

Board Book

April 20, 2023

MISSISSIPPI BOARD OF TRUSTEES OF STATE
INSTITUTIONS OF HIGHER LEARNING

Board Meeting Outline

MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING

MEETINGS SCHEDULE

Health Affairs Committee | April 19, 2023, 3:00p | IHL Board Room
IHL Board Meeting | April 20, 2023, 9:00a | IHL Board Room

CALL TO ORDER INVOCATION

Trustee Tom Duff
Trustee Walt Starr

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ADJOURNMENT

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 2, 2023**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a special called meeting held via Zoom at the Board Office in Jackson, Mississippi at 11:00 a.m. on March 2, 2023, and pursuant to notice in writing, to each and every member of said Board. The following members participated: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr. The meeting was called to order by Mr. Tom Duff, President.

To comply with Miss. Code Ann., §25-41-5, as amended, all votes taken during this Zoom meeting were recorded by name in a rollcall. The meeting was held to discuss a personnel matter at Jackson State University.

EXECUTIVE SESSION

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

Discussion of a personnel matter at Jackson State University.

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

On motion by Trustee Starr, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to provide Mr. Thomas Hudson written notice that the Board is considering his termination of employment for cause as President of Jackson State University and that such letter set out the specific reason(s) for his possible termination and his other due process rights, as well as any associated time deadlines and to place Mr. Thomas Hudson on administrative leave with pay, effective immediately, for an indefinite period.

On motion by Trustee Hubbard, seconded by Trustee Parker, all Trustees legally present and participating voted unanimously to return to Open Session.

On motion by Trustee Ogletree, seconded by Trustee Hubbard, all Trustees legally present and participating voted unanimously to recess the special called meeting until 5:00 p.m. March 2, 2023.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 2, 2023**

The Zoom meeting reconvened at 5:00 p.m. March 2, 2023. The following members participated: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey, Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr.

To comply with Miss. Code Ann., §25-41-5, as amended, all votes taken during this Zoom meeting were recorded by name in a rollcall. The meeting was held to discuss a personnel matter at Jackson State University.

EXECUTIVE SESSION

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

Discussion of a personnel matter at Jackson State University.

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

On motion by Trustee Parker, seconded by Trustee Cummings, all Trustees legally present and participating voted unanimously to appoint Dr. Elayne Hayes-Anthony as temporary acting president of Jackson State University effective immediately, at a salary of \$450,000 per year, pro rata.

On motion by Trustee Hubbard, seconded by Trustee Cummings, 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 Hubbard, seconded by Trustee Ogletree, all Trustees legally present and participating voted unanimously to adjourn the meeting.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 2-3, 2023**

BE IT REMEMBERED, That the Delta State University Board Search Committee met in Ballrooms C & D in the Norman C. Nelson Student Union at the University of Mississippi Medical Center in Jackson, Mississippi, at approximately 12:40 p.m. on March 2, 2023, and pursuant to notice in writing to each and every member of said Committee. At the above-named place the following Committee members were present: Ms. Teresa Hubbard (Chair), Dr. Ormella Cummings, Mr. Chip Morgan, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr (via Zoom). Mr. Tom Duff, Ms. Jeanne Carter Luckey, and Mr. Gee Ogletree also attended. The meeting was called to order by Ms. Hubbard, Chair of the Delta State University Board Search Committee.

EXECUTIVE SESSION

On motion by Trustee Rader, with Trustee Starr 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 Morgan, seconded by Trustee Cummings, with Trustee Starr participating via Zoom, all Committee members legally present and participating voted unanimously **to enter Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at Delta State University.

During Executive Session, the following matter was discussed:

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

On motion by Trustee Cummings, seconded by Trustee Morgan, with Trustee Starr participating via Zoom, all Committee members legally present and participating voted unanimously to return to Open Session.

By consensus, at approximately 4:00 p.m. the Board recessed until 9:00 a.m. March 3, 2023.

The meeting reconvened at approximately 9:00 a.m. March 3, 2023. The following Committee members were present: Ms. Teresa Hubbard (Chair), Dr. Ormella Cummings, Mr. Chip Morgan, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr. Mr. Tom Duff (via Zoom), Ms. Jeanne Carter Luckey, and Mr. Gee Ogletree also attended.

EXECUTIVE SESSION

On motion by Trustee Rader, 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 Cummings, seconded by Trustee Parker, all Committee members legally

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 2-3, 2023**

present and participating voted unanimously **to enter Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at Delta State University.

During Executive Session, the following matter was discussed:

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

On motion by Trustee Starr, seconded by Trustee Morgan, with Trustees Cummings and Rader absent and not voting, all Committee members legally present and participating voted unanimously to return to Open Session.

ADJOURNMENT

There being no further business to come before the Committee, on motion by Trustee Starr, seconded by Trustee Parker, with Trustees Cummings and Rader absent and not voting, all Committee members legally present and participating voted unanimously to adjourn the meeting.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 22, 2023**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a meeting held in Ballrooms C & D in the Norman C. Nelson Student Union at the University of Mississippi Medical Center in Jackson, Mississippi, at 10:45 a.m. on March 2, 2023, and pursuant to notice in writing, to each and every member of said Board. The following members participated: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr (via Zoom). The meeting was called to order by Mr. Tom Duff, President.

EXECUTIVE SESSION

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

Discussion of a personnel matter at Delta State University.

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.**

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

ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee McNair, seconded by Trustee Rader, with Trustees Cummings, Morgan, and Starr absent and not voting, all Trustees legally present and participating voted unanimously to adjourn the meeting.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 23, 2023**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 22, 2022, to each and every member of said Board said date being at least five days prior to this March 23, 2023 meeting. At the above-named place the following members were present 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., Mr. Chip Morgan, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr (via Zoom). Mr. Gee Ogletree was absent. The meeting was called to order by Mr. Tom Duff, President. Trustee Parker introduced Reverend Eric Davis, Campus Minister for the University of Southern Mississippi Wesley Foundation, who provided the invocation.

INTRODUCTION OF GUESTS

- President Duff welcomed Dr. Elayne Hayes-Anthony, temporary acting president of Jackson State University, to her first IHL Board meeting. He also welcomed Dr. Tracey Cook, Vice President for Student Affairs and Enrollment Management at Alcorn State University, who attended on behalf of President Dr. Felecia Nave. President Duff then welcomed Dr. Andy Novobilski, Provost and Vice President for Academic Affairs at Delta State University, who attended on behalf of Interim President Dr. E. E. Caston.
- President Duff congratulated Mrs. Caron Blanton, IHL Director of Communications, who is retiring at the end of March. Mrs. Blanton has 33 years of service with more than 12 years at IHL.
- President Duff also welcomed the following Student Government Association Officers: Mr. Kennedy Guest, SGA President at Mississippi State University, Miss Haley Rooks, SGA President-Elect at Delta State University, and Miss Lucia Chacon-Habis, SGA President at Delta State University.

APPROVAL OF THE MINUTES

On motion by Trustee Martin, seconded by Trustee Rader, with Trustees Ogletree and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on February 16, 2023.

CONSENT AGENDAS

On motion by Trustee Cunningham, seconded by Trustee Cummings, with Trustees Ogletree and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

**MINUTES OF THE BOARD OF TRUSTEES OF
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March 23, 2023**

ACADEMIC AFFAIRS

1. **SYSTEM** – Approved the following modifications to existing academic units.

Renaming

- a. **MUW** – Current Title: Office of Outreach and Innovation
Proposed Title: Center for Education Support
Unit Location: School of Education
Effective date: March 2023
Cost of implementation: \$0

Deleting

- b. **MSU** – Current Title: Department of Educational Leadership
Unit Location: College of Education
Effective date: May 2023

Renaming and Reorganizing

- c. **MSU** – Current Title: Department of Counseling, Educational Psychology, and Foundations
Proposed Title: Department of Counseling, Higher Education Leadership, Educational Psychology, and Foundations
Unit Location: College of Education
Effective date: May 2023
Cost of implementation: \$0
- d. **MSU** – Current Title: Department of Curriculum, Instruction, and Special Education
Proposed Title: Department of Teacher Education and Leadership
Unit Location: College of Education
Effective date: May 2023
Cost of implementation: \$0
- e. **MSU** – Current Title: Department of Instructional Systems and Workforce
Proposed Title: Department of Industrial Technology, Instructional Design, and Community College Leadership
Unit Location: College of Education
Effective date: May 2023
Cost of implementation: \$0

FINANCE

2. **MVSU** – Approved the request to escalate the FY 2023 Education and General Budget. The request is to provide a video board for the football stadium, resurface the football field, and purchase equipment for the maintenance of the athletic fields.

Budget Category	FY 2023 Approved Budget	Increase/ Decrease	Revised FY 2023 Budget
Salaries, Wages, & Fringe Benefits	\$ 23,748,942		\$ 23,748,942
Travel	774,557		774,557
Contractual Services	22,789,444	2,200,000	24,989,444
Commodities	1,430,108		1,430,108
Capital Outlay	409,976	100,000	509,976

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STATE INSTITUTIONS OF HIGHER LEARNING
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Budget Category	FY 2023 Approved Budget	Increase/ Decrease	Revised FY 2023 Budget
Transfers	(205,027)		(205,027)
Total Uses of Funds	\$ 48,948,000	\$ 2,300,000	\$ 51,248,000

3. **UM** – Approved the request for the University’s Center for Diagnostics, Design, Devices, and Biomechanics (D3B) and the Biomedical Engineering Department to enter a contract with MTS Systems Corporation (“MTS”) to purchase servo-hydraulic mechanical testing frames, testing simulators, and associated fixturing for testing and evaluating new medical device designs and biomaterials. The estimated shipment schedule is 11 months. The contract amount is \$2,395,206. The University’s D3B will fully fund this procurement through state appropriated funds from Section 42(c) of SB 3002 from the 2022 legislative session. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
4. **UMMC** – Approved the request to amend its Master Services Agreement with Pathstone Partners, LLC (Pathstone) to extend the term, revise the financial savings goal to \$35,000,000, and add additional phases of work to the agreement. The Master Services Agreement is for consulting services related to the identification, development, and implementation of margin improvement initiatives to achieve financial savings. The term of the amended agreement is three (3) years and eleven (11) months from November 1, 2021 through September 30, 2025. The term of the original agreement was two (2) years and six (6) months, beginning November 1, 2021. The first amendment extends the term by one (1) year and five (5) months. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board also approved the request to allow prepayment of the monthly base fee. The total estimated cost of the amended agreement over the three (3) year, eleven (11) month term is \$6,763,000. The original estimated cost of the agreement was \$2,950,000. The first amendment adds \$3,813,000 to the agreement. The amended benefit savings target is \$35,000,000, divided into five (5) phases. In each phase, UMMC will pay a fee of eighteen percent (18%) of the targeted savings. UMMC has also included a maximum of \$490,000 for potential travel and expenses during the full term of the agreement. 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.
5. **USM** – Approved an Amendment to a partnership and licensing agreement with Assessment Technologies Institute, LLC. (ATI) that provides critical learning resources for the College of Nursing’s student population. Amendment Two modifies the Agreement to add USM’s Gulf Park location in Long Beach, MS to the itemization of Nursing Program campuses covered by the Agreement. Additionally, Amendment Two modifies the payment schedule for students in the ABSN program to permit payments due for such students over three semesters of the program without changing the total cost per student. The term of the contract is for 36 months beginning August 1, 2021 and ending August 31, 2024. For use of ATI Products and Services, the University is assessed a fee of per RN student enrolled. The fees range from \$1,387 per RN student for the December 2021 class, to \$2,775 per RN student for the May 2022 and subsequent classes. Amendment One adjusted the payment schedule for certain nursing program class cohorts to extend the

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required payments over three or four semesters as indicated, without impacting the total amount due. Amendment Two provides a payment schedule for students participating in the ABSN program requiring payments over three semesters. The contract amount per student will remain at \$2,775 per student. This agreement is funded solely through student course fees. 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. **USM** – Approved the request to purchase 75 Cisco Catalyst 9200 Switches to upgrade the access layer switches on all USM campuses to 10 Gbps uplinks. The contract will remain in effect until the goods are received, accepted, invoiced, and paid. Start and end dates will depend upon the delivery of the items. The total cost of this acquisition will be \$329,692.50. An itemized list is included in the *March 23, 2023 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.
7. **SYSTEM** – Approved the student health insurance broker and policy for use by the system. The insurer will be UnitedHealthcare Student Resources and the insurance broker will be Holland Insurance, Inc. The purpose of the contract is to provide an insurance option for students to purchase directly, or for universities to purchase as a benefit for certain classes of student workers or employees. The goal of the system approach is to lower premium costs while maintaining health insurance coverage that meets Affordable Care Act and visa requirements. Holland will be engaged for three policy years, but the initial insurance policy or policies is for a one-year term. The policy terms may vary from university to university so as to have an effective date that coincides with the termination dates of each university's current policies. The most common policy inception date has been August 15th, so while dates may vary, a common term is expected to be August 15, 2023, to August 15th, 2024. The broker will solicit quotes from insurers for a policy for 2024-2025 and 2025-2026, unless the relationship is terminated earlier. The premium will be \$2,173 per policy per year, which includes broker commission and all fees. If 3,300 students are insured, the aggregate annual premium range would be approximately \$7,170,900. The aggregate premium will vary based upon the number of participants. Student enrollment increased by 6 percent during the most recent policy year. Students will directly pay the premium for their policy, except for some student workers. Universities may elect to pay or supplement the premium cost for certain classes of student workers, such as graduate assistants, as an employment benefit or part of its payment structure. Expenditures for student health insurance by universities are determined by each university. Legal Staff has reviewed the proposed policy for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
8. **UMMC** – Approved the request to enter a Product Agreement with Johnson & Johnson Health Care Systems, Inc. (JJHCS) for the placement of the Brainlab Curve Navigation System, the purchase of instrumentation, accessories, software licenses, software subscriptions and documentation needed to operate the system, service and maintenance, as well as training. The Brainlab Spinal and Cranial Navigation System is a partnership between Brainlab, Inc (Brainlab) and DePuy Synthes, a division of JJHCS, that was jointly

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developed to pair JJHCS instrumentation with Brainlab's navigation platform. The platform is used to perform accurate and minimally invasive procedures to safely place surgical hardware and other devices for the treatment of multiple conditions, including scoliosis, trauma, and cranial defects. The Brainlab system also provides intra-operative imaging for seamless navigation that is used in the above-mentioned procedures as well as intracranial navigation of the brain and associated structures. The Board also approved the request for the institution to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is five (5) years, from April 1, 2023, through March 31, 2028. The total estimated cost over the five (5) year term is \$18,075,000. UMMC has included a ten percent (10%) increase each year for potential changes in patient volume. The Product 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.

9. **UMMC** – Approved a Second Amendment (Amendment) to the Corporate Master Agreement with Omnicell, Inc. (Omnicell) to extend Schedule G of the Corporate Master Agreement that establishes the preferred relationship between UMMC and Omnicell and allows UMMC to access discounted pricing for the purchase of automated pharmacy dispensing cabinets, training and support services for UMMC locations. The Corporate Master Agreement provides the general terms and conditions for purchases under separate Pricing Supplements. The Omnicell automated pharmacy dispensing cabinets and technology include the ability to secure and dispense Schedule II-V narcotics while providing real time data of the dispensing and administration of these events. This data allows all transactions to be efficiently monitored to ensure the appropriate closed loop of all scheduled medication transactions. The degree of real time data is unique in the marketplace and is a necessary tool for monitoring for any potential diversion. The term of the Corporate Master Agreement remains unchanged. It began on March 26, 2018, and will remain in effect for so long as a Pricing Supplement, Schedule, attachment, and/or exhibit remains in effect. The amended term for Schedule G to the Corporate Master Agreement is for a term of ten (10) years, from March 26, 2018, through March 25, 2028. The original term of Schedule G to the Corporate Master Agreement was from March 26, 2018, through March 25, 2023. The Amendment extends the term of Schedule G to the Corporate Master Agreement by five (5) years. The total term of Pricing Supplement 5309895 remains unchanged it is six (6) years and five (5) days, from March 26, 2018, through March 31, 2024, which is five (5) years from the date of installation of the equipment. The total term of Pricing Supplement 5438400 remains unchanged. It is one (1) year and eight (8) months, from March 1, 2022, through May 26, 2023, which is (1) year from the date of installation of the equipment. The total cost of Pricing Supplement 5309895 remains unchanged at a cost of \$6,273,190.93. The total cost of the Pricing Supplement 5438400 remains unchanged at a cost of \$603,060.65. This 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.

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REAL ESTATE

10. **MSU** – Approved the initiation of IHL 213-148, North Farm Greenhouse, and the appointment of Johnson-McAdams Firm, P.A. as the design professional. This project will construct a new 2,400 square foot greenhouse on the North Farm located on the MSU campus. The proposed project budget is \$1.4 million. Funds are available from USDA National Institute of Food and Agriculture - Hatch Capacity Funds (\$1,400,000).
11. **UM** – Approved the initiation of IHL 207-503, Brevard Hall Envelope Corrections Phase II, and the appointment of McCarty Architects, P.A. as the design professional. The project is intended to make corrections to the exterior of Brevard Hall to stop water intrusion into the building. The proposed project budget is \$2.5 million. Funds are available from Internal R&R funds (\$2,500,000).
12. **USM** – Approved the initiation of IHL 208-341, Forrest Avenue Pedestrian Plaza, and the appointment of Neel-Schaffer, Inc. as the design professional. This is a Mississippi Department of Transportation TAP project to create a pedestrian pathway to increase the walkability of the USM campus. The proposed project budget is \$1,053,412.67. Funds are available from 80% MDOT 80/20 TAP Grant (\$842,730.14) and 20% USM Internal Funds (\$210,682.53).
13. **MSU** – Approved the request to increase the project budget for IHL 205-298, Rebid Cresswell Hall Recarpet and Repaint, from \$1,800,000 to \$3,000,000 for an increase of \$1,200,000. The project was initiated as an interim approved agenda item in December 2019. At that time Schafer Zahner Zahner was appointed as the project professional. The project originally was advertised and bid in February 2020, but a contract was never executed due to the uncertainties associated with COVID. The funding source remains the same. Funds are available from University Designated Funds (\$3,000,000).
14. **MSU** – Approved the request to increase the project budget for IHL 205-324, Herzer Roof Replacement, from \$1,200,000 to \$1,300,000 for an increase of \$100,000 due to updated cost estimates. The funding sources for the project will not change. Funds are available from HB 1729, Laws of 2016 (\$737,971.70) and SB 3002, Laws of 2022 (\$562,028.30).
15. **MSU** – Approved the request to increase the project budget for IHL 205-327, Rice Hall Renovations, from \$2,000,000 to \$3,000,000 for an increase of \$1,000,000. The escalation is required based on the design professional's latest design, updated, estimate of cost. An additional scope was identified related to restroom and ADA upgrades that require an increase in budget. This project will involve interior renovations to multiple floors in Rice Hall to prepare space for academic department needs. Renovations include new flooring, paint, ceiling tile, lighting in existing rooms and common spaces along with renovations to existing restrooms and ADA upgrades as required. The funding sources for the project will not change. Funds are available from University Designated Funds (\$3,000,000).
16. **UMMC** – Approved the request to increase the project budget for IHL 209-566, Patient Care Units Expansion, from \$15,000,000 to \$23,730,000 for an increase of \$8,730,000 and to modify the scope of the project. The escalation in the project budget is required based on the design professional's latest design, updated, estimate of cost. In November 2022, the Board approved a scope to include the following: build-out the south wing of the 6th floor shell space in the Adult Tower for Med/Surg beds and provide final design only to build-out the 6th floor shell space in the Critical Care Tower for ICU beds. In the course

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of the planning and design of this project, it has become evident that it will be in the best interest of UMMC to proceed with the construction of the 6th floor shell space in the Critical Care Tower for ICU beds in the same phase as the Med/Surg beds in the Adult Tower. This request is to change the ICU beds from design only to be included with construction of the Med/Surg beds as one phase. The funding source for the project will not change. Funds are available from UMMC SSA Building Improvements – Patient Care Revenue (\$23,730,000).

17. **MSU** – Approved the request to enter an agreement with Hoar Program Management, LLC (HPM) for construction manager advisor services related to IHL 205-328, New Residence Hall, and granted approval for MSU to negotiate and incorporate supplemental and additional services that become necessary during the project and make other project required modifications to the contract as long as any supplementary or additional services remain within the project budget approved by the Board. HPM will provide preconstruction services, which consists of program evaluation, budget development, constructability review, project phasing, coordination, scheduling, cost estimating and generation of bid packages for prime contractors. HPM will also provide construction phase services that include coordinating and managing construction of the project by a general contractor. The contract will commence upon execution and will expire one-year from the date of Substantial Completion of the Project. HPM's services will be provided for a lump sum fee of \$467,682 for preconstruction services and \$2,386,625 for construction services. The fee is inclusive of all necessary office expenses, travel expenses, and management personnel to carry out the services. The contract will be funded by University Designated Funds and EBC Bonds. The Attorney General's Office has reviewed this item for compliance with applicable law and found the same to be acceptable.
18. **UM** – Approved a sublease (the "Sublease") between Saint Anthony Club of Mississippi, Inc. ("Sublandlord") and Pi Kappa Phi Alpha Lambda Housing Corporation ("Subtenant") for the use of premises, currently leased to the Sublandlord by the Board of Trustees of Institutions of Higher Learning of the State of Mississippi ("IHL"), for a fraternity residential facility chapter house affiliated with the Pi Kappa Phi fraternity from August 1, 2023 through July 31, 2024. This is a sublease of a residential facility on fraternity lot #307 on the University of Mississippi's Oxford campus. The primary lease between IHL/UM and the Sublandlord extends through March 31, 2052. The primary lease between the IHL/UM and Sublandlord imposes an annual \$50 lease payment to UM. The base rent under the Sublease is 12 equal payments of \$14,583.33 per month. There is a security deposit in the amount of \$20,000. The Attorney General's Office has reviewed this item for compliance with applicable law and found the same to be acceptable.
19. **UM** – Approved the deletion of the existing Ole Miss Softball Field & Stands and to remove the property from inventory. Demolition is required to construct a new Ole Miss Softball Complex in the same location. The existing field requires complete replacement to repair drainage issues. The existing stands and press box are deficient by current building code and ADA standards. The approval letter has been received from the Mississippi Department of Archives and History stating the building is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.

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20. **UMMC** – Approved the exterior design for the front of IHL 209-576, MS Center for Medically Fragile Children. This project will provide the first pediatric skilled nursing facility in the state of Mississippi. It will include patient rooms, support areas and outdoor space. Funds are available from HB 1160, Laws of 2019 (\$12,500,000); HB 1730, Laws of 2020 (\$2,000,000); Children’s of Mississippi Philanthropy (\$1,400,000). A copy of the rendering is included in the *March 23, 2023 Board Working File*.

LEGAL

21. **ASU** – Approved the request to enter a contract with Sun Sovereign, LLC d/b/a Ware | Immigration as outside counsel to perform services necessary in preparing labor certification applications, immigration applications and petitions, and provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status. The term of the agreement is one year and began on January 1, 2023 through December 31, 2023. The need for retroactive approval stems from the fact that Ware | Immigration was acquired by Sun Sovereign earlier this year, Sun Sovereign having informed ASU after the fact. The rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$20,000. This firm carries professional liability insurance in the amount of \$3,000,000 per claim with an annual aggregate of \$3,000,000. This request is pending approval by the Office of the Attorney General.

