<td></td>
</tr>
<tr>
<td>Performance Improvement Plan &amp; Progress Report</td>
<td></td>
</tr>
<tr>
<td>The PIP is available in electronic format on the secure IHL Nursing Education website.</td>
<td></td>
</tr>
<tr>
<td>D. ACCREDITATION PROCESS</td>
<td>Clarification.</td>
</tr>
<tr>
<td>1. State Accreditation</td>
<td></td>
</tr>
<tr>
<td>IHL Nursing Education does not require a separate self-study report specific to IHL Nursing Accreditation and Standards. However, the expectation is that all state specific standards and criteria will be addressed in the self-study report with the corresponding national standards and criteria under a separate heading or included as an addendum.</td>
<td></td>
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**STAFF RECOMMENDATION:** Board staff recommends approval of item 1.
1. **DSU – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH L3 COMMERCIAL TRAINING SOLUTIONS LIMITED**

**Agenda Item Request:** Delta State University requests approval to enter into a purchasing agreement with **L3 Commercial Training Solutions Limited** for a L3CTS CRJ700 training package, including Flight Training Device, Virtual Flight Deck software for instructor and ETHOS Systems, and Flight Management System Trainer for students.

**Contractor’s Legal Name:** L3 Commercial Training Solutions Limited

**History of Contract:** This is a sole source purchase. The university has complied with all of the rules and regulations and legal requirements by DFA. OPTFM has recommended its approval and it is currently pending PPRB's approval on the April 6, 2022 agenda. The quoted cost is $650,000 and is a one-time purchase.

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

**Purpose:** The purpose of the agreement is to purchase a L3CTS CRJ700 training package, including Flight Training Device, Virtual Flight Deck software for instructor and ETHOS Systems, and Flight Management System Trainer for students. This training package is the only flight training package that is specifically designed to train students to fly a CRJ700 aircraft, which is a part of their curriculum. It is an exact replica of the airplane's cockpit. This device will help act as a bridge between single-pilot resource management and crew resource management. This training aids in preparing pilots to succeed in simulator evaluation during the hiring process, to excel in initial training provided by the airline, and to fly professionally with a multi-person crew. It will give students an advantage over graduates competing for the same positions post-graduation.

**Scope of Work:** The purchase agreement will consist of the purchase of a L3CTS CRJ700 training package, including Flight Training Device, Virtual Flight Deck software for instructor and ETHOS Systems, and Flight Management System Trainer for students. The Flight Training Device will include a one year warranty. The Virtual Flight Deck will include one software license per aircraft VFD and one year warranty. The ETHOS and Flight Management System Trainer will include twenty Suite-Single User Licenses and Single User Licenses valid for a period of twelve months.

**Term of Contract:** TL3 Commercial Training Solutions Limited will agree to Delta State University's contract terms and conditions addendum.

**Contract Amount:** The total cost is $650,000. It will aid in the recruitment of more students for the Commercial Aviation Program.

**Funding Source for Contract:** The purchase will be funded by Educational Enhancement Funds.
Termination Options: According to Delta State University's Contract Terms and Conditions Addendum, DSU has the right to cancel the agreement at the end of the funding period with no further obligation.

Contractor Selection Process: Delta State University's Commercial Aviation Program searched for a training device manufacturing company that provides the hardware and software for the CRJ700 program, that is as an essential part of the education process to prepare students for a career as a professional airline pilot in the aviation industry. After discovering L3CTS is the sole provider of this product, Delta State University submitted a RFx (3150004041) for a sole source request to DFA/OPT on January 19, 2022. It was advertised in the Bolivar Bullet on January 19, 2022 and January 26, 2022 and the deadline for protest and any correspondence was set for February 10, 2022 before 2:00 pm CST. No objections by vendors were received by Delta State University. A sole source P1 (Contract Number: 8800008151) was entered on February 25, 2022 and found to be in accordance with procurement guidelines for sole source acquisitions according to section 3.109.02 of the State of Mississippi Procurement Manual. OPTFM recommends approval of this contract and it is pending approval from the PPRB on April 6, 2022.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

2. MSU – REQUEST FOR APPROVAL TO AMEND A LEASE AGREEMENT WITH NORTH MISSISSIPPI HEALTH SERVICES PROPERTY HOLDINGS, LLC

Agenda Item Request: Mississippi State University requests approval to enter into a Second Amendment to Lease Agreement with North Mississippi Health Services Property Holdings, LLC (“NMHS”) to extend the term of an existing lease agreement at the Imaging Center of Excellence in Starkville, MS.

Contractor’s Legal Name: North Mississippi Health Services Property Holdings, LLC

History of Contract: In 2005, MSU partnered with the Imaging Center for Excellence (ICE), a private health care provider, to acquire and operate a Magnetic Resonance Imaging (MRI) unit and a diagnostic imaging facility for research and clinical purposes. As part of the partnership, ICE, through its affiliated property development company Medical Development Properties, LLC (MDP), constructed a state-of-the-art diagnostic imaging center for MSU and ICE’s joint use. The Imaging Center, which is a specialized medical facility, was designed and constructed to house a 3 Tesla MRI unit, a linear accelerator unit, a full-service radiology clinic, and space for MSU researchers, research
laboratories, and other specialized space for MSU’s College of Veterinary Medicine clinical radiology practice. As part of its agreement with ICE, MSU originally entered into a 15-year lease with MDP in June 2006. The lease agreement was amended by the parties on June 1, 2017, for a new five-year term. In December 2021, NMHS acquired the ICE facility from MDP. As part of the property acquisition, the lease agreement with MSU was assigned to NMHS. The current term of the lease is scheduled to expire on May 31, 2022.

Specific Type of Contract: Second Amendment to Lease Agreement.

Purpose: The Second Amended will extend the term of the lease for three years, commencing on June 1, 2022.

Scope of Work: N/A

Term of Contract: Three years beginning June 1, 2022 and ending May 31, 2025.

Contract Amount: MSU will continue to pay annual rent of $187,200.00 for year 1 of the new three-year term. The annual rent will increase to $195,840 for years 2 and 3 of the term.

Funding Source for Contract: Institutional funds – service center revenue

Termination Options: Either party may terminate the lease for convenience by providing ninety (90) days in advance written notice.

In the event office space becomes available in a state-owned building, MSU can terminate the lease upon 30 days’ notice.

Either party can terminate if the building is destroyed by fire or other causes.

MDP can terminate if MSU fails to pay rent.

Either party may terminate in the event of forfeiture or breach of the 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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
3. **MSU – REQUEST FOR APPROVAL TO ENTER INTO A LEASE AGREEMENT WITH MSU RESEARCH & TECHNOLOGY CORPORATION**

**Agenda Item Request:** Mississippi State University, for and on behalf of its National Strategic Planning & Analysis Center (NSPARC), requests approval to enter into a new five-year lease agreement with the Mississippi State University Research & Technology Corporation (RTC) for office space at RTC’s Innovation Hub (Hub) at 301 Main Street in Starkville, Mississippi. MSU requests approval to lease up to 9,137 square feet of space in the Hub at a rate of $16.00 per square feet annually.

**Contractor’s Legal Name:** Mississippi State University Research & Technology Corporation

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

**Specific Type of Contract:** Lease Agreement for office space.

**Purpose:** NSPARC is currently occupying space MSU subleases at the Mill Conference Center. In the event the Mill is purchased by the MSU Foundation, MSU’s sublease at the Mill will terminate. MSU has identified office space at RTC’s Hub to house NSPARC. MSU does not intend to enter into this lease agreement with RTC unless and until the MSU Foundation has acquired the Mill. Depending on NSPARC’S exact needs at the time the lease agreement is executed, NSPARC will lease up to 9,137 square feet at $16 per square feet annually.

**Scope of Work:** N/A

**Term of Contract:** The lease agreement is for a five-year term commencing upon the date of full execution of the lease agreement.

**Contract Amount:** Depending on the amount of space leased, MSU could pay annual rent up to $146,192 for a total of up to $730,960 over the five-year term of the lease agreement. MSU will also be responsible for its pro rata share of the cost of utility and janitorial services.

**Funding Source for Contract:** nSPARC service center revenue

**Termination Options:**

MSU may terminate the lease agreement if space becomes available in any state-owned building.
MSU may reduce rent if necessitated by a discontinuous or decrease in federal or state funds upon thirty (30) days written notice to RTC, with space being reduced proportional to the reduction in rent.

If either party is in default and has not cured the default within the applicable cure period, the non-defaulting party will have the right to terminate the lease agreement.

Should the leased premises be totally or substantially destroyed by fire, the elements or otherwise, so as to render it untenable, either party will have the option to cancel the remaining portion of the lease term upon forty-five (45) days written notice.

**Contractor Selection Process:** The space was identified as a suitable space for nSPARC to conduct its business activities.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

4. **MSU – REQUEST FOR APPROVAL TO RENEW A SOFTWARE AGREEMENT WITH SIRSIDYNIX**

**Agenda Item Request:** Mississippi State University requests approval to enter into a new 5-year agreement with SirsiDynix. SirsiDynix provides specialized library software and services for the members of the Mississippi Library Partnership. The SirsiDynix Library Automation System is the software used by the libraries to manage their collections including providing an online catalog, and the modules required to manage the collections (i.e. circulation, cataloging, acquisitions, serials control, analytics, etc.).

**Contractor’s Legal Name:** SirsiDynix

**History of Contract:** MSU enter into a 5-year agreement with SirsiDynix in 2009, renewed the agreement in 2014 for an additional 5 years and renewed the agreement in 2019 for an additional 3 years.

**Specific Type of Contract:** This is a renewal of an existing agreement.

**Purpose:** The purpose of the agreement is to license the SirsiDynix Library Automation System software and services for the Mississippi State University Libraries and the members of the Mississippi Library Partnership. Member institutions include Mississippi State University (lead institution), Columbus-Lowndes Public Library System, East
Mississippi Community College Library System, First Regional Library System, Hinds Community College, Lee-Itawamba Library System, Mid-Mississippi Regional Library System, Mississippi Delta Community College, Mississippi University for Women, Starkville-Oktibbeha County Public Library System, and Tombigbee Regional Library System. As part of this renewal, Delta State University will join the consortium.

**Scope of Work:** SirsiDynix will continue to provide the member Libraries with access to the Library Automation System software and additional enhancements and maintenance during the term of the agreement. New modules (Data Control and MobileCirc) will be implemented by SirsiDynix. Data from Delta State University will be migrated from their standalone system to the consortium’s implementation.

**Term of Contract:** July 1, 2022 – June 30, 2027

**Termination Options:** Either party may terminate the Master Agreement immediately upon written notice if the other party commits a non-remediable material breach of the Master Agreement, or if the other party fails to cure any remediable material breach or provide a written plan of cure acceptable to the non-breaching party within 30 days of being notified in writing of such breach. Where the non-breaching party has a right to terminate the Master Agreement, the non-breaching party may at its discretion terminate the Master Agreement or the applicable Quote. Quotes that are not terminated shall continue in full force and effect under the terms of this Master Agreement. Following termination of the Master Agreement, Customer agrees to certify that it has returned or destroyed all copies of the applicable Product and Confidential Information and acknowledges that its rights to use the same are relinquished.

**Contract Amount:** A five-year outlook is presented below. The maintenance fees associated with the

<table>
<thead>
<tr>
<th></th>
<th>2022</th>
<th>2023</th>
<th>2024</th>
<th>2025</th>
<th>2026</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>All current items plus 200 symphony web Licenses &amp; data Control</td>
<td>$241,615</td>
<td>$242,513</td>
<td>$243,446</td>
<td>$244,416</td>
<td>$244,423</td>
<td>$1,217,413</td>
</tr>
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</table>

SirsiDynix Products: Includes addition of Delta State University, BlueCloud Mobile,
<table>
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<tr>
<th>Symphony Data Control, Symphony Web Saas user</th>
<th>$66,563</th>
<th>$51,690</th>
<th>$51,690</th>
<th>$51,690</th>
<th>$51,690</th>
<th>$273,323</th>
</tr>
</thead>
</table>

SirsDynikx Services:
Consulting: BC Mobile App and Template Branding,
BC Mobile Surestart-2 Consortium Member Add-on,
Bibliographic Record dedupe, Data Migration;

Product Delivery: BC Mobile Installation,
Enriched Content installation, Symphony additional Institution, Data Control Installation,
Symphony Web Installation

Project Management:
<table>
<thead>
<tr>
<th>Project Management</th>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td>For all products and BC Mobile Self Paced Training</td>
<td>$3,350</td>
<td>$3,350</td>
<td>$3,350</td>
<td></td>
<td>$3,350</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Third Party products</th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Solus Services, Syndetics Unbound Expansion</td>
<td>$5,937.43</td>
<td>$5,940.00</td>
<td>$6,100.00</td>
<td>$6,270.00</td>
<td>6,450.00</td>
</tr>
<tr>
<td>(Discount)</td>
<td>($15,545)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| Total | $301,920.43 | $300,143.00 | $301,236.00 | $302,376.00 | $303,563.00 |
|       | $1,509,238.43 |

SirsDynix contract are as follows:

The above chart outlines the associated costs for the 5-year agreement and the addition of Delta State University.

This amount is within our MS Dept of ITS CP1 approved budget for the project.

**Funding Source for Contract:** Each member of the Mississippi Library Partnership pays Mississippi State University Library for a portion of their overall contract fee.

**Contractor Selection Process:** Renewal of existing contract.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
5. **UM – REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH CWM, LLC**

**Agenda Item Request:** The University of Mississippi Landscape Services Department requests approval to enter into a contract with CWM, LLC.

**Contractor’s Legal Name:** CWM, LLC

**History of Contract:** This is a new contract resulting from the University of Mississippi Request for Bid #1024.

**Specific Type of Contract:** The contract provides the service for collection and disposal of solid waste, bulk trash, construction & demolition debris generated by the University of Mississippi.

**Purpose:** The purpose of the contract is to provide services for collection and disposal of waste materials in a timely manner when deemed necessary.

**Scope of Work:** The contractor will provide waste collection and disposal utilizing roll off containers and self-contained compactors with same day delivery and/or pick-up of containers for the University of Mississippi.

**Term of Contract:** The contract with CWM, LLC is for one year, renewable annually not to exceed sixty (60) months in total.

**Termination Options:** This contract can be terminated based on non-performance of services, force majeure, failure to comply with the Mississippi Employment Protection Act, or non-availability of funds due to a decrease or change in Legislative appropriation.

**Contract Amount:** The amount of this contract with CWM, LLC will be approximately $188,000 per year. If renewed each year up to the total possible contract term of the five years, the contract amount will be approximately $940,000.

**Funding Source for Contract:** The funding for waste collection and disposal will be provided within the budgets of the University of Mississippi Landscape Services, Athletics, Student Housing, and as needed/requested by other departmental budgets within the University of Mississippi.

**Contractor Selection Process:** The contractor, CWM, LLC, was selected utilizing the Request for Bid process through Procurement Services at the University of Mississippi. We received three bids and selected the lowest bidder for award.
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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

6. UM – REQUEST FOR APPROVAL TO AMEND A CONTRACTUAL SERVICES AGREEMENT WITH HOAR PROGRAM MANAGEMENT, LLC

Agenda Item Request: The University of Mississippi Department of Facilities Planning requests approval to amend the Master Services Agreement with Hoar Program Management, LLC (HPM) for the University of Mississippi New Jim and Thomas Duff Center for Science and Technology Innovation (CSTI).

Contractor’s Legal Name: Hoar Program Management, LLC

History of Contract: The original contract was approved by the IHL Board at their February 2018 meeting and executed that same month. The original Master Services Agreement was amended in June 2020 to increase the scope of services and approved by the IHL Board in November 2021 to adjust the scope of services to reflect a Public Bid/Build delivery method and increase the fees.

Specific Type of Contract: This is an amended professional services contract.

Purpose: The purpose of this Amended Master Services Agreement is to adjust the Owner’s Representative responsibilities in the scope of work to change the Senior Project Manager’s services to full-time and extend the Senior Project Manager’s full-time services and the Senior Field Coordinator’s full-time services to be throughout the duration of construction closeout (November 30, 2023) and increase the fees. The previously amended agreement was based on the Senior Project Manager being full-time for 9 months and the Senior Field Coordinator being full-time for 24 months. This amendment will maintain the agreement duration for the new CSTI building as November 30, 2023. Revisions to the original agreement are located in the footer of page 1; Paragraphs 3.1, 5.2, 8.1, 13.1, and 13.2; Exhibit A; and Exhibit B.

Scope of Work: The scope of work includes all tasks as identified in the amended Exhibit A - Scope of Services for the new CSTI building with additional details in the amended Exhibit B.

Term of Contract: This Amended Master Services Agreement maintains the original agreement start date of February 16, 2018 and maintains the current duration of the Agreement to the anticipated completion of construction and close-out date of November 30, 2023.
Termination Options: The contract may be terminated by UM for convenience if project is canceled or indefinitely deferred, for default, for force majeure, in the event that funds associated for payment of this contract become unavailable due to a decrease or change in the legislative appropriation, or for HPM’s lack of compliance with the Mississippi Employment Protection Act. HPM may terminate the contract for nonpayment by UM, suspension of the Project for more than ninety (90) days, material breach or failure of UM to comply with this Contract, or force majeure.

Contract Amount: The contract amount per the current agreement is $1,831,658.57. The additional fee for the adjusted responsibilities and services reflected in this amended agreement is $589,921.80. The new contract total is $2,421,580.37.

Funding Source for Contract: The funding source for this contract is HB1729 L’16; HB1649 L’18; Internal R&R funds, External UMEBC financing, and other sources.

Contractor Selection Process: UM solicited Request for Qualifications via public advertisement. Five (5) firms submitted qualification packages. From the five (5) firms, the selection committee selected three (3) firms for in-person interviews. The selection committee interviewed the three firms and selected HPM as the successful firm to provide Owner’s Representative Services.

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

7. UM – REQUEST FOR APPROVAL TO ENTER INTO A CONSULTING SERVICES AGREEMENT WITH HURON CONSULTING GROUP, INC.

Agenda Item Request: The University of Mississippi Department of Human Resources requests approval to enter into a contract with Huron Consulting Group Inc. DBA Huron Consulting Services LLC.

Contractor’s Legal Name: Huron Consulting Group Inc. DBA Huron Consulting Services LLC

History of Contract: This is a new contract.

Specific Type of Contract: This is a consulting services agreement.

Purpose: The purpose of the contract is to have a consulting agency conduct a Comprehensive Staff Classification and Compensation Study.
Scope of Work: UM sought proposals from consulting agencies to conduct a comprehensive classification and compensation study of its classified, professional, administrative (staff) positions and a plan for implementation utilizing best practices in its management and design. The primary objectives are: 1) to attract and retain qualified employees who will be paid equitable salaries; 2) to provide fair salaries for all workers at UM; and 3) to provide a salary structure to enable UM to maintain a competitive position with other entities within the university’s geographical area and industry.

The proposal will also include the development of a compensation philosophy, and review of salary ranges and position descriptions. The desired classification and compensation study will address the following main components:

Job Evaluations – It is proposed that the classification and compensation study include a review and provide recommendations for ranking and assignment of each position to an appropriate salary grade level to ensure fairness and internal equity. Furthermore, it is proposed that the study include recommendation for appropriate compensation adjustments for any positions deemed to be undervalued, or overvalued, by current classifications.

Evaluation Instruments – It is proposed that evaluation instruments will be devised and presented for staff.

Salary Structure – It is proposed that UM be provided a salary structure that provides fair and equitable compensation for all classified, professional, and administrative positions; with minimum, midpoint and maximum ranges per position.

