

# Board Book

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August 17, 2023

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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 | August 16, 2023, 3:00p | IHL Board Room  
**IHL Board Meeting** | August 17, 2023, 9:00a | IHL Board Room

## CALL TO ORDER INVOCATION

Trustee Dr. Alfred McNair, Jr.  
Trustee Tom Duff

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## **ADJOURNMENT**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
June 15, 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 June 15, 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 (via Zoom), 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 Dr. Alfred McNair, President. Trustee Jeanne Luckey introduced Miss Grace Warnick, Pre-Teen Minister at Pinelake Reservoir Campus, who provided a brief devotional.

**ANNOUNCEMENT**

President McNair recognized Trustee Jeanne Luckey who celebrated her birthday Tuesday, June 13, 2023.

**INTRODUCTION OF GUESTS**

- President McNair welcomed Dr. Daniel Ennis to his first Board meeting as president of Delta State University and welcomed his wife Mrs. Jen Ennis.
- President McNair acknowledged the following Student Government Association presidents: President Haley Rooks from Delta State University and President Sara Austin Welch from the University of Mississippi.

**APPROVAL OF THE MINUTES**

On motion by Trustee Cummings, seconded by Trustee Cunningham, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on May 18, 2023.

**CONSENT AGENDAS**

On motion by Trustee Starr, seconded by Trustee Duff, with Trustee Martin participating via Zoom, 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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**ACADEMIC AFFAIRS**

1. **STATE** – Approved the following revisions to the Mississippi Nursing Degree Program Accreditation Standards.
  - a. The Accreditation Commission for Education in Nursing updated the 2017 standards and criteria to the new 2023 standards and criteria. Those standards and criteria corresponding with the state standards and criteria have been updated.
  - b. State Standard V. Resources regarding fiscal, physical, learning resources and support services have been deleted. There were no state specific requirements for Standard V. Note: It served for placement of the national standards and criteria revolving around resources but those have been combined with others so that CCNE, ACEN, and NLN-CNEA all have only a total of 5 standards. Standard Six VI. Outcomes will now become Standard V. Outcomes.
  - c. Revision to Standard IV. Curriculum
    - 2.State Specific Requirements b. Graduate student-to-faculty ratios must be:
      4. No more than ~~6 to 1~~ 8 to 1 for advanced practice registered nurse (APRN) clinical courses that do not require direct supervision (i.e., precepted experiences)
  - d. The new Standards for Quality Nurse Practitioner Education, 6<sup>th</sup> edition (2022) also increased the number of required practicum hours from 500 to 750.
2. **SYSTEM** – Approved the following modifications of existing academic degree programs.
  - Renaming
    - a. **UM** – Current program title: Bachelor of Arts (BA) in Rhetoric  
Proposed program title: Bachelor of Arts (BA) in Rhetoric, Writing, and Speech Comm  
Responsible academic unit: Department of Writing and Rhetoric, College of Liberal Arts  
Current CIP code, sequence: 23.1304, 5892  
Total credit hours: 120  
Effective date: August 2023
  - Deleting
    - b. **UM** – Program title: Master of Science (MS) in Health Promotion  
Responsible academic unit: School of Applied Sciences  
CIP code, sequence: 31.0599, 4433  
Total credit hours: 30  
Effective date: July 2023
    - c. **USM** – Program title: Bachelor of Science (BS) in Special Education (K-12 Licensure)  
Responsible academic unit: School of Education  
CIP code, sequence: 13.1001, 5554  
Total credit hours: 120  
Effective date: Suspend – August 2023; Delete after teach-out is complete in May 2026.
    - d. **USM** – Program title: Master of Education (MEd) in School Counseling  
Responsible academic unit: School of Child and Family Sciences  
CIP code, sequence: 13.1101, 4337



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Total credit hours: 48

Effective date: Suspend – August 2023; Delete after teach-out is complete in May 2025.

3. **SYSTEM** - Approved the following modifications of existing academic units.

Renaming

- a. **ASU** – Current unit title: School of Agriculture and Applied Sciences  
Proposed unit title: College of Agriculture and Applied Sciences  
Organizational units operating under unit:  
Department of Advanced Technologies  
Department of Agriculture  
Department of Human Sciences  
Degree programs offered within unit:  
Bachelor of Science (BS) in Agricultural Economics  
Bachelor of Science (BS) in Agribusiness Management  
Bachelor of Science (BS) in Agricultural Sciences  
Bachelor of Science (BS) in Applied Science  
Bachelor of Science (BS) in Computer Networking and Information Technology  
Bachelor of Science (BS) in Robotics and Automation Technology  
Bachelor of Science (BS) in Food, Nutrition, and Community Health  
Bachelor of Science (BS) in Human Development and Family Science  
Master of Science (MS) in Agricultural Economics  
Master of Science (MS) in Plant and Soil Science  
Master of Science (MS) in Animal Science  
Master of Science (MS) in Applied Science  
Master of Science (MS) in Workforce Education Leadership  
Effective date: August 2023
- b. **ASU** – Current unit: School of Arts and Sciences  
Proposed Title: College of Arts and Sciences  
Organizational units operating under unit:  
Department of Biological Sciences  
Department of Chemistry  
Department of English, Language, and Mass Communication  
Department of Fine Arts  
Department of Mathematics and Computer Science  
Department of Military Science  
Department of Social Sciences  
Department of Social Work  
Degree programs offered within unit:  
Bachelor of Arts (BA) in English  
Bachelor of Arts (BA) in History  
Bachelor of Arts (BA) in Mass Communications  
Bachelor of Arts (BA) in Music  
Bachelor of Arts (BA) in Political Science  
Bachelor of Arts (BA) in Sociology

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Bachelor of Music (BM)  
 Bachelor of Science (BS) in Biology  
 Bachelor of Science (BS) in Computer Science  
 Bachelor of Science (BS) in Criminal Justice  
 Bachelor of Science (BS) in Mathematics  
 Bachelor of Social Work (BSW)  
 Master of Arts (MA) in History  
 Master of Liberal Arts (MLA)  
 Master of Science (MS) in Biology  
 Master of Science (MS) in Computer and Information Science

Effective date: August 2023

- c. **UM** – Current unit: Department of Marketing/MIS  
 Proposed Title: Department of Marketing, Analytics, and Professional Sales  
 Unit Location: School of Business Administration  
 Effective date: August 2023
- d. **UM** – Current unit: Department of Communication and Media Studies  
 Proposed Title: Department of Media and Communication  
 Unit Location: School of Journalism and New Media  
 Effective date: July 2023
- e. **UM** – Current unit: Department of Integrated Marketing Communication  
 Proposed Title: Department of Integrated Marketing Communications  
 Unit Location: School of Journalism and New Media  
 Effective date: July 2023

**FINANCE**

- 4. **UM** – Approved the request to escalate on campus and auxiliary budgets for Fiscal Year 2023, as follows.

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	131,214,844	6,000,000	137,214,844
Commodities	4,267,650	900,000	5,167,650
Capital Outlay: Non-Equipment	3,945,477	800,000	4,745,477
Capital Outlay: Equipment	2,540,265	300,000	2,840,265
Mandatory Transfers	1,173,654	-	1,173,654
Non-Mandatory Transfers	9,624,475	-	9,624,475
Increase in Fund Balance	-	-	-
<b>Total</b>	<b>\$ 419,693,143</b>	<b>\$ 8,000,000</b>	<b>\$ 427,693,143</b>

To realign major objects and increase budgetary spending authority due to increased enrollment and scholarship expense; to reallocate salaries, wages, and fringe benefits to accommodate changes related to new hires, transfers, and reclassifications. Source of funding will be tuition revenue.

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**University of Mississippi  
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	\$ 59,288,447	\$ 425,575	\$ 59,714,022
Travel and Subsistence	10,219,153	132,000	10,351,153
Contractual Services	64,336,003	1,337,340	65,673,343
Commodities	32,266,435	437,210	32,703,645
Capital Outlay: Non-Equipment	-	-	-
Capital Outlay: Equipment	2,316,987	575,250	2,892,237
Mandatory Transfers	19,186,000	-	19,186,000
Non-Mandatory Transfers	10,188,916	(844,800)	9,344,116
Increase in Fund Balance	-	-	-
<b>Total</b>	<b>\$ 197,801,941</b>	<b>\$ 2,062,575</b>	<b>\$ 199,864,516</b>

A budget escalation is requested to increase and realign spending authority between major objects within Athletics, Student Housing, Airport Operations, and the Golf Course. Increased ticket sales and self-generated revenue will be used to fund the escalation for Athletics personnel and greater than anticipated operating costs for Student Housing, Airport Operations, and the Golf Course.

5. **UM** – Approved the request to amend a contractual services agreement with Carnegie Dartlet LLC. This is an amendment to the Master Service Agreement to add Amendment 3 extending the timeline for a portion of work included in Statement of Work #10 and to modify the Notice section of the Master Service Agreement. The current MSA is scheduled to expire on March 22, 2025. SOW10 had a twelve-month term beginning July 2022 and ending June 2023. Amendment 3 would extend SOW10 by an additional twelve months to end in June 2024. No additional funds would be incurred as these funds were committed as part of Statement of Work #10 as previously approved by the IHL Board. The source of funding for the contract is E&G funds split between University Marketing & Communications funds earmarked for the purpose of brand marketing, the Division of Enrollment Management funds earmarked for the purpose of enrollment marketing. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
6. **UM** – Approved the request to enter a new Oxford-University Fire Protection Agreement contract with the City of Oxford, MS to provide fire protection services for the University. The City has agreed to continue providing general fire protection for the entire Oxford campus of the University for a five-year period beginning July 1, 2023, and ending June 30, 2028. The University shall pay to the City of Oxford an annual fire protection fee in four, equal quarterly installments to be paid on the first business day of each quarter. During the first year of this Agreement, the base annual fire protection fee shall be \$675,000. In each subsequent year of this Agreement (beginning on July 1), the annual fire protection fee shall be adjusted to an amount equal to the preceding year's annual fire protection fee multiplied by a fraction, the numerator of which shall be the Consumer Price Index figure for May of the adjustment year, and the denominator of which shall be the Consumer Price Index figure for the May of the preceding year. As used herein, the term

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"Consumer Price Index" shall mean the United States Department of Labor's Bureau of Labor Statistics' Consumer Price Index Series CUUR0000SA0, All Items, U.S. City Average, All Urban Consumers, Not Seasonally Adjusted (1982-84=100), also known as the CPI-U. For example, the fire protection fee for the second year of this Agreement (July 1, 2024 to June 30, 2025) shall be determined using the following formula: (CPI-U for May 2024) ÷ (CPI-U for May 2023) x \$675,000. The University is also supportive of continued Capital Contributions of \$75,000 per year through July, 2028 to assist the City in servicing its bonded indebtedness incurred to finance the construction of the new fire station on McElroy Drive. Finally, consistent with past agreements, the University is supportive of the purchase of a new pumper truck at the end of the current pumper truck's useful life. The University shall pay the City of Oxford no more than \$875,000 for the purchase of the new pumper truck. The depiction of most probable costs, assuming a +3% annual CPI adjustment and equipment estimate(s) is provided in the bound *June 15, 2023 Board Working File*. Educational and general funds provide the funding required for this contract. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

7. **UM** – Approved the request to amend a contract with Innovative Interfaces, Inc. for a technical system that provides the primary infrastructure of the libraries. This agreement will continue the current Integrated Library System (ILS) including modules for metadata, circulation, acquisitions, serials, electronic resources and public library catalog interface along with cloud-based products with improved functionality such as APIs that extend system interoperability. The term of the contract is July 2023 through June 2028 with options to renew. The total contract amount is \$536,016.13. A breakdown by year is include in the bound *June 15, 2023 Board Working File*. Costs for this contract will be funded by the library's materials budget which is derived from E&G funds and from specified endowments. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
8. **UM** – Approved the request to enter a contract with Jackson Spalding, an Atlanta-based marketing communications agency to provide issues management and strategic communications services. The term shall commence on July 1, 2023, and shall continue thereafter for an initial period of twelve (12) months unless sooner terminated. Upon expiration of the initial term, the contract shall automatically renew for no more than two (2) successive twelve (12) month terms unless either party provides written notice of nonrenewal. The contract amount will not exceed \$352,000. The funding for this contract will come from E&G funds that are allocated to the University Marketing and Communications budget. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
9. **UM** – Approved the request to enter a contract with TouchNet Information Systems, Inc. for a five-year extension to provide licensing for the TouchNet's UCommerce cloud-based e-commerce software. This extension allows UM to keep all its e-commerce processes on a single, unified platform and allows UM to continue to realize cost savings via TouchNet's PayPath software for online student account payments (by avoiding the credit card discount

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fees on these payments). This contract is for a five-year extension of the Second ASP Agreement dated August 27, 2018. The extension begins November 1, 2023. The total contract amount for this five-year term is \$684,355. This will be funded through internal University funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

10. **UMMC** – Approved the request to amend its End User Agreement with Agiliti Surgical, Inc. (Agiliti) to remove the Extracorporeal Shock Wave Lithotripsy (ESWL) system family from the agreement. The agreement is for the rental of surgical lasers, medical equipment, and supplies, which are utilized at the main campus and UMMC clinics used in various types of procedures. The lasers are used by departments such as urology, dermatology, and gynecology, among others. The Board also approved the request to allow the institution to add or remove products under the amended agreement without seeking prior Board approval as long as adequate funds are available. The term of the amended agreement is five (5) years, from October 1, 2020, through September 30, 2025. The total estimated cost of the amended agreement will remain \$2,325,000 over the five (5) year term. This includes a twenty percent (20%) annual increase beginning in year two (2) to allow for potential price increases and patient volume change. 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.
11. **UMMC** – Approved the request to amend its Textile Services Agreement with Crown Health Care Laundry Services, LLC (Crown) to update the items that may be obtained and be washed from Crown as well as the list of UMMC locations to be serviced in the agreement. The agreement is to provide specialized professional healthcare laundry services including linen, pickup and delivery, cleaning, processing, and distributing linen to UMMC facilities in a way that will achieve a high quality of services in a cost-effective manner. The Board also approved the request to allow the institution to add or remove products under the amended agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement remains five (5) years from September 1, 2020, through August 31, 2025. The total estimated cost of the amended agreement over the five (5) year term is \$19,600,000. The original estimated cost of the agreement was \$18,150,000. The first amendment will increase the total cost of the agreement by \$1,450,000. 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.
12. **UMMC** – Approved the request to enter a Supplemental Blood Service and IRL Testing Agreement with LifeShare Blood Center (LifeShare). This agreement is for LifeShare to provide blood, blood components and certain laboratory services to UMMC for patients requiring human blood and/or blood product transfusions at UMMC Jackson, Grenada and Holmes County. The Board also approved the request for the institution to substitute, add, or remove items covered by the agreement without requiring prior submission for Board approval, as long as it does not increase the approved expenditure level. The term of the agreement is three (3) years, from July 1, 2023, through June 30, 2026. The total estimated

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cost of the agreement over the three (3) year term is \$8,800,000. UMMC has calculated a fifteen percent (15%) increase beginning in year two (2) to account for potential volume and price increases. 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.

13. **UMMC** – Approved the request to enter a Product Supply Agreement with Linde Gas & Equipment LLC (Linde) to provide Noxivent® medical-grade nitric oxide gas, NOxBOXi® nitric oxide delivery devices, and associated accessories and consumables. Noxivent® is a pharmaceutical medical grade nitric oxide gas used to treat neonatal, pediatric, and adult patients for hypoxic respiratory failure associated with pulmonary hypertension, where it improves oxygenation and reduces the need for extracorporeal membrane oxygenation. The Board also approved the request for the institution to add or remove accessories and consumables 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, beginning July 1, 2023, through June 30, 2028. The total estimated cost of the agreement over the two (2) year term is \$5,104,000. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to allow prepayment of goods on a monthly basis. This agreement will be funded through hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
14. **UMMC** – Approved the request to amend the Hospital Service Agreement with Mississippi Blood Services, Inc. (MBS) to shift MBS to UMMC's secondary supplier of blood products and services, reduce the blood drive sponsorship requirement, update pricing, and extend the term of the agreement. The agreement is for the supply of blood, blood products and reference testing services for those UMMC patients requiring human blood and/or blood product transfusions at UMMC Jackson, Grenada and Holmes County. The Board also approved the request for the institution to substitute, add, or remove items covered by the agreement without requiring prior submission for Board approval, as long as it does not increase the approved expenditure level. The term of the amended agreement is five (5) years and two (2) months from May 1, 2021, through June 30, 2026. The term of the original agreement was three years beginning May 1, 2021. The amendment adds an additional two (2) years and (2) months to the term of the agreement. The total estimated cost of the amended agreement over the five (5) year and two (2) month term is \$26,600,000. The original estimated cost of the agreement was \$40,100,000. The first amendment will reduce the total cost of the agreement by \$13,500,000. 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.

**REAL ESTATE**

15. **ASU** – Approved the initiation of GS 101-328, Dormitory Renovations, and the appointment of Burris/Wagnon Architects as the design professional. The project is intended to renovate dormitories: Lott, Robinson, Burrus, Honors, Revels, and Natchez

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residence Hall. The scope of work includes HVAC systems being replaced, major upgrades to bathrooms, interior and exterior walls, paints, floors, and doors (interior and exterior replaced), and roofing. The estimated project budget is \$5,675,000. Funds are available from SB 2971, Laws of 2021 (\$5,675,000).

16. **ASU** – Approved the initiation of GS 101-332, Math and Science Building Renovations, and the appointment of Allred Stolarski Architects as the design professional. This 62,700 square foot 3-story structure has not seen any significant improvements or modifications since its construction in 1997. The project's scope will include roof replacement, interior cosmetic repairs, and classroom/laboratory/restroom improvements. This effort will also include mechanical, electrical, plumbing, and life safety system improvements as needed per code. The estimated project budget is \$4 million. Funds are available from HB 1353, Laws of 2022 (\$4,000,000).
17. **ASU** – Approved the initiation of GS 101-333, Whitney Complex Renovation and Expansion, and the appointment of Cooke Douglass Farr Lemons Architects + Engineers as the design professional. This project will renovate the Davey L. Whitney Health, Physical Education, and Recreation Complex and provide a new addition to the building for a wellness center expansion. Much of this 136,170 square foot structure has not seen any significant improvements or modifications since its construction in 1975. The estimated project budget for design fees is \$500,000. Funds are available from HB 1353, Laws of 2022 (\$500,000).
18. **ERC** – Approved the initiation of GS 111-069, Re-Roof of Education and Research Center, and the appointment of Shafer Zahner Zahner as the design professional. The project will add a new 20-year bondable roof system for the Universities Center (61,500 sq ft), ETV Phase II and III (21,000 sq ft), and the Power Plant (8,400 sq ft). The existing roofs are 25 years old and deteriorating, causing leaks. The estimated project budget is \$2.8 million. Funds are available from HB 603, Laws of 2023 (\$2,800,000).
19. **ERC** – Approved the initiation of GS 111-070, ERC Mechanical Upgrades, and the appointment of Engineering Resource Group as the design professional. The project will replace Chiller #1 (1000 tons) and Cooling Tower #1 that supplies chilled water to all air handling units on the ERC campus. This equipment is about 25 years old and past its life expectancy. A new Energy Management System will replace the existing 20-year-old EMS that provides control of space temperature and humidity for all spaces in the buildings of the ERC campus while improving energy efficiency. The estimated project budget is \$2.8 million. Funds are available from HB 603, Laws of 2023 (\$2,800,000).
20. **MSU** – Approved the initiation of IHL 205-336, South Campus Mechanical Plant, and the appointment of Eley Guild Hardy Architects as the project professional. The project will design and construct a mechanical plant to serve the southern core of campus. The design professional will conduct a site study to determine the best location for the plant. The estimated project budget for design fees is \$200,000. Funds are available from University Designated Funds (\$200,000). The project budget only covers a site study and development of schematic design documents. MSU will request a budget increase for the total project once additional funding is secured.

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21. **MSU** – Approved the initiation of IHL 205-341, Rice Hall Renovations (Floors 5-7), and the appointment of Shafer Zahner Zahner, PLLC as the design professional. The project will renovate the interior of floors 5-7 at Rice Hall on the main campus. The building was previously a student housing dormitory and is transitioning to administrative type office space for various departments on campus. The estimated project budget is \$3 million. Funds are available from University Designated Funds (\$3,000,000).
22. **MSU** – Approved the initiation of IHL 205-344, Sanderson Center Flat Roof Replacement, and the appointment of Shafer Zahner Zahner, PLLC as the design professional. The project will include the removal of the existing original EPDM roof at the Joe Frank Sanderson Center and replace it with a modified bitumen roofing system. The estimated project budget is \$2 million. Funds are available from University Designated Funds (\$2,000,000), but alternative funding, such as Capital Expense Funds, may be utilized if available.
23. **UM** – Approved the appointment of Eley Guild Hardy Architects, P.A. to begin the programming and planning process for IHL 207-490, Research Laboratory Facilities Masterplan and Design. The increased need for research laboratory facilities on Campus has grown significantly in the recent past and the University is forecasting significant needs for additional research space on campus. The estimated project budget for design fees is \$300,000. Funds are available from Internal UM Funds (\$300,000).
24. **UM** – Approved the appointment of McCarty Architects, P.A. as the design professional for IHL 407-011, UM Early Learning and Evaluation Center. The project will develop a comprehensive state-of-the-art early childhood center where clinical and educational services are integrated for all children ages birth to 6 years old. The design professional will assist the University in determining the project scope, site, and budget; and finally produce design/construction documents for the scope determined. The estimated project budget for design fees is \$1 million. Funds are available from SB 3002, Laws of 2022 (\$1,000,000).
25. **UMMC** – Approved the initiation of IHL 209-586, New Burn Unit, and the appointment of JBHM Architecture as the design professional. This project will renovate the first floor of Batson Tower into a new Burn Unit. The Burn Unit is planned to have ICU beds, Med Surg rooms, and will reuse existing core spaces if possible. The estimated project budget is \$4 million. Funds are available from UMMC Patient Revenues (\$4,000,000).
26. **USM** – Approved the initiation of IHL 208-370, USM Innovation and Commercialization Park Site Development, and the appointment of Neel-Schaffer, Inc. as the design professional. The scope of this project is to perform site development work including clearing, grubbing, grassing, erosion control, and earthwork to sub-grade a 100K SF pad and 25K SF pad. Improvements also include water and sewer upgrades, building out a road into the 33-acre site and an access road onto the pad. The estimated project budget is \$3,465,000. Funds are available from MDA Site Development Grant (SDG-S-005) [\$3,465,000].
27. **USM** – Approved the initiation of IHL 208-371, Union-Cochran Pedestrian Plaza, and the appointment of Neel-Schaffer, Inc. as the design professional. The scope of this project is to create pedestrian pathways in front of the Union-Cochran Center and improve the flow of traffic with a new roundabout on Charles Lane. The estimated project budget is



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- \$2,388,230.08. This is a split funding MDOT project. Funds are available from MDOT - (\$1,782,261.25) and USM – University Designated Funds (\$605,968.83).
28. **MVSU** – Approved the request to increase the budget for GS 106-258, Academic Skills Phase III, from \$3,797,243.50 to \$7,497,828.82 for an increase of \$3,700,585.32 and to add HB 1353, Laws of 2022 as a funding source for the project to allow for the budget increase. The scope of work includes the conversion of this facility into offices, classrooms, and support spaces to accommodate departmental/programmatic needs. This project will involve MEP, life safety and systems commissioning. Funds are available from SB 2906, Laws of 2018 (\$3,797,243.50) and HB 1353, Laws of 2022 (\$3,700,585.32).
29. **USM** – Approved the request to increase the budget for GS 108-313, Hillcrest Parking Lot Storm Drain Repair and Upgrade, from \$2,050,000 to \$3,000,000 for an increase in the amount of \$950,000. The funding source will remain the same. The project will provide needed stormwater detention to reduce flooding in the existing parking lot and to residents that live downstream. Funds are available from American Rescue Plan Act (ARPA) Funds from SB 3062, Laws of 2022 (\$3,000,000).
30. **MSU** – Approved the request to increase the budget for IHL 205-319, 20-Inch Sewer Force Main Phase II, from \$2,500,000 to \$3,175,000 for an increase of \$675,000 and to modify the funding source to now reflect SB 3062, Laws of 2022 (ARPA funding) as the funding source for the project. The increased budget will provide funds through the design phase of the project due to updated more accurate cost estimates.
31. **MSU** – Approved the request to increase the budget for IHL 405-006, Bost Drive Extension for CAAD, from \$2,000,000 to \$3,000,000 for an increase of \$1,000,000. The funding source will remain the same. The project will extend Bost Drive to connect at the intersection of Collegeview Drive and Bailey Howell Drive. Funds are available from SB 2971, Laws of 2021 (\$3,000,000).
32. **UM** – Approved the request to increase the budget for IHL 207-498, NW Mechanical Plant (Mechanical Phase III), from \$1,000,000 to \$31,400,000 for an increase of \$30,400,000. The funding source will remain the same. This project will construct a new mechanical plant in the northwest quadrant of campus to support chilled water and heating hot water demand in that region of campus, as well as provide additional capacity to support new facilities for Housing and Academics. Funds are available from Internal R&R (\$31,400,000).
33. **UM** – Approved the request to increase the budget for IHL 407-002, Data Center Facility Renovation & Expansion, from \$30,000,000 to \$40,000,000 for an increase of \$10,000,000. The funding sources will remain the same. The scope approved in the previous request has been fully designed and as such the estimated construction cost associated with this increased scope has increased. The project consists of renovating and expanding the current data center. Funds are available from Internal R&R (\$21,150,000); SB 3065, Laws of 2019 (\$5,320,000); and HB 1730, Laws of 2020 (\$13,530,000).
34. **UM** – Approved the request to increase the budget for IHL 407-008, NW Mechanical Plant (Electrical Phase II), from \$500,000 to \$25,200,000 for an increase of \$24,700,000 and to add Capital Appropriations to the project as a funding source. This project will construct a new 46kV/12.47kV substation on the west side of campus to provide an additional 40MW

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of firm electrical capacity. Funds are available from Internal R&R (\$8,700,000) and Capital Appropriations (\$16,500,000).

35. **MSU** – Approved the request to enter a lease agreement with Castle Pro Park, LLC for 7,914 square foot of office space located at 12183 MS Hwy 182 East, Starkville, MS 39759. The space will be used for conducting the business activities of the office of Nutrition Education. Lessor agrees to provide: all utility facilities and services, including electricity, gas, water, sewer, and all other public utilities; normal maintenance and repairs of the mechanical, electrical, plumbing, sanitary, sprinkler, heating, ventilation, air conditioning, security, life-safety, elevator and other service systems, or facilities of the Professional Park, the exterior and structural portions of Professional Park, and the Common Areas. Lessee agrees to provide installation, usage and maintenance of telephone and internet services. The initial term of the Lease Agreement is a ten (10) year term commencing on August 1, 2023, and ending on July 31, 2033. The term may be extended for two (2) consecutive optional terms of five (5) years each for a total term of twenty (20) years if all renewals are exercised. The annual costs for the first five (5) years will be \$880,432.50 and \$968,277.90 for the next five (5) years for a total cost of \$1,848,710.40 for the initial ten (10) year term. The cost for the first five (5) year optional renewal period will be \$1,064,828.70 and the second five (5) year optional renewal costs will be \$1,171,272. The total cost including all optional renewal periods, if exercised, will be \$4,084,811.10. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to make prepayments as is the normal course of business for this industry. The Lease Agreement will be funded by a combination of grants funds received from (1) the United States Department of Agriculture's (USDA) Supplemental Nutrition Assistance Program via the Mississippi Department of Human Services and (2) the USDA-National Institute of Food and Agriculture's Expanded Food and Nutrition Education Program. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.
36. **UM** – Approved the exterior design of IHL 207-473, Ole Miss Softball Complex Addition & Renovation. The project will construct a new softball stadium, complete with associated amenities (dugouts, seating, press box, restrooms, etc.) and renovate the existing indoor team facility and concessions/restrooms building as budget permits. The stadium design will include coaches' offices, training/treatment space, team lounge, and locker rooms. A copy of the rendering is included in the *bound June 15, 2023 Board Working File*.
37. **UM** – Approved the exterior design of IHL 207-498, NW Mechanical Plant (Mechanical Phase III). This project will construct a new mechanical plant in the northwest quadrant of campus to support chilled water and heating hot water demand in that region of campus, as well as provide additional capacity to support new facilities for Housing and Academics. A copy of the rendering is included in the *bound June 15, 2023 Board Working File*.
38. **UMMC** – Approved the request to enter a Purchase and Sale Agreement with Dianne B. Holden and Thomas F. Holden (Sellers) for the purchase of a 5,953 square foot medical office building situated on 1.05 acres of land located at 1900 Grandview Boulevard Grenada, MS 38901 (Property) for use as a children's clinic. The University of Mississippi Medical Center received two independent appraisals for the property. The first appraisal was in the amount of \$475,000. The second appraisal was in the amount of \$575,000.

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UMMC is purchasing the property for a total of \$525,000 which is the average of the property's two appraised values. The subject property is physically located at 1900 Grandview Blvd, within the city limits of Grenada, Grenada County, MS. The medical office building consists of approximately 5,953 square feet of land located on approximately 1.05 acres of land. The closing date shall be the earlier of (i) the date that is fifteen (15) Business Days after the Purchaser notifies the Seller in writing that the Purchaser intends to Close, (ii) July 1, 2023, (iii) fifteen (15) Business Days from the date UMMC receives the required IHL Approval, or (iv) such earlier date as is mutually agreed upon by the Purchaser and the Seller. A Phase I Environmental Site Assessment (ESA) has been conducted on the Property. Based on the site inspection, current and past land use history, and record review, no recognized environmental conditions are evident at the property. A copy of the property description and all legal documentation are on file with the IHL Office of Real Estate and Facilities. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.

39. **UMMC** – Pending UMMC's receipt of the approval letter from the Mississippi Department of Archives and History (MDAH), the Board approved the request to demolish and delete from inventory building AE (Apartment E) and the 1984 addition of building CR (University Rehabilitation Center) to allow for the construction of a New School of Nursing. It is the intent of the university to renovate and utilize the original 1957 portion of building CR. The UMMC has submitted the request for cultural resources assessment for the project to MDAH, as required by the ARPA funding. MDAH has responded with some requests that UMMC is currently working on. The approval letter will be provided once received by UMMC.
40. **IHL SYSTEM OFFICE** – Approved the request to allow Mississippi State University, the University of Mississippi, and the University of Mississippi Medical Center to procure and administer state funded construction and maintenance projects for FY 2024 as set forth in Senate Bill #475, Laws of 2022. The IHL Staff verified that all three institutions meet the Minimum Criteria to self-administer state funded construction, renovation, and maintenance projects. The funds that will be self-administered are authorized in HB 603, Laws of 2023; SB 3000, Laws of 2023; SB 3008, Laws of 2023; and HB 1722, Laws of 2023.

**LEGAL**

41. **MSU** – Approved an Interlocal Agreement with the City of Starkville, MS and Oktibbeha County, MS for the purpose of constructing pedestrian improvements along the Spring Street corridor from Locksley Way to Russell Street at the intersection of Spring Street and MS Highway 12. Pursuant to the Interlocal Agreement, all parties will share equally in the cost of design and construction of the improvements over and above Federal Transportation Alternative Funds committed to the project by the MS Department of Transportation. The purpose of the Interlocal Agreement is to define the parties' roles, responsibilities and commitments related to the project. The connection will provide needed pedestrian and alternative transportation routes. The funding sources of the project are MS Department of Transportation Alternative Program and MSU Designated Funds. The Attorney

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General's Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. The agreement is on file in the Board Office.

42. **UM** – Approved a request to enter an Interlocal Agreement with the City of Oxford, Mississippi to allow the City to contribute \$200,000 to UM for the maintenance, repair and/or renovation of the University's baseball stadium. This Agreement is a renewal of a very similar Interlocal Agreement entered on or about August 25, 2009. The purpose of the Agreement is to allow the City to contribute funds to UM for needed improvements and maintenance to the UM baseball stadium based on receipts from a Tourism Tax, currently being assessed by the City, for tourism related purposes, which includes the improvements to the UM baseball stadium. The Attorney General's Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. The agreement is on file in the Board Office.
43. **MSU** – Approved the request to enter a revised Affiliation Agreement with the Bulldog Club, Inc. ("Bulldog Club"). This agreement is designed to govern the relationship between the University and the Bulldog Club by setting forth the terms and conditions under which the University will provide certain support and services for the Bulldog Club and the Bulldog Club will provide certain support and services for and on behalf of the University. These revisions will allow the Bulldog Club to have the ability to hire employees rather than the University being required to provide all Bulldog Club personnel as is currently the case. They will also provide flexibility for the Bulldog Club to manage some contracts on the University's behalf but not the requirement to do so that currently exists. These changes will allow the Bulldog Club to operate more like other athletic fundraising arms in the SEC and to have more flexibility to address the changing landscape of college athletics. The term of this revised agreement will be from June 16, 2023 through June 16, 2027. The proposed revised agreement meets the requirements of Board Policy 301.0806 Foundation/Affiliated Entity Activities. The Attorney General's Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. The agreement is on file in the Board Office.
44. **MSU** – Approved the request to enter a contract with the law firm of Phelps Dunbar, LLP to perform services necessary in assisting the University in the practice areas of employment law, commercial and real estate law. The contract term is one year from June 15, 2023 through June 14, 2024. The hourly rate for attorneys is \$285 and \$105 for paralegal services, with a maximum amount payable of \$75,000. This firm carries professional liability insurance coverage in the amount of \$10,000,000 per claim and an annual aggregate of \$20,000,000. This request has been approved by the Office of the Attorney General.
45. **UM** – Approved the request to renew a contract for professional legal services with the law firm of Brunini, Grantham, Grower & Hewes, PLLC for the provision of legal advice and counsel on general construction matters, including but not limited to legal and regulatory issues related to construction management advisor and construction manager at risk project delivery methods, contract preparation, negotiations, litigation, internal reviews, bid protests, dispute resolution, claim preparation/evaluation, and other construction matters as assigned. The contract term is one year from July 1, 2023 to June 30, 2024. The hourly rates are \$325 for partners, \$250 for associate attorneys, and \$100 for paralegal services,

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with a maximum amount payable of \$75,000. This firm carries professional liability insurance coverage in the amount of \$15,000,000 per claim and an annual aggregate of \$30,000,000. This request has been approved by the Office of the Attorney General.

46. **UM** – Approved the request to renew a contract for professional legal services with the law firm of Butler Snow LLP as outside counsel for the provision of legal services in the practice areas of intellectual property (including patent prosecution), commercialization, construction, business, taxation, regulatory matters, and other legal matters as assigned. The contract term is one year from July 1, 2023 to June 30, 2024. The blended hourly rate will be \$320 for all attorneys (including patent work), \$235 for the trademark advisor, and \$135 for paralegal services. The maximum amount payable under this agreement shall not exceed \$250,000. This firm carries professional liability insurance coverage in the amount of \$50,000,000 per claim and an annual aggregate of \$100,000,000. This request has been approved by the Office of the Attorney General.
47. **UM** – Approved the request to renew a contract for professional legal services with the law firm of Lightfoot, Franklin & White, LLC as outside counsel for the provision of legal services in the practice areas of athletics related matters and other legal matters as assigned. The contract term is one year from July 1, 2023 to June 30, 2024. The hourly rates are \$470 for a senior partner, \$440 for a junior partner, \$250 for an NCAA specialist, and \$240 for tech support. The maximum amount payable under this agreement shall not exceed \$75,000. This firm carries professional liability insurance coverage in the amount of \$10,000,000 per claim and an annual aggregate of \$20,000,000. This request has been approved by the Office of the Attorney General.
48. **UM** – Approved the request to renew a contract for professional legal services with the law firm of Mayo Mallette PLLC as outside counsel to assist the University on real estate, compliance, internal investigations, employment, and other legal matters as assigned. The contract term is one year from July 1, 2023 to June 30, 2024. The hourly rates are \$250 for partners, \$200 for associates and \$100 for paralegal services. The maximum amount payable under this agreement shall not exceed \$60,000. This firm carries professional liability insurance coverage in the amount of \$2,000,000 per claim and an annual aggregate of \$2,000,000. This request has been approved by the Office of the Attorney General.
49. **UM** – Approved the request to renew a contract for professional legal services with the law firm of Nelson Mullins Riley & Scarborough LLP as outside counsel for the provision of legal services in the areas of Title IX risk management and regulatory compliance, including athletic equity advice on the University’s intercollegiate athletics program, and other legal matters as assigned. The contract term is one year from July 1, 2023 to June 30, 2024. The hourly rates are \$525 for Daniel Cohen, \$375 for Lexi Trumble, \$335 for Hayley Wilson and all other associates, and an hourly rate not to exceed \$195 for all paralegal services. The maximum amount payable under this agreement shall not exceed \$100,000. This firm carries professional liability insurance coverage in the amount of \$200 million per claim and an annual aggregate of \$400 million. This request has been approved by the Office of the Attorney General.
50. **UM** – Approved the request to enter a contract for professional legal services with the law firm of Siskind Susser, PC as outside counsel for the provision of legal services as needed regarding immigration matters, including but not limited to the preparation of labor

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certification applications on behalf of the University for its employees who seek permanent residence status. The contract term is one year from July 1, 2023 to June 30, 2024. The fee schedule is set out below and attached to the contract as Exhibit A. The maximum amount payable under the term of this agreement is not to exceed \$100,000. This firm carries professional liability insurance coverage in the amount of \$1,000,000 per claim and an annual aggregate of \$2,000,000. This request has been approved by the Office of the Attorney General.

**Schedule of Legal Fees**

**Nonimmigrant Petitions and Processes**

H-1B petition:		\$2400
H-1B extension or amendment petitions (we handled original petition):		\$2100
H-1B withdrawal:		\$ 100
H-4 EAD (Employee may pay):		\$ 800
*additional legal fee of up to \$2000 may apply for substantive requests for evidence		
TN petition or border/consulate processing:		\$2400
TN extension petition (we handled original):		\$2100
E-3 petition or consular processing:		\$2400
E-3 extension petition (we handled original):		\$2100
O-1 petition:		\$4500
O-1 extension of amendment petition (we handled original):		\$3100
O-1 additional rush fee if case needs to be filed within 60 days:	additional	\$2000
J-1 waiver (IGA):		\$6200
J-1 waiver (hardship):		\$7000
J-1 waiver (Conrad):		\$6200
J-1 waiver (no objection):		\$1500
I-539 Fee for Dependents (Employee may pay):		\$ 800

**Permanent Residence Process with Labor Certification: Faculty**

Special Handling labor certification:		\$3000
(If position must be readvertised):	additional	\$2000
Additional fee if audited:		\$1000
Immigration petition (I-140):		\$2500

**Permanent Residence Process with Labor Certification : Non-Faculty**

Labor certification:		\$5000
Additional fee if audited:		\$1000
Additional fee if subject to supervised recruitment:		\$2000
Immigration petition:		\$2500

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

Immigrant petition:		\$6200
EA, OP/OR, or NIW RFE or NOID: case by case determination up to \$2000		

**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:		\$2800
Adjustment of status and related applications, spouse, if together with principal application and I-140		\$1800
Adjustment of status of each child, concurrent with I-140:		\$1000
“Standalone” adjustment of status, spouse (non-concurrent with I-140):		\$1800

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“Standalone” adjustment of status, child: \$1000  
I-485 J (standalone cases): \$600 (no porting) to \$1600 (porting or interfiling)

**Employee Authorization and Advance Parole Renewal**

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

**Marriage Based Permanent Residence**

Principal Applicant: \$4100  
Each child, if any: \$1000

**Other Services**

AR-11 Change of Address: \$ 100  
Interview rescheduling: \$ 100  
Biometrics rescheduling per person: \$ 100  
Waiver Review Division Advisory Opinion: \$3000  
Expedite requests: \$ 300  
Auto Revalidation Letter: \$ 500

**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

Additional expenses not included are government filing fees, translation of documents, credentials evaluations, and courier/FedEx services (typically a flat 5% incidental expense fee to cover FedEx, bindings, copies, supplies, etc.).

51. **UM** – Approved the request to renew a contract for professional legal services with the law firm of Thomas|Horstemeyer LLP for the provision of legal advice and counsel on intellectual property matters, including patent prosecution, trademarks, IP related litigation, IP licensing, copyrights, transactions, and applications, filings, and submissions specified in Appendix A attached to the contract. The hourly rates range from \$260 to \$446 for attorneys, \$224 to \$265 for patent agents, and \$195 to \$225 for paralegal services. The maximum amount payable under the term of this agreement shall not exceed \$250,000. T|H will also handle certain transactional IP matters for a flat fee based on category of services, at additional savings to the University. The fee schedule is set out below and attached to the contract as Appendix A. The contract term is one year from July 1, 2023, to June 30, 2024. This firm carries professional liability insurance coverage in the amount of \$5,000,000 per claim and an annual aggregate of \$5,000,000. This request has been approved by the Office of the Attorney General.