Schedule of Legal Fees for Academia

Non immigrant Petitions and Processes

H-1B petition	\$2500*
H-1B extension or amendment petitions (we handled original petition)	\$2500*
H-1B withdrawal	\$200
H-4 EAD (Employee may pay)	\$750
*additional legal fee of up to \$2,500 may apply for substantive requests for evidence	
TN petition or border/consulate processing	\$2500
TN extension petition (we handled original)	\$2500
E-3 petition or consular processing	\$2500
E-3 extension petition (we handled original)	\$2500
O-1 petition	\$8000
O-1 extension or amendment petition (we handled original)	\$4000
O-1 additional rush fee if case needs to be filed w/in 60 days	\$2000
J-1 waiver (IGA or hardship)	\$8000
J-1 waiver (Conrad)	\$8000
J-1 waiver (no objection)	\$2000
I-539 Fee for Dependents (Employee may pay)	\$1000

Permanent Residence Process with Labor Certification: Faculty

Special Handling labor certification	\$3000
(If position must be readvertised)	\$2500
\$1500-2500	
Immigrant petition (I-140)	\$2500

Permanent Residence Process with Labor Certification: Non-Faculty

Labor certification	\$6000
Additional fee if audited	\$1500-2500
Additional fee if subject to supervised recruitment	\$3000

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Immigrant petition	\$2500
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Permanent Residence Process: Extraordinary Ability/Outstanding Professors and Researchers and National Interest Waiver

Immigrant petition	\$8000
EA, OP/OR, or NIW RFE or NOID: case by case determination up to	\$2500

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

Adjustment of status (AOS) and related applications (I-765, I-131, etc.), principal	\$2500
“Standalone” AOS and related applications, principal	\$3000
Adjustment of status and related applications, spouse, if together with principal application and I 140	\$1500
Adjustment of status of each child, concurrent with I 140	\$1000
“Standalone” adjustment of status, spouse (not concurrent with I-140)	\$2000
“Standalone” adjustment of status, child	\$2000
I 485 J (standalone cases)	\$1500

Employment Authorization and Advance Parole Renewal

Employment Authorization Renewal per individual	\$750
Advance Parole Renewal per individual	\$750

Marriage Based Permanent Residence

Principal Applicant	\$4000
Each child, if any	\$2500

Other Services

AR-11 Change of Address	\$150
Interview rescheduling	\$150
Biometrics rescheduling per person	\$150
Advisory Opinion	\$500
Expedite requests	\$500-750
Auto Revalidation Letter	\$200

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

Such matters will be billed at our hourly rates:

Partners	per hour billed	\$350
Associate Attorneys	per hour billed	\$250
Paralegals	per hour billed	\$150
Of Counsel Rate	per hour billed	\$450

22. **MSU** – Approved the request to enter a contract with the law firm of Copeland, Cook, Taylor & Bush to perform services necessary in assisting the University with various intellectual property matters, specifically in the area of patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property and commercialization issues. The term of the contract is one year beginning April 17, 2023. The hourly rates are \$250 for shareholders/of counsel attorneys, \$190 for associate attorneys and \$120 for paralegal services. The maximum amount payable under the term of the agreement is \$75,000. This firm carries professional liability insurance in the amount of \$5,000,000 per claim with an annual aggregate of \$5,000,000. This request has been approved by the Office of the Attorney General.

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23. **MSU** – Approved the request to enter a contract with the law firm of Mendelsohn Dunleavy, P.C., to perform necessary in assisting the University with intellectual property matters, specifically in the area of software patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property. The term of the contract is one year beginning May 1, 2023. The hourly rates are \$350 for partners, \$250 for associate attorneys, \$200 for U.S. Patent Agent Kristina Sanchez, and \$100 for paralegal services. The maximum amount payable under the term of the agreement is \$75,000. This firm carries professional liability insurance in the amount of \$1,000,000 per claim with an annual aggregate of \$3,000,000. This request has been approved by the Office of the Attorney General.
24. **MSU** – Approved the request to enter a contract with Sun Sovereign, LLC d/b/a Ware | Immigration as outside counsel to provide services as necessary in preparing labor certification documents on behalf of the university for its employees who seek permanent residence status and related immigration matters. The term of the contract will be one year beginning March 21, 2023. Rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$50,000. This firm carries professional liability insurance coverage in the amount of \$3,000,000 per claim with an annual aggregate of \$3,000,000. This request has been approved by the Office of the Attorney General.

Schedule of Legal Fees for Academia

Non immigrant Petitions and Processes

H-1B petition	\$2500*
H-1B extension or amendment petitions (we handled original petition)	\$2500*
H-1B withdrawal	\$200
H-4 EAD (Employee may pay)	\$750
*additional legal fee of up to \$2,500 may apply for substantive requests for evidence	
TN petition or border/consulate processing	\$2500
TN extension petition (we handled original)	\$2500
E-3 petition or consular processing	\$2500
E-3 extension petition (we handled original)	\$2500
O-1 petition	\$8000
O-1 extension or amendment petition (we handled original)	\$4000
O-1 additional rush fee if case needs to be filed w/in 60 days	\$2000
J-1 waiver (IGA or hardship)	\$8000
J-1 waiver (Conrad)	\$8000
J-1 waiver (no objection)	\$2000
I-539 Fee for Dependents (Employee may pay)	\$1000

Permanent Residence Process with Labor Certification: Faculty

Special Handling labor certification	\$3000
(If position must be readvertised)	\$2500
Additional fee if audited	\$1500-2500
Immigrant petition (I-140)	\$2500

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Permanent Residence Process with Labor Certification: Non-Faculty

Labor certification	\$6000
Additional fee if audited	\$1500-2500
Additional fee if subject to supervised recruitment	\$3000
Immigrant petition	\$2500

Permanent Residence Process: Extraordinary Ability/Outstanding Professors and Researchers and National

Interest Waiver

Immigrant petition	\$8000
EA, OP/OR, or NIW RFE or NOID: case by case determination up to	\$2500

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

Adjustment of status (AOS) and related applications (I-765, I-131, etc.), principal	\$2500
“Standalone” AOS and related applications, principal	\$3000
Adjustment of status and related applications, spouse, if together with principal application and I 140	\$1500
Adjustment of status of each child, concurrent with I 140	\$1000
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Employment Authorization Renewal per individual	\$750
Advance Parole Renewal per individual	\$750

Marriage Based Permanent Residence

Principal Applicant	\$4000
Each child, if any	\$2500

Other Services

AR-11 Change of Address	\$150
Interview rescheduling	\$150
Biometrics rescheduling per person	\$150
Advisory Opinion	\$500
Expedite requests	\$500-750
Auto Revalidation Letter	\$200

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

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Of Counsel Rate	per hour billed	\$450

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25. **MSU** – Approved the request to enter a contract with the law firm of Weatherly IP Solutions, LLC to perform services necessary in assisting the University with intellectual property matters, specifically in the area of patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property. The term of the agreement is one year beginning March 24, 2023. The hourly rate is \$435 for partner, James Weatherly. The maximum amount payable under the term of this agreement is \$25,000. This firm carries professional liability insurance in the amount of \$2,000,000 per claim with an annual aggregate of \$2,000,000. This request has been approved by the Office of the Attorney General.
26. **MVSU** – Approved the request to enter a contract with Attorney Carol Armstrong d/b/a Armstrong Law, LLC to perform services necessary in preparing labor certification applications, immigration applications, immigration petitions, and provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status. The term of the agreement is 10 months beginning April 1, 2023 through January 31, 2024. The rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$50,000. This firm carries professional liability insurance in the amount of \$1,000,000 per claim with an annual aggregate of \$1,000,000. This request has been approved by the Office of the Attorney General.

**Summary of Legal Fees Effective February 1, 2023
Fixed Fee Matters Schedule**

<u>Type of Immigration Processing</u>	<u>Attorney's Fees¹</u>
Permanent resident status (“green card”/immigrant) processing – labor certification required²	
“Special handling” labor certification for faculty (teaching positions only) – using original recruitment	\$2,500.00
“Special handling” labor certification for faculty (teaching positions only) – re-recruitment ³	\$3,000.00
“Basic recruitment” labor certification for non-teaching positions	\$4,000.00
Audit response (if required by US Department of Labor)	\$1,500.00
Immigrant petition for alien worker (I-140) – for employee	\$2,800.00

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

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

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

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<u>Type of Immigration Processing</u>	<u>Attorney's Fees¹</u>
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee (if filing concurrently)	\$1,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$2,000.00
Preparation for and attendance at USCIS interview	\$ 2,000.00
Permanent resident status (“green card”/immigrant) processing – “Outstanding professors and researchers” (labor certification not required)⁴	
Immigrant petition for alien worker (I-140) – for employee	\$5,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee (if filing concurrently)	\$1,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$2,000.00
Preparation for and attendance at USCIS interview (includes mileage expense)	\$ 2,000.00
Permanent resident status (“green card”/immigrant) processing – “extraordinary ability” or “National Interest Waiver” (labor certification not required)⁵	
Immigrant petition for alien worker (I-140) – for employee	\$6,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee (if filing concurrently)	\$1,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,500.00

⁴ Employee may pay fees and costs because labor certification is not required for this process.

⁵ Employee may pay fees and costs because labor certification is not required for this process.

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<u>Type of Immigration Processing</u>	<u>Attorney's Fees¹</u>
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$2,000.00
Preparation for and attendance at USCIS interview	\$ 2,000.00
Temporary status (nonimmigrant) processing	
H-1B “specialty occupation” petition (initial filing) ⁶	\$2,250.00
H-1B “specialty occupation” petition (subsequent extensions or amendments to initial filing)	\$2,250.00
O-1 “extraordinary ability” petition (initial filing)	\$4,500.00
O-1 “extraordinary ability” petition (subsequent extensions or amendments to initial filing, if we handled original filing)	\$2,500.00
TN “NAFTA professional” petition (initial filing, including consular processing)	\$2,500.00
TN “NAFTA professional” petition (subsequent extensions or amendments to initial filing)	\$2,250.00
Application for Waiver of J-1 Foreign Residence Requirement (based upon state Conrad 30 program)	\$6,000.00
Application for Waiver of J-1 Foreign Residence Requirement (based upon extreme hardship)	\$6,000.00
Application to extend or change nonimmigrant status I-539 Application (for dependents of employee who are in the US in another nonimmigrant status) when filed with I-129 Petition for primary	\$ 750.00
Application for employment authorization of H-4 spouse (if qualified) when filed with I-539 Application and I-129 Petition	\$ 750.00

PERSONNEL REPORT

27. Sabbatical

Mississippi University for Women

- Chanley Rainey; Associate Professor of Political Science; \$58,477 per annum; pro rata; E&G Funds; 9-month contract; no change in salary during sabbatical period; E&G Funds; effective August 9, 2023 to December 31, 2023; professional development.

⁶ Regulations require employer to pay all costs relating to H-1B filing, including attorney’s fees and filing fees (however, employee may pay “premium processing request” filing fee if desired).

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Mississippi State University

- Bradley D. Brazzeal; Professor of General Library; *from* salary of \$89,415.00 per annum, pro rata; E&G Funds; 12-month contract; *to* salary of \$33,530.63 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development
- Reuben F. Burch, V; Associate Professor of Industrial and Systems Engineering; *from* salary of \$138,734.00 per annum, pro rata; E&G & Restricted Funds; 9-month contract; *to* salary of \$69,367.00 for sabbatical period; E&G & Restricted Funds; effective August 16, 2023, to December 31, 2023; professional development
- Chih C. Chen; Associate Professor of Kinesiology; *from* salary of \$76,230.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$38,115.00 for sabbatical period; E&G Funds; effective August 16, 2023, to December 31, 2023; professional development
- Yang Cheng; Associate Professor of Aerospace Engineering; *from* salary of \$109,200.00 per annum, pro rata; E&G and Restricted funds; 9-month contract; *to* salary of \$54,600.00 for sabbatical period; E&G and Restricted funds; effective August 16, 2023 to May 15, 2024; professional development
- Xin Cui; Associate Professor of Chemistry; *from* salary of \$89,694.00 per annum, pro rata; E&G & Designated Funds; 9-month contract; *to* salary of \$44,847.00 for sabbatical period; E&G & Designated Funds; effective August 16, 2023, to December 31, 2023; professional development
- Peter G. De Gabriele; Associate Professor of English; *from* salary of \$67,117.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$33,558.50 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development
- Lamiaa El Fassi; Associate Professor of Physics & Astronomy; *from* salary of \$85,700.00 per annum, pro rata; E&G and Designated Funds; 9-month contract; *to* salary of \$42,850.00 for sabbatical period; E&G and Designated Funds; effective August 16, 2023, to December 31, 2023; professional development
- Yong Fu; Professor of Electrical and Computer Engineering; *from* salary of \$150,057.00 per annum, pro rata; E&G and Restricted funds; 9-month contract; *to* salary of \$75,028.50 for sabbatical period; E&G and Restricted funds; effective August 16, 2023 to December 31, 2023; professional development
- Claire A. Gipson; Associate Professor of Art; *from* salary of \$72,116.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$36,058.00 for sabbatical period; E&G Funds; effective August 16, 2023, to December 31, 2023; professional development
- Sally H. Gray; Associate Professor of Classical & Modern Languages & Literature; *from* salary of \$64,576.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$32,288.00 for sabbatical period; E&G Funds; effective August 16, 2023, to December 31, 2023; professional development

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- Cassie L. Hester; Associate Professor of Art; *from* salary of \$74,906.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$37,453.00 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development
- Megan E. Holmes; Associate Professor of Kinesiology; *from* salary of \$75,901.000 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$37,950.50 for sabbatical period; E&G Funds; effective August 16, 2023, to December 31, 2023; professional development
- Andrew F. Jarosz; Associate Professor of Psychology; *from* salary of \$82,602.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$41,301.00 for sabbatical period; E&G Funds; effective August 16, 2023, to December 31, 2023; professional development
- Shien Lu; Professor of Biochemistry, Molecular Biology, Entomology & Plant Pathology *from* salary of \$108,437.00 per annum, pro rata; E&G Funds; 12-month contract; *to* salary of \$40,633.88 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development
- Kelly A Marsh; Professor of English; *from* salary of \$81,704.00 per annum, pro rata; E&G & Designated Funds; 9-month contract; *to* salary of \$40,852.00 for sabbatical period; E&G & Designated Funds; effective August 16, 2023, to May 15, 2024; professional development
- Thessalia Merivaki; Assistant Professor of Political Science & Public Administration; *from* salary of \$70,285.00 per annum, pro rata; E&G Funds; 12 -month contract; *to* salary of \$35,142.50 for sabbatical period; E&G Funds; effective August 16, 2023, to May 15, 2024; professional development
- Mark A. Novotny; Professor of Physics & Astronomy; *from* salary of \$193,752.00 per annum, pro rata; E&G Funds; 12-month contract; *to* salary of \$72,657.00 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development
- Bonnie C. O'Neill; Associate Professor of English; *from* salary of \$67,789.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$33,894.50 for sabbatical period; E&G Funds; effective August 16, 2023, to December 31, 2023; professional development
- Michael S. Pratte; Associate Professor of Psychology; *from* salary of \$83,715.00 per annum, pro rata; E&G & Designated Funds; 9-month contract; *to* salary of \$41,857.50 for sabbatical period; E&G & Designated Funds; effective August 16, 2023, to December 31, 2023; professional development
- Mohsen Razzaghi; Professor of Mathematics & Statistics; *from* salary of \$212,688.00 per annum, pro rata; E&G & Designated Funds; 12-month contract; *to* salary of \$79,758.00 for sabbatical period; E&G & Designated Funds; effective August 16, 2023, to December 31, 2023; professional development
- Gautam Rupak; Professor of Physics & Astronomy; *from* salary of \$96,950.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$48,475.00 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development

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- Megan C. Smith; Associate Professor of English; *from* salary of \$67,681.00 per annum, pro rata; E&G & Designated Funds; 9-month contract; *to* salary of \$33,840.50 for sabbatical period; E&G & Designated Funds; effective August 16, 2023, to December 31, 2023; professional development
- Travis C. Wiseman; Associate Clinical Professor of Finance & Economics; *from* salary of \$95,989.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$47,994.50 for sabbatical period; E&G Funds; effective January 1, 2024, to May 15, 2024; professional development
- Xiangsheng Xu; Professor of Mathematics & Statistics; *from* salary of \$110,335.00 per annum, pro rata; E&G & Designated Funds; 9-month contract; *to* salary of \$55,167.50 for sabbatical period; E&G & Designated Funds; effective August 16, 2023, to December 31, 2023; professional development

ADMINISTRATION/POLICY

28. **DSU** – Approved the request to bestow two honorary degrees at its May 2023 commencement ceremony. Supporting documents are on file at the Board Office.
29. **MSU** – Approved the request to bestow two honorary degrees at its 2023 commencement ceremonies. 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 Trustees Ogletree and Starr absent and not voting, 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 Martin, with Trustees Ogletree and Starr absent and not voting, all Trustees legally present and participating voted unanimously to approve item #2.

1. **UM** – Approved the request to add the following new center:
Institute Title: National Center for School-University Partnerships
Unit Location: School of Education
Scope: Extensive Scope and Outreach
Type: Type 1 (Academic, Teaching, or Research)
Effective Date: July 2023
2. **MSU** – Approved the request to add the following new academic degree programs.
 - a. Bachelor of Music Performance (BMP)
CIP code: 50.0903
Total credit hours: 120
Effective date: August 2023

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- b. Bachelor of Science (BS) in Healthcare Administration
CIP code: 51.0701
Total credit hours: 120-121
Effective date: August 2023
- c. Master of Science (MS) in Student Affairs and Educational Leadership
CIP code: 13.0406
Total credit hours: 39
Effective date: July 2023
- d. Doctor of Psychology (PsyD) in Combined Health Service Psychology
CIP code: 42.2813
Total credit hours: 91
Effective date: August 2023

INFORMATION AGENDAS

Presented by Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS

- 1. **USM** – Intent to offer the following existing degree programs by distance learning.
 - a. Certificate Program in Criminal Justice
Total credit hours: 15
CIP Code, Sequence: 43.0104, 8042
Cost to offer by distance learning: Offset by online course fees
Effective date: January 2023
 - b. Master of Education (MEd) in Dyslexia Therapy Education
Total credit hours: 30
CIP Code, Sequence: 13.1011, 4565
Cost to offer by distance learning: Offset by online course fees
Effective date: May 2023

FINANCE

- 2. **MSU** – Mississippi State University has requested approval from Mississippi Department of Information Technology (MDITS) to enter a software and services contract with Jaggaer, Inc. to provide software, maintenance and services for a total E-procurement source-to-pay package to include vendor on-boarding and maintenance, solicitation and award, contract lifecycle management, catalog ordering, receiving and payment by utilizing Mississippi's purchasing agreement with the National Association of State Procurement Officials (NASPO). The term of the agreement is March 31, 2023 to March 30, 2033. The cost of the agreement will be \$6,476,601 over the term of the contract. MSU requested authority to spend not more than \$7,076,601 as it is typical to have unknown costs develop during a contract term of this length. Typically, this comes in the area of additional modules that further enhance the overall use and function of the product. Funds are available from General Funds.

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REAL ESTATE

3. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the February 16, 2023 Board meeting in accordance with Board Policy 904 Board Approval. (See **Exhibit 1.**)

LEGAL

4. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. (See **Exhibit 2.**)
5. **DSU** – 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 March 13, 2023 through February 28, 2024, 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 \$10,000. Therefore, DSU will not be responsible for more than \$10,000 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.

ADMINISTRATION/POLICY

6. **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 February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and the Boys & Girls Club of the Gulf Coast for space in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for one additional year by mutual agreement of all parties, at a cost of \$42,000 per year, for a potential total cost of \$84,000. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
 - b. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Copiah-Lincoln Community College (Co-Lin), Natchez Campus for space in the Reed Watkins Building on the Co-Lin Community College campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for four additional years by mutual agreement of all parties, at an annual cost of \$10,792 for a potential total cost of \$53,960. Rent is to be paid in equal monthly installments due on the first

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of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

- c. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Copiah-Lincoln Community College (Co-Lin), Simpson County Center for space in the Parker Academic Building on the Co-Lin Community College campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for four additional years by mutual agreement of all parties, at a cost of \$13,917.50 per year, for a potential total cost of \$69,587.50. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- d. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and East Central Community College (ECCC) for space in the Career Annex Building on the ECCC campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for four additional years by mutual agreement of all parties, at an annual cost of \$8,400 for a potential total cost of \$42,000. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- e. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and East Mississippi Community College (EMCC) for space in the Douglas Building on the EMCC campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for one additional year by mutual agreement of all parties, at a cost of \$36,582 per year, for a potential total cost of \$73,164. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

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- f. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Itawamba Community College for space in the Purvis Building on the Itawamba Community College campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, at an annual cost of \$56,658. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- g. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Jones College for space on the Jones College campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for one additional year by mutual agreement of all parties, at an annual cost of \$41,952 for a potential total cost of \$83,904. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- h. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Meridian Community College for space in the College Park Building on the Meridian Community College campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The term of the lease is one-year beginning March 1, 2023, at an annual cost of \$53,820. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- i. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Northeast Mississippi Community College (NMCC) for space in Waller Hall on the NMCC campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The initial term of the lease is one-year beginning March 1, 2023, with an option to renew for three additional years by mutual agreement of all parties, at an annual cost of \$22,800 for a potential total cost of \$91,200. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land,

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Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

- j. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and Pearl River Community College for space on the Pearl River Community College campus in which to operate a Resource and Referral Center under a grant awarded to MSU by MDHS. The term of the lease is one-year beginning March 1, 2023, at an annual cost of \$66,500. Rent is to be paid in equal monthly installments due on the first of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- k. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and the MSU Research & Technology Corporation for 352 square feet of office space in the Thad Cochran Research, Technology and Economic Development Park, for use as office space for MSU’s Small Business Development Center. The term of the lease is five years beginning March 1, 2023, at a cost of \$460 per month in rent, payable in advance on the first calendar day of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- l. **MSU** – On February 28, 2023, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University and the MSU Research & Technology Corporation for 352 square feet of office space in the Thad Cochran Research, Technology and Economic Development Park, for use as office space for MSU’s Veterans Business Outreach Center. The term of the lease is five years beginning March 1, 2023 at a cost of \$450 per month in rent, payable in advance on the first calendar day of each month. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

**HEALTH AFFAIRS
COMMITTEE REPORT
Wednesday, March 22, 2023**

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Trustee Steven Cunningham on behalf of Chairman Walt Starr at approximately 3:30 p.m. The following items were discussed.

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1. The Committee discussed the monthly financial summary and strategic goal dashboard.
No action was taken.

2. Executive Session

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

Discussion of the strategic business plans related to a public hospital and discussion of the location, relocation, or expansion of medical services of a public hospital.

During Executive Session, the following matters were discussed:

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

The Committee discussed the location, relocation, or expansion of medical services of a public hospital. **No action was taken.**

On motion by Trustee Duff, seconded by Trustee Martin, with Trustees Cummings, Morgan, Ogletree, and Starr absent and not voting and with Trustee Parker participating via Zoom, all Committee members legally present and participating voted unanimously to return to open session.

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

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

ANNOUNCEMENT

President Duff announced the next meeting of the IHL Board will be April 20, 2023 in Jackson.

EXECUTIVE SESSION

On motion by Trustee McNair, with Trustees Ogletree and Starr absent and not voting, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Cummings, seconded by Trustee McNair, with Trustee Ogletree absent and not voting and with Trustee Starr 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:

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Discussion of 2 personnel matters at Delta State University.
Discussion of a personnel matter at Jackson State University.

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 second personnel matter at Delta State University.

On motion by Trustee Luckey, seconded by Trustee Rader, with Trustee Ogletree absent and not voting and Trustee Starr participating via Zoom, all Trustees present and participating voted unanimously to proceed with a vote after discussion of a personnel matter at Delta State University.

A motion was made by Trustee Cunningham, seconded by Trustee Cummings, to hire Dr. Daniel Ennis as President of Delta State University and that he be given a four-year employment contract with a start date to be negotiated by the Commissioner at a salary of \$300,000 and with a foundation salary supplement in the amount of \$5,000. The motion passed on a 7 to 4 vote with Trustee Ogletree absent and not voting. Trustees voting for the motion were: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Tom Duff, Mr. Bruce Martin, Dr. Alfred McNair, Mr. Hal Parker, and Dr. Walt Starr. Trustees voting against the motion were: Ms. Teresa Hubbard, Ms. Jeanne Luckey, Mr. Chip Morgan, and Mr. Gregg Rader.

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

On motion by Dr. Cummings, seconded by Mr. Rader, with Trustee Ogletree absent and not voting and Trustee Starr participating via Zoom, all Trustees present and participating voted unanimously to appoint Dr. Steven Cunningham as chairman of the Jackson State University Board Search Committee.