Recommendation for Advancement Between Salary Ranges – It is proposed that UM be provided with recommended procedures for implementing advancement within and between salary ranges resulting from transfers, promotions, or demotions.

External Competitiveness – It is proposed that a compensation philosophy be developed to ensure external competitiveness. It is also proposed that UM’s salary structure and existing position titles be reviewed with recommendations for external competitiveness so that UM can attract and retain well-qualified employees that may include a separate ranking system for highly competitive, market driven positions.

Maintenance Process – It is proposed that UM be provided recommended procedures to ensure that, once the results of the compensation study have been implemented, the results may be maintained and updated appropriately. It is proposed that any recommendations pertaining to a maintenance process be supported by relevant training of appropriate UM staff and necessary systems required to maintain and update the system internally.

The scope of this study shall include current position titles. The following employee categories should be reviewed as part of the study:
Classified Employees - This category includes full and part-time administrative and academic support positions including, secretarial/administrative assistant/clerk positions, classified/service positions, classified technology positions, and maintenance/custodial positions.

Review of the Executive and Faculty positions is NOT within the scope of this project.

General Design and Plan Implementation Requirements

The requirements of the Contractor in designing a classification and compensation plan for implementation are as follows:

1. Gather necessary information using questionnaires, position audits, personal interviews, or other accepted methods.

2. Work with the Chief Human Resources Officer and Manager of Human Resources Compensation to identify a market position for UM.

3. Analyze existing internal hierarchy based on job relationships and propose implementation methods to correct identified problems.

4. Develop a classification grade methodology and propose recommended strategies for UM.

5. Develop a pay plan, identifying specific parameters (i.e. percent spreads between salary ranges and within ranges, consolidation of classifications, and methodology for determination of comparable rates).

6. Review current position descriptions and provide advice regarding changes necessary to ensure effective descriptions are in place for staff positions.

7. Review and assign positions to an appropriate pay grade.

8. Develop and propose implementation strategies including calculating the cost of implementing the study.

9. Provide a proposal for staff training to maintain and revise system, as needed.

10. Prepare cost analysis for positions that fall below the proposed minimum salaries following reclassification.

11. Develop an audience-based Communication Plan for distribution to various stakeholders on online posting.
12. Develop recommendations and an instrument for ongoing internal administration and maintenance of the proposed classification/compensation plan.

13. Develop a comprehensive classification/compensation plan for UM employees based upon an objective analysis and evaluation of position content. Such compensation plan must provide internal equity and yet be competitive in the marketplace to facilitate attraction and retention of qualified employees.

14. Prepare a written report of objectives, actions, findings and recommendations for presentation to the Chancellor and Senior Leadership Group.

**Term of Contract:** This Agreement shall commence on the Effective Date and will remain in effect for a period of two (2) years unless terminated as permitted.

**Termination Options:** A party may terminate this Agreement or the particular SOW early without cause upon ninety (90) days’ advance written notice to the other party, or earlier if agreed by the parties.

A party may terminate this Agreement or the particular SOW for cause if the other party materially breaches the terms of this Agreement and fails to cure such breach within thirty (30) days of receiving written notification of such breach, or as otherwise agreed by the parties.

The termination becomes effective on the last day of the advance notice period required above, or such other date as agreed by the parties (the “Termination Date”).

**Contract Amount:** UM will pay Service Provider the fees and allowable incurred expenses as outlined in the SOW not to exceed $350,100 plus out-of-pocket expenses to be capped at $20,000.

**Funding Source for Contract:** This contract will be funded using Educational and General funds.

**Contractor Selection Process:** UM issued RFP 686 for these services. The review committee consisted of Human Resources professional, School of Business faculty members, and business officers.

Huron received the highest overall ratings for the evaluation criteria; the first review rating the proposals based upon qualifications, ability to perform, cost structure, and listed references. The second review consisted of an evaluation of the presentations and “questions and answers” segment; ability to perform (including staffing and timing), sound approach, process clarity, and methodology, comprehension of the full scope of the project and priced accordingly.
While Huron bid was higher than the competitor, their pricing was more inclusive of the full scope of the project and the firm is adequately staffed to execute the project in a timely manner.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

8. **UMMC-REQUEST FOR APPROVAL TO WAIVE ANNUAL AUDIT OF THE UMMC RESEARCH DEVELOPMENT FOUNDATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests a waiver of the annual audit requirement applicable to the IHL approved affiliation agreement with UMMC Research Development Foundation (RDF) for the fiscal year ending June 30, 2021.

**Justification:** As per requirements stipulated in Board Policy 301.0806 D.9., staff have considered and reviewed the source documents for the following:

- Both activities and assets of the RDF continue to remain low (approximately $12,013 as of February 2022);
- Contracting for an external audit would represent a significant expense that, at this time, does not make sound financial or business sense, as the FY2019 audit cost $8,268 to complete; and
- The RDF does not anticipate that the year-end financial statements for the current year will differ substantially from the financial statements as of the end of the most recently completed fiscal year.

**STAFF RECOMMENDATION:** Board Policy 301.0806D.9 requires that all affiliated entities "must engage a Certified Public Accounting (CPA) firm to perform annual audits of the Entity's annual financial statements". UMMC is requesting that this requirement be waived for FY 2021. Board staff recommends approval of this request subject to a review of financial records for FY 2021 based upon standards determined by the system's Office of Internal Audit.

9. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH B. BRAUN MEDICAL, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Purchase Agreement with **B. Braun Medical Inc. (B. Braun)** to purchase solutions and disposables required to perform dialysis on the B. Braun Dialog®
hemodialysis systems. UMMC also requests approval to substitute, add, or remove products covered by the agreement without requiring prior submission for Board approval, as long as it does not increase the approved expenditure level.

Contractor’s Legal Name: B. Braun Medical Inc.

History of Contract: On May 16, 2019, the Board approved an agreement with B. Braun for the purchase of solutions and disposables required to perform dialysis on the B. Braun Dialog® hemodialysis systems. The agreement will expire on May 31, 2022.

Specific Type of Contract: This is a new Purchase Agreement.

Purpose: The purpose of this agreement is to purchase solutions and disposables required to perform dialysis on the B. Braun Dialog® hemodialysis systems.

Scope of Work: Under the agreement, B. Braun:
- will supply the solutions and disposables required to perform dialysis on the B. Braun hemodialysis systems; and
- may increase prices in the event of an unusual increase in B. Braun’s cost related to the products that is outside the control of B. Braun.

Under the agreement, UMMC will:
- purchase at least ninety percent (90%) of the solutions and disposables to be used on B. Braun equipment owned by UMMC;
- purchase at least $10,000 of B. Braun products during each year of this agreement;
- comply with B. Braun’s returned goods policy;
- have the right to purchase substitute products if B. Braun is unable to repair or replace recalled products within six (6) weeks of the recall; and
- have the right to purchase substitute products if B. Braun is unable to provide products for thirty (30) days due to a force Majeure event, until B. Braun can supply the products.

Term of Contract: The term of the agreement is five (5) years, from June 1, 2022, through May 31, 2027.

Termination Options: The agreement may be terminated as follows:
- by the non-breaching party upon thirty (30) days written notice of a breach, if the breaching party fails to cure or attempt to cure within thirty (30) days;
- by UMMC upon sixty (60) days written notice to B. Braun if
  - the parties are unable to agree on a price increase;
  - B. Braun is in material breach and the breach has not been cured in thirty (30) days of notice from UMMC; and
Contract Amount: The total estimated cost of the agreement over the five (5) year term is $1,200,000. Beginning in year two (2), UMMC has calculated a fifteen percent (15%) annual increase for patient volume growth. Beginning in year three (3), UMMC has included a three percent (3%) annual increase for price increases.

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

Contractor Selection Process: The B. Braun dialysis solutions and disposables qualify as clinical commodities under Miss Code Ann §31-7-l, which is exempted from procurement requirements under §31-7-13.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

10. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO A BUILDING LEASE WITH BYB LEASING, LLC**

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Building Lease with **BYB Leasing, LLC (BYB)**. Under the agreement, UMMC will lease property located at 2601 North State Street, Jackson, MS to BYB. The property will be utilized as a restaurant and retail establishment.

Contractor’s Legal Name: BYB Leasing, LLC

History of Contract: In 1997, the Mississippi Veterans Stadium Commission executed a Lease Agreement for ground space located at 2601 North State Street, Jackson, MS, for the development and construction of a building, which became a Backyard Burgers restaurant establishment. Pursuant to the 1997 Lease Agreement, the real property, including all structures physically attached to the real property, would become vested with the landlord upon expiration of the 1997 Lease Agreement. In 2011, the Mississippi Veterans Stadium Commission and the Mississippi Department of Finance and Administration transferred all interest in the subject property to UMMC, including the 1997 Lease Agreement. The existing Lease Agreement will expire on May 29, 2022, at which time UMMC will own both the land and building. UMMC desires at this time to lease the building to BYB to continue its restaurant and retail establishment operations.

Specific Type of Contract: This is a new Building Lease.
Purpose: The purpose of the Building Lease is to lease property located at 2601 North State Street Jackson, MS to BYB Leasing, LLC.

Scope of Work: Under the Building Lease, BYB agrees:

- To pay rent timely;
- Not make any material alterations or addition in or on the premises without first obtaining the consent of UMMC;
- Not assign or sublet or part with the possession of the whole or any part of the premises without first obtaining consent of UMMC;
- Upon expiration, BYB shall surrender the building in good condition and repair, reasonable wear and tear and damage by fire and extended coverage perils excepted;
- Promptly pay all utility charges in connection with its operations at the premises including but not limited to gas, electricity, and water;
- To pay for telephone services and housekeeping; and
- Pay for all customary maintenance of the building and grounds including the parking lot maintenance, pest control, and security.

Term of Contract: The term of this agreement is ten (10) years, from May 29, 2022, through May 28, 2032.

Termination Options: This agreement may be terminated as follows:

- by UMMC if BYB engages in a prohibited use and fails to cure such violation within fifteen (15) days following the notice of the violation;
- by UMMC if the building is damaged by fire or other casualty and BYB does not elect to make repairs;
- automatically if the whole of the premises or building or so much thereof as to render the balance unusable by UMMC shall be taken under power of eminent domain, condemnation or by deed in lieu of foreclosure or otherwise;
- At any time by UMMC in the event of a monetary default by BYB; and
- By UMMC upon 365 day written notice to BYB.

Contract Amount: The ten (10) year Building Lease will provide UMMC a total revenue of $1,302,131.49. BYB will pay a monthly base rent in the amount of $9,750. The base rent will increase by nine percent (9%) in years four (4), seven (7) and ten (10).

Funding Source for Contract: This is a revenue generating lease.

Contractor Selection Process: BYB has operated the Backyard Burgers restaurant and retail establishment for the last ten (10) years. UMMC desires for BYB to continue its Backyard Burgers operation at this location.
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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

11. UMMC-REQUEST FOR APPROVAL TO AMEND A SERVICES AGREEMENT WITH COMPREHENSIVE CV SERVICES LLC

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into the Second Amendment to its Services Agreement with Comprehensive CV Services LLC (CV Services) for cardiac surgery support staffing, in order to include provide greater flexibility in the number of full time cardiac thoracic first assistants (FA) for floor rounding, consultation visits, and operating room coverage during normal operating hours on an as-needed basis.

Contractor’s Legal Name: Comprehensive CV Services LLC

History of Contract: On June 17, 2021, the Board approved the Services Agreement with CV Services for a term of three (3) years from July 1, 2021, through June 30, 2024, for cardiac surgery support staffing. On February 17, 2022, the Board approved the first amendment to add one (1) additional full time cardiac FA for floor rounding, consultation visits and operating room coverage. Due to current staffing concerns, UMMC seeks to amend the agreement again to allow for flexibility in the number of cardiac thoracic FA throughout the term of the agreement.

Specific Type of Contract: This is the Second Amendment to the Services Agreement.

Purpose: The purpose of the Second Amendment is to include provide greater flexibility in the number of FA on an as needed basis. The purpose of the agreement is to provide operating room and floor coverage for cardiac surgery support services. An important element of the services required is the ability of CV Services to provide an experienced assistant able to harvest saphenous vein used in coronary artery bypass grafts.

Scope of Work: Under the amended agreement, upon UMMC’s written request, CV Services will provide:
- cardiac and/or thoracic first assistants (FA) for coverage during regular operating hours;
- qualified cardiac and/or thoracic first assistant experienced with harvesting saphenous vein(s) for after hour and holiday cardiac/thoracic surgery call coverage; and
- thirty (30) minutes response to the hospital upon notification by telephone of activation of surgical services.
Term of Contract: The term of the amended Agreement remains three (3) years, from July 1, 2021, through June 30, 2024. After the initial term of one (1) year, the Agreement shall automatically renew for two (2) successive one (1) year terms. The Second Amendment will become effective May 20, 2022, and remain in effect until the Agreement’s expiration.

Termination Options: Termination options include:
- by mutual agreement;
- By UMMC with or without cause upon thirty (30) days’ written notice to CV Services;
- By UMMC in the event that CV Services refuses or fails to perform any of the provisions of the contract or otherwise fails to timely satisfy the contract provisions, or commits any other substantial breach of the contract if not cured within ten (10) days;
- Immediately upon CV Services’ breach of any of the following ongoing representations and warranties that CV Services, its officers, directors and employees:
  o are not currently excluded, debarred, or otherwise ineligible to participate in any federal healthcare programs or any state healthcare programs;
  o 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;
  o are not, nor have ever been included on the Office of Foreign Assets Control, Specially Designated Nationals and Blocked Persons list;
  o are not, to the best of its knowledge, under investigation or otherwise aware of any circumstances which may result in it being excluded from participation in the Federal Healthcare Programs or any state healthcare programs; and
  o if CV Services is to receive any patients’ personal health information, CV Services represents and warrants that it has implemented safeguard to ensure that the privacy and confidentiality of patients’ personal health information is protected;
- By UMMC upon thirty (30) days’ written notice in the event of a reduction in funds; and
- In the event of an adverse change in law and the parties cannot agree upon renegotiated terms within thirty (30) days.

Contract Amount: The total cost of the amended Agreement is $2,250,000. The fee for each full-time equivalent is $12,500 per month.
Funding Source for Contract: The contract will be funded by patient revenue.

Contractor Selection Process: UMMC is currently contracted with CV Services.

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

12. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH ELEKTA INC. (GAMMA KNIFE)

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Service Agreement with Elekta Inc. (Elekta) for hardware maintenance, support service, and reload of the cobalt supply for UMMC’s Leksell Gamma Knife® Icon™ (Gamma Knife). The Gamma Knife is used to treat brain disorders using a non-invasive method of delivering a single, high dose of irradiation to a small and critically located intracranial volume through the intact skull. Pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services, UMMC also requests a waiver to allow prepayment of the annual support fee.

Contractor’s Legal Name: Elekta Inc.

History of Contract: On May 17, 2018, the Board approved a Service Agreement with Elekta for hardware maintenance and support service for UMMC’s Gamma Knife. The agreement will expire on May 31, 2022.

In addition to this request, UMMC has submitted for consideration a separate agreement with Elekta for hardware maintenance and support service for UMMC’s Synergy® S linear accelerator (E3).

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

Purpose: The purpose of the agreement is to provide hardware maintenance, support service, and reload of the cobalt supply for UMMC’s Gamma Knife. The Gamma Knife is used to treat brain disorders using a non-invasive method of delivering a single, high dose of irradiation to a small and critically located intracranial volume through the intact skull.

Scope of Work: Under the agreement, Elekta will provide the platinum service package and cobalt supply reload for UMMC’s Leksell Gamma Knife Icon, which includes:

- labor and parts coverage;
• software support for updates and upgrades;
• system availability support, including an uptime guarantee;
• technology refresh;
• remote services support;
• education services and training;
• business services and physics support;
• reloading the new cobalt supply; and
• disposal of the old cobalt supply.

Term of Contract: The initial term of the Agreement is one (1) year, from June 1, 2022, through May 31, 2023. Thereafter, the agreement will renew annually for up to four (4) additional years. UMMC requests approval for the initial and all renewal terms, for a total term of five (5) years, from June 1, 2022, through May 31, 2027.

Termination Options: The agreement may be terminated as follows:
• by Elekta for UMMC’s failure to make payment and failure to cure nonpayment after receiving written notice from Elekta;
• in the event of insufficient funds;
• by either party if services are delayed more than six (6) months due to an ongoing Force Majeure event;
• by either party upon written notice thirty (30) days prior to the end of the current term; and
• by either party if Elekta is unable, after reasonable effort, to perform services in accordance with its warranty that services will be carried out in a competent and professional manner and with all reasonable care and skill.

Contract Amount: The total estimated cost over the five (5) year term is $2,750,000. The annual fee for the platinum service package is $508,000. UMMC also has factored in an additional $40,000 per year for unforeseen emergency support services outside normal working hours, including travel.

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

Contractor Selection Process: Elekta is the only vendor that can provide on-site technical support by Elekta-certified engineers, on-site response time within four (4) working hours, unique components coverage for non-standard spare parts, original equipment manufacturer (OEM) parts for regular or emergency repairs and replacements, and remote services for technical and application support.

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
for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

13. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH ELEKTA INC. (LINEAR ACCELERATOR).**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Service Agreement with Elekta Inc. (Elekta) for hardware maintenance and support service for UMMC’s Synergy® S linear accelerator (E3). The linear accelerator provides radiation therapy with 3D image guidance to help clinicians visualize tumor targets and normal tissue both before and during treatment fractions. Pursuant to IHL policy 707.03 *Approval of Prepayment for Goods or Services*, UMMC also requests a waiver to allow prepayment of the annual support fee.

**Contractor’s Legal Name:** Elekta Inc.

**History of Contract:** On May 17, 2018, the Board approved a Service Agreement with Elekta for hardware maintenance and support service for UMMC’s Synergy® linear accelerator (E3). The agreement will expire on May 31, 2022.

In addition to this request, UMMC has submitted for consideration a separate agreement with Elekta for hardware maintenance and support service for UMMC’s Leksell Gamma Knife® Icon™.

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

**Purpose:** The purpose of the agreement is to provide hardware maintenance and support service for UMMC’s Synergy® linear accelerator (E3). The linear accelerator provides radiation therapy with 3D image guidance to help clinicians visualize tumor targets and normal tissue both before and during treatment fractions.

**Scope of Work:** Under the agreement, Elekta will provide the gold service package for UMMC’s Synergy® linear accelerator, which includes:

- labor and parts coverage;
- software support for updates and upgrades;
- system availability support, including an uptime guarantee;
- remote services support; and
- business services support.

**Term of Contract:** The term of the agreement is two (2) years, from June 1, 2022, through May 31, 2024.
Termination Options: The agreement may be terminated as follows:

- by Elekta for UMMC’s failure to make payment and failure to cure nonpayment after receiving written notice from Elekta;
- in the event of insufficient funds;
- by either party if services are delayed for more than six (6) months due to an ongoing Force Majure event;
- by either party upon written notice thirty (30) days prior to the end of the current term; and
- by either party if Elekta is unable, after reasonable effort, to perform services in accordance with its warranty that services will be carried out in a competent and professional manner and with all reasonable care and skill.

Contract Amount: The total estimated cost over the two (2) year term is $550,000. The fixed annual fee for the gold service package is $226,175.07. UMMC has factored in an additional $40,000 per year for unforeseen emergency support services outside normal working hours, including travel.