Appendix A

**RATES**

**PREPARATION, FILING AND PROSECUTION OF U.S. PATENT APPLICATIONS**

**Provisional Applications**

<b>Cover Sheet Provisional Application \$500</b>	<p>Includes, where applicable:</p> <ul style="list-style-type: none"> <li>• preparation of transmittal papers</li> <li>• review of application text provided to the Firm</li> <li>• filing of application</li> <li>• include 1 or 2 broad claims to broaden the scope of the disclosure</li> </ul>
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<b>Category 1 \$1500</b>	<p>Includes, where applicable:</p> <ul style="list-style-type: none"> <li>• preparation of transmittal papers and application text incorporating the invention disclosure</li> <li>• paragraphs containing a reasonable explanation of the invention and various embodiments as well as one or more claim sets filing of application</li> <li>• one revision by the inventor</li> <li>• informal figures</li> <li>• filing of application</li> </ul>
<b>Category 2 \$3000</b>	<p>Includes, where applicable:</p> <ul style="list-style-type: none"> <li>• preparation of transmittal papers and application text incorporating the invention disclosure</li> <li>• paragraphs containing a reasonable explanation of the invention and various embodiments as well as one or more claim sets filing of application</li> <li>• one revision by the inventor</li> <li>• informal figures</li> <li>• filing of application</li> <li>• one or more revisions by the inventor</li> <li>• in addition to the substantive information, the application has the look and feel of a non-provisional application so it can be used for marketing purposes filing of application</li> <li>• the figures may not be formal</li> </ul>
<b>Category 3 \$5000</b>	<p>Includes, where applicable:</p> <ul style="list-style-type: none"> <li>• preparation of transmittal papers and application text incorporating the invention disclosure</li> <li>• paragraphs containing a reasonable explanation of the invention and various embodiments as well as one or more claim sets filing of application</li> <li>• one revision by the inventor</li> <li>• informal figures</li> <li>• filing of application</li> <li>• one or more revisions by the inventor</li> <li>• more complete claim set</li> </ul> <p>In addition to the substantive information, the application has the look and feel of a non-provisional application so it can be used for marketing purposes filing of application.</p>
<b>Category 4 \$7500</b>	<p>Includes, where applicable:</p> <ul style="list-style-type: none"> <li>• preparation of transmittal papers and application text incorporating the invention disclosure</li> <li>• paragraphs containing a reasonable explanation of the invention and various embodiments as well as one or more claim sets filing of application</li> <li>• one revision by the inventor</li> <li>• informal figures</li> <li>• filing of application</li> <li>• one or more revisions by the inventor</li> <li>• the figures may not be formal</li> <li>• more complete claim set</li> <li>• full claims sets</li> <li>• multiple revisions by the inventor</li> </ul> <p>Category 4 applications may be filed as a non-provisional application with</p>



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	limited effort if the invention is not changed. In addition to the substantive information, the application has the look and feel of a non-provisional application so it can be used for marketing purposes filing of application.
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**U.S. Utility or PCT Patent Application**

<b>Category 1 \$1000</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• conversion of provisional application limited to formal issues</li> <li>• review by the inventor</li> <li>• simple inventorship determination</li> <li>• preparation of transmittal papers</li> <li>• filing of applications</li> </ul>
<b>Category 2 \$3500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• additional emphasis on claims and other formal issues</li> <li>• review by the inventor</li> <li>• simple inventorship determination</li> <li>• preparation of transmittal papers</li> <li>• filing of applications</li> </ul>
<b>Category 3 \$5500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• additional emphasis on claims and other formal issues</li> <li>• review by the inventor</li> <li>• simple inventorship determination</li> <li>• preparation of transmittal papers</li> <li>• filing of application</li> <li>• additional detail and claims</li> <li>• one or more revisions by the inventor</li> <li>• inventor interview</li> <li>• more complete claim set</li> </ul>
<b>Category 4 \$8000</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• additional emphasis on claims and other formal issues</li> <li>• review by the inventor</li> <li>• simple inventorship determination</li> <li>• preparation of transmittal papers</li> <li>• filing of application</li> <li>• additional detail and claims</li> <li>• one or more revisions by the inventor</li> <li>• inventor interview</li> <li>• more complete claim set</li> <li>• full claim sets towards multiple embodiments</li> <li>• multiple revisions by the inventor</li> <li>• longer applications</li> <li>• numerous figures</li> </ul>
<b>Category 5 \$10,000</b>	Including, where applicable: <ul style="list-style-type: none"> <li>• additional emphasis on claims and other formal issues</li> <li>• review by the inventor</li> <li>• simple inventorship determination</li> <li>• preparation of transmittal papers</li> <li>• filing of application</li> <li>• additional detail and claims</li> <li>• one or more revisions by the inventor</li> <li>• inventor interview</li> <li>• more complete claim set</li> <li>• full claim sets towards multiple embodiments</li> </ul>

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	<ul style="list-style-type: none"> <li>• multiple revisions by the inventor</li> <li>• longer applications</li> <li>• numerous figures</li> <li>• exceptionally complex technology</li> <li>• long cases (greater than 75pages)</li> <li>• the inventor is difficult to interact with or provides little input</li> <li>• various other documented complexities</li> </ul>
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**Patent Prosecution  
Response to Restriction Requirement**

<b>Category 1 \$300</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparing, filing and reporting response to simple restriction requirement indicating election without traversal</li> </ul>
<b>Category 2 \$700</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparing, filing and reporting response to restriction requirement with group election and simple traversal</li> <li>• preparing, filing and reporting response to election of species with indication of applicable claims</li> </ul>
<b>Category 3 \$1500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparing, filing and reporting response to restriction requirement with group election and detailed traversal</li> </ul>

**Response to Office Action/Appeal Brief**

The Parties will mutually agree upon the billing category of a response to office action or appeal brief before work on response or brief is authorized

<b>Category 1 \$1500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• review and analysis of less complex office actions and cited publications</li> <li>• developing strategy for response</li> <li>• preparing, filing and reporting response or appeal brief</li> </ul>
<b>Category 2 \$2500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• review and analysis of more complex office actions and cited publications</li> <li>• developing strategy for response</li> <li>• preparing, filing and reporting response or appeal brief</li> </ul>
<b>Category 3 \$3500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• review and analysis of most complex office actions and cited publications</li> <li>• developing strategy for response</li> <li>• preparing, filing and reporting response or appeal brief</li> </ul>
<b>Category 4 \$4500</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• review and analysis of most complex office actions and cited publications</li> <li>• developing strategy for response</li> <li>• preparing, filing and reporting response or appeal brief:</li> <li>• developing strategy for evidentiary declaration under 131 or 132</li> <li>• consultation with declarant</li> <li>• gathering evidence; preparing declaration</li> <li>• sending declaration out for signature by declarant</li> <li>• filing and reporting declaration</li> </ul>

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<b>Filing Notice of Appeal</b> <b>\$100</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparing, filing and reporting notice of appeal</li> <li>• review and analysis of office action and cited publications</li> </ul>
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**Additional Filings or Reports**

<b>Continuation or Divisional Patent Application</b> <b>\$1000</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparation of transmittal papers and application including priority claim</li> <li>• filing of and reporting filed application</li> <li>• preliminary amendment with new or restricted claims</li> </ul>
<b>National Phase Patent Application (simple/complex)</b> <b>\$400 or \$1000</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparation of transmittal papers and application including priority claim</li> <li>• filing of and reporting filed application</li> <li>• filing with existing claims (simple)</li> <li>• preliminary amendment with amended or added claims (complex)</li> </ul>
<b>Continuation-in-part Patent Application</b>  <i>See Categories for U.S. Utility or PCT Patent Application</i>	Category of continuation-in-part application will be agreed at the time the application is authorized based on the goals for the application. The scope and quality of the application are the primary factors distinguishing the categories.
<b>Request for Continued Examination</b> <b>\$150</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparation, filing and reporting request for continued examination</li> </ul>
<b>Patent Assignment Preparation and Recording</b> <b>\$250</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparation of assignment and recordation cover sheet</li> <li>• filing assignment for recordation</li> <li>• reporting filing and recordation</li> </ul>
<b>Information Disclosure Statement (simple/complex)</b> <b>\$250-\$600</b>	Includes, where applicable: <ul style="list-style-type: none"> <li>• preparation of list of publications and applications to be cited from relevant sources</li> <li>• preparation of transmittal papers</li> <li>• filing and reporting filed statement</li> </ul>
<b>Notice of Allowance and Issue Fee Payment</b> <b>\$500</b>	Includes where applicable: <ul style="list-style-type: none"> <li>• review and reporting of notice of allowance</li> <li>• attention to extensive allowance checklist, including, for example, identifying need to file a continuation or divisional</li> <li>• monitoring of issue fee payment due date</li> <li>• preparation and filing of issue fee transmittal</li> <li>• review of patent application for errors</li> </ul>
<b>Report office Action/other Reporting letters/Formality Response</b>	Includes, where applicable <ul style="list-style-type: none"> <li>• reporting office action by email and monitoring of due date</li> <li>• preliminary review and analysis of office action</li> <li>• telephone conference with the University regarding preliminary analysis</li> </ul>

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<b>\$150</b>	<ul style="list-style-type: none"> <li>• other reporting letters for assignments, publications, etc.</li> </ul>
<b>Review/Correction of Patent Term Adjustment</b>	Includes, where applicable <ul style="list-style-type: none"> <li>• preliminary review and analysis of patent term calculation</li> <li>• telephone conference with the University regarding patent time</li> </ul>
<b>\$150</b>	

**Additional Attorney Analysis**

<b>Detailed inventorship analysis</b>	The Parties will mutually agree upon the cost of inventorship analysis before authorization to begin work based on the information for the application.
<b>Not to exceed \$2500</b>	
<b>Assignee analysis</b>	The Parties will mutually agree upon the cost of assignee analysis before authorization to begin work based on the information for the application
<b>Not to exceed \$2000</b>	
<b>Prior art search or patentability analysis</b>	The Parties will mutually agree upon the cost of search or patentability analysis before authorization to begin work based on the goals for the application.
<b>Not to exceed \$2500</b>	Fees for a third-party search firm, if applicable, will be mutually agreed upon before authorization to begin the search.

52. **UM** – Approved the request to renew a contract for professional legal services with Sun Sovereign, LLC d/b/a Ware | Immigration as outside counsel to provide services as needed regarding immigration matters, including but not limited to the preparation of labor certification applications on behalf of the University for its employees who seek permanent residence status. The contract term is one year from July 1, 2023 to June 30, 2024. The Schedule of Legal Fees is set out below with a maximum amount payable of \$100,000. All services not included in the fee schedule attached to the contract for legal services will be provided at the following hourly rates: Of Counsel, \$450; partners, \$350; associates, \$250; and paralegal services, \$150. This firm carries professional liability insurance coverage in the amount of \$3,000,000 per claim and 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**

**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

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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

**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
Interview rescheduling	\$ 150
Biometrics rescheduling per person	\$ 150
Advisory Opinion	\$ 500
Expedite request	\$ 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 rate:		
Of Counsel Rate:	per hour billed	\$ 450
Partners	per hour billed	\$ 350

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Associate Attorneys	per hour billed	\$ 250
Paralegals	per hour billed	\$ 150

53. **UMMC** – Approved the request to enter a contract for professional legal services with the law firm of Butler Snow LLP as outside counsel to advise on intellectual property matters, healthcare regulatory and compliance matters, healthcare administrative hearings, human resource issues and commercial and general matters. The contract term is two years from July 1, 2023 to June 30, 2025. The hourly rates for the first year of the agreement, or through June 30, 2024, are \$320 for attorneys, \$215 for healthcare policy, compliance and coding advisors and \$115 for paralegal services. The hourly rates for the second year of the agreement, or July 1, 2024 through June 30, 2025, are \$345 for attorneys, \$235 for healthcare policy, compliance and coding advisors and \$135 for paralegal services. The maximum amount payable over the full term of the contract shall not exceed \$1,600,000. This firm carries professional liability insurance coverage in the amount of \$50,000,000 per claim and an annual aggregate of \$100,000,000. This request has been approved by the Office of the Attorney General.
54. **UMMC** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Foreman, Watkins & Krutz, LLP as outside counsel for the provision of legal services on personnel matters. The contract term is two years from July 1, 2023 to June 30, 2025. The hourly rate is \$225 for attorneys and \$95 for paralegal services with a maximum amount payable of \$400,000 under the full term of this contract. This firm carries professional liability insurance coverage in the amount of \$20,000,000 per claim and an annual aggregate of \$20,000,000.
55. **USM** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Bryan, Nelson, Schroeder, Castigliola & Banahan, PLLC as outside counsel for the provision of services as necessary in the practice areas of admiralty and maritime law, including, but not limited to all matters involving navigable waters, vessels at sea, and all similar interests of the University arising out of or related to the University’s ownership and operation of watercraft, any associated facilities or activities, and the University’s activities in and around navigable waters and coastal areas. The contract term is one year from July 1, 2023 to June 30, 2024. The hourly rate is \$195 for attorneys and \$90 for paralegal services with a maximum amount payable of \$75,000 during the term of the contract. This firm carries professional liability insurance coverage in the amount of \$3,000,000 per claim and an annual aggregate of \$3,000,000.
56. **USM** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Butler Snow LLP as outside counsel for the provision of services as necessary in the practice areas of taxation, commercial matters, intellectual property (including trademark, copyright and patent matters) regulatory matters, litigation, human resources and employment matters, education matters (including issues associated with faculty, students and research programs), general administrative matters, and general legal advice and investigations at the request of the University in matters involving various legal issues. The contract term is one year from July 1, 2023 to June 30, 2024. The hourly rate is \$320 for attorneys and \$135 for paralegal services with a maximum amount payable of \$200,000 during the term

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of the contract. This firm carries professional liability insurance coverage in the amount of \$50,000,000 per claim and an annual aggregate of \$100,000,000.

57. **USM** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Mayo Mallette, PLLC as outside counsel for the provision of services in the practice areas of higher education law, employment law, First Amendment matters, academic tenure, student affairs, OFCCP, affiliation agreements, naming agreements and policies, Title IX, NCAA compliance, disability law and athletics, as well as general legal advice, and litigation related to any of the activities described herein. The contract term is two years from July 1, 2023 to June 30, 2025. The hourly rate is \$195 for attorneys and \$90 for paralegal services with a maximum amount payable of \$80,000 over the full term of the contract. This firm carries professional liability insurance coverage in the amount of \$2,000,000 per claim and an annual aggregate of \$2,000,000.
58. **USM** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Nelson Law, PLLC as outside counsel for the provision of services in the practice areas of commercial matters, contracts, real property, general administrative matters, higher education law, employment law, constitutional law, federal law and regulations, compliance, general legal advice, and litigation related to any such activities. The contract term is two years from July 1, 2023 to June 30, 2025. The hourly rate is \$165 for attorneys and \$85 for paralegal services with a maximum amount payable of \$30,000 over the full term of the contract. This firm carries professional liability insurance coverage in the amount of \$2,000,000 per claim and an annual aggregate of \$2,000,000.
59. **USM** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Richard & Thomas PLLC as outside counsel for the provision of services in the practice area of real estate and real estate closings. It is anticipated that the University will have a need for real estate closing services during term of this contract for purchases of property near the Hattiesburg campus, and it is anticipated that each closing will cost the University approximately \$1,000. The hourly rate for other real estate matters is approximately \$150, depending on the services rendered. The contract term is two years from July 1, 2023 to June 30, 2025. The maximum amount payable under the full term of the contract shall not exceed \$5,000. This firm carries professional liability insurance coverage in the amount of \$1,000,000 per claim and an annual aggregate of \$1,000,000.
60. **USM** – Pending approval by the Attorney General, the Board approved the request to enter a contract for professional legal services with the law firm of Wise Carter Child & Caraway, P.A. as outside counsel for the provision of services in the practice areas of real estate, commercial matters, contracts, general administrative matters, construction, real estate closings, title opinions, general legal advice, and litigation related to any of the activities described herein. The contract term is two years from July 1, 2023 to June 30, 2025. The hourly rate is \$195 for attorneys and \$90 for paralegal services with a maximum amount payable of \$50,000 over the full term of the contract. This firm carries professional liability insurance coverage in the amount of \$10,000,000 per claim and an annual aggregate of \$10,000,000.

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61. **JSU** – Approved the request to enter a consulting agreement with Worth Thomas d/b/a W.T. Consultants, LLC, to provide a full scope of legislative liaison services within the State of Mississippi. The term of the agreement is one year from July 1, 2023 through June 30, 2024. The contract amount is \$90,000 to be paid in quarterly installments of \$22,500 each. This fee will be paid with self-generated funds of the JSU Development Foundation allocated for JSU Program Support. The Attorney General’s Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. In accordance with Board Policy 201.0506 Political Activity, the firm’s client list and proposed agreement are included in the bound *June 15, 2023 Board Working File*.
62. **MSU** – Approved the agreement between the university and Cornerstone Government Affairs, LLC, for assistance in the university’s pursuit of its in-state government affairs and business objectives, including monitoring and lobbying of legislation of interest to MSU during the regular session of the Legislature and other services throughout the year. The term of the agreement is one year from July 1, 2023, through June 30, 2024. The requested contract amount is \$50,000 and will be paid with private funds (self-generated funds). The Attorney General’s Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. In accordance with Board Policy 201.0506 Political Activity, the firm’s client list and proposed agreement are included in the bound *June 15, 2023 Board Working File*.
63. **UMMC** – Approved the agreement between UMMC and Butler Snow, LLP, to provide in-state lobbying and government relations consulting services. The term of the contract is one year from July 1, 2023 through June 30, 2024. The contract amount is \$65,000 payable in monthly installments of \$5,416.66 each and will be paid with private funds (self-generated funds). The Attorney General’s Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. In accordance with Board Policy 201.0506 Political Activity, the firm’s client list and proposed agreement are included in the bound *June 15, 2023 Board Working File*.
64. **USM** – Approved the request to continue the agreement with Capitol Resources LLC, in Jackson, MS, to provide in-state lobbying and government relations and consulting services in Mississippi from July 1, 2023 through June 30, 2024. Capitol Resources will be compensated in the amount of \$48,000 annually, payable in monthly installments of \$4,000 per month, plus reasonable reimbursement of travel expenses, funded by self-generated funds. The Attorney General’s Office has reviewed the agreement and found same to be compliant with applicable law and Board policy. In accordance with Board Policy 201.0506 Political Activity, the firm’s client list and proposed agreement are included in the bound *June 15, 2023 Board Working File*.
65. **JSU** – Approved the request for Taft Advisors, LLC to lobby on behalf of the university outside the State of Mississippi in accordance with Board Policy 201.0506 Political Activity.
66. **MSU** – Approved the request Federal Solutions, LLC, to continue to lobby on behalf of the university outside the State of Mississippi in accordance with Board Policy 201.0506 Political Activity.



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67. **UM** – Approved the request for BGR Governmental Affairs, LLC, a Washington, D.C. based firm, to continue to assist in managing its federal governmental affairs and to represent its interests before federal executive branch agencies and congressional offices and committees in accordance with Board Policy 201.0506 Political Activity.
68. **USM** – Approved the request to continue the agreement with Cassidy & Associates, Inc., in Washington, DC, to provide federal relations services to obtain federal funding to support our infrastructure and research programs and to provide consultation, advice and assistance regarding our annual federal appropriations requests in accordance with Board Policy 201.0506 Political Activity.
69. **DSU** – Approved Dr. Rick Munroe as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.
70. **MSU** – Approved Lee Weiskopf as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.
71. **MUW** – Approved Karen Clay as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.
72. **MVSU** – Approved Dameon Shaw as one of the university’s legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
73. **UM** – Approved Perry Sansing as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.
74. **UMMC** – Approved Kristy Simms as one of the institution’s legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
75. **UMMC** – Approved Anna Moak Sparks as one of the institution’s legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
76. **USM** – Approved Chad Driskell as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.
77. **SYSTEM** – Approved Kim Gallaspy as one of the IHL Executive Office’s legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
78. **UMMC** – On March 26, 2023, the President of the United States of America issued an emergency declaration under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 (the Stafford Act) related to the Rolling Fork (Sharkey County) Mississippi Tornadoes. Beginning March 24, 2023 and ongoing, the University of Mississippi Medical Center (UMMC) has and continues to respond to the threat posed by this federally declared disaster by providing the following all-hazards triage and treatment solution(s):
  - 1) Forward Assessment and Scene Triage (FAST) team(s);
  - 2) Advanced healthcare (Nursing and Paramedic) practitioners to provide requested service(s) to include acute medical care, assistance with a mass casualty event, medical transportation coordination with Mississippi MedCom, provide incident management onsite;
  - 3) Mobile command trailer to set-up a forward command station with network capabilities (MSWin VHF radio service, UMMC, Motorola, and AT&T service connectivity, for telehealth capabilities as well as provide interface and support for search and rescue operations providing both patient and team member patient-care as appropriate;

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- 4) Mobile first aid unit with capabilities including the provision of advanced care nurse practitioners with audio-visual and audio-only telemedicine consults and the ability to perform acute patient triage and screening via a HIPAA-compliant healthcare app as needed;
- 5) Treatment screening and referral for patients who present with acute or chronic medical needs;
- 6) Coordinating daily schedule, patient care lists, and coordination/collaboration with FAST teams, medical strike team(s), incident management teams or emergency operations leadership; and,
- 7) Assist with completion of Mississippi Department of Health rapid needs assessments.

Accordingly, UMMC is seeking federal reimbursement through the Federal Emergency Management Agency (FEMA) of costs associated with emergency response activities in connection with the Rolling Fork (Sharkey County) Mississippi Tornadoes (4697-DR-MS). The Board approved the designation of Robert McElhaney, Associate Comptroller of Developmental Accounting at UMMC, as UMMC's "Applicant's Agent" for the Federal Disaster Declaration for the purpose of obtaining federal reimbursement of costs associated with emergency response activities. The Attorney General's Office reviewed the request for compliance with applicable law and found same to be acceptable. A copy of the designation form is included in the *June 15, 2023 Board Working File*.

## **PERSONNEL REPORT**

### **79. Employment**

#### **Alcorn State University**

- Antwon Woods; *hired with tenure*; Dean of Business; Department of Business Administration; salary \$153,750 per annum, pro rata; E&G funds; 12-month contract; effective May 15, 2023

#### **Delta State University**

- Elizabeth Belenchia; *rehired retiree*; Part-time Instructor in Teacher Education, Leadership, and Research; salary \$40,000 per annum, pro rata; Fund 10 funds; 12-month contract; effective July 1, 2023
- Diana Ezell; *rehired retiree*; Part-time Instructor in Teacher Education, Leadership and Research and Coordinator of Educational Administration Programs; salary \$45,000 per annum, pro rata; Fund 10 funds; 12-month contract; effective July 1, 2023
- Beverly Johnston; *rehired retiree*; Adjunct Instructor in Teacher Education, Leadership, and Research; salary \$65,000 per annum, pro rata; Fund 10 and grant funds; 12-month contract; effective July 1, 2023
- Maud Kuykendall; *rehired retiree*; Adjunct Instructor in Teacher Education, Leadership, and Research; salary \$30,000 per annum, pro rata; Fund 10 funds; 12-month contract; effective July 1, 2023

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- Kathleen Lott; *rehired retiree*; Advisor and Coordinator of Educational Administration and Supervision and part-time Instructor in Teacher Education, Leadership, and Research; salary \$29,000 per annum, pro rata; Fund 10 funds; 12-month contract; effective July 1, 2023
- Regina Pitts; *rehired retiree*; Adjunct Instructor in Teacher Education, Leadership, and Research; salary \$25,000 per annum, pro rata; Fund 10 funds; 12-month contract; effective July 1, 2023
- Dianne Thomas; *rehired retiree*; Adjunct Instructor in Teacher Education, Leadership, and Research; salary \$25,000 per annum, pro rata; Fund 10 funds; 12-month contract; effective July 1, 2023
- Kent Wyatt; *rehired retiree*; President Emeritus; salary \$59,000 per annum; Fund 10 funds; 12-month contract; effective July 1, 2023

**Mississippi State University**

- Scott J. Grawe; Dean and Professor of Business; salary \$420,000.00 per annum, pro rata; E & G and Designated Funds; 12-month contract; effective July 1, 2023
- Mary Stewart; Dean and Professor of Nursing Meridian Campus; salary \$300,000.00 per annum, pro rata; Restricted Funds; 12-month contract; effective July 1, 2023

**University of Southern Mississippi**

- Kristi Motter; Vice President for Student Affairs and Enrollment Management; salary \$235,000 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2023

80. **Change of Status**

**Alcorn State University**

- Joyce Buckner-Brown; *from* Associate Provost for Undergraduate Education and Student Success; salary \$135,000 per annum, pro rata; E&G Funds, 12-month contract; *to* Interim Provost and Senior Vice President for Academic Affairs; salary \$180,000 per annum, pro rata; E&G Funds; 12-month contract; effective May 1, 2023
- George Babu; *from* Interim Dean, School of Business; salary \$149,000 per annum, pro rata; E&G Funds; 12-month contract; *to* Department Chair, Business Administration; salary \$120,000 per annum, pro rata; E&G Funds; 12-month contract; effective June 1, 2023

**Mississippi State University**

- Susan D. Seal; *from* Executive Director, Center for Distance Education; salary \$131,787.00 per annum, pro rata; E & G Funds; 12-month contract; *to* Dean, College of Professional and Continuing Studies; salary \$190,000.00 per annum, pro rata; E & G Funds; 12-month contract; effective May 1, 2023

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**Mississippi University for Women**

- Mark Ellard; *from* Vice President for Administration and Chief Financial Officer; salary \$167,364.10 per annum, pro rata; E&G Funds; 12-month contract; termination effective June 30, 2023
- Carla Lowery; *from* Chief Information Officer; salary \$129,109 per annum, pro rata; E&G Funds; 12-month contract; *to* Interim Vice President for Operations and Chief Financial Officer; salary \$165,000 per annum, pro rata; E&G Funds; 12-month contract; effective May 1, 2023

**University of Southern Mississippi**

- Joyce Inman; *from* Interim Associate Dean, Honors College; salary \$86,559 per annum, pro rata; E&G Funds; 12-month contract; *to* Interim Dean, Honors College; salary \$124,960 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2023

**REGULAR AGENDAS**

**ACADEMIC AFFAIRS**

Presented by Trustee Hal Parker, Chair

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

1. **MSU** – Approved the request to add a new institute:

Institute title: Agricultural Autonomy Institute

Institute location: The director will report to the VP of Research and Economic Development and the VP of Agriculture, Forestry, and Veterinary Medicine.

Scope: Extensive Scope and Outreach

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

Effective date: July 2023

**FINANCE AGENDA**

Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee Ogletree, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. On motion by Trustee Duff, seconded by Trustee Rader, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #2. On motion by Trustee Duff, seconded by Trustee Hubbard, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #3. Trustee Ogletree recused himself from discussing or voting on

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items #4 - #6 on the Finance Agenda by leaving the room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee Hubbard, with Trustee Ogletree absent and not voting and Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #4 - #7. Trustee Martin recused himself from discussing or voting on item #7 on the Finance Agenda and was placed in the Zoom waiting room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee Starr, with Trustees Ogletree and Martin absent and not voting, all Trustees legally present and participating voted unanimously to approve item #7. Trustee Ogletree returned to the room following the discussion and vote on items #4 - #7 on the Finance Agenda. Trustee Martin was readmitted into the meeting following the discussion and vote on item #7 on the Finance Agenda.

1. **SYSTEM** – Approved the fiscal year ending 2024 Operating Budgets for the system. Included as supplemental information, as required by the *Ayers* Settlement Agreement, Board Policy 704.02 Athletic Budget Approval and Reporting, and Policy 703.04 Policy Guidelines Subsection E., are: Fiscal Year 2023-2024 *Ayers* Budgets, Fiscal Year 2023-2024 Athletic Budgets, and Fiscal Year 2023-2024 E&G Scholarships, Fellowships & Tuition Waivers. **(See Composite Exhibit 1.)**
2. **SYSTEM** – Approved the FY 2025 proposed funding priorities as required for the 2025 Legislative Budget Request. **(See Exhibit 2.)**
3. **UMMC** – Approved the request to enter a Blood Services Agreement with the American National Red Cross, Biomedical Services (ARC). This agreement is for ARC to be the primary provider for the continuous supply of blood, blood products and reference testing services for those UMMC patients requiring human blood and/or blood product transfusions at UMMC Jackson, Grenada and Holmes County. The Board also approved the request for the institution to substitute, add, or remove items covered by the agreement without requiring prior submission for Board approval, as long as it does not increase the approved expenditure level. The term of the agreement is three (3) years, from July 1, 2023, through June 30, 2026. The total estimated cost of the agreement over the three (3) year term is \$46,400,000. UMMC has calculated a fifteen percent (15%) increase beginning in year two (2) to account for potential volume and price increases. 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.
4. **ASU** – Approved the request to amend the August 23, 2018, master agreement with Sodexo Operations, LLC. to modify meal plan rates and the term length of the agreement and to transfer Assignment and Assumption of Rights and Obligations from Sodexo Operations, LLC to SodexoMagic, LLC. The term of the agreement shall be extended for an additional five (5) year period, commencing September 1, 2023 and continuing through August 31, 2028 (1st Renewal Term) and shall be subject to renewal for one (1) additional five (5) year term commencing September 1, 2028 and continuing through August 31, 2033 (2nd Renewal Term). The contract amount for Year 1 is \$4.9 million. This agreement will be funded by Auxiliary funds from the sale of meal plans. 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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5. **UMMC** – Approved the request to amend the Locally Negotiated Agreement with Covidien Sales LLC (Covidien) to extend the term an additional 12 months. The agreement is for the purchase of endomechanical and trocar products which includes staplers, reloads, trocars, access devices, laparoscopic accessories, and closure devices used to provide an access port during surgery and closure devices to seal incisions post-surgery. The Board also approved the request for the institution to add or remove products under the amended agreement without seeking prior Board approval as long as adequate funds are available. The term of the amended agreement is four (4) years from July 1, 2020 through June 30, 2024. The term of the original agreement was three (3) years, from July 1, 2020, through June 30, 2023. The first amendment extends the term by twelve (12) months. The total estimated cost of the amended agreement remains \$7,825,000.00 over the four (4) year term. The contract will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
6. **UMMC** – Approved a Second Amendment (Amendment) to the Corporate Master Agreement with Omnicell, Inc. (Omnicell) which adds items to the products pricing schedule and categories to the product categories schedule of the Corporate Master Agreement that establishes the categories of products and specific items available purchase at discounted rates. 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 remain 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 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 cost of Pricing Supplement 5309895 remains unchanged at a cost of \$6,273,190.93. 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.
7. **SYSTEM** – Approved the request for IHL to renew its primary auto liability insurance coverage with Berkley Southeast Insurance Company, and its excess auto liability insurance with Genesis, a Berkshire Hathaway company. The insurers will provide auto liability insurance coverage during the policy year in exchange for the payment of premiums. The broker, Galloway-Chandler-Mckinney, will solicit quotes for 2024-2025 and 2025-2026. The policy term will be July 1, 2023, to July 1, 2024. The premium for both primary and excess insurance is approximately \$947,489.50 for the 2023-2024 policies. The final premium amounts may fluctuate based upon the number of owned

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vehicles in university fleets. This amount breaks down to \$664,477 for the Berkley policy and \$283,012.50 for the excess coverage. This item includes two optional renewals for the Berkley coverage, at the same price, for policy years 2024-2025 and 2025-2026. The universities are billed directly for their share of the premium. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

**LEGAL AGENDA**

Presented by Trustee Gee Ogletree, Chair

On motion by Trustee Ogletree, seconded by Trustee Hubbard, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to move item #1 to the Executive Session Agenda.

1. **UMMC – Settlement of Tort Claim No. 3449. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)**

**ADMINISTRATION/POLICY AGENDA**

Presented by Commissioner Alfred Rankins, Jr.

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

1. **SYSTEM** – Approved the appointment of Dr. Ormella Cummings as the next trustee representative to the Mississippi Authority for Educational Television A.K.A. the Mississippi Public Broadcasting (MPB) Board for a four-year term beginning July 1, 2023 and ending June 30, 2027, pending approval by the Senate at its next Legislative Session.

**INFORMATION AGENDAS**

Presented by Commissioner Alfred Rankins, Jr.

**ACADEMIC AFFAIRS**

1. **USM** – Intent to offer existing degree programs by distance learning.
  - a. Bachelor of Science (BS) in Information Technology  
CIP code, sequence: 11.0301, 5772  
Total credit hours: 124  
Cost to offer by distance learning: Cost is offset by online course fee  
Effective date: August 2024
  - b. STEM Education Certificate (post-baccalaureate)  
CIP code, sequence: 13.1213, 8148  
Total credit hours: 15  
Cost to offer by distance learning: Cost is offset by online course fee

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Effective date: August 2023

- c. Public History Certificate (post-baccalaureate)

CIP code, sequence: 54.0105, 8056

Total credit hours: 15

Cost to offer by distance learning: Cost is offset by online course fee

Effective date: August 2023

- 2. **SYSTEM** – Intent to offer or modify certificate programs.

Offering

- a. **UMMC** – Certificate program title: Nursing Education and Instruction

Responsible academic unit: School of Nursing

CIP code: 51.3817

Total credit hours: 12

Level: post-baccalaureate

Effective date: August 2023

Renaming

- b. **DSU** – Current certificate title: Geospatial Information Technologies

New certificate title: Geospatial Analysis and Intelligence

Responsible academic unit: College of Arts and Sciences, Center for  
Interdisciplinary Geospatial Technologies

CIP code, sequence: 45.0702, 8068

Total credit hours: 21

Level: pre-baccalaureate (less than 1 year)

Effective date: August 2022

- c. **UM** – Current certificate title: Academic Reform & Athletics Academic Success

New certificate title: Intercollegiate Athletics Academic Success

Responsible academic unit: School of Applied Sciences

CIP code, sequence: 31.0504, 8150

Total credit hours: 12

Level: post-baccalaureate

Effective date: June 2023

Suspending

- d. **UMMC** – Certificate title: Medical Scribe Specialist

Responsible academic unit: School of Health Related Professions, Department of  
Health Sciences

Current CIP code, sequence: 23.1304, 5892

CIP code, sequence: 51.9999, 8100

Total credit hours: 13

Level: post-baccalaureate

Effective date: July 2023

**REAL ESTATE**

- 3. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the May 18, 2023 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 3.)



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**LEGAL**

4. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 4.)
5. **ASU** – Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, has approved ASU’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 one year beginning May 8, 2023, unless terminated sooner by either party. Services are provided at an hourly rate of \$365 for the lead attorney, \$290 for associate attorneys, and \$135 for paralegal services with a maximum amount payable under the contract of \$75,000. ASU is insured for cyber incident response and carries a deductible for legal services related to a covered incident of \$5,000. Therefore, ASU will not be responsible for more than \$5,000 of the \$75,000 maximum amount payable under the agreement. McDonald Hopkins carries professional liability insurance coverage in the amount of \$5,000,000 per claim with an annual aggregate of \$5,000,000. This item has been approved by the Office of the Attorney General.
6. **USM** – Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, has approved USM’s emergency request to hire attorney Jim Griszczak of McDonald Hopkins, LLC as outside counsel to provide legal services related to a cyber incident identified on May 23, 2023. The term of the contract is one year beginning May 24, 2023, unless terminated sooner by either party. Services are provided at an hourly rate of \$365 for the lead attorney, \$290 for associate attorneys, and \$135 for paralegal services with a maximum amount payable under the contract of \$75,000. USM is insured for cyber incident response and carries a deductible for legal services related to a covered incident of \$5,000. Therefore, USM will not be responsible for more than \$5,000 of the \$75,000 maximum amount payable under the agreement. McDonald Hopkins carries professional liability insurance coverage in the amount of \$5,000,000 per claim with an annual aggregate of \$5,000,000. This agreement is pending approval by the Office of the Attorney General.

**ADMINISTRATION/POLICY**

7. **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 May 31, 2023, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and Boutwell Rental, LLC for office space located in Hattiesburg, MS to be used for purposes related to MSU’s early childhood services, including referrals, training, and technical assistance. The term of the agreement is from June 1, 2023 to May 31, 2024. The total square footage of the space is 3,832 and the total rental fee is \$54,000 to be paid in twelve monthly installments. This rental fee will be paid by MSU using a grant from the Mississippi Department of Human Services. The Attorney General’s Office has reviewed the lease and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.

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- b. **UM** – On May 19, 2023, Commissioner Alfred Rankins, Jr., approved the Amended Lease between the Institutions of Higher Learning/the University of Mississippi (IHL/UM) and Chi Chapter House Corporation of Delta Delta Delta (Tri Delta) and the Second Amended Lease between IHL/UM and Alpha Mu House Corporation of Kappa Delta Sorority (Kappa Delta). Each organization seeks to amend its respective current lease agreement with the University in order to adjust the boundary line between their currently leased lots to accommodate a construction project of Tri Delta that will expand its house and place the house closer to the current boundary line. These amendments will also extend the term of each lease through June 30, 2053, previously through October 31, 2041 for the Tri Delta lease and August 31, 2049 for the Kappa Delta lease. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the amended leases and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.

**PERSONNEL**

8. **Sabbatical**

**Mississippi State University**

FROM: 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

[Originally approved by IHL Board March 23, 2023]

CORRECTED: This item was rescinded.

**University of Mississippi**

FROM: Oliver Dinius; Executive Director of Croft Institute and Croft Associate Professor of History; salary \$131,982 per annum, pro rata; E&G Funds; 12-month contract; no change in salary during sabbatical period; E&G Funds; effective August 17, 2023 to December 31, 2023; professional development

[Originally approved by IHL Board February 16, 2023]

CORRECTED: Oliver Dinius; Executive Director of Croft Institute and Croft Associate Professor of History; salary \$131,982 per annum, pro rata; E&G Funds; 12-month contract; no change in salary during sabbatical period; E&G Funds; effective January 22, 2024 to May 11, 2024; professional development

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**ACADEMIC AFFAIRS  
COMMITTEE REPORT  
Wednesday, June 14, 2023**

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

1. The Committee discussed proposed changes to the Board Policy 201.0507 Campus Locations and Programs, Policy 501 Academic Programs and Units, and Policy 502 New Academic Programs and Units. **No action was taken.**
2. The Committee discussed proposed changes to the Board Policy 605 Proof of Immunization. **No action was taken.**
3. On motion by Trustee McNair, seconded by Trustee Starr, with Trustees Cummings, Duff, and Luckey absent and not voting and Trustees Cunningham and Martin participating via Zoom, all Committee members legally present and participating voted unanimously to adjourn.

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

**HEALTH AFFAIRS  
COMMITTEE REPORT  
Wednesday, June 14, 2023**

The meeting was called to order by Trustee Dr. Walt Starr on behalf of Chairman Dr. Steven Cunningham at approximately 3:00 p.m. The following items were discussed.

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

On motion by Trustee McNair, with Trustee Cummings absent and not voting and Trustees Cunningham, Luckey, and Martin 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 McNair, seconded by Trustee Martin, with Trustee Cummings absent and not voting and Trustees Cunningham, Luckey, and Martin participating via Zoom, all Committee members legally present and participating voted unanimously **to enter Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of the strategic business plans related to 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.**

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

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

**ANNOUNCEMENTS**

- President McNair announced the Board does not plan to meet in July. The next scheduled meeting will be August 17, 2023.
- President McNair invited the university presidents to report on current activities on their campuses.

**EXECUTIVE SESSION**

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

Discussion of one personnel matter at the University of Mississippi Medical Center.

Discussion of one litigation matter at the University of Mississippi Medical Center.

Discussion of one prospective litigation matter at Jackson State University.

Discussion of one personnel matter at Jackson State University.

Discussion of one personnel matter at Alcorn State University.

Discussion of nine personnel matters, one at each of the 8 universities and one at the University of Mississippi Medical Center.

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

On motion by Trustee Cummings, seconded by Trustee Cunningham, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve to grant approval of the Chancellor's request for the Chancellor to give Dr. Lou Ann Woodward, Vice Chancellor of the University of Mississippi Medical Center, a four-year employment contract.

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On motion by Trustee Martin, seconded by Trustee Cunningham, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Tort Claim No. 3449 styled as *John Williams, husband of decedent Sheila Williams, vs. UMMC, et al.*, as recommended by counsel.

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

**A motion was made by Trustee Luckey, seconded by Trustee Parker, to suspend IHL Board Policy 201.0510 Application by Interim or Acting Institutional Executive Officer for Institutional Executive Officer Position to allow Dr. Elayne Hayes-Anthony, the Temporary Acting President of Jackson State University, the opportunity to apply for the permanent position of president of Jackson State University.** The motion passed on a 7 to 5 vote, with Trustee Martin participating via Zoom. Trustees voting for the motion were: Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Luckey, Dr. Alfred McNair, Mr. Chip Morgan, Mr. Hal Parker, and Mr. Gregg Rader. Trustees voting against the motion were: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Bruce Martin, Mr. Gee Ogletree, and Dr. Walt Starr.

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

The Board discussed nine personnel matters, one at each of the 8 universities and one at the University of Mississippi Medical Center. **No action was taken.**

**On motion by Trustee Cummings, seconded by Trustee Cunningham, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to return to Open Session.**

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Trustee Cummings, seconded by Trustee Hubbard, with Trustee Martin participating via Zoom, all Trustees legally present and participating voted unanimously to adjourn the meeting.