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

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ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee McNair, seconded by Trustee Cummings, with Trustee Ogletree absent and not voting and with Trustee Starr 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

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EXHIBITS

- | | |
|-----------|--|
| Exhibit 1 | Real Estate items that were approved by the IHL Board staff subsequent to the February 16, 2023 Board meeting. |
| Exhibit 2 | Report of the payment of legal fees to outside counsel. |

EXHIBIT 1

March 23, 2023

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE FEBRUARY 16, 2023 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 #101-324 – CAMPUS EXTERIOR LIGHTING IMPROVEMENTS

NOTE: This is a Bureau of Building project

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Schultz & Wynne

Approval Status & Date: APPROVED, February 23, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 23, 2023

Project Initiation Date: January 21, 2021

Design Professional: Schultz & Wynne

General Contractor: TBD

Total Project Budget: \$2,250,000.00

DELTA STATE UNIVERSITY

2. DSU- GS #102-271 – NURSING SCHOOL EXPANSION AND RENOVATION

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$42,021.94 and ten (10) additional days to the contract of Richard Womack Construction, LLC.

Approval Status & Date: APPROVED, February 13, 2023

Change Order Description: Change Order #4 includes the following: credit issued for leaving the existing brick & staining it to match the new brick that will be installed on the additions; credit to omit fixed seminar tables in a classroom, to omit two courses of CMU block around the entire new addition reducing the elevation of the foundation, to

EXHIBIT 1

March 23, 2023

swap roofing material from an architectural shingle to a 3-tab shingle to match shingle color on existing roofs; changed the roofing scope of work; removed the existing concrete foundation under the new addition; credit to omit the building plaque in lieu of a future name on the building; and ten (10) days to the contract.

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

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$407,338.38.

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

MISSISSIPPI STATE UNIVERSITY

3. MSU- IHL #205-283 – ADDITION AND RENOVATION TO HUMPHREY COLISEUM

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$495,043.49 and zero (0) additional days to the contract of Thrash Commercial Contractors, Inc.

Approval Status & Date: APPROVED, February 6, 2023

Change Order Description: Change Order #4 includes the following items: removed subsurface obstructions; replaced galvanized water piping at the west concourse level; installed temporary electrical power for air handling units and relief fans; installed additional steel at cross-isle extensions and new stairs; installed phase II fire alarm system; installed additional site utilities to accommodate rerouting of new utilities; modifications to piping design and run in conflict with new expansion joint on low roofs of new structures; installed new weather-proof electrical boxes to replace existing boxes on Long Tall Storage; storage box locations raised to roof of Long Tall Storage and rotated 180 degrees for access from Long Tall Storage to include broadcast fiber to Dudy Noble & data fiber to Humphrey Coliseum terminating in the IDF behind the press conference room; omitted the frosted glass at the Sideline Club; installed new electrical panels and a transformer in another location to provide adequate room for the chillers to be removed & replaced; an alternate location for relocating existing compressor(s) for the pneumatic system, to include piping and electrical power for the compressors & pneumatic system; and installed a new below grade pull box to reroute the existing electrical power feeding the exterior pole lighting at the parking lot areas.

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

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$1,215,475.22.

Project Initiation Date: June 16, 2018

EXHIBIT 1

March 23, 2023

Design Professional: Dale Partners Architects, P.A.

General Contractor: Thrash Commercial Contractors, Inc.

Total Project Budget: \$50,000,000.00

4. **MSU- IHL #205-298 - REBID CRESSWELL RECARPET AND REPAINT**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Shafer Zahner Zahner

Approval Status & Date: APPROVED, February 13, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 13, 2023

Project Initiation Date: December 5, 2019

Design Professional: Shafer Zahner Zahner

General Contractor: TBD

Total Project Budget: \$1,474,782.00

5. **MSU- IHL #205-312 – LAKEVIEW DRIVE RELOCATION**

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the credit amount of \$43,149.62 and ten (10) additional days to the contract of Burns Dirt Construction, Inc.

Approval Status & Date: APPROVED, February 15, 2023

Change Order Description: Change Order #2 includes the following: relocated water services at the RV pedestals; provided an additional stop sign on the south side of the westbound lane at the Bailey Howell and Lakeview Drive intersection; reinstalled the existing stop sign to align with the new stop bar location on the northbound lane of the Bailey Howell and Lakeview Drive intersection; added the cross traffic caution signage at the northbound stop sign at the raised table intersection; credit for striping removal no longer required and to remove the stair section from the plans in the phase 2 work not required; paint in lieu of thermoplastic striping at the raised table intersection; reinstalled existing RV pedestals in lieu of replacement; added an in-line drain at a low point on the south side of the Templeton Building; added a bike rack pad in front of the Templeton Building; re-routed the electrical circuit to refeed lights on the east side of west side of the new Lakeview drive location; and ten days to the contract.

Change Order Justification: These changes were due to user/owner requested modifications and weather-related delays for work as noted herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$727,406.87.

Project Initiation Date: May 20, 2021

Design Professional: Smithers Engineers and Consultants, LLC

General Contractor: Burns Dirt Construction, Inc.

Total Project Budget: \$3,700,000.00

EXHIBIT 1

March 23, 2023

6. **MSU- IHL #205-324 – HERZER ROOF REPLACEMENT**

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 6, 2023 to approve the budget increase from \$1,200,000.00 to \$1,300,000.00 an increase of \$100,000.00 for the Herzer Roof Replacement project.

Approval Status & Date: APPROVED, February 6, 2023

Project Initiation Date: April 21, 2022

Design Professional: Shafer Zahner Zahner

General Contractor: TBD

Total Project Budget: \$1,300,000.00

7. **MSU- IHL #205-333 - SUMMER PAVING 2023**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Neel-Schaffer

Approval Status & Date: APPROVED, February 13, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 13, 2023

Project Initiation Date: October 20, 2022

Design Professional: Neel-Schaffer

General Contractor: TBD

Total Project Budget: \$2,500,000.00

8. **MSU- IHL #213-145 – AQUATIC FOOD RESEARCH CENTER**

Approval Request #1: Schematic Design Documents

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

Approval Status & Date: APPROVED, February 3, 2023

Project Initiation Date: November 19, 2020

Design Professional: McCarty Architects P.A.

General Contractor: TBD

Total Project Budget: \$7,000,000.00

9. **MSU- IHL #405-001 – MUSIC BUILDING RE-BID**

Approval Request #1: Change Order #9

Board staff approved Change Order #9 in the amount of \$15,249.00 and zero (0) additional days to the contract of Mac's Construction Company, Inc.

Approval Status & Date: APPROVED, February 22, 2023

Change Order Description: Change Order #9 includes the following: installed downspout extensions at canopy B support brackets; installed conductor head and downspout; and installed planiseal plug at the basement floor slab cracks.

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

EXHIBIT 1

March 23, 2023

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$580,973.09.

Project Initiation Date: February 18, 2021

Design Professional: Allred Stolarski Architects

General Contractor: Mac's Construction Company, Inc.

Total Project Budget: \$21,000,000.00

10. **APPROVAL MSU TIMBER SALES 23-03PTP, 23-UV03129, 23-UV01073**

MSU requests approval of three (3) timber sales at the John W. Starr Memorial Forest. There are three parcels of land in the John W. Starr Memorial Forest totaling 379 acres in three separate parcels. Each parcel will be bid separately, not expected to exceed \$500,000.00. The timber is being sold to generate revenue while properly managing institutional forest land assets. The successful bidders will cut and remove all merchantable timber on the property as directed by MSU.

Approval Status & Date: APPROVED, February 10, 2023

UNIVERSITY OF MISSISSIPPI

11. **UM- IHL #207-485 JAC - CENTER FOR GRAPHENE RESEARCH RENOVATION**

Approval Request #1: Contract Documents

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

Approval Status & Date: APPROVED, February 8, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 8, 2023

Project Initiation Date: August 18, 2022

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Total Project Budget: \$2,000,000.00

12. **UM- IHL #407-001 – JIM AND THOMAS DUFF CENTER FOR SCIENCE AND TECHNOLOGY INNOVATION**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the credit amount of \$1,277,386.16 and fourteen (14) additional days to the contract of W.G. Yates & Sons Construction Company.

Approval Status & Date: APPROVED, February 15, 2023

Change Order Description: Change Order #1 includes the following: changed the anodized aluminum finish curtain wall and sunshade aluminum finish to 2-coat Mica paint finish; changes in foundation to install underground electrical; added acid waste pit; added liquid flashing into window opening; relocated a French drain; allowance for building controls; added access to control equipment; changed the clean agent fire extinguisher system; installed eighteen (18) 30-amp 2-pole breakers and #10 wire in lieu

EXHIBIT 1

March 23, 2023

of #12 wire; added a beam at X & Y steel at west stairs; added a fourth side to the ceiling enclosure to hide fume hoods; and fourteen (14) days to the contract.

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

Approval Request #2: Change Order #2

Board staff approved Change Order #2 in the amount of \$492,080.21 and zero (0) additional days to the contract of W.G. Yates & Sons Construction Company.

Approval Status & Date: APPROVED, February 24, 2023

Change Order Description: Change Order #2 includes the following: revised the door hardware; additional bracing done for window washer davits; added multiple receptacles, raceways and power/data; added hardwood at the grand stair; factory finish on the interior atrium rails; upsized the top bar on the railing; provided specialty audio visual boxes; an additional layer of sheetrock for the tv boxes; added door caps to the interior aluminum doors for differing wall thicknesses in rated walls; additional framing/drywall to accommodate an eye wash sink; corrected the electrical box and blocking conflict; installed ADA ramps from Shoemaker Hall and Faser Hall to the Walk of Champions; and replaced the clear glass with spandrel glass on the south face of the penthouse..

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

Total Project Change Orders and Amount: Two (2) change orders for a total credit amount of \$785,305.95.

Project Initiation Date: February 18, 2021

Design Professional: McCarty Architects

General Contractor: W.G Yates & Sons Construction Company

Phased Project Budget: \$785,305.95

Total Project Budget: \$175,200,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

13. UMMC- IHL #209-576 – MS CENTER FOR MEDICALLY FRAGILE CHILDREN

Approval Request #1: Design Development Documents

Board staff approved the Design Development Documents as submitted by Eley/Barkley/Dale, A Joint Venture.

Approval Status & Date: APPROVED, February 22, 2023

Project Initiation Date: October 2, 2021

Design Professional: Eley/Barkley/Dale, A Joint Venture

General Contractor: TBD

Total Project Budget: \$15,900,000.00

EXHIBIT 1

March 23, 2023

14. UMMC - IHL #209-584 – FEMALE FACULTY SURGERY LOUNGE

Approval Request #1: Contract Documents

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

Approval Status & Date: APPROVED, February 13, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, February 13, 2023

Project Initiation Date: August 18, 2022

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

General Contractor: TBD

Total Project Budget: \$1,500,000.00

15. UMMC- IHL #409-002 – NEW BOILER ROOM

Approval Request #1: Design Development Documents

Board staff approved the Design Development Documents as submitted by Dean Architecture.

Approval Status & Date: APPROVED, February 20, 2023

Project Initiation Date: October 2, 2021

Design Professional: Dean Architecture

General Contractor: TBD

Total Project Budget: \$6,407,376.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

16. USM- GS #108-300 – HICKMAN HALL RENOVATION

NOTE: This is a Bureau of Building project

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Burris Wagnon Architects, P.A.

Approval Status & Date: APPROVED, February 17, 2023

Project Initiation Date: May 20, 2021

Design Professional: Burris Wagnon Architects, P.A.

General Contractor: TBD

Total Project Budget: \$11,350,000.00

EXHIBIT 2

March 23, 2023

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 2/1/23 and 2/10/23) from the funds of Alcorn State University. (These statements, in the amounts of \$460.00 and \$960.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 1,420.00

Payment of legal fees for professional services rendered by Brunini, PLLC (statements dated 11/14/22, 12/14/22, 1/18/23 and 1/18/23) from the funds of Mississippi State University. (These statements, in the amounts of \$300.00, \$825.00, \$1,125.00 and \$75.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 2,325.00

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statements dated 12/20/22 and 1/13/23) from the funds of Mississippi State University. (These statements, in the amounts of \$1,584.00 and \$2,507.00, respectively, represent services and expenses in connection with general legal advice.) *Note: The 12/20/22 statement in the amount of \$1,584.00 was incorrectly reported on the February agenda as a USM item.

TOTAL DUE.....\$ 4,091.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 1/1/23, 1/1/23 and 2/1/23) from the funds of Mississippi State University. (These statements, in the amounts of \$537.00, \$2,500.00 and \$250.00, respectively, represent services and expenses in connection with immigration/labor certification matters matters.)

TOTAL DUE.....\$ 3,287.00

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 1/27/23) from the funds of the University of Mississippi. (This statement, in the amount of \$413.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 413.00

EXHIBIT 2

March 23, 2023

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 2/6/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,093.10, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,093.10

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

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings LLP (statement dated 1/17/23) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Smart Cork” - \$2,175.00.)

TOTAL DUE.....\$ 2,175.00

Payment of legal fees for professional services rendered by Conley Rose (statement dated 2/6/23) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Materials and Devices that Provide Total Transmission of Electrons Without Ballistic Propagation and Methods of Devising Same” - \$445.00.)

TOTAL DUE.....\$ 445.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dates 1/6/23, 1/6/23 and 1/6/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Vaccine Composition Comprising Recombinant Protein of Staphylococcus Aureus Attenuated Enterotoxin Cytotoxin” - \$1,609.21; “European Application No. 21807509.1” - \$5,600.54; and “Occidiofungin Formations and Uses Thereof” - \$250.00.)

TOTAL DUE.....\$ 7,459.75

Payment of legal fees for professional services rendered by Quarles and Brady, LLP (statement dated 1/24/23) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Rice Cultivar” - \$150.00.)

TOTAL DUE.....\$ 150.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 11/30/22, 11/30/22, 11/30/22, 11/30/22, 1/27/23, 1/27/23 and 1/27/23) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: Lidar for Underwater” -

EXHIBIT 2

March 23, 2023

\$67.50; “Process to Produce Highly Porous Carbon” - \$270.00; “Phenylphosphine Oxide Epoxy Polymer and Atomic Oxygen Stable Epoxy Polymer” - \$236.00; “Gulf Blue Trademark” - \$560.50; “Chevron Oronite Patent Maintenance” - \$156.00; “Gulf Blue Trademark” - \$59.00; and Oral Suction Device” - \$1,644.00, respectively).

TOTAL DUE.....	\$	2,993.00
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**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 27, 2023**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a special called meeting held via Zoom at the Board Office in Jackson, Mississippi at 12:00 p.m. on March 27, 2023, and pursuant to notice in writing, to each and every member of said Board. The following members participated: Dr. Ormella Cummings, Mr. Tom Duff, Ms. Jeanne Carter Luckey Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr. Dr. Steven Cunningham, Ms. Teresa Hubbard, and Mr. Chip Morgan were absent. The meeting was called to order by Mr. Tom Duff, President.

To comply with Miss. Code Ann., §25-41-5, as amended, all votes taken during this Zoom meeting were recorded by name in a rollcall. The meeting was held to discuss a personnel matter at Delta State University.

EXECUTIVE SESSION

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

Discussion of a personnel matter at Delta State University.

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

On motion by Trustee McNair, seconded by Trustee Starr, with Trustees Cunningham, Hubbard, and Morgan absent and not voting, all Trustees legally present and participating voted unanimously to pay Dr. Daniel Ennis \$320,000 per year in total compensation with the foundation supplement portion to be negotiated by the Commissioner, that Dr. Ennis be reimbursed for up to \$15,000 in moving expenses, that Dr. Ennis be hired as President of Delta State University and as a professor of English, and that Dr. Ennis' employment contract reflect same.

On motion by Trustee Martin, seconded by Trustee Cummings, with Trustees Cunningham, Hubbard, and Morgan absent and not voting, all Trustees legally present and participating voted unanimously to return to Open Session.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 27, 2023**

ADJOURNMENT

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

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

1. USM – MODIFICATION OF EXISTING ACADEMIC DEGREE PROGRAMS

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

In accordance with Board policy 503, the University of Southern Mississippi submits a request for the modification of an existing academic degree program.

RENAMING

- A. *Current program title:* Bachelor of Science (BS) in Athletic Training
Proposed program title: **Bachelor of Science (BS) in Sports Medicine**
Current CIP code, sequence: 51.0913, 5755
New CIP code, sequence: 51.1199, 5755
Total credit hours: 124
Effective date: August 2023
Rationale: USM began a MS in Athletic Training in 2021 to meet the entry-level standards developed by the Commission on Accreditation of Athletic Training Education. There is now a gap in undergraduate education for students interested in pursuing athletic training and other sports medicine career fields. Therefore, USM proposes to modify the existing BS in Athletic Training into a BS in Sports Medicine to help fill the gap. This program is a 124-hour program that includes sports medicine coursework and the requirement of students to pick a related minor in preparation for graduate studies.
- B. *Current program title:* Bachelor of Science (BS) in Sport Coaching Education
Proposed program title: **Bachelor of Science (BS) in Sport Coaching**
Current CIP code, sequence: 13.1314, 5798
New CIP code, sequence: 31.0501, 5798
Total credit hours: 120
Effective date: August 2023
Rationale: The BS in Sport Coaching offers professional preparation to those who aspire to coach in a variety of athletic and sport settings. Graduates also have opportunities in nonprofit and other professional sport settings. The program offers courses that cover a variety of topics including reflective practice in coaching, sport psychology, skill acquisition, and sport skill analysis. This undergraduate degree is 120 credit hours and is accredited by the National Committee for Accreditation of Coaching Education. The modification is a more accurate representation of the broad range of positions graduates may hold, rather than limiting to educational settings.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

2. UM – MODIFICATION TO AN EXISTING ACADEMIC UNIT

In accordance with Board policies 503 and 504, the University of Mississippi submits a request to modify an existing academic unit.

Current unit: School of Journalism and New Media

Proposed units to operate under reorganized unit: **Department of Journalism, Department of Integrated Marketing Communication, and Department of Communication & Media Studies**

Effective date: May 2023

Rationale: The School of Journalism and New Media seeks to reorganize into departments to: 1) help build student and faculty programmatic cohorts and identity; 2) have an administrative structure and workflow that matches the rest of the university and helps better accommodate our growth; and 3) pave the way for a new degree program intended to help with student retention and transfer students. By creating educational departments, visibility is increased within and beyond the school for students and faculty to build networks in their particular areas, thereby enabling innovation and other opportunities that will enrich, engage, explore, and empower. The reorganization calls for the formation of three departments with chairs that will report to the Dean. In the new structure, faculty will report to department chairs. This structure better aligns with the structure of other academic units at the university and gives faculty department chairs more responsibility and access to their faculty. New staff will be added to serve the administrative needs of the departments. The estimated cost of these positions (median salary \$33k + fringe) is approximately \$180k per year.

3. SYSTEM – APPROVAL OF DEGREES TO BE CONFERRED IN SPRING 2023

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

In accordance with Board policy, the institutions below request permission to award degrees at the following levels in Spring 2023, provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total
Alcorn State University				
	<i>Undergraduate</i>			
	Associate of Science in Nursing	20		
	Bachelor of Arts	33		
	Bachelor of Arts in Music	2		
	Bachelor of Music	1		
	Bachelor of Science	226		
	Bachelor of Science in Nursing	36		
	Bachelor of Social Work	7		
	<i>Graduate</i>			

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

Master of Arts in History	1	
Master of Arts in Teaching	10	
Master of Business Administration	4	
Master of Liberal Arts	7	
Master of Science	48	
Master of Science in Education	20	
Master of Science in Nursing	10	
Specialist in Education	2	
Doctor of Nursing Practice	4	
Total Undergraduate Degrees		325
Total Graduate Degrees		106
Total Degrees		431

Delta State University

Undergraduate

Bachelor of Applied Science	4
Bachelor of Arts	18
Bachelor of Business Administration	27
Bachelor of Commercial Aviation	23
Bachelor of Fine Arts	14
Bachelor of Music	1
Bachelor of Music Education	2
Bachelor of Science in Education	30
Bachelor of Science	69
Bachelor of Science in Interdisciplinary Studies	8
Bachelor of Science in Nursing	15
Bachelor of Science in Social Justice and Criminology	7
Bachelor of Social Work	17
Bachelor of University Studies (C2C)	9

Graduate

Master of Art in Liberal Studies	3
Master of Arts in Teaching	15
Master of Business Administration	18
Master of Commercial Aviation	8
Master of Education	24
Master of Science in Sport and Human Performance	14
Master of Science in Nursing	12
Master of Science in Social Justice and Criminology	5
Specialist in Education	12
Doctor of Education	3

Total Undergraduate Degrees	244
Total Graduate Degrees	114
Total Degrees	358

Jackson State University

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

Undergraduate

Bachelor of Arts	30
Bachelor of Business Administration	54
Bachelor of Music	1
Bachelor of Music Education	8
Bachelor of Science in Education	21
Bachelor of Science	349
Bachelor of Social Work	30
Bachelor of University Studies (C2C)	8

Graduate

Master of Arts	10
Master of Arts in Teaching	82
Master of Business Administration	8
Master of Music Education	4
Master of Public Health	17
Master of Public Policy and Administration	2
Master of Science	59
Master of Science in Education	40
Master of Social Work	44
Specialist in Education	42
Doctor of Education	1
Doctor of Philosophy	28
Doctor of Public Health	8

Total Undergraduate Degrees **501**

Total Graduate Degrees **345**

Total Degrees **846**

Mississippi State University

Undergraduate

Bachelor of Accountancy	85
Bachelor of Applied Science	36
Bachelor of Arts	261
Bachelor of Business Administration	503
Bachelor of Fine Arts	43
Bachelor of Landscape Architecture	16
Bachelor of Music Education	15
Bachelor of Science	2,198
Bachelor of Social Work	25
Bachelor of University Studies (C2C)	19
Bachelor of Architecture	48

Graduate

Master of Agribusiness Management	5
Master of Agriculture	3
Master of Arts	23
Master of Arts in Teaching	5

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

Master of Arts in Teaching Middle	30		
Master of Arts in Teaching Secondary	40		
Master of Arts in Teaching Special Education	15		
Master of Business Administration	139		
Master of Engineering	3		
Master of Landscape Architecture	3		
Master of Physician Assistant Studies	19		
Master of Professional Accountancy	30		
Master of Public Policy and Administration	4		
Master of Science	232		
Master of Science in Information Science	20		
Master of Science in Instructional Technology	7		
Master of Taxation	6		
Specialist in Education	12		
Doctor of Education	1		
Doctor of Philosophy	57		
Doctor of Veterinary Medicine	93		
Total Undergraduate Degrees		3,249	
Total Graduate Degrees		747	
Total Degrees			3,996

Mississippi University for Women

<i>Undergraduate</i>			
Associate of Science in Nursing	37		
Bachelor of Applied Science	19		
Bachelor of Arts	11		
Bachelor of Business Administration	54		
Bachelor of Fine Arts	4		
Bachelor of Music	1		
Bachelor of Professional Studies	6		
Bachelor of Science	109		
Bachelor of Science in Nursing	69		
Bachelor of University Studies (C2C)	1		
<i>Graduate</i>			
Master of Arts	1		
Master of Arts in Teaching	11		
Master of Business Administration	3		
Master of Education	5		
Master of Fine Arts	11		
Master of Public Health	9		
Master of Science	26		
Doctor of Nursing Practice	6		
Total Undergraduate Degrees		311	
Total Graduate Degrees		72	
Total Degrees			383

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

Mississippi Valley State University

Undergraduate

Bachelor of Arts	46
Bachelor of Science	91
Bachelor of Secondary Education	8
Bachelor of Social Work	11

Graduate

Master of Arts	3
Master of Arts in Teaching	19
Master of Business Administration	7
Master of Science	10
Master of Social Work	7

<i>Total Undergraduate Degrees</i>	156
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<i>Total Graduate Degrees</i>	46
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<i>Total Degrees</i>	202
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University of Mississippi