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

Contractor Selection Process: Elekta is the only vendor that can provide on-site technical support by Elekta-certified engineers, on-site response time within four (4) working hours, unique components coverage for non-standard spare parts, original equipment manufacturer (OEM) parts for regular or emergency repairs and replacements, and remote services for technical and application support.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

14. UMMC-REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH MEDIQUANT, LLC

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into Amendment Four to its Standard Terms and Conditions (Agreement) with MediQuant, LLC (Mediquant) (successor in interest to MediQuant, Inc.) to extend the term of the agreement for a period of three (3) years, remove two (2) agency interfaces, and change the tier status for Grenada patient accounting to a tier 2. The Mediquant system provides data storage and access management services to UMMC for its legacy clinical and financial data. Pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services, UMMC also requests a waiver to allow payment of the monthly access fees in advance each month.
Contractor’s Legal Name: MediQuant, LLC

History of Contract: On May 21, 2015, the Board approved the master set of terms and conditions (Agreement) and associated service order with Mediquant to provide data storage and access management services. On February 16, 2017, the Board approved the first Amendment to Service Order 1 (SO1), a Service Order 2 (SO2), and a Service Order 3 (SO3). The Amendment to SO1 allowed UMMC to revert to the Active Tier for its Invision PA and Signature legacy systems. SO2 allowed for the conversion of the Cerner/Siemens system, RAS/RASÍ system, and the Aspyra Lab applications into Mediquant’s DataArk applications for final accounts receivable (AR) drawdown and Release of Information from UMMC’s Grenada location, as well as for the conversion of the CoPath system used by anatomical pathology at the main campus. SO3 allowed UMMC to continue data storage and access to the legacy clinical and hospital financial data for main campus and added the OpenArk application to provide on-demand same day access to data. SO3 also established a new three (3) year term that continued the applications established in SO1, through May 31, 2020. On May 20, 2020, the Board approved Amendment Two to extend the term of the Agreement for one (1) year. In addition, the Board approved Service Order 4 (SO4) to provide continued access to the Mediquant system. On May 20, 2021, the Board approved Amendment Three to extend the term of the agreement for one (1) year to continue services under SO4. The total approved term of the Agreement and associated service orders was seven (7) years, from June 1, 2015, through May 31, 2022. UMMC is purchasing services through Mediquant’s authorized reseller MoreDirect, Inc.

Specific Type of Contract: This is the fourth amendment to the Standard Terms and Conditions.

Purpose: The purpose of Amendment Four is to extend the term of the Agreement for three (3) additional years, remove two (2) agency interfaces that are no longer needed, and change the data access tier for Grenada patient accounting to a lower level. The Mediquant system provides data storage and access management services to UMMC for its legacy clinical and financial data.

Scope of Work: Mediquant will continue to provide access to the applications hosted in DataArk and OpenArk at the necessary tier levels so that UMMC may access data as needed from the legacy systems.

Term of Contract: Amendment Four extends the total term of the Agreement by three (3) additional years. The total amended term of the Agreement, which includes all associated service orders, is ten (10) years, from June 1, 2015, through May 31, 2025.
Termination Options: The Agreement may be terminated for the following:
- By either party provided one hundred and eighty (180) days written notice to the other party;
- Failure of either party to comply with any material provision of the Agreement upon receiving notice and subsequent failure to resolve within thirty (30) days;
- After three failures to timely pay, the Agreement can be terminated without a cure period;
- By UMMC for non-availability of funds;
- UMMC may terminate the Agreement and the underlying business relationship in the event that Mediquant, acting as a business associate, as defined by the Health Insurance Accountability and Portability Act (HIPAA), improperly uses or discloses protected health information in breach of the business associate agreement (BAA);
- UMMC may terminate if it makes the determination that a material condition of performance by Mediquant, acting as a business associate, as defined by the HIPAA, has changed or the business associate has breached a material term of BAA; and
- In the event of any reduction in available funds to UMMC, the Agreement may be terminated without penalty to UMMC.

Contract Amount: The total cost of Amendment Four is $284,724.00. The total cost of the Agreement, including all associated service orders, is $2,368,712.07.

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

Contractor Selection Process: UMMC is currently contracted with Mediquant.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

15. UMMC-REQUEST FOR APPROVAL TO AMEND A SERVICES AGREEMENT WITH MID SOUTH REHAB SERVICES, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to amend its Rehabilitation Services Agreement (Agreement) with MidSouth Rehab Services, Inc. (MidSouth). The amendment is to extend the term of the Agreement and to revise the payment structure for services provided to swing bed and skilled nursing unit patients to reflect the new Centers for Medicare and Medicaid Services (“CMS”) payment model. Under the Agreement, MidSouth provides a full range
of therapy services for UMMC Grenada. MidSouth provides all employees and management oversight of the inpatient, outpatient, and home health functions of UMMC Grenada’s Rehab service line. MidSouth is responsible for volume growth, oversight of quality, and oversight of billing practices to ensure appropriate coding of Rehab claims and appropriate collections of those claims.

**Contractor’s Legal Name:** MidSouth Rehab Services, Inc.

**History of Contract:** On June 20, 2019, the Board approved the Agreement with MidSouth for a full range of therapy services for UMMC Grenada. The agreement will expire on June 30, 2022, unless extended.

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

**Purpose:** The purpose of the amendment is to extend the term of the Agreement and to revise the payment structure for services provided to swing bed and skilled nursing unit patients to reflect the new CMS payment model. The purpose of the Agreement is to provide a full range of therapy services for UMMC Grenada. MidSouth provides all employees and management oversight of the inpatient, outpatient, and home health functions of the Rehab service line. MidSouth is responsible for volume growth, oversight of quality, and oversight of billing practices to ensure appropriate coding of Rehab claims and appropriate collections of those claims.

**Scope of Work:** Under the amended Agreement, MidSouth will continue to:
- provide a director of rehabilitation services and clinical staff therapists with specialized rehabilitative speech and language pathology, occupational therapy, and physical therapy services to UMMC Grenada’s patients;
- be responsible for all salary and other costs related to their personnel;
- furnish UMMC Grenada with all equipment required for the performance of the rehabilitation services;
- assist and advise UMMC Grenada in the preparation of all information, data, and materials required for accreditation, licensure, and survey by voluntary, local, state and national organizations in connection with the rehabilitation program;
- assist UMMC Grenada in handling all medical review requests from any pre/postpaid and on-site medical review audits by various third-party payers, including Medicare and Medicaid;
- set up and perform Quality Assurance and other government compliance reviews, activities, and the like;
- assist UMMC Grenada in promoting the rehabilitation program; and
- develop all marketing materials pertaining to the outpatient and swing bed program; and
• for the term of this Agreement and for one (1) year thereafter, MidSouth will not solicit, or assist any individual, person, firm, or entity in soliciting employment or engage any entity as an independent contractor, any person who was employed by UMMC Grenada as an employee, manager, rehab tech, therapist and/or assistant at any time during the term of this Agreement.

Under this amended Agreement, UMMC will:
• perform all billing and collections;
• provide office supplies, provide all office supplies, IT equipment, and patient care supplies and devices required by Facility’s patients; and
• make available all ancillary facilities, support services, and patient services required to meet the medical and therapeutic needs of Program’s patients;
• not enter any type of management, joint ownership, direct or indirect, or consulting agreement, for services related to the operation of the rehabilitation program, with a company that, to Facility’s knowledge, employs or solicits the employment of any current employees of Provider working at Facility during the term of this Agreement for a period of one (1) year after termination of this Agreement without MidSouth’s written consent.

Term of Contract: The term of the amended Agreement is five (5) years, from July 1, 2019, through June 30, 2024. The original agreement was for a term of three (3) years, beginning July 1, 2019. The amendment extends the term for an additional two (2) years through June 30, 2024.

Termination Options: Termination options include the following:
• either party may terminate this Agreement with cause by giving thirty (30) days’ written notice if the deficiencies and defaults are not corrected within the thirty (30) day period;
• by either party without cause, by giving one hundred twenty (120) days written notice to the other party;
• by either party upon written notice if a petition is filed by or against either party for adjudication as a bankrupt or insolvent, or for its reorganization or for the appointment of a receiver to trustee of such party’s property which is not discharged within thirty (30) days of filing; an assignment by either party for the benefit of creditors; or the taking of possession of either party’s property by any governmental officer or agency pursuant to statutory authority for the dissolution or liquidation of such party;
• in the event of a reduction in funds;
• upon two (2) days written notice, in the event the licenses held by UMMC, MidSouth or MidSouth’s personnel are at any time suspended, terminated or revoked, and such suspension, termination or revocation shall continue unstayed and in effect for a period of five (5) consecutive days;
• in the event of an adverse change in law or regulation and the parties are unable to renegotiate the Agreement;
• in the event a provision of the Agreement violates federal or state law and the parties are unable to rectify the deficiencies; and
• in the event MidSouth improperly uses or discloses protected health information.

Contract Amount: The total estimated cost over the extended term of the Agreement is $6,525,000. The total estimated cost of the original agreement was $3,950,061. The first amendment will add approximately $2,574,939 to the total amended cost.

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

Contractor Selection Process: UMMC is currently contracted with MidSouth.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

16. UMMC-REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH NOVARTIS PHARMACEUTICALS CORPORATION

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to amend its Master Apheresis Agreement (MAA), Quality Assurance Agreement (QAA), and Outcomes Based Agreement (OBA) (collectively, the Agreement) with Novartis Pharmaceuticals Corporation (Novartis) to extend the date of all three (3) agreements, to update the terms of the QAA to reflect changes in the scope to include clinical trials, and to add Information Security language to the MAA. The Agreement provides the Chimeric Antigen Receptor T cell (CAR-T) therapy, Kymriah, to UMMC patients. CAR-T is an immunological therapy that utilizes a patient’s immune system to destroy their cancer cells. CAR-T therapy is utilized in patients who have not responded to standard therapy or who have relapsed. Kymriah is approved for patients up to 25 years of age with relapsed or refractory B-cell acute lymphoblastic leukemia (ALL) and in adult patients with relapsed or refractory diffuse large B cell lymphoma (DLBCL).

Contractor’s Legal Name: Novartis Pharmaceuticals Corporation

History of Contract: On June 20, 2019, the Board approved the Agreement with Novartis for the ability to provide CAR-T therapy, Kymriah, to UMMC patients. The Agreement will expire on June 30, 2022, unless extended.
Specific Type of Contract: This the first amendment to each of the Master Apheresis Agreement, Quality Assurance Agreement, and Outcomes Based Agreement.

Purpose: The purpose of the amendments is to extend the date of all three (3) agreements, to update the terms of the QAA to reflect changes in the scope to include clinical trials, and to add Information Security language to the MAA. The purpose of the Agreement is to provide the CAR-T therapy, Kymriah, to UMMC patients. CAR-T (Chimeric Antigen Receptor T cell) is an immunological therapy that utilizes a patient’s immune system to destroy their cancer cells. CAR-T therapy is utilized in patients who are not responding to the standard therapy or who have relapsed. Kymriah is specifically approved for patients up to 25 years of age with relapsed or refractory ALL and in adult patients with relapsed or refractory DLBCL.

Scope of Work: Under the amended Agreement, Novartis will modify the patient’s own blood cells to create a therapy and send that therapy to UMMC through a third party specialty distributor.

Under this amended Agreement, UMMC will harvest the patient’s blood cells, send them to Novartis, and then transfuse the therapy into the patient once it is received from Novartis via the third party specialty distributor.

Term of Contract: The term of the original Agreement was three (3) years, with each document beginning on the date it was executed. The amendments to each document extend the term approximately three (3) years, so that each will expire on July 31, 2025. The amended term of the MAA is six (6) years and twenty-eight (28) days, from July 3, 2019, through July 31, 2025. The amended term of the OBA is six (6) years and twenty-two (22) days, from July 9, 2019, through July 31, 2025. The amended term of the QAA is six (6) years and twenty-nine (29) days, from July 2, 2019, through July 31, 2025.

Termination Options: The MAA may be terminated as follows:
- by either party upon ninety (90) days prior written notice; and
- by either party at any time by written notice if:
  - the other party is in material breach and fails or is unable to remedy such breach within thirty (30) days of receipt of written notice specifying the breach,
  - the other party is in material non-compliance with the terms of the QAA;
  - the other party is or states that it is unable to pay its debts as they fall due, enters into any scheme or arrangement or composition with, or assignment for the benefit of all or any class of creditors, is wound up or has a liquidator, provisional liquidator, receiver and manager or
statutory or other official manager appointed over all or any part of its property
  o for any product safety and/or efficacy concerns; or
  o if FDA or other federal or state agency required approval of the product or any facility is terminated, withdrawn, suspended or expires.

The QAA may be terminated by Novartis if UMMC does not act as a good faith partner in the resolution of quality issues, investigations and audits or in the timely provision of documentation, data and analysis.

The OBA may be terminated as follows:
  • by either party upon one hundred twenty (120) days prior written notice; and
  • by Novartis upon written notice that UMMC is no longer certified by Novartis as a treatment center authorized to administer the product (as determined by Novartis in its sole discretion from time to time).

Contract Amount: The total cost of the amended agreement remains unchanged at $12,720,000.

Funding source for Contract: This agreement will be funded by hospital patient revenue.

Contractor Selection Process: UMMC is currently contracted with Novartis.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

17. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH PHILIPS HEALTHCARE, A DIVISION OF PHILIPS NORTH AMERICA LLC (CATHETERIZATION EQUIPMENT)

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into Quotation 1-21M7NHR and Amendment Number 1 to Quotation No. 1-21M7NHR (collectively the “Purchase Agreement”) with Philips Healthcare, a division of Philips North America, LLC (Philips) to purchase the Azurion 7 M20 catheterization laboratory procedural equipment and related components to upgrade UMMC’s Electrophysiology (EP) Lab 2. Pursuant to IHL policy 707.03 Approval of Prepayment for Goods and Services, UMMC also requests a waiver to allow UMMC to prepay eighty percent (80%) of the purchase price upon shipment of the equipment.
Contractor’s Legal Name: Philips Healthcare, a division of Philips North America LLC

History of Contract: This is a new agreement for the purchase of the Azurion 7 M20 system. UMMC currently owns the Philips Allura Xper FD10 system, which utilizes outdated technology and will be decommissioned.

Specific Type of Contract: This is a new Quotation 1-21M7NHR and Amendment Number 1 to Quotation No. 1-21M7NHR.

Purpose: The purpose of this agreement is to purchase the Azurion 7 M20 system and related components to upgrade UMMC’s EP Lab 2 to replace existing end-of-life equipment.

Scope of Work: Under the Purchase Agreement, Philips will provide the Azurion 7 M20 system and related components, virtual and onsite training, and a twelve (12) month warranty on all Philips parts. Philips will also de-install and remove the Allura Xper FD10 system.

Term of Contract: The Purchase Agreement shall be in effect for approximately one (1) year, eight (8) months, from May 24, 2022, through January 23, 2024. The term of the Purchase Agreement will begin upon the last date of signature, which is expected to be on or about May 24, 2022, and will end twelve (12) months from the date of installation. The term of the agreement will begin on May 24, 2022, and end twelve months (12) months from the date of installation, which is expected to be on or about January 24, 2023.

Termination Options: The Purchase Agreement may be terminated in whole or in part as follows:

- Amended Non-Disclosure Agreement for Philips Confidential Pricing Information:
  - by Philips upon one hundred-eighty days’ written notice to UMMC.
- Amended Philips Standard Terms and Conditions of Sale
  - by UMMC after reasonable amount of time to discuss and resolve in good faith if Philips, its employees, or subcontractors are debarred, excluded, suspended or otherwise ineligible to participate in a federal or state health care program, nor have they been convicted of any health care related crime for the products and services provided under the agreement.
- Amended Philips Interventional X-Ray (iXR) Systems Product Warranty
  - by Philips if UMMC transfers or relocates the system without prior written consent of Philips for the transfer or relocation.
Contract Amount: The total cost of the agreement is $817,496.00, not including the trade-in allowance of $12,500 to be applied to the cost of labor to de-install the old system.

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

Contractor Selection Process: Philips is an approved vendor contracted with Vizient, Inc., 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. 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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

18. UMMC-REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH PHILIPS HEALTHCARE, A DIVISION OF PHILIPS NORTH AMERICA LLC (ULTRASOUND)

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into Quotation No. 1-2HFQYMA, Rev 4 and Amendment Number 1 to Quotation No. 1-2HFQYMA, Rev 4 (collectively the “Purchase Agreement”) with Philips Healthcare, a division of Philips North America, LLC (Philips) to purchase six (6) new EPIQ CVx ultrasound systems (EPIQ Systems) for use on pediatric and adult cardiology patients. The ultrasounds are used to perform diagnostic testing and cardiac imaging to diagnose various conditions that affect circulation, heart function, birth defects, and other life-threatening disorders. The Purchase Agreement includes six (6) EPIQ ultrasounds systems, each with a specific software bundle configuration, transducers, an eighteen (18) month warranty, and installation services.

Contractor’s Legal Name: Philips Healthcare, a division of Philips North America LLC

History of Contract: This is a new purchase agreement for six (6) EPIQ Ultrasound Systems. UMMC currently owns six (6) Philips ultrasound machines that are at end of life and will no longer be serviced by Philips after December 2022.

Specific Type of Contract: This is a new Quotation No. 1-2HFQYMA, Rev 4 and Amendment Number 1 to Quotation No. 1-2HFQYMA, Rev 4.
Purpose: The purpose of the agreement is to purchase six (6) new EPIQ CVx ultrasound systems (EPIQ Systems) for use on pediatric and adult cardiology patients. The ultrasounds are used to perform diagnostic testing and cardiac imaging to diagnose various conditions that affect circulation, heart function, birth defects, and other life-threatening disorders. The Purchase Agreement includes six (6) EPIQ ultrasounds systems, each with a specific software bundle configuration, transducers, an eighteen (18) month warranty, and installation services.

Scope of Work: Under the Purchase Agreement, Philips will provide six (6) EPIQ Systems, each with a specific software bundle configuration, transducers, an eighteen (18) month warranty, and installation services. UMMC will trade-in six (6) end of life ultrasounds to Philips in exchange for a $168,006.00 discount off of the purchase price of the new EPIQ Systems.

Term of Contract: The Purchase Agreement shall be in effect for approximately one (1) year, eight (8) months and six (6) days, from May 24, 2022, through January 10, 2024. The term of the Purchase Agreement will begin upon the last date of signature, which is expected to be on or about May 24, 2022, and will end eighteen (18) months from the installation date, which is expected to be on or about July 11, 2022.

Termination Options: The Purchase Agreement may be terminated in whole or in part as follows:

- Amended Non-Disclosure Agreement for Philips Confidential Pricing Information:
  - by Philips upon written notice to UMMC.

- Amended Philips Healthcare Licensed Software Agreement:
  - by Philips if UMMC reverse engineers or creates a derivative work from the licensed software.

- Amended Philips Standard Terms and Conditions:
  - by UMMC after reasonable amount of time to discuss and resolve in good faith if Philips, its employees, or subcontractors are debarred, excluded, suspended or otherwise ineligible to participate in a federal or state health care program, nor have they been convicted of any health care related crime for the products and services provided under the agreement; and
  - by UMMC if Philips cannot provide goods or services for a consecutive thirty (30) days due to a force majeure event.

- Philips Product Warranty:
  - by Philips if UMMC transfers or relocates the system without the prior written consent of Philips for the transfer or relocation; and
by UMMC if Philips is unable to provide goods required for a period of thirty (30) consecutive days as a result of a continuing force majeure event.

**Contract Amount:** The total estimated cost of the Purchase Agreement is $1,250,000.00. UMMC will trade-in the six (6) end of life ultrasounds in exchange for a $168,006.00 discount off of the purchase price of the new EPIQ Systems. UMMC has included additional funds to cover costs UMMC may incur for the removal of data from the six (6) trade-in units.