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President, Board of Trustees of State Institutions of Higher Learning

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Commissioner, Board of Trustees of State Institutions of Higher Learning

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**EXHIBITS**

- |           |   |
|-----------|---|
| Composite |   |
| Exhibit 1 | Fiscal year ending 2024 Operating Budgets for the system.   |
| Exhibit 2 | FY 2025 proposed funding priorities for the 2025 Legislative Budget Request.                              |
| Exhibit 3 | Real Estate items that were approved by the IHL Board staff subsequent to the May 18, 2023 Board meeting. |
| Exhibit 4 | Report on the payment of legal fees to outside counsel.   |

# COMPOSITE EXHIBIT 1



## Total Operating Budget FY 2024

	Appropriation	Self Generated	Budget	Percent Appropriation
Education & General	\$431,282,785	\$978,528,900	\$1,409,811,685	30.59%
Capital Funds	343,230,000	-	343,230,000	100.00%
<b>Total E&amp;G</b>	<b>774,512,785</b>	<b>978,528,900</b>	<b>1,753,041,685</b>	<b>44.18%</b>
UMMC (1)	200,084,767	1,685,915,306	1,886,000,073	10.61%
UMMC ARPA	61,000,000	-	61,000,000	100.00%
<b>Total UMMC</b>	<b>261,084,767</b>	<b>1,685,915,306</b>	<b>1,947,000,073</b>	<b>13.41%</b>
Agricultural	92,048,582	55,146,691	147,195,273	62.54%
Student Financial Aid (2)	71,572,256	1,740,000	73,312,256	97.63%
Subsidiary	39,690,823	51,659,078	91,349,901	43.45%
Restricted	-	1,218,029,647	1,218,029,647	0.00%
Ayers	2,886,269	2,034,787	4,921,056	58.65%
Auxiliary	-	516,374,650	516,374,650	0.00%
<b>Total Budget</b>	<b>\$1,241,795,482</b>	<b>\$4,509,429,059</b>	<b>\$5,751,224,541</b>	<b>21.59%</b>

(1) Includes reappropriated funds.

(2) Non-IHL budget.

# COMPOSITE EXHIBIT 1



## Total Operating Budget Original FY 2023 Compared to FY 2024

Budget	FY 2023	FY 2024	Change	Change
Education & General	\$1,347,814,753	\$1,409,811,685	\$61,996,932	4.60%
Capital Funds	176,124,895	343,230,000	167,105,105	94.88%
<b>Total E&amp;G</b>	<b>1,523,939,648</b>	<b>1,753,041,685</b>	<b>229,102,037</b>	<b>15.03%</b>
UMMC	1,879,478,246	1,886,000,073	6,521,827	0.35%
UMMC ARPA	55,000,000	61,000,000	6,000,000	10.91%
<b>Total UMMC</b>	<b>1,934,478,246</b>	<b>1,947,000,073</b>	<b>12,521,827</b>	<b>0.65%</b>
Agricultural	144,301,082	147,195,273	2,894,191	2.01%
Student Financial Aid	60,131,667	73,312,256	13,180,589	21.92%
Subsidiary	79,999,960	91,349,901	11,349,941	14.19%
Restricted	1,014,060,336	1,218,029,647	203,969,311	20.11%
Ayers	4,666,031	4,921,056	255,025	5.47%
Auxiliary	491,657,325	516,374,650	24,717,325	5.03%
<b>Total Budget</b>	<b>\$5,253,234,295</b>	<b>\$5,751,224,541</b>	<b>\$497,990,246</b>	<b>9.48%</b>



# COMPOSITE EXHIBIT 1



## Education & General Operating Budget (Excludes *Ayers* Funds) FY 2023 and FY 2024

Institution	FY 2023	FY 2024	Change	Percent Change
ASU	\$57,794,033	\$60,087,244	\$2,293,211	3.97%
DSU	51,583,115	47,190,219	(4,392,896)	-8.52%
JSU	98,733,172	102,820,230	4,087,058	4.14%
MSU	416,038,170	434,185,304	18,147,134	4.36%
MUW	39,968,909	41,740,443	1,771,534	4.43%
MVSU	32,694,832	36,280,203	3,585,371	10.97%
UM	428,737,965	465,624,194	36,886,229	8.60%
USM	221,464,557	221,883,848	419,291	0.19%
<b>Total</b>	<b>\$1,347,014,753</b>	<b>\$1,409,811,685</b>	<b>\$62,796,932</b>	<b>4.66%</b>

Note: Excludes Capital Expense Funds and ARPA Act Funds.

June 15, 2023

Finance Agenda

# COMPOSITE EXHIBIT 1



## Education and General Functional Budget Change in FY 2023 Original Budget to FY 2024

Functional Area	FY 2023	FY 2024	Dollar Change	Percent Change
Instruction	\$502,764,254	\$515,311,685	\$12,547,431	2.50%
Research	64,143,823	68,961,966	4,818,143	7.51%
Public Service	6,334,207	8,116,095	1,781,888	28.13%
Academic Support	126,885,756	134,845,222	7,959,466	6.27%
Student Services	88,219,347	92,185,009	3,965,662	4.50%
Institutional Support	155,749,355	160,774,160	5,024,805	3.23%
Operations & Maintenance	135,415,846	144,609,799	9,193,953	6.79%
Scholarships	263,592,824	281,070,678	17,477,854	6.63%
Transfers	3,909,341	3,937,071	27,730	0.71%
<b>Total</b>	<b>\$1,347,014,753</b>	<b>\$1,409,811,685</b>	<b>\$62,796,932</b>	<b>4.66%</b>

Note: Excludes Capital Expense Funds and ARPA Funds.

June 15, 2023

Finance Agenda

# COMPOSITE EXHIBIT 1



## Education and General Major Object Category Budget Change in FY 2023 Original Budget to FY 2024

Category	FY 2023	FY 2024	Dollar Change	Percent Change
Personnel	\$883,175,569	\$917,173,569	33,998,000	3.85%
Travel	8,804,631	9,756,426	951,795	10.81%
Contractual	395,033,819	422,208,720	27,174,901	6.88%
Commodities	19,238,399	20,673,458	1,435,059	7.46%
Capital	18,159,250	17,665,528	(493,722)	-2.72%
Other	22,603,084	22,333,984	(269,100)	-1.19%
<b>Total</b>	<b>\$1,347,014,752</b>	<b>\$1,409,811,685</b>	<b>\$62,796,933</b>	<b>4.66%</b>

Note: Excludes Capital Expense Funds and APRA Funds.

June 15, 2023

Finance Agenda

# COMPOSITE EXHIBIT 1



## University of Mississippi Medical Center Operating Budget FY 2023 Compared to FY 2024

Budget	FY 2023	FY 2024	Dollar Change	Percent Change
School of Dentistry	\$25,491,293	\$24,574,684	(\$916,609)	-3.60%
School of Health Related Professions	14,549,777	13,949,435	(600,342)	-4.13%
School of Medicine	237,776,838	224,487,216	(13,289,622)	-5.59%
School of Population Health	8,035,478	7,132,752	(902,726)	-11.23%
School of Nursing	19,877,581	20,517,304	639,723	3.22%
Service Area	78,345,682	66,817,151	(11,528,531)	-14.71%
University Hospital	1,495,401,597	1,528,521,531	33,119,934	2.21%
ARPA Funds - Nursing	55,000,000	61,000,000	6,000,000	10.91%
<b>Total Budget</b>	<b>\$1,934,478,246</b>	<b>\$1,947,000,073</b>	<b>\$12,521,827</b>	<b>0.65%</b>

Note: Auxiliary budget and restricted budget aggregated in the system presentation.  
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# COMPOSITE EXHIBIT 1



## Subsidiary Units (includes Executive Office, University Press & Student Financial Aid) Change in Total Operating Budget FY 2022 to FY 2023

Budget	FY 2023	FY 2024	Change	Change	Appropriation
Urban Research Center	\$521,816	\$531,744	\$9,928	1.90%	100.00%
Center for Advanced Vehicular Systems	\$4,671,540	\$4,846,578	\$175,038	3.75%	100.00%
State Chemical Laboratory	\$2,356,537	\$3,748,250	\$1,391,713	59.06%	86.69%
Water Resources Research Institute	\$351,676	\$351,676	\$0	0.00%	100.00%
Stennis Institute	\$758,384	\$770,935	\$12,551	1.65%	100.00%
Alcohol Safety Education Program (Special Funds)	\$1,856,286	\$1,884,965	\$28,679	1.54%	0.00%
Law Research Institute	\$861,178	\$2,864,369	\$2,003,191	232.61%	30.50%
Mineral Resources Institute	\$355,037	\$1,215,849	\$860,812	242.46%	29.44%
Research Institute of Pharmaceutical Sciences	\$3,755,929	\$18,106,641	\$14,350,712	382.08%	21.26%
Supercomputer	\$644,348	\$649,817	\$5,469	0.85%	100.00%
Small Business Center	\$350,215	\$3,523,755	\$3,173,540	906.17%	8.99%
Center for Manufacturing Excellence	\$3,069,737	\$3,212,363	\$142,626	4.65%	100.00%
State Court Education Program	\$2,082,974	\$2,050,389	(\$32,585)	-1.56%	100.00%
Mississippi Polymer Institute	\$865,161	\$913,091	\$47,930	5.54%	100.00%
Gulf Coast Research Laboratory	\$10,263,838	\$10,255,901	(\$7,937)	-0.08%	83.17%
Stennis Center	\$352,716	\$357,377	\$4,661	1.32%	100.00%
Executive Office	\$38,088,103	\$35,894,119	(\$2,193,984)	-5.76%	37.20%
Student Financial Aid	\$60,131,667	\$73,312,256	\$13,180,589	21.92%	97.63%
University Press	\$3,342,501	\$3,373,669	\$31,168	0.93%	0.00%

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Finance Agenda

# EXHIBIT 2



## FY 2025 Legislative Funding Priorities

### Request Based on 4<sup>th</sup> Year of 6-Year Plan to Reach SREB Median Salaries

Budget	FY 2024	FY 2025	Requested Increase	Percent Increase
Campuses	\$428,782,785	\$428,782,785	\$0	0.00%
SREB Salary Increase	0	\$53,503,451	53,503,451	100.00%
PERS Increase	0	\$29,285,950	29,285,950	100.00%
Health Insurance Increase	0	\$2,811,452	2,811,452	100.00%
Operational Inflation Increase	0	\$39,411,049	39,411,049	100.00%
Facility Management Program	0	2,989,946	2,989,946	100.00%
Capital Funds	57,000,000	57,000,000	0	0.00%
Total E&G Request	485,782,785	613,784,633	128,001,848	26.35%
UMMC	194,127,865	232,437,728	38,309,863	19.73%
UMMC Capital Funds	3,000,000	24,000,000	21,000,000	700.00%
Total UMMC	197,127,865	256,437,728	59,309,863	13.12%
Subsidiaries	39,690,823	44,318,678	4,627,855	11.66%
Agriculture	92,048,582	105,169,526	13,120,944	14.25%
Ayers (2)	2,886,269	0	-2,886,269	-100.00%
ARPA Funds				
School of Nursing Psy Adol. Fac.	6,000,000	6,000,000	0	0.00%
<b>Total Request (3)</b>	<b>\$823,536,324</b>	<b>\$1,025,710,565</b>	<b>\$202,174,241</b>	<b>24.55%</b>
SFA (1)	63,472,256	63,472,256	0	0.00%

(1) This appropriation request is approved by the Postsecondary Board. This Board has not yet acted on an appropriation request for FY 2024.

(2) This request is consistent with the payment schedule in the *Ayers* settlement.

(3) Does not include \$212,252,000 appropriated for capital projects in FY2024. These funds will be requested under the bond bill in the fall.

# EXHIBIT 3

June 15, 2023

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MAY 18, 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.

## **MISSISSIPPI STATE UNIVERSITY**

### **1. MSU- GS #105-366 – 20-INCH SEWER FORCE MAIN REPLACEMENT PHASE**

**2**

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

**Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by Garver Engineering

Approval Status & Date: APPROVED, May 10, 2023

**Approval Request #2: Advertise**

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, May 10, 2023

Project Initiation Date: May 19, 2022

Design Professional: Garver Engineering

General Contractor: TBD

Total Project Budget: \$2,500,000.00

### **2. MSU- IHL #205-308 – CVM EXPANSION TO THE ANIMAL EMERGENCY & REFERRAL CENTER**

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

Board staff approved Change Order #3 in the amount of \$4,717.59 and three (3) additional days to the contract of The Arcon Group, LLC.

Approval Status & Date: APPROVED, May 17, 2023

Change Order Description: Change Order #3 includes the following: due to unforeseen conditions, gypsum board was removed, mold remediated, gypsum board installed, and finished; concrete slab prep work to prepare for new fluid applied flooring; new valves needed for two tubs; existing slab to be topped with new fluid applied flooring; doors replaced and new hardware installed to include mortise locks; asphalt patch and repair done in the existing parking lot; and ninety (90) days to the contract.

# EXHIBIT 3

June 15, 2023

Change Order Justification: These changes were necessary due to changes in requirements or recommendations by governmental agencies; errors and omissions in the plans and specifications; latent job conditions; 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 \$27,450.29.

Project Initiation Date: April 16, 2020

Design Professional: MP Design Group

General Contractor: The Arcon Group, LLC

Total Project Budget: \$5,600,000.00

## 3. **MSU- IHL #208-312 – LAKEVIEW DRIVE RELOCATION**

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

Board staff approved Change Order #3 in the amount of \$40,148.23 and zero (0) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, May 8, 2023

Change Order Description: Change Order #3 includes the following: replaced landscaping materials that did not survive the Winter freeze; and repaired the irrigations damaged by vehicular traffic.

Change Order Justification: These changes were due to weather-related damage to plantings that occurred after standard completion.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$767,555.10.

Project Initiation Date: May 20, 2021

Design Professional: Smithers Engineers

General Contractor: Burns Dirt Construction, Inc.

Total Project Budget: \$3,700,000.00

## 4. **MSU- IHL #405-002 – JIM AND THOMAS DUFF CENTER**

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

Board staff approved Contract Documents as submitted by Eley Guild Hardy/Dale Partners – Joint Venture

Approval Status & Date: APPROVED, May 18, 2023

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

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, May 18, 2023

Project Initiation Date: March 1, 2019

Design Professional: Eley Guild Hardy/Dale Partners – Joint Venture

General Contractor: TBD

Total Project Budget: \$65,000,000.00



# EXHIBIT 3

June 15, 2023

## UNIVERSITY OF MISSISSIPPI

5. **UM- IHL #207-473.1 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION – DEMO (PH 1)**  
**Approval Request #1: Award of Construction Contract**  
Board staff approved the Award of Contract in the amount of \$308,000.00 to the apparent low bidder, Demolition Specialist, LLC.  
**Approval Status & Date:** APPROVED, May 12, 2023  
**Project Initiation Date:** October 21, 2021  
**Design Professional:** McCarty Architects, P.A.  
**Construction Management Advisor:** Innovative Construction Management, LLC [CMA]  
**General Contractor:** Demolition Specialist, LLC  
**Total Project Budget:** \$25,000,000.00
6. **UM- IHL #207-476B – PHASE II UPGRADE HVAC CONTROLS NATURAL PRODUCTS & FASER HALL**  
**Approval Request #1: Schematic Design Documents**  
Board staff approved the Schematic Design Documents as submitted by DBES, LLC  
**Approval Status & Date:** APPROVED, May 24, 2023  
**Project Initiation Date:** January 19, 2023  
**Design Professional:** DBES, LLC  
**General Contractor:** TBD  
**Total Project Budget:** \$5,300,000.00
7. **UM- IHL #207-496 FASER HALL 453 LAB RENOVATION**  
**Approval Request #1: Contract Documents**  
Board staff approved Contract Documents as submitted by McCarty Architects, P.A.  
**Approval Status & Date:** APPROVED, May 18, 2023  
**Approval Request #2: Advertise**  
Board staff approved request to advertise for receipt of bids.  
**Approval Status & Date:** APPROVED, May 18, 2023  
**Project Initiation Date:** January 27, 2023  
**Design Professional:** McCarty Architects, P.A.  
**General Contractor:** TBD  
**Total Project Budget:** \$1,000,000.00
8. **UM- IHL #207-497.1 – NEW STUDENT HOUSING – KINCANNON DEMOLITION**  
**Approval Request #1: Award of Construction Contract**  
Board staff approved the Award of Contract in the amount of \$1,780,000.00 to the apparent low bidder, EAI – Environmental Abatement, Inc.  
**Approval Status & Date:** APPROVED, May 24, 2023  
**Project Initiation Date:** January 6, 2023  
**Design Professional:** McCarty Architects, P.A.

# EXHIBIT 3

June 15, 2023

General Contractor: EAI – Environmental Abatement, Inc.

Phased Project Budget: \$2,493,176.32

Total Project Budget: \$16,000,000.00

## 9. **UM- IHL #407-001 JIM AND THOMS DUFF CENTER FOR SCIENCE AND TECHNOLOGY INNOVATION**

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

Board staff approved Change Order #4 in the amount of \$150,817.96 and zero (0) additional days to the contract of W.G Yates & Sons Construction Company.

Approval Status & Date: APPROVED, May 24, 2023

Change Order Description: Change Order #4 includes the following: condition & clarification; added structural steel and shade pockets; removed concrete at the cistern excavation area; added duct chase framing; added two (2) fire dampers; sewer tie-in revisions on the southeast side of the building; added MP8 components to tables; added roof davit bracing for window washing equipment; added steel plates in two rooms to secure cabinets along the north elevations; waterproofing of the generator; and manhole adjustment for level grade north at the Walk of Champions.

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

Total Project Change Orders and Amount: Three change orders for a total amount of \$150,859,061.97.

Project Initiation Date: January 16, 2012

Design Professional: McCarty Architects

Phased Project Budget: \$157,086,816.63

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

Total Project Budget: \$175,200,000.00

## 10. **UM- IHL #407-002 DATA CENTER FACILITY RENOVATION**

### **Approval Request #1: Construction Documents**

Board staff APPROVED the Construction Documents as submitted by Duvall Decker Architects, P.A.

Approval Status & Date: APPROVED, May 24, 2023

### **UNAPPROVAL Request #2: Advertise/Receive Bids**

Board staff did not approve the request to Advertise/Receive Bids

Approval Status & Date: NOT APPROVED May 24, 2023

Project Initiation Date: June 20, 2019

Design Professional: Duvall Decker Architects, P.A.

General Contractor: TBD

Total Project Budget: \$30,000,000.00

# EXHIBIT 3

June 15, 2023

## UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

### 11. UMMC- IHL #209-566 – PATIENT CARE UNITS EXPANSION

#### **Approval Request #1: Construction Documents**

Board staff approved the Construction Documents as submitted by ESA Architects

Approval Status & Date: APPROVED, May 17, 2023

#### **Approval Request #2: Advertise/Receive Bids**

Board staff approved the request to Advertise/Receive Bids

Approval Status & Date: APPROVED, May 17, 2023

Project Initiation Date: April 19, 2018

Design Professional: ESA Architects

General Contractor: TBD

Total Project Budget: \$23,730,000.00

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

#### **Approval Request #1: Construction Documents**

Board staff approved the Construction Documents as submitted by Dean Architecture

Approval Status & Date: APPROVED, May 17, 2023

#### **Approval Request #2: Advertise/Receive Bids**

Board staff approved the request to Advertise/Receive Bids

Approval Status & Date: APPROVED, May 17, 2023

Project Initiation Date: October 2, 2021

Design Professional: Dean Architecture

General Contractor: TBD

Total Project Budget: \$6,407,376.00

### 13. UMMC- IHL #409-003 – CAMPUS EMERGENCY SYSTEM UPGRADES

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

Board staff approved Change Order #1 in the amount of \$66,640.72 and zero (0) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, May 17, 2023

Change Order Description: Change Order #1 includes the following: added generator #6; deduct for two (2) in-ground junction boxes; and changed in-ground boxes from Quazite to precast concrete.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$66,640.72

Project Initiation Date: November 16, 2017

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

General Contractor: Fountain Construction Company, Inc

Total Project Budget: \$6,700,000.00

# EXHIBIT 3

June 15, 2023

## UNIVERSITY OF SOUTHERN MISSISSIPPI

### 14. USM – GS #108-308 – REED GREEN COLISEUM ROOF REPLACEMENT

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

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

Board staff approved the Schematic Design Documents as submitted by WBA Architecture.

Approval Status & Date: APPROVED, May 12, 2023

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

Board staff approved the Waiver of Design Development Documents as submitted by WBA Architecture

Approval Status & Date: APPROVED, May 12, 2023

Project Initiation Date: August 18, 2022

Design Professional: WBA Architecture

General Contractor: TBD

Total Project Budget: \$3,500,000.00

# EXHIBIT 4

June 15, 2023

## 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 (statement dated 5/11/23) from the funds of Mississippi State University. (This statement, in the amount of \$5,512.50, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 5,512.50**

Payment of legal fees for professional services rendered by Copeland, Cook, Taylor & Bush, P.A. (statements dated 5/8/23 and 5/8/23) from the funds of Mississippi State University. (These statements, in the amounts of \$4,975.00 and \$299.00, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 5,274.00**

Payment of legal fees for professional services rendered by Brunini, Grantham Grower & Hewes, PLLC (statement dated 5/11/23) from the funds of the University of Mississippi. (This statement, in the amount of \$75.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 75.00**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 4/28/23 and 5/23/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$9,417.00 and \$18,673.94, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 28,090.94**

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statements dated 4/14/23 and 5/16/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$5,343.00 and \$5,993.35, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 11,336.35**

June 15, 2023

**TOTAL DUE.....\$ 27,938.00**

**TOTAL DUE.....\$ 481,076.29**

**TOTAL DUE.....\$ 14,822.60**

**TOTAL DUE.....\$ 1,105.50**

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# EXHIBIT 4

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\$7,240.28, \$66.00, \$12.00, \$1,332.90, \$1,054.00, \$3,626.60 and \$257.70, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 25,345.10**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 1/11/23, 1/11/23, 2/3/23, 2/7/23 and 2/7/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,655.00, \$8,890.50, \$57.00, \$4,585.00 and \$198.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 15,385.50**

Payment of legal fees for professional services rendered by Page, Kruger & Holland, P.A. (statements dated 2/13/23, 2/14/23, 2/14/23, 2/14/23, 2/14/23, 2/15/23 and 2/15/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$53.80, \$700.00, \$247.50, \$1,501.50, \$16.50, \$977.30 and \$33.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,529.60**

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 2/15/23, 2/15/23, 2/16/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/20/23, 2/21/23, 2/22/23, 2/22/23, 2/22/23, 2/22/23, 2/22/23, 2/22/23 and 2/22/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,512.50, \$3,975.00, \$3,365.50, \$945.00, \$3,284.50, \$946.50, \$177.00, \$33.00, \$147.00, \$2,205.00, \$552.50, \$6,015.55, \$7.50, \$80.00, \$7,203.75, \$6,243.98, \$185.00, \$26,219.57, \$30,957.54, \$3,324.64, \$2,341.40, \$2,199.36, \$7,859.12, \$825.70 and \$450.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 111,057.11**

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 5/19/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$195.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 195.00**

# EXHIBIT 4

June 15, 2023

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 5/3/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$2,950.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,950.00**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 5/8/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$3,938.50, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,938.50**

Payment of legal fees for professional services rendered by Richard & Thomas, PLLC (statement dated 5/24/23) 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 5/1/23, 5/1/23 and 5/1/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$39.23, \$61.22 and \$2,250.00, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 2,350.45**

## **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 4/28/23, 4/28/23, 4/28/23 and 4/28/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: "IP and Regulatory Matters" - \$147.50; "Live Attenuated Catfish Vaccine" - \$54.00; "Kim-Vibrio Assay methods and Kits" - \$54.00; and "Effective Oximes Patent Prosecution" - \$54.00.)

**TOTAL DUE.....\$ 309.50**

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings LLP (statement dated 5/12/23) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: "Wave Amplifier Provisional Application" - \$294.00.)

**TOTAL DUE.....\$ 294.00**



# EXHIBIT 4

June 15, 2023

Payment of legal fees for professional services rendered by Conley Rose (statements dated 5/8/23 and 5/8/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Wearable Stretch and Pressure Sensor Motion Capture System for Human Movement” - \$64.00; and “Singulation System for Handling Fish” - \$1,135.00.)

**TOTAL DUE.....\$ 1,199.00**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23, 5/16/23 and 5/16/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - \$115.50; “For Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans” - \$3,256.60; “Phenolxyalkyl Pyridinium Oxime Therapeutics for Treatment of Organophosphate Poisoning” - \$3,032.60; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$647.50, “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$7,300.72; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$647.50; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$647.50; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$2,931.50; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$140.00; “U.S. Provisional Applications Nos. 63/028,130, 62/175,642 and PCT/US21/32963” - \$940.50; “Oleaginous Microbe Supplementation for Improving Black Soldier Fly Growth and Development” - \$513.00; and “Species-agnostic Polymeric Formulations for Inhalable mRNA Delivery to the Lung” - \$2,458.00, respectively.)

**TOTAL DUE.....\$ 22,630.92**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/22/23, 2/22/23, 2/22/23, 2/22/23 and 2/22/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$803.50, \$680.00, \$38.00, \$323.00 and \$598.00, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 2,442.50**

Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 1/18/23 and 2/17/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,667.50 and \$2,057.50, respectively, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 4,725.00**

# EXHIBIT 4

June 15, 2023

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 4/28/23) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Self-Repairing Oxetane-Substituted Cytosan Polyurethane Networks” - \$67.50).

**TOTAL DUE.....\$ 67.50**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy, P.C. (statements dated 4/12/23, 4/12/23, 4/12/23, 4/12/23, 4/12/23, 4/12/23, 5/15/23, 5/16/23 and 5/16/23) 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: “Open-Shell Conjugated Polymer Conductors, Composites and Compositions” - \$5,625.50; “Thiol-Based Post-Modification of Conjugated Polymers” - \$870.00; “Conjugated Polymer Sensors Using the Inner Filter Effect” - \$1,620.50; “Organic Photodetection Devices Utilizing an Insulative Component within the Active Layer Blend” - \$87.50; “Carbon Susceptors for Thermoplastic Composite Induction Welding” - \$2,537.50; “A Quantitative, Fluorescence-Based Assay for Measuring the Exocytosis/Release of Full Length, Membrane Bound Tumor Necrosis Factor [TNF or TNFa] and Exosomes from Eukaryotic Cells” - \$1,610.00; “Post-Polymerization and Polymeric Material Modification Through Gold Catalysis” - \$3,142.25; “Conjugated Polymer Sensors Using the Inner Filter Effect” - \$1,851.50; and “Open-Shell Conjugated Polymer Conductors, Composites and Compositions” - \$1,665.00).

**TOTAL DUE.....\$ 19,009.75**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
June 29, 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 June 29, 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 Dr. Alfred McNair, 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 personnel matters at Alcorn State University and the University of Southern Mississippi.**

**PERSONNEL AGENDA**

On motion by Trustee Ogletree, seconded by Trustee Cummings, all Trustees legally present and participating voted unanimously to approve the items on the Personnel Agenda.

1. **Employment**

**University of Southern Mississippi**

FROM: Lance Nail; Provost and Senior Vice President for Academic Affairs and Professor of Finance; salary \$365,000 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2023

*[Originally approved by IHL Board May 18, 2023]*

CORRECTED: Lance Nail; Provost and Senior Vice President for Academic Affairs and Professor of Finance; salary \$365,000 per annum, pro rata; E&G Funds; 12-month contract; effective August 1, 2023

2. **Change of Status**

**University of Southern Mississippi**

- Douglas Masterson; *from* Senior Associate Provost for Institutional Effectiveness and Professor; salary \$166,290 per annum, pro rata; E&G Funds; 12-month contract; *to* Acting Provost and Senior Vice President for Academic Affairs and Professor; additional \$2,000 salary per month for acting period for a salary of \$168,290; E&G Funds; 12-month contract; effective July 1, 2023 – July 31, 2023
- Kathryn Anthony; *from* Interim Executive Associate Dean, Graduate School and Associate Professor; salary \$128,000 per annum, pro rata; E&G Funds; 12-month contract; *to* Interim Dean of Graduate School and Associate Professor; salary \$153,000 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2023

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
June 29, 2023**

**EXECUTIVE SESSION**

On motion by Trustee Martin, seconded by Trustee Cunningham, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Ogletree, seconded by Trustee 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 Alcorn State University.

**During Executive Session, the following matter was discussed and/or voted upon:**

On motion by Trustee Martin, seconded by Trustee Cunningham, all Trustees legally present and participating voted unanimously to appoint Dr. Tracy Cook as the Interim President of Alcorn State University with a state salary of \$300,000 and no foundation salary supplement effective July 8, 2023.

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

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President, Board of Trustees of State Institutions of Higher Learning

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Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
July 20, 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 July 20, 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. 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. Dr. Steven Cunningham was absent. The meeting was called to order by Dr. Alfred McNair, 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 changes to IHL Board Policy 605 Proof of Immunization.**

**ACADEMIC AFFAIRS AGENDA**

On motion by Trustee Starr, seconded by Trustee Martin, with Trustees Cunningham and Rader absent and not voting, all Trustees legally present and participating voted unanimously to approve the item on the Academic Affairs Agenda.

1. **SYSTEM** – Approved for final reading the proposed amendments to Board Policy 605 Proof of Immunization and waived the requirement for a second reading of this revision as required by Board Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies. The amendments, which will allow the institutions to grant religious exemptions for required immunizations, are in keeping with the Mississippi Department of Health’s addition of the same type of exemption for K through 12 students.

**605 PROOF OF IMMUNIZATION**

**A. Measles, Mumps, and Rubella**

Proof of immunization of measles, mumps, and rubella is required (two doses of the MMR vaccine) of all students, unless exempt because of (a) actual or suspected pregnancy (measles or rubella vaccines are not required for females who are pregnant; if pregnancy is suspected, a valid certificate of medical exception from a health provider is required until pregnancy is resolved), (b) medical contraindication, or (c) birth prior to 1957. Temporary waivers may be granted for students enrolled in distance learning courses and/or programs where their time on campus is limited to a minimum number of hours as determined by the admitting IHL institution.

**B. HEPATITIS B**

Proof of hepatitis B vaccination is required for students who are involved in health education programs that cause them to be potentially exposed to blood or other bodily fluids.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
July 20, 2023**

**C. RELIGIOUS EXEMPTIONS**

Each institution has the authority to grant religious exemptions.

**~~C.~~ D. TUBERCULOSIS**

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

**ADJOURNMENT**

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

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President, Board of Trustees of State Institutions of Higher Learning

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Commissioner, Board of Trustees of State Institutions of Higher Learning

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
ACADEMIC AFFAIRS  
AUGUST 17, 2023**

**1. SYSTEM – Approval of Degrees to be Conferred in Summer 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. Board approval represents permission to award degrees if all requirements are met and does not constitute direction to award a degree. In an exceptional case where a student is in all respects qualified for degree and Board approval has not been obtained, the Commissioner is authorized to provide administrative approval to award the degree. In such cases, the Commissioner must formally notify the Board at the meeting immediately following the commencement at which the degree was awarded.”*

In accordance with Board policy, Alcorn State University, Delta State University, Jackson State University, Mississippi State University, Mississippi University for Women, University of Mississippi Medical Center, University of Mississippi, and University of Southern Mississippi request permission to award degrees at the following levels in summer 2023, provided each candidate has met all requirements for the degree. Also, the institutions request retroactive approval for all summer 2023 degrees already conferred.

<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>
<b>Alcorn State University</b>				
	<i>Undergraduate</i>			
	Bachelor of Arts	7		
	Bachelor of Science	20		
	Bachelor of Science in Nursing	1		
	Bachelor of Social Work	1		
	<i>Graduate</i>			
	Master of Arts in Teaching	8		
	Master of Business Administration	1		
	Master of Liberal Arts	1		
	Master of Science in Agriculture	3		
	Master of Science in Applied Technology	2		
	Master of Science in Biology	2		
	Master of Science in Computer and Information Science	2		
	Master of Science in Secondary Education	4		
	Master of Science in Nursing	2		
	<b>Total Undergraduate Degrees</b>		<b>29</b>	
	<b>Total Graduate Degrees</b>		<b>25</b>	
	<b>Total Degrees</b>			<b>54</b>
<b>Delta State University</b>				
	<i>Undergraduate</i>			
	Bachelor of Arts	2		
	Bachelor of Business Administration	5		

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
CONSENT AGENDA  
ACADEMIC AFFAIRS  
AUGUST 17, 2023**

Bachelor of Commercial Aviation	19		
Bachelor of Fine Arts	1		
Bachelor of Music	1		
Bachelor of Science	8		
Bachelor of Science in Interdisciplinary Studies	4		
Bachelor of Science in Social Justice and Criminology	2		
Bachelor of University Studies (C2C)	14		
<i>Graduate</i>			
Master of Applied Science	4		
Master of Arts in Liberal Studies	1		
Master of Arts in Teaching	16		
Master of Business Administration	20		
Master of Commercial Aviation	8		
Master of Education	26		
Master of Professional Accountancy	1		
Master of Science in Sport and Human Performance	10		
Master of Science in Nursing	1		
Master of Science in Social Justice and Criminology	4		
Specialist in Education	27		
<b>Total Undergraduate Degrees</b>		<b>56</b>	
<b>Total Graduate Degrees</b>		<b>118</b>	
<b>Total Degrees</b>			<b>174</b>

**Jackson State University**

<i>Undergraduate</i>			
Bachelor of Arts	2		
Bachelor of Business Administration	2		
Bachelor of Music	1		
Bachelor of Science in Education	1		
Bachelor of Science	35		
Bachelor of University Studies (C2C)	2		
<i>Graduate</i>			
Master of Arts	1		
Master of Arts in Teaching	12		
Master of Business Administration	17		
Master of Professional Accountancy	4		
Master of Science	7		
Specialist in Education	11		
Doctor of Philosophy	25		
Doctor of Public Health	2		
<b>Total Undergraduate Degrees</b>		<b>43</b>	
<b>Total Graduate Degrees</b>		<b>79</b>	
<b>Total Degrees</b>			<b>122</b>



**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**ACADEMIC AFFAIRS**  
**AUGUST 17, 2023**

**Mississippi State University**

*Undergraduate*

Bachelor of Accountancy	6
Bachelor of Applied Science	11
Bachelor of Arts	31
Bachelor of Business Administration	82
Bachelor of Fine Arts	1
Bachelor of Landscape Architecture	2
Bachelor of Science	318
Bachelor of University Studies (C2C)	17

*Graduate*

Master of Agribusiness Management	9
Master of Agriculture	4
Master of Arts	4
Master of Arts in Teaching	3
Master of Arts in Teaching Middle	27
Master of Arts in Teaching Secondary	14
Master of Arts in Teaching Special Education	5
Master of Business Administration	41
Master of Engineering	1
Master of Landscape Architecture	3
Master of Physician Assistant Studies	1
Master of Professional Accountancy	10
Master of Science	181
Master of Science in Information Science	5
Master of Science in Instructional Technology	1
Master of Taxation	2
Specialist in Education	24
Doctor of Education	2
Doctor of Philosophy	51

**Total Undergraduate Degrees** **468**

**Total Graduate Degrees** **389**

**Total Degrees** **857**

**Mississippi University for Women**

*Undergraduate*

Bachelor of Applied Science	7
Bachelor of Business Administration	4
Bachelor of Fine Arts	3
Bachelor of Professional Studies	1
Bachelor of Science	22
Bachelor of Science in Nursing	227
Bachelor of University Studies (C2C)	

*Graduate*

Master of Arts	1
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**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**ACADEMIC AFFAIRS**  
**AUGUST 17, 2023**

Master of Arts in Teaching	4	
Master of Business Administration	7	
Master of Education	2	
Master of Fine Arts	9	
Master of Public Health	1	
Master of Science in Nursing	19	
<b>Total Undergraduate Degrees</b>		<b>264</b>
<b>Total Graduate Degrees</b>		<b>43</b>
<b>Total Degrees</b>		<b>307</b>

**University of Mississippi**

*Undergraduate*

Bachelor of Accountancy	46
Bachelor of Arts	169
Bachelor of Arts in Education	7
Bachelor of Arts in Journalism	12
Bachelor of Arts in Sport and Recreation Administration	11
Bachelor of Business Administration	179
Bachelor of Engineering	2
Bachelor of Fine Arts	6
Bachelor of Multi-Disciplinary Studies	44
Bachelor of Music	1
Bachelor of Science	108
Bachelor of Science in Computer Science	1
Bachelor of Science in Criminal Justice	15
Bachelor of Science in Electrical Engineering	1
Bachelor of Science in Engineering	2
Bachelor of Science in Exercise Science	19
Bachelor of Science in Geological Engineering	1
Bachelor of Science in Law Studies	9
Bachelor of Science in Mechanical Engineering	3
Bachelor of Science in Pharmaceutical Sciences	71
Bachelor of Science in Public Health & Health Sciences	5
Bachelor of Social Work	41
Bachelor of University Studies (C2C)	17

*Graduate*

Master of Accountancy	33
Master of Accountancy and Data Analytics	52
Master of Arts	29
Master of Arts in Teaching	5
Master of Business Administration	39
Master of Criminal Justice	16
Master of Education	29
Master of Fine Arts	4
Master of Laws	1

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**ACADEMIC AFFAIRS**  
**AUGUST 17, 2023**

Master of Science	41
Master of Social Work	20
Master of Taxation	7
Master of Taxation and Data Analytics	14
Specialist in Education	9
Doctor of Education	18
Doctor of Pharmacy	5
Doctor of Philosophy	48
Juris Doctor	3

<b>Total Undergraduate Degrees</b>	<b>770</b>	
<b>Total Graduate Degrees</b>	<b>373</b>	
<b>Total Degrees</b>		<b>1,143</b>

**University of Mississippi Medical Center**

*Undergraduate*

Bachelor of Science in Dental Hygiene	1
Bachelor of Science in Nursing	94

*Graduate*

Master of Health Informatics and Information Management	6
Master of Science in Nursing	34
Master of Science in Population Health Science	3
Doctor of Dental Medicine	3
Doctor of Health Administration	2
Doctor of Medicine	3
Doctor of Philosophy	12
Doctor of Physical Therapy	1

<b>Total Undergraduate Degrees</b>	<b>95</b>	
<b>Total Graduate Degrees</b>	<b>64</b>	
<b>Total Degrees</b>		<b>159</b>

**University of Southern Mississippi**

*Undergraduate*

Bachelor of Applied Science	2
Bachelor of Arts	23
Bachelor of Fine Arts	3
Bachelor of Interdisciplinary Studies	1
Bachelor of Liberal Studies	12
Bachelor of Music	1
Bachelor of Science	134
Bachelor of Science in Business Administration	37
Bachelor of Science in Nursing	8
Bachelor of Social Work	2
Bachelor of University Studies (C2C)	9

*Graduate*

Master of Arts	11
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**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**ACADEMIC AFFAIRS**  
**AUGUST 17, 2023**

Master of Arts in Teaching	2	
Master of Arts in Teaching of Languages	8	
Master of Business Administration	21	
Master of Education	9	
Master of Library and Information Science	15	
Master of Music Education	1	
Master of Professional Accountancy	3	
Master of Public Health	9	
Master of Science	118	
Master of Science in Athletic Training	1	
Specialist in Education	3	
Doctor of Education	112	
Doctor of Musical Arts	3	
Doctor of Nursing Practice	1	
Doctor of Philosophy	39	
<b><i>Total Undergraduate Degrees</i></b>	<b>232</b>	
<b><i>Total Graduate Degrees</i></b>	<b>356</b>	
<b><i>Total Degrees</i></b>		<b>588</b>

<b><i>System Total Undergraduate Degrees</i></b>	<b>1,957</b>	
<b><i>System Total Graduate Degrees</i></b>	<b>1,447</b>	
<b><i>System Total Degrees</i></b>		<b>3,404</b>

\*Note: System Total for summer 2023 represents an increase of 2,077 from summer 2022's total of 1,327. Summer 2023 totals represent degrees to be conferred regardless of summer commencement ceremonies whereas summer 2022 reflect commencement ceremonies only.

**STAFF RECOMMENDATION: Board staff recommends approval of these items.**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
**FINANCE**  
**August 17, 2023**

**1. DSU – REQUEST FOR APPROVAL TO AMEND A FOOD SERVICE AGREEMENT WITH SODEXO OPERATIONS, LLC**

**Agenda Item Request:** Delta State University (DSU) requests approval to amend its professional services agreement with **Sodexo Operation, LLC (Sodexo)** to provide dining, catering, and concession management services for its food service operations.

**Contractor's Legal Name: Sodexo Operations, LLC**

**History of Contract:** DSU has contracted with Sodexo Operations, LLC., to provide food service for its dining program since 2019. This contract will extend the original agreement approved by the Board in May 2019.

**Specific Type of Contract:** This is an amendment to the professional services contract.

**Purpose:** The purpose of the contract is for the management and operation of Delta State University's food service program for students, faculty, staff and guest to the University.

**Scope of Work:** The University will grant Sodexo Operations, LLC, the right to provide meals related to meal plans, commuter dining dollars, and flex dollars for the University to resale to its students, faculty and staff at a specified rate per meal or daily rate. The University shall provide the use of its facilities for the dining services. Sodexo will provide meals to residents and commuters. Sodexo will provide retail products at the University premises and at such other locations as Delta State University and Sodexo agree. Sodexo will also provide catering services.