Undergraduate

Bachelor of Accountancy	140
Bachelor of Arts	617
Bachelor of Arts in Education	201
Bachelor of Arts in Journalism	32
Bachelor of Arts in Sport and Recreation Administration	17
Bachelor of Business Administration	570
Bachelor of Engineering	4
Bachelor of Fine Arts	17
Bachelor of Multi-Disciplinary Studies	98
Bachelor of Music	8
Bachelor of Science	383
Bachelor of Science in Biomedical Engineering	17
Bachelor of Science in Chemical Engineering	15
Bachelor of Science in Civil Engineering	18
Bachelor of Science in Computer Engineering	3
Bachelor of Science in Computer Science	33
Bachelor of Science in Criminal Justice	64
Bachelor of Science in Electrical Engineering	16
Bachelor of Science in Engineering	11
Bachelor of Science in Exercise Science	78
Bachelor of Science in Geological Engineering	6
Bachelor of Science in Geology	1
Bachelor of Science in Law Studies	18
Bachelor of Science in Mechanical Engineering	63
Bachelor of Science in Public Health & Health Sciences	7
Bachelor of Social Work	26

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
APRIL 20, 2023

Bachelor of University Studies (C2C)	29		
<i>Graduate</i>			
Master of Accountancy	26		
Master of Accountancy and Data Analytics	30		
Master of Arts	71		
Master of Arts in Teaching	19		
Master of Business Administration	23		
Master of Criminal Justice	11		
Master of Education	73		
Master of Fine Arts	8		
Master of Laws	11		
Master of Music	16		
Master of Public Health	3		
Master of Science	171		
Master of Science in Exercise Science	6		
Master of Taxation	1		
Master of Taxation and Data Analytics	3		
Specialist in Education	34		
Doctor of Education	15		
Doctor of Pharmacy	92		
Doctor of Philosophy	72		
Juris Doctor	145		
Total Undergraduate Degrees		2,492	
Total Graduate Degrees		830	
Total Degrees			3,322

University of Mississippi Medical Center

<i>Undergraduate</i>			
Bachelor of Science in Dental Hygiene	19		
Bachelor of Science in Health Informatics and Information Management	4		
Bachelor of Science in Health Systems Administration	11		
Bachelor of Science in Histotechnology	1		
Bachelor of Science in Medical Laboratory Science	6		
Bachelor of Science in Nursing	124		
Bachelor of Science in Radiologic Sciences	33		
<i>Graduate</i>			
Master of Health Informatics and Information Management	2		
Master of Health Systems Administration	9		
Master of Science in Biomedical Sciences	65		
Master of Science in Biostatistics and Data Science	3		
Master of Science in Clinical Investigation	3		
Master of Science in Magnetic Resonance Imaging	4		
Master of Science in Nuclear Medicine Technology	3		
Master of Science in Nursing	80		

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Master of Science in Population Health Science	7	
Doctor of Dental Medicine	37	
Doctor of Health Administration	9	
Doctor of Medicine	168	
Doctor of Nursing Practice	9	
Doctor of Occupational Therapy	36	
Doctor of Philosophy	19	
Doctor of Physical Therapy	44	
Total Undergraduate Degrees		198
Total Graduate Degrees		498
Total Degrees		696

University of Southern Mississippi

Undergraduate

Bachelor of Applied Science	11
Bachelor of Arts	218
Bachelor of Fine Arts	20
Bachelor of Interdisciplinary Studies	8
Bachelor of Liberal Studies	61
Bachelor of Music	10
Bachelor of Music Education	20
Bachelor of Science	753
Bachelor of Science in Business Administration	234
Bachelor of Science in Nursing	93
Bachelor of Social Work	29
Bachelor of University Studies (C2C)	9

Graduate

Master of Arts	20
Master of Arts in Teaching	25
Master of Arts in Teaching of Languages	13
Master of Business Administration	36
Master of Education	28
Master of Fine Arts	6
Master of Library and Information Science	53
Master of Music	16
Master of Music Education	4
Master of Professional Accountancy	8
Master of Public Health	14
Master of Science	135
Master of Science in Athletic Training	2
Master of Social Work	62
Specialist in Education	4
Doctor of Audiology	7
Doctor of Education	39
Doctor of Musical Arts	9

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Doctor of Nursing Practice	7		
Doctor of Philosophy	59		
<i>Total Undergraduate Degrees</i>		1,466	
<i>Total Graduate Degrees</i>		547	
<i>Total Degrees</i>			2,013
<i>System Total Undergraduate Degrees</i>		8,942	
<i>System Total Graduate Degrees</i>		3,305	
<i>System Total Degrees</i>			12,247

*Note: System Total for Spring 2023 represents a decrease of 373 from Spring 2022's total of 12,620.

STAFF RECOMMENDATION: Board staff recommends approval of these items.

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1. ASU– REQUEST FOR APPROVAL TO ENTER INTO PURCHASE AGREEMENT WITH FARBER SPECIALTY VEHICLES

Agenda Item Request: Approval to Purchase a Mobile Health Unit

The Mobile Unit will (1) implement strategies used to monitor and suppress the transmission of COVID-19 and other viruses, and (2) collect and analyze data. The total cost for this project is \$767,478.40. Funding for this project is covered by grant funds from Direct Relief (\$250k) and HEERF(\$517,478.40).

Contractor's Legal Name: Faber Specialty Vehicles

History of Contract: Due to the cost and the mobile health unit being a specialty purchase, the mobile health unit was advertised through the Mississippi Accountability System for Government Information and Collaboration and submitted to DFA for approval. On December 7, 2022, the Public Procurement Review Board approved the purchase.

Specific Type of Contract: Specialty Vehicle Purchase

Purpose: Alcorn State University requests approval to purchase a mobile health unit to help fight the spread and transmission of COVID 19 and other virus on our campuses and within the local communities.

Scope of Work: The Mobile Unit will (1) implement strategies used to monitor and suppress the transmission of COVID-19 and other viruses, and (2) collect and analyze data.

Term of Contract: Approximate 240 days for completion with one year warranty unlimited miles

Termination Options: N/A

Contract Amount: The total cost for this project is \$767,478.40. Funding for this project is covered by grant funds from Direct Relief (\$250k) and HEERF(\$517,478.40).

Funding Source for Contract: Grant funds

Contractor Selection Process: Open bids (MS MAGIC system)

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

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2. JSU – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH ASSURED IMAGING, LLC

Approval Request: Jackson State University (JSU) requests approval to enter into a Purchase Agreement with **Assured Imaging, LLC (A Rezolut Company)** for one custom coach bus unit that will enable JSU to provide mobile public health education and conduct on site preventative and clinical services. *Pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services*, JSU also requests a waiver to allow prepayment of the Purchase to allow the University to prepay \$315,000, 70% of the purchase price, at the time of the order, and the balance of \$135,000 upon confirmation of the equipment delivery date.

Contractor Information: Assured Imaging, LLC (A Rezolut Company)

History of Contract: This is a new contract.

Type of Contract: This is a Purchase Agreement.

Purpose/Justification: The purpose of the agreement is to enable JSU to purchase a customized mobile unit (bus) to be used by JSU's School of Public Health. This unit will offer mobile, top-tier resources to prevent and educate the public about diseases and to prevent, assess and treat communication disorders. In addition, opportunities for learning, discovery and engagement will be provided to a diverse population of JSU students in a real-world setting.

The primary goal is to expand the format of Public Health and Clinical Services currently offered to the public by JSU's School of Public Health.

Major factors considered included: 1) JSU is at the center of a densely populated area that may face challenges in accessing this type of care; 2) increasing JSU students' learning in a new clinical setting.

Scope of Work: The successful vendor will have knowledge and experience in designing and manufacturing mobile, customizable coach buses for health screenings.

Term of Purchase Agreement: To commence upon execution by the Parties and continue until vendor's delivery of the vehicle.

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

- For convenience with 30 day's written notice
- Reduction of funds
- Force majeure
- Default by either party with 30 day's written notice

Purchase Agreement Amount: \$450,000

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Funding Source(s) for Project: The purchase agreement will be funded by grant funds received from the Governor's Emergency Education Relief (GEER) Fund.

Contractor Selection Process: An RFP was advertised and open to the marketplace from January 3, 2023 through February 15, 2023. The evaluation team has selected the winning vendor Assured Imaging, LLC (A Rezolut Company) and the notice of intent to award was published on March 1, 2023. The evaluation team consisted of 3 professors from the School of Public Health. The proposals were judged on the following rubric:

- Corporate Structure/Years of Experience/References – 20 points
- Technical Specifications including design and its execution – 35 points
- Cost – 45 points

All relevant statutes and regulations are being adhered to.

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

3. MVSU –REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH ACE SPORTS

Agenda Item Request: Mississippi Valley State University (MVSU) requests approval to enter into an agreement with **Ace Sports** to purchase a jumbotron for the Rice-Totten Football Stadium.

Contractor's Legal Name: Ace Sports

History of Contract: This is a new agreement.

Specific Type of Contract: This is a purchase agreement.

Purpose: The purpose of this contractual agreement is to purchase a jumbotron for the Rice-Totten Football stadium.

Scope of Work: To erect structural supports for and the installation and commissioning of audio/video equipment and ancillary components, structures, site accessories, etc. in the Rice-Totten Stadium. Also included is the training of university personnel on the use and maintenance of the audio/video systems.

Term of Contract: The work will be substantially complete within 180 days after the date when the contract times commence to run.

Termination Options: N/A

Contract Amount: The total cost of the contract is \$1,611,101.00.

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

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Contractor Selection Process: MVSU hired W.L. Burle Engineers, P.A. to conduct the bidding process. Two bids from two contractors (Ace Sports and Kenneth Thompson Builders) were received. W.L. Burle recommended that Ace Sports be awarded the bid, which was the lower bid.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

4. **SYSTEM –REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH CANNON COCHRAN MANAGEMENT SERVICES, INC. (CCMSI)**

Agenda Item Request: The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to purchase Third Party Administration (TPA) Services from **Cannon Cochran Management Services, Inc. (CCMSI)**.

Contractor’s Legal Name: Cannon Cochran Management Services, Inc. (CCMSI)

History of Contract: This is a new contract.

Specific Type of Contract: This is a service contract for TPA services. The TPA will perform a myriad of tasks related to claims handling for our workers’ compensation and tort plans.

Purpose: To utilize the services of a TPA to effectively handle claims for the IHL self-insured workers’ compensation and tort plans.

Scope of Work: The services are for the administration of the IHL system’s claims. These services include investigation of claims, management of claim files, medical and legal bill review, negotiation of bills and claims, payment of bills and claims when appropriate, and management of litigation as well as other services.

Term of Contract: This is a four-year contract, from July 1, 2023, to June 30, 2027.

Termination Options: The contract may be terminated by the TPA, with or without cause, upon one hundred and twenty (120) days prior written notice. IHL may terminate the Agreement with or without cause upon 60-days’ notice.

Contract Amount: The contract will be for a guaranteed fixed price which over the four-year term will total \$1,888,310. CCMSI will also receive a variable amount based upon other fees and savings. The four-year aggregate amount is estimated to be approximately \$3,746,368.

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Funding Source for Contract: The funding source will be the IHL Self-Insured Workers' Compensation Plan and the IHL Self-Insured Tort Plan. These plans are funded through annual assessments which are charged to the universities based upon actuarial opinions.

Contractor Selection Process: Advertisements were printed in *The Clarion-Ledger* for a two-week period and notice letters were sent to companies that have previously indicated an interest in this process. Three participants ultimately submitted proposals as a part of our RFP competitive process. The proposals were evaluated based upon cost and quality so that the lowest and best proposal would be selected. The following reflects the scoring for the proposals. The overall score indicated below is based upon criteria including cost as well as other factors.

<u>Proposal</u>	<u>Flat Fee</u>	<u>Total Cost</u>	<u>Overall Score Out of 100</u>
CCMSI	\$1,888,310	\$3,746,368	97.5
AmFed	\$3,349,977	\$4,236,513	84
Corvel	\$1,648,228	\$4,890,280	52

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

5. UM-REQUEST FOR APPROVAL TO ESCALATE ON-CAMPUS BUDGET AND AUXILIARY BUDGET FOR FISCAL YEAR 2023

University of Mississippi
FY 2023 On-Campus Education & General by Major Object

Category	Current FY 2023 Operating Budget	Revision/E scalation	Revised FY 2023 Operating Budget
Salaries, Wages, and Fringe Benefits	\$ 265,042,449	\$ -	\$ 265,042,449
Travel and Subsistence	1,884,329	-	1,884,329
Contractual Services	127,214,844	4,000,000	131,214,844
Commodities	5,267,650	(1,000,000)	4,267,650
Capital Outlay: Non-Equipment	4,745,477	(800,000)	3,945,477
Capital Outlay: Equipment	1,740,265	800,000	2,540,265
Mandatory Transfers	1,173,654	-	1,173,654
Non-Mandatory Transfers	9,624,475	-	9,624,475
Increase in Fund Balance	-	-	-
Total	\$ 416,693,143	\$ 3,000,000	\$ 419,693,143

A budget escalation is requested to 1) realign major objects and increase increase budgetary spending authority due to greater than anticipated utility costs, and 2) to reallocate salaries, wages, and fringe benefits to accommodate changes related to new hires, transfers, and reclassifications. The source of funding will be tuition revenue.

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FY 2023 Auxiliary Enterprises by Major Object

Category	Current FY 2023 Operating Budget	Revision/Escalation	Revised FY 2023 Operating Budget
Salaries, Wages, and Fringe Benefits	\$ 56,208,447	\$ 3,080,000	\$ 59,288,447
Travel and Subsistence	10,219,153	-	10,219,153
Contractual Services	63,553,903	779,900	64,333,803
Commodities	31,488,244	780,191	32,268,435
Capital Outlay: Non-Equipment	-	-	-
Capital Outlay: Equipment	2,371,987	(55,000)	2,316,987
Mandatory Transfers	19,186,000	-	19,186,000
Non-Mandatory Transfers	10,188,916	-	10,188,916
Increase in Fund Balance	-	-	-
Total	\$ 193,216,650	\$ 4,585,091	\$ 197,801,741

A budget escalation is requested to increase and realign spending authority between major objects within Athletics, Airport Operations, the Golf Course, ID Center, and facilities service centers. Increased ticket sales and self-generated revenue will be used to fund the escalation for Athletics personnel and greater than anticipated operating costs at the Airport, Golf Course, and water heating/cooling and treatment service centers.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

6. UM –REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH STARREZ, INC.

Agenda Item Request: The University of Mississippi Department requests approval to enter into three addendums to the Software License Agreement (the “Agreement”) with StarRez, Inc.

Contractor’s Legal Name: StarRez, Inc.

History of Contract: These are addendums to the Software License Agreement approved by IHL in January.

Specific Type of Contract: These three (3) addendums are for the following: (1) Additional Bed License (“Addendum 1”); (2) Employment Programs, Contributions and Interactions Modules(s), SMS Integration (“Addendum 2”); and (3) DocuSign & Guarantors (“Addendum 3”).

Purpose: These addendums are to purchase 700 additional bed spaces that are needed due to the off-campus master lease that Student Housing recently entered into with Tailwind Campus Creek and to purchase additional modules that will assist Student Housing.

Scope of Work: Addendum 1, Additional Bed License, will provide 700 additional bed spaces for student room selection and management. These spaces are needed due to the recent master lease signed with Tailwind Campus Creek for 402 bed spaces and the tripling

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of room spaces in some of our current halls. Addendum 2, Employment Programs, Contributions and Interactions Modules, SMS Integration, will allow for the addition of modules that will be needed when we move to StarRez cloud-based system this fall. These modules will assist in the application process of student searches, tracking student interactions, and in assessing programming in the halls. The SMS Text Messaging Integration will allow Student Housing to text out information to students rather than email when information needs to be communicated quickly. Addendum 3, DocuSign & Guarantors, will allow Student Housing to generate a signed contract for room rentals. These modules and bed spaces were mentioned in the original documents sent to IHL in January.

Term of Contract: These addendums will follow the effective dates of the original contract and be in effect from the day they are signed through June 30, 2028.

Termination Options: The Agreement commences on the Commencement Date and remains in force for a period of five (5) years. Either party may immediately terminate the Agreement or a SOW if (a) the other party materially breaches any of the terms of this Agreement and fails to remedy such breach within sixty (60) days' written notice of such breach or (b) the other party is the subject of an Insolvency Event. Should there be no funds available for any succeeding funding period; the contract will be cancelled as of the end of the funding period with no obligation on the part of the university. The contract is cancellable with thirty (30) days' notice to the vendor at the end of the fiscal period in the event funds are not available.

Contract Amount: The total amount of all three addendums for five (5) years is \$184,874.87. The total amount under the Agreement and all three addendums is \$794,268.47.

The total amount of the three addendums is broken down below:

Year 1 subscription: \$40,433.27 (\$18,900.00 under Addendum 1, \$15,444.26 under Addendum 2, and \$5,989.01 under Addendum 3)

Year 2 subscription: \$36,110.40 (\$18,900.00 under Addendum 1, \$11,771.39 under Addendum 2, and \$5,439.01 under Addendum 3)

Year 3 subscription: \$36,110.40 (\$18,900.00 under Addendum 1, \$11,771.39 under Addendum 2, and \$5,439.01 under Addendum 3)

Year 4 subscription: \$36,110.40 (\$18,900.00 under Addendum 1, \$11,771.39 under Addendum 2, and \$5,439.01 under Addendum 3)

Year 5 subscription: \$36,110.40 (\$18,900.0 under Addendum 1, \$11,771.39 under Addendum 2, and \$5,439.01 under Addendum 3)

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Funding Source for Contract: The funding source for this contract will be self-generated Student Housing revenue.

Contractor Selection Process: A Request for Proposals (RFP 703) was issued for a Housing Management System, Cloud-Based. StarRez was the only company that responded to the RFP. It also met all needs specified in the RFP. These 700 bed spaces are necessary to meet the increasing enrollment needs of the University and the modules will help better serve our students.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

7. **UM –REQUEST FOR APPROVAL TO ENTER INTO A CONSTRUCTUAL SERVICES AGREEMENT WITH STM CHARTERS, INC.**

Agenda Item Request: The University of Mississippi Athletics Department requests approval to enter into a contract with **STM Charters, Inc.** for passenger charter air transportation and related services for the Ole Miss Football team. Services to be provided by Sun Country Airlines.

Contractor's Legal Name: STM Charters, Inc.

History of Contract: This contract is new for the 2023 football season.

Specific Type of Contract: The agreement is for charter air transportation and related services.

Purpose: The purpose of the contract is to provide passenger charter air transportation and related services for the 2023 football season.

Scope of Work: STM Charters, Inc. will provide passenger charter air transportation and related services for the 2023 football season.

Term of Contract: The contract will begin on September 8th, 2023 and end on November 11th, 2023.

Termination Options: Either party may terminate this Agreement upon written notice if the other party fails to perform any of its obligations and such failure continues unremedied for a period of ten (10) business days following the receipt by the non-performing party of the written notice of such non-performance. Either party may terminate the Agreement, upon ten (10) days written notice, without further liability to any other party in the event Force Majeure causes the continued performance of this Agreement to be impractical, inadvisable or unprofitable. The Agreement may also be

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terminated in the event Customer fails to make any payment required pursuant to the terms of the Payment Schedule and with thirty days' notice if funds are not appropriated.

Contract Amount: The contract amount is \$277,000.00, billed in two installments.

Funding Source for Contract: The funding source for this contract is self-generated intercollegiate athletic revenues.

Contractor Selection Process: The Contractor was selected through invited proposals. Three airline companies offered proposals through STM Charter Services: Sun Country, Avelo and Allegiant. Sun Country was selected as they offered the lowest bid while also offering the best over-all product.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

8. UM –REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH UNIVERSITY AND STUDENT SERVICES, INC.

Agenda Item Request: The University of Mississippi Department of Student Housing requests approval to enter into a contract with **University and Student Services** to provide move in services for students in the Fall of 2023.

Contractor's Legal Name: **University and Student Services, Inc. (USS).**

History of Contract: The University of Mississippi first entered into a contract of less than \$250,000 with USS for Fall 2022 move in that included move in services offered to a limited number of buildings. Due to overwhelming positive feedback from parents, students, and campus stakeholders, Student Housing is requesting to enter into a contract with USS for Fall 2023 that expands the move in services offered to include additional buildings. There is an option for a second year of the contract for Fall 2024 which again expands on the move in services offered, including additional buildings.

Specific Type of Contract: This contract is to provide move in services for students.

Purpose: The purpose of this contract is to provide move in services to students living on campus for Fall semester 2023 to create a smooth, efficient process with excellent customer service. This contract will include an option for Fall 2024.

Scope of Work: USS will provide Assisted Plus move in services to move in up to 2650 students on August 9-12, August 14, and August 15, 2023. In addition, USS will provide consulting on the remainder of campus to ensure proper traffic and hall loading strategy.

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USS will also provide traffic and elevator staffing as well as move in bins for all of campus.

Term of Contract: The term of this contract is one year with an option for second year.

Termination Options: In the event and to the extent of any cancellation by university of this agreement, USS shall pay for all expenses incurred by USS under this agreement up to the date of cancellation. USS shall have no claim against the university for Services not performed, loss of anticipated profits, or consequential damages suffered by reason of any such termination. Any claims by USS for compensation under the paragraph entitled "Termination of Contract" of this clause must be paid within thirty (30) days after the notice of termination.

Contract Amount: The total of this contract for year one is \$427,220.25 with an optional second year which amount may be adjusted upon signed agreement of UM to reflect buildings added to the move in program and an increase in the annual Consumer Price Index.

Funding Source for Contract: The funding source for this contract will be self-generated student housing revenue.

Contractor Selection Process: The selection of this contractor was an RFP process (RFP #719) with a designated evaluation committee to review proposals. USS was the only vendor to provide a proposal, and they met all qualifications and requirements. Student Housing conducted references which all came back positive. In addition, Student Housing used USS for Fall 2022 move in with great success.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

9. **UMMC –REQUEST FOR APPROVAL TO ENTER INTO A PRODUCT RENTAL AGREEMENT WITH CARL ZEISS MEDITEC USA, INC.**

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Product Rental Agreement with **Carl Zeiss Meditec USA, Inc. (Zeiss)** to rent the INTRABEAM 600 System and treatment applicators. Intraoperative radiation treatment (IORT) is provided to patients with various forms of cancer, such as cancers of the breast, colon, liver, and spine, delivering radiation during surgery directly to the tumor bed. The INTRABEAM 600 System allows for higher effective doses to be delivered to the microscopic disease site.

Contractor's Legal Name: Carl Zeiss Meditec USA, Inc.

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History of Contract: On January 20, 2022, the Board approved a one (1) year agreement with Zeiss for the rental of IORT equipment and treatment applicators. The agreement will expire on April 27, 2023.

Specific Type of Contract: This is a new Product Rental Agreement.

Purpose: The purpose of this agreement is to rent the INTRABEAM 600 System and treatment applicators. Intraoperative radiation treatment (IORT) is provided to patients with various forms of cancer, such as cancers of the breast, colon, liver, and spine, delivering radiation during surgery directly to the tumor bed. The INTRABEAM 600 System allows for higher effective doses to be delivered to the microscopic disease site.

Scope of Work: Under the agreement, Zeiss will provide the Zeiss INTRABEAM 600 System, which includes six (6) Spherical Applicators and four (4) Flat Applicators.

Term of Contract: The term of the agreement is two (2) years from April 28, 2023 through April 27, 2025.

Termination Options: Termination options include the following:

- by either party upon ninety (90) days' advance written notice to the other party; and
- by either party if a section of the agreement is found to be illegal or unenforceable and the intent of the parties cannot be preserved or the removal of the voided section materially and deleteriously affects the rights and obligations of either party.

Contract Amount: The expected cost of the agreement over the two (2) year term is \$432,180.00. UMMC has included an additional ten percent (10%) for any potential additional fees.

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

Contractor Selection Process: The INTRABEAM 600 System and treatment applicators qualify as clinical commodities under Miss Code Ann §31-7-1, which are exempted from procurement requirements under §31-7-13.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

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10. UMMC –REQUEST FOR APPROVAL TO ENTER INTO AN EQUIPMENT AND DISPOSABLE PRODUCTS AGREEMENT WITH PHILIPS IMAGE GUIDED THERAPY CORPORATION

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a new Equipment and Disposable Products Agreement with **Philips Image Guided Therapy Corporation ("Philips")** for the rental of two (2) IntraSight Mobile Series 5 intravascular imaging systems, the removal of two (2) Volcano CORE Mobile Systems and purchase of the associated disposable products, such as catheters, used with the IntraSight systems. UMMC physicians use the IntraSight systems and disposables to treat patients with high-risk occlusive coronary and peripheral arterial disease. UMMC also requests approval to add or remove disposable products under the agreement without seeking prior Board approval as long as adequate funds are available.