**Funding Source for Contract:** This will be funded by hospital patient revenue.

**Contractor Selection Process:** Philips is an approved vendor contracted with Vizient Inc., 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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

19. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH PILEUM CORPORATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests to enter into a Service Agreement with **Pileum Corporation (Pileum)** for body worn cameras, video management system, training and support. This system and the cameras will be used by UMMC’s Police and Public Safety Department.

**Contractor’s Legal Name:** Pileum Corporation

**History of Contract:** This is a new contract for video management services. UMMC currently owns body worn cameras, which were managed in house; however, those cameras are now at the end of life. The use of cameras and a video management system will improve officer safety, increase evidence quality, and aid in officer training. In June 2021, upon approval by the Mississippi Department of Information Technology Services (ITS), UMMC conducted Request for Proposal (RFP) No. 1280 for a Body Cameras and Video Management System. Pileum was selected as the lowest and best proposal.

**Specific Type of Contract:** This is a new Service Agreement.
Purpose: The purpose of this Service Agreement is to provide body worn cameras, a video management system, training and support to UMMC’s Police and Public Safety Department. This system will allow UMMC’s officers an improved ability to focus on their job while continuing to provide transparency of action. The proposed body worn cameras automatically activate so that video is available when needed, such as a foot pursuit or altercation, without officers manually powering on the cameras. Included in this system are a number of features meant to assist the department, such as automatic offload of video without the need for docking the camera, automatic maintenance of chain of custody, and wider adjustable camera angles on the equipment.

Scope of Work: Under the Service Agreement, Pileum will provide:
- 100 body worn camera;
- 100 holster sensors;
- Onsite training;
- Unlimited cloud storage;
- GPS tracking;
- Two (2) vest carriers or four duty shirts per equipped officer;
- System implementation and ongoing maintenance;
- 24X7 support; and
- All software and hardware required to operate the system.

Term of Contract: The term of the Service Agreement is five (5) years, from May 25, 2022, through May 24, 2027.

Termination Options: This agreement may be terminated as follows:
- By UMMC without cause upon 60 days’ written notice to Pileum; and
- By UMMC for default by Pileum.

Contract Amount: The total estimated cost of the Service Agreement is $615,000.00, which includes up to $16,000.00 for optional equipment and services to be purchased as needed.

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

Contractor Selection Process: In June 2021, upon approval by ITS, UMMC conducted Request for Proposal (RFP) No. 1280 for a Body Cameras and Video Management System. Three (3) bidders submitted proposals, Pileum, Axon Corporation, and Motorola Solutions, Inc. Motorola’s proposal was disqualified as its solution did not comply with mandatory requirement specifications. Motorola’s proposed solution failed to allow for video uploads through a UMMC network connection from the cameras, it did not have the ability to charge multiple devices simultaneously, and it did not provide live streaming capabilities. The following reflects the scoring for the remaining responsive proposals. The overall score indicated below is based upon criteria including cost as well as other factors.
The difference in the cost of Pileum’s RFP proposal above and the amount requested for the contract is to allow for purchase of additional equipment as needed.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

20. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO A MASTER SERVICES AGREEMENT WITH RQI PARTNERS, LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests to enter into a Resuscitation Quality Improvement Program Master Services Agreement with **RQI Partners, LLC (RQI)**. This Agreement will allow UMMC to purchase the American Heart Association (AHA) Advanced Cardiac Life Support (ACLS) online/hybrid resuscitation licenses for Basic Life Support (BLS), Advanced Life Support (ALS), Neonatal Resuscitation Program (NPR) and Pediatric Advanced Life Support (PALS) certifications. Clinical personnel is required to have and maintain certification for lifesaving skills.

**Contractor’s Legal Name:** RQI Partners, LLC

**History of Contract:** This is a new Master Service Agreement. UMMC previously entered into a one (1) year agreement with RQI for the purchase of ACLS licenses. This agreement did not require Board approval. Since 2017, HealthStream, UMMC’s online education delivery system, provided AHA licenses and educational content. However, in 2020, HealthStream and the AHA did not renew their agreement, and HealthStream partnered with another partner for similar content. After review of the new content, UMMC determined it did not meet its needs for clinical education.

**Specific Type of Contract:** This is a new Resuscitation Quality Improvement Program Master Services Agreement.

**Purpose:** The purpose of this Agreement is to allow UMMC to purchase the American Heart Association (AHA) Advanced Cardiac Life Support (ACLS) online/hybrid resuscitation licenses for Basic Life Support (BLS), Advanced Life Support (ALS),
Neonatal Resuscitation Program (NPR) and Pediatric Advanced Life Support (PALS) certifications. Clinical personnel is required to have and maintain certification for lifesaving skills.

**Scope of Work:** RQI will provide the AHA resuscitation quality improvement program, which includes skills learning activities, simulation stations, knowledge and decision making e-learning activities, HeartCode licenses, and support for the learning system.

**Term of Contract:** This Agreement is for a term of three (3) years, from June 1, 2022, through May 31, 2025.

**Termination Options:** This Agreement may be terminated as follows:
- By either party for cause: (a) upon thirty (30) days written notice of a material breach to the other party if the breach remains uncured at the expiration of the cure period; or (b) if the other party becomes the subject of a petition in bankruptcy or any other proceeding relating to insolvency, receivership, liquidation or assignment for the benefit of creditors; and
- By UMMC for non-availability of funding.

**Contract Amount:** The total estimated cost of the Agreement is $750,000.00, which includes an increase of approximately twenty percent (20%) in years two (2) and three (3) for potential increases in the quantity of licenses needed for UMMC learners.

**Funding Source for Contract:** This Agreement will be funded by hospital patient revenue.

**Contractor Selection Process:** RQI is a business partnership between Laerdal Medical and the American Heart Association. RQI is the sole source vendor for AHA certifications via learning modules and self-service skills assessment stations.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

21. **USM – REQUEST FOR APPROVAL TO AMEND A LICENSE AGREEMENT WITH CELLULAR SOUTH REAL ESTATE, INC.**

**Agenda Item Request:** The University of Southern Mississippi requests Board approval of the First Amendment to License Agreement with Cellular South Real Estate, Inc. to extend the term for up to ten years for the placement of telecommunications equipment including antennas atop the University’s Wilbur Hall.
Contractor’s Legal Name: Cellular South Real Estate, Inc.

History of Contract: The License Agreement was entered into May 4, 2012, with an initial term of five years from the Commencement Date (June 17, 2012), and provided for one additional five-year renewal term. The current renewal term expires June 16, 2022.

Specific Type of Contract: This is an Amendment to a License Agreement.

Purpose: The purpose of this contract is to provide continued cellular capability in and around campus. The License Agreement is a revenue generating contract for the University.

Scope of Work: The contract requires that the University provide space on top of Wilbur Hall for the telecommunications equipment, antennae and other associated equipment. All expenses associated with the installation of the system are the responsibility of the contractor. The University will receive monthly payments of for the life of the contract term.

Term of Contract: This Amendment shall be effective as of June 17, 2022 and shall extend the term of the Agreement for a period of five years. After that term, it shall automatically renew for one (1) consecutive renewal period of five years upon the same terms unless Licensee provides written notice to Licensor of its election not to renew the Term at least sixty (60) days prior to the end of the then-current five-year term.

Termination Options: The license may be terminated by Licensee at any time upon ten (10) days’ prior written notice to Licensor if (i) any license, permit, or other governmental approval necessary for the installation and/or operation of the Equipment is canceled or otherwise withdrawn or terminated; (ii) Licensee is unable to occupy or utilize the Premises (or continue to occupy or utilize the Premises) due to any action of the FCC or any other regulatory agency or body having jurisdiction thereof; or (iii) at Licensee's election at any time provided that Licensee pays Licensor an amount equal to three month’s rent. Licensor has the right to terminate the Agreement upon one year’s prior written notice if Licensor elects to demolish Wilbur Hall. Either party may terminate the Agreement if the premises are substantially destroyed, or in the event of the other party’s default without cure.

Contract Amount: In the final year of the existing term, the Agreement provided $2,609.55 in monthly revenue to University. The Amendment will increase the monthly rent to $2,790.84 in the first year of the extension term, and escalate 3% per year in each year of the extension term and available renewal term. Total revenue for the extension term and available renewal provided for by the Amendment is $383,925.75.

Funding Source for Contract: This is a revenue generating contract.
Contractor Selection Process: The University was initially approached by Cellular South Real Estate, Inc. requesting approval to install cellular antennae on the rooftop of Wilbur Hall at their cost. The terms of the contract were negotiated by the University with Cellular South Real Estate, Inc.

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

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

APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS

IHL PROJECTS ..................................................

1. ASU – IHL 201-257 – GREENHOUSE RENOVATIONS

Project Request: Alcorn State University requests approval to initiate a project, Greenhouse Renovations, and to appoint Duplantis Design Group as the design professional for the project.

Proposed Design Professional: Duplantis Design Group

Selection Method: The project budget is not anticipated to exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional. ASU used university procedures to select the design professional. Duplantis Design Group based in Thibodaux, LA (Licensed in Mississippi with serving seven Gulf-South states including Mississippi) was selected using a small-projects qualification-based selection process by reviewing the qualifications of three firms. Duplantis Design Group had the most comprehensive base of experience for environmental science related projects of the three firms reviewed.

Purpose: Alcorn State University is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.

Project Scope: This project will include the renovation of 3,153 GSF of greenhouse facilities on the grounds of the Morris Boykin Agriculture Building which includes two brick buildings and seven greenhouse zones. The project will also include renovations of the restroom facilities, improvements to interior door hardware, and replacement of all glass on the greenhouses with a polycarbonate retrofit
framing/window system, installation of new heating and cooling systems, new irrigation systems, new LED lighting, environmental control systems, shading systems, autoclave equipment, and renovated office/work area.

**History:** This project was initially begun by the university on May 26, 2021, at an estimated budget of 1 million dollars and was 100% funded by United States Department of Agriculture National Institute for Food and Agriculture (NIFA) funding to address renovation needs of the greenhouse facilities. The project has currently reached the design development stage and a comprehensive budget estimate was developed which raises the total project budget to $1,700,000 therefore requiring IHL Board Approval.

Alcorn 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:** May 19, 2022

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

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

**Project Budget:**

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**Funding Source(s):** National Institute for Food and Agriculture Funds [NIFA] of the United States Department of Agriculture ($1,700,000)

**Staff Recommendation:** Board staff recommends approval of this item.
2. **ASU – IHL 201-258 – MUSHROOM FACILITY RENOVATIONS**

**Project Request:** Alcorn State University requests approval to initiate a project, Mushroom Facility Renovations, and to appoint PryorMorrow PC as the design professional for the project.

**Proposed Design Professional: PryorMorrow PC**

**Selection Method:** The project budget is not anticipated to exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional. ASU used university procedures to select the design professional. PryorMorrow PC was selected using a small-projects qualification-based selection process by reviewing the qualifications of three firms.

**Purpose:** Alcorn State University is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the construction phase of the project.

**Project Scope:** This project will include the renovation of 2,452 GSF in the Biology Lab Building on the Lorman Campus into a comprehensive Mushroom Research Facility. The facility, built in 1976, will include research lab space to include mushroom cultivation laboratory with specialized equipment, new building finishes, new roof and envelope repairs, and ADA accessibility modifications.

**History:** This project was initially begun by the university on October 6, 2021 at an estimated budget of 1 million dollars 100% funded by United States Department of Agriculture McIntyre Stennis Funds to address renovation needs of the former Biology Lab Building totaling 2,452 GSF. The project has currently reached the 50% construction documents stage and a comprehensive budget estimate was developed which raised the total project budget to $1,542,362 therefore requiring IHL Board Approval.

Alcorn 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:** May 19, 2022

**Date of Original Construction:** 1976

**Date of Last Renovation:** N/A
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Total Project Budget: $1,542,362.00

Funding Source(s): Federal McIntyre Stennis Grant Funds through the United States Department of Agriculture ($1,542,362)

Staff Recommendation: Board staff recommends approval of this item.

3. ASU – IHL 201-259 – POULTRY PROCESSING FACILITY RENOVATIONS & NEW COMPOSTING/INCINERATOR BUILDING

Project Request: Alcorn State University requests approval to initiate a project, Poultry Processing Facility Renovations & New Composting/Incinerator Building, and to appoint Vernell Barnes Architects, PLLC as the design professional for the project.

Proposed Design Professional: Vernell Barnes Architects, PLLC

Selection Method: The project budget is not anticipated to exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional. ASU used university procedures to select the design professional. Vernell Barnes Architects, PLLC was selected using a small-projects qualification-based selection process by reviewing the qualifications of three firms.

Purpose: Alcorn State University is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the construction phase of the project.

Project Scope: This project will include the renovation of the offline 2,450 GSF Poultry Processing Facility on the Lorman Campus into a comprehensive poultry processing facility and will include the construction of a new building adjacent to it that is a pre-engineered composting / incinerator building. The new building will be 1,500 GSF in area.
**History**: This project was initially begun by the university on March 21, 2021 at an estimated budget of 1 million dollars 100% funded by United States Department of Agriculture National Institute for Food and Agriculture (NIFA) federal funds to address renovation needs of the former offline 2,450 GSF Poultry Processing Facility on the Lorman Campus which will include a new 1,500 GSF Composting / Incinerator Building. The project has currently reached the 90% construction documents stage and a comprehensive budget estimate was developed which raises the total project budget to $1,980,888.00 therefore requiring IHL Board Approval.

Alcorn 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**: May 19, 2022

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

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

**Project Budget**:

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**Total Project Budget** $ 1,980,888.00

**Funding Source(s)**: National Institute for Food and Agriculture Funds [NIFA] of the United States Department of Agriculture ($1,980,888)

**Staff Recommendation**: Board staff recommends approval of this item.
4. **MSU – IHL 205-319 – 20-INCH SEWER FORCE MAIN PHASE II**

**Project Request:** Mississippi State University requests approval to initiate a project, 20-inch Sewer Force Main Phase II, and to appoint Graver Engineering as the design professional for the project.

**Proposed Design Professional:** Graver Engineering

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

**Purpose:** Mississippi State University is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the pre-plan phase of the project.

**Project Scope:** This project will replace over 5,000 feet of 20-inch force main. The sewer piping is beyond its useful life and at risk of failure.

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

**Project Initiation Date:** May 19, 2022

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

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

**Project Budget:**

- **Construction Cost:** $2,000,000.00
- **Architectural and Engineering Fees:** 150,000.00
- **Misc. Project Costs:** 100,000.00
- **Furniture & Equipment Costs:** 0.00
- **Contingency:** 250,000.00

**Total Project Budget:** $2,500,000.00

**Funding Source(s):** University Designated Funds ($2,500,000)
Staff Recommendation: Board staff recommends approval of this item.

5. UM – IHL 207-479 – CONNER/HOLMAN – ROOF REPLACEMENT

Project Request: The University of Mississippi requests approval to initiate a project, Conner/Holman – Roof Replacement, and to appoint Shafer Zahner Zahner, PLLC as the design professional for the project.

Proposed Design Professional: Shafer Zahner Zahner, PLLC

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

Purpose: The University of Mississippi is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.

Project Scope: Conner/Holman Hall was originally constructed in 1961 and serves the School of Business Administration and School of Accountancy. Due to age and exposure to the elements, the roof has exceeded its useful life. This project will remove the existing 24-year-old, ballasted membrane and metal roof system and replace it with a new 2-ply modified and standing seam metal, twenty-year roof system.

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

Project Initiation Date: May 19, 2022

Date of Original Construction: 1961

Date of Last Renovation: 1998
Project Budget:

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**Funding Source(s):** Capital Appropriations & Internal R&R ($2,000,000)

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


**Project Request:** The University of Mississippi requests approval to initiate a project, Gertrude Ford Center – Roof Replacement, and to appoint Shafer Zahner Zahner, PLLC as the design professional for the project.

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

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

**Purpose:** The University of Mississippi is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.

**Project Scope:** The Gertrude Ford Center was originally constructed in 2002. The center contains a 1,100-seat main hall, a 130-seat rehearsal hall, and houses an average of 150 events annually. Due to age and exposure, the roof has exceeded its useful life. This project will remove the existing 20-year old, single ply membrane roof and replace it with a new 2-ply modified, twenty-year roof system.

The University of Mississippi is seeking to initiate the project and appoint the design professional for the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.
Project Initiation Date: May 19, 2022

Date of Original Construction: 2002

Date of Last Renovation: 2014 Orchestra Pit Repair

Project Budget:

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Total Project Budget: $2,150,000.00

Funding Source(s): Capital Appropriations & Internal R&R ($2,150,000)

Staff Recommendation: Board staff recommends approval of this item.

7. UM – IHL 207-481 – MARTINDALE-COLE – ROOF REPLACEMENT

Project Request: The University of Mississippi requests approval to initiate a project, Martindale-Cole – Roof Replacement, and to appoint Shafer Zahner Zahner, PLLC as the design professional for the project.

Proposed Design Professional: Shafer Zahner Zahner, PLLC

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

Purpose: The University of Mississippi is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.

Project Scope: Martindale Hall was originally constructed in 1929 and underwent a major renovation in 1997. Martindale serves as the Student Services Center. Due to age and exposure, the roof has exceeded its useful life. This project will remove the existing 25-year-old, single ply membrane and metal roof system and replace it with a new 2-ply modified and standing seam metal, twenty-year roof system.
The University of Mississippi is seeking to initiate the project and appoint the design professional for the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

**Project Initiation Date:** May 19, 2022

**Date of Original Construction:** 1929

**Date of Last Renovation:** 1997

**Project Budget:**

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**Funding Source(s):** Capital Appropriations & Internal R&R ($1,400,000)

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

8. **UM – IHL 207-482 – FASER HALL – ROOF REPLACEMENT**

**Project Request:** The University of Mississippi requests approval to initiate a project, Faser Hall – Roof Replacement, and to appoint Shafer Zahner Zahner, PLLC as the design professional for the project.

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

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

**Purpose:** The University of Mississippi is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.
**Project Scope:** Faser Hall was originally constructed in 1969 and is home to the School of Pharmacy. The building houses faculty offices, laboratories, and a skills laboratory. Due to age and exposure to the elements, the roof has exceeded its useful life. This project will remove the existing 18-year-old, 2-ply modified roof and replace it with a new 2-ply modified, twenty-year roof system.

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

**Project Initiation Date:** May 19, 2022

**Date of Original Construction:** 1969

**Date of Last Renovation:** 2007

**Project Budget:**

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**Total Project Budget** $1,450,000.00

**Funding Source(s):** Capital Appropriations & Internal R&R ($1,450,000)

**Staff Recommendation:** Board staff recommends approval of this item.
9. **MSU – IHL 205-312 – LAKEVIEW DRIVE RELOCATION**

**Project Request:** Mississippi State University is requesting approval to increase the budget from $2,900,000 to $3,700,000 for an increase in the amount of $800,000 for the Lakeview Drive Relocation project. In addition, MSU is requesting to add University Designated Funds as a funding source to allow for the budget increase.

**Current Project Phase:** Construction Phase

**Design Professional:** Smithers Engineers

**General Contractor:** Burns Dirt Construction Co.

**Purpose/Justification:** The purpose of this request is to increase the project budget for IHL# 205-312 Lakeview Drive Relocation from $2,900,000 to $3,700,000. Construction is underway and changes are required at the north connection of the new section of roadway where it re-aligns with the existing Lakeview Drive. This budget increase is requested to accommodate the required change order work.