**Term of Contract:** The term of the contract is five years, with option to extend for three additional years, commencing on September 1, 2023 and continuing through June 30, 2031, unless terminated by either party.

**Termination Options:** The agreement may be terminated as follows:

The contract may be terminated if the Vendor violates the Mississippi Employment Protection Act, Miss. Code Ann. § 71-11-1. It may also be terminated for the following reasons, as stated in the contract:

- a. If either Party breaches a material provision hereof ("Cause"), the non-breaching Party shall give the other Party written notice of such Cause. If the Cause is remedied within ten (10) days in the case of failure to make payment when due, or thirty (30) days in the case of any other Cause, the notice shall be null and void. If such Cause is not remedied within the specified period, the Party giving notice shall have the right to terminate this Agreement upon expiration of such remedy period. The rights of termination referred to in this Agreement are not intended to be exclusive and are in addition to any other rights or remedies available to either Party at law or in equity.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
**CONSENT AGENDA**  
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- b. In addition to all other rights set forth herein, either Party may terminate this Agreement, without prior notice, should any of the following events occur:
  - i. The filing of a petition pursuant to which an adjudication of bankruptcy is entered by either Party or the parent corporation of either Party; or the entry of an order, judgment or decree by a court of competent jurisdiction, on the application of a creditor, adjudicating either Party or the parent corporation of either Party as insolvent or approving a petition seeking reorganization or appointing a receiver or an assignee for benefit of creditors, trustee or liquidator; or
  - ii. The consent to an involuntary petition in bankruptcy or the failure to vacate, within sixty (60) days from the date of entry thereof, any order approving an involuntary petition by either Party or the parent corporation of either Party.
  - iii. Termination without Cause. Either Party may terminate this Agreement, in whole or in part, at any time, without Cause, upon no less than sixty (60) days' prior written notice to the other Party.

**Contract Amount:** The contract is estimated to produce \$4,934,678.00 in revenue, including a new capital investment of \$800,000.00.

**Funding Source for Contract:** This is a revenue generating contract.

**Contractor Selection Process:** Delta State University signed the initial contract with Sodexo Operations, LLC., in May of 2019. This is an extension of the original arrangement.

**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.

**2. JSU – REQUEST FOR APPROVAL TO ENTER INTO A LEASE AGREEMENT WITH AWH-BP JACKSON HOTEL, LLC – DBA HILTON JACKSON**

**Agenda Item Request:** Jackson State University (JSU) requests approval to enter into a lease agreement with **AWH-BP Jackson Hotel, LLC - DBA HILTON JACKSON (Hilton)** for the lease of hotel rooms for the housing of students enrolled in its Executive Ph.D. program during various program dates.

**Contractor Information:** **AWH-BP Jackson Hotel, LLC - DBA HILTON JACKSON**

**History of Contract:** This is a new agreement for hotel accommodations for JSU's EPhD program. Hotel accommodations are arranged for the JSU EPhD Program Cohorts which meet one weekend per month throughout each academic year (twice in July). The selected

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and approved hotel provides rooms, meals, conference and meeting space to accommodate the members during their participation in the EphD program.

**Type of Contract:** Lease (hotel) agreement.

**Purpose:** The purpose of the agreement is to lease hotel rooms monthly for those students who participate in JSU's Executive Ph.D. program. The JSU's Executive Ph.D. program runs from September 2023 through August 2024.

**Scope of Work:** Under this agreement, Hilton will provide up to one hundred sixty (160) room nights per event dates beginning September 5, 2023 through August 3, 2024. In addition, Hilton will provide meeting rooms, complimentary rooms for program-related faculty/staff participants, banquet facilities, internet service, parking, and complimentary breakfast.

**Term of Contract:** The term of the new contract is one year, beginning on September 5, 2023 expiring August 3, 2024.

**Contract Amount:** The total estimated cost of the agreement is \$279,216.00 This cost is based on the use of approximately one hundred sixty (160) room nights at a rate of \$144 per room from September 5, 2023 through August 3, 2024.

**Funding Source(s) for Project:** The agreement will be funded by E&G and funds.

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

- failure to comply with E-verify warranties;
- violation of conflict of interest law;
- by reduction of funds;
- by either party due to Force Majeure

**Contractor Selection Process:** JSU Executive PhD Program obtained quotes from the Homewood Suites Ridgeland, Mississippi, and the Hilton - Jackson. JSU's Executive PhD Program evaluated each quote based on quality customer service, price, guest room accommodations, meeting space, proximity and amenities. It selected the Hilton Jackson as the best option for the services and accommodations needed for the program at this time.

**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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**3. JSU – REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH FULL ARMOR SECURITY, LLC**

**Agenda Item Request:** Jackson State University requests approval to enter into a service agreement with **Full Armor Security, LLC** for supplemental security staffing.

**Contractor Information:** Full Armor Security, LLC

**History of Contract:** There has been no existing contract with Full Armor Security, LLC.

**Type of Contract:** Professional Services

**Purpose:** The purpose of this contract is to improve JSU's ability to monitor, secure, and promote safety on the main campus, as well as external campus sites.

Deploying additional officers and/or security personnel will improve: 1) law enforcement visibility, which will aid in deterring crime; 2) the frequency of patrols, facility walkthroughs, and preventative monitoring; and, 3) JSU's ability to enforce established protocols associated with access, behavioral conduct, and visitor registration.

Utilization of the selected security staffing agency benefits the University by immediately addressing current law enforcement staffing shortages. As part of the University's commitment to safety, resources will be incrementally increased to recruit and retain a more robust Department of Public Safety.

**Scope of Work:** Full Armor Security, LLC will provide the following services:

- Contractor will provide up to 15 officers for up to 40 hours per week, at the discretion of JSU law enforcement personnel.
- All officers will be in uniform and will be sitting/standing at posts for day to day operations and campus events, on foot patrol, etc.

**Term of Contract:** The term of the agreement is for a two-year (2) period, September 1, 2023 through August 31, 2025, with three (3) one-year (1) options to renew.

**Contract Amount:** The maximum projected cost for the initial term is \$700,000.00 for labor and management costs. Projected costs were based on staffing needs for traditional university and athletic sponsored events, daily operational needs, and in the event of an emergency.

**Funding Source(s) for Project:** The agreement will be funded by E&G and funds.

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

- JSU reserves the right to terminate this agreement with thirty (30) days' written notice if any of the terms of the proposal and/or contract are violated.



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- In the event the Contractor fails to carry out and comply with any of the conditions and agreements to be performed under the specification, JSU will notify the Contractor, in writing, of such failure or default. In the event the necessary corrective action has not been completed within a ten (10) day period, the Contractor must submit, in writing, why such corrective action has not been performed. The University reserves the right to determine whether or not such noncompliance may be construed as a failure of performance of the Contractor.
- Termination of contract by Contractor without cause can only occur with at least sixty (60) days' notice prior to the proposed termination of the contract.

**Contractor Selection Process:** Competitive solicitations were sought through the RFP process and publicly advertised April 6, 2023 to April 13, 2023, via RFP# 23-19 Security Services. Proposals were received from three (3) bidders, Allied Universal, Topps Security, and Full Armor Security, LLC. The RFP committee reviewed and evaluated each proposal based on corporate structure, years of experience, operational plan, and hourly rates per security officer. Full Armor Security, LLC met all of the specifications of the RFP and offered solutions in the best interest of the university at the lowest rate.

**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. MSU – REQUEST FOR APPROVAL TO ENTER INTO A CONTRACT WITH SECURIT SERVICES & TECHNOLOGY, LLC**

**Agenda Item Request:** Pursuant to Section 707.01 of the IHL Board Policies and Bylaws, MSU is requesting approval to enter into a contract with **SECURIT Services & Technology, LLC** to provide Metal Detector Screening Services for the FY24 and FY25 MSU Varsity Athletic Sports Seasons.

**Contractor's Legal Name:** **SECURIT Services & Technology, LLC**

**History of Contract:** MSU Athletics has used SECURIT since 2018 when the Southeastern Conference began requiring metal detector services. We have already purchased the metal detectors in prior years and the costs associated with these screening services are in line with industry standards.

**Specific Type of Contract:** This is a service agreement for metal detector screening services.

**Purpose:** The purpose of this agreement is to continue providing event security services to ensure the safety of all Student Athletes, Staff, and Guests at MSU Athletic events.

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**Scope of Work:** This agreement will ensure that all metal detectors are appropriately staffed, and guests are screened prior to entry to events.

**Term of Contract:** 2023-24 & 2024-25 MSU Varsity Athletic Sports Seasons (two fiscal years and ends on 6/30/2025)

**Contract Amount:** The University pays the contractor the set forth hourly rates in the contract. Projected cost on an annual basis is about \$250,000 per year, but final amount is subject to gametimes, number of workers who show up, etc.

**Funding Source for Contract:** Athletic Department Self-Generated Funds

**Termination Options:** MSU may, when the interests of MSU so require, terminate this agreement in whole or in part for the convenience of MSU. Written notice of the same is required to be provided by MSU and shall allow no less than thirty (30) days' notice prior to the effective date of the termination.

**Contractor Selection Process:** SECURIT has been the long-time provider for MSU screening services and is the only provider in this area that can meet the needs of MSU.

**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. MSU – REQUEST FOR APPROVAL TO ENTER INTO CONTRACT TO OBTAIN SERVICES AND SOFTWARE WITH TEAMWORKS INNOVATIONS, INC.**

**Agenda Item Request:** Pursuant to Section 707.01 of the IHL Board Policies and Bylaws, MSU is requesting approval to enter into a contract to obtain services and software with **Teamworks Innovations, Inc.** (Teamworks) for a group communication mobile application. MSU further requests approval for prepayment under the contract pursuant to Board policy 707.03.

**Contractor's Legal Name:** **Teamworks Innovations, Inc.**

**History of Contract:** This is a new contract with Teamworks. MSU has previously contracted with Teamworks for a group communication mobile application.

**Specific Type of Contract:** This is a services and software agreement for a mobile application.

**Purpose:** The purpose of this agreement is to provide MSU student athletes and athletics department staff with a communication tool necessary to track schedules, appointments, and send messages.

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**Scope of Work:** The Teamworks application will be used to communicate necessary information to all student athletes and appropriate staff and track various appointments and obligations.

**Term of Contract:** The contract will commence on September 1, 2023, and end on June 30, 2026.

**Contract Amount:** MSU will pay \$70,899.51 for the first partial year, \$97,703.50 the second year, and \$110,00.00 for the third year of the contract. The total amount of the contract is \$278,603.01.

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

**Termination Options:** In the event either party materially breaches the contract, the breaching party shall have 30 days to cure such breach. If the breaching party fails to cure the breach within 30 days, the non-breaching party may terminate the contract upon thirty (30) days written notice to the breaching party.

In the event Teamworks violates the Employment Protection Act, MSU may terminate the contract.

**Contractor Selection Process:** MSU issued RFP 23-46 on March 31, 2023, and received two proposals. Teamworks was the only one that met the requirements of the RFP.

**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.

**6. MVSU – REQUEST FOR APPROVAL TO ENTER INTO A SUBSCRIPTION AGREEMENT WITH OCLC, INC.**

**Agenda Item Request:** Mississippi Valley State University (MVSU) requests approval to enter into a subscription agreement with **OCLC, Inc.**

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

**History of Contract:** MVSU entered into a Master Agreement in July 2016. MVSU has entered several agreements under the Master Agreement that did not require Board approval. However, this new Master agreement sets the amount over the threshold for Board approval.

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

**Purpose:** The purpose of this agreement is to effectively manage physical and electronic resources.

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**Scope of Work:** The agreement gives the tools needed to effectively manage the metadata for MVSU's collection. Additionally, this agreement will act as a resource-sharing network to lend and borrow resources that allow users to quickly obtain global library content located in MVSU's collections and the collections of other ILL libraries around the world.

**Term of Contract:** July 1, 2023 – June 30, 2024

**Termination Options:** The agreement may be terminated by providing the other party with at least 30 days' prior written notice of its desire to not renew.

**Contract Amount:** The total cost of the contract is \$31,413.98.

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

**Contractor Selection Process:** Since MVSU had an existing Master Agreement with OCLC, Inc., a contractor selection process was not utilized.

**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 CONTRACTUAL SERVICES AGREEMENT WITH CARNEGIE DARTLET LLC (STATEMENT OF WORK #13)**

**Agenda Item Request:** The University of Mississippi requests approval to enter into a contract with **Carnegie Dartlet LLC**

**Contractor's Legal Name:** Carnegie Dartlet LLC

**History of Contract:** UM is currently under a Master Service Agreement with Carnegie Dartlet LLC approved by the IHL Board in March of 2019. The addition of Statement of Work #2 was approved by the IHL Board in November of 2019. Statement of Work #3 and Amendment #1 were approved by the IHL Board in January of 2020. Statement of Work #4 and Amendment #2 were approved by the IHL Board in October 2020. Statement of Work #5 was approved by the IHL Board in January 2021. Statement of Work #6 and Statement of Work #7 were approved by the IHL Board in August 2021. Statement of Work #8 and Statement of Work #9 were approved by the IHL Board in February 2022. Statement of Work #10 was approved by the IHL Board in June 2022. Statement of Work #11 was approved by the IHL Board in August 2022. Statement of Work #12 was approved by the IHL Board in May 2023. Amendment #3 was approved by the IHL Board in June 2023.

**Specific Type of Contract:** This is an amendment to the Master Service Agreement to add a new Statement of Work #13.

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**Purpose:** This contract amendment includes Statement of Work #13 (SOW13) which will provide digital advertising services to support the university's enrollment and brand strategies.

**Scope of Work:** This statement of work details a twelve-month proposed media plan for digital marketing services.

**Term of Contract:** The current MSA is scheduled to expire on March 22, 2025. SOW13 has a twelve-month term beginning September 2023 and ending September 2024.

**Termination Options:** As part of the Master Service Agreement, the amendment can be canceled for convenience by either party. The effective date of cancellation shall be sixty (60) days from the date of written notice of intent to cancel. In addition, this Agreement may be canceled with fourteen (14) days' notice due to a breach of the terms of the Agreement. It may also be terminated immediately for bankruptcy, assignment for benefit of creditors, or if a receiver is appointed to control the business of the other party. This contract may be canceled for non-availability of funds in the event that the funds used to pay for the contract become unavailable due to a change or decrease in the legislative appropriation to The University of Mississippi.

**Contract Amount:** The amount of SOW13 is \$519,999.20. This addition would increase the total amount of the existing Agreement to a sum not to exceed \$3,173,897.20.

**Funding Source for Contract:** The source of funding for the contract will be split between University Marketing & Communications funds earmarked for the purpose of brand marketing, the Division of Enrollment Management funds earmarked for the purpose of enrollment marketing, and general funds earmarked for the redesign and maintenance of olemiss.edu.

**Contractor Selection Process:** The University Marketing & Communications department is choosing to partner with the same contractor that created and delivered the university's most recent market research and corresponding brand personality. SOW13 outlines services and pricing that are very consistent with a successful digital marketing campaign delivered by the vendor under SOW6 and SOW10. More specifically, the university has worked with the vendor on brand perception and digital marketing since 2019, and this SOW activates on the findings delivered from the brand perception study outlined in SOW10 to continue that investment.

**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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**8. UM – REQUEST FOR APPROVAL TO ENTER INTO CONTRACTUAL SERVICES AGREEMENT WITH CARNEGIE DARTLET LLC (STATEMENT OF WORK #14)**

**Agenda Item Request:** The University of Mississippi requests approval to enter into a contract with **Carnegie Dartlet LLC**

**Contractor's Legal Name: Carnegie Dartlet LLC**

**History of Contract:** UM is currently under a Master Service Agreement with Carnegie Dartlet LLC approved by the IHL Board in March of 2019. The addition of Statement of Work #2 was approved by the IHL Board in November of 2019. Statement of Work #3 and Amendment #1 were approved by the IHL Board in January of 2020. Statement of Work #4 and Amendment #2 were approved by the IHL Board in October 2020. Statement of Work #5 was approved by the IHL Board in January 2021. Statement of Work #6 and Statement of Work #7 were approved by the IHL Board in August 2021. Statement of Work #8 and Statement of Work #9 were approved by the IHL Board in February 2022. Statement of Work #10 was approved by the IHL Board in June 2022. Statement of Work #11 was approved by the IHL Board in August 2022. Statement of Work #12 was approved by the IHL Board in May 2023. Amendment #3 was approved by the IHL Board in June 2023. Statement of Work #13 is also being submitted for IHL Board review in August 2023.

**Specific Type of Contract:** This is an amendment to the Master Service Agreement to add a new Statement of Work #14.

**Purpose:** This contract amendment includes Statement of Work #14 (SOW14) which will provide digital advertising services to support the university's online graduate program enrollments and brand strategies.

**Scope of Work:** This statement of work details a twelve-month proposed media plan for digital marketing services.

**Term of Contract:** The current MSA is scheduled to expire on March 22, 2025. SOW14 has a twelve-month term beginning September 2023 and ending August 2024.

**Termination Options:** As part of the Master Service Agreement, the amendment can be canceled for convenience by either party. The effective date of cancellation shall be sixty (60) days from the date of written notice of intent to cancel. In addition, this Agreement may be canceled with fourteen (14) days' notice due to a breach of the terms of the Agreement. It may also be terminated immediately for bankruptcy, assignment for benefit of creditors, or if a receiver is appointed to control the business of the other party. This contract may be canceled for non-availability of funds in the event that the funds used to pay for the contract become unavailable due to a change or decrease in the legislative appropriation to The University of Mississippi.

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**Contract Amount:** The amount of SOW14 is \$800,197.20. This addition would increase the total amount of the existing Agreement to a sum not to exceed \$3,974,094.40.

**Funding Source for Contract:** The source of funding for the contract will be paid for by the University of Mississippi Division of Outreach funds earmarked for the purpose of purpose of enrollment marketing and online program awareness.

**Contractor Selection Process:** The University's Division of Outreach is choosing to partner with the same contractor that created and delivered the university's most recent market research and corresponding brand personality. SOW14 outlines services and pricing that are very consistent with a successful digital marketing campaign delivered by the vendor under SOW6 and SOW10. More specifically, the university has worked with the vendor on brand perception and digital marketing since 2019, and this SOW continues that investment.

**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. UM – REQUEST FOR APPROVAL TO ENTER INTO CONTRACTUAL SERVICES AGREEMENT WITH GRADUATE OXFORD**

**Agenda Item Request:** The University of Mississippi Athletics Department requests approval to enter into a contract with **Graduate Oxford** for hotel rooms during the 2023 football season.

**Contractor's Legal Name:** Graduate Oxford

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

**Specific Type of Contract:** This is a hotel contract for accommodations during the football season.

**Purpose:** This agreement is for lodging for prospective student athletes and their families on official visits to the university.

**Scope of Work:** The Graduate hotel will provide lodging for prospective student athletes during the 2023 football season.

**Term of Contract:** The contract will begin August 31st, 2023 and will end November 18<sup>th</sup>, 2023.

**Termination Options:** The Parties will be relieved of any liability to meet the responsibilities of this Agreement because of any act of God, riots, acts of war or terrorism, epidemics, pandemics (including COVID-19), strikes, any act or order of public authority including, without limitation, the University, the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi, or local, state or federal

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government, civil or regulatory authority, or any other cause, similar or dissimilar, beyond the control of either Party (a “Force Majeure Event”). For the avoidance of doubt, the cancellation, restriction, curtailment, or alteration of the Customer’s collegiate schedule, whether by an athletic conference or the NCAA, shall be considered a Force Majeure event under this section.

**Contract Amount:** The total contract amount is \$283,452.

**Funding Source for Contract:** Athletics Depart Operating Funds

**Contractor Selection Process:** Contractor was selected based on proximity to the university, availability for home football games during the 2023 football season, and meeting the specific accommodation needs. Additionally, we enter contracts with the following properties during football season: The Inn at Ole Miss, La Quinta Oxford, Courtyard Marriott, and Charter Road Hospitality (Tru by Hilton).

**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.

**10. UM – REQUEST FOR APPROVAL TO ENTER INTO CONTRACTUAL SERVICES AGREEMENT WITH PLANON CORPORATION**

**Agenda Item Request:** The University of Mississippi (UM) Facilities Management department requests approval to enter into a contract with **Planon Corporation (Planon)** for an integrated workplace management system (IWMS) software solution and associated implementation services.

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

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

**Specific Type of Contract:** This is a software licensing and maintenance agreement for an IWMS software solution with associated implementation services.

**Purpose:** The purpose of this agreement is to provide an IWMS software solution to support the operational, management, and reporting needs of the Facilities Management (FM) department. UM has utilized SAP® for its enterprise resource planning (ERP) system for the past 23 years. During this time, FM has relied on SAP’s internal Plant Maintenance module to manage its facility assets and work requirements. Over time, FM has determined that the current implementation of SAP can no longer effectively support the increasingly complex requirements of a modern, efficient facilities management organization. Specifically, SAP lacks critical capability in the areas of maintenance management (to include preventive maintenance), asset management, materials management, project management, space management, custodial management, utilities/energy management, and capital planning. SAP also lacks support for any kind of mobile solution for managing work in the field. A modern IWMS solution addresses the



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current limitations and deficiencies of SAP pertaining to facilities management. In addition to FM, the proposed IWMS will also support the needs of several other campus departments, including Facilities Planning, Landscape Services, Accounting, the Office of the Provost, and many academic departments.

**Scope of Work:** The vendor will provide an IWMS software solution for maintaining record data on campus facilities, space, and equipment assets. The IWMS will also facilitate:

- a. Work request processing
- b. Maintenance management (including preventive maintenance)
- c. Asset management
- d. Project management
- e. Materials management
- f. Space management
- g. F&A rate determination
- h. Custodial service management
- i. Utilities/energy management
- j. Capital project planning

The vendor will also supply implementation services, training, ongoing support, software hosting services, and software updates.

**Term of Contract:** The initial term of the contract is 12 months. Thereafter, the term will be automatically extended for successive 12-month periods unless notice is provided at least 90 days prior to the end of the then current term.

As written, the contract has no firm end date. This was intentional, as UM would be subject to rate increases at contract renewal and would risk losing the favorable rates specified in this contract. Nevertheless, this request assumes a five-year (60-month) total contract length. UM will seek additional approval from the IHL Board (and the Mississippi Department of ITS) to extend beyond five years or to exceed the contract amount noted below.

**Termination Options:** Either Party may terminate this agreement (i) upon expiration of the term for each product listed in the product order for, (ii) after the conclusion of third year of the agreement without cause upon ninety (90) days written notice or (iii) in an event of breach of this agreement by the other party if the defaulting party fails to remedy the default within 30 days. In the case of termination pursuant to subsection (ii), UM shall be entitled to a pro-rata refund of annual product fees as of the date of termination.

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**Contract Amount:** The total estimated five-year contract amount is \$2,919,306.69, which breaks down as follows:

<b>One-time costs</b>	<b>Amount</b>	
- Licensing fees for perpetual license software components	\$510,000.00	
- Implementation services (not-to-exceed amount; billed as time & materials; includes allowances for travel, expenses, and contingency)	\$1,284,157.66	
<b>Total one-time costs</b>	<b>\$1,794,157.66</b>	
<b>Recurring costs</b>	<b>Annual</b>	<b>5-Year Total*</b>
- Licensing fees for software-as-a-service (SaaS) software components	\$66,428.40	\$359,797.64
- Maintenance and hosting fees for perpetual license software components	\$143,728.00	\$765,351.39
<b>Total recurring costs</b>	<b>\$210,156.40</b>	<b>\$1,125,149.03</b>

\*Includes a 4% annual escalation

In accordance with IHL Board Policy 707.03 Approval of Prepayment for Goods or Services, UM requests Board approval to make multi-year prepayments for licensing fees for SaaS software components and maintenance & hosting fees for perpetual license software components at the beginning of each contract year.

**Funding Source for Contract:** The contract will be funded using education and general (E&G) funds.

**Contractor Selection Process:** An RFP (#705) process was conducted. Six vendors submitted responses. The responses were reviewed and scored by a committee using a best-value approach (65% technical, 35% price). Two finalists were invited to conduct on-campus demonstrations. Following the demonstrations, the committee rescored the two finalists, with Planon emerging as the clear winner. Planon scored significantly higher than the other finalist in all technical categories (62.25 out of 65 total for Planon, compared to 32.21 for the other finalist) and only scored slightly lower in the pricing categories (32.60 out of 35 total for Planon, compared to 34.94 for the other finalist). In absolute dollars, the annual recurring cost for Planon ends up being about \$7,500 more than the annual recurring cost for the other finalist.

**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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**11. UMMC- REQUEST FOR APPROVAL TO AMEND A MEDICAL CHARGE ACCOUNT AGREEMENT WITH ACCESSONE MEDCARD, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to amend its Medical Charge Account Agreement with **AccessOne MedCard, Inc.** (AccessOne) to adjust the interest free language included in the agreement. The agreement is to provide patients an option to pay outstanding balances with medical charge accounts that are established and serviced by AccessOne.

**Contractor's Legal Name:** AccessOne MedCard, Inc.

**History of Contract:** On Feb 20, 2020, the Board approved a Medical Charge Account Agreement at a cost of \$9,000,000. The agreement will expire on February 28, 2025.

**Specific Type of Contract:** This is an amendment to the Medical Charge Account Agreement

**Purpose:** The purpose of the amendment is to adjust the interest free language included in the agreement. The purpose of the agreement is to provide patients an option to pay outstanding balances with medical charge accounts that are established and serviced by AccessOne.

**Scope of Work:** Under the agreement, AccessOne will establish a medical charge account for eligible UMMC patients who desire such account to pay their balances over time. AccessOne will receive a contingency fee based upon the type of account and receivable.

**Term of Contract:** The term of the agreement remains unchanged, it is five (5) years, from March 1, 2020, through February 28, 2025.

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

- Immediately upon written notice after a material breach of the agreement by the other party;
- By either party at any time upon thirty (30) days' written notice;
- Immediately in the event AccessOne assigns the agreement to a party that is excluded from participation in a federal or state health care program;
- In the event a force majeure event delays performance for more than thirty (30) days; and
- Immediately upon written notice in the event AccessOne is unable to fund all or any portion of accelerated payments.

**Contract Amount:** The total estimated cost of the agreement over five (5) years remains unchanged, and is \$9,000,000. AccessOne's standard rate under the agreement is a contingency fee of six percent (6%) of actual collections. AccessOne also offers an accelerated payment option, whereby AccessOne will advance the anticipated collections

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to UMMC for a ten percent (10%) contingency fee. UMMC has included in its cost calculation an estimated thirty-seven percent (37%) of accounts under the accelerated payment option, and the remainder at the standard rate. UMMC has also included a one percent (1%) potential increase in the service fees.

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

**Contractor Selection Process:** UMMC is currently contracted with Access one.

**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.

**12. UMMC- REQUEST FOR APPROVAL TO WAIVE THE ANNUAL AUDIT REQUIREMENT APPLICABLE TO THE AFFILIATION AGREEMENT WITH THE UMMC RESEARCH AND DEVELOPMENT FOUNDATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests a waiver of the annual audit requirement applicable to the IHL approved affiliation agreement with the **UMMC Research and Development Foundation (RDF)** for the fiscal year ending June 30, 2023.

Additionally, UMMC would like to request an amendment to the audit waiver request approved by the Board on November 17, 2022. The previous approval was to waive the annual audit requirement applicable to the IHL approved affiliation agreement RDF for the fiscal year ending June 30, 2023, however the request should have been to waive the annual audit requirement for the fiscal year ending June 30, 2022.

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

- Both activities and assets of the RDF continue to remain low (approximately \$7,300 as of June 2023);
- Contracting for an external audit would represent a significant expense that, at this time, does not make sound financial or business sense, as the audit will cost approximately \$8,750 to complete; and
- The RDF does not anticipate that the year-end financial statements for the current year will differ substantially from the financial statements as of the end of the most recently completed fiscal year.

**STAFF RECOMMENDATION:** Board staff recommends approval of a waiver along with a review conducted by IHL Internal Audit.

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**13. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH BOSTON SCIENTIFIC CORPORATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a purchase agreement with **Boston Scientific Corporation** (BSC) to purchase various consumable commodities and equipment for use during the implantation of cardiac rhythm management (CRM) devices, such as pacemakers and defibrillators. UMMC also requests approval to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level.

**Contractor's Legal Name:** Boston Scientific Corporation

**History of Contract:** On August 20, 2020, the Board approved a three (3) year purchase agreement with BSC for a cost of \$5,400,000. On October 20, 2022, the Board approved an increase in funds for the CRM agreement, the total cost of the agreement was increased to \$8,775,000. The Agreement will expire on August 31, 2023.

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

**Purpose:** The purpose of the agreement is to purchase discounted consumable commodities and equipment used specifically during cardiac rhythm management (CRM) procedures.

**Scope of Work:** Under the agreement, BSC will provide commodities and equipment used during CRM procedures and pay UMMC a semi-annual rebate on purchases made under the agreement. Under the agreement, UMMC will purchase ninety percent (90%) of its total need for CRM products from BSC and one (1) other vendor, Medtronic USA, Inc. (Medtronic) that does not require a signed contract to extend pricing to UMMC. Additionally, BSC will provide quarterly market share rebates to UMMC.

**Term of Contract:** Term of the agreement is three (3) years from September 1, 2023 through August 31, 2026.

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

- in the event that performance is delayed by more than thirty (30) days due to an ongoing force majeure event, the non-delayed party may terminate the agreement upon written notice; and
- by either party for any or no reason upon ninety (90) days' advanced written notice to the other party.

**Contract Amount:** The estimated cost of the agreement is \$9,300,000 over the three (3) year term. UMMC has included a twenty percent (20%) increase beginning in year two (2) to allow for potential patient volume change.

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

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

**STAFF RECOMMENDATION:** 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.

**14. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A LEASE AGREEMENT WITH CENTRAL MISSISSIPPI CIVIC IMPROVEMENT ASSOCIATION, INC D/B/A JACKSON HINDS COMPREHENSIVE HEALTH CENTER**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Medical Office Building Lease with **Central Mississippi Civic Improvement Association, Inc. d/b/a Jackson-Hinds Comprehensive Health Center (JHCHC)** to sublet clinical space at the Jackson Medical Mall for JHCHC to operate and manage primary care continuity clinics.

**Contractor's Legal Name:** Central Mississippi Civic Improvement Association, Inc. d/b/a Jackson-Hinds Comprehensive Health Center

**History of Contract:** UMMC has leased space at the Jackson Medical Mall since approximately 1995. The current Master Lease Agreement between UMMC and the Jackson Medical Mall Foundation was approved by the Board on November 18, 2010. UMMC has sublet clinical space to JHCHC since 2010. On August 18, 2022, the Board approved the current sublease agreement with JHCHC for clinical space at the Jackson Medical Mall. The current sublease will expire September 30, 2023.

**Specific Type of Contract:** This is a new Medical Office Building Lease.

**Purpose:** The purpose of the sublease agreement is to sublet clinical space at the Jackson Medical Mall for JHCHC to operate and manage primary care continuity clinics.

**Scope of Work:** Under the sublease agreement, UMMC will provide:

- 25,728 square feet of clinical space to JHCHC;
- Utilities, janitorial/housekeeping services, security, and maintenance; and
- Non-exclusive use of all common areas.

**Term of Contract:** The term of the agreement is one (1) year, from October 1, 2023, through September 30, 2024.

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

- By UMMC if JHCHC engages in a prohibited use and fails to cure such violation within 30 days following notice of such violation;
- By either party in the event of a partial destruction of the premises and UMMC does not elect to make repairs or if the repairs cannot be made timely;
- Automatically in the event of a total destruction of the building;
- Automatically if the whole of the premises or building or so much thereof as to render the balance unusable by UMMC shall be taken under power of eminent domain, condemnation or by deed in lieu of foreclosure or otherwise;
- By UMMC at any time in the event JHCHC commits an act of default under the lease;
- By either party in the event any legislation, regulation or government policy is passed or adopted, the effect of which would cause either party to be in violation of such laws due to the existence of any provision of the lease, and the parties fail to agree upon modified terms within 90 days;
- By UMMC immediately upon breach of any of the following ongoing representations and warranties that JHCHC:
  - is not currently excluded, debarred, or otherwise ineligible to participate in any federal health care programs or any state healthcare programs;
  - has not been convicted of a criminal offense related to the provision of healthcare items or services and have not been excluded, debarred, or otherwise declared ineligible to participate in the Federal Healthcare Programs or any state healthcare programs; and
  - is not under investigation or otherwise aware of any circumstances which may result in the party being excluded from participation in the Federal Healthcare Programs or any state healthcare programs;
- Automatically in the event the prime lease with the Jackson Medical Mall Foundation expires or is terminated; and
- By either party in the event of an adverse change in law and the parties fail to agree upon modified terms within 60 days.

**Contract Amount:** The sublease agreement is estimated to earn approximately \$470,822.40 over the one (1) year term. Base rent will be \$18.30 per square foot for 25,728 rentable square feet or \$39,235.20 per month. The rent amount includes a pro rata share of the housekeeping and security services provided under the Master Lease.

**Funding Source for Contract:** Not applicable. This is a revenue contract.

**Contractor Selection Process:** JHCHC is the existing tenant.

**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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**15. UMMC – REQUEST FOR APPROVAL TO AMEND A PRODUCT SCHEDULE WITH ROCHE DIAGNOSTICS CORPORATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to amend its Product Schedule 100989 with the **Roche Diagnostics Corporation** (Roche) to add a Cobas 6000 analyzer series to the agreement and remove two (2) Integra 400 Plus and one (1) e411 Rack from the agreement. The original Product Schedule 1000989 was for the lease of twelve (12) laboratory instruments, the purchase of reagents and supplies needed for diagnostic testing, service for the instruments, and training. The instruments and supplies are used to perform chemistry tests, such as liver and kidney function tests, and to help diagnose and treat numerous diseases including diabetes, hepatitis, kidney conditions, fertility, and thyroid problems. UMMC also requests approval to add or remove products under the agreement without seeking prior Board approval as long as adequate funds are available.

**Contractor's Legal Name: Roche Diagnostics Corporation**

**History of Contract:** On May 21, 2020, the Board approved Enterprise Agreement 142109 and Product Schedule 1000989 with Roche Diagnostics Corporation (Roche) for the lease of twelve (12) laboratory instruments, the purchase of reagents and supplies needed for diagnostic testing, service for the instruments, and training.

**Specific Type of Contract:** This is an amendment to the Product Schedule

**Purpose:** The purpose of the Amendment is to add a Cobas 6000 analyzer series to the agreement and remove two (2) Integra 400 Plus and one (1) e411 Rack from the agreement. The purpose of the Product Schedule is to lease twelve (12) laboratory instruments, purchase reagents and supplies needed for diagnostic testing, and provide service and training for the instruments. The instruments and supplies are used to perform chemistry tests, such as liver and kidney function tests, and to help diagnose and treat numerous diseases including diabetes, hepatitis, kidney conditions, fertility, and thyroid problems. The instruments will be located at the Main Clinical Laboratory in Jackson, multiple UMMC clinic locations, UMMC Grenada, UMMC Grenada Family Medicine clinic, and UMMC Holmes County Hospital.

**Scope of Work:** Under the amended Product Schedule 1000989, Roche will provide:

- Ten (10) laboratory instruments:
  - one (1) Cobas 8100 Beta,
  - two (3) Cobas 6000 <c 501/c 501/e601>,
  - two (2) Cobas c 501/e 601,
  - two (2) Cobas c 501,
  - three (1) Cobas 4000 <c 311>,
  - one (1) Cobas e 601;
- Equipment maintenance;
- Training;



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- Associated reagents and supplies used in chemistry and immunoassay testing in multiple UMMC locations.

Under the revised agreement, UMMC commits to buy a minimum of \$1,292,221.67 in reagents per year.

**Term of Contract:** The amended term of Product Schedule 1000989 is eight (8) years, five (5) months and eight (8) days, commencing May 22, 2020, and ending five (5) years after date of installation of the last piece of equipment, which is expected to be on or about October 31, 2023. The original term was six years from May 22, 2020, through May 21, 2026, or five (5) years after the date of installation of the last piece of equipment, whichever was later. The amendment adds two (2) years, five (5) months and eight (8) days to the term and the expected end date will be on or about October 30, 2028.

**Termination Options: Termination Options:** The termination options contained in the Enterprise Agreement include the following:

- by Roche in the event of a default by UMMC;
- by UMMC in the event of default by Roche UMMC may terminate the applicable Schedule or the Enterprise Agreement;
- by UMMC in the event a product is continuously unavailable for ninety (90) days due to a force majeure event;
- by UMMC in the event of a reduction in funds if UMMC provides written proof to Roche showing that it lost appropriations, and as a consequence it will no longer be purchasing the products under the applicable Schedule;
- by UMMC, if Roche does not comply with the integration services warranty and Roche does not correct the failure within forty-five (45) days of the warranty notice, UMMC may terminate in the following thirty (30) days; and
- by Roche if UMMC does any of the following and does not correct the problem in 30 days:
  - UMMC engages in activities that Roche reasonably deems a risk to the security or integrity of Roche, the services or any personal information, or that are prohibited pursuant to the agreement,
  - UMMC fails to pay the fees/payments on any applicable schedule, and
  - UMMC fails to comply with any of the terms and conditions of the agreement.

Schedule 1000989 may be terminated for the following:

- by UMMC upon one hundred eighty (180) days written notice to Roche, after the first thirty-six (36) months of the agreement; and
- if at any time after the 7-year anniversary of the original commencement date of any equipment included on the Schedule, the equipment has three (3) consecutive months of equipment failure, Roche may terminate its obligation to provide service on the equipment, and, if the equipment is leased or rented, require a return of the equipment to Roche.

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The intersystem cache database software sublicense may be terminated:

- if the use of the software is a violation a third party's rights when used in accordance with the documentation and instructions, the vendor may terminate UMMC's license; and
- by either party upon the other party's breach.

**Contract Amount:** The estimated cost of the Product Schedule remains unchanged. It is \$20,780,000.00 over the term.

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

**Contractor Selection Process:** UMMC is currently contracted with Roche.

**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.

**16. SYSTEM- REQUEST TO ESCALATE CONTRACT AMOUNT FOR LEASE WITH MS HARDWARE MASTER TENANT, LLC**

**Agenda Item Request:** The Board Office requests approval to increase the total contract amount for a lease agreement with MS Hardware Master Tenant, LLC, to allow for payment of improvements to the physical space as requested by the four research universities who will use the office space.

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

**History of Contract:** The original lease was approved by the Board of Trustees in November 2022. The purpose of the Lease Agreement is to lease approximately 1,998 square feet located on the 2<sup>nd</sup> floor, southeast corner of the MCITY Building located at 1622 Washington Street in Vicksburg, Mississippi. This space will be used by the four research universities for the purpose of technology transfer and entrepreneurial programs which may be connected to the U.S. Department of Defense and related federal research.

**Purpose:** The purpose of the escalation is to authorize payment for changes to the configuration of offices and conference room to soundproof private spaces and changes to the HVAC system needed to accommodate divided zones.

**Scope of Work:** MS Hardware Master Tenant, LLC, will modify the current layout of offices, extend the walls of offices and the conference room to full ceiling height, and modify the HVAC ductwork and vents to accommodate these changes.

**Term of Contract:** The term of the Lease Agreement is three (3) years, from January 1, 2023 through December 31, 2025.

**Termination Options:** The Lease Agreement may be terminated as follows:

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- Upon 120 days' notice if space becomes available to IHL in a State-owned building.
- Upon 120 days' notice in the event of a discontinuation or decrease in federal, state and other available funding that prevents IHL from continuing its operations in all or part of the premises.
- In the event of default by IHL which includes abandonment, failure to pay rent, failure to perform obligations under the Lease Agreement, if the issue is not corrected within 30 days, or in the case of insolvency.
- In the event of default by MS Hardware Master Tenant, LLC if Lessor is notified in writing of the default and is unable to cure the default within 30 days.

**Contract Amount:** The original total estimated cost of the three (3) year term is \$145,000. This request is to increase the total estimated cost of the contract by \$150,000 for a new total estimated cost of \$295,000.

**Funding Source of Contract:** During the 2022 and 2023 Legislative Sessions, the Mississippi Legislature approved SB 3002 (2022) and SB 3000 (2023) which appropriated \$1,000,000 each to the research universities for the purpose of technology transfer and entrepreneurial programs, which may be connected to the Department of Defense and related federal research in Mississippi, including improvements to the physical space. IHL pays the Lease costs directly to MS Hardware Master Tenant, LLC; however, JSU, MSU, UM and USM will reimburse IHL from the funds appropriated by the Legislature for this purpose.

**STAFF RECOMMENDATION:** Board Staff recommends approval of this escalation in spending authority on this contract.

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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. ASU – GS 101-334 – ARPA INFRASTRUCTURE WASTE COLLECTION & CONVEYANCE**

**Project Request:** Alcorn State University requests approval to initiate a project, ARPA Infrastructure Waste Collection & Conveyance, and to appoint Pickering, Inc. as the design professional for the project.

**Proposed Design Professional:** Pickering, Inc.

**Selection Method:** The project budget is not anticipated to exceed \$3M therefore it is not required that Alcorn State University use the RFQ method for selecting 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:** Alcorn State University is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.