Contractor's Legal Name: **Philips Image Guided Therapy Corporation**

History of Contract: On April 16, 2020, the Board approved a twenty-four (24) month agreement with Philips for the rental of equipment and purchase of supplies.

On January 20, 2022, the Board approved an amendment with Philips to extend the term, as well as remove references to Spectranetics Corporation and Spectranetics products from the agreement. The agreement will expire on April 30, 2023.

Specific Type of Contract: This is a new Equipment and Disposable Products Agreement.

Purpose: The purpose of agreement is for the rental of two (2) IntraSight Mobile Series 5 intravascular imaging systems, the removal of two (2) Volcano CORE Mobile Systems and purchase of the associated disposable products, such as catheters, used with the IntraSight systems. The IntraSight systems assess the location and severity of disease and lesions in arteries. UMMC physicians use the IntraSight systems and disposables to treat patients with high-risk occlusive coronary and peripheral arterial disease.

Scope of Work: Under the agreement, UMMC will rent two (2) IntraSight Mobile Series 5 intravascular imaging system, return the two (2) previously rented Volcano CORE Systems and purchase the associated disposable products. If UMMC purchases at least \$150,000 of disposables per year, Philips will waive the rental fee of \$84,000.

Term of Contract: The term of the agreement is of twenty-four (24) months and one (1) day, beginning May 1, 2023, through twenty-four (24) months from the date of installation of the equipment which is expected to be on or about May 2, 2023.

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Termination Options: This agreement may be terminated:

- by UMMC may if products are continuously delayed for thirty (30) days due to a continuing Force Majeure event;
- by either party if the other party is excluded from participation in any Federal Health Care Program or debarred, suspended, or otherwise excluded from participating in any other federal procurement program or activity;
- by either party upon thirty (30) days' advance written notice to the other party;
- by either party for a material breach of this agreement, upon fifteen (15) days' notice and opportunity to cure; and
- by either party upon appointment of a receiver for the other party, assignment for the benefit of creditors by the other party, or commencement of any voluntary or involuntary proceedings under any bankruptcy or insolvency laws against the other party.

Contract Amount: The total expected cost over the twenty-four (24) month term is \$825,000. UMMC has included a twenty percent increase each year for volume growth.

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

Contractor Selection Process: The IntraSight Mobile Series 5 intravascular imaging systems and disposable products qualify as clinical commodities under Miss Code Ann. §31-7-1, which are exempted from procurement requirements under §31-7-13.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

11. USM –REQUEST FOR APPROVAL TO AMEND A MANAGED SERVICES AGREEMENT WITH HELIOCAMPUS, INC.

Agenda Item: The University of Southern Mississippi requests Board approval of amendment to an existing Managed Services agreement for five (5) more years, as well as an amendment to an associated Subscription Rights Rider. Additionally, in accordance with the IHL Board Policy 707.03 Approval of Prepayment for Goods or Services, USM requests the Board's approval to make payment in advance in accordance with the terms of the agreement.

Contractor's Legal Name: HelioCampus, Inc.

History of Contract: This is an amendment to an existing managed services contract which started 9/24/2018 and is scheduled to end 9/23/2023.

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

Purpose: In 2018, USM procured an institution-wide analytics platform, along with ongoing professional data analysis and data science services to help achieve four core objectives in support of USM's Plan for Academic Reorganization: Vision 2020. This initiative arose from the commitment of academic affairs to enhance the distinctiveness of academic programs and to create a sustainable model for academic programming.

Scope of Work: The scope of services under the Agreement will be extended for five years to include usage of the HelioCampus Student Lifecycle, Student Financials, Benchmarking Consortium and Financial Modeling platforms and services through September 23, 2028 ("Subscription Term"). The amendment to the Subscription Rights Rider incorporates reference to the proposed above referenced amendment for services, and clarifies language associated with confidentiality.

Term of Contract: Five (5) years, with an estimated Start Date of 9/24/2023 and End Date of 9/23/2028.

Termination Options: Termination options are as follows:

Termination for Convenience

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

Termination for Cause

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

Termination for Infringement of Third-Party Intellectual Property Rights

If, in the event the Contractor's services or any element thereof is (or in Contractor's view is likely to be) found to infringe any third-party intellectual property rights, the Contractor may terminate this agreement under the following circumstances. Initially, the Contractor, in its sole discretion and at its cost and expense, will either (i) procure the right for USM to continue to use the affected services; or (ii) modify the affected services to be non-

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infringing without materially diminishing its functionality. If neither (i) nor (ii) is commercially reasonable, the Contractor may terminate the Agreement by giving USM at least sixty (60) days' prior written notice and, as USM's sole and exclusive remedy therefore, refund USM the portion of any prepaid fees attributable to the terminated portion of the Agreement.

Termination Resulting from Force Majeure

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

Contract Amount: The total cost of this contract over the five-year period is \$2,048,849.

Subscription Fees					
Contract Period	Sep '23 - Sep '24	Sep '24 - Sep '25	Sep '25 - Sep '26	Sep '26 - Sep '27	Sep '27 - Sep '28
Component	Subscription	Subscription	Subscription	Subscription	Subscription
Student Lifecycle	\$260,272	\$273,150	\$286,673	\$300,871	\$315,780
Student Financials	\$60,775	\$63,814	\$67,005	\$70,355	\$73,873
Benchmarking Consortium	\$50,000	\$52,500	\$55,125	\$57,881	\$60,775
Financial Modeling [No Cost]	\$0	\$0	\$0	\$0	\$0
Total	\$371,047	\$389,464	\$408,802	\$429,108	\$450,428

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

Contractor Selection Process: On March 8, 2018 ITS issued a CP-1 Acquisition Approval allowing USM to request proposals for the acquisition of a data warehouse/campus analytics platform. A Request for Proposals (RFP) #18-29 was issued in May 2018 wherein a points system was clearly defined and used. Four responses were received, and all were scored. After the scoring was complete, the stakeholders met and agreed to award the bid to HelioCampus which scored the highest and by far was closest to meeting all requirements.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

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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.*

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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.

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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

BUREAU OF BUILDING PROJECTS

1. JSU – GS 103-327 – HEERF MECHANICAL IMPROVEMENTS

Project Request: Jackson State University requests approval to initiate a project, HEERF Mechanical Improvements, and to appoint Engineering Resource Group as the design professional for the project.

Proposed Design Professional: Engineering Resource Group

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

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$1,000,000 aggregate.

Purpose: Jackson 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. The HEERF Mechanical Improvements project is a continuation of GS 103-283B (Phase II) and part of the original scope developed in GS103-315, an extension of Phase II. For tracking and accountability purposes, HEERF related improvements have been isolated to this new project. The professional, Engineering Resource Group, served as the professional on Phase II, GS103-315, and will continue to serve in this capacity for the HEERF Improvements. This project will consist of mechanical upgrades and equipment such as boilers, pumps, variable frequency drives, valves, controls, and air handlers. The SD for this project were completed as part of PH II.

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Project Scope: The project scope includes the replacement of air handler units, split systems, controls, pumps, and other related HVAC system components in twelve (12) of our campus facilities. Facilities included in this project, all of which may be deemed as congregate settings, is comprised of eight (8) academic buildings, two (2) institutional support facilities, and one residential hall; a collective total of 972,709 GSF. The purpose of these physical plant improvements and adaptations is to improve air quality, thus promoting a healthy living, learning, and working environment; and are in direct response to the need to reduce the spread of COVID-19 within indoor spaces.

History: The HEERF Mechanical Improvements project is a continuation of GS 103-283B and GS103-315. The project has been designated as a separate project to track finances. Work performed in previous phases consisted of upgrading mechanical equipment throughout campus which included boilers, pumps, variable frequency drives, 3-way valves, controls, chiller, cooling tower and air handlers. These upgrades were completed to improve systems on the north, south, and east loops to stabilize the heating and cooling of various buildings serving the campus community.

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

Project Initiation Date: April 20, 2023

Date of Original Construction: N/A

Date of Last Renovation: N/A

Project Budget:

	<i><u>Estimated</u></i>
Construction Cost:	\$ 6,695,252.00
Architectural and Engineering Fees:	1,660,724.00
Misc. Project Costs:	0.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>597,180.00</u>
Total Project Budget	\$ 8,953,156.00

Funding Source(s): U.S. Department of Education HEERF Funds (Higher Education Emergency Relief Fund) [\$8,953,156]. This funding source has been certified and approved by the U.S. Department of Education.

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Staff Recommendation: Board staff recommends approval of this item.

**2. MSU – GS 113-156 – ARPA INFRASTRUCTURE – WASTE COLLECTION
AND CONVEYANCE**

Project Request: Mississippi State University requests approval to initiate a project, ARPA Infrastructure – Waste Collection and Conveyance and to appoint Neel-Schaffer, Engineers and Planners, Inc. as the design professional for the project.

Proposed Design Professional: Neel-Schaffer, Engineers and Planners, Inc.

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. MSU used the preapproved list of professionals from the Bureau of Building.

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$5,000,000 per claim and \$5,000,000 aggregate.

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 design phase of the project.

Project Scope: This project will install new sewer lines on the MSU South Farm and decommission existing lagoons. The newer sewer lines will connect facilities to the city sewer system.

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

Project Initiation Date: April 20, 2023

Date of Original Construction: N/A

Date of Last Renovation: N/A

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Project Budget:

		<i>Estimated</i>
Construction Cost:	\$	1,600,000.00
Architectural and Engineering Fees:		100,000.00
Misc. Project Costs:		50,000.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>150,000.00</u>
Total Project Budget	\$	1,900,000.00

Funding Source(s): SB 3062, Laws of 2022 (\$1,900,000) – ARPA Funds. The use of these funds have been certified as acceptable for this project by the Department of Finance and Administration.

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

IHL PROJECTS

3. MSU – IHL 205-326 – ROSENBUAM HEALTH SCIENCES RENOVATION – 3RD FLOOR SIMULATION LABORATORY

Project Request: Mississippi State University requests approval to initiate a project, Rosenbaum Health Sciences Renovations – 3rd Floor Simulation Laboratory and to appoint LPK Architects, P.A. as the design professional for the project.

Proposed Design Professional: LPK Architects, P.A.

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

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$4,000,000 aggregate.

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 design phase of the project.

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Project Scope: The intent of this project is to renovate the 3rd floor of the historic Rosenbaum Building at the Riley Campus in downtown Meridian to provide a simulation laboratory for the Rosenbaum Health Sciences.

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

Project Initiation Date: April 20, 2023

Date of Original Construction: The Kress Building (2214 5th Street, Meridian, MS) was built in 1934 and acquired by MSU in 2010. The Kress Building was renamed the Alfred Rosenbaum Building in 2016.

Date of Last Renovation: Renovations of floors 1 and 2 were completed in 2015 with LPK Architects, PA as the design professional.

Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 3,000,000.00
Architectural and Engineering Fees:	194,531.00
Misc. Project Costs:	950,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>105,469.00</u>
Total Project Budget	\$ 4,250,000.00

Funding Source(s): Riley Foundation (\$4,000,000); Health Resources and Services Administration [HRSA] – Federal Funds (\$250,000)

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

4. MSU – IHL 205-334 – RCU (RESEARCH & CURRICULUM UNIT) RENOVATIONS

Project Request: Mississippi State University requests approval to initiate a project, RCU (Research & Curriculum Unit) Renovations and to appoint MP Design Group as the design professional for the project.

Proposed Design Professional: MP Design Group

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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. However, MSU opted to use the RFQ method for the selection of the design professional.

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$2,000,000 aggregate.

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 design phase of the project.

Project Scope: The project will involve both exterior and interior modifications to address ADA access into the main entry of the building. The interior renovations will involve multiple rooms in the RCU building to prepare space for additional offices, conference rooms, and larger storage room. Renovations include new sprinkler system, flooring, paint, ceiling tile, and lighting.

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

Project Initiation Date: April 20, 2023

Date of Original Construction: MSU acquired the building in 1996.

Date of Last Renovation: 1999 (HVAC)

Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 1,600,000.00
Architectural and Engineering Fees:	100,000.00
Misc. Project Costs:	150,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>150,000.00</u>
Total Project Budget	\$ 2,000,000.00

Funding Source(s): University Designated Funds (\$2,000,000)

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Staff Recommendation: Board staff recommends approval of this item.

5. MSU – IHL 205-337 –ULYSSES S. GRANT PRESIDENTIAL LIBRARY

Project Request: Mississippi State University requests approval to initiate a project, Ulysses S. Grant Presidential Library and to appoint MP Design Group + Mathes Brierre Architects, A Joint Venture as the design professional for the project.

Proposed Design Professional: MP Design Group + Mathes Brierre Architects, A Joint Venture

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

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$2,000,000 aggregate.

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 design phase of the project.

Project Scope: The project will involve the design and construction of a facility to house the Ulysses S. Grant Presidential Library. The existing collection and museum is housed on the fourth floor of MSU's Mitchell Memorial Library. The new library will not only be home to the existing Grant collection but will incorporate a museum with exhibit space, a research library with curation and archival facilities, conference and educational space, and office facilities. The project is federally funded and will be administered in accordance with National Archives and Records Administration guidelines.

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

Project Initiation Date: April 20, 2023

Date of Original Construction: N/A

Date of Last Renovation: N/A

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Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 20,000,000.00
Architectural and Engineering Fees:	2,000,000.00
Misc. Project Costs:	3,000,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>1,000,000.00</u>
Total Project Budget	\$ 26,000,000.00

Funding Source(s): Federal Funding Appropriation (\$26,000,000)

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

6. MSU – IHL 205-339 – CENTRAL PLANT COOLING TOWER REPLACEMENT

Project Request: Mississippi State University requests approval to initiate a project, Central Plant Cooling Tower Replacement and to appoint Engineering Resource Group, Inc. (ERG) as the design professional for the project.

Proposed Design Professional: Engineering Resource Group, Inc.

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

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$1,000,000 aggregate.

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 design phase of the project.

Project Scope: The project will involve the demolition of the existing three cooling towers that support chiller #1 and chiller #2 at the Central Plant. The existing towers need significant overhaul and are undersized to take full advantage of the connected chillers. Chillers #1 and #2 have been replaced in the last 4 years and their capacities were increased by a combined 600 tons at the time of replacement. The associated cooling towers are not only degrading and in need of overall repair but also need to be increased in capacity to get the maximum cooling output from both chillers.

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History: The MSU Steam Plant was constructed in 1921 and has housed critical central-campus infrastructure throughout its lifespan. In the early 1990s the first central chilled water infrastructure was constructed in the steam plant and underground chilled water lines were installed to serve nearby buildings in the core of campus to meet cooling demands. Since that time, the plant has grown from an initial capacity of 2,200 tons to the most recent ice plant expansion bringing the capacity closer to 8,000 tons. The last steam service from the plant was terminated around 2010 and the plant now provides chilled water and heating water to approximately 45 facilities in the core of campus. This project is part of the normal cycle of equipment replacement coupled with the opportunity to get much needed additional capacity out of the current chillers.

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

Project Initiation Date: April 20, 2023

Date of Original Construction: N/A

Date of Last Renovation: N/A

Project Budget:

	<u>Estimated</u>
Construction Cost:	\$ 2,250,000.00
Architectural and Engineering Fees:	200,000.00
Misc. Project Costs:	100,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>200,000.00</u>
Total Project Budget	\$ 2,750,000.00

Funding Source(s): University Funds (\$2,750,000); Alternative funding sources such as Capital Expenditure Funds will be considered as the design for the project develops. Any change of funding source will be submitted to the Board for approval.

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

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7. UMMC – IHL 209-579B – UMMC COLONY PARK SITE UTILITIES AND ROADWAY IMPROVEMENTS

Project Request: The University of Mississippi Medical Center requests approval to initiate a project, UMMC Colony Park Site Utilities and Roadway Improvements and to appoint Cooke Douglass Farr Lemons (CDFL) Architects + Engineers as the design professional for the project.

Proposed Design Professional: CDFL Architects + Engineers

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

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$2,000,000 aggregate.

Purpose: The University of Mississippi Medical Center 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 is a package to include the site utilities and central roadway to the UMMC Colony Park Campus. This package includes utilities to the site including power, water, sewer, communications, gas, and the installation of a central roadway and, improvements to Carl Ave.

The University of Mississippi Medical Center 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: March 23, 2023

Date of Original Construction: N/A

Date of Last Renovation: N/A

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Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 5,283,888.00
Architectural and Engineering Fees:	289,000.00
Misc. Project Costs:	0.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>324,849.00</u>
Total Project Budget	\$ 5,897,737.00

Funding Source(s): Patient Generated Revenues (\$5,897,737)

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

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

BUREAU OF BUILDING PROJECTS

8. USM – GS 108-296 – KINESIOLOGY BUILDING RENOVATION

Project Request: The University of Southern Mississippi is requesting approval to increase the budget from \$9,350,000 to \$16,600,000 for an increase in the amount of \$7,250,000. In addition, USM requests to add institution reserves and HB 603, Laws of 2023 as funding sources for the project. All other funding sources have been previously authorized by the Board.

Current Project Phase: Design Phase

Design Professional: Albert and Associates Architects, P.A.

General Contractor: TBD

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$1,000,000 aggregate.

Purpose/Justification: USM received bids for the project on November 17, 2022, and the bids came in much higher than anticipated. As a result, the university must increase the budget in order to better reflect the current market conditions within the project. This increase will also allow the university to be able to rebid the project within the current scope of work. USM will use institution funds to assist with the increase in the project budget.

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Project Scope: The project includes the renovation, furnishing and equipping of classrooms, laboratories, offices, and student areas in the Kinesiology Building. The project will also include modifications to restrooms, elevator, HVAC, mechanical, electrical, and communications systems of the building. The renovations will bring the facilities into compliance with applicable codes (IBC, ADA, life safety, etc.) and current programming requirements. The scope of the project also includes a 3,000 square foot addition that will serve as a court room.

History: Relocation of the School of Criminal Justice and Forensic Science from its current location in Arthell Kelley Hall has been an institutional priority due to its proneness to flooding. The University's proposed new location in the Kinesiology Building will provide the School of Criminal Justice and Forensic Science with functional space, carefully designed labs, increased faculty office space, a self-contained building identity, and a location convenient to adjacent programs with which the unit interfaces.

The University of Southern 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: March 19, 2020

Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 8,352,213.93	\$ 14,650,000.00	\$ 6,297,786.07
Architectural and Engineering Fees	\$ 603,645.54	\$ 987,000.00	\$ 383,354.46
Miscellaneous Project Costs	\$ 0.00	\$ 279,000.00	\$ 279,000.00
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 394,140.53	\$ 684,000.00	\$ 289,859.47
Total Project Budget	\$ 9,350,000.00	\$ 16,600,000.00	\$ 7,250,000.00

Proposed Funding Source(s): HB 1649, Laws of 2018 (\$359,524.88); SB 3065, Laws of 2019 (\$4,643,300.23); HB 1730, Laws of 2020 (\$6,000,000); USM Funds

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(\$28,149.95) Institution Reserve Funds (\$569,024.94); HB 603, Laws of 2023 (\$5,000,000)

Staff Recommendation: Board staff recommends approval of this item.

IHL PROJECTS

9. MSU – IHL 205-298 – REBID CRESSWELL HALL RECARPET AND REPAINT

Project Request: Mississippi State University is requesting approval to increase the budget from \$3,000,000 to \$3,700,000 for an increase in the amount of \$700,000. The funding source will remain the same.

Current Project Phase: Construction Phase

Design Professional: Shafer Zahner Zahner

General Contractor: Ethos Contracting Group, LLC

Insurance Coverage: The design firm carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$2,000,000 aggregate.

Purpose/Justification: This project bid on March 21, 2023, and the base bid plus alternate 1 (replacement of shower room fixtures and finishes) has been awarded to Ethos Contracting Group, LLC. By increasing the budget by \$700,000 this will allow MSU to take alternates 2 and 3 as well. By taking the additional alternates, MSU Housing can replace the toilet room fixtures & finishes (alternate 2) and the finishes in the elevator cab (alternate 3) which will give Cresswell Hall a refreshment throughout the facility.

This is a summer housing project that starts when students move-out (May 2023) and must finish before students move back-in (August 2023).

Project Scope: The scope of the project is to completely replace finishes, replace fixtures and repaint the interior of Cresswell Hall.

History of Project: The project was initiated via an interim agenda item in December 2019. At that time Shafer Zahner Zahner was appointed as the professional. The project originally was advertised and bid in February of 2020, but a contract was never executed due to the uncertainties associated with COVID. The project re-bid on March 21, 2023, and was awarded to Ethos Contracting Group, LLC.

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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: December 5, 2019 (Interim Approval)

Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 2,700,000.00	\$ 3,157,247.00	\$ 457,247.00
Architectural and Engineering Fees	\$ 170,000.00	\$ 194,312.00	\$ 24,312.00
Miscellaneous Project Costs	\$ 50,000.00	\$ 50,000.00	\$ 0.00
Furniture & Equipment Costs	\$ 20,000.00	\$ 20,000.00	\$ 0.00
Contingency	\$ 60,000.00	\$ 278,441.00	\$ 218,441.00
Total Project Budget	\$ 3,000,000.00	\$ 3,700,000.00	\$ 700,000.00

Proposed Funding Source(s): University Designated Funds (\$3,700,000)

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

10. UM – IHL 207-416 – NEW SCHOOL OF ACCOUNTANCY

Project Request: The University of Mississippi is requesting approval to increase the budget from \$1,000,000 to \$7,100,000 for an increase in the amount of \$6,100,000. In addition, UM request to modify the scope of the project from Connor Hall Expansion to a new building at a new location.

Current Project Phase: Design Phase

Design Professional: JH&H Architects, P.A.

General Contractor: TBD

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Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$4,000,000 aggregate.

Purpose/Justification: The University of Mississippi is seeking to increase funding for the project to continue through the Construction Document phase, as well as officially change the project scope from an expansion to a new building.

Project Scope: The University of Mississippi Patterson School of Accountancy is one of the fastest growing schools at the University. In order to maintain the high standard of quality education the University demands, the School of Accountancy needs to expand their facility to support this goal. The School of Accountancy currently resides in Connor Hall which was built in 1961. The current space in Connor Hall does not meet the programmatic needs of the School of Accountancy. The intent of this request is to increase the project budget to seven million one hundred thousand (\$7,100,000) as well as change the scope of work from an expansion to a stand-alone building on a different site within the University.

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: March 17, 2016

Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 0.00	\$ 0.00	\$ 0.00
Architectural and Engineering Fees	\$ 1,000,000.00	\$ 7,100,000.00	\$ 6,100,000.00
Miscellaneous Project Costs	\$ 0.00	\$ 0.00	\$ 0.00
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 0.00	\$ 0.00	\$ 0.00
Total Project Budget	\$ 1,000,000.00	\$ 7,100,000.00	\$ 6,100,000.00

Proposed Funding Source(s): Internal R&R (\$7,100,000)

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

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**11. UMMC – IHL 209-557 – PES (PSYCHIATRIC EVALUATION SERVICES)
RENOVATIONS**

Project Request: The University of Mississippi Medical Center is requesting approval to increase the budget from \$2,868,925 to \$4,000,000 for an increase in the amount of \$1,131,075. In addition, UMMC request to modify the scope of the project.

Current Project Phase: Design Phase

Design Professional: Canizaro Cawthon Davis

General Contractor: TBD

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$2,000,000 aggregate.

Purpose/Justification: The project budget needs to be increased to accommodate the change in scope of the project.

Project Scope: The project will renovate the existing Med-com area and the vacated Pediatric Cath Lab. This renovation will take place in and adjacent to the existing Emergency Dept. It will provide needed space for UMMC to care for patients who are admitted to the ER and may need psychiatric services.