**Project Scope:** MSU will design and construct the relocation of Lakeview Drive on the east side of the existing Humphrey Coliseum. This project will relocate approximately 0.3 miles of Lakeview Drive to allow for the proper development of the east side of Humphrey Coliseum. The relocation of Lakeview Drive will align the drive with the new parking garage entrance to create safer paths for pedestrians. The scope includes paving, hardscape, and landscape improvements.

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

**Project Initiation Date:** May 20, 2021
Proposed Project Budget:

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**Proposed Funding Source(s):** MSU Athletic Department Funds ($2,500,000); Designated University Funds ($1,200,000)

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

10. **MSU – IHL 405-004 – HIGH PERFORMANCE COMPUTING AND DATA CENTER**

**Project Request:** Mississippi State University is requesting approval to increase the budget from $30,000,000 to $38,000,000 for an increase in the amount of $8,000,000 for the High Performance Computing and Data Center project (Formerly IHL #205-310). In addition, MSU is requesting to add SB 3002, Laws of 2022 and University Designated Funds as a funding source to allow for the budget increase.

**Current Project Phase:** Design Phase

**Design Professional:** Dale Partners

**General Contractor:** TBD

**Purpose/Justification:** The project was initially estimated at $30,000,000. During design development, updated cost estimates indicate that the budget needs to be increased to $38,000,000 to account for construction market inflation.
**Project Scope:** The scope of this project is to design and construct the High Performance Computing and Data Center. The new facility will house state-of-the-art high-performance computing systems and associated equipment. The facility will be located in the Thad Cochran Research, Technology and Economic Development Park adjacent to the campus of Mississippi State University.

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

**Project Initiation Date:** October 15, 2020

**Proposed Project Budget:**

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**Proposed Funding Source(s):** HB 1730, Laws of 2020 ($30,000,000) – Funds are being dispersed from MDA to MSU; SB 3002, Laws of 2022 ($4,000,000); Designated University Funds ($4,000,000)

**Staff Recommendation:** Board staff recommends approval of this item.
11. UM – IHL 207-474 – SOUTH OXFORD CENTER – 2ND FLOOR COSTUME AND CRAFT SUITE

Project Request: The University of Mississippi is requesting approval to increase the budget from $1,178,790 to $1,378,790 for an increase in the amount of $200,000 for the South Oxford Center – 2nd Floor Costume and Craft Suite project.

Current Project Phase: Design Phase

Design Professional: McCarty Architects, P.A.

General Contractor: JP Corp General Contractor

Purpose/Justification: The purpose of this request is to increase the budget for the project to increase the amount available for miscellaneous costs, furniture and equipment, and project contingency. The construction pricing was higher than anticipated and money was reallocated from these line items to begin the project.

Project Scope: This project will renovate 8,900 square feet of the 2nd Floor of the South Oxford Center, formerly the Baptist Hospital Heart Center, to provide a new expanded costume shop, craft shop, classroom, and support areas (offices, laundry, storage, etc.) for the Theatre Department. Once the spaces are adequately modified, the existing costume and craft shops will be relocated to the SOC from the main campus.

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

Project Initiation Date: January 20, 2022
Proposed Project Budget:

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Proposed Funding Source(s): Internal R&R ($403,790); Provost/Department Donor Gift ($975,000)

Staff Recommendation: Board staff recommends approval of this item.

APPROVAL OF OTHER REAL ESTATE REQUESTS

12. **MSU – IHL 405-004 – HIGH PERFORMANCE COMPUTING AND DATA CENTER – APPROVAL OF EXTERIOR DESIGN**

Project Request: Mississippi State University requests approval of the exterior design for the High Performance Computing and Data Center on the campus of MSU.

Design Professional: Dale Partners

Purpose: Mississippi State University is seeking approval of the exterior rendering for the proposed High Performance Computing and Data Center.

Project Scope: The scope of this project is to design and construct the High Performance Computing and Data Center. The new facility will house state-of-the-art high-performance computing systems and associated equipment. The facility will be located in the Thad Cochran Research, Technology and Economic Development Park adjacent to the campus of Mississippi State University.
Mississippi State University is acting in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.

Staff Recommendation: Board staff recommends approval of this item.

Rendering 1: South View of Proposed High Performance Computing and Data Center:

Rendering 2: Southeast View of Proposed High Performance Computing and Data Center:
13. **MSU – MSU SOFTBALL FIELDHOUSE – APPROVAL OF EXTERIOR DESIGN**

**Project Request:** Mississippi State University requests approval of the exterior design for the MSU Softball Fieldhouse.

**Design Professional:** Dale Partners (Contract with Bulldog Club)

**Purpose:** Mississippi State University is seeking approval of the exterior rendering for the proposed MSU Softball Fieldhouse.

**Project Scope:** This is a MSU Bulldog Club project and will include the construction of a new softball fieldhouse.

Mississippi State University is acting in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.

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

*Front of Proposed MSU Softball Fieldhouse Adjacent to Nusz Park*
14. MSU – DELETE FROM INVENTORY – BUILDING #2237 – WOMEN’S SOFTBALL PRACTICE FACILITY

**Agenda Request:** Mississippi State University requests approval to delete from inventory Building #2237 (Women’s Softball Practice Facility).

**Justification:** MSU is seeking to demolish the existing Women's Softball Practice Facility (Building #2237) to prepare for future construction of upgraded facilities. The approval letter has been received from the Mississippi Department of Archives and History stating Building #2237 (Women’s Softball Practice Facility) 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. 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.

15. MSU – APPROVAL OF PURCHASE OF PROPERTY FROM THE ESTATE OF ELIZABETH M. HILLEN – 1.28 ACRE RESIDENTIAL PROPERTY – 1520 BLACKJACK ROAD – STARKVILLE, MS

**Project Request:** Mississippi State University requests approval to purchase a 1.28-acre residential property located adjacent to the MSU campus in Oktibbeha County, Mississippi from the estate of Elizabeth M. Hillen for a sales price of $450,000.

**Purpose:** MSU desires to purchase this property to protect the natural growth path for the Institution. This will allow future development and ensure the property is available at the time of future needs. Furthermore, if another party were to purchase this land, the University could be faced with undesirable development adjacent to campus.

**Appraisals:** Mississippi State University received two independent property appraisals for the property. The first appraisal was in the amount of $475,000. The second appraisal was in the amount of $500,000. The average of the two appraisals was $487,500. Mississippi State University is purchasing the property for $450,000 which is below the average of the two appraisals as required by Board Policy §905(A)

**Property Description:** The subject property, as referenced above, is located along the south side of Blackjack Road within Starkville, Oktibbeha County, Mississippi and is further identified as tax parcel number 101-12-002.00. The subject site is a 1.28 acre or 55,757 square foot parcel. The site is currently improved with a +/- 3,365
square foot single family dwelling that is vacant and in poor condition, as well as a dilapidated shed.

Terms: The closing date shall be on or before, July 31, 2022, or as otherwise mutually agreed upon in writing by the parties involved. All special assessments, taxes, and other like governmental fees which are assessed for the calendar year of the closing date shall be paid in full by the Seller. Seller shall furnish the Warranty Deed from a reputable attorney with a property description and a Certificate of Title to the date and time of closing.

Termination Options: MSU may terminate the contract in the event:

- the property is materially damaged prior to closing,
- the Seller breaches the purchase agreement,
- MSU is unable to obtain or receive title insurance, a satisfactory inspection report or a satisfactory Phase I environmental report, or
- a title defect is discovered prior to closing.

Environmental Phase I: A Phase I Environmental Site Assessment (ESA) is required for the acquisition of property. The Phase I report was performed on the 1.28-acre tract of land located at 1520 Blackjack Road, Starkville, MS. No recognized environmental conditions were identified in connection with the subject property.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of property shall not be above the average of the two appraisals.

Staff Recommendation: The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

16. MSU – APPROVAL OF SALE OF PROPERTY TO THE MSU FOUNDATION, INC. – COOLEY BUILDING– 600 RUSSELL STREET – STARKVILLE, MS

Project Request: Mississippi State University requests approval to sell the Cooley Building to the MSU Foundation in exchange for the MSU Foundation releasing the University of its obligation to sublease 38,114 square feet of the Cooley Center. Additionally, MSU requests permission to sell the furniture located in the Cooley Building as part of the transaction for the use of the MSU Foundation. This sale is
contingent upon the Foundation obtaining the rights to the long-term lease of the Cooley Building from Cooley Center, LLC as described below.

**Purpose:** MSU desires to sell this building to the Foundation to allow the building to serve as the new Foundation and Alumni Center. The current Foundation offices and Alumni Center could then be purchased by the University to be renovated for the College of Architecture, Art and Design, and nsparc could be relocated to a building owned by MSU’s Research and Technology Center.

**Appraisals:** Mississippi State University received two independent property appraisals for the property. The first appraisal was in the amount of $17,950,000. The second appraisal was in the amount of $17,900,000. The average of the two appraisals was $17,925,000. The first appraisal leasehold interest was in the amount of $16,720,000. The second appraisal leasehold interest was in the amount of $16,700,000. The average of the two leasehold interest appraisals was $16,710,000, leaving a residual value of $1,215,000, which is the difference in the fee simple average and the leasehold interest average. Mississippi State University is selling the property with the residual value of $1,215,000 and the furniture with a value of approximately $1,000,000 for a total of $2,215,000 in exchange for the MSU Foundation releasing MSU from the remaining $8,382,793.16 base rent that would be due. This would allow MSU to receive a $6.2 million benefit for selling the Mill and the furniture to the Foundation.

**Property Description:** The subject property, as referenced above, is located at 600 Russell Street, Starkville, Mississippi. The property is located on a parcel of land containing 3.33 acres, more or less, and is on Lot 1 of the Mill at MSU. The property is a 2-story building with a basement containing approximately 107,558 +/- square feet.

**History:** In March of 2014, the University entered a long-term lease with Cooley Center, LLC to lease to Cooley Center the Cooley Building for a period of 55 years following a roughly 2-year construction term. The Cooley Building was successfully renovated as planned in accordance with the lease and related documents. The Cooley Building currently contains office space for private businesses, office space for MSU’s National Strategic Planning and Analysis Research Center (nsparc), and a Conference Center.

In March of 2014, as part of the above-described transaction, the University subleased 38,114 square feet of office space in the Cooley Center from Cooley Center, LLC to house nsparc. The sublease term began upon completion of the renovations and runs for a period of 15 years. The sublease rate escalates from an initial rate of $23.53 per square foot to $28.46 per square foot by the end of the 15-year term. Approximately
8 years remain on the sublease for a total remaining obligation of approximately $8,382,793.16.

The MSU Foundation is currently under contract with Cooley Center to purchase Cooley Center’s lease rights for the Cooley Building. If the transaction closes and IHL approval is obtained, the Foundation could then repurpose the Cooley Building to serve as the new Foundation and Alumni Center. The current Foundation offices and Alumni Center could then be purchased by the University to be renovated for the College of Architecture, Art and Design, and nsparc could be relocated to a building owned by MSU’s Research and Technology Center.

**Terms:** The University will deed the Cooley Building to the Foundation in exchange for a release of the University’s sublease. The average of two appraisals for the fee simple value of the Cooley Building is $17,925,000. The average of two appraisals for the Cooley Center’s leasehold interest in the Cooley Building is $16,710,000, leaving a residual value of $1,215,000. MSU has subleased 38,114 square feet of the Cooley Building from Cooley Center, LLC. Pursuant to the Sublease, MSU is obligated to lease this space for approximately 8 more years for a minimum total base rent of $8,382,793.16. The closing date shall be on or before July 31, 2022, but the parties will have the right to extend the closing date for up to one year.

**Termination Options:** This Contract for the Sale/Purchase of Real Estate is subject to and conditioned upon the Foundation obtaining the rights to the long-term lease from Cooley Center, LLC. Once executed, the contract may be terminated if the University breaches its obligations or if the Foundation is not satisfied with the building’s condition, is not able to obtain title insurance, or does not obtain a satisfactory inspection report or a Phase I environmental report if the Foundation should choose to obtain these items.

**Environmental Phase I:** A Phase I Environmental Site Assessment (ESA) is not required for the sale of property.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of property shall not be above the average of the two appraisals.

**Staff Recommendation:** The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.
17. **MSU – APPROVAL OF PURCHASE OF PROPERTY FROM THE MSU FOUNDATION, INC. – HUNTER HENRY CENTER – 1 HUNTER HENRY BLVD – MISSISSIPPI STATE, MS**

**Project Request:** Mississippi State University requests approval to purchase the Hunter Henry Center from the MSU Foundation for a sales price of $16,500,000. Additionally, MSU requests a waiver of the requirement to obtain a Phase I environmental report as required by Board Policy 905(B) because the property being acquired was constructed by the MSU Foundation, the MSU Foundation conducted appropriate due diligence on the site prior to construction, and the property has been owned by the MSU Foundation since that time.

**Purpose:** MSU desires to purchase this property to renovate the building to become the new home to the College of Architecture, Art and Design.

**Appraisals:** Mississippi State University received two independent property appraisals for the property. The first appraisal was in the amount of $17,800,000. The second appraisal was in the amount of $16,000,000. The average of the two appraisals was $16,900,000. Mississippi State University is purchasing the property for $16,500,000 which is below the average of the two appraisals as required by Board Policy §905(A)

**Property Description:** The subject property, as referenced above, is located at 1 Hunter Henry Blvd on the campus of MSU. The property is in part of Section 2, Township 18 North, Range 14 West, Oktibbeha County, Mississippi. The property is located on 2.97 acres +/- and consist of a special use facility containing approximately 46,953 square feet.

**History:** In March of 2014, the University entered a long-term lease with Cooley Center, LLC to lease to Cooley Center the Cooley Building for a period of 55 years following a roughly 2-year construction term. The Cooley Building was successfully renovated as planned in accordance with the lease and related documents. The Cooley Building currently contains office space for private businesses, office space for MSU’s National Strategic Planning and Analysis Research Center (nsparc), and a Conference Center.

In March of 2014, as part of the above-described transaction, the University subleased 38,114 square feet of office space in the Cooley Center from Cooley Center, LLC to house nsparc. The sublease term began upon completion of the renovations and runs for a period of 15 years. The sublease rate escalates from an initial rate of $23.53 per square foot to $28.46 per square foot by the end of the 15-year term. Approximately 8 years remain on the sublease for a total remaining obligation of approximately $8,382,793.16.
The MSU Foundation is currently under contract with Cooley Center to purchase Cooley Center’s lease rights for the Cooley Building. If the transaction closes and IHL approval is obtained, the Foundation could then repurpose the Cooley Building to serve as the new Foundation and Alumni Center. The current Foundation offices and Alumni Center could then be purchased by the University to be renovated for the College of Architecture, Art and Design, and nsparc could be relocated to a building owned by MSU’s Research and Technology Center

**Terms:** The Hunter Henry Center will be purchased for $16,500,000 which is $400,000 less than the average of the 2 appraisals obtained on the property. The closing date shall be on or before July 31, 2022, but the parties will have the right to extend the closing date for up to one year.

**Termination Options:** This contract will not be executed unless and until the Foundation has obtained the leasehold interest as described above. Once executed, the contract may be terminated if the Foundation breaches its obligations or if the University is not satisfied with the building’s condition, is not able to obtain title insurance, or does not obtain a satisfactory inspection report or a Phase I environmental report if the University should choose to obtain these items.

**Environmental Phase I:** A Phase I Environmental Site Assessment (ESA) is required for the acquisition of property. MSU requests a waiver of the requirement to obtain a Phase I environmental report as required by Board Policy 905(B) because the property being acquired was constructed by the MSU Foundation, the MSU Foundation conducted appropriate due diligence on the site prior to construction, and the property has been owned by the MSU Foundation since that time.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of property shall not be above the average of the two appraisals.

**Staff Recommendation:** The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.
18. UM – APPROVAL TO ENTER A LEASE AGREEMENT WITH NORTHERN MISSISSIPPI COMMUNITY COLLEGE – DESOTO CAMPUS

Agenda Request: The University of Mississippi requests approval to enter into a lease contract with Northwest Mississippi Community College for the University of Mississippi-DeSoto campus located at 5197 W.E. Ross Parkway, Southaven, Mississippi.

Contractor’s Legal Name: Northwest Mississippi Community College

History of Contract: The University of Mississippi has a current lease contract with Northwest Mississippi Community College for the University of Mississippi-DeSoto campus which is set to expire on June 30, 2022.

Specific type of contract: Renewal of space lease agreement.

Purpose: The purpose of the lease is to provide classroom and office space for academic programs offered at the DeSoto Center for the University of Mississippi-DeSoto campus.

Scope of Work: Northwest Mississippi Community College will be responsible for maintaining the DeSoto Center and property as outlined in Sections 14 and 18. Northwest Mississippi Community College is responsible for all utilities, security, janitorial services as outlined in Section 5 of the lease.

Terms: The term of the lease agreement will be for thirty-six (36) months and begins July 1, 2022, and runs through June 30, 2025, with a total rental amount of $1,148,000.

Termination Options: This lease may be terminated for decrease in state funds; in the event space becomes available in a State-owned building; upon an event that renders the building untenantable; for failure of Lessor to satisfactorily dispose of any hazardous material, chemical, or odor within sixty days; for noncompliance with Americans with Disabilities Act, Federal and State laws, and local ordinances; for default and upon mutual agreement.

Contract Amount: The term of the lease agreement begins July 1, 2022, and runs through June 30, 2025, with a total rental amount of $1,148,000. From July 1, 2022, to June 30, 2023, the rental rate will be $371,000. From July 1, 2023, to June 30, 2024, the rental rate will be $382,500. From July 1, 2024, to June 30, 2025, the rental rate will be $394,500.
Funding Source: The funding source for the lease is a portion of the operations budget for the University of Mississippi-DeSoto

Contractor Selection Process: N/A

Staff Recommendation: The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

19. UM – IHL 207-472 – VAUGHT HEMINGWAY STADIUM WEST SIDE ADDITIONS & RENOVATIONS -CONSTRUCTION MANAGER AT RISK (CMAR) DELIVERY METHOD

Project Request: The University of Mississippi requests approval to use the Construction Manager at Risk (CMAR) project delivery method for the Vaught-Hemingway Stadium West Side Additions & Renovations project as outlined in the IHL Construction Manager at Risk (CMAR) Approval Process.

Design Professional: Hellmuth, Obata, & Kassabaum, P.C (HOK)

Purpose: The University of Mississippi is seeking approval to use the Construction Manager at Risk method of procuring the building construction.

Project Scope: The project will demolish a portion of the existing west side grandstand and press box structure to construct new spaces as site and budget permit. New programmatic needs include: Service Areas (Commissary, Loading Dock, Stadium Storage, and Kitchen), Premium Areas (Field Club/Seating, Ledge Seating, Loge Boxes, and Clubs/Suites of varying size), and Press Box for north/south functions.

The design professional will assist the University in determining the exact project scope and budget. The design professional will then produce design/construction documents for the scope determined. Initially, funds will be used for design only. The University of Mississippi will submit a subsequent Board Item to increase the budget as required to reflect the established scope of work.

CMAR Justification: The University of Mississippi requests using the Construction Manager at Risk (CMAR) project delivery method for its West Side Renovation of the Vaught-Hemingway Stadium (VHS). This project will be the most expensive and most complex and logistically challenging construction project built on campus. The project budget is expected to be $306,000,000. The project scope involves complete demolition of the West Side stands and replacing them with new construction to
precisely connect the new West Side with existing north and south stands. The project must be executed on a tight site, adjacent to the Pavilion basketball arena, with limited construction access while only sacrificing one football season to the construction.