**Project Scope:** The project is for the replacement of waste collection pipe crossing near Lanier Hall (Old District), replacement of pumps at the main campus pump station, and “point repairs” within ASU’s sewer collection system identified in a previous project, but not completed.

Alcorn State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires

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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:** August 17, 2023

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

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

**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	913,750.00
Architectural and Engineering Fees:		82,238.00
Misc. Project Costs:		33,324.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>45,688.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>1,075,000.00</b>

**Funding Source(s):** Federal ARPA Funds (\$1,075,000) – This project is eligible for use of ARPA funds and has been certified by a 3<sup>rd</sup> party audit through the Department of Finance and Administration.

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

**2. ASU – GS 101-338 – ARPA INFRASTRUCTURE WATER TRANSMISSION AND DISTRIBUTION**

**Project Request:** Alcorn State University requests approval to initiate a project, ARPA Infrastructure Water Transmission and Distribution, and to appoint Pickering, Inc. as the design professional for the project.

**Proposed Design Professional:** Pickering, Inc.

**Selection Method:** The project budget is anticipated to exceed \$3M therefore it is required that Alcorn State University use the RFQ method for selecting the design professional. ASU used the RFQ method for selecting the professional.

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

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

**Project Scope:** This project will include the replacement of water distribution mains in the Old District of campus and replacement of piping and valves at the western elevated storage tank. Through subsequent conversations with DFA, the scope of this work is presently being expanded to include replacement of most, if not all, water distribution mains within the ASU campus.

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	5,950,750.00
Architectural and Engineering Fees:		535,500.00
Misc. Project Costs:		292,000.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>297,500.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>7,075,000.00</b>

**Funding Source(s):** Federal ARPA Funds (\$7,075,000) – This project is eligible for use of ARPA funds and has been certified by a 3<sup>rd</sup> party audit through the Department of Finance and Administration.

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



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**3. ASU – GS 101-339 – JOC HVAC IMPROVEMENTS – HEERF – NATCHEZ  
CAMPUS BUILDINGS**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Natchez Campus Buildings, and to appoint Engineering Resource Group, Inc. as the design professional for the project.

**Proposed Design Professional:** Engineering Resource Group, Inc.

**Selection Method:** There is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** Alcorn State University is seeking to create a safer learning and work interior environment by upgrading the existing building aged/dated mechanical HVAC (heating, ventilation & air conditioning) system due to normal lifecycle depletion and/or outdated equipment & technology. This project will include the replacement of chillers, replacement of the circulation pumps and the replacement of associated piping and controls.

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

**Project Initiation Date:** August 17, 2023

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

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

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**Project Budget:**

		<u>Estimated</u>
Construction Cost:	\$	1,570,495.00
Architectural and Engineering Fees:		174,510.00
Misc. Project Costs:		97,000.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>97,000.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>1,939,005.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$1,939,005) – This funding source has been approved by the U.S. Department of Education.

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

**4. ASU – GS 101-340 – JOC HVAC IMPROVEMENTS – HEERF – DAVID WHITNEY COMPLEX**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – David Whitney Complex, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include replacing the existing air-cooled R22 chiller, existing boilers, existing chilled water pump, three (3) heating water pumps, all chilled and heating water piping within the boiler room and installing new controls and an energy management system.

Alcorn State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires

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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:** August 17, 2023

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

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

**Project Budget:**

	<u>Estimated</u>
Construction Cost:	\$ 2,895,901.34
Architectural and Engineering Fees:	317,842.83
Misc. Project Costs:	176,579.35
Furniture & Equipment Costs:	0.00
Contingency:	<u>176,579.35</u>
<b>Total Project Budget</b>	<b>\$ 3,531,587.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$3,531,587) – This funding source has been approved by the U.S. Department of Education.

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

**5. ASU – GS 101-341A – JOC HVAC IMPROVEMENTS – HEERF – MATH AND SCIENCE BUILDING**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Math and Science Building, and to appoint Engineering Resource Group, Inc. as the design professional for the project.

**Proposed Design Professional:** Engineering Resource Group, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include the replacement of air handling units (AHU), replacement of existing chiller and hot water boilers, replacement of the Laboratory Air Control Valves and Laboratory Control Systems, replacement of the air distribution system including all supply, return, outdoor, and exhaust air ductwork, replacement of the water distribution systems including pumps, piping, and piping specialties, and replacement of the building automation system (BAS).

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

	<u><i>Estimated</i></u>
Construction Cost:	\$ 2,835,000.00
Architectural and Engineering Fees:	315,000.00
Misc. Project Costs:	175,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>175,000.00</u>
<b>Total Project Budget</b>	<b>\$ 3,500,000.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$3,500,000) – This funding source has been approved by the U.S. Department of Education.

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

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**6. ASU – GS 101-341B – HVAC IMPROVEMENTS – HEERF – MATH AND SCIENCE BUILDING**

**Project Request:** Alcorn State University requests approval to initiate a project, HVAC Improvements – HEERF – Math and Science Building, and to appoint Engineering Resource Group, Inc. as the design professional for the project.

**Proposed Design Professional:** Engineering Resource Group, Inc.

**Selection Method:** The is a continuation of 101-341A and the design professional will be retained.

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

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

**Project Scope:** The exact scope will be determined after the JOC package in GS 101-341A has been awarded. The project will address the replacement of additional HVAC equipment as funds permit.

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

**Project Initiation Date:** August 17, 2023

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

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

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**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	5,191,517.61
Architectural and Engineering Fees:		576,835.29
Misc. Project Costs:		320,464.05
Furniture & Equipment Costs:		0.00
Contingency:		<u>320,464.05</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>6,409,281.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$6,409,281) – This funding source has been approved by the U.S. Department of Education.

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

**7. ASU – GS 101-342A – JOC HVAC IMPROVEMENTS – HEERF – ROBINSON HALL**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Robinson Hall, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** The project will include replacing the existing R22 air-cooled chiller, the existing boilers, the existing chilled/heating water pumps and all chilled and heating water piping within the boiler room.

Alcorn State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires

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**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 1,929,658.14
Architectural and Engineering Fees:	214,406.46
Misc. Project Costs:	119,114.70
Furniture & Equipment Costs:	0.00
Contingency:	<u>119,114.70</u>
<b>Total Project Budget</b>	<b>\$ 2,382,294.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$2,382,294) – This funding source has been approved by the U.S. Department of Education.

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

**8. ASU – GS 101-342B – JOC HVAC IMPROVEMENTS – HEERF – ROBINSON HALL**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Robinson Hall, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include replacing the three multizone air handling units, related supply duct, all building exhaust fans and installing new controls.

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 1,620,000.00
Architectural and Engineering Fees:	180,000.00
Misc. Project Costs:	100,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>100,000.00</u>
<b>Total Project Budget</b>	<b>\$ 2,000,000.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF] (\$2,000,000) – This funding source has been approved by the U.S. Department of Education.

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

**9. ASU – GS 101-343A – JOC HVAC IMPROVEMENTS – HEERF – BURRUS HALL**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Burrus Hall, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.



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**Selection Method:** There is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include replacing the existing R22 air-cooled chiller, the existing chilled/heating water pumps, boilers and associated piping.

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

		<u>Estimated</u>
Construction Cost:	\$	1,620,000.00
Architectural and Engineering Fees:		180,000.00
Misc. Project Costs:		100,000.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>100,000.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>2,000,000.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$2,000,000) – This funding source has been approved by the U.S. Department of Education.

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

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**10. ASU – GS 101-343B – JOC HVAC IMPROVEMENTS – HEERF – BURRUS HALL**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Burrus Hall, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include replacing the six (6) existing multizone air handling units, one single zone air handling unit, door room and corridor air handling units, related piping / supply ductwork, all building exhaust fans and installing new controls to address the code required outside air requirements.

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

**Project Initiation Date:** August 17, 2023

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

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

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**Project Budget:**

		<u>Estimated</u>
Construction Cost:	\$	2,871,712.44
Architectural and Engineering Fees:		319,079.16
Misc. Project Costs:		177,266.20
Furniture & Equipment Costs:		0.00
Contingency:		<u>177,266.20</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>3,545,324.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$3,545,324) – This funding source has been approved by the U.S. Department of Education.

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

**11. ASU – GS 101-344A – JOC HVAC IMPROVEMENTS – HEERF – WALTER WASHINGTON**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Walter Washington, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include replacing the existing R22 air-cooled chiller, existing chilled water pump and all chilled water piping within the mechanical room.

Alcorn State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires

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**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

	<u>Estimated</u>
Construction Cost:	\$ 2,430,000.00
Architectural and Engineering Fees:	270,000.00
Misc. Project Costs:	150,000.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>150,000.00</u>
<b>Total Project Budget</b>	<b>\$ 3,000,000.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$3,000,000) – This funding source has been approved by the U.S. Department of Education.

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

**12. ASU – GS 101-344B – JOC HVAC IMPROVEMENTS – HEERF – WALTER WASHINGTON**

**Project Request:** Alcorn State University requests approval to initiate a project, JOC HVAC Improvements – HEERF – Walter Washington, and to appoint Dewberry Engineers, Inc. as the design professional for the project.

**Proposed Design Professional:** Dewberry Engineers, Inc.

**Selection Method:** The is a Job Order Contracting (JOC) project. The design professional is selected as part of the JOC process set forth by the Department of Finance and Administration.

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

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

**Project Scope:** This project will include replacing six (6) existing air handling units, a computer room unit, variable air volume boxes, all building exhaust fans, and installing new controls.

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 2,969,311.80
Architectural and Engineering Fees:	326,590.20
Misc. Project Costs:	181,439.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>181,439.00</u>
<b>Total Project Budget</b>	<b>\$ 3,628,780.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF]  
(\$3,628,780) – This funding source has been approved by the U.S. Department of Education.

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

**13. JSU – GS 103-326 – ARPA INFRASTRUCTURE – WATER STORAGE**

**Project Request:** Jackson State University requests approval to initiate a project, ARPA Infrastructure – Water Storage, and to appoint Engineering Resource Group as the design professional for the project.

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**Proposed Design Professional: Engineering Resource Group**

**Selection Method:** The project budget is anticipated to exceed \$3M therefore it is required that Jackson State University use the RFQ method for selecting the design professional. JSU selected the design professional using the required RFQ selection method for projects over \$3,000,000.

**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 purpose of the ARPA Infrastructure - Water Storage project is to provide an alternative water source to sustain campus services and protect mechanical equipment during low water pressure/no water events.

During the recent water crisis for the City of Jackson, JSU experienced a critical failure in its ability to maintain the health and safety of student, faculty, and staff populations. This is because the heating, cooling, potable, and non-potable structures are driven by the municipal water system. Because of these system failures, which have become more common, JSU needs to provide a secondary water-delivery system that will support primary services for campus residents and essential areas.

This project was initiated with IHL Staff approval on February 28, 2023, and started as a project under \$1M. The total funding was \$725,000.

To achieve the desired long-term, sustainable, and cost-efficient solution, JSU anticipates the total project budget needs to be nearly \$33.5 million dollars. Current funding allocations that may be utilized, included in this request, total \$15,725,000. JSU is seeking IHL Board approval to initiate this project, now exceeding \$1M, as phase one of the project. JSU will be seeking funding to support the next phase as part of the FY25 Legislative Capitol Improvement request.

**Project Scope:** The proposed scope of the ARPA Infrastructure – Water Storage project includes upgrades to the campus domestic water distribution piping on campus and the installation of storage tanks that will be utilized during periods when the campus experiences low water pressure or no water service. Domestic water storage tanks will be provided at strategic locations across campus to provide domestic water to critical buildings on campus. The critical buildings, eighteen (18) in all, include: 1) Heritage Dining Hall; 2) Student Center; 3) all eight (8) residential facilities; 4) AAC Chiller Plant; 5) J.A. Peoples Chiller Plant; 6) College of Business

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Chiller Plant; 7) Library Chiller Plant; 8) Administration Tower; 9) J.L. Reddix Campus Union; 10) Campus Police; and 11) University Health Center.

This project will include the acquisition and installation of ten (10) domestic water storage tanks at the aforementioned locations across the JSU campus to provide domestic water to critical buildings during low water pressure/no water events.

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:** August 17, 2023

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

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

**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 13,366,250.00
Architectural and Engineering Fees:	1,415,250.00
Misc. Project Costs:	157,250.00
Furniture & Equipment Costs:	0.00
Contingency:	<u>786,250.00</u>
<b>Total Project Budget</b>	<b>\$ 15,725,000.00</b>

**Funding Source(s):** SB 3062, Laws of 2022 (\$725,000); SB 3118, Laws of 2023 (\$15,000,000) This project is eligible for use of ARPA funds and has been certified by a 3<sup>rd</sup> party audit through the Department of Finance and Administration.

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

**14. JSU – GS 103-328 – UNIVERSITY POINTE RESIDENCE HALL IMPROVEMENTS**

**Project Request:** Jackson State University requests approval to initiate a project, University Pointe Residence Hall Improvements, and to appoint Vernell Barnes Architect, PLLC as the design professional for the project.

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**Proposed Design Professional: Vernell Barnes Architect, PLLC**

**Selection Method:** The project budget is not anticipated to exceed \$3M therefore it is not required that Jackson State University use the RFQ method for selecting 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:** 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.

University Pointe, built in 2002, houses male and female students with a bed count capacity of 444. Due to infrastructure, mechanical, and fire and life safety failures, buildings 500 and 600 are currently vacant. Major renovations are needed to accommodate student capacity needs.

**Project Scope:** This project will consist of a complete renovation of buildings 500 and 600 at the University Pointe residential facility, bearing 16 units in the buildings. Modifications include building envelope (siding), interior, mechanical, electrical, and plumbing repairs. Fire and life safety repairs includes upgrades to the fire notification systems.

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:** August 17, 2023

**Date of Original Construction:** 2002

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



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**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	1,781,280.00
Architectural and Engineering Fees:		160,315.20
Misc. Project Costs:		370,000.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>89,064.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>2,400,659.20</b>

**Funding Source(s):** SB 3002, Laws of 2023 (\$2,400,659.20)

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

**IHL PROJECTS .....**

**15. ASU – IHL 201-262 – HEERF – TECHNOLOGY WI-FI**

**Project Request:** Alcorn State University requests approval to initiate a project, HEERF – Technology Wi-Fi

**Proposed Design Professional:** Planning Performed in house by ASU Center for Information Technology Services

**Selection Method:** Planning for this project will be done in-house by ASU Information Technology staff.

**Insurance Coverage:** N/A

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

**Project Scope:** The outdoor wireless project will focus on creating outdoor areas on campus with Wi-Fi and network access. The project will consist of mounting wireless access points with directional antennas on designated buildings to provide coverage to different areas on campus. The areas identified for the project will include Phase I Alcorn Drive, Walter Washington to the Library/Cafeteria. Area II Medgar Evers dorms. Area III Industrial Drive will include Industrial Tech and the Ag buildings and Area IV athletic complex except for the stadium.

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	275,000.00
Architectural and Engineering Fees:		0.00
Misc. Project Costs:		0.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>0.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>275,000.00</b>

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF] (\$275,000)  
– This funding source has been approved by the U.S. Department of Education.

**16. ASU – IHL 201-263 – HEERF – TECHNOLOGY – PHASE II**

**Project Request:** Alcorn State University requests approval to initiate a project, HEERF – Technology – Phase II

**Proposed Design Professional:** Planning Performed in house by ASU Center for Information Technology Services

**Selection Method:** Planning for this project will be done in-house by ASU Information Technology staff.

**Insurance Coverage:** N/A

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

**Project Scope:** The project will support upgrading the classroom instructional technology equipment to support in person, remote or hybrid instruction capabilities.

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The rooms will consist of Poly video conference equipment, cameras and monitors to provide instructors and/or students with the ability to display information from multiple sources, including desktop, laptop, tablet, or smartphone. Zoom video conference software and licenses will be used to stream content locally and for remote participants as well as the ability for all participants to collaborate and share information. The configuration will also allow integration with the University's learning management system, Canvas, to capture lectures for future reference and use.

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

**Project Initiation Date:** August 17, 2023

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

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

**Project Budget:**

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

**Funding Source(s):** Higher Education Emergency Relief Funds [HEERF] (\$2,200,000) – This funding source has been approved by the U.S. Department of Education.

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

**17. MSU – IHL 205-338 – WINGO WAY EXTENDED**

**Project Request:** Mississippi State University requests approval to initiate a project, Wingo Way Extended, and to appoint Neel-Schaffer, Inc. as the design professional for the project.

**Proposed Design Professional:** Neel-Schaffer, Inc.

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**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.

**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:** The project will include the construction of a new road connecting Wingo Way to Hail State Blvd.; beginning at the intersection of Blackjack Rd./Wingo Way, extending South approx. 0.40 miles (2,000 L.F.) connecting to Oktoc Road; from Oktoc Road, continuing South approx. 0.20 miles (1,200 L.F.) connection to Hail State Blvd.

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:** August 17, 2023

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

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

**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	5,030,000.00
Architectural and Engineering Fees:		695,000.00
Misc. Project Costs:		115,000.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>310,000.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>6,150,000.00</b>

**Funding Source(s):** University Designated Funds (\$4,150,000); Federal Highway Infrastructure Program (HIP) Funds Administered through MDOT (\$2,000,000)

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

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**18. MSU – IHL 205-340 – STONE & BOST TRAFFIC CIRCLE**

**Project Request:** Mississippi State University requests approval to initiate a project, Stone & Bost Traffic Circle, and to appoint Kimley-Horn and Associates, Inc., as the design professional for the project.

**Proposed Design Professional:** Kimley-Horn and Associates, 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 selecting the design professional.

**Insurance Coverage:** The firm carries errors and omissions coverage in the amount of \$2,000,000 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:** This project will construct a new traffic circle near Stone Blvd./Bost Dr. intersection, which will focus on pedestrian safety by eliminating mid-block crossings along Stone Blvd.

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:** August 17, 2023

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

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

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**Project Budget:**

		<u>Estimated</u>
Construction Cost:	\$	1,286,000.00
Architectural and Engineering Fees:		175,000.00
Misc. Project Costs:		88,450.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>81,550.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>1,631,000.00</b>

**Funding Source(s):** Federal Transportation Alternative Program Funds (\$1,300,000);  
University Funds (\$331,000)

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

**19. MSU – IHL 205-345 – CAMPUS SERVICES STORAGE FACILITY**

**Project Request:** Mississippi State University requests approval to initiate a project, Campus Services Storage Facility, and to appoint Allen & Hoshall, Inc. d/b/a Allen & Hoshall, PLLC as the design professional for the project.

**Proposed Design Professional:** Allen & Hoshall Inc. d/b/a Allen & Hoshall, PLLC

**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 \$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. The purpose of the project is to create enclosed and conditioned storage to support MSU's physical plant and other departments. The current budget for the project is just for design services through schematic design.

**Project Scope:** The project scope is to construct a warehouse-style storage facility on the main campus of MSU that would provide storage space for the physical plant and other departments on campus. Anticipated size of facility is 65,000+ square feet on a to be determined site.

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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:** August 17, 2023

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

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

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

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

**Funding Source(s):** University Funds (\$200,000)

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

**20. MSU – IHL 413-004 – BOST RENOVATION**

**Project Request:** Mississippi State University requests approval to initiate a project, Bost Renovation, and to appoint Shafer Zahner Zahner, PLLC as the design professional for the project.

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

**Selection Method:** The project budget is 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 \$1,000,000 per claim and \$2,000,000 aggregate.

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**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. This project is intended to renovate the Bost Building to make the building ADA accessible and provide a modern Extension Center building.

**Project Scope:** The project will include interior and exterior renovations to include: new roof, new windows, redesign of the second floor, and upgrades in “B” Building.

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:** August 17, 2023

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

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

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

		<u>Estimated</u>
Construction Cost:	\$	0.00
Architectural and Engineering Fees:		455,000.00
Misc. Project Costs:		0.00
Furniture & Equipment Costs:		0.00
Contingency:		<u>0.00</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>455,000.00</b>

**Funding Source(s):** HB 603, Laws of 2023 (\$455,000)

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



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**21. UMMC – IHL 409-006 – SCHOOL OF DENTISTRY**

**Project Request:** The University of Mississippi Medical Center requests approval to initiate a project, School of Dentistry, and to appoint Eley Guild Hardy Architects, P.A., as the design professional for the project.

**Proposed Design Professional:** Eley Guild Hardy 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. UMMC 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:** 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. This project is intended to construct an addition to and partially renovate the existing School of Dentistry.

**Project Scope:** This is a project to construct an addition to the School of Dentistry and partially renovate the existing facility. It is anticipated that the addition will be between 30,000 and 40,000 square feet of clinical space and provide approximately 80 dental chairs.

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:** August 17, 2023

**Date of Original Construction:** 1977 (Existing Dental School)

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

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**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 34,000,000.00
Architectural and Engineering Fees:	2,500,000.00
Misc. Project Costs:	2,000,000.00
Furniture & Equipment Costs:	500,000.00
Contingency:	<u>1,000,000.00</u>
<b>Total Project Budget</b>	<b>\$ 40,000,000.00</b>

**Funding Source(s):** HB 603, Laws of 2023 (\$40,000,000)

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

**22. USM – IHL 208-357 – OWINGS MCQUAGGE HALL ROOF REPLACEMENT**

**Project Request:** The University of Southern Mississippi requests approval to initiate a project, Owings McQuagge Hall Roof Replacement, and to appoint Wier Boerner Allin Architecture, PLLC., as the design professional for the project.

**Proposed Design Professional:** Wier Boerner Allin Architecture, PLLC

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

**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 Southern Mississippi is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed on with the design phase of the project. The original budget of the project was estimated to be under \$1M, but due to the rising costs in the construction industry and based on the most recent cost estimate at the schematic design phase, the project is now estimated to exceed \$1M thus requiring the university to initiate the project with the Board.

**Project Scope:** This is a project will include a total roof replacement on Owings McQuagge Hall. The existing roof on the building is a modified Bitumen system that is now 28 years old and must be replaced.

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The University of Southern Mississippi 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:** August 17, 2023

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

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

**Project Budget:**

		<i>Estimated</i>
Construction Cost:	\$	878,750.00
Architectural and Engineering Fees:		74,650.86
Misc. Project Costs:		0.00
Furniture & Equipment Costs:		26,362.50
Contingency:		<u>135,766.88</u>
<b>Total Project Budget</b>	<b>\$</b>	<b>1,115,530.24</b>

**Funding Source(s):** SB 3000, Laws of 2023 (\$1,115,530.24)

**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 .....**

**23. JSU – GS 103-308 – DINING HALL EXPANSION**

**Project Request:** Jackson State University is requesting approval to increase the budget from \$250,000 to \$12,500,000 for an increase in the amount of \$12,250,000. In addition, JSU requests to add HB 1353, Laws of 2022 as funding source for the project to allow for the budget increase.

**Current Project Phase:** Design Phase

**Design Professional:** Durrell Design Group, PLLC

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**General Contractor:** TBD

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

**Purpose/Justification:** JSU is increasing the project budget from the preplanning stage to the design stage. As stated at the time of project initiation during the April 21, 2022, board meeting, JSU anticipated an additional \$12,250,000 needed to complete the project through warranty. Since that time, JSU received the remaining funds toward the construction of the Dining Hall Expansion project in the 2022 Legislative Session and is now seeking to add these funds to the project. The preplanning phase is nearing completion and JSU is planning to move forward with the design phase of the project once the budget increase is approved by the Board.

**Project Scope:** This project will consist of a new 30,000+ dining facility to be located to the north of the existing Student Center which is currently the parking lot. The new facility will feature a state-of-the-art kitchen along with more efficient food prep/storage. It will create a modern and open concept that will allow students, faculty, and staff a more spacious and comfortable dining experience, alleviating current space deficiencies. The capacity for student dining is no more than 200 people at a given time. Expanding the dining area for the campus community will allow more access to dining facilities when desired, improve ADA compliance, and provide a quality facility for students, faculty, and staff.

**History:** This project was initiated with the Board in April of 2022. This is the first budget increase for the project.

Jackson 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:** April 21, 2022

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**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 0.00	\$ 9,980,099.78	\$ 9,980,099.78
Architectural and Engineering Fees	\$ 250,000.00	\$ 778,712.77	\$ 528,712.77
Miscellaneous Project Costs	\$ 0.00	\$ 18,400.00	\$ 18,400.00
Furniture & Equipment Costs	\$ 0.00	\$ 1,600,000.00	\$ 1,600,000.00
Contingency	\$ 0.00	\$ 122,787.45	\$ 122,787.45
<b>Total Project Budget</b>	<b>\$ 250,000.00</b>	<b>\$ 12,500,000.00</b>	<b>\$ 12,250,000.00</b>

**Proposed Funding Source(s):** SB 2971, Laws of 2021 (\$500,000); HB 1353, Laws of 2022 (\$12,000,000)

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

**IHL PROJECTS .....**

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

**Project Request:** Mississippi State University is requesting approval to increase the budget from \$2,750,000 to \$6,000,000 for an increase in the amount of \$3,250,000. MSU also requests to add Capital Expenditures Funds as a funding source to allow for the budget increase.

**Current Project Phase:** Design Phase

**Design Professional:** Engineering Resource Group, Inc.

**General Contractor:** TBD

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

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**Purpose/Justification:** Mississippi State University is seeking approval to increase the budget and add a funding source. The budget increase allows the addition of a chiller at the mechanical plant which adds capacity to the chilled water loop for facilities currently in design.

**Project Scope:** The project will include the removal and replacement of the existing three (3) cooling towers that support chiller no. 1 and chiller no. 2 at the Central Plant. This budget increase allows the addition of a chiller at the existing Central Plant which increases capacity to the chilled water loop to add facilities currently in design. When a second campus mechanical plant is constructed then this additional chiller will provide redundancy at the existing plant.

**History of Project:** The project was initiated, and the design professional appointed at the April 20, 2023, Board Meeting. This is the first budget increase for this project.

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 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:** April 20, 2023

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**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 2,250,000.00	\$ 4,600,000.00	\$ 2,350,000.00
Architectural and Engineering Fees	\$ 200,000.00	\$ 480,000.00	\$ 280,000.00
Miscellaneous Project Costs	\$ 100,000.00	\$ 100,000.00	\$ 0.00
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 200,000.00	\$ 820,000.00	\$ 620,000.00
<b>Total Project Budget</b>	<b>\$ 2,750,000.00</b>	<b>\$ 6,000,000.00</b>	<b>\$ 3,250,000.00</b>

**Proposed Funding Source(s):** Capital Expense Funds (\$2,750,000); University Funds (3,250,000)

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

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

**Project Request:** Mississippi State University is requesting approval to increase the budget from \$3,000,000 to \$7,300,000 for an increase in the amount of \$4,300,000. MSU also requests to add SB 3045, Laws of 2022, and MAFES Designated Funds as funding sources to allow for the budget increase.

**Current Project Phase:** Design Phase

**Design Professional:** McCarty Architects

**General Contractor:** TBD

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

**Purpose/Justification:** Mississippi State University is seeking approval to increase the budget and add funding sources to the project. The original budget of \$3M was for partial funding only. This budget increase allows the university to fully fund the project

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now that additional state appropriation funds as well as MAFES designated funds have been secured for the project.

**Project Scope:** The project will construct an Aquatic Food Research Center on the Mississippi Gulf Coast. The complex will be built in phases as funding is secured. Phase I of the project will construct office space and laboratory space.

**History of Project:** The project was initiated, and the design professional appointed at the November 19, 2020, Board Meeting. This is the first budget increase for this project.

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:** November 19, 2020

**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 1,400,000.00	\$ 6,000,000.00	\$ 4,600,000.00
Architectural and Engineering Fees	\$ 450,000.00	\$ 600,000.00	\$ 150,000.00
Miscellaneous Project Costs	\$ 850,000.00	\$ 100,000.00	\$ (750,000.00)
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 300,000.00	\$ 600,000.00	\$ 300,000.00
<b>Total Project Budget</b>	<b>\$ 3,000,000.00</b>	<b>\$ 7,300,000.00</b>	<b>\$ 4,300,000.00</b>

**Proposed Funding Source(s):** Restore Act MDEQ (\$3,000,000); SB 3045, Laws of 2022 (4,000,000); MAFES Designated Funds (\$300,000)

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



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**26. MSU – IHL 405-003 – RENOVATIONS AND ADDITIONS FOR THE  
COLLEGE OF ARCHITECTURE, ART, AND DESIGN (CAAD)**

**Project Request:** Mississippi State University is requesting approval to increase the budget from \$320,000 to \$35,732,500 for an increase in the amount of \$35,412,500. MSU also requests to add SB 2971, Laws of 2021; SB 3045, Laws of 2022; HB 1353, Laws of 2022; SB 3043, Laws of 2023; and HB 603, Laws of 2023 as funding sources to allow for the budget increase.

**Current Project Phase:** Design Phase

**Design Professional:** Belinda Stewart Architects, P.A and Wier Boerner Allin Architecture, PLLC, A Joint Venture

**General Contractor:** TBD

**Insurance Coverage:** Wier Boerner Allin Architecture, PLLC carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$2,000,000 aggregate. Belinda Stewart Architects, P.A. carries errors and omissions coverage in the amount of \$1,000,000 per claim and \$2,000,000 aggregate.

**Purpose/Justification:** Mississippi State University is seeking approval to increase the budget and add funding sources to the project. The original budget of \$320,000 was for design fees only. The purpose of this request is to increase the budget and add additional funding sources that have since become available so the design phase can continue. MSU anticipates at least one more budget increase to finish the project.

**Project Scope:** This project will be a phased project that occurs over several years to consolidate and improve facilities for the College of Architecture, Art & Design. The first phase includes renovations to the Hunter Henry Center. After the necessary moves, the second phase will include renovations and additions to the Howell Building. The final anticipated phase include minor renovations within Giles Hall.

**History of Project:** The project was initiated, and the design professional appointed at the August 19, 2021, Board Meeting. This is the first budget increase for this project.

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:** August 19, 2021

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**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 0.00	\$ 30,153,389.00	\$ 30,153,389.00
Architectural and Engineering Fees	\$ 320,000.00	\$ 2,110,737.00	\$ 1,790,737.00
Miscellaneous Project Costs	\$ 0.00	\$ 632,500.00	\$ 632,500.00
Furniture & Equipment Costs	\$ 0.00	\$ 1,328,204.00	\$ 1,328,204.00
Contingency	\$ 0.00	\$ 1,507,669.00	\$ 1,507,669.00
<b>Total Project Budget</b>	<b>\$ 320,000.00</b>	<b>\$ 35,732,500.00</b>	<b>\$ 35,412,500.00</b>

**Proposed Funding Source(s):** SB 3065, Laws of 2019 (\$320,000); SB 2971, Laws of 2021 (\$15,000,000); SB 3045/HB 1353, Laws of 2022 (14,680,000); SB 3043/ HB 603, Laws of 2023 (\$5,732,500)

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

**27. UM – IHL 207-473 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION**

**Project Request:** The University of Mississippi is requesting approval to increase the budget from \$25,000,000 to \$32,000,000 for an increase in the amount of \$7,000,000. The funding source will remain the same.

**Current Project Phase:** Design Phase

**Design Professional:** McCarty Architects, PLLC

**Construction Manager Advisor:** Innovative Construction Management, LLC

**General Contractor:** TBD

**Insurance Coverage:** McCarty Architects, P.A. carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$2,000,000 aggregate.

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**Purpose/Justification:** The University of Mississippi is seeking approval to increase the budget for to the project. Escalation of the project budget is required to construct the last phase of the project - the new stadium. The current budget included a conceptual estimate of the stadium value. After further development of the project, including feedback from university stakeholders, additional funding is required to provide all of the requested project scope. The budget has since been updated based on the construction manager's estimate of the established project scope.

**Project Scope:** The project will construct a new softball stadium, complete with associated amenities (dugouts, seating, press box, restrooms, etc.) and renovate the existing indoor team facility, playing field, and concessions/restrooms building as budget permits. Stadium design will include coaches' offices, training/treatment space, team lounge, and locker rooms.

**History of Project:** The project was initiated, and the design professional appointed at the October 21, 2021, Board Meeting. This is the second budget increase for this project. The first budget increase occurred at the January 2023 Board meeting to increase the project budget from \$1,500,000 (Design Fees Only) to \$25,000,000.

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:** October 21, 2021

**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 19,216,340.00	\$ 26,058,982.50	\$ 6,842,642.50
Architectural and Engineering Fees	\$ 1,434,815.00	\$ 2,151,645.00	\$ 716,830.00
Miscellaneous Project Costs	\$ 725,215.00	\$ 382,330.00	\$ (342,885.00)
Furniture & Equipment Costs	\$ 557,000.00	\$ 1,174,500.00	\$ 617,500.00
Contingency	\$ 3,066,630.00	\$ 2,232,542.50	\$ (834,087.50)
<b>Total Project Budget</b>	<b>\$ 25,000,000.00</b>	<b>\$ 32,000,000.00</b>	<b>\$ 7,000,000.00</b>

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**Proposed Funding Source(s):** University/Athletic Funds with plans to be reimbursed by a future bond issuance (\$32,000,000)

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

**28. UM – IHL 207-484 – WRITER’S CABIN**

**Project Request:** The University of Mississippi is requesting approval to increase the budget from \$100,000 to \$4,000,000 for an increase in the amount of \$3,900,000. The funding sources will remain the same.

**Current Project Phase:** Design Phase

**Design Professional:** TBD

**General Contractor:** TBD

**Insurance Coverage:** The design professional has not been selected yet so no insurance coverage will be listed at this time.

**Purpose/Justification:** The University of Mississippi is seeking approval to increase the budget for to the project in order to include the additional funds from auxiliary funds and private gifts in the project budget. The University is in the process of selecting the design professional to assist the University in better determining the project scope and budget.

**Project Scope:** Greenfield Farm is a 20-acre parcel of UM-owned land, 15 miles east of Oxford on the road to New Albany. William Faulkner raised mules here. UM plans to turn Greenfield into a retreat-style writers’ residency, paying tribute to the historical uses of the land and the literary culture of Mississippi. Greenfield will serve writers inspired by Mississippi. Greenfield will also serve our state’s public universities. Graduate students will compose theses and complete dissertations. Faculty will write books. After landscaping, Greenfield Farm will begin with four new cabins. Constructed in a modern style, these cabins will serve as architectural and cultural linkages between past and present. A fifth new building will serve as a gathering and dining space. A sixth new building will house a residency manager. Two restored cabins will serve as day-commute spaces.

**History of Project:** The project was initiated at the June 16, 2022, Board Meeting. This is the first budget increase for this project.

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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:** June 16, 2022

**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 0.00	\$ 2,670,000.00	\$ 2,670,000.00
Architectural and Engineering Fees	\$ 100,000.00	\$ 200,000.00	\$ 100,000.00
Miscellaneous Project Costs	\$ 0.00	\$ 230,000.00	\$ 230,000.00
Furniture & Equipment Costs	\$ 0.00	\$ 300,000.00	\$ 300,000.00
Contingency	\$ 0.00	\$ 600,000.00	\$ 600,000.00
<b>Total Project Budget</b>	<b>\$ 100,000.00</b>	<b>\$ 4,000,000.00</b>	<b>\$ 3,900,000.00</b>

**Proposed Funding Source(s):** Auxiliary Funds (\$2,000,000); Private Gifts (\$2,000,000)

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

**29. UMMC – IHL 209-580 – RENOVATION FOR ADOLESCENT PSYCH**

**Project Request:** The University of Mississippi Medical Center is requesting approval to increase the budget from \$6,500,000 to \$8,500,000 for an increase in the amount of \$2,000,000. In addition, UMMC requests to modify the funding sources for the project to include HB 1722, Laws of 2023 funds and Federal Grant funds (HRSA Grant 23-117).

**Current Project Phase:** Design Phase

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

**General Contractor:** TBD

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**Insurance Coverage:** JH&H Architects, P.A. 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 Medical Center is seeking approval to increase the budget for to the project in order to include the additional funds from state funds and federal grant funds in the project budget. The project is intended to provide 10 patient beds for adolescent psych on the 2nd floor of the Circle Tower.

**Project Scope:** This project is to renovate the 2nd floor of the Circle Tower to provide 10 patient rooms for Adolescent Psych. In order to displace the current users of the 2nd floor of the Circle Tower it will be necessary to complete renovations for PT/OT and admin offices. It is the intent to complete the PT/OT renovations and admin office renovations as a phase I so that those users can be relocated and the space for Adolescent Psych can be cleared for renovation.

**History of Project:** The project was initiated, and the design professional appointed at the August 18, 2022, Board Meeting. This is the first budget increase for this project.

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:** August 18, 2022

**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 5,076,250.00	\$ 7,259,250.00	\$ 2,183,000.00
Architectural and Engineering Fees	\$ 375,658.00	\$ 598,500.00	\$ 222,842.00
Miscellaneous Project Costs	\$ 60,000.00	\$ 0.00	\$ (60,000.00)
Furniture & Equipment Costs	\$ 525,000.00	\$ 367,250.00	\$ (157,750.00)
Contingency	\$ 463,092.00	\$ 275,000.00	\$ (188,092.00)
<b>Total Project Budget</b>	<b>\$ 6,500,000.00</b>	<b>\$ 8,500,000.00</b>	<b>\$ 2,000,000.00</b>

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**Proposed Funding Source(s):** Health Resources and Services Administration [HRSA 23-117] Federal Grant Funds (\$2,000,000); HB 1722, Laws of 2023 (\$6,000,000); Children's of Mississippi Philanthropy (\$500,000)

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

**APPROVAL OF OTHER REAL ESTATE REQUESTS**

**30. MSU – DEMOLISH AND DELETE FROM INVENTORY – BUILDING #1440  
– STORAGE BARN – BROOKSVILLE, MS**

**Agenda Request:** Mississippi State University requests approval to demolish and delete from inventory Building #1440 – Storage Barn

**Justification:** Building #1440 is a Storage Barn that was constructed in 1950 located at Brooksville, MS. The building was damaged by high winds on May 16, 2023, and is not cost effective to repair.

The approval letter has been received from the Mississippi Department of Archives and History stating Building #1440 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

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

**31. MSU –APPROVAL OF PURCHASE OF PROPERTY FROM THE JACKSON  
COUNTY PORT AUTHORITY AND JACKSON COUNTY, MISSISSIPPI –  
SUNPLEX INDUSTRIAL PARK – JACKSON COUNTY, MS**

**Project Request:** Mississippi State University requests approval to purchase 3.96 acres of land located in Jackson County, MS from the Jackson County Port Authority and Jackson County, Mississippi for a purchase price of \$190,000.

**Purpose:** Mississippi State University, for and on behalf of its Coastal Research and Extension Center, desires to purchase a tract of land in Jackson County's Sunplex Industrial Park for the purpose of constructing the Northern Gulf Aquatic Food Research Center. In 2021, MSU purchased a 4-acre contiguous tract of land. The 3.96-acre tract MSU now seeks to purchase will complete the site for the new research center.

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**Appraisals:** Mississippi State University received two independent property appraisals for the property. The first appraisal was in the amount of \$200,000. The second appraisal was in the amount of \$180,000. The average of the two appraisals was \$190,000. Mississippi State University proposes to purchase the property for \$190,000, which is equal to or less than the average of the two appraisals as required by Board Policy §905(A)

**Property Description:** The proposed property is an unimproved tract of land consisting of 3.96 acres, more or less, located just west of Highway 57 on the north side of Sunscope Drive within the Sunplex Industrial Park in Jackson County, Mississippi.

**Terms:** The Real Estate Purchase and Sale Agreement is between MSU and the Jackson County Port Authority and Jackson County, Mississippi. The purchase price is \$190,000.00 for a 3.96-acre tract of land (Lot 4B) in the Sunplex Industrial Park in Jackson County, MS. The closing date shall be within thirty (30) days of Seller obtaining and providing Buyer with a copy of a satisfactory wetlands permit pursuant to Section 404 of the Clear Water Act, or otherwise mutually agreed in writing by the Parties.

**Termination Options:** MSU may terminate the contract if the Phase I environmental report is not satisfactory, due to a title defect that cannot be cured by the Seller, or breach of the agreement.

**Funding Source(s):** MAFES designated funds

**Environmental Phase I:** Phase I Environmental Site Assessment (ESA) is required for the acquisition of property. Phase I report was performed on the 3.96-acre tract of land located in Sunplex Industrial Park. 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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**32. MSU – RE-NAMING OF THE “JOHN H. BRYAN, SR. ATHLETIC ADMINISTRATION BUILDING” AS THE “JOHN H. BRYAN, SR. AND GEORGE W. BRYAN, SR. ATHLETIC ADMINISTRATION BUILDING”**

**Agenda Request:** Mississippi State University requests approval to rename the "John H. Bryan, Sr. Athletic Administration Building" as the "John H. Bryan, Sr. and George W. Bryan, Sr. Athletic Administration Building".

**Purpose:** The building is currently named the John H. Bryan, Sr. Athletic Administration Building after George's father in recognition of the support the Bryan family provided to support the facility in the 1990's. MSU would like to add George's name to the building to recognize his and his family's support of MSU and athletics over the subsequent years. The Bryan Building is known as the "crown jewel" of MSU's athletic expansion projects in the 1990's.