The only change in scope since approval of DDs is the addition of the vacated pediatric cath lab. The opening of the Sanderson Tower allowed the pediatric cath lab to be relocated. This allowed a space adjacent to the original scope to become available. This space will now become PES instead of the original Fast Track space. The purpose has not changed.

The University of Mississippi Medical Center 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 17, 2018

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Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 2,055,000.00	\$ 3,200,000.00	\$ 1,445,000.00
Architectural and Engineering Fees	\$ 192,217.00	\$ 249,000.00	\$ 56,783.00
Miscellaneous Project Costs	\$ 247,500.00	\$ 145,000.00	\$ (102,000.00)
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 374,208.00	\$ 406,000.00	\$ 31,792.00
Total Project Budget	\$ 2,868,925.00	\$ 4,000,000.00	\$ 1,131,075.00

Proposed Funding Source(s): UMMC Patient Generated Revenue (\$4,000,000)

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

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

Project Request: The University of Mississippi Medical Center is requesting approval to increase the budget from \$1,600,000 to \$105,910,527 for an increase in the amount of \$104,310,527. In addition, UMMC is requesting to add EBC Bonds as a funding source for the project.

Current Project Phase: Design Phase

Design Professional: Cooke Douglass Farr Lemons (CDFL) Architects + Engineers

General Contractor: TBD

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$2,000,000 aggregate.

Purpose/Justification: This project was initiated for design fees only in June 2022 with a budget of \$1,600,000. CDFL has completed a program and provided a professional estimate. UMMC wishes to increase the project budget to the

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professional's estimated cost of \$105,910,527 and add a new funding source, bond proceeds.

Project Scope: UMMC desires to develop a new campus that allows for the training of health professionals and furthering the academic research mission of UMMC. Providing a much-needed multidisciplinary, educational campus to facilitate the work of the School of Medicine, School of Nursing, Graduate Medical Education programs, and the teaching hospital. The campus is focused on a concept of a multidisciplinary, educational campus, consisting of multimedia classrooms, a medical office building, ambulatory surgical center, and imaging center.

The University of Mississippi Medical Center 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: June 16, 2022

Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 0.00	\$ 75,777,704.00	\$ 75,777,704.00
Architectural and Engineering Fees	\$ 1,600,000.00	\$ 4,393,716.00	\$ 2,793,716.00
Miscellaneous Project Costs	\$ 0.00	\$ 1,000,000.00	\$ 1,000,000.00
Furniture & Equipment Costs	\$ 0.00	\$ 19,650,000.00	\$ 19,650,000.00
Contingency	\$ 0.00	\$ 5,089,107.00	\$ 5,089,107.00
Total Project Budget	\$ 1,600,000.00	\$ 105,910,527.00	\$ 104,310,527.00

Proposed Funding Source(s): UMMC Patient Generated Revenue (\$2,510,527); Bond Proceeds (\$103,400,000) -*Pending EBC approval*

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

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APPROVAL OF OTHER REAL ESTATE REQUESTS

**13. ASU – APPROVAL TO ENTER A LEASE AGREEMENT WITH MS
HARDWARE MASTER TENANT, LLC.**

Agenda Request: Alcorn State University requests approval to enter into a lease agreement with MS Hardware Master, LLC. In accordance with IHL Board Policy 707.03 Approval for Prepayment for Goods and Services, ASU requests the Board's approval to make payment in advance in accordance with the terms of the lease agreement.

Contractor's Legal Name: MS Hardware Master Tenant, LLC

Specific type of contract: Commercial Lease agreement

Purpose: Alcorn State University Vicksburg operations will move from the Pemberton Mall to MCity location. An informal space utilization assessment and program review was completed approximately a year and a half ago for both the Natchez Campus and the Vicksburg Pemberton Mall. For the Pemberton location, a number of issues were identified including but not limited to: a lack of program focus, lack of a clear strategy for marketing the programs and other offerings, significant physical plant infrastructure issues, technology deficiencies and a lack of an environment conducive for growth.

Currently, the University is paying \$17,878.83 per month for the Vicksburg property located in the Pemberton Mall. ASU is in the last months (ends June 2023) of the 10-year lease. Initially, lease payments were budgeted and paid using Ayers funding. With the expiration of Ayers funding, the lease payment was budgeted during FY22 and FY23 using E&G funds. The negotiated rate for the MCity lease is \$18,923.25 per month for 5 years, a difference in cost of \$1044.42 per month. Additionally, there is also a one-time build out fee of \$650,000.00. The monthly lease payment will be budgeted using E&G funds for FY24. Additionally, Alcorn received a \$1.5 M appropriation in FY23 to support STEM initiatives such as this program. Alcorn is again requesting the \$1.5M appropriation in the FY24 budget request. A Title III STEM activity will also be used, as needed, to support operations, faculty, and the build out of the facility. Approval to use carryover Title III funding to build out the facility has been approved by the Department of Education program manager. The current budget approach supports the University's ability to cover the lease cost as well as the operational and personnel cost.

Scope: Alcorn State University requests approval to enter into an agreement commencing on July 01, 2023, and ending on June 30, 2028, with the Vicksburg Technology Innovation Center, hereinafter referred to as MCity in the amount of

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\$18,923.25 monthly for 9,873 sq. ft. There is an option to renew for two additional five-year terms at the conclusion of the initial term. The negotiated percentage that Alcorn has agreed to pay for tenant improvements is 50%. The amount of the buildout is estimated to be around \$650K and this was computed as 50% of anticipated costs using \$131.86 / sq ft for tenant improvements and a space of 9,873 sq ft.

Terms: Initial lease term is for 5 years commencing on July 1, 2023, with an option for renewal with two renewal terms of 5 years/each.

Termination Options: There are several means by which this agreement may be terminated:

- 1) **Damage or Destruction** – If the premises are totally destroyed by any cause whatsoever, or damaged to the extent that repairs cannot be completed or Lessee's operation resumed within 90 days of said damage, either Lessor or Lessee may elect by notice given within 30 days after the occurrence to terminate the lease as of the date the destruction occurred.
- 2) **Condemnation** – If the whole or a portion that has a material adverse effect on Lessee's occupancy and use of the building should be taken for any public or quasi-public use, by right of eminent domain or otherwise or should be sold in lieu of condemnation, then this lease shall terminate as of the date when physical possession of the building is taken by the condemning authority.
- 3) **Default** – A.) If Lessee abandons or vacates the premises for 30 consecutive days; B.) If Lessee fails to pay any installment of base rent, additional rent, or any other charges required to be paid when due, and such failure continue for a period of forty five days after said payment is due; C.) if Lessee fails to perform any of its non-monetary obligations under this lease for a period of thirty days after a written notice from Lessor, provided that if more than thirty days are required to complete such performance, Lessee shall not be in default; D.) If Lessee becomes insolvent, or shall make a transfer in fraud or creditors, shall make an assignment for the benefit of creditors, or shall make a transfer of assets reducing the Lessee's net worth by more than 20%; E.) If Lessee shall file a petition under any section or chapter of the United States Bankruptcy Code, as amended, or under any similar law or statute of the United States or if a receiver or trustee shall be appointed for all or substantially all of Lessee's assets; F.) false misrepresentations at the time the lease was made; G.) In the event of a discontinuance or decrease in federal, state, and other available funding that prevents Lessee from continuing its operations.

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Contract Amount: \$18,923.25 monthly with a buildout amount of \$650,000 for 9,873 sq ft. The monthly amount of rent will increase by 2% over the previous year's monthly rent rate each additional year of the lease.

Funding Source: General Funds and Title III Federal funds. Title III Federal funds have been approved by the U.S. Department of Education.

Contractor Selection Process: The concept of MCity being formulated caught the attention of the leadership at Alcorn. Alcorn's research partners and other academia in Mississippi informed Alcorn of the new research and innovation center to be located in Vicksburg, MS. Alcorn then approached MCity because it wanted to be a part of the research and innovation center that aligned with its goals, vision, and mission. The current location of the Vicksburg location for Alcorn did not lend itself to growth or research and did not match Alcorn's strategic plan.

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.*

14. MSU –APPROVAL OF PURCHASE OF PROPERTY FROM SIDNEY JOHNSON, JAMES FAVROT, AND ALLISON COPELAND – OKTIBBEHA COUNTY, MS – 24.07 ACRES OF LAND ON OKTOC ROAD

Project Request: Mississippi State University requests approval to purchase 24.07 acres of land located in Oktibbeha County, MS from Sidney Johnson, James Favrot, and Allison Copeland, as tenants in common, for a purchase price of \$1,263,750.

Purpose: Mississippi State University desires to purchase this property to protect the natural growth path of the university. 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 \$1,800,000. The second appraisal was in the amount of \$1,685,000. The average of the two appraisals was \$1,742,500. Mississippi State University proposes to purchase the property for \$1,263,750, which is equal to or less than the average of the two appraisals as required by Board Policy §905(A)

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Property Description: The proposed property is an unimproved tract of land consisting of 24.07 acres, more or less, located adjacent to the MSU campus in Township 18N, Section 12, Range 14E in Oktibbeha County, MS

Terms: This contract is between MSU and Sidney Johnson, James Favrot, and Allison Copeland, as tenants in common. The purchase price is \$1,263,750.00 with a closing date on or before April 30, 2023. The agreement is specifically conditioned on the approval of the Board of Trustees of State Institutions of Higher Learning (IHL).

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

- (i) the Seller breaches the purchase agreement,
- (ii) MSU is unable to obtain or receive title insurance or a satisfactory Phase I environmental report, or
- (iii) a title defect is discovered prior to closing.

Funding Source(s): University designated funds

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 24.07-acre tract of land located on Oktoc Road. 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 more than 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.

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15. UM – APPROVAL OF CONSTRUCTION SERVICES MANAGER ADVISOR (CMA) AGREEMENT WITH INNOVATIVE CONSTRUCTION MANAGEMENT, LLC

Agenda Item Request: The University of Mississippi Department of Facilities Planning requests approval to enter into a contract with a Construction Manager Adviser (CMA) for the University of Mississippi new Oxford-University Stadium Expansion [UM-IHL 207-492].

Contractor's Legal Name: Innovative Construction Management, LLC

History of Contract: This is a new contract.

Specific Type of Contract: This is a professional services contract, specifically the AIA Doc C132-2019 Standard Form of Agreement Between Owner and Construction Manager as Adviser.

Purpose: The purpose of this request is to award a contract for Construction Manager Adviser services for the Oxford-University Stadium Expansion.

Scope of Work: The scope of the Construction Manager as Adviser's work includes all tasks listed in the AIA Doc C132-2019 Agreement.

The project will renovate the existing Oxford-University Stadium to address programmatic deficiencies and upgrade patron amenities. The project will be phased as budget and season permit: Phase I focuses on Swayze Outfield Expansion, Phase II creates a Hall of Fame Plaza, and Phase III is a new Indoor Baseball Facility.

The design professional will lead the University in a programming and planning effort to establish the full extent of the scope of work and the most appropriate solution for the needs. Initially, funds will be used for design only. The University will submit a subsequent Board Item to increase the budget as required to reflect the established scope of work.

Term of Contract: Contract duration is April 24, 2023, through twelve (12) months after Substantial Completion of the Oxford-University Stadium Expansion construction contract.

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 CMA's lack of compliance with the Mississippi Employment Protection Act. CMA 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.

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Contract Amount: Based on current design timeline and construction timeline estimate, the projected contract value is \$2,830,000.00. This will fluctuate with actual construction contract values and any time extensions granted during construction.

Funding Source for Contract: The funding source for this contract is Self-Generated Athletic Revenues - UM Athletics / OMAF Foundation.

Contractor Selection Process: UM solicited Request for Qualifications via public advertisement. Five (5) firms submitted qualification packages based on the requested outline: 1) Company Overview, 2) Construction Management Firm Experience / Project Profiles, 3) Key Project Personnel, and 4) Project Approach. After evaluation of the submittals, the selection committee selected four (4) responding firms for in-person interviews. The selection committee interviewed firms and selected the most qualified team based on grading criteria that closely followed the requested qualifications outline.

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. UM – APPROVAL OF A SUBLEASE BETWEEN ALUMNI ASSOCIATION OF ALPHA GAMMA OF CHI PSI AND DELTA TAU DELTA NATIONAL HOUSING CORPORATION

Project Request: The University of Mississippi (“UM”) requests that the Board of Trustees of State Institutions of Higher Learning (“IHL”) approve a sublease between Alumni Association of Alpha Gamma of Chi Psi (“Chi Psi”) and Delta Tau Delta National Housing Corporation (“Delta Tau”) and authorize the University to execute the Prime Landlord’s Consent on behalf of the Board of Trustees of State Institutions of Higher Learning.

Purpose: Delta Tau seeks to sublease for three years the residential facility located on lot #303 on the UM Campus, which Chi Psi currently leases from IHL/UM. Delta Tau currently does not have a residential facility on UM’s campus.

Terms: This is a sublease for a residential facility on fraternity lot #303 on the University of Mississippi’s Oxford campus that was erected by Chi Psi. The primary lease between the IHL/UM and Chi Psi is for a thirty-year term, from June 1, 2015, to May 31, 2045. The primary lease between the IHL/UM and Chi Psi imposes an annual \$50 lease payment to UM. The base annual rent under the sublease between Chi Psi and Delta Tau is \$140,000 for the first year, and \$145,000 for the second and third years. The sublease also requires a \$25,000 security deposit.

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Termination Options: The IHL/UM may terminate the primary lease with Chi Psi if its initial thirty (30) year term expires and the lease is not renewed. UM may also terminate the primary lease for breach of any of the express conditions listed. These express conditions include building specifications, use of the building, building improvements, running of and paying for utilities, maintenance of building and grounds, and building insurance. The sublease between Chi Psi and Delta Tau may be terminated for the non-payment of rent or if one of the other conditions specified in the sublease is triggered such as failure of Delta Tau, as subtenant, to observe or perform any provision of sublease within 30 days of notice.

History: On May 20, 2005, Chi Psi and the IHL/UM entered into a lease for fraternity house lot #303 on the University of Mississippi's Oxford campus. On June 1, 2015, Chi Psi and the IHL/UM entered into a second lease for fraternity house lot #303 on the University of Mississippi's Oxford campus. Chi Psi erected a fraternity residential facility on the lot. For financial reasons, Chi Psi has chosen not to occupy the house but rather has decided to sublease. On July 1, 2022, Delta Tau entered into a sublease with Chi Psi for one year, from June 1, 2022, through June 30, 2023.

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.

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1. **MSU – APPROVAL OF FIRST AMENDMENT TO INTERLOCAL
AGREEMENT WITH THE CITY OF STARKVILLE**

Mississippi State University requests approval to enter into a First Amendment to the Interlocal Agreement with the City of Starkville pertaining to the operation and maintenance of a joint wastewater collection and treatment system (“Wastewater System”). Pursuant to an existing Interlocal Agreement entered into by the parties in February 1993, the City of Starkville and the University jointly operate and maintain the Wastewater System. The parties now seek to amend that agreement to revise and clarify new points of metering and to update the flow calculations in the Agreement. This amendment will be effective upon approval and execution and will remain in effect throughout the operation of the system unless terminated by agreement of the parties or written notice by one party to the other at least one year prior to the proposed termination date. This request is pending approval of the Office of the Attorney General.

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN
THE CITY OF STARKVILLE, MISSISSIPPI AND MISSISSIPPI STATE
UNIVERSITY RELATIVE TO THE OPERATION AND MAINTENANCE OF A
JOINT SYSTEM OF WASTEWATER COLLECTION AND TREATMENT**

This First Amendment is entered into between the City of Starkville, Mississippi (the “City” or “Starkville”) and Mississippi State University (the “University” or “MSU”) to amend and clarify new points of metering used in the flow calculation for a joint system of wastewater collection and treatment (the “System”) and clarifies the billing period for invoices related thereto. For and in consideration of the mutual promises and obligations outlined below, the parties state and agree as follows:

Whereas, on February 8, 1993, the parties entered into an Interlocal Agreement relative to the operation and maintenance of a joint system of wastewater collection and treatment (the “Interlocal Agreement”), a copy of which is attached as Exhibit “A,” as if fully referenced and incorporated herein;

Whereas, the purpose of the Interlocal Agreement was to set forth the duties and obligations of the parties with respect to the joint system of wastewater collection and treatment and to outline the formula for costs and fees associated with the same.

Whereas, the need has arisen to adjust the duties, obligations, costs, and fees associated with the System as follows:

1. The University shall operate and maintain the portion of the System from Point A-1 to Point B shown on Exhibit B, which is attached hereto and incorporated herein. The City shall reimburse the University for the City's share of the University's cost of operating and maintaining this portion of the

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system, along with cost of capital improvements. Division of costs shall be based upon the percentage of monthly flow contributed by the City and determined as follows:

- a. Invoices to the City for its share of costs and flow shall be compiled for the period January to December of each calendar year.
- b. The total flow from the City into MSU's portion of the System will be measured from the sum of actual meter flows at the points noted in the formula below:

(A-1: Sand Creek) + (A-2: College View) + (A-3: Fraternity Row) + (A-4: USDA) – MSU 1

- c. The flow from Catalpa Creek Pumping Station shall be measured continuously at the master meter located at the discharge line from the Catalpa Creek Pumping Station—**MSU2**
 - d. The City's percentage of flow will be calculated as MSU 1/MSU 2. This percentage will be applied to the annual O&M and capital costs incurred by MSU (supported by invoices required in Paragraph 2(a)).
2. The City shall operate and maintain the portion of the System from Point B downstream as shown on Exhibit B. The University shall reimburse the City for the University's share of the City's cost of operating and maintaining this portion of the system, along with the costs of capital improvements. Division of these costs shall be calculated as follows:
 - a. Invoices to the University for its share of costs and flow shall be compiled for the period of January to December of each calendar year.
 - b. Monthly operation and maintenance costs and capital costs for all components from Point B downstream shall be divided according to meter flow measured at the influent point.
 - c. The University's percentage of flow will be calculated as (MSU2 - MSU1)/Flow at Influent. This percentage will be applied to the annual O&M and capital costs incurred by the City (supported by invoices required in Paragraph 3(a)).
 3. **Applicability.** Other than the items specifically addressed above, all terms in the Interlocal Agreement shall remain the same and have full force and effect.

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To the extent any conflict exists between this First Amendment and the Interlocal Agreement, this First Amendment shall control.

4. **Amendments.** The Interlocal Agreement may only be amended further as mutually agreed upon by the Parties in writing.
5. **Property.** Throughout the operation of this First Amendment, and the Interlocal Agreement, all property attendant to the System shall remain the property of the original owner.
6. **Severability.** Should any provision of this First Amendment, and/or the Interlocal Agreement, be found to be unconstitutional, or otherwise contrary to the laws of the State of Mississippi or the United States of America, to the extent that it is reasonably possible to do so, the remainder of the terms shall remain in full force and effect.
7. **Duration.** This First Amendment shall become effective upon the date it is approved by the Attorney General's Office and filed with the Secretary of State. This First Amendment shall remain in effect throughout the operation of the System unless terminated by mutual written consent of the parties or upon written notice by one party to the other party at least one year out from the proposed date of termination.
8. **Authority.** Authority for this First Amendment, and the Interlocal Agreement, is provided by Miss. Code Ann. §§17-13-7, 37-101-15, 21-17-1(8) & (10), 21-17-5, 21-27-23.

This the ____ day of _____, 2023.

D. Lynn Spruill
Mayor, City of Starkville

Dr. Mark Keenum
President, Mississippi State University

STAFF RECOMMENDATION: Board staff recommends approval of this item.

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2. **USM – REQUEST FOR APPROVAL TO HIRE SUN SOVEREIGN, LLC d/b/a WARE|IMMIGRATION AS OUTSIDE COUNSEL**

The University of Southern Mississippi requests approval to enter into a contract with Sun Sovereign, LLC d/b/a Ware|Immigration as outside counsel to provide services necessary in preparing labor certification applications and permanent residence process on behalf of the University for its employees who seek permanent residence status and to further provide other related services relating to immigration and naturalization at the University's request. The term of the agreement will be April 21, 2023 through June 30, 2024. The rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$50,000. This firm carries professional liability insurance in the amount of \$3,000,000 per claim with an annual aggregate of \$3,000,000. This request is pending approval by the Office of the Attorney General.

Schedule of Legal Fees for Academia

Nonimmigrant Petitions and Processes

H-1B petition	\$2500*
H-1B extension or amendment petitions (we handled original petition)	\$2500*
H-1B withdrawal	\$200
H-4 EAD (Employee may pay)	\$750

***additional legal fee of up to \$2,500 may apply for substantive requests for evidence**

TN petition or border/consulate processing	\$2500
TN extension petition (we handled original)	\$2500

E-3 petition or consular processing	\$2500
E-3 extension petition (we handled original)	\$2500

O-1 petition	\$8000
O-1 extension or amendment petition (we handled original)	\$4000
O-1 additional rush fee if case needs to be filed w/in 60 days	\$2000

J-1 waiver (IGA or hardship)	\$8000
J-1 waiver (Conrad)	\$8000
J-1 waiver (no objection)	\$2000

I-539 Fee for Dependents (Employee may pay)	\$1000
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Permanent Residence Process with Labor Certification: Faculty

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Special Handling labor certification	\$3000
(If position must be readvertised)	\$2500
Additional fee if audited	\$1500-2500
Immigrant petition (I-140)	\$2500

Permanent Residence Process with Labor Certification: Non-Faculty

Labor certification	\$6000
Additional fee if audited	\$1500-2500
Additional fee if subject to supervised recruitment	\$3000
Immigrant petition	\$2500

Permanent Residence Process: Extraordinary Ability/Outstanding Professors and Researchers and National Interest Waiver

Immigrant petition	\$8000
EA, OP/OR, or NIW RFE or NOID: case by case determination up to	\$2500

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

Adjustment of status (AOS) and related applications (I-765, I-131, etc.), principal	\$2500
“Standalone” AOS and related applications, principal	\$3000
Adjustment of status and related applications, spouse, if together with principal application and I 140	\$1500
Adjustment of status of each child, concurrent with I 140	\$1000
“Standalone” adjustment of status, spouse (not concurrent with I-140)	\$2000
“Standalone” adjustment of status, child	\$2000
I 485 J (standalone cases)	\$1500

Employment Authorization and Advance Parole Renewal

Employment Authorization Renewal per individual	\$750
Advance Parole Renewal per individual	\$750

Marriage Based Permanent Residence

Principal Applicant	\$4000
Each child, if any	\$2500

Other Services

AR-11 Change of Address	\$150
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Interview rescheduling	\$150
Biometrics rescheduling per person	\$150
Advisory Opinion	\$500
Expedite requests	\$500-750
Auto Revalidation Letter	\$200

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

Such matters will be billed at our hourly rates:

Elaine Kimbrell, Of Counsel		
and Partners	per hour billed	\$350
Associate Attorneys	per hour billed	\$250
Paralegals	per hour billed	\$150

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

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PERSONNEL
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APPROVAL OF PERSONNEL ACTION REQUESTS

1. Employment

Alcorn State University

- Adell Brown, Jr., Interim Vice President for Finance, Administrative Services and Operations; salary \$185,000 pro annum rata; E&G Funds; 10-month contract; effective March 15, 2023

University of Southern Mississippi

- Maureen Ryan; *rehired retiree*; Interim Dean of Graduate School; salary \$94,318 per annum, pro rata; E&G Funds; 12-month contract; effective June 1, 2023

2. Change of Status

University of Southern Mississippi

- Kelly Lucas; *from* Interim Vice President for Research; salary \$226,600 per annum, pro rata; E&G Funds; 12-month contract; *to* Vice President for Research; salary \$250,000 per annum, pro rata; E&G Funds; 12-month contract; effective May 1, 2023

3. Sabbatical

University of Southern Mississippi

- Angela Ball; Professor of English; salary of \$89,890 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 14, 2023 to December 31, 2023; professional development
- Craig Carey; Associate Professor of English; salary of \$66,435 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2024 to May 10, 2024; professional development
- Dana Fennell; Professor of Sociology; salary of \$73,820 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 14, 2023 to December 31, 2023; professional development
- Jeanne Gillespie; Professor of World Languages; salary of \$91,937 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 14, 2023 to December 31, 2023; professional development
- Courtney Luckhardt; Associate Professor of History; salary of \$62,906 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2024 to May 10, 2024; professional development
- Danilo Mezzadri; Professor of Music; salary of \$71,509 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2024 to May 10, 2024; professional development

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- Emily Stanback; Associate Professor of English; salary of \$66,594 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 14, 2023 to December 31, 2023; professional development

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ADMINISTRATION/POLICY
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1. **ASU – APPROVAL TO AWARD ONE HONORARY DEGREE**

The university requests approval to bestow one honorary degree at its May 2023 commencement ceremony. Supporting documents are on file at the Board Office.