The University of Mississippi is requesting the use of the CMAR project delivery to enable the University to select a Construction Management firm with a proven record of controlling the progression of successful projects of similar type and complexity in a team environment. This includes design evaluation, cost control and, significantly, the ability to deliver a high-quality project within the allotted time so that the stadium will be ready for use on time and tickets can be sold in the new West Side stands – thus generating revenue. The CMAR method of delivery is well-suited for large projects of this kind and satisfies the public need better than traditional design-bid-build.

Because of its size and complexity, the CMAR method of procurement and construction is the most appropriate delivery method for the VHS West Side Additions & Renovation project. The CMAR method requires the Construction Manager (CM) to establish a Guaranteed Maximum Price (GMP) prior to starting the bid and construction phase. The CM is then contractually obligated to deliver the completed building at that price – creating the ‘at risk’ position. The University knows from the start how much the building will cost and what limited conditions could result in change orders. This offers greater fiscal security going into a roughly 18-month construction phase and reduces the need for dedicated contingency funds in the project budget. This method also permits pre-qualification of subcontractors which is not currently an option with low bid/build process. Pre-qualification of each bidding subcontractor will protect the University from potential contractor defaults that could otherwise delay or adversely affect the project.

The CMAR method of delivery will reduce costs and risks associated with supply chain challenges, a volatile market for labor and construction material, and an unpredictable bid market once the project is underway. It will also eliminate the exposure to frequent and aggressive change orders and costs overruns that have increased significantly in recent years and that can occur using other delivery methods.

Further, UM feels the CMAR method fosters a more effective way of partnering the construction team with the design professionals while limiting risk exposure to the owner. The CMAR comes on board during design, working together with the Design Professional and University in a collaborative role rather than an adversarial role. If the GMP submitted by the CMAR is higher than the budgeted construction costs, we can discuss cost saving opportunities with the CMAR without rebidding the project or
accepting a higher-than-expected price as would be required in the low-bid/build process.

UM’s suggestion to use CMAR for this project will be in strict accordance with the conditions set out in the Mississippi Code Ann. § 31-7-13.2. All parts of the building will be competitively bid following state procurement law.

The CMAR will be selected through a two-step selection process in accordance with Miss. Code Ann. 31-7-13.2. Step 1 will be an RFQ process to identify and evaluate potential CM firms for the Project and to request a response to a set of project specific criteria. A select number of firms will then be interviewed by the Selection Committee established by the University. In addition to the interview, the CMAR Selection Committee may consider certain criteria to include, but not necessarily be limited to the following: experience on similar projects, staffing, safety record, quality control, cost control, and schedule control. In Step 2, the Selection Committee will rank the firms interviewed in terms of most preferred based on the responses to the RFQ and overall qualifications to provide the required CMAR services for the Project. The Selection Committee shall then prepare a proposed Contract to be used as the basis for negotiations and begin negotiations with the firm ranked most preferred. If the Selection Committee and the most preferred firm cannot reach an agreement, the negotiations will be terminated, and the Selection Committee shall move to the next preferred firm. This process will continue until the University is able to agree to a Contract with the proposed CMAR, subject to approval by the IHL Board.

**Project Initiation Date:** October 21, 2021

**Date of Original Construction:** 1937

**Date of Last Renovation:** 2016 (North End Zone)

**Project Budget: (Design Fees Only)**

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**Total Project Budget** $ 1,500,000.00

**Funding Source(s):** UM Athletics/OMAF Foundation ($1,500,000)
Staff Recommendation: The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.
1. **MSU – APPROVAL TO MODIFY A CONTRACT WITH STITES & HARBISON, PLLC AS OUTSIDE COUNSEL**

Mississippi State University requests permission to modify a contract with the law firm of Stites & Harbison, PLLC to perform services necessary for obtaining patents for designs, processes, products and other patentable materials developed in connection with the University. This Modification #2 will extend the term of the contract for one year or through June 30, 2023. The hourly rate range remains $260 to $360 for attorneys and $95 for paralegal services, with a $75,000 maximum amount payable under this one-year term. This firm carries professional liability insurance coverage in the amount of $30,000,000 per claim occurrence with an annual aggregate of $60,000,000. This request has been approved by the Office of the Attorney General.

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

2. **MSU – APPROVAL TO MODIFY A CONTRACT WITH STITES & HARBISON, PLLC AS OUTSIDE COUNSEL**

Mississippi State University requests permission to modify a contract with the law firm of Stites & Harbison, PLLC to perform services necessary for obtaining patents for designs, processes, products and other patentable materials developed in connection with the University. This Modification #3 will add attorney Sam Raque to the list of attorneys who may perform work under this agreement. The hourly rate for this attorney is $250. All other provisions of the agreement originally dated July 1, 2021 with Modifications #1 and #2 remain in effect. This request has been approved by the Office of the Attorney General.

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

3. **UMMC – APPROVAL TO HIRE KING & SPALDING LLP AS OUTSIDE COUNSEL**

The University of Mississippi Medical Center (UMMC) requests permission to contract with the law firm of King and Spalding LLP to advise and assist UMMC and UMMC’s local outside counsel on the dispute with Blue Cross Blue Shield of Mississippi. The hourly rate would be $840 for attorneys with a maximum amount payable under the contract of $2,000,000. This firm carries professional liability insurance coverage in the amount of $40,000,000 per claim with an annual aggregate of $40,000,000. This request is contingent upon approval by the Attorney General.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item contingent upon approval by the Attorney General.
4. **SYSTEM – APPROVAL TO MAKE ANY NEEDED EDITS TO BOARD’S BYLAWS AND POLICIES TO MAKE SAME CONSISTENT WITH APRIL 2022 POLICY CHANGES**

Approval is requested to make any needed final edits to any of the Board’s policies and bylaws to make them consistent with the policy changes approved by the Board during the April 2022 meeting. This is merely a housekeeping measure to make all of the Board’s policies and bylaws consistent with the changes approved at the last Board meeting.

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

1. **Employment**

   **University of Mississippi**
   Andrea Hickerson; Dean of the School of Journalism and New Media and Professor of Journalism; School of Journalism and New Media; salary of $255,000 per annum, pro rata; E&G Funds; twelve-month contract; effective July 1, 2022

2. **Sabbatical**

   **Jackson State University**
   Byron Orey, Professor of Political Science; from $91,415 per annum, pro rata; funds; 9-month contract; to salary $91,415 for sabbatical period; E&G funds; effective August 1, 2022 to December 30, 2022; professional development.

   **Mississippi State University**
   FROM: Christopher A. Snyder; Professor of Shackouls Honors College; from salary of $124,608.00 per annum, pro rata; E&G Funds; 9-month contract; to salary of $62,304.00 for sabbatical period; E&G Funds; effective August 16, 2022 to May 15, 2023; professional development
   [Originally approved by IHL Board February 17, 2022]
   CORRECTED: Christopher A. Snyder; Professor of Shackouls Honors College; from salary of $124,608.00 per annum, pro rata; E&G Funds; 9-month contract; no change in salary during sabbatical period; E&G Funds; effective August 16, 2023 to December 31, 2023; professional development

   **University of Mississippi**
   FROM: Stephen Fafulas; Assistant Professor of Modern Languages; salary $58,210 per annum, pro rata; E&G Funds; 9-month contract; no change in salary during sabbatical period; E&G Funds; effective January 23, 2023 to May 13, 2023; professional development
   (Contingent on being awarded tenure by July 1.)
   [Originally approved by IHL Board February 17, 2022]
   TO: Stephen Fafulas; Assistant Professor of Modern Languages; salary $58,210 per annum, pro rata; E&G Funds; 9-month contract; no change in salary during sabbatical period; E&G Funds; effective August 18, 2022 to December 31, 2022; professional development
   (Contingent on being awarded tenure by July 1.)

   (Contingent on being awarded tenure by July 1.)
1. **USM – APPROVAL TO AWARD ONE HONORARY DEGREE**

The university requests approval to bestow one honorary degree at a December 2022 commencement ceremony. Supporting documents are on file at the Board Office.

Staff Recommendation: Board staff recommends approval of this item.
1. **SYSTEM – 2022 APPROVAL OF ACCREDITATION OF MISSISSIPPI NURSING DEGREE PROGRAMS**

Pursuant to Miss. Code Ann. §37-129-1, based on the evaluation of annual reports documenting compliance with the state nursing accreditation standards, Board approval is requested for the accreditation of Mississippi Nursing Degree Programs as indicated below.

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<th>SCHOOL OF NURSING</th>
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¹Alcorn State University  
- **REASON:** MSN/Post-Masters Certification Program non-compliant with ACEN Standard 6. Outcomes. Criterion. 6.2. Nurse practitioner certification examination for first-time test takers during the same 12-month period.  
- **CONDITION:** must submit a Follow-up Report to ACEN by October 15, 2022.

²Mississippi College  
- **REASON:** BSN program non-compliant with IHL Standard I. Mission and Administrative Organization. State Specific Requirements 2.c. All must satisfy a criminal history background check; Standard II: Faculty and Staff. State Specific Requirements 2.e. All nursing faculty (full-time, part-time, and adjunct) must satisfy a criminal history background check; Standard III: Students. State Specific Requirements 2.B.5. All students must satisfy a criminal history background check with fingerprinting.  
- **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2022.

³University of Mississippi Medical Center  
- **REASON:** BSN program is non-compliant with IHL Standard II. Faculty and Staff. State Specific Requirements 2.g. Preceptors (e.g. mentors, guides, coaches) shall be academically/experimentally prepared at or beyond the level for which the preceptor service is rendered and shall have a minimum of one year of experience.
• **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2022.

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• **REASON:** MSN program is non-compliant with IHL Standard II. Faculty and Staff. State Specific Requirements 2.g. Preceptors (e.g. mentors, guides, coaches) shall be academically/experientially prepared at or beyond the level for which the preceptor service is rendered and shall have a minimum of one year of experience.
• **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2022.

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• **REASON:** BSN program is non-compliant with IHL Standard III. Students.2.b.5. criminal history background check with fingerprinting and Standard IV. Curriculum. 2.a.3. No more than 15 to 1 for those courses that do not require direct supervision (i.e. precepted experiences).
• **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2022.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item.
1. SYSTEM–REQUEST FOR APPROVAL TO PURCHASE CYBER INSURANCE WITH LLOYDS OF LONDON-BEAZLEY SYNDICATE

**Agenda Item Request:** The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to purchase cyber liability and incident response insurance coverage with Beazley.

**Contractor’s Legal Name:** Lloyds of London – Beazley Syndicate (Beazley). Beazley will provide the cyber coverage and breach response services for the system. Beazley has an A.M. Best Rating of A XV.

**History of Contract:** This is a renewal of our 2021 - 2022 policy.

**Specific Type of Contract:** This is a policy of insurance coverage. Cyber liability insurance will cover various cyber-related losses, including third party liability, first party loss, costs related to investigation and mitigation, and costs related to providing legally required notifications to persons potentially affected by a cyber incident. Purchase of the insurance also includes expert assistance from the insurers breach response team. The purchased policy will be primary to other insurance so that it will protect the IHL Self-Insured Tort Plan in the instances where coverages overlap. This renewal has some coverage changes but retains some of the more important coverage extensions that were negotiated in past years, such as coverage for portable media and Fraudulent Instruction. This renewal was able to keep the low $10,000 deductible for the breach response coverage, but ransomware coverage sub-limits lowered and liability/first party harm coverage deductibles increased. The rate increased substantially as is the case nationally.

**Purpose:** The purpose of the contract is to protect the IHL system from cyber liability risks and response costs through transferring some of that risk to an insurer. The breach response coverage also provides expert assistance and access to network of contractors with pre-negotiated rates.

**Scope of Work:** The insurer will provide coverage during the policy year in exchange for the payment of premiums.

**Term of Contract:** The contract is a one-year insurance policy beginning May 26, 2022, and terminating May 26, 2023.

**Termination Options:** IHL may cancel the policy with a 60-day notice. The insurer may cancel the policy by providing a 60-day written notice, except that only 10 days of advance written notice is required in the event of nonpayment of premium. Upon cancellation by either party, the insurer will return premium on a pro rata basis.

**Contract Amount:** The cost will be approximately $750,750 for the one-year policy.
**Funding Source for Contract:** The IHL Self-Insured Tort Plan has been paying the premium and allocating an appropriate premium share to each insured participant. If this practice continues, the share for each participant other than UMMC will be built into the annual assessment of the Tort Plan, and the Tort Plan will invoice UMMC for its share. In the alternative, universities can be billed directly for their share of the premium.

**Contractor Selection Process:** IHL’s broker, Alliant, approached seven insurance markets for this renewal. Of the seven markets, six declined to quote. Only our incumbent, Beazley, quoted. Last year, Beazley reported not adding any new higher education business in the United States, and this year they are only willing to quote the IHL system due to us being existing insureds with an established relationship.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

### 2. SYSTEM–REQUEST FOR APPROVAL TO RENEW PROPERTY INSURANCE WITH AFFILIATED FM INSURANCE COMPANY AND BERKSHIRE HATHAWAY

**Agenda Item Request:** The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to renew its property insurance coverage with Affiliated FM Insurance Company (AFM). Additionally, the wind and flood coverage for the gulf coast (referred to as a Difference in Conditions or “DIC” policy) includes a number of markets which share the risk. One of the lead insurers for the shared DIC coverage is Berkshire Hathaway (Berkshire).

**Contractor’s Legal Name:** Affiliated FM Insurance Company and Berkshire Hathaway. AFM will provide the property coverage for the system, except for the gulf coast wind coverage. That coverage is provided through a difference in conditions wind and storm surge policy of which the coverage is shared between multiple insurers. Gulf Coast DIC policies are quoted for USM and MSU.

**History of Contract:** In 2009, the Board approved a system-wide approach to insuring the system’s property. AFM has provided the primary property coverage for this program since the program’s inception.

The total insured value for the system is $13,119,573,489, an increase of 5% or $632 million over the expiring schedule of values. The AFM rate increased 6% to 0.063443197, and our real property values were trended upward by 10%. Nationally,
property insurance rates continue to increase, and inflation has increased building values as well as the cost to repair or replace buildings.

Policy limits per university are at the lower of $500,000,000 per occurrence or a university’s schedule of values. UMMC, MSU, and Ole Miss are being quoted an option to purchase higher limits of $750,000,000 for an additional premium of approximately $127,500, $92,000, and $87,500. Deductibles will be either $100,000 or $250,000 based upon what an individual university chooses, although at least one university is considering a higher deductible option. AFM has been asked to extend property coverage to parked vehicles, and if AFM agrees to do so at the same approved rate, such property may be insured and added to the schedule during the policy year.

Specific Type of Contract: This is a policy of property insurance coverage.

Purpose: The purpose of the contract is to insure the system’s properties in the most cost effective manner while meeting each university’s individual coverage needs.

Scope of Work: The insurer will provide property insurance coverage during the policy year in exchange for the payment of premiums by the universities and IHL.

Term of Contract: This will be a one-year insurance policy running from May 31, 2022, to May 31, 2023.

Termination Options: IHL may cancel the policy at its convenience at any time. Upon cancellation by IHL, the insurer will return unearned premium at 90% of the pro-rata basis. The insurer may cancel the AFM policy by providing a 60-day written notice, except that 10 days of advance written notice is required in the event of nonpayment of premium. If terminated by the insurer, the pro-rata basis of any unearned premium is returned. Cancellation by the insurer for the wind coverage requires a 90-day notice, or 10 days for non-payment of premium.

Contract Amount: The combined premium is approximately $10,160,540 ($8,323,477 for the AFM portion and $1,837,063 for the DIC wind and flood coverages) for 2022-2023. Premium amounts may increase or decrease through the term of the policy as universities add or decrease their insured values. The above amount would increase to $10,467,540 if UMMC, MSU, and Ole Miss all select the higher policy coverage limit options.

Funding Source for Contract: Each university and the Board Office pays its respective share of the premium which is billed and paid directly between the insurance company and the insured.

Contractor Selection Process: IHL’s approved Broker, Arthur J. Gallagher (Gallagher), was selected through a competitive RFP process. Seven insurers were
approached by our broker, but six of them either declined to quote or did not offer competitive rates. The AFM and DIC quotes are recommended for approval, and they are also the lowest cost quotes received.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

3. **MSU – REQUEST FOR APPROVAL TO ENTER AN AIR CHARTER SERVICES AGREEMENT WITH SOUTHWEST AIRLINES CO.**

**Agenda Item Request:** MSU requests approval to enter into a contract with *Southwest Airlines Co.* for the purpose of air transportation services for the MSU Football team during the 2022 Football season. MSU requests approval to pay a deposit prior to the flights. Prepayment is very common and most often required in this industry.

**Contractor’s Legal Name:** Southwest Airlines Co.

**History of Contract:** MSU has a need for air charter services for the MSU Football team to and from the appropriate locations for games during the 2022 season. MSU has used this firm previously and has been satisfied with their services.

**Specific Type of contract:** Air charter services agreement.

**Purpose:** Provide air transportation for MSU Football.

**Scope of Work:** Southwest Airlines Co. will provide jet aircraft transportation to transport the MSU Football team and appropriate staff. The agreement includes three (3) round-trip flights as shown in the appendix included.

**Term of contract:** Contract shall commence the date contract is signed by both parties and terminate on the date of the last flight as set forth in the agreement.

**Contract Amount:** The total amount for all charters will be $389,300.00.

**Funding Source for Contract:** Athletic Department self-generated funds.

**Termination Options:** MSU may cancel any flight in the agreement without a cancellation charge by giving written notice to Southwest at least 60 days or more prior to the scheduled departure date.
If MSU cancels between 30-59 days prior to the scheduled departure date, MSU will owe 20% of the total charter price; 15-29 days will be 50%; less than 15 days will be 90%; minimum charge will be $2,000.00.

MSU may terminate the agreement under clauses referenced in the Mississippi State University Standard Contract Addendum.

**Contractor Selection Process:** MSU has used this firm previously and is satisfied with their costs and services. Multiple quotes were sought out, and Southwest Airlines Co. provided the lowest overall cost for the 2022 season.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

4. **UM – REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH MMC MATERIALS, INC.**

**Agenda Item Request:** The University of Mississippi Facilities Management Department requests approval to enter into a contract with MMC Materials, Inc.

**Contractor’s Legal Name:** MMC Materials, Inc.

**History of Contract:** The University received approval from the IHL Board in June of 2020 and entered into a contractual agreement (“Contract”) with Oxford Sand Company, Inc. (“Oxford Sand”) on September 20, 2020 for the provision of ready-mix concrete products to the University. In March 2022, Oxford Sand agreed to sell substantially all of its assets and business to MMC Materials, Inc. (“MMC”), to include the transfer and assignment of the Contract, and requested that the University provide its consent to such assignment by executing an Agreement to Assignment of Contract.

**Specific Type of Contract:** This contract is an indefinite-quantity, indefinite-delivery contract for the provision of ready-mix concrete to the University of Mississippi.

**Purpose:** The contract is for various ready-mix concrete products to be ordered and fulfilled on an as-needed basis in support of Facilities Management projects.

**Scope of Work:** The scope of work includes delivering ready-mix concrete products as specified in Bid File #9899.
Term of Contract: The first year of the contract ended on June 30, 2021 and was renewed through June 30, 2022. The University may continue to renew this contract on an annual basis for up to a total of sixty (60) months, through June 30, 2025. Renewal of the contract will depend on price, delivery and quality of service, and be mutually agreed by both parties.

Termination Options: The University of Mississippi may terminate the contract by mutual agreement with a 90-day notice of termination, for non-performance of services at any time, for force majeure, and in the event that funds associated for payment of this contract become unavailable due to a decrease or change in the legislative appropriation.