**George Wilkerson Bryan, Sr. Bio:** Mr. Bryan began his career in 1964 at Bryan Foods, his family's West Point-based meat products manufacturing company. Sara Lee Corp. acquired Bryan Foods in 1968. After working in cost accounting, Bryan became production manager and vice president of sales before being named Bryan Foods president in 1974. He was named Sara Lee Corp.'s senior vice president in 1983, moving two years later from Mississippi to open the company's meat group offices in Memphis, Tennessee. In addition to serving as Sara Lee Corp's SVP until 2000, Bryan served as chief executive officer of Sara Lee Foods and chairman and director of the American Meat Institute before retiring in 2000.

- BBA in General Business Administration in 1968
- Member of Sigma Chi
- In 1998, he and his wife cofounded and owned the Old Waverly Golf Club
- MSU College of Business and Industry Alumni Fellow in 1992
- College of Business Alumnus of the Year in 1996
- MSU's National Alumnus of the Year in 2000
- Longtime board member of the MSU Foundation
- Longtime MSU College of Business dean's advisory board
- Wife: Marcia Bryan
- Children:
  - Suzanne Bryan
  - George Wilkerson "Wilkes" Bryan, Jr. (BS '95 Interdisciplinary Studies)
  - Nancy B. Campbell (MS '99 Psychology)
  - Laura B. Williams

Mississippi State University is acting in accordance with Board Policy §917 Naming of Buildings and Facilities, that requires Board approval to be obtained prior to naming or

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re-naming any institutional building or facility.

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

**33. UM – ALPHA OMICRON PI ADDITION– APPROVAL OF EXTERIOR DESIGN**

**Agenda Request:** The University of Mississippi requests approval of the exterior design of the Alpha Omicron Pi house addition.

**Design Professional:** Treanor HL

**Insurance Coverage:** The firm carries errors and omissions coverage in the amount of \$3,000,000 per claim and \$5,000,000 aggregate.

**Purpose:** The University of Mississippi is seeking approval of the exterior rendering for the proposed renovation and addition to the Alpha Omicron Pi house.

**Project Scope:** The project includes demolition, renovation, and an addition to the Alpha Omicron Pi house.

**Funding Source(s):** Alpha Omicron Pi

**Project Budget:** \$4.3 million

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

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

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**Rendering: Exterior of the Alpha Omicron Pi Addition**



**34. UM – NEW KAPPA ALPHA HOUSE– APPROVAL OF EXTERIOR DESIGN**

**Agenda Request:** The University of Mississippi requests approval of the exterior design of the new Kappa Alpha house to be located on the UM campus.

**Design Professional:** WBA Architecture

**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 is seeking approval of the exterior rendering for the new Kappa Alpha house to be constructed on campus.

**Project Scope:** The project includes construction of a new house for Kappa Alpha on their newly leased property on the UM campus.

**Funding Source(s):** Kappa Alpha

**Project Budget:** \$18.5 million

The University of Mississippi is acting in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major

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buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.

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

**Rendering: Exterior of the New Kappa Alpha House**



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**35. UM – APPROVAL OF A LEASE BETWEEN THE UNIVERSITY OF  
MISSISSIPPI RESEARCH FOUNDATION (INSIGHT PARK) AND THE  
SCHOOL OF PHARMACY**

**Agenda Request:** The University of Mississippi (“UM”) requests that the Board of Trustees of State Institutions of Higher Learning (“IHL”) approve a lease between the University of Mississippi Research Foundation (Insight Park) and the School of Pharmacy at the University of Mississippi.

**Contractor’s Legal Name:** UM Research Foundation (Insight Park)

**Specific type of contract:** New Lease agreement

**Purpose:** The University of Mississippi has recruited a Professor of Pharmaceutics and Drug Delivery and Research Professor in the Research Institute of Pharmaceutical Sciences who will be the Chair of the department. His multi-disciplinary PharmE3D work has 3 major research tracks which focus on pharmaceutical process engineering, continuous manufacturing and 3D printing of medicines. Additional projects focus on 3D bioprinting of scaffolds and smart medical implants as well as ultra-portable drug delivery devices. In addition to bringing external funding in support of his research, he anticipates the expansion of his lab within the first year of establishment. The University is currently unable to accommodate the lab space requirements for his existing research projects and growing research group. For these reasons, the University is requesting lab and office space at Insight Park.

**Terms:** The initial lease term is five years commencing on or before September 1, 2023, and ending on August 30, 2028, with the option to renew annually for two additional years. No deposit is required, and the lease rate is \$46,625.00 annually, resulting in a total lease amount of \$326,375.00 if all renewals are exercised. The space to be leased is a 62,000 square foot, state of the art Class A building in the Research Park with existing parking and ingress and egress.

**Termination Options:** The Lease Agreement may be terminated because of a decrease in state funds, in the event appropriate space becomes available in a State-owned building, upon an event that renders the building untenable, for noncompliance with federal statutes, state statutes or local ordinances, for default, for not disposing of hazardous materials, chemicals or odors, and upon mutual agreement.

**Contract Amount:** The lease rate is \$46,625.00 annually, resulting in a total lease amount of \$326,375.00 if all renewals are exercised.

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**Funding Source:** The funding will come from multiple sources. School of Pharmacy/RIPS F&A recovery from grants and contracts along with other designated funds within the School of Pharmacy.

**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.*

**36. UM – APPROVAL OF A LEASE TERMINATION, NEW LEASES, AND  
SUBLEASE BETWEEN KAPPA ALPHA AND PI KAPPA PHI  
FRATERNITIES**

**Agenda Request:** The University of Mississippi (“UM”) requests approval of the following:

(1) Approval of an Amended Lease between IHL/UM and PKPP Alpha Lambda LLC which is wholly owned by the national housing corporation of the Pi Kappa Phi fraternity (“Pi Kapp”); and (2) Modification of the Sublease between Kappa Alpha and Pi Kapp.

**Purpose:** Kappa Alpha has terminated its current lease for lot #502 because it has outgrown the house on that lot and leased a new property where it can build a larger house. Pi Kapp has entered into a long-term lease with IHL/UM for lot #502. Pi Kapp has subleased the house on lot #502 back to Kappa Alpha while Kappa Alpha constructs its house on the new lot. Pi Kapp’s lender is now requiring that the legal description of the property in the lease between IHL/UM and PKPP Alpha Lambda LLC be revised to be expanded and include a currently existing driveway before it provides financing to Pi Kapp. UM is agreeable to the new legal description. The proposed amended lease between IHL/UM and Pi Kapp reflects the new legal description. The modification of the sublease incorporates the amended lease between IHL/UM and Pi Kapp with the new legal description.

**Scope:** The amended lease between IHL/UM and Pi Kapp will allow Pi Kapp to continue maintaining a residential fraternity house. The modification of the sublease will allow Pi Kapp to continue subleasing the house to Kappa Alpha while Kappa Alpha constructs a house on its new lot.

**Terms:** There is no sale. The lease is for a term of thirty (30) years. An annual lease payment of fifty (50) dollars shall be due on or before the first day of July of each year under each lease. The sublease between Kappa Alpha and Pi Kapp is for a term of thirty-six (36) months. The base rent under the sublease is as follows:

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\$16,000 per month during the first 12 months of the Term  
\$17,000 per month during month 13 through 24 of the Term  
\$18,000 per month during month 25 through the balance of the Term

**Termination Options:** IHL/UM may terminate the lease if the 30-year term expires and the lease is not renewed. IHL/UM may also terminate the 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 buildings and grounds, and building insurance. IHL/UM may also terminate the lease if the funds necessary for UM to care for and maintain the premises become unavailable. The sublease will terminate if the primary lease is terminated. The sublease 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 to observe or perform any provision of the sublease within 30 days of notice, abandonment of the leased premises, involuntary petition in bankruptcy, or attachment, execution or other judicial seizure of assets or interest in sublease, or inability to pay generally debts, damage and destruction, eminent domain, non-availability of funds for UM to care for and maintain the property, force majeure, or if IHL/UM's consent has not been obtained by the thirtieth (30th) day after the mutual execution and delivery of the sublease.

**History:** The Board of Trustees approved the original lease between IHL/UM and Pi Kapp and the original sublease between Kappa Alpha and Pi Kapp during its May 2023 board meeting.

***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.*

**37. UM – APPROVAL TO INITIATE A THIRD (3<sup>RD</sup>) PHASE ENERGY SAVING PERFORMANCE CONTRACT WITH TRANE U.S., INC.**

**Agenda Request:** The University of Mississippi (UM) requests approval to initiate a third phase energy savings performance contract (ESPC) with Trane U.S. Inc. for the purchase of energy efficient equipment.

**Contractor's Legal Name:** Trane U.S. Inc.

**Specific type of contract:** Energy Saving Performance Contract

**Purpose:** In accordance with Mississippi Code Section 31-7-14, UM is seeking approval to initiate a third phase of a multi-phase ESPC program with Trane to

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purchase energy efficient equipment. Specifically, UM proposes to purchase two 1450-ton centrifugal chillers and two 250-ton heat recovery chillers in support of IHL project #207-498 (NW Mechanical Plant – Mechanical Phase III). The equipment will be purchased under UM’s current ESPC program with Trane. The proposed contract includes options to purchase up to two additional 1450-ton centrifugal chillers as well as extended warranties for all equipment that extends the standard 5-year warranty to 10 years. The proposed equipment has been coordinated with Eley Guild Hardy Architects (and Engineering Resource Group), the design professional (and mechanical engineering consultant) for project #207-498 and meets all required design specifications for the project.

**Terms:** The delivery and startup performance period for the specified equipment is 548 days (18 months).

**Termination Options:** Either party may terminate the agreement without cause upon 10-day written notice for: (1) lack of funding appropriation, (2) force majeure, (3) changes in law, (4) damage to equipment or premises, (5) concealed or unknown conditions, (6) asbestos and hazardous materials, (7) irreconcilable claims for equitable adjustment, or (8) for UM’s convenience.

**Contract Amount:** The total contract amount is \$3,553,850, which breaks down as follows:

Total Net Price (2) 1450-Ton CVHF Chiller & (2) 250-Ton RTWD Heat Recovery Chillers (must be ordered by 9/1/2023)	\$1,825,500
ADD to extend 5-year parts, labor, & refrigerant warranty to 10 years on CH-1 & 2 and HRC-1 & 2	\$141,750
ADD for 3 <sup>rd</sup> and 4 <sup>th</sup> 1450-Ton CVHF identical to CH-1 & 2 (must be ordered by 3/1/2024)	\$751,500 (each)
ADD to extend 5-year parts, labor, & refrigerant warranty to 10 years on CH-3 & 4	\$41,800 (each)

The equipment prices noted above are not-to-exceed prices. The actual price for the equipment will be the price specified in the General Services Administration (GSA) pricing schedule in effect for Trane equipment on the date the equipment is ordered.

**Funding Source:** The funding source for this project will be the Internal R&R funding previously approved for IHL #207-498. UM is requesting State funding for the IHL project #207-498 (NW Mechanical Plant – Mechanical Phase III). If granted



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and allowable, UM will reimburse the Internal R&R fund for this purchase with that funding.

***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.*

**38. UMMC – IHL 409-005 – NEW SCHOOL OF NURSING– APPROVAL OF EXTERIOR DESIGN**

**Agenda Request:** The University of Mississippi Medical Center requests approval of the exterior design of the New School of Nursing.

**Design Professional:** Eley Guild Hardy Architects, P.A.

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

**Purpose:** The University of Mississippi Medical Center is seeking approval of the exterior rendering for the proposed New School of Nursing on the campus of UMMC.

**Project Scope:** The project includes the construction of a new School of Nursing building to replace the existing School of Nursing building that was constructed in 1965.

**Funding Source(s):** SB 3010, Laws of 2022, ARPA (\$55,000,000); UMMC Patient Generated Revenue (\$10,000,000)

**Project Budget:** \$65 million

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

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

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**Rendering: Exterior of the New School of Nursing**



**39. IHL SYSTEM OFFICE – APPROVAL OF FACILITY NEEDS REQUEST  
FOR THE 2024 LEGISLATIVE SESSION**

**Request:** Board approval is requested for the prioritized lists of proposed funding needs for the 2024 Legislative Session as prepared by each individual institution. These lists of campus priorities were developed in a similar manner as last year's lists, with each university determining the top five ranking priorities of their respective campus. A copy of the prioritized funding needs is located below. IHL is seeking approval in accordance with Board Policy §903(B), Legislative Funding Requests, which requires the preparation and submittal of an annual request for capital improvements and repair and renovation for approval by the Board prior to its submission to the Legislature.

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

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**Facilities Needs Requests for FY 2025  
2024 Legislative Session**

University	University Priority	Project Description	Request Per Project	Total By University
ASU	1	Whitney Complex and Wellness Center (Partial Funding)	\$11,885,000	
	2	Walter Washington Administration & Classroom Building Renovation – Phase I	\$8,610,000	
	3	Renovation of K.L. Simmons Technology Building, Phase I	\$7,475,000	
	4	ADA Modifications, Phase II	\$4,540,000	
	5	Faculty and Staff Housing, Phase II	\$13,450,000	
				<b>\$45,960,000</b>
ASU -AG	1	Poultry/Animal Science Academic Research Center Phase I	\$3,570,000	
	2	Ag Facility Envelope & Infrastructure Repairs, Phase I	\$2,270,000	
	3	Hydroponic Outreach & Research Greenhouse	\$3,470,000	
	4	STEM Outreach Center	\$11,917,500	
				<b>\$21,227,500</b>
DSU	1	Campus-Wide Roofing Project <i>(NewFY 2025Addition)</i>	\$4,540,000	
	2	HVAC and Electrical Upgrades <i>(NewFY 2025Addition)</i>	\$4,540,000	
	3	Renovation and Upgrading of Campus Buildings	\$4,540,000	
	4	Repair, Renovation, and Demo of Campus Residence Halls <i>(NewFY 2025Addition)</i>	\$11,350,000	
	5	Walter Sillers Renovation	\$4,540,000	
				<b>\$29,510,000</b>
JSU	1	Campus Sustainability & Infrastructure Improvements	\$28,375,000	
	2	McAllister Residence Hall Renovation <i>(NewFY 2025Addition)</i>	\$20,089,500	
	3	New Student Residential Hall	\$68,100,000	
	4	Campus Safety Project	\$13,920,775	
	5	Rosa E. McCoy Building <i>(NewFY 2025Addition)</i>	\$5,675,000	
				<b>\$136,160,275</b>
MSU	1	New Facility & Renovation for College of Architecture, Art and Design	\$15,000,000	
	2	South Campus Mechanical Plant <i>(NewFY 2025Addition)</i>	\$20,000,000	
	3	Renovation of Existing Facilities (Rice Hall or Similar) <i>(NewFY 2025Addition)</i>	\$5,000,000	
	4	Renovation of Existing Facilities (Magruder, Carpenter, Hull, Etheridge or Similar)	\$24,000,000	
				<b>\$64,000,000</b>
MSU/DAFVM	1	Bost Extension Center /Technology Renovation	\$11,552,500	
	2	Wise Center Upgrades & Aquaculture Biosecurity Unit	\$9,259,750	
	3	Transforming MAFES Research and Extension Ctr Infrastructure <i>(NewFY 2025Addition)</i>	\$15,986,000	
	4	Plant Sciences Building	\$43,550,500	
	5	Thompson Hall Annex <i>(NewFY 2025Addition)</i>	\$26,120,000	
				<b>\$106,468,750</b>

University	University Priority	Project Description	Request Per Project	Total By University
MUW	1	Peyton Hall Renovation (Pre-Plan) <i>(NewFY 2025Addition)</i>	\$300,000	
	2	Old Pohl Gym Renovation	\$9,080,000	

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	3	Hogarth Center Renovation	\$22,700,000	
	4	Painter Hall Renovation (Pre-Plan)	\$300,000	
	5	Fant Hall Renovation (Pre-Plan)	\$300,000	
				<b>\$32,680,000</b>
<b>MVSU</b>	1	New Residence Hall	\$28,511,200	
	2	O.P. Lowe Education Building	\$36,605,321	
	3	Walter Sillers Fine Arts Building Renovation	\$17,470,945	
	4	F.L. Wright Math and Science Renovation	\$23,112,426	
	5	W.A. Butts Social Science Building	\$20,363,370	
				<b>\$126,063,262</b>
<b>UM</b>	1	Northwest Mechanical Plant (Electrical)	\$8,700,000	
	2	Data Center Facility Renovation	\$11,150,000	
	3	Northwest Mechanical Plant (Mechanical)	\$39,000,000	
	4	School of Accountancy	\$0	
	5	Shoemaker Hall	\$0	
				<b>\$58,850,000</b>
<b>UMMC</b>	1	Critical Infrastructure Needs	\$10,500,000	
	2	Stadium Traffic Circulation Improvements <i>(NewFY 2025Addition)</i>	\$5,000,000	
	3	ADA Study and Remediation – Phase I <i>(NewFY 2025Addition)</i>	\$2,000,000	
	4	Stadium Traffic Circulation Improvements <i>(NewFY 2025Addition)</i>	\$3,500,000	
				<b>\$21,000,000</b>
<b>USM</b>	1	Hickman Hall	\$2,000,000	
	2	Science Research Building	\$72,000,000	
	3	General R&R	\$5,000,000	
	4	Science Teaching Facility (Pre-Plan) <i>(NewFY 2025Addition)</i>	\$1,000,000	
	5	Southern Hall – Restoration and Renovation	\$20,000,000	
				<b>\$100,000,000</b>
<b>USM-Gulf Coast</b>	1	GCRL – General R&R	\$567,500	
	2	Gulf Park Campus – General R&R	\$681,000	
	3	GCRL – Short Term Housing Replacement <i>(NewFY 2025Addition)</i>	\$681,000	
	4	Gulf Coast Geospatial Center Building Replacement <i>(NewFY 2025Addition)</i>	\$1,135,000	
	5	Gulf Park – HVAC Controls Repairs and Renovations <i>(NewFY 2025Addition)</i>	\$800,000	
				<b>\$3,972,500</b>

University	University Priority	Project Description	Request Per Project	Total By University
<b>ERC</b>	1	First Floor Window Replacement <i>(NewFY 2025Addition)</i>	\$2,500,000	
	2	Parking Garage, Stair Replacement & Site Drainage	\$6,200,000	
	3	Campus Site Drainage <i>(NewFY 2025Addition)</i>	\$1,300,000	

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	4	Window Replacement Floors 2-9 <i>(NewFY 2025Addition)</i>	\$8,700,000	
	5	ERC Plumbing Replacement <i>(NewFY 2025Addition)</i>	\$1,200,000	
				\$19,900,000
				<b><u>\$765,792,287</u></b>

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1. **ASU – APPROVAL OF DR. MARCUS D. WARD AS LEGISLATIVE LIAISON**

Alcorn State University requests approval of Dr. Marcus D. Ward as one of its legislative liaisons, pursuant to IHL Board Policy 201.0506.

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

2. **MSU – APPROVAL TO HIRE BUTLER SNOW, LLP AS OUTSIDE COUNSEL**

Mississippi State University requests approval to enter into a contract with the law firm of Butler Snow, LLP to perform services necessary for intellectual property-related matters and other matters requiring specialized legal knowledge, including real estate and commercial matters. The contract term is two years from October 17, 2023 through October 16, 2025. The hourly rates for the first year of this two-year agreement are \$320 for attorneys, \$235 for trademark advisors and \$135 for paralegal services. The hourly rates for the second year of this two-year agreement are \$345 for attorneys, \$250 for trademark advisors and \$135 for paralegal services. The maximum amount payable under first year of this agreement is \$75,000 and \$75,000 in year two for a total of \$150,000 maximum over the full term of the agreement. This firm carries professional liability insurance coverage in the amount of \$20,000,000 per claim and an annual aggregate of \$40,000,000. This request has been approved by the Office of the Attorney General.

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

3. **MSU – APPROVAL TO HIRE JONES WALKER, LLP AS OUTSIDE COUNSEL**

Mississippi State University requests approval to enter into a contract with the law firm of Jones Walker, LLP to perform services necessary in assisting and advising the university on legal issues concerning the review of strategic financing options, tax-exempt bond arbitrage, and rebate compliance and the use of bond-financed building and other matters relating to bond issues. The contract term is one year beginning August 25, 2023. The rate is \$1.15 for every \$1,000 of bonds issued by the EBC, for those that bear interest at both fixed and variable rates, plus out-of-pocket expenses, not to exceed \$4,000. This firm carries professional liability insurance coverage in the amount of \$50,000,000 per claim and an annual aggregate of \$100,000,000. This request has been approved by the Office of the Attorney General.

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

4. **MSU – APPROVAL TO HIRE STITES & HARBISON, PLLC AS OUTSIDE COUNSEL**

Mississippi State University requests approval to enter into a contract with the law firm of

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Stites & Harbison, PLLC to perform services necessary for obtaining patents for designs, processes, products and other patentable materials developed in connection with the university. The contract term is one year beginning July 1, 2023. The hourly rates for specific attorneys are as follows: Richard Myers, Jr., \$360; Mandy Decker, \$320; Jeff Haeberlin, \$320; Terry Wright, \$320; James Hayne, \$230; Mari-Elise Paul, \$260; and \$95 for paralegal services. The maximum amount payable under the term of this agreement is \$75,000. This firm carries professional liability insurance coverage in the amount of \$10,000,000 per claim and an annual aggregate of \$20,000,000. This request has been approved by the Office of the Attorney General.

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

5. **MSU – APPROVAL TO HIRE WINFIELD LAW FIRM, P.A. AS OUTSIDE COUNSEL**

Mississippi State University requests approval to enter into a contract with Winfield Law firm, P.A. to perform services necessary for intellectual property-related matters and other matters requiring specialized legal knowledge including real estate and commercial matters. The contract term is one year beginning October 19, 2023. The hourly rates are \$250 for attorneys and \$85 for paralegal services with a maximum amount payable of \$75,000 over the term of the agreement. This firm carries professional liability insurance coverage in the amount of \$1,000,000 per claim and an annual aggregate of \$2,000,000. This request has been approved by the Office of the Attorney General.

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

6. **MUW – RETROACTIVE APPROVAL OF THOMPSON & ASSOCIATES, LLC AS IN-STATE LOBBYING CONSULTANT**

The Mississippi University for Women requests retroactive approval of a lobbying consultant agreement with Thompson & Associates, LLC to provide in-state lobbying and government relations consulting services. The term of the agreement is one year from July 1, 2023 through June 30, 2024. The request for retroactive approval is necessary because of the timing of the University's change to a new lobbying firm and to allow MUW's new agreement to run consistent with the university's fiscal year. The contract amount is \$60,000 to be paid in monthly installments of \$5,000 each. This fee will be paid with self-generated funds of the MUW Foundation. The Attorney General's Office has reviewed the agreement and found same to be compliant with applicable law and Board policy."

**Client List:**

Aflac

Blue Cross & Blue Shield of Mississippi

Caesars Enterprise Services, LLC

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Canopy Children's Solutions  
Capital Hotel Associates, LLC  
Central Auction House, Ltd.  
City of Pearl, Mississippi  
Cutting Edge Communications  
CVS Health  
General Cigar Company  
Good Day Farm Mississippi, LLC  
Le Bonheur Children's Hospital  
Life Insurance Association of Mississippi  
Lucid USA, Inc.  
MediTrans, LLC  
Methodist Le Bonheur Healthcare  
Mississippi Apartment Association  
Mississippi Dental Association  
Mississippi Economic Council  
Mississippi Independent Package Stores Association  
Mississippi Power Company  
Mississippi Short Line Rail Coalition  
National Council of State Boards of Nursing  
Novo Nordisk, Inc.  
Oceans Acquisition, Inc.  
Park Development  
Southern Beverage Company, Inc.  
Southern Sky Brands, LLC  
State Farm Mutual Automobile Insurance Company  
St. Dominic Health Services, Inc.  
Swedish Match North America  
Thompson and Associates  
Via Science, Inc.

**Services and Fee Agreement**

This Agreement made, the 1st day of July, 2023, between **Mississippi University for Women**, with an address of 1100 College Street, Columbus, MS 39701 hereafter called ("**Client**") and Thompson & Associates, LLC, a Mississippi lobbying and government relations firm, with an address of 814 N. President Street, Jackson, Mississippi 39202, hereafter called ("**Thompson**").

**1. Retaining of Services**

Thompson shall furnish to Client the following professional services, all of which are more specifically described hereinafter:



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Arrange and attend meetings with key political leadership beginning upon execution of this Agreement and continuing throughout the 2024 Regular Legislative Session in order to educate and promote Client interests regarding the Mississippi University for Women and related pieces of legislation;

Specific monitoring and reporting services;

Lobbying Services related to the 2024 Regular Session of the Mississippi Legislature.

**2. Lobbying Services, Related to the Mississippi Legislative and Executive Branches and State Agencies**

Thompson shall provide Lobbying Services during the 2024 Regular Session of the Mississippi Legislature.

**3. Fee**

Client shall pay Thompson the following sum for providing these services:

The total Fee shall be Sixty Thousand Dollars (\$60,000) paid monthly at Five Thousand Dollars (\$5,000) per month pursuant to a monthly invoice.

The Fee shall be paid irrespective of the outcome of any such legislation.

**4. Term of Agreement**

The term of this Agreement is twelve (12) months from August 1, 2023, through July 31, 2024. Either party, on notice to the other party, may terminate this contract. On notice of termination by Client, Thomson shall cease all work in connection with the project and Client shall pay Thompson all consideration through the date of termination. On notice of this termination by Thompson, Thompson shall deliver all work in progress to Client, whereupon Thompson all have no further obligation to Client, except the conditions set forth in the confidentiality provision of this contract.

**5. No Legal Services**

Thompson shall not furnish any legal services to the Client under this Agreement.

**6. Expenses**

All expenses of Thompson shall be paid by Thompson, except for any expenses pre-approved by the Client.

**7. Limitation of Authority**

Thompson shall have no authority to incur debts, obligations, or liabilities of any kind on behalf of Client.

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**8. Lobbying Registration**

Thompson shall comply fully with the Mississippi laws requiring lobbyist registration and reporting and shall assist Client in its compliance herewith.

**9. Compliance with IHL Policy 201.0506**

During the term of this Contract, THOMPSON will apprise the IHL Board, through the Commissioner, and Client of all new clients after engaging the client. Thompson shall also apprise the Commissioner regarding lobbying activities related to IHL and any individual IHL institution and shall coordinate those activities within system strategies and processes prescribed by the Board and the Commissioner.

**10. Client List**

Thompson represents that their client list for 2023 was:

Aflac, Blue Cross & Blue Shield of Mississippi, Caesars Enterprise Services, LLC, Canopy Children's Solutions, Capital Hotel Associates, LLC, Central Auction House, Ltd., City of Pearl, Cutting Edge Communication, Inc., CVS Health, General Cigar Company, Good Day Farm Mississippi, LLC, LeBonheur Children's Hospital, Life Insurance Association of Mississippi, Lucid USA, Inc., MediTrans, LLC, Methodist LeBonheur Healthcare, Mississippi Apartment Association, Mississippi Dental Association, Mississippi Economic Council, Mississippi Independent Package Stores Association, Mississippi Power Company, Mississippi Short Line Rail Coalition, National Council of State Boards of Nursing, Novo Nordisk Inc., Oceans Acquisition, Inc., Park Development, Southern Beverage Company, Inc., Southern Sky Brands, LLC, State Farm Mutual Automobile Insurance Company, St. Dominic Health Services, Inc., Swedish Match North America, Thompson and Associates, and Via Science, Inc.

**11. Employment**

Thompson represents and warrants that it will ensure its compliance with the Mississippi Employment Protection Act, Section 71-111-1, et seq. of the Mississippi Code Annotated, and will register and participate in the status verification system for all newly hired employees. The term "employee" as used herein means any person that is hired to perform work within the State of Mississippi. As used herein, "status verification system" means the Illegal Immigration Reform and Immigration Responsibility Act of 1996 that is operated by the United States Department of Homeland Security, also known as the E-Verify Program, or any other successor electronic verification system replacing the E-Verify Program. Thompson agrees to maintain records of such compliance and, upon request of the State and approval of the Social Security Administration or Department of Homeland Security, where required, to provide a copy of each such verification to the State. Thompson further represents and warrants that any person assigned to perform services hereunder meets the employment eligibility requirements of all immigration laws of the State of Mississippi. Thompson understands and agrees that any breach of these warranties may subject Thompson to the following: (a) termination of this Agreement and

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ineligibility for a state or public contract in Mississippi for up to three (3) years, with notice of such cancellation/termination being made public, or (b) the loss of any license, permit, certification or other document granted to Thompson by an agency, department or governmental entity for the right to do business in Mississippi for up to one (1) year, or (c) both. In the event of such termination/cancellation, Thompson would also be liable for any additional costs incurred by the State due to contract cancellation or loss of license or permit.

**12. Confidential Information**

Thompson shall not at any time during the term of this contract, directly or indirectly, disclose, publish, or divulge to any person any proprietary, secret, or confidential information of Client or any other information obtained in connection with this contract. Upon termination or expiration of this contract, Thompson shall promptly return to Client all materials of a proprietary, secret, or confidential nature that have been delivered to or may then be in the possession or control of Client. Thompson and Client agree that the provision of this section shall survive the termination or expiration of this contract.

**13. Applicable Law**

This contract shall be governed by and construed in accordance with the laws of the State of Mississippi, excluding its conflicts of law provisions. Any litigation with respect thereto shall be brought in courts of this State. Thompson shall comply with all applicable federal, state, and local laws and regulations.

**14. Insurance**

Throughout the term of this Agreement, Thompson will maintain professional liability insurance coverage and will provide proof of same to Client upon request.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date and year stated above.

**Mississippi University for Women**

**Thompson & Associates, LLC**

By: \_\_\_\_\_  
Mississippi University for Women, President

By: \_\_\_\_\_  
Jim Thompson, Partner

By: \_\_\_\_\_  
Ted Thompson, Partner

**and**

**Mississippi University for Women Foundation**

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By: \_\_\_\_\_  
MUW Foundation Executive Director

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

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**PERSONNEL**  
**August 17; 2023**

**APPROVAL OF PERSONNEL ACTION REQUESTS**

**1. Employment**

**Mississippi State University**

- Nicholas Frank; Dean and Professor; College of Veterinary Medicine; Office of the Dean; salary \$340;000.00 per annum, pro rata, E&G Funds; 12-month contract; effective September 1; 2023

**Mississippi Valley State University**

- Mulak Ahuja; *rehired retiree*; Staff Accountant-Reconciliations; salary of \$19;025 per annum, pro rata; E&G Funds; 12-month contract; effective July 1; 2023
- Sandra Brim; *rehired retiree*; Recordkeeping Assistant; salary of \$9;360 per annum, pro rata; Grant Funds; 12-month contract; effective July 1; 2023
- Bettye Farmer; *rehired retiree*; GHEC Coordinator; salary of \$22;440 per annum, pro rata; E&G Funds; 12-month contract; effective July 1; 2023
- Edgar Holman; Jr.; *rehired retiree*; Instructor of Math; Computer and Information Science; salary of \$29;150 per annum, pro rata; E&G Funds; 9-month contract; effective August 14; 2023
- Darrell James; *rehired retiree*; Instructor of Math; Computer and Information Science; salary of \$21;414 per annum, pro rata; E&G Funds; 9-month contract; effective August 14; 2023
- Debora Jackson; *rehired retiree*; Office Manager/K-12 Liaison; salary of \$17;595 per annum, pro rata; E&G Funds; 12-month contract; effective July 1; 2023
- Dorothy Jones; *rehired retiree*; Director of Property/Shipping; salary of \$18;200 per annum, pro rata; E&G Funds; 12-month contract; effective July 1; 2023
- Gwendolyn Vaughn; *rehired retiree*; Instructor of Health; Physical Education and Recreation; salary of \$30;750 per annum, pro rata; E&G Funds; 9-month contract; effective August 14; 2023
- Harvey Wardell; *rehired retiree*; Assistant Professor of Health; Physical Education and Recreation; salary of \$22;500 per annum, pro rata; E&G Funds; 9-month contract; effective August 14; 2023
- Lem Williams; *rehired retiree*; Printshop Assistant; salary of \$10;000 per annum, pro rata; E&G Funds; 10-month contract; effective August 1; 2023
- Raymond Williams; *rehired retiree*; Professor of Math; Computer and Information Science; salary of \$33;930 per annum, pro rata; E&G Funds; 9-month contract; effective August 14; 2023

**University of Mississippi Medical Center**

- Tina Martin; Professor and Interim Dean; School of Nursing; salary \$225;000 per annum, pro rata; E&G funds; 12-month contract; effective July 1; 2023

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2. **Change of Status**

**Alcorn State University**

- Natasha Hutson; *from* Chief of Staff; salary of \$90;000 per annum, pro rata; E&G Funds; *to* Dean; University College; salary of \$100;000 per annum, pro rata; E&G funds; 12-month contract; effective July 1; 2023
- Shirley Evers-Manly; *from* Interim Dean; School of Nursing and Professor; salary of \$165;000 per annum, pro rata; E&G Funds; 12-month contract; *to* Dean; School of Nursing and Professor; salary of \$175;000 per annum, pro rata; E&G Funds; 12-month contract; effective July 1; 2023

**University of Mississippi Medical Center**

- Hanna Broome; *from* Associate Dean of Student Affairs and Recruitment; School of Graduate Studies in the Health Sciences; salary of \$140;000; per annum, pro rata; E&G Funds; 12-month contract; *to* Chief Student Affairs Officer; Office of the Associate Vice Chancellor for Academic Affairs; salary of \$175;000 per annum, pro rata; E&G Funds; 12 -month contract; effective April 30; 2023
- Sydney Murphy; *from* Associate Dean for Academic Affairs; School of Graduate Studies in the Health Sciences; salary of \$171;350; per annum, pro rata; E&G Funds; 12-month contract; *to* Dean; School of Graduate Studies in the Health Sciences; salary of \$300;000 per annum, pro rata; E&G Funds; 12 -month contract; effective July 1; 2023

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REGULAR AGENDA  
ACADEMIC AFFAIRS  
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**1. JSU – MODIFICATION OF EXISTING ACADEMIC UNITS**

In accordance with Board policies 503 and 504, Jackson State University submits requests to modify existing academic units.

**RENAMING AND REORGANIZING**

A. *Current unit title:* Department of Art and Theatre

*Proposed unit title:* **Department of Art**

*Unit location:* College of Liberal Arts

*Effective date:* August 2023

*Cost of implementation:* \$0

B. *Current unit:* Department of English, Foreign Languages, and Speech Communication

*Proposed Title:* **Department of English and Modern Languages**

*Unit location:* College of Liberal Arts

*Effective date:* August 2023

*Cost of implementation:* \$0

*Rationale:* In 2017, the Speech and Theatre Department was dismantled. Theatre was added to the Art Department. Speech Communication was added to the English and Modern Foreign Languages Department. While personnel and students were added to the departments, Theatre remained a concentration of the Speech degree program, and administrative processes were not added under the purview of each department causing confusion. This request is to remove Theatre from the Art Department and Speech Communication from the English and Foreign Languages Department.

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

**2. JSU – REQUEST TO ADD A NEW ACADEMIC UNIT**

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

*Proposed unit title:* **Department of Speech Communication and Theatre**

*Unit location:* College of Liberal Arts

*Effective date:* August 2023

*Five-year cost of implementation:* \$275,000

*Total number of faculty/new faculty:* 4/0

*Total number of staff/new staff:* 1/1

*Degree programs to be offered within the proposed unit:*

Bachelor of Art (BA) in Speech

Bachelor of Science (BS) in Speech

*Reason for Request:* In 2017, the Department of Speech Communication and Theatre was dismantled. Speech Communication was merged with the Department of English and Foreign Languages. Theatre was merged with the Department of Art. Theatre exists as a concentration under the Speech BA/BS degree. Having Theatre and Speech housed in different departments has led to problems with the routing of students for advising and has caused challenges with the

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administration of the degree programs. Recreating the Department of Speech Communication and Theatre will resolve these issues.

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

3. **UM – 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 Mississippi requests approval for the creation of a new center.

*Center Title:* **National Center for Narrative Intelligence (NCNI)**

*Center Location:* Oxford Campus (The NCNI will report to the Vice Chancellor for Research and Sponsored Programs)

*Scope:* Limited Scope and Outreach

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

*Effective Date:* November 2023

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

*Total number of current staff/ Total number of new staff:* 0/8

*Anticipated annual cost:* \$420,000

*Five-year cost of implementation:* \$2,520,000

*Funding source:* Sponsored programs; external grants; gifts; in-kind donations (equipment, software, etc.)

*Purpose:* Narrative intelligence refers to the process by which agents and actors utilize human intelligence and artificial intelligence to analyze the origins, motivation, intention, influence, evolution, and outcomes (impact) of narratives. For example, criminologists and criminal justice experts monitor narratives to prevent crime, identify criminal networks, prepare for, and respond to safety issues and cyber threats. Journalists and other communication professionals typically mine narratives to craft new ones to inform and/or persuade the public. Narrative intelligence is a valuable tool that helps comprehend and respond to significant changes, both positive and negative. It plays a vital role in countering mis- and dis-information, managing viral trends, and improving people's lives through accurate information dissemination.

The state of Mississippi and the University of Mississippi are ideal environments for taking a leading role in narrative intelligence and analysis given our own storied expertise in crafting narratives. We have a unique mix of programs and enthusiasm for growing interdisciplinary cross-pollination with applied outcomes to help the public and students enter the workforce with cutting-edge knowledge and skills.



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The National Center for Narrative Intelligence will serve as a world-class, multi-faceted resource for: 1) assisting in the advancement and implementation of innovative applications centered around narrative intelligence; 2) offering a high-quality platform for collaboration and research to scholars, professionals, and organizations from top academic institutions, non-government organizations, and corporations; 3) providing guidance and training on evaluating narrative intelligence and integrating those assessments into critical workflows; 4) equipping students with the necessary skills to pursue careers in narrative intelligence analysis within government and business sectors; 5) supporting research on narrative dynamics, including strategies, methods, effects, and countermeasures; 6) offering expert advice to private businesses and government agencies on understanding the risks and opportunities associated with narrative intelligence and recommending effective response strategies; and 7) contributing to the development of narrative intelligence.

There is currently no existing center on narrative intelligence in the state of Mississippi or in the nation.

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

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**FINANCE**  
**August 17, 2023**

**1. SYSTEM – REQUEST FOR APPROVAL TO ENTER INTO AN AGREEMENT WITH SIGHTLINES, LLC, A GORDIAN COMPANY**

**Agenda Item Request:** The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to enter into a professional services agreement with **Sightlines, LLC, a Gordian Company**, for facilities management services.

**Contractor’s Legal Name:** Sightlines, LLC

**History of Contract:** In May 2011, the Board approved a three-year contract with Sightlines for the purpose of providing analytical processes, databases, and comparative metrics for facilities, environmental and student housing data. In June 2014, the Board approved an additional three-year contract to obtain Sightlines facilities management services. The agreement ended June 30, 2017, and was not renewed at that time.

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

**Purpose:** The purpose of the agreement is to provide Strategic Capital Planning (SCP), Space Utilization (SU) and Return on Physical Assess (ROPA) services offered by Gordian.

**Scope of Work:** For each IHL campus, Gordian will conduct a facilities condition assessment, develop a strategic capital plan, analyze the utilization of the academic space, and perform facilities benchmarking of space, capital, and operations metrics in context with appropriate peer institutions. The goals of these services are to identify the capacity and facilities conditions at each campus to assist the campuses with data-driven decisions to 1) strategically invest into the facilities to maximize the impact of the available capital, 2) improve space utilization, and 3) potentially right-size the campuses by decommissioning buildings.

For the IHL, Gordian will annually aggregate the capital needs to a single data set to provide visibility for the IHL to 1) understand which buildings / systems across the campuses have the most significant capital needs, 2) understand which buildings across the campuses are candidates for decommissioning, 3) understand the impact of campus capital plans by tracking value of campus buildings year-over-year , and 4) assist with strategic investment decisions made by the campuses. To help IHL better understand whether campus facilities are improving, Gordian will deliver annual presentations to IHL leadership to review the aggregated system needs and Key Performance Indicators related to facilities stewardship.

**Term of Contract:** The initial term of the agreement is 3 years and 10 months, from approximately September 1, 2023, to June 30, 2027.

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**Contract Amount:** The total contract cost is \$5,586,190. Payment will be issued upon receipt of an invoice as set forth in the Progress Billing Schedule in the Proposal. The table below shows the breakdown of the total contract cost.

	<b>Date Signed -</b>			
	<b>6/30/2025</b>	<b>6/30/2026</b>	<b>6/30/2027</b>	<b>Total</b>
Strategic Capital Planning (SCP)	\$ 2,015,385	\$411,400	\$411,400	\$2,838,185
Space Utilization (SU)	\$ 969,650	\$ -	\$ -	\$ 969,650
Return of Physical Assets (ROPA)	\$ 411,275	\$411,275	\$411,275	\$1,233,825
Expenses	\$ 442,530	\$ 51,000	\$ 51,000	\$ 544,530
	<u>\$ 3,838,840</u>	<u>\$873,675</u>	<u>\$873,675</u>	<u>\$5,586,190</u>

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

**Termination Options:** Contract may be terminated at any time, for any reason, by either party on 30 days' written notice.