Staff Recommendation: Board staff recommends approval of this item.

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ACADEMIC AFFAIRS
APRIL 20, 2023**

1. MSU – REQUEST TO ADD NEW ACADEMIC UNIT

In accordance with Board policies 503 and 504, Mississippi State University submits a request to create a new academic unit.

A. *Proposed unit title:* College of Professional and Continuing Studies

Organizational units to operate under proposed unit: Continuing Education and Center for Distance Education

Effective date: May 2023

Five-year cost of implementation: \$416,132

Total number of faculty/new faculty: 4/4

Total number of staff/new staff: 34/3

Degree programs to be offered within the proposed unit: Bachelor of Applied Science (BAS)

Reason for Request: Expanding outreach in populations like adult learners is embedded in Mississippi State University's mission and values as a land-grant institution. Opportunities exist to meet the needs of adult learners and provide them with tools they need to be relevant in an everchanging economic and work environment; however, these opportunities do not fit well within the traditional university model, and there is not a structure in place to support expanding professional, applied, and continuing education credentials. Establishing the College of Professional and Continuing Studies would allow MSU to respond to the needs of adult learners in Mississippi as well as on a global scale and to provide more flexibility to be entrepreneurial in its approach to address workforce related needs of industry.

2. USM – REQUEST TO ADD A NEW CENTER

In accordance with Board policy 502 and the approved Academic Guidelines for establishing and modifying institutes and centers, the University of Southern Mississippi requests approval for the creation of new centers.

A. *Center title:* The Center for Research to Practice in Education (CRPE)

Center location: College of Education and Human Sciences

Scope: Extensive Scope and Outreach

Type: Type 2 (Student, Faculty, or Community Service)

Effective date: June 2023

Total number of current faculty/ Total number of new faculty: 1/0

Total number of current staff/ Total number of new staff: 9/0

Anticipated annual cost: estimate \$1 million per year (current funding is authorized through September 2026)

Five-year cost of implementation: \$6.3 million

Funding source: Contracts with state agencies and/or grant awards developed by affiliated faculty. The state will incur no additional costs.

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Purpose: The mission of the Center for Research to Practice in Education (CRPE) is to facilitate the implementation of evidence-based practices in PK-21 educational systems. CRPE will work with education professionals, students, and families to promote high-quality experiences and positive post-school outcomes for all learners in Mississippi, including those with disabilities. This is accomplished through systems improvement activities and professional learning approaches shown to bridge the research to practice gap in education.

B. Center title: Center of the Study of the United States National Guard (CSUNG)

Center location: School of Humanities

Scope: Extensive Scope and Outreach

Type: Type 1 (Academic, Teaching, or Research)

Effective date: July 2023

Total number of current faculty/ Total number of new faculty: 2/0

Total number of current staff/ Total number of new staff: 12/10

Anticipated annual cost: \$1,500,000

Five-year cost of implementation: \$5,700,000

Funding source: United States Federal Government Department of Defense

Purpose: The United States National Guard, despite its 300-year history of service in every American conflict, is the one major component of the armed forces without an archive and research center. Southern Miss has been appointed by the National Guard Bureau (NGB) and the National Guard Association of the United States (NGAUS) to establish the Center of the Study of the US National Guard (CSUNG) to serve as the Guard's sole-appointed archive and research center. The center plans are to capture and chronicle the documents and oral histories of the Guard and make them publicly available for researchers, students, and teachers. CSUNG founding is a collaborative effort between the University of Southern Mississippi, The Dale Center for the Study of War and Society, the Center for Oral History and Cultural Heritage and NGB; NGAUS; the United States Army Center of Military History; the Mississippi National Guard; Camp Shelby Joint Forces Training Center; Mississippi Department of Archives and History; and a developmental CSUNG stakeholder advisory board.

CSUNG will have a major impact in several areas across Mississippi, within the Hattiesburg community, and at USM. Impacts include significant growth in state, federal, and private/business funding; programmatic notoriety and stature in history, library science, ROTC, and humanities; substantial increases in Guard/veteran student populations and enrollment; production of actionable military intelligence for NGB; local job creation; public outreach; revenue generation; and military tourism.

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STAFF RECOMMENDATION: Board staff recommends approval of this item.

3. SYSTEM – REQUEST TO ADD NEW ACADEMIC DEGREE PROGRAMS

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

In accordance with Board Policy 502, Mississippi State University, the University of Mississippi, and the University of Southern Mississippi request to establish new academic degree programs.

A. MSU – Doctor of Philosophy (PhD) in Higher Education Leadership

CIP code: 13.0406

Total credit hours: 71

Effective date: May 2023

Incremental, five-year cost of implementation: \$0

Unit where academic program will be housed: Department of Counseling, Higher Education Leadership, Educational Psychology, and Foundations

Number of students expected to enroll in first five years: 73

Number of students expected to graduate in first five years: 55

Program description: MSU requests the creation of the Doctor of Philosophy (PhD) in Higher Education Leadership. This curriculum exists currently as a concentration area under the PhD in Educational Leadership. The program is designed to prepare experienced postsecondary professionals and educators for advanced careers in higher education scholarship and leadership. The program includes a combination of required focused courses, foundational courses, research courses, and other organized learning experiences for leading and managing higher education institutions, educational associates in higher education, foundations, state agencies related to higher education, and other higher education environments.

Institution(s) offering similar program(s): University of Mississippi offers the PhD and EdD in Higher Education; University of Southern Mississippi offers the EdD in Higher Education Administration and the EdD in Higher Education.

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Average wages: According to the Bureau of Labor Statistics, the 2021 median pay for a higher education administrator with a master's degree and less than five years' experience is \$96,910. Employment in this area is projected to grow 7% from 2021 to 2031.

B. UM - Bachelor of Fine Arts (BFA) in Creative Writing

CIP code: 23.1302

Total credit hours: 120

Effective date: July 2023

Incremental, five-year cost of implementation: \$0

Potential five -year, new revenue: \$1,905,120

Unit where academic program will be housed: Department of English

Number of students expected to enroll in first five years: 210

Number of students expected to graduate in first five years: 30

Program description: A BFA in Creative Writing educates students who have decided to develop and hone their creative writing skills. This intensive, four-year program provides students with a strong foundation in the fundamentals of multiple genres of creative writing and in its interdisciplinary breadth. By working closely with the department's acclaimed and well-published authors--including novelists, poets, screenwriters, memoirists, and essayists--as well as with their fellow students, the programs undergraduates actively participate in a scholarly and creative community that focuses on successfully learning the craft of writing in multiple genres. Upon completion of the degree, the successful student will have a completed a creative senior thesis. Admission to this program will be by competitive entry only. There are not many BFA in Creative Writing programs in this region of the country, and UM anticipates attracting students who would not otherwise attend the university.

Institution(s) offering similar program(s): Belhaven University

National and state supply and demand: A market analysis determined that there is high need and opportunity for a BFA in Creative Writing at the University of Mississippi, which already offers a top-ranked MFA in Creative Writing degree program and the state's only PhD in English with Creative Writing Concentration degree program. There is no BFA in Creative Writing program at any SEC school. This program, therefore, would be a unique program in the SEC. In a survey of SREB schools, it was determined that only one SREB school, Arkansas Tech University, offered a BFA in Creative Writing. Three other SREB schools offer BAs in Creative Writing: UT Chattanooga, Central Florida, and Marshall (West Virginia). However, a BFA in Creative Writing is a distinct degree program from BA in Creative Writing and BA in English programs.

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Average wages: Graduates with a BFA in Creative Writing are prepared to become professional creative writers and will have a polished, complete manuscript as a result of their thesis process. Graduates are also prepared for employment as journalists, literary agents, social media managers, marketing coordinators, editors, teachers, and librarians. Utilizing US Bureau of Labor Statistics data from 2021, annual wages for the employment opportunities listed range from \$40-70k.

C. USM - Master of Public Health (MPH) in Epidemiology and Biostatistics

CIP code: 26.1311

Total credit hours: 45

Effective date: August 2023

Incremental, five-year cost of implementation: \$1,250,000

Potential five-year, new revenue: \$711,400

Unit where academic program will be housed: School of Health Professions

Number of students expected to enroll in first five years: 210

Number of students expected to graduate in first five years: 160

Program description: USM requests the creation of the Master of Public Health (MPH) in Epidemiology and Biostatistics. This curriculum exists currently as an emphasis area within the Master of Public Health program. Creating a stand-alone degree will allow the degree program to be designated as a STEM program via the most appropriate CIP code. This degree program provides knowledge about the distribution and determinants of disease and other healthrelated conditions in human populations and develops methodological and analytical skills for study design and biostatistical analysis of data.

Graduates are qualified for health service or research positions in local health departments, hospitals, nursing homes, academic institutions, industries, and government agencies such as the Centers for Disease Control and Prevention (CDC) and the National Institutes of Health (NIH).

Institution(s) offering similar program(s): Jackson State University offers specific programming in STEM-designated Epidemiology as a Certificate Program.

National and state supply and demand: The market analysis is strong for epidemiology and biostatistics. As a stand-alone degree program, epidemiology and biostatistics meet the needs to be designated as Science, Technology, Engineering, and Mathematics (STEM) programs, which provides a large market for student recruitment, retention, and employment worldwide. According to the US Bureau of Labor and Statistics, both epidemiology and biostatistics are fields that are projected to grow over the next 10 years. Specifically,

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epidemiology jobs are projected to rise 5% whereas biostatistics jobs are projected to rise 35%. The US News & World Report rated "Statistician" as the sixth best career in 2021, fifth best "STEM" job, and second best business-related job.

Average wages: Over the last four years, post-graduation employment or enrollment in further education has averaged 98.9% success. Many students within Epidemiology and Biostatistics pursue industry-related jobs or jobs within large hospital systems or departments of health to manage their data. For epidemiologists, specifically, nearly half work within governmental agencies with the remaining working for hospital systems or pursuing teaching-related positions. Utilizing US Bureau of Labor Statistics data from 2021, annual wages for epidemiologists and statisticians range from \$78-96k.

D. USM - Bachelor of Science (BS) in Kinesiotherapy

CIP code: 51.2311

Total credit hours: 124

Effective date: August 2023

Incremental, five-year cost of implementation: \$666,000

Potential five-year, new revenue: \$3,474,000

Unit where academic program will be housed: School of Health Professions

Number of students expected to enroll in first five years: 180

Number of students expected to graduate in first five years: 100

Program description: USM requests the creation of the Bachelor of Science (BS) in Kinesiotherapy. This curriculum exists currently as an emphasis area within the Bachelor of Science (BS) in Kinesiology. It is a successful emphasis area with its own degree plan, accreditation, and program coordinator. The emphasis area has a current enrollment of 137 and has had 70 graduates over the past three years. Kinesiotherapy is the only program at USM that includes two semesters of clinical internship in a therapeutic setting, which provides an opportunity to practice and enhance skills gained in the classroom. This makes it a favorable major for those seeking a health professions career.

Upon successful completion of course work, graduates are eligible for the Kinesiotherapy Registration Examination administered by the Council on Professional Standards for Kinesiotherapy (COPSKT). The University of Southern Mississippi program produces the largest number of graduates who eventually become Registered Kinesiotherapists.

Institution(s) offering similar program(s): None. This will be the only kinesiotherapy program in the Southeast region of the United States.

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National and state supply and demand: The market analysis is strong for kinesiotherapy. The greatest demand is in Department of Veterans Affairs Medical Centers where the majority of kinesiotherapists are employed. Kinesiotherapy, originally named corrective therapy, was established in Coventry, England during World War II as a means to provide immediate rehabilitation services to wounded soldiers to restore them to military readiness. At the conclusion of the war, the discipline transitioned to Veterans Affairs medical centers where it remains an integral discipline of Physical Medicine and Rehabilitation Services. Consistent announcements for vacant kinesiotherapy positions are listed in USAJOBS. The demand for these positions is projected to continually increase as currently employed kinesiotherapists reach retirement age.

Average wages: \$40-64k nationally (salary.com, 2023)

E. USM - Bachelor of Science in Business Administration (BSBA) in Organizational Leadership

CIP code: 52.0213

Total credit hours: 120

Effective date: August 2024

Incremental, five-year cost of implementation: \$95,000

Potential five-year, new revenue: \$840,000

Unit where academic program will be housed: College of Business and Economic Development, School of Leadership

Number of students expected to enroll in first five years: 100

Number of students expected to graduate in first five years: 70

Program description: USM requests the creation of the Bachelor of Science in Business Administration (BSBA) in Organizational Leadership. This degree program will build on the business core courses to provide students with the problem-solving, communication, and leadership understanding that can be applied within the organizational context. By combining experiences related to the softer side of business (i.e., management, communication, leadership behavior) and the data-driven side of business (i.e., data analytics, logistics, workforce analysis), the interdisciplinary BSBA in Organizational Leadership will attract students from a wide range of backgrounds and prepare them to take leadership roles in any number of industries, geographies, and the Blue Economy.

Institution(s) offering similar program(s): None.

National and state supply and demand: A shift is occurring across many industries as the Baby Boomer generation continues to enter retirement. In reaction to this generational shift,

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industries are engaging in increased hiring. Many industries expecting to hire at increasing rates utilize leadership skills as a foundation of their typically large and complicated corporate structures. These industries and their expected percent change in hiring in 2022 versus 2021 includes: Oil & Gas Extraction (105.9%), Engineering Services (94.0%), Information (86.4 %), Computer & Electronics Manufacturing (41.1 %), Motor Vehicle Manufacturing (38.8%), Food & Beverage Manufacturing (33.7%), Accounting Services (26.7%), and Finance, Insurance, & Real Estate (24.2%).

Average wages: According to Burning Glass Technologies' national real-time labor market information, a leadership focused bachelor's degree provides over 36 different career options, with over 723,361 job postings in the last year, and a starting average salary of \$55,000. Focusing on Mississippi, the leadership focused bachelor's degree provides a range of career options, with 509 job postings in the last year, and a starting average salary of \$51,000. According to the US Bureau of Labor Statistics, the median annual salaries of career paths available to organizational leadership degree holders range from \$67,280 (Project Coordinators), to \$82,450 (Management Analysts), to more than \$100,000 for those degree holders making that first step into management (Industrial Production Manager, Human Resources Manager).

F. USM - Master of Science in Medicine (MSM) in Physician Assistant Studies

CIP code: 51.0912

Total credit hours: 110

Effective date: August 2025

Incremental, five-year cost of implementation: \$7,247,200

Potential five-year, new revenue: \$5,991,000

Unit where academic program will be housed: College of Nursing and Health Professions, School of Health Professions

Number of students expected to enroll in first five years: 150

Number of students expected to graduate in first five years: 83

Program description: USM requests the creation of the Master of Science in Medicine (MSM) in Physician Assistant Studies at the Gulf Park campus. The proposed eight-semester program will prepare the student with a broad foundation in medicine that will include clinical medicine, professional practice issues, procedural and diagnostic skills, and the ability to communicate effectively with patients. The core curriculum will include both theory and clinical practicum courses. The program curriculum requirements for the Physician Assistant Program will include several courses already offered within the College of Nursing and Health Professions curricula in the Nurse Practitioner program and Nurse Anesthesia Program. These include courses such as advanced pathophysiology, advanced

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pharmacology, advanced physical assessment, and diagnostic reasoning.

Once plans and resource allocation are fully implemented, but prior to the enrollment of the first cohort of students, application for provisional accreditation from the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) will be initiated. The program will be eligible for accreditation continued status after successfully completing the multi-year provisional accreditation process. SACSCOC substantive change will be required.

Institution(s) offering similar program(s): Mississippi State University offers the Master of Physician Assistant Studies (MPAS); Mississippi College offers the Master of Science in Medicine (MSM).

National and state supply and demand: Mississippi remains at the bottom in overall health outcomes in the United States. The U.S. may also face a shortage of 90,000 physicians by 2025, so physician assistants will help relieve this burden of care, especially in rural states like Mississippi. In February 2021, in the midst of the COVID-19 outbreak, the University of Mississippi Medical Center advertised for physician assistants 31 times. Gulfport Memorial Hospital had 19 ads and 7 other health care systems had advertisements on a regular basis for physician assistant openings. Private medical clinics as well as systems such as Hattiesburg Clinic employ physician assistants in the region in all medical specialty areas. In addition, physician assistants can also opt for specialization in various medical areas from family and preventive care to orthopedics and sports medicine. As stated below the national projection for physician assistants is expected to surpass that of other health professions through 2030.

Average wages: According to the US Bureau of Labor Statistics, the job demand for physician assistants is expected to grow much faster than average. Through 2030, there is an estimated 31% growth in demand expected. The national average salary (May 2021) was \$121,530. According to Salary.com, the average physician assistant in Mississippi makes \$100,526.

STAFF RECOMMENDATION: Board staff recommends approval of these items.

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FINANCE
April 20, 2023

1. SYSTEM–PRESENTATION AND APPROVAL OF FY 2024 APPROPRIATIONS AND APPROPRIATION ALLOCATION

There will be an overview of the FY 2024 appropriations from the Legislature with a presentation of the final allocation of Education & General Support appropriations to the eight universities along with Legislative earmarks, subsidiary programs, agricultural units, and the University of Mississippi Medical Center.

Allocation will be provided under separate cover.

Staff Recommendation: Board Policy 701.04 says “The Commissioner, after consultation with the Institutional Executive Officers, shall use the Adequate Funding Model to prepare and submit for approval by the Board an annual request for allocation of funds appropriated by the Legislature for the use of the several institutions and separately budgeted units.” Board staff recommends FINAL approval of the FY 2024 allocation.

2. SYSTEM – REQUEST FOR APPROVAL OF FY 2024 TUITION, ROOM AND BOARD RATES AND WAIVER OF THE 30-DAY REVIEW PERIOD

Agenda Item Request: Approval is requested to waive the required 30-day review period and to give final approval for the tuition, room and board rates effective FY 2024.

Additional information will be submitted to the Board under separate cover.

Staff Recommendation: Based on Board Policy 702.04C – *Consideration of Requests: Requests to establish tuition, and room and board charges shall not be considered until at least thirty days after they have been submitted to provide an opportunity for review by the Board and the Commissioner. The Board reserves the right to waive the thirty-day review requirement during periods of extreme time constraint.*

Staff recommends that the Board waive the thirty-day review requirement of the proposed FY2024 tuition, room and board rates and adopt for FINAL approval.

3. SYSTEM–SALARY GUIDELINES FOR FY 2024

Board Policy requires the Commissioner and the Institutional Executive Officers to determine annual salary guidelines in preparation for the upcoming budget. Salary increases for FY 2024 should be based on one or more of the following:

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

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

Staff Recommendation: Based on Board Policy 401.0103 Salaries and Compensation, the Commissioner after consultation with the Institutional Executive Officers, shall annually develop guidelines for the award of salary increases which shall be approved by the Board. Board staff recommends approval of this item.

4. JSU –REQUEST FOR APPROVAL TO INCREASE STUDENT ACTIVITIES FEE

Jackson State University Agenda Item Request: Jackson State University requests permission to increase their student activities fee. This increase will allow for an opportunity to meet the financial support needs of registered student organizations and large scale campus programming. The costs associated with programming and support have consistently increased annually and the budget allotment has not. JSU specifically requests permission to increase the current student activity fee from \$25 per semester to \$75 per semester. This is an increase of \$50 per semester or \$100 annually. We are requesting this increase effective Fall 2023. Jackson State University also charges \$10 per semester or \$20 annually for student printing needs, and this fee will remain unchanged.

Estimated Revenue: Based on the current enrollment, the proposed fee increase is projected to generate an additional \$600,000 annually, all of which will go directly to the student government association and campus activities board accounts.

Student Support and Assessment of Needs: The Student Government Association began a campaign to educate the student body on student fees and how they are generated and used throughout the academic year. On November 23, 2022 a special election was held to determine if students approved increasing the student activity fee. 341 students voted yes, 57 voted no and 13 abstained. This equated to an 82% approval from students.

The Center for Student Life and Engagement is looking to transform student programming and engagement. We recognize that engaged students who develop and feel a sense of belonging are students who perform better academically and become active and engaged alumni. Being the only public institution in the capital city of Jackson, we must provide quality programming for our students that will compete with the entities that are in the city and surrounding areas. We thoroughly believe that increased campus programming including late night programming, professional student development conferences and opportunities, and diversifying the programming selection to meet the diverse needs of our diverse study body must happen to provide a thorough student life experience. The University is employing a new student engagement system RAFTR beginning April 2023, that will allow for tracking and assessment of student engagement.

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STAFF RECOMMENDATION: Board staff recommends approval of this item.

5. MVSU – REQUEST TO INCREASE STUDENT ACTIVITIES FEE IN FISCAL YEAR 2024

Agenda Item Request: Mississippi Valley State University (MVSU) requests permission to increase the Student Activities Fee 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, MVSU requests permission to increase the current Student Activity Fee from \$10.00 per student, per semester to \$50.00 per student, per semester for the Fall and Spring semesters. Students will not be charged the fee during the Summer.

This was a Student Government Association initiative requested by the Student Association President. A campus-wide student poll was taken and the final results are as follows:

Yes, I am in support of the increase	143	59%
No, I am not in support of the increase	98	41%
Total	241	100%

The purpose of the student activity fee is to promote student success on campus by supporting involvement that will support the three general categories: Registered Student Organization (RSO) allocations, Diversity, Inclusion, and Equity (DEI) programming, and Large Scale programming.

Estimated Revenue: Based on current enrollment, the proposed fee increase is projected to generate \$187,900 annually, all of which will be recorded in a student activity fee account.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

6. MSU – REQUEST TO APPROVE A FOOD SERVICE AGREEMENT WITH ARAMARK EDUCATIONAL SERVICES, LLC

Agenda Item Request: Mississippi State University requests approval to enter into a food service contract with Aramark Educational Services, LLC (“Aramark”) pursuant to Board Policy 707.01.

Contractor’s Legal Name: Aramark Educational Services, LLC.

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History of Contract: Aramark has managed MSU's food service since July 1, 2007, under one contract with several amendments. This proposed contract would replace the existing Agreement.

Specific Type of Contract: Food service contract

Purpose: The purpose of this contract is to allow Aramark to operate a campus food service program on the Starkville campus, providing meals, including a la carte items and beverages, for reselling to students, faculty, staff, and guests.

Scope of Work: Aramark will provide food services on the MSU Starkville campus.

Term of Contract: The term of the contract is 15 years, commencing on July 1, 2023. The length of the term is necessary to secure the capital investment funding required for improvements, brands refresh, repairs, and new dining options over the contract period.

Termination Options: Either party may terminate the contract, with or without cause, upon ninety days written notice to the other party.

Contract Amount: Over the life of the contract, the estimated commissions payable to MSU are \$46 million. Aramark will also make capital investments in MSU's food service facilities of \$34 million and provide debt service funding of \$16 million. Aramark will also provide in-kind, brand refresh, and facility improvement funds totaling \$15 million. The contract also includes maintenance, repairs, small wares, and utilities allowances of \$22 million. The estimated total value to MSU over the life of the contract is \$133 million.

Funding Source for Contract: This is a revenue contract.

Contractor Selection Process: MSU has enjoyed a long-standing relationship with Aramark. With our existing food service contract expiring in 2025, MSU contacted all food services vendors with the ability to provide the scope of service necessary for an institution the size of MSU to learn more about those vendors' higher education operations.

MSU surveyed multiple universities in Mississippi, the Southeastern Conference, and others with similar institutional profiles throughout the nation. MSU also solicited or independently collected information regarding amenities, meal plan offerings, pricing, operational guidelines, and other variables for all qualified vendors. MSU determined that the other vendors did not offer economical meal plan options for all categories of MSU students, nor did they offer comparable retail partnerships that MSU currently enjoys through Aramark.