Contract Amount: This contract is estimated at $150,000 per annum based on purchases made during previous fiscal years. Annual price increases based on the Consumer Price Index will be considered if requested. Using a 5% CPI for annual increases, the total over the remaining three-year term would be estimated at approximately $500,000.

Funding Source for Contract: This contract is funded by internal operating funds and designated renewal & replacement (R&R) funds.

Contractor Selection Process: The original contractor (Oxford Sand) was selected through the University of Mississippi Request for Bids #9899. Oxford Sand submitted the only bid received; however, their bid pricing was in line with the local market and they were able to meet the University’s requirements as stated in the Request for Bids. MMC has agreed to assume all liabilities, duties, responsibilities, and obligations of Oxford Sand under the Contract and has agreed to perform and observe all of the terms, covenants, and conditions of the Contract.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

5. UM – REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH T2 SYSTEMS, INC./T2 SYSTEMS CANADA INC.

Agenda Item Request: The University of Mississippi requests approval to enter into a contract with T2 Systems, Inc. for an integrated parking management system.

Contractor’s Legal Name: T2 Systems, Inc. / T2 Systems Canada Inc.

History of Contract: This a new agreement.
Specific Type of Contract: This contract is for integrated parking management system licensing and maintenance including support and management for University parking operations.

Purpose: The University’s Department of Parking and Transportation provides services to University students, faculty, staff, and visitors on the Oxford campus of the University of Mississippi. These services include the registration and management of over 20,000 vehicles utilizing over 16,500 parking spaces per year. The contracted parking management system will provide the needed tools to maintain records and manage many aspects related to the department’s services including parking permits, citations, customer appeals, and revenue control and collection.

Scope of Work: Vendor will provide Parking Management Services and Systems required for the operational needs of the Department of Parking and Transportation at the University. This includes access and use of an integrated parking management system hosted through virtual means which provides the management tools for maintaining accurate and historical data for vehicles and customers parking and receiving citations on the Oxford campus of the University of Mississippi. Vendor will provide the means to collect and track revenue for vehicle permit issuance and citation payments. Vendor will provide equipment and services as contracted, for timed parking options including fixed payment assets and mobile phone payment options. Vendor will provide integration and expertise in the utilization of parking enforcement options including the use of License Plate Recognition (LPR).

Term of Contract: This Agreement shall commence on the Effective Date and remain in full force and effect up to a total of three (3) years unless this Agreement or any Addendum is otherwise terminated in accordance with its terms. This Agreement may be renewed for two additional one (1) year terms upon the mutual written consent of both parties within at least sixty (60) days prior to the expiration of the then-current term.

Termination Options: In the event that there are no Addenda in effect, either party may terminate this Agreement without cause by written notice to the other party, which termination shall be effective as of the last day of the calendar month following the month in which notice of termination is received. In the event that there are Addenda in effect, Customer may terminate this Agreement or any Addendum without cause by written notice to the other party, sixty (60) days in which notice of termination is received, and by payment of all unpaid amounts due in respect of the terminated Services up to and including the effective date of termination. Either party may terminate this Agreement or any Addendum if the other party breaches any of its representations or warranties, or any other material obligation under this Agreement or the applicable Addendum, and fails to remedy such breach with thirty (30) days of receipt of notice from the non-breaching party.

Contract Amount: The total cost to Customer of all services to be provided by T2 during the maximum five (5) year period shall not exceed $547,440.13.
Funding Source for Contract: UM Auxiliary departmental funds are generated exclusively from parking permits and citation fees on the Oxford campus of the University of Mississippi.

Contractor Selection Process: Request for Proposal #687 was issued December 2021. A four-member proposal evaluation committee reviewed and scored the four competing proposals that were received. The selection committee established a two-phase review process and agreed upon common items to review, categorize, and score the received proposals. All proposal responses were passed at Phase I and proceeded to Phase II which consisted of a break down by major scoring areas as set out in the RFP guidelines. Independent evaluation and scoring by the selection committee was completed to establish a final ranking for each responding proposal. Unanimous agreement was established that the T2 Systems, Inc. response was the 1st choice and best solution. T2 Systems, Inc. provides the University with comparable features at a cost below other responders.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

6. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A STAFFING SERVICES AGREEMENT WITH AMN HEALTHCARE, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Professional Staffing Services Agreement with AMN Healthcare, Inc. (AMN) to provide nursing services at UMMC’s facilities through the placement of international registered nurses (RNs). AMN’s international RNs will arrive at UMMC with permanent U.S. resident status. Each RN placement will be for a commitment of two (2) years of full-time work. Upon completion of the RN commitment, UMMC may directly hire the registered nurse at that time, if UMMC so chooses.

Contractor’s Legal Name: AMN Healthcare, Inc.

History of Contract: This is a new agreement with AMN for international nurse staffing. Due to ongoing nursing shortages, UMMC is currently utilizing an unprecedented amount of temporary labor and staffing incentives for its remaining workforce in order to meet the needs of patients. The shortage of nurses in the workforce has been nationally recognized for many years. In January 2022, the Mississippi Hospital Association estimated Mississippi had approximately 3,000 nursing vacancies. Many Mississippi nurses have left the state to fill travel positions, retired early, or left the profession to seek employment in other fields. Additionally, many experienced nurses are
seeking employment outside of the traditional hospital inpatient setting or seeking advanced degrees earlier in their careers. A steady and dependable workforce is essential for UMMC to remain operationally solvent, deliver the highest quality of care, and to meet the expectations of patients as well as accrediting bodies. Consequently, UMMC is looking for alternative ways to meet its staffing needs. Since 1981, AMN has offered a nationally accredited program to recruit and supply high quality international experienced nurses with an average of 13 years of experience to organizations across the country, with approximately eighty percent (80%) of the international nurses placed by AMN converting to permanent staff at the hospitals where they were placed.

Specific Type of Contract: This is a new Professional Staffing Services Agreement.

Purpose: The purpose of this agreement is to provide nursing services at UMMC’s facilities through the placement of international registered nurses (RNs). AMN international RNs will arrive at UMMC with permanent U.S resident status. Each RN placement will be for a commitment of two (2) years of full-time work. Upon completion of the RN commitment, UMMC may directly hire the registered nurse at that time, if UMMC so chooses.

Scope of Work: Under this agreement, AMN will:
- place international RNs at UMMC’s facilities to provide clinical services;
- facilitate all employment eligibility requirements, including immigration, for each RN placed at UMMC;
- verify all certifications and credentialing requirements for each RN placed at UMMC; and
- verify that each RN placed at UMMC is proficient in written and spoken English language.

Under the agreement, UMMC will:
- interview AMN candidates within seventy-two (72) hours of file submission;
- float an AMN RN only in accordance with UMMC’s floating policies for all staff and the clinical experience of the RN; and
- complete a written evaluation regarding the performance of each RN upon completion of his or her assignment, and forward this evaluation to AMN within 15 days.

Term of Contract: The term of the agreement is six (6) years and three (3) months, from June 1, 2022, through September 30, 2028.

Termination Options: This agreement may be terminated as follows:
- by agreement of the parties;
- by UMMC upon thirty (30) days’ written notice to AMN;
• if AMN refuses or fails to perform any of the provisions of the contract or otherwise fails to timely satisfy the contract provisions, or commits any other substantial breach of the contract, and fails to cure the breach within ten (10) days of receiving written notice from UMMC;
• immediately upon AMN’s breach of any of the following ongoing representations and warranties that AMN, its officers, directors and employees:
  o are not currently excluded, debarred, or otherwise ineligible to participate in any federal healthcare programs or any state healthcare programs;
  o 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,
  o are not, nor have ever been included on the Office of Foreign Assets Control, Specially Designated Nationals and Blocked Persons list;
  o are not, to the best of its knowledge, under investigation or otherwise aware of any circumstances which may result in AMN being excluded from participation in the Federal Healthcare Programs or any state healthcare programs; and
  o if AMN is to receive any patients' personal health information, AMN represents and warrants that it 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; and
• in the event of an adverse change in law and the parties cannot agree upon renegotiated terms within thirty (30) days.

**Contract Amount:** The total estimated cost of the agreement over six (6) years is $38,700,000. UMMC has included a ten percent (10%) contingency each year for variable fees such as on call rates, holiday rates, and other fees. Beginning in year two (2), AMN shall increase the rates equal to the most recently published Medical Care Services National CPI index or three percent (3%), whichever is less. UMMC has included the annual price increase in its total estimation as well.

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

**Contractor Selection Process:** UMMC evaluated three (3) RN staffing agencies and ultimately elected to proceed with two (2) firms: AMN and Avant Healthcare Professionals, LLC. AMN was selected because of its national and international reputation as an expert in international nurse recruiting with 39 years of experience. UMMC is currently negotiating a contract with Avant and will submit it for Board consideration once finalized.
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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

7. **UMMC-REQUEST FOR APPROVAL TO ENTER INTO A SERVICES AGREEMENT WITH MEDICAL SOLUTIONS, LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a new Services Agreement with Medical Solutions, L.L.C. (Medical Solutions) for augmentation of nursing, nursing assistants, therapists, technologists and technicians to be utilized on an as-needed basis at all UMMC locations.

**Contractor’s Legal Name:** Medical Solutions, L.L.C.

**History of Contract:** On June 20, 2019, the Board approved a two (2) year Services Agreement between UMMC and Medical Solutions for temporary staffing as needed at UMMC. On March 19, 2020, the Board approved a waiver of Board policy for items that otherwise require approval by the Board and are necessary for efficient operation during the state of emergency created by the COVID-19 pandemic. On August 12, 2020, UMMC amended the agreement under the approved waiver of Board policy to add additional positions and rates for staffing in response to the staffing shortages caused by the COVID-19 pandemic. On June 17, 2021, the Board approved the second amendment to the Services Agreement to extend the term of the agreement, update the notice provision, and add language on information security. The agreement will expire on June 30, 2022, but will be superseded and replaced by the proposed agreement, if approved.

UMMC also has contracted with other staffing companies for various staffing needs. The proposed agreement will consolidate and replace three (3) of those contracts: the existing Medical Solutions agreement, Atlas MedStaff, and Aureus Nursing, LLC.

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

**Purpose:** The purpose of the agreement is to augment nursing, nursing assistants, hospital technicians, allied health, therapists, technologists and technician staffing, to be utilized on an as-needed basis at all UMMC locations.

**Scope of Work:** Under the agreement, upon request by UMMC, Medical Solutions will provide staffing for clinical positions such as nurses, nursing assistants, therapists, technologists, and technicians. Medical Solutions has also contracted with other clinical
staffing companies to provide additional individuals as needed, in order to ensure fulfillment of all UMMC requests.

Under the agreement, UMMC may directly hire Medical Solutions’ employees for the payment of a fee that is reduced for each week the employee works at UMMC. After two (2) thirteen (13) week assignments, UMMC may hire the Medical Solutions staff without a fee.

**Term of Contract:** The term of the agreement is three (3) years, from June 1, 2022, through May 31, 2025.

**Termination Options:** Termination options include the following:
- by agreement of the parties;
- upon sixty (60) days’ written notice by either party with or without cause;
- if Medical Solutions refuses or fails to perform any of the provisions of the contract or otherwise fails to timely satisfy the contract provisions, or commits any other substantial breach of the contract, and fails to cure the breach within ten (10) days of receiving written notice from UMMC;
- immediately upon Medical Solutions’ breach of any of the following ongoing representations and warranties that Medical Solutions, 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 Medical Solutions being excluded from participation in the Federal Healthcare Programs or any state healthcare programs; and
  - if Medical Solutions is to receive any patients' personal health information, Medical Solutions represents and warrants that it 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; and
- in the event of an adverse change in law and the parties cannot agree upon renegotiated terms within thirty (30) days.
Contract Amount: The total estimated cost of the agreement over the three (3) year term is $46,875,000.

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

Contractor Selection Process: UMMC evaluated several vendors to provide clinical staffing services. UMMC is currently contracted with Medical Solutions and has been satisfied with the services it has provided. Additionally, Medical Solutions has contracted with other clinical staffing companies to provide additional individuals as needed, in order to ensure fulfillment of UMMC needs.

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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

8. UMMC – REQUEST FOR APPROVAL TO AMEND A PROGRAM AGREEMENT WITH MEDLINE INDUSTRIES, LP

Agenda Item Request: The University of Mississippi Medical Center requests approval to amend its Hemo-Force Pump Program Agreement with Medline Industries, LP (Medline) to increase the number of pumps, revise quarterly purchase requirements accordingly, and add additional items for purchase. The agreement is for the loan of sequential compression devices (SCD) pumps, the provision of batteries, as well as the purchase of sleeves required for the use of the pumps. These items increase circulation and reduce swelling, the risk of blood clots, and deep vein thrombosis (DVT) in patients. UMMC also requests approval to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level.

Contractor’s Legal Name: Medline Industries, LP

History of Contract: On October 15, 2020, the Board approved the Hemo-Force Pump Program Agreement with Medline Industries, Inc. Medline Industries, Inc. is now doing business as Medline Industries, LP. The agreement will expire on October 31, 2025.

Specific type of contract: This is Amendment No. 1 to the Hemo Force Pump Program Agreement.

Purpose: The purpose of the amendment is to increase the number of SCD pumps, revise quarterly purchase requirements accordingly, and add additional items for purchase. The
purpose of the agreement is for the loan of SCD pumps, the provision of batteries, as well as the purchase of sleeves required for the use of the pumps.

**Scope of Work:** Under the amended agreement, Medline will:
- loan 599 SCD pumps;
- provide 55 batteries and sleeves to be used with the pumps;
- provide a rebate of 15% on all sleeve purchases, up to $36,000 over the term of the agreement; and
- provide a quarterly rebate of $1.00 on each sleeve purchased in that quarter and credited to amounts owed by UMMC.

Under the agreement, UMMC will pay a use fee for the pumps and agrees to purchase no less than eighteen (18) sleeves per pump per calendar quarter for the term of the agreement.

**Term of Contract:** The term of the amended agreement is unchanged and remains five (5) years, from November 1, 2020, through October 31, 2025.

**Termination Options:** Termination options include the following:
- by UMMC upon ninety (90) days written notice to Medline, after the first year of the agreement; and
- by UMMC if Medline is unable to provide equipment for thirty (30) consecutive days due to a force majeure event that continues for thirty (30) consecutive days.

**Contract Amount:** The total cost of the amended agreement is $5,750,000 over the five (5) year term. The original cost of the agreement was $3,750,000. The additional pumps and anticipated purchases under the amendment will add up to $2,000,000 to the agreement.

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

**Contractor Selection Process:** UMMC is currently contracted with Medline.

**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 for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
1. **UMMC – APPROVAL TO SETTLE IHL SELF-INSURED WORKERS’ COMPENSATION CLAIM**

   The IHL Self-Insured Workers’ Compensation Program is seeking Board approval for settlement of Claim No. 55-44667-1 for The University of Mississippi Medical Center.

2. **USM – APPROVAL TO SETTLE IHL SELF-INSURED WORKERS’ COMPENSATION CLAIM**

   The IHL Self-Insured Workers’ Compensation Program is seeking Board approval for settlement of Claim No. 55-40912-1 for The University of Southern Mississippi.
1. **SYSTEM – REAPPOINTMENT OF TRUSTEE STEVEN CUNNINGHAM TO THE MISSISSIPPI POSTSECONDARY EDUCATION FINANCIAL ASSISTANCE BOARD**

One IHL Board member serves on the Mississippi Postsecondary Education Financial Assistance Board. The purpose is to make manifest the belief that the continued growth and development of Mississippi requires that all Mississippi youth be assured ample opportunity for the fullest development of their abilities and to recognize that this opportunity will not fully materialize unless the State of Mississippi moves to encourage and financially assist our young people in their efforts. (§ 37-106-1 et seq.) The Postsecondary Education Financial Assistance Board administers the State Student Incentive Grant; the Mississippi Resident Tuition Assistance Grant (MTAG) (§ 37-106-29); and the Mississippi Eminent Scholars Grant (MESG) (§ 37-106-31). Length of membership term is four years.

By virtue of the statute change in 2014, the Mississippi Postsecondary Education Financial Assistance Board became a nine-member board. The IHL Board was authorized to appoint one trustee from the IHL Board and one institutional representative. The Director of the Postsecondary Board is also appointed by the IHL Board.

Currently, Dr. Mark Keenum, President of Mississippi State University, serves as the institutional representative with the term July 1, 2021 – June 30, 2025. By virtue of the position the Director of Financial Aid, Jennifer Rogers, is the Director of the Postsecondary Board.

On June 21, 2018, the Board appointed Trustee Ann Lamar as the trustee representative for the term July 1, 2018 – June 30, 2022. Trustee Lamar’s tenure on the IHL Board ended May 7, 2021. On April 15, 2021, the Board appointed Trustee Steven Cunningham to serve the remainder her term which ends June 30, 2022.

Board approval is requested to reappoint Trustee Steven Cunningham to the Mississippi Postsecondary Education Financial Assistance Board for the four-year term July 1, 2022 to June 30, 2026.

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

2. **SYSTEM – APPROVAL OF COMMITTEE APPOINTMENTS BY PRESIDENT TOM DUFF**

In accordance with Board Policy 301.03 Board Committees, which requires Board approval of any proposed Board committees, including the proposed committee memberships and chairs, President Walt Starr submits the following committees and committee chairs for Board approval.
STANDING COMMITTEES

Academic Affairs Committee – Dr. Steven Cunningham, Chair
Audit Committee – Teresa Hubbard, Chair
Finance Committee – Hal Parker, Chair
Health Affairs Committee – Dr. Walt Starr, Chair
Legal Committee – Gee Ogletree, Chair
Real Estate Committee – Chip Morgan, Chair

AD HOC COMMITTEES

**Ayers Endowment Management**
1. Bruce Martin, Chair
2. Tom Duff, Board President
3. Dr. Alfred Rankins, Commissioner
4. Dr. Felecia Nave, ASU President
5. Thomas Hudson, JSU Acting President
6. Dr. Jerryl Briggs, MVSU President
7. Jeanne Luckey, Trustee
8. Dr. Alfred McNair, Jr., Trustee

**Diversity**
1. Dr. Ormella Cummings, Chair
2. Dr. Steven Cunningham
3. Teresa Hubbard

Note: The President is an Ex-Officio member of all committees.
1. **SYSTEM – INTENT TO OFFER EXISTING DEGREE PROGRAMS BY DISTANCE LEARNING**

A. **DSU – Bachelor of Business Administration (BBA) in General Business**
   - Total credit hours: 120
   - CIP Code, Sequence: 52.0201, 5045
   - Cost to offer by distance learning: $0
   - Effective date: August 2022

B. **MSU – Master of Public Policy and Administration (MPPA)**
   - Total credit hours: 42
   - CIP Code, Sequence: 44.0401, 4059
   - Cost to offer by distance learning: $24,000
   - Effective date: May 2022

C. **USM – Master of Science (MS) in Mathematics**
   - Total credit hours: 30
   - CIP Code, Sequence: 27.0101, 4374
   - Cost to offer by distance learning: Offset by online course fee of $20 per credit hour
   - Effective date: August 2022

D. **USM – Master of Science (MS) in Physics**
   - Total credit hours: 30
   - CIP Code, Sequence: 40.0801, 4381
   - Cost to offer by distance learning: Offset by online course fee of $20 per credit hour
   - Effective date: August 2022

2. **SYSTEM – INTENT TO OFFER, MODIFY, OR DELETE CERTIFICATE PROGRAMS**

   OFFER

A. **MSU – Certificate program title: Data Science Pedagogy**
   - Responsible academic unit: Division of Academic Affairs, Office of the Provost and Executive Vice President
   - Level: post-baccalaureate
   - Total credit hours: minimum 12 hours
   - CIP code: 30.7001
   - Effective date: August 2022
   - Rationale: This certificate program is designed to prepare K-14 instructors to integrate data science into instruction with the overall goal of preparing students to meet the growing demand for data science expertise in the context of ongoing digital transformation of industry: the process by which firms integrate digital technology into every aspect of operations and bring value to customers. To be credentialed to deliver data science instruction at the higher education level, students are required to take a minimum additional of 6 credit hours of course work to be selected by the students and approved by the Data Science Pedagogy Graduate Certificate committee. The certificate includes coursework with
the twofold purpose of: (1) helping instructors become literate in the field of data science by understanding the role data science experts play in improving the performance of institutions, organizations, business, and society; and (2) teaching instructors how to teach the practice of data science in their own classrooms, regardless of subject.