**Contractor Selection Process:** The IHL system previously used Sightlines from 2011 to 2017. Due to a decrease in funding from the Legislature, this contract was not renewed in 2017. Currently, Mississippi State University and the University of Mississippi are contracted with Sightlines to provide this service. The IHL system wishes to contract with Sightlines to provide a reassessment of building conditions since the 2017 review. The IHL system was previously satisfied with Sightlines services, and the new information will be comparable to previous reports provided by Sightlines to effectively benchmark changes since 2017. The IHL system wishes to enter into a new agreement with Sightlines to take advantage of work already underway at Mississippi State University and the University of Mississippi and to receive reports compatible with the previous engagement. IHL staff reviewed vendors able to perform this service. Sightlines has a large client pool that includes many regional peer institutions. This will provide comparability among appropriate peer institutions to assist in capital project planning.

**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.

2. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A  
RADIOPHARMACEUTICAL PURCHASE AGREEMENT WITH NUMEDRX  
PHARMACY SOLUTIONS, LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Radiopharmaceutical Purchase Agreement with **NuMedRx Pharmacy Solutions, LLC** (NuMedRx) for the purchase of radiopharmaceutical drugs used in Nuclear Medicine and Positron Emission Tomography (PET) imaging for **diagnostic and therapeutic** purposes in pediatric and adult patients. Diagnostically,

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the radiopharmaceuticals enhance radiologic images to allow providers to have more precise information leading to more accurate diagnoses. Therapeutically, radiopharmaceuticals are used for **purposes such as the destruction of** cancer cells or pain treatment for things such as bone cancer or arthritis. Additionally, UMMC requests approval to add and/or remove drugs listed in the agreement without seeking prior Board approval as long as adequate funds are available.

**Contractor's Legal Name: NuMedRx Pharmacy Solutions LLC**

**History of Contract:** On August 16, 2018, the Board approved the Radiopharmaceutical Purchase Agreement with NuMedRx to purchase radiopharmaceutical drugs used in Nuclear Medicine and Positron Emission Tomography (PET) imaging for diagnostic and therapeutic purposes in pediatric and adult patients at a cost of \$13,397,227.39. On March 19, 2020, the IHL approved an amendment to revise the commitment requirement to purchase radiopharmaceutical drugs from NuMedRx and add information security requirements. The agreement will expire on August 31, 2023.

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

**Purpose:** The purpose of the Agreement is to purchase radiopharmaceutical drugs used in Nuclear Medicine and Positron Emission Tomography (PET) imaging for **diagnostic and therapeutic** purposes in pediatric and adult patients. Diagnostically, radiopharmaceuticals enhance radiologic images to allow providers to have more precise information leading to more accurate diagnoses. Therapeutically, radiopharmaceuticals are used for **purposes such as the destruction of** cancer cells or pain treatment for things such as bone cancer or arthritis.

**Scope of Work:** supply and deliver radiopharmaceuticals to UMMC imaging locations under the following terms:

- unlimited local weekday deliveries, including STAT deliveries, during normal business hours at no charge;
- one local scheduled delivery at no charge on weekends and holidays;
- weekend local STAT or afterhours deliveries;
- local and out of town FDG deliveries; and
- other out of town deliveries;
- provide an after-hours pharmacist services;
- provide all instrumentation required to use the products in medical procedures at no additional cost;
- provide sales reports as requested and meet with UMMC on a quarterly basis to review contract compliance and opportunities for improvement;
- replace unused and unopened products without a restocking fee; and
- issue full credit or replacement for any defective product.

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Under the Agreement, UMMC commits to purchase ninety-five percent (95%) of its non-research needs of contract products from NuMedRx.

**Term of Contract:** The term of the agreement is sixty (60) months, from September 1, 2023, through August 31, 2028.

**Termination Options:** The agreement may be terminated as follows:

- by either party upon one hundred eighty (180) days' written notice;
- UMMC may terminate the agreement if NuMedRx is unable to provide the required services for thirty (30) consecutive days as a result of a continuing force majeure event; and
- by UMMC in the event NuMedRx improperly uses or discloses protected health information (Information should be formatted to begin on this line)

**Contract Amount:** The estimated cost of the Agreement is \$21,375,000 over the five (5) year term. This cost includes a twenty-five (25%) annual increase for potential manufacturer price increases and patient volume growth.

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

**Contractor Selection Process:** The radiopharmaceutical 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.

**3. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A USE, LICENSE & SERVICE AGREEMENT WITH INTUITIVE SURGICAL, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Use, License, and Service Agreement (ULSA) with **Intuitive Surgical, Inc.** (Intuitive) for the placement, use, service, delivery, digital products, software license, and documentation needed to operate the systems, and training for two (2) da Vinci® Xi Dual Console Surgical Systems (da Vinci Xi) and one (1) da Vinci® SP® Dual Console System (da Vinci SP), as well as the trade in of one (1) UMMC-owned da Vinci Si Dual Console System. The da Vinci Xi systems and the da Vinci SP system are pieces of robotic equipment that perform precise, minimally invasive surgical procedures. The da Vinci Xi performs procedures such as hepatobiliary, lobectomy, and thoracic procedures and decreases the length of stay for each. The da Vinci SP performs procedures such as radical tonsillectomy, malignant tongue-based resection, and prostatectomy.

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**Contractor's Legal Name:** Intuitive Surgical, Inc.

**History of Contract:** On June 16, 2022, the IHL Board approved a lease with Intuitive for the lease, service, and delivery of one (1) da Vinci Xi System. On April 16, 2020, the Board approved the purchase of one (1) new da Vinci Xi system, instrumentation, accessories, software license and documentation needed to operate the system, service and maintenance, and training. UMMC seeks to utilize additional da Vinci Xi systems due to the increased need for minimally invasive surgeries performed using the da Vinci Xi system.

**Specific Type of Contract:** This is a new Use, License, and Service Agreement.

**Purpose:** The purpose of the Agreement is for the placement, use, service, delivery, digital products, software license, and documentation needed to operate the equipment, and training for two (2) da Vinci Xi and one (1) da Vinci SP, as well as the trade in one (1) UMMC-owned da Vinci Si Dual Console System. The da Vinci Xi systems and the da Vinci SP system are pieces of robotic equipment that perform precise, minimally invasive surgical procedures.

**Scope of Work:** Under the Agreement, Intuitive will provide the two (2) da Vinci® Xi Dual Console Surgical Systems, one (1) da Vinci® SP® Dual Console System, software license, service, and training for the systems and UMMC will trade in one (1) UMMC-owned da Vinci Si Dual Console System.

**Term of Contract:** The term of the Agreement is approximately seven (7) years and seventeen (17) days, from September 1, 2023 through September 18, 2030. The term of the Agreement will begin on September 1, 2023, and end seven (7) years from the acceptance date of the systems to UMMC. Delivery is anticipated to be on or about September 19, 2023, for an expected expiration date of September 18, 2030.

**Termination Options:** The USLA may be terminated as follows:

- by Intuitive, immediately upon written notice, if UMMC does not comply with the proper use of the system;
- in the event of insufficient funds;
- by either party upon thirty days written notice of breach from the non-breaching party;
- by either party if the agreement is assigned to a debarred party; and
- by either party upon notice to the other party of a material breach of the agreement or violation of the HIPAA Regulations that remains uncured following fifteen (10) days written notice, or immediately if cure is not possible, in the event Intuitive improperly uses or discloses protected health information.

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The Master Digital Solutions Addendum may be terminated as follows:

- by intuitive, upon sixty days prior written notice if UMMC does not comply with the use of the digital products; and
- by either party upon breach by the other party.

**Contract Amount:** The total estimated cost of the seven (7) year and seventeen (17) day term is \$11,225,000, which includes the per use charge for each system, funds potential additional service charges, and training.

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

**Contractor Selection Process:** The da Vinci® Xi Dual Console Surgical Systems and the da Vinci® SP® Dual Console System 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.

4. **UMMC – REQUEST FOR APPROVAL AMEND A POINT OF CARE AGREEMENT WITH ABBOTT LABORATORIES, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to amend its Point of Care Agreement with **Abbott Laboratories, Inc.** (Abbott) to extend the term of the agreement, update pricing, add thirteen (13) additional UMMC-owned pieces of equipment to the agreement for service, revise the capital acquisition plan and the purchase commitment. The agreement is for the rental of fifteen (15) i-STAT analyzers, service for the leased analyzers, service for thirty-one (31) UMMC-owned analyzers, and the purchase of reagents and related supplies needed for diagnostic testing. The analyzers and associated supplies are used by UMMC to provide real-time lab results within minutes to test a patient's blood gases, electrolytes (sodium, potassium, etc.), Human Chorionic Gonadotropin (HCG), and troponin levels. UMMC also requests approval to add or remove reagents and related supplies under the agreement without seeking prior Board approval as long as adequate funds are available.

**Contractor's Legal Name:** **Abbott Laboratories, Inc.**

**History of Contract:** On August 20, 2020, the Board approved a three (3) year Point of Service Agreement with Abbott at a cost of \$3,175,000. The Agreement will expire on August 31, 2023, unless amended.

**Specific Type of Contract:** This is an amendment to the Point of Care Agreement.

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**Purpose:** The purpose of the amendment is to extend the term extend the term of the agreement, update pricing, add thirteen (13) additional UMMC owned pieces of equipment to the agreement for service, revise the capital acquisition plan and the purchase commitment. The purpose of the agreement is to rent fifteen (15) i-STAT analyzers and to purchase service for the leased analyzers, service for thirty-one (31) UMMC-owned analyzers, and reagents and related supplies needed for diagnostic testing. These analyzers and associated supplies are used by UMMC to provide real-time lab results within minutes to test for things such as a patient's blood gases, electrolytes (sodium, potassium, etc.), HCG, and troponin levels.

**Scope of Work:** Under the revised agreement, Abbott will provide fifteen (15) i-STAT Analyzers; service for both the leased and UMMC-owned i-STAT analyzers; and reagents and related supplies for use with the instruments. Under the agreement, UMMC will purchase an annual volume commitment of commodities in order to obtain title to the fifteen (15) rented i-STAT analyzers.

**Term of Contract:** The term of the amended contract is five (5) years, from September 1, 2020, through August 31, 2025. The term of the original agreement was three (3) years, beginning September 1, 2020. The amendment adds an additional two (2) years to the term of the agreement.

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

- by Abbott in the event UMMC does not, or notifies Abbott it does not intend to, fulfill ninety percent (90%) of the purchase commitment in any calendar year;
- by either party upon ninety (90) days' written notice, prior to the first day of each of contract year, after the second year of the agreement;
- If either party breaches any of the terms of this Agreement, the other party may, in its discretion and without further liability, immediately terminate this agreement;
- by Abbott immediately if UMMC resells the equipment or products or does not use the products as indicated; and
- in the event of a reduction in funds.

**Contract Amount:** The total estimated cost of the amended agreement over the five (5) year term is \$4,675,000. The original estimated cost of the agreement was \$3,175,000. The first amendment will increase the total cost of the agreement by \$1,500,000 over the amended term.

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

**Contractor Selection Process:** UMMC is currently contracted with Abbott.



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**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. SYSTEM – REQUEST FOR APPROVAL TO INCREASE CONTRACT AMOUNTS FOR DISASTER RESPONSE SERVICES WITH COTTON COMMERCIAL USA, GUARANTEE RESTORATION SERVICES, NORTHSTAR RECOVERY SERVICES, AND SERVICEMASTER RECOVERY MANAGEMENT**

**Agenda Item Request:** The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to increase the maximum dollar limit for four disaster response, mitigation, and remediation services contracts on an as needed basis.

**Contractors’ Legal Name:** Cotton Commercial USA (Cotton), Guarantee Restoration Services (Guarantee), NorthStar Recovery Services (NorthStar), and ServiceMaster Recovery Management (ServiceMaster).

**History of Contract:** In August of 2021, the Board approved an agenda item which authorized IHL and the universities to enter contracts on a voluntary and as-needed basis with one or more of four companies. The approval included terms for up to four years and ending September 1, 2025. The prior authorization included a maximum dollar amount per contract of \$5,000,000. Universities have utilized these services, and at least one university would like to increase the maximum contract amount. This item seeks to increase the maximum contract amount from \$5,000,000 to \$10,000,000, and the contract value means the aggregate contract value calculated over the four years spanning from September 1, 2021, to September 1, 2025.

**Specific Type of Contract:** These contracts are for disaster response, mitigation, and remediation services. While the contracts do not require a university to purchase the services, the purpose of the procurement was to pre-negotiate pricing and preferred client status to ensure that any university in the system, and the Board Office, will be in the best position to procure disaster response services when needed. Since 2021, some universities have elected to utilize these services.

**Purpose:** To increase the potential maximum value of previously approved disaster response contracts.

**Scope of Work:** To provide labor, equipment, and materials in response to substantial property loss events, to include water extraction and drying, board-up and tarping, fire, smoke, and soot cleanup and restoration, and other response, mitigation, or remediation services. Services will be documented so as to meet FEMA requirements.

**Term of Contract:** These contracts began September 1, 2021, and terminate September 1, 2025, unless terminated sooner.

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**Termination Options:** IHL or the contracting university may, with or without cause, terminate a resulting contract with 30-days written notice.

**Contract Amount:** The cost will vary based upon the IHL entity's (the university or the Board Office) agreed-upon scope of work which will be necessitated by the particular loss event. This item increases the maximum expenditure under one of the previously approved contracts from \$5,000,000 to \$10,000,000 per contract.

**Funding Source for Contract:** The contracting entity, being a University or IHL, will pay directly for the services in which they contract. However, it is anticipated that the majority of these services would be paid by the system's property insurance carrier, since the primary purpose of these contracts is to respond to large losses. The system's insurer has been pleased with IHL's initiative to have pre-negotiated response contracts available. Universities and/or IHL will contract directly with the vendor or vendors of their choice on an as-needed basis.

**Contractor Selection Process:** IHL's Office of Risk Management and Office of Property and Procurement conducted an RFP process in accordance with best practices. The RFP was advertised in the Clarion Ledger and notice letters were mailed and/or emailed to viable vendors. Eight submissions were received, and selection criteria was based upon quality, experience, and pricing. Selection of the top four proposals was made by a selection committee, and those recommendations were approved by the Board at its August, 2021, meeting.

**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.

**6. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A LEASE AGREEMENT WITH MEMORIAL HOSPITAL AT GULFPORT**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a new Medical Office Building Lease (Sublease) **with Memorial Hospital at Gulfport (MHG)** to sublease approximately 2,880 square feet of clinical space located at 833 Highway 90 in Bay St. Louis, Mississippi. UMMC currently subleases this space for use as a pediatric outpatient clinic. Pursuant to IHL policy 707.03 *Approval of Prepayment for Goods or Services*, UMMC also requests a waiver to allow prepayment of rent on the first day of each month.

**Contractor's Legal Name: Memorial Hospital at Gulfport**

**History of Contract:** On November 16, 2017, the Board approved a three (3) year, five (5) month, and five (5) days sublease agreement with MHG, the Agreement was subsequently amended to extend the expiration date to August 31, 2023. The property is

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owned by Kiosk, Inc. and is leased to MHG through June 30, 2026. UMMC has subleased this medical office space from MHG since March 2018.

**Specific Type of Contract:** This is a new Medical Office Building Lease.

**Purpose:** The purpose of this Sublease is to sublease approximately 2,880 square feet from MHG for use as a pediatric outpatient clinic.

**Scope of Work:** Under the Sublease, MHG will:

- Sublease approximately 2,880 square feet of clinical space to UMMC;
- Provide the following, which shall be billed to UMMC and paid for as operating expenses:
  - Air conditioning sufficient to cool the premises and heat sufficient to warm the premises to maintain comfortable temperatures in the premises;
  - Provide utilities including hot and cold running water for all restrooms and lavatories, electricity, gas, rubbish collection, and medical waste (sharps collection) disposal;
  - Janitorial service to include soap, paper towels, toilet tissue for public restrooms, and cleaning supplies;
  - Electrical and mechanical maintenance services; and
  - Maintenance and repairs, such as replacement of light bulbs and air conditioning filters, unclogging of plumbing fixtures, etc.;

UMMC will use the premises for a medical clinic.

**Term of Contract:** The term of the agreement is thirty-four (34) months, from September 1, 2023, through June 30, 2026.

**Termination Options:** Termination options include:

- By UMMC in the event MHG causes any utility service interruption lasting longer than 30 consecutive days;
- By either party in the event of a partial destruction of the premises and MHG does not elect to make repairs or if the repairs cannot be made within 120 days;
- By either party in the event of a total destruction of the building;
- Automatically if the whole of the premises or building or so much thereof as to render the balance unusable by UMMC shall be taken under power of eminent domain, condemnation or by deed in lieu of foreclosure or otherwise;
- By UMMC in the event of a partial taking under power of eminent domain, by giving MHG written notice within 30 days after UMMC's receipt of written notice of such partial taking;
- By either party in the event the other party commits an act of default under the Sublease, by giving the defaulting party at least ten (10) days' prior written notice;
- By either party in the event any legislation, regulation or government policy is passed or adopted, the effect of which would cause either party to be in violation

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of such laws due to the existence of any provision of this Lease, and the parties fail to agree upon modified terms within 90 days;

- By either party immediately upon breach of any of the following ongoing representations and warranties that it, its officers, directors and employees:
  - are not currently excluded, debarred, or otherwise ineligible to participate in any federal health care programs or any state healthcare programs;
  - have not been convicted of a criminal offense related to the provision of healthcare items or services and have not been excluded, debarred, or otherwise declared ineligible to participate in the Federal Healthcare Programs or any state healthcare programs; and
  - are not under investigation or otherwise aware of any circumstances which may result in the party being excluded from participation in the Federal Healthcare Programs or any state healthcare programs;
- By either party in the event of an adverse change in law and the parties fail to agree upon modified terms within 60 days; and
- Automatically upon the expiration or termination of the lease agreement between MHG and Kiosk, Inc.

**Contract Amount:** The estimated total cost of the Sublease is \$270,965.53 over the term. Operating expenses were estimated based on historical use averages at this location with a 4% annual inflation adjustment that started in year two (2) of the sublease.

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

**Contractor Selection Process:** UMMC is currently contracted with MHG.

**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. SYSTEM – ANNUAL REPORT ON POST-TENURE REVIEW**

Board Policy 403.0103: Post-Tenure Review states: “*Each institution shall prepare an annual report of post-tenure reviews. The report shall be in a format specified by the Commissioner and shall be submitted to the Board by August 1 for the preceding academic year.*”

In accordance with Board policy, the post-tenure review report is presented to the Board for information. In 2022–2023, 85% of full-time faculty received an annual evaluation. Thirty-seven (37) faculty were triggered for a post-tenure review. One (1) faculty is participating in a faculty development plan.

Number of Full-time Faculty	Number of Full-time Faculty Evaluated	Number of Tenured Faculty	Number of Tenured Faculty Triggering Post Tenure Review Process	Maximum Length of Faculty Development Plan	Number of Tenured Faculty in Faculty Development Plan	Number of Tenured Faculty Completing Development Plan		Tenured Faculty Separated from Employment as a Result of the Post Tenure Review Process
						Successful	Unsuccessful	
Alcorn State University								
123	103	50	0	3 years	0	0	0	0
Delta State University								
139	135	61	1	3 years	1	1	0	0
Jackson State University								
260	257	149	1	2 years	0	0	0	0
Mississippi State University								
1,156	1,128	501	27	3 years	0	0	0	0
Mississippi University for Women								
148	148	61	0	3 years	0	0	0	0
Mississippi Valley State University								
188	188	78	8	2 years	0	0	0	0
University of Mississippi								
924	893	402	0	3 years	0	0	0	0

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<b>University of Mississippi Medical Center</b>								
925	808	182	0	1 year	0	0	0	0
<b>University of Southern Mississippi</b>								
672	192	309	0	2 years	0	0	0	0
<b>System Totals</b>								
<b>4,535</b>	<b>3,852</b>	<b>1,793</b>	<b>37</b>	<b>1-3 years</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>0</b>

*DSU – SON 1 faculty member resigned in Dec. 2022 and annual evaluations were not done until spring 2023; COAS 2 faculty resigned prior to spring term; 1 faculty was going through appeals process.*

*JSU – CoHS 1 faculty member out of the country on Fulbright; CoLA 1 faculty member was on approved medical leave and didn't receive an evaluation; CoSET 1 faculty member on sabbatical leave 9/1/22-6/30/23.*

*UM – Accountancy 1 faculty retired and did not receive an annual review; Applied Sciences 1 administrator receives quadrennial reviews; Business 5 administrators undergo quadrennial reviews; Law 1 faculty member left the University; Liberal Arts 9 faculty members not reviewed (4 retired, 4 left UM, 1 deceased)*

*UMMC – 115 faculty members hired or promoted to faculty on or after July 1, 2021, so not included in the annual review process for 2022; 1 faculty member separating as a result of a notice of contract non-renewal; 1 faculty member out on leave.*

*USM - USM is in the process of moving the post-tenure review period from the academic year to the calendar year. In this bridge year, only junior tenure-stream faculty (162) and faculty seeking promotion in the next year will have a formal review. All Instructors of Record had their teaching evaluated through the usual student course evaluation process.*

## **2. SYSTEM – ANNUAL REPORT ON FACULTY TENURE**

In 2017–2018, IHL institutions hired 132 tenure-track faculty members. As of the 2022–2023 academic year, 64% were awarded tenure from the 2017–2018 cohort.

<b>Institution</b>	<b>Number Hired (2017- 2018)</b>	<b>Number Applied for Tenure</b>	<b>Number Awarded Tenure</b>	<b>Percentage Awarded who Applied for Tenure</b>	<b>Number of Cohort Received Tenure</b>	<b>Percentage of Cohort Awarded Tenure</b>
Alcorn State University	8	4	2	50%	1	16.67%
Delta State University	8	5	5	100%	5	62.50%
Jackson State University	5	16	14	87.50%	5	100%
Mississippi State University	49	30	29	98.41%	25	59.79%
Mississippi University for Women	3	2	2	100%	2	100%
Mississippi Valley State University	1	2	2	100%	1	100%

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University of Mississippi	40	24	24	100%	10	25%
University of MS Medical Center	12	13	13	100%	6	50%
University of Southern Mississippi	6	4	4	100%	4	66.67%
<b>**System Totals</b>	<b>132</b>	<b>100</b>	<b>95</b>	<b>95%</b>	<b>59</b>	<b>64.51%</b>

ASU – Two (2) hired with tenure in Business. These two (2) are included in the total number hired but not included in the percentage of cohort awarded tenure.

JSU – Eleven (11) of the tenure-track faculty were members of the 2016 Cohort. These faculty members were granted a one-year extension.

MSU – One (1) faculty member received a Covid extension; one faculty member received tenure when hired.

MUW – One (1) faculty member resigned before tenure could be received.

USM - CAS: one (1) COVID Extension; CNHP: one (1) deferral

### 3. **SYSTEM – ANNUAL REPORT OF OFF-CAMPUS ACADEMIC PROGRAMS**

Board Policy 201.0507 states: “It is the responsibility of the State Institutions of Higher Learning to serve the citizens of the state with programs and services at on and off-campus locations through distance learning.”

In accordance with Board policy, the annual report of off-campus academic programs is presented to the Board for information.

CIP	Type	Academic Program	Location	Hours
<b>Alcorn State University</b>				
51.3801	ASN	Nursing	Natchez Campus	36
51.3801	BSN	Nursing	Natchez Campus	60
51.3801	BSN	Nursing (RN to BSN)	Natchez Campus/Online	34*
51.3899	MSN	Nursing (Nurse Educator)	Natchez Campus/Online	35
51.3899	MSN	Nursing (Family Nurse Practitioner)	Natchez Campus/Online	44
51.3818	DNP	Nursing Practice	Natchez Campus/Online	36
52.0201	MBA	Business Administration	Natchez Campus	36
*Twenty-six (26) hrs of credit awarded as credit-by-examination (new curriculum)				
<b>7 Off-Campus Programs Offered by Alcorn State University</b>				
<b>Jackson State University</b>				
<b>College of Health Sciences</b>				
44.0701	MSW	Social Work	Universities Center	57
44.0701	PhD	Social Work	Universities Center	51
51.0203	BS	Communicative Disorders (Old Curriculum)	Jackson Medical Mall	43
51.0203	BS	Communicative Disorders (New Curriculum)	Jackson Medical Mall	48
51.0201	MS	Communicative Disorders	Jackson Medical Mall	52
51.0701	BS	Health Care Administration	Jackson Medical Mall	57

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51.2201	MPH	Public Health	Jackson Medical Mall	45
51.2201	DPH	Public Health	Jackson Medical Mall	60
56.2201	BS	Public Health	Jackson Medical Mall	54
<b>College of Education and Human Development</b>				
13.0406	PhD	Urban Higher Education	MS e-Center	60
24.0102	BUS	University Studies (C2C)	Universities Center	44
30.9999	BS	Professional Interdisciplinary Studies	Universities Center	44
<b>College of Liberal Arts</b>				
09.0102	BS	Journalism and Media Studies	MS e-Center	60
09.0102	MS	Journalism and Media Studies	MS e-Center	30/33
44.0401	MPPA	Public Policy and Administration	101 Building W. Capitol St.	45
44.0401	PhD	Public Administration	101 Building W. Capitol St.	60
<b>College of Science, Engineering, and Technology</b>				
04.0301	MA	Urban & Regional Planning	101 Building W. Capitol St.	49
04.0301	PhD	Urban & Regional Planning	101 Building W. Capitol St.	48
<b>18 Off-Campus Programs Offered by Jackson State University</b>				
<b>Mississippi State University</b>				
09.0101	BA	Communication	Meridian Campus	62
13.0101	EdS	Education (Counselor Education)	Meridian Campus	30
13.0101	EdS	Education (Elementary Education)	Meridian Campus	30
13.0101	EdS	Education (School Administration)	Meridian Campus	40
13.0101	EdS	Education (Teacher Leadership)	Meridian Campus	30
13.0401	MS	Educational Leadership (School Administration)	Meridian Campus	33
13.0401	MS	Educational Leadership (Teacher Leadership)	Meridian Campus	30
13.0407	MAT	Community College Instruction	Meridian Campus	30
13.1101	MS	Counselor Education (School Counseling)	Meridian Campus	60
13.1101	MS	Counselor Education (Clinical Mental Health)	Meridian Campus	60
13.1202	BS	Elementary Ed. (Early Childhood; Middle School)	Meridian Campus	63
13.1202	MS	Elementary Education	Meridian Campus	33
13.1203	MAT-ML	Middle Grades Education (Alternate.Route)	Meridian	36
13.1205	MAT- S	Secondary Teacher Education (Alternate.Route)	Meridian Campus	33
23.0101	BA	English	Meridian Campus	62
24.0101	BA	General Liberal Arts	Meridian Campus	62
30.9999	BS	Interdisciplinary Studies	Meridian Campus	62
42.0101	BA	Psychology	Meridian Campus	60
44.0701	BSW	Social Work	Meridian Campus	62
45.0401	BA	Criminology	Meridian Campus	62
51.0701	BAT	Applied Technology (Event and Hospitality Services)	Meridian Campus	60
51.0701	BAT	Applied Technology (Healthcare Services)	Meridian Campus	62
52.0201	BBA	Business Administration	Meridian Campus	62
54.0101	BA	History	Meridian Campus	62



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14.1001	BS	Electrical Engineering	Gulf Coast Campus, Gautier	65
14.3501	BS	Industrial Engineering	Gulf Coast Campus, Gautier	65
14.1901	BS	Mechanical Engineering	Gulf Coast Campus, Gautier	64
04.0201	BArch	Architecture (fifth year)	Jackson, MS	30
04.0201	MS	Graduate Certificate	Gulf Coast Community Design Studio; Biloxi, MS	18
01.8001	DVM	Veterinary Medicine	Starkville, MS (Veterinary Specialty Center, Stark Road)	4
01.8001	DVM	Veterinary Medicine	Institute for Marine Mammal Studies (IMMS), Gulfport, MS	14
01.8001	DVM	Veterinary Medicine	Aquatic Laboratory, Stoneville, MS	14
<b>32 Off-Campus Programs Offered by Mississippi State University</b>				
<b>Mississippi University for Women</b>				
51.3801	BSN	RN to BSN Advanced Placement Option	Tupelo, MS	45
51.3801	BSN	Nursing Electives	Tupelo, MS	15
<b>2 Off-Campus Programs Offered by Mississippi University for Women</b>				
<b>Mississippi Valley State University</b>				
11.0101	BS	Computer Science	Bolivar County Regional Correctional Facility	35
15.0612	BS	Engineering Technology	Bolivar County Regional Correctional Facility	35
52.0201	BS	Business Administration	Bolivar County Regional Correctional Facility	35
11.0101	BS	Computer Science	Delta Correctional Facility	27
15.0612	BS	Engineering Technology	Delta Correctional Facility	27
52.0201	BS	Business Administration	Delta Correctional Facility	27
<b>6 Off-Campus Programs Offered by Mississippi Valley State University</b>				
<b>University of Mississippi</b>				
09.0401	BAJ	Journalism (emphasis in Integrated Marketing Communication)	Tupelo	62
13.0301	EdS	Curriculum and Instruction	Tupelo	30
13.0401	EdS	Educational Leadership (K-12 Administration)	Tupelo	30
13.1101	MEd	Counselor Education (Community Counseling)	Tupelo	60
13.1101	MEd	Counselor Education (School Counseling)	Tupelo	48
22.0000	BSLS	Law Studies	Tupelo	60
42.0101	BA	Psychology	Tupelo	60
43.0103	MCJ	Criminal Justice	Tupelo	30
44.0701	BSW	Social Work	Tupelo	60
52.1201	BBA	Management Information Systems	Tupelo	60
52.0301	BAccy	Accountancy	Tupelo	62
13.0301	MEd	Curriculum and Instruction	Tupelo and Booneville	30
13.0401	MEd	Educational Leadership (K-12)	Tupelo and Booneville	30
13.1202	BAEd	Elementary Education	Tupelo and Booneville	61
24.0102	BUS	University Studies (C2C)	Tupelo and Booneville	30
30.0000	BA	Interdisciplinary Studies	Tupelo and Booneville	60
30.0000	BMdS	Multi-Disciplinary Studies	Tupelo and Booneville	60

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43.0103	BSCJ	Criminal Justice (emphasis in Corrections)	Tupelo and Booneville	60
43.0103	BSCJ	Criminal Justice (emphasis in Homeland Security)	Tupelo and Booneville	60
43.0103	BSCJ	Criminal Justice (emphasis in Law Enforcement)	Tupelo and Booneville	60
51.0000	BA	Allied Health Studies	Tupelo and Booneville	60
51.0201	BS	Communication Sciences and Disorders	Tupelo and Booneville	62
52.0201	BBA	General Business	Tupelo and Booneville	60
52.0201	BBA	Management	Tupelo and Booneville	60
52.0801	BBA	Finance	Tupelo and Booneville	60
52.1401	BBA	Marketing	Tupelo and Booneville	60
09.0401	BAJ	Journalism (emphasis in Integrated Marketing Communication)	Southaven	62
13.0301	MEd	Curriculum and Instruction	Southaven	30
13.0301	EdS	Curriculum and Instruction	Southaven	30
13.0401	MEd	Educational Leadership (K-12 Administration)	Southaven	30
13.0401	EdS	Educational Leadership (K-12 Administration)	Southaven	30
13.1202	BAEd	Elementary Education	Southaven	61
22.0000	BSLS	Law Studies	Southaven	60
24.0102	BUS	University Studies	Southaven	30
30.0000	BA	Interdisciplinary Studies	Southaven	60
30.0000	BMdS	Multi-Disciplinary Studies	Southaven	60
42.0101	BA	Psychology	Southaven	60
43.0103	BSCJ	Criminal Justice (emphasis in Corrections)	Southaven	60
43.0103	BSCJ	Criminal Justice (emphasis in Homeland Security)	Southaven	60
43.0103	BSCJ	Criminal Justice (emphasis in Law Enforcement)	Southaven	60
43.0103	MCJ	Criminal Justice	Southaven	30
44.0701	BSW	Social Work	Southaven	60
51.0000	BA	Allied Health Studies	Southaven	60
51.0201	BS	Communication Sciences and Disorders	Southaven	62
52.0201	BBA	General Business	Southaven	60
52.0201	BBA	Management	Southaven	60
52.1201	BBA	Management Information Systems	Southaven	60
52.0301	BACcy	Accountancy	Southaven	62
52.0801	BBA	Finance	Southaven	60
52.1499	BBA	Marketing	Southaven	60
13.0301	MEd	Curriculum and Instruction	Grenada	30
13.0301	EdS	Curriculum and Instruction	Grenada	30
13.0401	MEd	Educational Leadership (K-12 Administration)	Grenada	30
13.0401	EdS	Educational Leadership (K-12 Administration)	Grenada	30
13.1202	BAEd	Elementary Education	Grenada	61

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24.0102	BUS	University Studies (C2C)	Grenada	30
30.0000	BMdS	Multi-Disciplinary Studies	Grenada	60
43.0107	MCJ	Criminal Justice	Grenada	30
43.0103	BSCJ	Criminal Justice (emphasis in Corrections)	Grenada	60
43.0103	BSCJ	Criminal Justice (emphasis in Homeland Security)	Grenada	60
43.0103	BSCJ	Criminal Justice (emphasis in Law Enforcement)	Grenada	60
51.0000	BA	Allied Health Studies	Grenada	60
51.0201	BS	Communication Sciences and Disorders	Grenada	62
52.0201	BBA	General Business	Grenada	60
13.1202	BAEd	Elementary Education	Rankin	61
<b>65 Off-Campus Programs Offered by University of Mississippi</b>				
<b>The University of Mississippi Medical Center</b>				
51.3801	BSN	Accelerated Bachelor of Science in Nursing	Oxford, MS	48
<b>1 Off-Campus Program Offered by University of Mississippi Medical Center</b>				
<b>The University of Southern Mississippi</b>				
09.0401	BA	Journalism	Gulf Park	15
11.0101	BS	Computer Science	Gulf Park	96
11.0101	MS	Computer Science	Gulf Park	5
11.0301	BS	Information Technology	Gulf Park	9
11.1003	BAS	Cybersecurity	Gulf Park	6
13.0501	MS	Instructional Technology	Gulf Park	4
13.0501	PhD	Instructional Technology and Design	Gulf Park	4
13.1202	BS	Elementary Education	Gulf Park	47
13.1316	MS	STEM Education	Gulf Park	1
13.1316	PhD	STEM Education	Gulf Park	5
14.2401	BS	Ocean Engineering	Gulf Park	19
14.3201	BS	Polymer Science	Gulf Park	14
15.0101	BS	Architectural Engineering Technology	Gulf Park	6
15.0303	BS	Electronics and Computer Technology	Gulf Park	3
15.0303	BS	Electronics Engineering Technology	Gulf Park	3
15.0612	BS	Industrial Engineering Technology	Gulf Park	3
16.0101	BA	World Languages	Gulf Park	3
19.0704	BS	Child and Family Studies	Gulf Park	49
22.0302	BA	Legal Studies	Gulf Park	12
22.0302	BA	Paralegal Studies	Gulf Park	12
23.0101	BA	English	Gulf Park	90
24.0101	BUS	University Studies (C2C)	Gulf Park	9
24.0101	BLS	Liberal Studies	Gulf Park	41
25.0101	BS	Library and Information Science	Gulf Park	12
26.0101	BS	Biological Sciences	Gulf Park	134
26.0101	MS	Biological Sciences	Gulf Park	1
26.1302	MS	Coastal Sciences	Gulf Park	3

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26.1302	PhD	Coastal Sciences	Gulf Park	3
26.1302	BS	Marine Biology	Gulf Park	142
27.0101	BS	Mathematics	Gulf Park	82
29.0306	CP18	Uncrewed Maritime Systems (UG)	Gulf Park	22
30.3301	BS	Sustainability Sciences (Coastal System Dynamics)	Gulf Park	34
30.9999	BIS	Interdisciplinary Studies	Gulf Park	18
31.0504	BSBA	Sport Management	Gulf Park	3
31.0505	BS	Human Performance	Gulf Park	25
31.0505	BS	Kinesiology	Gulf Park	25
40.0501	BS	Chemistry	Gulf Park	9
40.0607	BS	Marine Science	Gulf Park	143
40.0801	BS	Physics	Gulf Park	3
42.0101	BS	Psychology	Gulf Park	105
42.0101	PhD	Psychology	Gulf Park	3
43.0104	BA	Criminal Justice	Gulf Park	132
43.0406	BA	Forensics	Gulf Park	3
44.0701	BSW	Social Work	Gulf Park	76
44.0701	MSW	Social Work	Gulf Park	61
45.0603	BS	Applied Economics	Gulf Park	4
45.0701	BS	Geography	Gulf Park	15
45.0701	MS	Geography	Gulf Park	5
45.1001	BA	Political Science	Gulf Park	21
45.1001	BS	Political Science	Gulf Park	32
45.1001	MA	Political Science	Gulf Park	3
45.1101	BS	Sociology	Gulf Park	3
50.0702	BA	Art	Gulf Park	12
50.0706	BA	Media and Entertainment Arts	Gulf Park	96
50.1003	BA	Entertainment Industry	Gulf Park	9
51.1005	BS	Medical Laboratory Science	Gulf Park	4
51.1005	BS	Medical Technology	Gulf Park	4
51.3101	BS	Nutrition and Dietetics	Gulf Park	3
51.3801	BSN	Nursing	Gulf Park	11
51.9999	BS	Health Sciences	Gulf Park	91
52.0201	BSBA	Business Administration	Gulf Park	76
52.0201	MBA	Business Administration	Gulf Park	15
52.0201	BSBA	Management	Gulf Park	35
52.0210	BAS	Applied Technology	Gulf Park	3
52.0301	BSBA	Accounting	Gulf Park	55
52.1001	BSBA	Human Resources Management	Gulf Park	12
52.1005	MS	Human Capital Development	Gulf Park	3
52.1005	PhD	Human Capital Development	Gulf Park	17
52.1401	BSBA	Marketing	Gulf Park	41
52.2001	BS	Construction Management	Gulf Park	10
54.0101	BA	History	Gulf Park	79
54.0101	PhD	History	Gulf Park	3
26.0101	BS	Biological Sciences	Gulf Coast Research Laboratory	1
26.1302	MS	Coastal Sciences	Gulf Coast Research Laboratory	33
26.1302	PhD	Coastal Sciences	Gulf Coast Research Laboratory	27
26.1302	BS	Marine Biology	Gulf Coast Research Laboratory	31
40.0607	MS	Marine Science	Gulf Coast Research Laboratory	9

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14.2401	BS	Ocean Engineering	Marine Research Center	10
40.0607	BS	Marine Science	Marine Research Center	10
29.0306	CP18	Uncrewed Maritime Systems (UG)	Marine Research Center	22
26.1302	MS	Coastal Sciences	Stennis Center	3
26.0101	PhD	Biological Sciences	Stennis Center	3
40.0601	MS	Geology	Stennis Center	4
40.0607	MS	Hydrographic Science	Stennis Center	40
40.0607	BS	Marine Science	Stennis Center	2
40.0607	MS	Marine Science	Stennis Center	35
40.0607	PhD	Marine Science	Stennis Center	59
45.0701	MS	Geography	Stennis Center	1
<b>88 Off-Campus Programs Offered by University of Southern Mississippi</b>				
<b>A Total of 213 Off-Campus Programs Offered by the System</b>				

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

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING**  
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**FINANCE**  
**August 17, 2023**

1. **MSU – UPDATE ON EDUCATION BUILDING CORPORATION BOND  
REFUNDING APPROVED IN MAY 2021 OF PAR VALUE UP TO \$140 MILLION**

**Agenda Item Request:** In May 2023, Mississippi State University received IHL Board approval to initiate the EBC bond process to issue tax-exempt or taxable bonds through the Mississippi State University Educational Building Corporation (MSUEBC). Debt issuance not to exceed \$125 million. The loan term will not exceed 30 years. Funds will be used to help finance construction of a new Residence Hall and renovations to the west side of Davis Wade Stadium.

In May 2021, Mississippi State University received IHL Board approval to refund up to \$140 million par value, fixed rate bonds. Due to changes in market conditions, the refunding transaction was not completed. Current market conditions are still not favorable for a refunding transaction. However, the university and its Financial Advisor will continue to monitor market conditions between now and executing the \$125 million new money transaction. In the event market conditions improve and provide an opportunity to refund some or all of the \$140 million par value, fixed rate bonds, the university intends to combine the new money and refunding amounts into a single debt issuance transaction. The agenda item submitted and approved in May 2021 is included below.

**May 2021 Agenda Item Request:** MSU requests permission to issue through the Mississippi State University Educational Building Corporation (MSU EBC) revenue bonds in one or more tax-exempt and/or taxable series to refund all or a portion of the outstanding Revenue Bonds, Series 2013 (Refunding and Improvements Project) dated October 11, 2013, Revenue Bonds, Series 2014A (New Facilities and Refinancing Project) dated May 6, 2014, Taxable Revenue Bonds, Series 2014B (New Facilities Project), dated May 6, 2014, and Revenue Bonds, Series 2015 (Campus Improvements Project) dated April 8, 2015 (collectively, the “Prior Bonds”).