After performing industry due diligence, MSU asked Aramark to prepare a comprehensive proposal to address MSU's future goals and the evolving needs of MSU's students. The

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proposal Aramark created met MSU dining and facility needs, integrated well with MSU strategic and master plans, and expanded dining service options in the coming years. The capital investment Aramark proposed making is substantial and will allow MSU to focus institutional resources on other pressing facility needs.

Throughout the previous 15 years, Aramark has met MSU's needs and responded to an evolving institutional environment and consumer expectations. Aramark served MSU particularly well during the pandemic, pivoting quickly to adapt safety protocols in its operations and preparing meals for those in quarantine, as requested. Aramark also has worked with the MSU Student Association on sustainability initiatives and requests for food trucks on campus. Aramark's local leadership has supported many of MSU's student food security initiatives by donating block meals and purchasing food supplies for the student food pantry.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

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1. **UMMC - APPROVAL TO SETTLE TORT CLAIM**

The University of Mississippi Medical Center is seeking board approval for settlement of tort claim number 3282.

2. **UMMC - APPROVAL TO SETTLE TORT CLAIM**

The University of Mississippi Medical Center is seeking board approval for settlement of tort claim number 3450.

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1. SYSTEM – INTENT TO OFFER EXISTING DEGREE PROGRAMS BY DISTANCE LEARNING

Board Policy 509 states: “All distance learning courses and programs shall be in accord with Southern Association of Colleges and Schools, Commission on Colleges (SACSCOC) Principles of Accreditation and Council of Regional Accrediting Commissions Interregional Guidelines for the Evaluation of Distance Education.

Unless otherwise provided, all Board and university policies, standards, and guidelines for on and off campus instruction apply to distance learning.”

In accordance with Board policy, Mississippi State University and the University of Southern Mississippi submit the intent to offer already approved degree programs by distance learning to the Board for information.

A. MSU – Educational Specialist (EdS) in Education (concentration in School Psychology)

Total credit hours: 39

CIP Code, Sequence: 13.0101, 3016

Cost to offer by distance learning: \$35,000

Effective date: August 2023

B. MSU – Master of Science (MS) in Educational Psychology (concentration in Psychometry)

Total credit hours: 43

CIP Code, Sequence: 42.2806, 4093

Cost to offer by distance learning: \$40,000

Effective date: August 2023

C. USM – Bachelor of Science (BS) in Sport Coaching

Total credit hours: 120

CIP Code, Sequence: 31.0501, 5798

Cost to offer by distance learning: \$0

Effective date: August 2023

2. SYSTEM – INTENT TO OFFER CERTIFICATE PROGRAMS

A. UM – Certificate program title: Biomechanics

Responsible academic unit: School of Applied Sciences

Level: post-baccalaureate

Total credit hours: 16

CIP code: 26.0913

Effective date: August 2023

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Program summary: The graduate certificate in Biomechanics is designed for individuals with backgrounds in engineering, kinesiology, human movement sciences, health, medicine, and other health to kinesiology-related areas that are seeking an advanced understanding of Biomechanics. The Biomechanics certificate is musculoskeletal anatomy, functional kinesiology, injury evaluation and treatment, biomechanics instrumentation, and sports and occupational biomechanics, therapeutic interventions, and medical device development.

B. USM – Certificate program title: **RISE To The Top!**

Responsible academic unit: School of Interdisciplinary Studies and Professional Development

Level: other

Total credit hours: 10-24

CIP code: 30.9999

Effective date: August 2023

Program summary: The School of Interdisciplinary Studies and Professional Development in collaboration with the Institute for Disability Studies seeks approval to establish a new certificate that will create an inclusive post-secondary education program, "RISE (Reaching, including, Supporting and Educating) To The Top!" This certificate program will establish an opportunity for students with intellectual disabilities to attend college at the University of Southern Mississippi and will offer a transformative learning experience for peer university students who attend class with RISE To The Top! Students. Additionally, this certificate program will provide opportunities for engaging in excellence within teaching, research, creative activities, outreach and services for students, faculty, staff, and administrators with the RISE To The Top! Students.

STAFF RECOMMENDATION: Board staff recommends these items be accepted as information.

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1. **UM – MISSISSIPPI DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES AGREEMENT WITH BLACKBOARD, INC.**

Amendment #3 to Supplement to Master License and Application Service Provider Agreement between Blackboard, Inc., and Mississippi Department of Information Technology Services as Contracting Agent for The University of Mississippi.

Since the University of Mississippi migrated from running Blackboard on UM servers to using Blackboard's Software-as-a-Service in December 2021, usage of Blackboard SaaS by UM faculty and students has been higher than expected. UM has overrun the storage quota in the original Blackboard SaaS agreement. The UM Blackboard SaaS contract has been modified to increase the institutional storage quota by 4TB from the SaaS migration on 12 Dec 2021 through the end of the agreement on 11 Dec 2024 at a total cost of \$61,208.

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**SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE `
MARCH 23, 2023 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.

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ALCORN STATE UNIVERSITY

1. MASTER PLAN 10-YEAR UPDATE

Approval Request #1: Master Plan

Board staff approved Master Plan 10-Year Update

Approval Status & Date: APPROVED, March 13, 2023

DELTA STATE UNIVERSITY

2. DSU- GS #102-281 – ADA COMPLIANCE FOR BOLOGNA PERFORMING ARTS CENTER

NOTE: This is a Bureau of Building project

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Burris-Wagnon Architects.

Approval Status & Date: APPROVED, March 10, 2023

Approval Request #2: Design Development Documents

Board staff approved the Design Development Documents as submitted by Burris-Wagnon Architects.

Approval Status & Date: APPROVED, March 20, 2023

Project Initiation Date: November 17, 2022

Design Professional: Burris-Wagnon Architects

General Contractor: TBD

Total Project Budget: \$1,702,500.00

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MISSISSIPPI STATE UNIVERSITY

**3. MSU- IHL #205-297 – BUTLER HALL MECHANICAL, ADA IMPROVEMENTS
AND EXTERIOR WINDOW REPLACEMENT**

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the amount of \$29,116.96 and zero (0) additional days to the contract of Brislin, Inc.

Approval Status & Date: APPROVED, March 3, 2023

Change Order Description: Change Order #6 includes the following items: removed the existing window stools at all restroom windows & installed new structural jamb steel at each restroom window assembly; installed new structural jamb steel at window assembly B; installed decorative break metal at various window heads, sills and jambs throughout the building; installed two new exit signs and relocated two exit signs; installed upgrades requested by the MS State Elevator Inspector, credit issued for 3rd party fire alarm testing; installed an owner-provided drinking fountain; installed new wiring & receptacles for electronic equipment in the distance learning classroom; credit issued for omitting transfer grilles from various doors; installed decorative break metal to cover new steel installations and at gap between beams and windows at stairs; installed 120v circuit for service lights at the HRU and credit issued for furniture damage during moving.

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

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$724,444.22

Project Initiation Date: December 5, 2019

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

General Contractor: Brislin, Inc.

Total Project Budget: \$4,643,600.00

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4. MSU- IHL #205-298 - REBID CRESSWELL RECARPET AND REPAINT

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,951,499.00 to the apparent low bidder, Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, March 31, 2023

Project Initiation Date: December 5, 2019

Design Professional: Shafer-Zahner-Zahner, PLLC

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$3,000,000.00

5. MSU- IHL #205-307 – ADDITIONAL OFFICES RASPET FLIGHT LAB

Approval Request #1: Design Development Documents

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

Approval Status & Date: APPROVED, March 3, 2023

Project Initiation Date: December 5, 2019

Design Professional: ArchitectureSouth, P.A.

General Contractor: TBD

Total Project Budget: \$180,000.00 (Design Fees Only)

6. MSU- IHL #205-319 – 20-INCH SEWER FORCE MAIN REPLACEMENT PHASE 2

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Garver Engineering.

Approval Status & Date: APPROVED, March 3, 2023

Approval Request #2: Design Development Documents

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Board staff approved the Waiver of Design Development Documents as submitted by Garver Engineering.

Approval Status & Date: APPROVED, March 3, 2023

Project Initiation Date: May 19, 2022

Design Professional: Garver Engineering

General Contractor: TBD

Total Project Budget: \$2,500,000.00

**7. MSU- IHL #205-320 – PATTERSON ENGINEERING IDEE LAB PH 1
(MACHINE SHOP)**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Cooke Douglass Farr Lemons Architects + Engineers, P.A.

Approval Status & Date: APPROVED, March 1, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 1, 2023

Project Initiation Date: August 18, 2022

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

General Contractor: TBD

Total Project Budget: \$5,000,000.00

8. MSU IHL #205-328 - NEW RESIDENCE HALL

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Wier Boerner Allin Architecture

Approval Status & Date: APPROVED, March 31, 2023

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Project Initiation Date: October 25, 2022
Design Professional: Wier Boerner Allin Architecture
General Contractor: TBD
Total Project Budget: \$60,000,000.00

9. MSU IHL #205-329 – SANDERSON CENTER RENOVATION & REPAIRS

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Weir Boerner Allin Architecture

Approval Status & Date: APPROVED, March 31, 2023

Project Initiation Date: November 17, 2022
Design Professional: Weir Boerner Allin Architecture
General Contractor: TBD
Total Project Budget: \$2,500,000.00

UNIVERSITY OF MISSISSIPPI

10. UM- IHL #207-473 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION

Approval Request #1: Schematic Design Documents

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

Approval Status & Date: APPROVED, March 8, 2023

Approval Request #2: Design Development Documents

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

Approval Status & Date: APPROVED, March 8, 2023

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Project Initiation Date: October 21, 2021
Design Professional: McCarty Architects, P.A.
Construction Management Advisor: ICM
Total Project Budget: \$25,000,000.00

11. UM- IHL #207-473.1 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION – PH I DEMO

Approval Request #1: Contract Documents

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

Status & Date: APPROVED, March 29, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 29, 2023

Project Initiation Date: March 16, 20
Design Professional: McCarty Architects, P.A.
Construction Management Advisor: ICM
Total Project Budget: \$25,000,000.00

12. UM- IHL #207-482 – FASER HALL – ROOF REPLACEMENT

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$320,520.77 and two hundred (200) additional days to the contract of B Four Plieed, Inc.

Approval Status & Date: APPROVED, March 29, 2023

Change Order Description: Change Order #1 includes the following: removed air handling unit-1, it's curb, all associated systems (electrical, condensate, ducts, hot & chilled water piping; prepared the deck for the new curb and new AHU; installed the new curb and AHU and reconnected all systems to the new AHU; piping, ducts, etc. altered to accommodate the physical size and configuration of the new AHU; following the curb,

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AHU and all associate work that will affect the new roofing system is complete, the roof materials are to be properly flashed to the new curb for a weathertight condition; and two hundred (200) days to the contract.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$320,520.77.

Project Initiation Date: February 18, 2021

Design Professional: Shafer-Zahner-Zahner, PLLC

General Contractor: B Four Plie, Inc.

Total Project Budget: \$2,570,000.00

13. UM- IHL #207-485 – JAC-CENTER FOR GRAPHENE RESEARCH RENOVATION

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 4, 2023 to approve the budget increase from \$2,000,000.00 to \$2,750,000.00 an increase of \$750,000.00 for the JAC-Center for Graphene Research Renovation project.

Approval Status & Date: APPROVED, April 4, 2023

Project Initiation Date: January 6, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Total Project Budget: \$2,750,000.00

14. UM- IHL #207-495 BREVARD HALL 201 RENOVATION

Approval Request #1: Schematic Design Documents

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

Approval Status & Date: APPROVED, March 13, 2023

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Project Initiation Date: January 19, 2023
Design Professional: McCarty Architects, P.A.
General Contractor: TBD
Total Project Budget: \$1,000,000.00

15. UM- IHL #207-496 FASER HALL 453 LAB RENOVATION

Approval Request #1: Schematic Design Documents

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

Approval Status & Date: APPROVED, March 31, 2023

Project Initiation Date: January 19, 2023
Design Professional: McCarty Architects, P.A.
General Contractor: TBD
Total Project Budget: \$1,000,000.00

16. UM- IHL #207-497 – NEW STUDENT HOUSING

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 16, 2023 to approve the budget increase from \$1,000,000.00 to \$16,000,000.00 an increase of \$15,000,000.00 for the New Student Housing project.

Approval Status & Date: APPROVED, March 16, 2023

Project Initiation Date: January 6, 2023
Design Professional: McCarty Architects, P.A.
General Contractor: TBD
Total Project Budget: \$16,000,000.00

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**17. UM- IHL #207-497.1 – NEW STUDENT HOUSING – KINCANNON
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 March 16, 2023 to approve the Demolition of Kincannon Hall to provide a suitable site for the New Student Housing project.

Approval Status & Date: APPROVED, March 16, 2023

Approval Request #2: Schematic Design Documents

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

Approval Status & Date: APPROVED, April 3, 2023

Approval Request #2: Design Development Documents

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

Approval Status & Date: APPROVED, April 3, 2023

Project Initiation Date: January 6, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Phased Project Budget: \$2,493,176.32

Total Project Budget: \$16,000,000.00

**18. UM- IHL #407-001 – JIM & THOMAS DUFF CENTER FOR SCIENCE AND
TECHNOLOGY INNOVATION**

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$827,271.92 and thirty-four (34) additional days to the contract of W. G. Yates & Sons Construction Company.

Approval Status & Date: APPROVED, March 29, 2023

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Change Order Description: Change Order #3 includes the following: removed underground conduit to manhole and flush grade pull box; added drywall ceiling deck in a room to allow for mounting of stone wool ceiling panels; added ventilation for updated fire protection system to meet the new code; relocated a roof drain in the elevator shaft; added shade pockets; added a steel support to a curtainwall at a room; sealed a hole on level 3 from the shaft wall duct; and thirty-four (34) 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; 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 \$41,965.97.

Project Initiation Date: February 18, 2021

Design Professional: McCarty Architects, P.A.

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

Total Project Budget: \$175,200,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

19. UMMC- IHL #209-581 –CHILDREN’S CANCER CLINIC RENOVATION

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$3,411,600.00 to the apparent low bidder, Fountain Construction Co., Inc.

Approval Status & Date: APPROVED, March 7, 2023

Project Initiation Date: October 19, 2020

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

General Contractor: Fountain Construction Co., Inc.

Total Project Budget: \$6,000,000.00

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1. **SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL**

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

Payment of legal fees for professional services rendered by Brunini, PLLC (statements dated 2/17/23, 2/17/23 and 3/15/23) from the funds of Mississippi State University. (These statements, in the amounts of \$2,400.00, \$900.00 and \$375.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 3,675.00

Payment of legal fees for professional services rendered by Copeland, Cook, Taylor & Bush (statement dated 2/13/23) from the funds of Mississippi State University. (This statement, in the amount of \$4,400.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,400.00

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 3/27/23) from the funds of the University of Mississippi. (This statement, in the amount of \$413.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 413.00

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statements dated 2/10/23 and 3/13/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,498.00 and \$12,079.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 18,577.00

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 3/3/23) from the funds of the University of Mississippi. (This statement, in the amount of \$800.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 800.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/24/23 and 3/10/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$2,674.17 and \$1,947.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 4,621.17

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Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 3/7/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$2,473.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 2,473.00

Payment of legal fees for professional services rendered by Richard & Thomas, PLLC (statement dated 3/30/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,027.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,027.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/1/23, 3/1/23, 3/1/23 and 3/1/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$236.06, \$45.54, \$8.80 and \$2,250.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 2,540.40

Payment of legal fees for professional services rendered by Wise Carter (statement dated 3/13/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$136.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 136.50

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

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/28/23, 2/28/23 and 2/28/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: "High Power Density, Full-Bridge Parallel Loaded Resonant DC-DC Converter for Low-Voltage, High-Current Applications" - \$54.00; "Water Repellent Solids" - \$67.50 and "Live Attenuated Edwardsiella Ictaluri Vaccine and Method of Using Same" - \$635.00.)

TOTAL DUE.....\$ 756.50

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 3/7/23, 3/7/23, 3/7/23 and 3/7/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: "Earth Abundant Emitters for Organic Light Emitting Diodes – OLEDs" - \$770.00; "Species-agnostic Polymeric Formulations for Inhalable mRNA Delivery to

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the Lung” - \$4,986.50; “Oleaginous Microbe Supplementation for Improving Black Soldier Fly Growth and Development” - \$35.00; and “General IP Matters” - \$456.50.)

TOTAL DUE.....\$ 6,248.00

Payment of legal fees for professional services rendered by Quarles and Brady (statement dated 2/28/23) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Rice Cultivar” - \$350.00.)

TOTAL DUE.....\$ 350.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 11/22/22, 11/22/22, 11/22/22, 12/27/22, 12/28/22, 1/27/23, 1/27/23, 1/27/23, 1/27/23, 2/28/23, 2/28/23 and 2/28/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Hydrophobic Papers via Metal-Ion” - \$2,650.50; “Novel Catalysts and Process” - \$777.00; “Unsymmetrical CCC-NHC Pincer” - \$2,860.00; “Polymers and Co-Polymers” - \$407.50; “Synthesis of Optically Active” - \$2,300.00; “Unsymmetric CCC-HNC Pincer” - \$1,976.50; “Methods for Improving Rice Nutrition” - \$2,912.50; “Polymers and Co-Polymers” - \$38.00; “Novel Catalysts and Process” - \$1,379.50; “Cottonseed Oil Polymer” - \$587.50; “Unsymmetrical CCC-NHC Pincer” - \$1,608.50 and Unsymmetrical CCC-NHC Pincer” - \$2,135.50.)

TOTAL DUE.....\$ 19,633.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/23/23 and 2/23/23) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Trademark Matters” - \$147.50; and “Opposition to The New Miss Brand Trademark Application” - \$442.50.)

TOTAL DUE.....\$ 590.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/28/23, 2/28/23 and 2/28/23) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Infrared Detection w Intrinsically Conductive” - \$206.50; “Gulf Blue Trademark” - \$67.50; and “Mesoporous Material Derived” - \$206.50).

TOTAL DUE.....\$ 480.50

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Payment of legal fees for professional services rendered by Mendelsohn Dunleavy, P.C. (statements dated 3/7/23, 3/7/23 and 3/7/23) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Thiol-Based Post-Modification of Conjugated Polymers” - \$981.00; “Narrow Band Gap Conjugated Polymers Employing Cross-Conjugated Donors Useful in Electronic Devices” - \$300.00; and “Post-Polymerization and Polymeric Material Modification Through Gold Catalysis” - \$210.00).

TOTAL DUE.....\$ 1,491.00

2. **UM – EMERGENCY APPROVAL TO HIRE SUN SOVEREIGN, LLC D/B/A WARE|IMMIGRATION AS OUTSIDE COUNSEL**

Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, has approved the University of Mississippi’s request to hire Sun Sovereign, LLC d/b/a Ware|Immigration as outside counsel to provide immigration law services. This contract will replace the current contract with Ware|Immigration. A new contract is necessary because David Ware, the owner of Ware|Immigration, sold his practice to one of his partners and it has changed legal names. The term of the new contract will be from January 1, 2023 (when the sale occurred) through June 30, 2023. The fees for these services are listed in the “Schedule of Legal Fees for Academia” attached to the contract. All services not included in the fee schedule attached to the contract would be provided at the following hourly rates: David Ware (Of Counsel) \$350, Partners, \$250, Associate Attorneys \$175, and paralegal services \$100. The maximum amount payable under the term of this contract will not exceed \$75,000. This firm carries professional liability insurance coverage in the amount of \$3,000,000 per claim with an annual aggregate of \$3,000,000. This request has been approved by the Office of the Attorney General.

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1. **SYSTEM – 2023 SPRING COMMENCEMENT SCHEDULES**

Alcorn State University

Time/Date: 9:00 a.m., Saturday, May 13, 2023
Location: Jack Spinks and Marino Casem Stadium/Dwight Fisher Field
Speaker: The Honorable Thomas J. Vilsack, 32nd United States Secretary of Agriculture

Delta State University

Graduate, Undergraduate College of Business and Aviation, Undergraduate School of Nursing

Time/Date: 10:00 a.m., Friday, May 5, 2023
Location: Walter Sillers Coliseum
Speaker: Dr. Billy C. Moore, Dean, College of Business and Aviation, Delta State University

Undergraduate College of Arts and Sciences and Undergraduate College of Education and Human Sciences

Time/Date: 2:00 p.m., Friday, May 5, 2023
Location: Walter Sillers Coliseum
Speaker: Dr. Billy C. Moore, Dean, College of Business and Aviation, Delta State University

Jackson State University

Graduate

Time/Date: 9:00 a.m., Friday, April 28, 2023
Location: Lee E. Williams Athletics and Assembly Center
Speaker: Anton Vicent, President of Mars Wrigley North America

Undergraduate

Time/Date: 9:00 a.m., Saturday, April 29, 2023
Location: Veterans Memorial Stadium
Speaker: Kiese Laymon, Author and Professor of English and Creative Writing at Rice University

Mississippi State University

Meridian Campus

Time/Date: 10:00 a.m., Thursday, May 11, 2023
Location: MSU Riley Center
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

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Starkville Campus

Academic Affairs; College of Architecture, Art and Design; College of Arts and Sciences; College of Education; and ACCESS

Time/Date: 8:30 a.m., Friday, May 12, 2023
Location: Davis Wade Stadium
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Bagley College of Engineering; College of Agriculture and Life Sciences; College of Business; College of Forest Resources; and College of Veterinary Medicine

Time/Date: 6:30 p.m., Friday, May 12, 2023
Location: Davis Wade Stadium
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Doctor of Veterinary Medicine (DVM) Commencement

Time/Date: 11:30 a.m., Wednesday, May 10, 2023
Location: Newell-Grissom Building
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Doctoral Graduation and Hooding Ceremony (Ph.D. and Ed.D.)

Time/Date: 3:00 p.m., Wednesday, May 10, 2023
Location: Bettersworth Auditorium, Lee Hall
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Mississippi University for Women

College of Nursing and Health Sciences

Time/Date: 1:00 p.m., Friday, May 5, 2023
Location: Rent Auditorium, Whitfield Hall
Speaker: No Speaker

College of Arts & Sciences, College of Business and Professional Studies, and School of Education

Time/Date: 4:00 p.m., Friday, May 5, 2023
Location: Rent Auditorium, Whitfield Hall
Speaker: No Speaker

Mississippi Valley State University

Time/Date: 8:00 a.m., Saturday, May 8, 2023
Location: Rice-Totten Stadium
Speaker: Dr. Trina N. George, U.S. Department of Agriculture, State Director for Mississippi

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The University of Mississippi

Commencement exercises will be held May 10 – 14, 2023

Commencement Convocation

Time/Date: 8:00 a.m., Saturday, May 13, 2023
Location: The Grove (in case of inclement weather, convocation will be held in the Sandy and John Black Pavilion)
Speaker: Ms. Stephanie Hickman, President & CEO of Trice Construction Company

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 26, 2023
Location: Mississippi Coliseum
Speaker: No Speaker

The University of Southern Mississippi

Graduate Students – All Colleges

Time/Date: 6:00 p.m., Thursday, May 11, 2023
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker

Undergraduates – College of Business and Economic Development; College of Education and Human Sciences

Time/Date: 9:00 a.m., Friday, May 12, 2023
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker

Undergraduates – College of Arts and Sciences; College of Nursing and Health Professions

Time/Date: 2:00 p.m., Friday, May 12, 2023
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
Speaker: No Speaker

Coast – Graduates and Undergraduates – All Colleges

Time/Date: 3:00 p.m., Saturday, May 13, 2023
Location: Mississippi Coast Coliseum, Biloxi, MS
Speaker: No Speaker

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2. SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL

The following items have been approved by the Commissioner on behalf of the Board and are available for review in the Board Office.

- a. **MSU** – On March 31, 2023, Commissioner Alfred Rankins, Jr., approved a Rental Agreement between Mississippi State University and BCR Investments LLC for Sections L and FF of a building located at 1085 Stark Road, Starkville, MS for conditioned storage space for staging, video walls and audio equipment for MSU-Event Services Department. The initial term of the agreement is one year beginning April 1, 2023 at a cost of \$6,525 per quarter payable at the beginning of each quarter. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the Agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.