B. UM – Certificate program title: Early Childhood Public Policy
   Responsible academic unit: School of Education, Department of Teacher Education
   Level: post-baccalaureate
   Total credit hours: 12
   CIP code: 13.1210
   Effective date: August 2022
   Rationale: This certificate program is intended to enhance learning opportunities around Early Childhood Education, namely Early Childhood Public Policy. This certificate program has been developed in association with the Great Plains IDEA, a national consortium of universities offering programs and courses in agriculture and human sciences disciplines. IDEA seeks to offer degrees and certificate programs, including online courses that are taught by multiple universities who partner together to offer degrees that they could not offer alone. IDEA assists collaborators in working out the details of the compensatory model so that the courses can be offered by existing programs and faculty without new investments. There is a significant need for this program in Mississippi and the U.S. generally, as early childhood education and care is heavily influenced by the government through the fiscal investments made and the regulations that are applied to those programmatic and workforce investments.

DELETE

C. USM – Certificate program title: Secondary Education and Teaching (Teach Mississippi Institute)
   Responsible academic unit: School of Education
   Level: post-baccalaureate
   Total credit hours: 12
   CIP code: 13.1205, 8057
   Effective date: May 2022
   Rationale: USM proposes the deletion of the Teach Mississippi Institute (TMI) program for the following reasons: (1) USM has a strong Master of Arts in Teaching (MAT) program that leads to alternate route teacher licensure. The timeline to entering the P-12 classroom is the same as TMI. The MAT is a pedagogically sound alternate route licensure program that effectively prepares high quality teachers for Mississippi classrooms. (2) Deleting the TMI program and removing it from the program inventory will simplify messaging and marketing and eliminate confusion as to what constitutes “alternate route” at USM. Limited resources will be focused on the more viable MAT program. (3) Candidates previously interested in TMI can pursue the Master of Arts in Teaching degree.

STAFF RECOMMENDATION: Board staff recommends acceptance of these items as information.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE APRIL 21, 2022 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 101-324 – CAMPUS LIGHTING AND SECURITY IMPROVEMENTS**

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

   Board staff approved the Schematic Design Documents as submitted by Schultz & Wynne, P.A.

   **Approval Status & Date:** APPROVED, April 27, 2022

   **Project Initiation Date:** January 21, 2021
   **Design Professional:** Schultz & Wynne, P.A.
   **General Contractor:** TBD
   **Total Project Budget:** $2,260,000.00

JACKSON STATE UNIVERSITY

2. **JSU-GS 103-315 – CAMPUS MECHANICAL IMPROVEMENTS PHASE III**

   **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 April 14, 2022 to approve the initiation and design professional for the Campus Mechanical Improvements Phase III project.

   **Interim Approval Status & Date:** APPROVED, April 14, 2022

   **Project Initiation Date:** April 14, 2022
   **Design Professional:** Engineering Resource Group
   **General Contractor:** TBD
   **Total Project Budget:** $5,000,000.00

3. **JSU-GS 103-220 – C.F. MOORE DEMOLITION**

   **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 April 21, 2022 to approve the demolition and deletion of the C.F. Moore Building.
Interim Approval Status & Date: APPROVED, April 21, 2022

Project Initiation Date: April 21, 2022
Design Professional: Eley Guild Hardy Architects – Jackson, P.A.
General Contractor: TBD
Total Project Budget: $750,000.00

MISSISSIPPI STATE UNIVERSITY

4. MSU-IHL 405-001– MUSIC BUILDING RE-BID

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the amount of $144,940.00 and one hundred sixty-seven (167) additional days to the contract of Mac’s Construction Company, Inc.

Approval Status & Date: APPROVED, April 8, 2022

Change Order Description: Change Order #6 includes the following items: added concrete paving and stairs/ railing at South Hardy Road; provided additional site lighting along Hardy Road; added a sink to the millwork and plumbing/electrical provisions to a work room; and one hundred sixty-seven (167) days to the contract.

Change Order Justification: These changes were due to user/owner requested modifications and weather-related delays as indicated herein.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of $424,930.09.

Project Initiation Date: May 18, 2017
Design Professional: Allred Stolarski Architects, P.A.
General Contractor: Mac’s Construction Company, Inc.
Total Project Budget: $21,000,000.00
5. MSU- IHL 413-003 – DORMAN HALL RENOVATION

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by JH&H Architects.

Approval Status & Date: APPROVED, May 2, 2022

Project Initiation Date: February 18, 2021
Design Professional: JH&H Architects
General Contractor: TBD
Total Project Budget: $31,000,000.00

6. MUW- IHL 204-134 – CAMPUS HVAC IMPROVEMENTS

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 April 9, 2022 to approve the initiation and design professional for the Campus HVAC Improvements.

Interim Approval Status & Date: APPROVED, April 9, 2022

Approval Request #2: Award of Construction Contract

Board staff approved the Award of Contract in the amount of $1,675,000.00 to the apparent low bidder, Brislin, Inc.

Approval Status & Date: APPROVED, April 20, 2022

Project Initiation Date: April 9, 2022
Design Professional: Dewberry/ Edmonds Engineers, Inc.
General Contractor: Brislin, Inc.
Total Project Budget: $1,872,000.00
7. **UM- IHL 207-470 – OXFORD-UNIVERSITY STADIUM (SWAYZE FIELD) – ADA RAMP**

   **Approval Request #1: Contract Documents**

   Board staff approved Contract Documents as submitted by A2H, PLLC.

   **Approval Status & Date:** APPROVED, May 2, 2022

   **Approval Request #2: Advertise**

   Board staff approved request to advertise for receipt of bids.

   **Approval Status & Date:** APPROVED, May 2, 2022

   **Project Initiation Date:** December 7, 2021
   **Design Professional:** A2H, PLLC
   **General Contractor:** TBD
   **Total Project Budget:** $1,000,000.00

8. **UM- IHL 407-002 – DATA CENTER FACILITY RENOVATION**

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

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

   **Approval Status & Date:** APPROVED, April 8, 2022

   **Project Initiation Date:** June 20, 2019
   **Design Professional:** Duvall Decker Architects, P.A.
   **General Contractor:** TBD
   **Total Project Budget:** $1,000,000.00
UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

9. UMMC- IHL 409-001 – RESEARCH AHU REPLACEMENT

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of $1,356,000.00 to the apparent low bidder, Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, April 21, 2022

Project Initiation Date: August 16, 2018
Design Professional: Dean and Dean Architects
General Contractor: Fountain Construction Company, Inc.
Total Project Budget: $2,122,624.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

10. USM- GS 108-300 – HICKMAN HALL RENOVATION

Approval Request #1: Schematic Design Documents

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

Approval Status & Date: APPROVED, April 13, 2022

Project Initiation Date: May 20, 2021
Design Professional: Burris/Wagnon Architects, P.A.
General Contractor: TBD
Total Project Budget: $500,000.00
11. USM- GS 114-023 – SCIENCE BUILDING INFILTRATION REPAIRS

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of $65,754.00 and twenty-one (21) additional days to the contract of Century Construction Group, LLC.

Approval Status & Date: APPROVED, May 3, 2022

Change Order Description: Change Order #1 includes the following items: added additional LVT, CPT, and rubber base; added two (2) dumpsters for kept material for seven (7) days; changed glazing tint color to match the campus standard of gray on clear glazing tint; and twenty-one (21) days to the contract.

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

Project Change Orders and Amount: One (1) change order for a total amount of $65,754.00.

Project Initiation Date: May 18, 2017
Design Professional: Shafer Zahner/Zahner
General Contractor: Century Construction Group, LLC
Total Project Budget: $3,604,891.38
1. **SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL**

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

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 12/1/21, 1/1/22, 2/1/22, 3/1/22, 4/1/22, 4/1/22, 4/1/22, 4/1/22 and 4/2/21) from the funds of Alcorn State University. (These statements, in the amounts of $2,250.00, $2,250.00, $55.47, $56.40, $2,250.00, $90.62, $39.09, $38.92 and $55.87, respectively, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE**$ 7,086.37

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 10/1/21, 12/1/21, 12/1/21, 12/1/21, 1/1/22, 3/1/22 and 3/31/22) from the funds of Jackson State University. (These statements, in the amounts of $47.62, $2,250.00, $97.82, $1,500.00, $2,500.00, $56.15 and $533.00, respectively, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE**$ 6,984.59

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 4/19/22) from the funds of Mississippi State University. (This statement, in the amount of $750.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE**$ 750.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 2/1/22, 4/1/22, 4/1/22 and 4/1/22) from the funds of Mississippi State University. (These statements, in the amounts of $221.04, $531.00, $2,500.00 and $2,500.00, respectively, represent services and expenses in connection with immigration/labor certification.)

**TOTAL DUE**$ 5,752.04

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 7/31/21, 7/31/21, 3/31/22, 3/31/22, 4/21/22, 4/21/22 and 4/21/22) from the funds of the University of Mississippi. (These statements, in the amounts of $1,032.50, $218.50, $7,094.02, $2,861.50, $585.75, $206.50 and $9,941.50, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE**$ 21,940.27
Payment of legal fees for professional services rendered by Mayo|Mallette (statement dated 4/4/22) from the funds of the University of Mississippi. (This statement, in the amount of $1,950.00, represents services and expenses in connection with general legal advice.)

| TOTAL DUE | $1,950.00 |

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 2/1/22, 2/1/22, 2/1/22, 3/28/22, 4/1/22, 4/1/22, 4/1/22 and 4/1/22) from the funds of the University of Mississippi. (These statements, in the amounts of $144.28, $8,329.50, $2,500.00, $1,500.00, $45.59, $2,500.00, $4,250.00 and $5,044.44, respectively, represent services and expenses in connection with immigration/labor certifications.)

| TOTAL DUE | $24,313.81 |

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 12/23/21, 1/19/22, 2/15/22, 3/14/22, 3/23/22, 3/23/22, 3/23/22, 4/14/22 and 4/14/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $118,777.21, $52,328.70, $29,565.00, $43,228.32, $20,271.40, $1,309.00, $862.00, $6,747.60 and $265.00, respectively, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $273,354.23 |

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statements dated 3/28/22 and 3/28/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $148.50 and $33.00, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $181.50 |

Payment of legal fees for professional services rendered by Hagwood & Tipton, P.C. (statements dated 3/16/22, 3/16/22, 3/16/22, 3/16/22, 3/16/22 and 3/16/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $992.70, $2,332.90, $2,990.33, $198.00, $2,852.80 and $1,568.00, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $10,934.73 |

Payment of legal fees for professional services rendered by Steen, Dalehite & Pace (statements dated 3/23/22, 3/23/22, 3/23/22, 3/23/22 and 3/30/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $5,946.00, $9,333.00, $2,943.00, $5,280.00 and $215.46, respectively, represent services and expenses in connection with legal advice.)

| TOTAL DUE | $21,495.46 |
TOTAL DUE…………………………………………………………$ 23,717.46

Payment of legal fees for professional services rendered by Taylor, Wellons, Politz, Duhe, APLC (statements dated 3/21/22, 3/21/22, 3/21/22, 3/21/22, 3/21/22, 3/21/22, 3/21/22, 3/25/22, 3/25/22, 3/25/22 and 3/25/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $412.50, $135.00, $669.00, $189.00, $175.50, $1,228.50, $3,114.08, $81.00, $94.50, $3,892.72 and $94.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 10,086.30

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 3/15/22, 3/16/22, 3/18/22, 3/18/22 and 4/8/22) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $5,221.00, $1,533.29, $1,270.50, $544.50 and $2,808.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 11,377.29

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 4/6/22) from the funds of the University of Southern Mississippi. (This statement, in the amount of $526.50, represents services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 526.50

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 4/14/22) from the funds of the University of Southern Mississippi. (This statement, in the amount of $20,793.79, represents services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………$ 20,793.79

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/1/22, 4/1/22, 4/1/22, 4/1/22, 4/1/22 and 4/1/22) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $2,250.00, $86.95, $2.60, $31.59, $29.65 and $16.27, respectively, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE…………………………………………………………$ 2,417.06

Payment of legal fees for professional services rendered by Nelson Law, PLLC (statement dated 5/2/22) from the funds of the University of Southern Mississippi. (This statement, in the amount of $3,500.00, represents services and expenses in connection with legal advice.)
Legal fees approved for payment to outside counsel in relation to patent and other matters:

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 3/23/22, 3/23/22, 3/23/22 and 3/23/22) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Thearapeutics for Breathing Disorders” - $631.00; “Systems and Methods for Pest Reduction” - $47.50; “Imaging Probe Adapter CIP Utility Patent Application” - $1,111.00; and “IP and Regulatory Matters” - $1,150.50.)

TOTAL DUE…………………………………………………………$ 3,500.00

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings, LLP (statement dated 4/11/22) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent: “Wound and Infection Care Bath System” - $6,289.50.)

TOTAL DUE…………………………………………………………$ 2,940.00

Payment of legal fees for professional services rendered by Conley Rose (statements dated 4/6/22, 4/6/22 and 4/6/22) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “System to Control an Actuator” - $2,218.50; “Smart Outlet” - $870.00; and “Wearable Flexible Sensor Motion Capture System” - $1,885.00.)

TOTAL DUE…………………………………………………………$ 6,289.50

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dates 4/5/22 and 4/5/22) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - $175.00; and “Vaccine Composition Comprising Recombinant Protein of Staphylococcus Aureus Attenuated Enterotoxin and Cytotoxin” - $4,157.50.)

TOTAL DUE…………………………………………………………$ 4,973.50

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 4/21/22, 4/21/22, 4/21/22 and 4/21/22) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following intellectual property matters: “Infrared Detection with Intrinsically Conductive” - $88.50; “Transition of
2. **DSU – EMERGENCY APPROVAL TO CONTRACT WITH McDONALD HOPKINS, LLC AS OUTSIDE COUNSEL**

   Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, has approved DSU’s emergency request to hire attorney Jim Griszczak of McDonald Hopkins, LLC as outside counsel to provide legal services related to a cyber incident. The term of the contract is April 27, 2022 through May 1, 2023, unless terminated sooner by either party. Services are provided at an hourly rate of $365 for the lead attorney and $290 for associates with a maximum amount payable under the contract of $75,000. DSU is insured for cyber incident response and carries a deductible for legal services related to a covered incident of $5,000. Therefore, DSU will not be responsible for more than $5,000 of the $75,000 maximum amount payable under the agreement. McDonald Hopkins carries professional liability insurance coverage in the amount of $5,000,000 per claim with an annual aggregate of $5,000,000. This item has been approved by the Office of the Attorney General.
1. SYSTEM – COMMISSIONER'S NOTIFICATION OF APPROVAL

The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.

a. **MSU** – On April 28, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University (lessee) and Kendall Garraway – KD Fourteen Mile Farms (lessee) for the use of approximately 207 acres of farmland. The term of the lease would begin April 19, 2022 and ends December 31, 2023 with an option to extend the lease for one year or until December 31, 2024. The Lessee will pay $112.50 per acre due on November 1st of each year. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file in the IHL Board Office.

b. **MSU** – On April 28, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University (lessor) and The Bulldog Club, Inc. (lessee). MSU desires to lease to the Bulldog Club certain real property to allow the Bulldog Club to construct a new softball field house for the MSU Softball team. The term of the lease begins the day the Lessee gives the Lessor written notice of its intent to proceed with the project. The primary term of this lease is for a period of twenty-four (24) months or until completion of the Project, whichever occurs first. The IHL Associate Commissioner for Legal Affairs has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file in the IHL Board Office.

c. **JSU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On April 26, 2022, Commissioner Alfred Rankins, Jr. approved the budget revisions to the FY 2022 Ayers academic programs after conducting a review. It appears that these revisions were necessary to align 2022 budgets to individual program needs over the remaining months of the year. Per IHL Ayers administrative guidelines, the institutions are required to either report these revisions to the IHL Executive Office (i.e. self-approved revisions) or have certain proposed budgetary revisions pre-approved by the IHL Executive Office. One of the requested revisions does not fit under the pre-approval by the IHL Executive Office policy section of the guidelines. The IHL Executive Office financial and academic staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.

d. **UMMC** – On April 22, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between the University of Mississippi Medical Center and Mississippi Methodist Hospital and Rehabilitation Center for approximately 1,917 square feet of space in the Methodist Rehabilitation Center building located on
UMMC’s main campus for use as office space for medical providers and staff. The term of the Agreement is twenty-four (24) months beginning May 1, 2022 and ending April 30, 2024. The cost is $3,195 per month for a total of $76,680 over the term of the Lease. Payment is required in advance at the beginning of each month. The IHL Associate Commissioner for Legal Affairs has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property and 707.03 Approval of Prepayment for Goods or Services. A copy of the documents is on file in the IHL Board Office.

e. **UMMC** – On April 28, 2022, Commissioner Alfred Rankins, Jr., approved a Timeshare Lease Agreement between the University of Mississippi Medical Center (sublessee) and Copiah County Medical Center (sublessor) for the part-time use of clinic space. The term of the lease would begin May 1, 2022 and end April 30, 2027 including the initial one-year term and four additional one-year renewals. The sublessee will pay $235 due on the first of each month, totaling $14,675.30. The IHL Associate Commissioner for Legal Affairs has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property and 707.03 Approval of Prepayment for Goods or Services. A copy of the documents is on file in the IHL Board Office.

f. **USM** – On April 25, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between the University of Southern Mississippi and eMBE Formulations, LLC for approximately 313 square feet of lab and equipment space in USM’s Accelerator building. This is a revenue generating lease with an initial term of one year with up to four consecutive one-year renewal periods. The Lessee will pay annual rent in the amount of $8,870 for the initial term and for each renewal term for a total potential revenue of $44,350. The IHL Associate Commissioner for Legal Affairs has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property. A copy of the documents is on file in the IHL Board Office.

g. **USM** – On April 25, 2022, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between the University of Southern Mississippi and AJA Labs, Inc. for approximately 456 square feet of lab space in USM’s Accelerator building. This is a revenue generating lease with an initial term of one year with up to four consecutive one-year renewal periods. The Lessee will pay annual rent in the amount of $13,680 for the initial term and for each renewal term for a total potential revenue of $68,400. The IHL Associate Commissioner for Legal Affairs has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property. A copy of the documents is on file in the IHL Board Office.
PERSONNEL ACTION REPORT

1. Sabbatical

Mississippi State University
FROM: H. Colleen Sinclair; Associate Professor of Psychology; salary $78,340.00 per annum, pro rata; E&G and Designated Funds; 9-month contract; no change in salary during sabbatical period; E&G and Designated Funds; effective January 1, 2022 to May 15, 2022; professional development
[Originally approved by IHL Board March 18, 2021]
CORRECTED: This item was rescinded.