MSU also requests the payment of costs of issuance, sale and delivery of the bonds and approval of necessary bond documents.

MSU also requests that the Board review and approve the financial adviser’s report provided by Hilltop Securities.

Following are the professionals:

- Financial Advisor – Hilltop Securities
- Bond Counsel – Jones Walker LLP
- Underwriters – Either Raymond James & Associates, Inc., Wells Fargo Bank, National Association and/or Stephens, Inc. and such other underwriters as are named in the Bond Purchase Agreement, will serve as underwriters for the bonds, or placement agents in the event a private placement transaction is utilized.

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**History:** MSU EBC previously issued Prior Bonds in 2013, 2014 and 2015. This contract was proposed as part of the financial review process by Hilltop Securities. MSU can realize a significant savings by refunding the Prior Bonds.

**Specific Type of Contract:** These bonds will be issued at fixed rates with a term that will clearly mirror the existing amortization schedules.

**Purpose:** The primary purpose of issuing the bonds is to realize interest rate savings for MSU by refunding the Prior Bonds.

**Scope of Work:** Preparation and sale of the bonds and related financial analysis and legal work.

**Term of Contract:** The term of the new bonds will closely match the term of the existing debt which is being refinanced.

**Termination Options:** n/a

**Contract Amount:** MSU EBC expects to issue up to \$140 million par value in fixed rate bonds for the purposes set forth above.

**Funding Source for Contract:** Revenues currently being used for debt service on the Prior Bonds.

**Contractor Selection Process:** Underwriters/placement agents, financial advisor and bond counsel were or will be selected based on past experience, and the firms' unsolicited proposals.

2. **SYSTEM – MISSISSIPPI DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES  
AMENDMENT AGREEMENT WITH REGIONAL ECONOMIC MODELS, INC (REMI)**

Mississippi Department of Information Technology Services (MS-ITS) is acting as contracting agent for the Mississippi Institutions of Higher Learning (IHL) and is entering into an agreement amendment with Regional Economic Models, Inc. (REMI). The REMI software provides a dynamic forecasting and policy analysis tool used in support of impact studies of economic development projects, state policy proposals, and tax policy proposals. The amendment will have an annual cost of \$82,500 for IHL Executive Office and \$15,000.00 each for MSU, UM, USM and JSU, totaling \$142,500.00 annually, not to exceed \$427,500.00 over the three-year term ending June 30, 2026.

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3. **UM – NOTIFICATION OF APPROVAL OF A MISSISSIPPI DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES AGREEMENT WITH CAROUSEL INDUSTRIES**

Attached is the ITS CP1 approval and Statement of Work agreement that needs to be submitted to the Information Agenda of the next IHL Board meeting. This agreement has been signed by Mississippi ITS on our behalf and therefore only requires placement on the Information Agenda and submission of these two documents.

To summarize, the University of Mississippi currently has (28) Avaya G650 gateways across campus, which reached the end of hardware support in 2021 and are scheduled to reach the end of their services support in 2024. In order to ensure the reliability, performance, and security of our communication infrastructure, UM Telecommunications will replace these end-of-life G650 gateways with (24) G450 gateways. The replacement of the G650 gateways is necessary to maintain a robust and dependable communication system, while also ensuring that our infrastructure remains protected with the latest security features and patches. To facilitate this upgrade, the University of Mississippi has submitted an ITS competitive procurement request as per ITS RFP 3983, with a total cost of \$483,012.64. This amount includes \$480,174.64 allocated for hardware acquisition and an additional \$2,838.00 designated for Carousel Industries project management fees. UM Telecommunication's staff will oversee the installation of the new G450 gateways and execute the migration process from the G650s to the G450s. Upon completion of the hardware installation, Carousel Industries will complete the necessary registrations with Avaya on our behalf.

Information is on file in the Board office.



**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
AUGUST 17, 2023**

**SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE `  
JUNE 15, 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.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
INFORMATION AGENDA  
REAL ESTATE  
AUGUST 17, 2023**

**JACKSON STATE UNIVERSITY**

**1. JSU- GS 103-308 – DINING HALL EXTENSION**

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

Board staff approved the Schematic Design Documents as submitted by Durrell Design Group

Approval Status & Date: APPROVED, June 23, 2023

Project Initiation Date: April 20, 2023

Design Professional: Durrell Design Group

General Contractor: TBD

Total Project Budget: \$250,000.00 (Design Fees Only)

**MISSISSIPPI STATE UNIVERSITY**

**2. MSU- GS #105-366 – 20”INCH FORCE MAIN PHASE 2 (ARPA  
INFRASTRUCTURE – WASTE COLL. & CONV. (SAND CREEK LS 20 INCH  
FORCE MAIN REPLACEMENT PHASE 2)**

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

Board staff approved the Award of Contract in the amount of \$2,802,580.00 to the apparent low bidder Eubank Construction Co., Inc.

Approval Status & Date: APPROVED, June 30, 2023

Project Initiation Date: March 16, 2023

Design Professional: Garver Engineering, LLC

General Contractor: Eubank Construction Co., Inc.

Total Project Budget: \$3,175,000.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
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**3. MSU- IHL #205-283 – ADDITIONS AND RENOVATION TO HUMPHREY COLISEUM PHASE 1**

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

Board staff approved Change Order #6 in the amount of \$239,714.20 and zero(0) additional days to the contract of Thrash Commercial Contractors, Inc.

Approval Status & Date: APPROVED, July 5, 2023

Change Order Description: Change Order #6 includes the following: installed additional electrical to install SJ Stanchions for exterior lighting of arena walls, roof modifications and flashings at each stanchion; performed sitework and hardscape; installed two (2) additional CR #40 standard equipment racks with vertical cable managers, and an open-access cable management system in the MDF Room; installed cementitious plaster to the nw areas of the foundation & retaining wall; installed an EFIS wall system at four(4) locations where the Clerestory stops short of the existing brick wall of the arena structure; removed existing masonry planters, omitted proposed new planters, removed piping, changed the gate top, added concrete sidewalks and moved the west side entrance in the curtain wall system; removed and disposed three (3) existing control panels and capped all associated pneumatic lines to maintain pressure on the system; installed rubber stair treads, risers and floor tiles in the existing stair (long stair accessing the arena floor from the concourse level near Mize; added installation of new ceramic tile to the existing restrooms to include women and men in the north west concourse and the north east concourse, and men in the south east concourse.

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

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$1,949,452.98.

Project Initiation Date: June 16, 2018

Design Professional: Dale Partners Architects, P.A.

General Contractor: Thrash Commercial Contractors, Inc.

Total Project Budget: \$50,000,000.00

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**4. MSU- IHL #205-308 – CVM EXPANSION TO THE ANIMAL EMERGENCY & REFERRAL CENTER**

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

Board staff approved Change Order #4 in the amount of \$44,447.17 and thirty (30) additional days to the contract of The Arcon Group, LLC.

Approval Status & Date: APPROVED, July 5, 2023

Change Order Description: Change Order #4 includes the following: added paint to walls, ceilings, doors, and door casings in the existing building; fire caulking done in several penetrations in walls above the ceilings; additional asphalt was added for storm water to properly drain towards an existing flume on the west side of the north entry into the parking lot; rip rap was added at the south side of the project to stabilize the area; added fluid applied flooring in rooms within the existing building; relocation of the existing breaker/disconnect was done; the new parking lot was striped with two (2) handicap parking lots and an additional sign was added to properly indicate the additional ADA parking spots; additional room signs were provided for exam rooms with two (2) entrances; and thirty (30) days to the contract.

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

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$71,897.46.

Project Initiation Date: April 16, 2020

Design Professional: MP Design Group

General Contractor: The Arcon Group, LLC

Total Project Budget: \$5,600,000.00

**5. MSU- IHL #205-309 – MSU ICE PLANT EXPANSION**

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

Board staff approved Change Order #2 in the amount of \$21,176.64 and one hundred ninety (190) additional days to the contract of Brislin, Inc.

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Approval Status & Date: APPROVED, June 27, 2023

Change Order Description: Change Order #2 includes the following: modifications to the mezzanine support structures; credit to omit permanent gate/fencing; credit for chiller wiring not required; credit to omit interior window painting; and one hundred ninety (190) days to the contract.

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

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$323,278.51.

Project Initiation Date: August 20, 2009

Design Professional: Engineering Resource Group, Inc.

General Contractor: Brislin, Inc.

Total Project Budget: \$7,387,000.00

**6. MSU- IHL #205-313 – HULL HALL NEW ROOF**

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

Board staff approved Change Order #1 in the amount of \$25,912.95 and zero (0) additional days to the contract of Roofing Solutions, LLC.

Approval Status & Date: APPROVED, July 6, 2023

Change Order Description: Change Order #1 includes the following: removed damaged stone down to the frieze and rebuilt in two areas; repaired twelve (12) damaged masonry quoin corners around three buildings; added ¼” substrate board directly to the back of the parapet wall to create a smooth surface; deduct from allowance; and added 15% OHP to PCO #1 remainder.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$25,912.95.

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Project Initiation Date: May 20, 2021  
Design Professional: Shafer Zahner Zahner, PLLC  
General Contractor: Roofing Solutions, LLC  
Total Project Budget: \$1,500,000.00

**7. MSU- IHL #205-327 – RICE HALL RENOVATION**

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

Board staff approved the Award of Contract in the amount of \$2,235,550.00 to the apparent low bidder Codaray Construction, LLC.

Approval Status & Date: APPROVED, June 27, 2023

Project Initiation Date: March 16, 2023  
Design Professional: Shafer Zahner Zahner  
General Contractor: Codaray Construction, LLC  
Total Project Budget: \$3,000,000.00

**8. MSU- IHL#205-328A – NEW RESIDENCE HALL (SITE PACKAGE)**

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

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

Approval Status & Date: APPROVED, June 9, 2023

**Approval Request #2: Contract Documents**

Board staff approved Contract Documents as submitted by Wier Boerner Allin Architecture.

Approval Status & Date: APPROVED, July 5, 2023

**Approval Request #3: Advertise**

Board staff approved request to advertise for receipt of bids.

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Approval Status & Date: APPROVED, July 5, 2023

Project Initiation Date: October 25, 2022

Design Professional: Wier Boerner Allin Architecture

General Contractor: TBD

Phased Project Budget: \$7,500,000.00

Total Project Budget: \$96,000,000.00

**9. MSU- IHL#205-328 – NEW RESIDENCE HALL**

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

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

Approval Status & Date: APPROVED, July 19, 2023

Project Initiation Date: October 25, 2022

Design Professional: Wier Boerner Allin Architecture

General Contractor: TBD

Total Project Budget: \$96,000,000.00

**10. MSU- IHL #205-329 – SANDERSON CENTER RENOVATIONS AND REPAIRS**

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

Board staff approved the Design Development Documents as submitted by WBA Architects.

Approval Status & Date: APPROVED, July 6, 2023

Project Initiation Date: November 17, 2022

Design Professional: WBA Architects

General Contractor: TBD

Total Project Budget: \$2,500,000.00

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**11. MSU- IHL #205-334 – RCU (RESEARCH & CURRICULUM UNIT)  
RENOVATION**

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

Board staff approved the Schematic Design Documents as submitted by MP Design Group

Approval Status & Date: APPROVED, June 26, 2023

Project Initiation Date: April 20, 2023

Design Professional: MP Design Group

General Contractor: TBD

Total Project Budget: \$2,000,000.00

**12. MSU- IHL #405-002 – JIM AND THOMAS DUFF CENTER**

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

Board staff approved the Award of Contract in the amount of \$47,990,000.00 to the apparent low bidder AnderCorp, LLC.

Approval Status & Date: APPROVED, July 7, 2023

Project Initiation Date: March 16, 2023

Design Professional: Eley Guild Hardy/Dale Partners (Joint Venture)

General Contractor: AnderCorp, LLC

Total Project Budget: \$65,000,000.00

**13. MSU- IHL #405-003 – RENOVATIONS & ADDITIONS FOR THE COLLEGE OF  
ARCHITECTURE, ART AND DESIGN (CAAD)**

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

Board staff approved the Schematic Design Documents as submitted by Belinda Stewart Architects & Wier Boerner Allin Architecture (A Joint Venture)

Approval Status & Date: APPROVED, June 16, 2023



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Project Initiation Date: August 19, 2021

Design Professional: Belinda Stewart Architects & Wier Boerner Allin Architecture (A Joint Venture)

General Contractor: TBD

Total Project Budget: \$320,000.00 (Design Fees Only)

**14. MSU- IHL #413-001 – BALLEW HALL RENOVATION**

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

Board staff approved Change Order #1 in the amount of \$41,241.15 and twenty (20) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, July 14, 2023

Change Order Description: Change Order #1 includes the following: cooler room floor infill done; replaced settled slab beneath the auditorium; added a valve at the fire protection line; credit for controls allowance package; and twenty (20) days to the contract.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$41,241.15.

Project Initiation Date: August 20, 2020

Design Professional: Belinda Stewart Architects

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$13,000,000.00

**15. MSU- IHL #413-144 – SUSTAINABLE BIOPRODUCTS PHASE 1 (REROOFING)**

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

Board staff approved Change Order #1 in the credit amount of \$11,919.00 and zero (0) additional days to the contract of Norman Enterprises, Inc. DBA Norman Roofing.

Approval Status & Date: APPROVED, July 5, 2023

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Change Order Description: Change Order #1 includes the following: installed a new sidewalk on the west side of the building; removed unused exhaust fan and cover opening with new decking on a building; removed and replaced shingles and metal trim on a building; and installed a new roof drain on the north east corner of the upper roof.

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

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$11,919.00.

Project Initiation Date: August 20, 2009

Design Professional: PryorMorrow PC

General Contractor: Norman Enterprises, Inc. DBA Norman Roofing

Phased Project Budget: \$1,300,000.00

Total Project Budget: \$5,000,000.00

## **MISSISSIPPI UNIVERSITY FOR WOMEN**

### **16. MUW- GS #104-188 – CULINARY ARTS**

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

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

Board staff approved Change Order #4 in the amount of \$29,802.75 and twenty (20) additional days to the contract of West Brothers Construction, LLC.

Approval Status & Date: APPROVED, July 5, 2023

Change Order Description: Change Order #4 includes the following: a bronze building plaque was added; added an exhaust fan in janitor's room; replaced two (2) boxes of ceiling tiles that were damaged; added hardware with access controls and motorized operators; added exhaust fan control relays; added fire extinguishers and cabinets/brackets; and twenty (20) weather related days to the contract.

Change Order Justification: These changes were due to changes in requirements or recommendations by governmental agencies; errors and omissions in the plans and specifications; and weather days as indicated herein.

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Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$242,109.75.

Project Initiation Date: June 18, 2015

Design Professional: JBHM Architects, P.A.

General Contractor: West Brothers Construction LLC

Total Project Budget: \$19,555,613.00

**17. MUW- IHL 204-135 – RESIDENCE HALL HAVAC IMPROVEMENTS**

**Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on April 18, 2023 to approve the budget increase from \$1,366,830.00 to \$1,566,830.00 for an increase of \$200,000.00 for the Residence Hall HVAC Improvements project.

Interim Approval Status & Date: APPROVED, July 9, 2023

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

Board staff approved Change Order #1 in the amount of \$187,387.00 and forty-five (45) additional days to the contract of Air Control Engineering, Inc.

Approval Status & Date: APPROVED, July 10, 2023

Change Order Description: Change Order #1 includes the following: repaired a leaking pipe below the slab including protection finishes; removal of concrete; excavation and fill; replacement of concrete; and forty-five (45) days to the contract.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$187,287.00.

Project Initiation Date: November 22, 2022

Design Professional: Dewberry/Edmonds Engineers, Inc.

General Contractor: Air control Engineering, Inc.

Total Project Budget: \$1,566,830.00

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**18. MVSU- GS #106-265B – CAMPUS ROOFING PHASE II**

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

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

Board staff approved the Award of Contract in the amount of \$1,243,000.00 to the apparent low bidder Norman Enterprises, Inc.

Approval Status & Date: APPROVED, July 6, 2023

Project Initiation Date: March 16, 2023

Design Professional: Shafer Zahner Zahner

General Contractor: Norman Enterprises, Inc.

Total Project Budget: \$1,452,961.25

**19. MVSU – GS 106-269 – JACOB AARON STUDENT UNION EXPANSION AND RENOVATION**

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

**Approval Request #1: Rebid**

Approval Status & Date: APPROVED, June14, 2023

Project Initiation Date: March 18, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Total Project Budget: \$25,755,000.00

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**20. UM- IHL #207-416 – NEW SCHOOL OF ACCOUNTANCY**

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

Board staff approved the Design Development Documents as submitted by JH&H Architects, P.A.

Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 17, 2016

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

General Contractor: TBD

Total Project Budget: \$7,100,000.00

**21. UM- IHL #207-440 – NEW BAND PRACTICE FIELD**

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

Board staff approved Change Order #1 in the amount of \$164,766.40 and zero (0) additional days to the contract of Roberts Builders, Inc.

Approval Status & Date: APPROVED, July 6, 2023

Change Order Description: Change Order #1 includes the following: added a retaining wall in the southwest corner of the project; modifications made to the entry plaza; adjusted the parking; raised the perimeter walls; adjusted fencing and handrails; reduced stone seat wall caps; installed synthetic turf in lieu of natural grass; replaced the existing building canopy to match the proposed one; and removed the requirement for additional chain-link fencing not necessary.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$164,766.40.

Project Initiation Date: November 16, 2017

Design Professional: Holcombe Norton Partners, LLC

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General Contractor: Roberts Builders, Inc.  
Total Project Budget: \$5,440,000.00

**22. UM- IHL #207-473.2 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PH 2) FIELD PKG. B**

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

Board staff approved the Award of Contract in the amount of \$1,932,000.00 to the apparent low bidder DC Services, LLC.

Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 16, 2023  
Design Professional: McCarty Architects, P.A.  
General Contractor: DC Services, LLC  
Phased Project Budget: \$2,573,671.48  
Total Project Budget: \$25,000,000.00

**23. UM- IHL #207-473.2 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PH 2) FIELD PKG. C**

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

Board staff approved the Award of Contract in the amount of \$234,600.00 to the apparent low bidder DC Services, LLC.

Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 16, 2023  
Design Professional: McCarty Architects, P.A.  
General Contractor: DC Services, LLC  
Phased Project Budget: \$311,122.20  
Total Project Budget: \$25,000,000.00

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**24. UM- IHL #207-473.2 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PH 2) FIELD PKG. D**

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

Board staff approved the Award of Contract in the amount of \$1,227,600.00 to the apparent low bidder Sports Contractors Unlimited, LLC.

Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: Sports Contractors Unlimited, LLC

Phased Project Budget: \$1,621,198.90

Total Project Budget: \$25,000,000.00

**25. UM- IHL #207-473.2 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PH 2) FIELD PKG E**

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

Board staff approved the Award of Contract in the amount of \$125,000.00 to the apparent low bidder Acoustics & Specialties, LLC.

Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: Acoustics & Specialties, LLC

Phased Project Budget: \$166,526.10

Total Project Budget: \$25,000,000.00

**26. UM- IHL #207-473.2 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PH 2) FIELD PKG F**

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

Board staff approved the Award of Contract in the amount of \$59,100.00 to the apparent low bidder Upchurch Plumbing, Inc.

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Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 16, 2023  
Design Professional: McCarty Architects, P.A.  
General Contractor: Upchurch Plumbing, Inc.  
Phased Project Budget: \$79,583.33  
Total Project Budget: \$25,000,000.00

**27. UM- IHL #207-473.2 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PH 2) FIELD PKG G**

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

Board staff approved the Award of Contract in the amount of \$1,495,000.00 to the apparent low bidder Advance Electric Company, Inc.

Approval Status & Date: APPROVED, June 5, 2023

Project Initiation Date: March 16, 2023  
Design Professional: McCarty Architects, P.A.  
General Contractor: Advance Electric Company, Inc.  
Phased Project Budget: \$1,973,982.73  
Total Project Budget: \$25,000,000.00

**28. UM- IHL #207-473.3 – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (MISC.) AND IHL #207-473.4 (STADIUM)**

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

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

Approval Status & Date: APPROVED, July 5, 2023

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

Board staff approved the Waiver of Design Development Documents as submitted by McCarty Architects, P.A. (Phase 3 only)



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Approval Status & Date: APPROVED, July 5, 2023

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

Construction Management Advisor: Innovative Construction Management, LLC [CMA]

Phased Project Budget: \$9,623,650.00

Total Project Budget: \$32,000,000.00

**29. UM- IHL #207-498 NW MECHANICAL PLANT (MECHANICAL PHASE III)**

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

Board staff approved the Schematic Design Documents as submitted by Eley Guild Hardy Architects.

Approval Status & Date: APPROVED, July 6, 2023

Project Initiation Date: January 6, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: TBD

Phased Project Budget: \$26,953,729.36

Total Project Budget: \$31,400,000.00

**30. UM- IHL #207-498.1 NW MECHANICAL PLANT PHASE III (ELECTRICAL EQUIPMENT PACKAGE)**

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

Board staff approved the Schematic Design Documents as submitted by Eley Guild Hardy Architects.

Approval Status & Date: APPROVED, July 6, 2023

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

Board staff approved the Waiver of Design Development Documents as submitted by Eley Guild Hardy Architects.

Approval Status & Date: APPROVED, July 6, 2023

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Project Initiation Date: January 6, 2023  
Design Professional: Eley Guild Hardy Architects  
General Contractor: TBD  
Phased Project Budget: \$2,347,742.69  
Total Project Budget: \$31,400,000.00

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

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

Board staff approved Change Order #5 in the amount of \$170,012.02 and zero (0) additional days to the contract of W.G. Yates & Sons Construction Company.

Approval Status & Date: APPROVED, June 26, 2023

Change Order Description: Change Order #5 includes the following: added additional steel supports; additional fencing installed north of the Walk of Champions; added cutouts at the firestopping beam; added steel plates in two rooms; west utility relocation; and added projection screens.

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

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$36,795.95.

Project Initiation Date: January 16, 2012  
Design Professional: McCarty Architects  
General Contractor: W.G. Yates & Sons Construction Company  
Phased Project Budget: 157,086,816.63  
Total Project Budget: \$175,200,000.00

**32. UM- IHL #407-002 – DATA CENTER FACILITY RENOVATION**

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

Board staff approved the Award of Contract in the amount of \$30,000,000.00 to the apparent low bidder Codaray Construction, LLC

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Approval Status & Date: APPROVED, June 28, 2023

Project Initiation Date: March 16, 2023

Design Professional: Duvall Decker Architects, P.A.

General Contractor: Codaray Construction, LLC

Phased Project Budget: \$35,000,000.00

Total Project Budget: \$40,000,000.00

**33. UM- IHL #407-003 PHASE II UPGRADE HVAC CONTROLS-NATURAL PRODUCTS & FASER HALL**

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

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

Approval Status & Date: APPROVED, June 16, 2023

Project Initiation Date: February 17, 2022

Design Professional: DBES, LLC

General Contractor: TBD

Total Project Budget: \$5,330,000.00

**34. UM- IHL #407-009 BREVARD HALL 2<sup>ND</sup> FLOOR LABS**

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

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

Approval Status & Date: APPROVED, June 6, 2023

**Approval Request #2: Contract Documents**

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

Approval Status & Date: APPROVED, JULY 5, 2023

**Approval Request #3: Advertise**

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Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, JULY 5, 2023

Project Initiation Date: February 17, 2022

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Total Project Budget: \$2,943,296.00

**35. UM- IHL #407-010 – FASER HALL 453 LAB RENOVATION**

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

Board staff approved the Award of Contract in the amount of \$747,778.00 to the apparent low bidder Barnes & Brower, Inc.

Approval Status & Date: APPROVED, July 14, 2023

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: Barnes & Brower, Inc.

Total Project Budget: \$1,000,000.00

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**36. UMMC- IHL #209-557 – PES RENOVATIONS**

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

Board staff approved the Design Development Documents as submitted by Canizaro Cawthon Davis

Approval Status & Date: APPROVED, June 20, 2023

Project Initiation Date: June 16, 2017

Design Professional: Canizaro Cawthon Davis

General Contractor: TBD

Total Project Budget: \$4,000,000.00

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**37. UMMC- IHL #209-578 – GROSS ANATOMY PHASE III**

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

Board staff approved Change Order #1 in the amount of \$8,988.88 and ninety-six (96) additional days to the contract of Sunbelt General Contractors, Inc.

Approval Status & Date: APPROVED, July 10, 2023

Change Order Description: Change Order #1 includes the following: remove and reroute utilities in the new locker room; connect the vacuum and air to the new surgery lights; revised the boom support framing plan; and ninety-six (96) days to the contract.

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

Total Project Change Orders and Amount: One (1) change order for a total amount of \$8,988.88

Project Initiation Date: December 9, 2021

Design Professional: Dean and Dean Architecture

General Contractor: Sunbelt General Contractors, Inc.

Total Project Budget: \$1,700,000.00

**38. UMMC- IHL #209-579B (BLDG) COLONY PARK**

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

Board staff approved the Schematic Design Documents as submitted by Cooke Douglas Farr Lemons, Architects & Engineers

Approval Status & Date: APPROVED, July 10, 2023

Project Initiation Date: June 16, 2022

Design Professional: Cooke Douglas Farr Lemons Architects & Engineers

General Contractor: TBD

Total Project Budget: \$105,910,527.00

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**39. UMMC- IHL #209-580 – RENOVATION FOR ADOLESCENT PSYCH**

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

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

Approval Status & Date: APPROVED, June 20, 2023

Project Initiation Date: June 16, 2017

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

General Contractor: TBD

Total Project Budget: \$6,500,000.00

**40. UMMC- IHL #209-583 – NEUROSURGERY OFFICE RENOVATION**

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

Board staff approved Change Order #2 in the amount of \$3,494.00 and five (5) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 10, 2023

Change Order Description: Change Order #2 includes the following: reconciliation of project allowances; and five (5) days to the contract.

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

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$45,780.00

Project Initiation Date: October 16, 2022

Design Professional: JBHM Architecture

General Contractor: Fountain Construction company, Inc.

Total Project Budget: \$1,550,000.00

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**41. UMMC- IHL #409-005.1-- – NEW SCHOOL OF NURSING (DEMOLITION AND SITE PKG)**

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

Board staff approved the Waiver of Design Development Documents as submitted by Eley Guild Hardy.

Approval Status & Date: APPROVED, June 20, 2023

**Approval Request #2: Construction Documents**

Board staff approved the Construction Documents as submitted by Eley Guild Hardy

Approval Status & Date: APPROVED, June 20, 2023

**Approval Request #3: Advertise/Receive Bids**

Board staff approved the request to Advertise/Receive Bids

Approval Status & Date: APPROVED, June 20, 2023

Project Initiation Date: October 2, 2021

Design Professional: Eley Guild Hardy

General Contractor: TBD

Phased Project Budget: \$758,185.00

Total Project Budget: \$65,000,000.00

**42. UMMC- IHL #409-005 – NEW SCHOOL OF NURSING**

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

Board staff approved the Design Development Documents as submitted by Eley Guild Hardy.

Approval Status & Date: APPROVED, July 10, 2023

Project Initiation Date: October 2, 2021

Design Professional: Eley Guild Hardy

General Contractor: TBD

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Total Project Budget: \$65,000,000.00

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**43. ERC-GS #111-071 - RE-ROOF OF EDUCATION AND RESEARCH 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 Shafer Zahner Zahner.

Approval Status & Date: APPROVED, July 3, 2023

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

Board staff approved the Waiver of Design Development Documents as submitted by Shafer Zahner Zahner

Approval Status & Date: APPROVED, July 3, 2023

Project Initiation Date: June 15, 2023

Design Professional: Shafer Zahner Zahner

General Contractor: TBD

Total Project Budget: \$2,800,000.00

**44. ERC-GS #111-070 - MECHANICAL UPGRADES**

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

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

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

Approval Status & Date: APPROVED, July 3, 2023



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

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

Approval Status & Date: APPROVED, July 3, 2023

Project Initiation Date: June 15, 2023

Design Professional: Engineering Resource Group

General Contractor: TBD

Total Project Budget: \$2,800,000.00

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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 Ware|Immigration (statements dated 12/1/22, 2/1/23 and 2/1/23) from the funds of Alcorn State University. (These statements, in the amounts of \$240.00, \$6,000.00 and \$2,250.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 8,490.00**

Payment of legal fees for professional services rendered by Armstrong Law, LLC (statements dated 6/13/23 and 7/13/23) from the funds of Alcorn State University. (These statements, in the amounts of \$2,000.00 and \$2,000.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

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

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 4/3/23, 4/3/23, 4/11/23, 6/1/23 and 6/1/23) from the funds of Jackson State University. (These statements, in the amounts of \$5,000.00, \$2,500.00, \$1,925.00, \$545.00 and \$65.75, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 10,035.75**

Payment of legal fees for professional services rendered by Brunini, PLLC (statements dated 6/8/23 and 6/9/23) from the funds of Mississippi State University. (These statements, in the amounts of \$75.00 and \$3,368.75, respectively, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 3,443.75**

Payment of legal fees for professional services rendered by Copeland, Cook, Taylor & Bush PA (statements dated 6/12/23 and 6/12/23) from the funds of Mississippi State University. (These statements, in the amounts of \$2,611.50 and \$115.00, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,726.50**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 6/1/23, 6/1/23, 6/1/23, 7/1/23 and 7/1/23) from the funds of Mississippi State University. (These statements, in the amounts of \$2,500.00, \$2,500.00, \$2,500.00, \$2,500.00 and \$2,500.00,

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represent services and expenses in connection with immigration/labor certification matters matters.)

**TOTAL DUE.....\$ 12,500.00**

Payment of legal fees for professional services rendered by Brunini (statement dated 6/9/23) from the funds of the University of Mississippi. (This statement, in the amount of \$675.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 675.00**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 6/27/23 and 7/25/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$590.00 and \$1,504.50, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,094.50**

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statements dated 6/13/23 and 7/19/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$3,546.50 and \$4,723.00, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 8,269.50**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 6/12/23 and 7/10/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$250.00 and \$1,825.00, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,075.00**

Payment of legal fees for professional services rendered by Nelson, Mullins, Riley & Scarborough, LLP (statement dated 6/20/23) from the funds of the University of Mississippi. (This statement, in the amount of \$5,602.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 5,602.00**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 5/1/23, 5/1/23, 5/1/23, 5/1/23, 6/1/23, 6/1/23, 6/1/23, 6/1/23, 7/1/23 and 7/1/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$58.47, \$100.00,

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\$2,500.00, \$2,500.00, \$61.09, \$535.00, \$7.10, \$1,000.00, \$537.00 and \$56.47, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 7,355.13**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 3/23/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23, 4/7/23 and 4/7/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$8,162.35, \$94.50, \$229.50, \$162.00, \$135.00, \$1,652.80, \$8,851.40, \$414.00, \$3,275.70, \$693.60, \$379.50, \$800.00, \$33.00, \$1,060.00, \$5,985.74, \$2,950.00, \$57.00, \$500.00, \$698.75, \$115.50, \$360.00, \$85.50, \$90.00, \$432.00, \$502.00, \$108.00, \$94.50, \$678.50, \$6,303.00, \$5,015.00 and \$698.75, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 50,617.59**

Payment of legal fees for professional services rendered by Foreman Watkins & Krutz, LLP (statement dated 4/7/23) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$5,174.50, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 5,174.50**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 3/7/23, 3/7/23, 4/6/23, 4/6/23 and 4/6/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,865.00, \$1,047.50, \$5,634.00, \$1,960.00 and \$1,002.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 11,508.50**

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 7/15/22, 3/24/23, 3/24/23, 3/24/23, 3/24/23, 3/27/23, 3/27/23, 3/27/23, 3/27/23, 3/27/23, 3/27/23, 3/31/23, 4/3/23, 4/3/23, 4/3/23, 4/5/23, 4/5/23, 4/5/23, 4/5/23, 4/5/23, 4/5/23, 4/5/23, 4/5/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23, 4/6/23 and 4/6/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$663.00, \$445.50, \$3,060.82, \$282.00, \$5,144.10, \$1,775.00, \$1,722.50, \$922.00, \$17,682.62, \$29,689.17, \$38.52, \$106.00, \$375.00, \$3,577.50, \$106.00, \$715.50, \$323.50, \$280.50, \$2,244.28, \$1,138.50, \$57.00, \$1,072.50, \$119.00, \$132.00, \$20,339.71, \$4,575.54, \$1,590.00, \$106.00, \$742.00, \$1,245.50, \$344.50, \$556.50, \$848.00, \$2,146.50, \$2,014.00, \$291.50 and \$1,113.00, respectively, represent services and expenses in connection with legal advice.)

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**TOTAL DUE.....\$ 107,585.26**

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 6/27/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$3,932.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,932.00**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 6/9/23 and 7/10/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$4,501.00 and \$5,609.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 10,110.00**

Payment of legal fees for professional services rendered by McDonald Hopkins LLC (statements dated 6/26/23 and 7/14/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$937.50 and \$1,018.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 1,955.50**

Payment of legal fees for professional services rendered by Oldmixon & Smith (statement dated 7/18/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$3,696.45, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 3,696.45**

Payment of legal fees for professional services rendered by Scott J. Schwartz, P.A. (statement dated 7/20/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$2,759.25, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,759.25**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 6/1/23, 6/1/23, 6/1/23, 6/1/23, 6/1/23, 6/7/23, 7/1/23, 7/1/23, 7/1/23, 7/1/23, 7/1/23, 7/1/23 and 7/1/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$539.00, \$100.88, \$100.00, \$2,500.00, \$2,500.00, \$2,250.00, \$200.00, \$200.00, \$60.22, \$68.82, \$66.42, \$100.00 and \$2,250.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 10,935.34**

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Payment of legal fees for professional services rendered by Zachary & Leggett, PLLC (statements dated 5/31/23 and 6/30/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$3,651.00 and \$1,913.18, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 5,564.18**

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

Payment of legal fees for professional services rendered by Conley Rose (statements dated 6/6/23, 6/6/23, 6/6/23 and 6/6/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Face Filtration Mount for Automated Filter Tester” - \$441.00; “System for Delivery of Biologics” - \$7.24; “Accessories for Raman and Luminescence Spectral Acquisitions” - \$7.24 and “System to Control an Actuator” - \$7.24.)

**TOTAL DUE.....\$ 462.72**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dates 6/19/23, 6/19/23, 6/19/23, 6/19/23 and 6/19/23) 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 and Cytotoxin” - \$125.00; “Species-agnostic Polymeric Formulations for Inhalable mRNA Delivery to the Lung” - \$237.00; “Earth Abundant Emitters for Organic Light Emitting Diodes” - \$6,637.00; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$518.00; and “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$2,075.27.)

**TOTAL DUE.....\$ 9,592.27**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 12/15/22, 4/28/23, 4/28/23, 4/28/23, 4/28/23, 4/28/23 and 5/22/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Phenylphosphine Oxide Epoxy Polymer and Atomic Oxygen Stable Epoxy Polymer” - \$258.00; “Gulf Blue Trademark” - \$236.00; “Transition of Patent Files” - \$621.00; “Chevron Oronite Patent Maintenance” - \$175.50; “Phenylphosphine Oxide Epoxy Polymer and Atomic Oxygen Stable Epoxy Polymer” - \$324.50; “Methodology and Instrumentation for Thin Film Mechanical Analysis” - \$202.50; and “Lockhead – Oil Dispersant Patent” - \$67.50, respectively.)

**TOTAL DUE.....\$ 1,885.00**

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Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 2/17/23, 2/17/23, 2/17/23, 3/28/23 and 3/28/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$4,902.33, \$950.00, \$950.00, \$150.00 and \$6,947.57, respectively, represent services and expenses in connection with intellectual property patents.)

**TOTAL DUE.....\$ 13,899.90**

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 6/27/23) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Oral Suction Device” - \$1,938.50).

**TOTAL DUE.....\$ 1,938.50**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy PC (statements dated 6/19/23, 6/19/23, 6/19/23 and 6/19/23) 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: “Open-Shell Conjugated Polymer Conductors, Composites and Compositions” - \$187.50; “Carbon Susceptors for Thermoplastic Composite Induction Welding” - \$493.75; “A quantitative, fluorescence-based assay for measuring the exocytosis/release of full length, membrane bound tumor necrosis factor (TNF or TNFa) and exosomes from eukaryotic cells” - \$197.50; and “Vaccine Platforms with a Modified 5 Untranslated Region of Zika Virus Genome for Infectious Agents and Cancers” - \$385.00).

**TOTAL DUE.....\$ 1,263.75**

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**1. SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL**

The following items have been approved by the Commissioner on behalf of the Board and are available for review in the Board Office.

- a. **MSU** – On June 15, 2023, Commissioner Alfred Rankins, Jr., approved the Amendment to the Lease Agreement between Mississippi State University and Boutwell Rental, LLC for office space located in Hattiesburg, MS to be used for purposes related to MSU’s early childhood services, including referrals, training, and technical assistance. The term of the original agreement is from June 1, 2023 to May 31, 2024. The total square footage of the space is 3,832 and the total rental fee is \$54,000 to be paid in twelve monthly installments. This rental fee will be paid by MSU using a grant from the Mississippi Department of Human Services. The Amendment will add a provision that obligates MSU to be responsible for utilities and janitorial services. The Attorney General’s Office has reviewed the Amendment to the lease agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.
- b. **MSU** – On June 16, 2023, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and Mississippi Gulf Coast Community College for approximately 4,413 square feet of space on the MGCCC campus in which to house the Mississippi Cyber Initiative. The term of the lease is two years beginning July 1, 2023 at a cost of \$2,669.87 per month, payable on the first day of each month for a total cost of \$64,076 for the term of the lease. Funding for this lease is provided through a contract from the Mississippi Development Authority specifically for the Mississippi Cyber Initiative. 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 June 16, 2023, Commissioner Alfred Rankins, Jr., approved the Rental Agreement between Mississippi State University and BCR Investments LLC for a 1,000 square foot climate-controlled storage space at 125 Tuxford Road in Starkville, MS for storing materials utilized for its New Maroon Camp. The initial term of the agreement is one year beginning June 15, 2023, with the option to renew for two subsequent one-year periods, at a cost of \$2,175 per quarter payable in advance at the beginning of each quarter. The Attorney General’s Office 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 July 7, 2023, Commissioner Alfred Rankins, Jr., approved the renewal of an existing Lease Agreement between Mississippi State University and East Mississippi Center for Educational Development for approximately 300 square



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feet of office space at the MSU-Meridian College Park Campus. The renewal term of the lease is for one year beginning July 1, 2023 and ending June 30, 2024. This is a revenue generating lease. 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. A copy of the document is on file in the IHL Board Office.

- e. **MSU** – On August 2, 2023, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University (lessee) and the Biloxi Public School District (lessor) for six classrooms and associated areas on the Nichols Elementary School campus in which to operate a Head Start location in connections with Nichols Elementary. The term of the lease is one year from August 1, 2023 through July 31, 2024. The cost is \$57,600 annually to be paid in 12 equal monthly installments due on the first day of each month. Further, MSU will reimburse the District a pro rata share of annual expenses for floor stripping and waxing, not to exceed \$2,000. The Attorney General’s Office 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.
- f. **MVSU** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On July 20, 2023, Commissioner Alfred Rankins, Jr. approved the revisions for the FY 2023 *Ayers* academic programs budgets after conducting a review of the same. It appears that these revisions were necessary to align 2023 budgets to individual program needs for the year. Per IHL *Ayers* administrative guidelines, the institutions are required to either report these revisions to the IHL Executive Office (i.e. self-approved revisions) or have certain proposed budgetary revisions pre-approved by the IHL Executive Office. The requested revisions do not fit under the pre-approval by the IHL Executive Office policy section of the guidelines. The IHL Executive Office financial and academic staff have reviewed and approved these revisions. These budget revisions contain no increases in the total budgets but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- g. **UM** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On June 15, 2023, Commissioner Alfred Rankins, Jr. approved the request for revisions to the Mississippi Law Research Institute Budget, the Mississippi Mineral Resources Institute Budget, the Research Institute of Pharmaceutical Sciences Budget, the Super Computer Budget, the Center for Manufacturing Excellence Budget, and the State Court Education Program Budget for Fiscal Year 2023. The Executive Office financial

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staff have reviewed and approved these revisions. These budget revisions contain no increases to the total budgets but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.

- h. **USM** – On June 19, 2023, Commissioner Alfred Rankins, Jr., approved the First Amendment to the Contractual Agreement for Legal Services between the University of Southern Mississippi and Mayo Mallette, PLLC. This Amendment will increase the maximum authorized amount payable during the second year of this two-year agreement from \$40,000 to \$50,000, and will, therefore, increase the total amount payable under the contract from \$80,000 to \$90,000. This increase is necessary because the firm’s ongoing representation of the university in existing legal matters has required efforts slightly in excess of that originally projected. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed the amended leases and found the same to be compliant with Board Policy 1102.02 Payment of Outside Counsel subsection D. A copy of the document is on file in the IHL Board Office.
- i. **USM** – In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On July 13, 2023, Commissioner Alfred Rankins, Jr. approved the Parking and Traffic Regulations 2023-2024, effective as of August 1, 2023. The IHL Senior Associate Commissioner for Legal Affairs and Risk Management has reviewed and approved the documents.