

# Board Book

November 21, 2024

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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 | November 20, 2024, 3:00p | IHL Board Room  
**IHL Board Meeting** | November 21, 2024, 9:00a | IHL Board Room

## CALL TO ORDER INVOCATION

Trustee Bruce Martin  
Trustee Gee Ogletree

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**ADJOURNMENT**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
October 17, 2024**

**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, 2023, to each and every member of said Board said date being at least five days prior to this October 17, 2024 meeting. At the above-named place the following members were present to wit: Mr. Don Clark, Jr., Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Jerry L. Griffith, Mr. Jimmy Heidelberg, Ms. Teresa Hubbard, Mr. Bruce Martin, Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Mr. Charlie Stephenson. Ms. Jeanne Carter Luckey was absent. The meeting was called to order by Mr. Bruce Martin, President, with Trustee Hubbard providing the invocation.

**INTRODUCTION OF GUESTS**

- Dr. Alfred Rankins, Commissioner of higher Education, introduced Dr. Latoya Reed, Director of Enrollment Management and Transfer within the IHL Office of Academic and Student Affairs.
- President Martin also welcomed the following Student Government Association members: President Kristian Bryant from Alcorn State University; President Hayden Kirkhart from Delta State University; President Caron McFatridge from Mississippi State University; Chief of Staff Hunter Yelverton from Mississippi State University; President Laila Wrenn from the Mississippi University for Women; Senator Representative Zander Hall from the Mississippi University for Women; President Hannah Watts from the University of Mississippi; Vice President Jack Jones from the University of Mississippi; President Morgan Shock from the University of Mississippi Medical Center; and President Braxton Ruddock from the University of Southern Mississippi.

**APPROVAL OF THE MINUTES**

On motion by Trustee Hubbard, seconded by Trustee Griffith, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on September 19-20, 2024.

**CONSENT AGENDAS**

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

**ACADEMIC AFFAIRS**

1. **MSU** – Approved the modification of the following academic program:  
Renaming  
Current program title: Bachelor of Science (BS) in Medical Technology  
Proposed program title: Bachelor of Science (BS) in Clinical Laboratory Sciences

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CIP code, sequence: 51.1005, 5242

Total credit hours: 124

Effective date: January 2025

2. **SYSTEM** – Approved the modification of the following academic units.

Renaming

- a. **MSU** – Current unit: Department of Communication  
Proposed unit title: Department of Communication, Media, and Theatre  
Effective date: August 2025
- b. **UM** – Current unit: Office of Research and Sponsored Programs  
Proposed unit title: Office for Research and Economic Development  
Effective date: November 2024
- c. **UMMC** – Current unit: Integrated Patient Care  
Proposed unit title: Comprehensive General Dentistry  
Effective date: October 2024

Deleting

- d. **UM** – Unit: Division of Diversity and Community Engagement  
Effective date: October 2024

**FINANCE**

3. **DSU** – Approved the request to enter an agreement with Ellucian Company, L.P. for the maintenance of its ERP system Banner. The Mississippi Department of Information Technology Services (ITS) has negotiated this contract on behalf of the university. The term of the agreement is one year upon signature and has been approved by the Mississippi ITS office. The contract amount will be \$271,124. The contract will be funded with E & G Funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
4. **IHL Executive Office** – Approved the request to enter an agreement with Leon Consulting, LLC d/b/a LK Marketing Services for the systems’ management, integrated marketing strategy, call center supervision general support and reporting for Mississippi’s Complete 2 Compete initiative. The initial term of the agreement is November 1, 2024, through September 30, 2025, with the option to renewal for up to four additional one-year terms through September 30, 2029. At the time of each renewal, proposal prices and scope may be revised as needed for changes in project. This agreement is for the full-term beginning November 1, 2024, and ending September 30, 2029. The total estimated cost of the initial term of the agreement is \$462,405. If the options to renew for the four additional one-year periods are exercised, the estimated additional cost would be approximately \$3,000,000. The contract will be funded from IHL Universities’ financial support for Complete 2 Compete program. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
5. **MVSU** – Approved the request to escalate the FY 2025 On Campus budget for the purpose of adding additional contractual security services. The cost of the increased services will increase the budget by \$180,000 bringing the total FY 2025 On Campus Budget to



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\$40,923,725. The source of the funds will come from Fund Balance. The original budget was approved at the June 2024 Board Meeting.

<b>Major Object Category</b>	<b>Approved FY 2025</b>	<b>Change</b>	<b>Revised FY 2025</b>
Salaries, Wages and Fringe Benefits	\$ 25,161,789		\$ 25,161,789
Travel	1,164,035		1,164,035
Contractual Services	11,275,533	180,000	11,455,533
Commodities	1,036,666		1,036,666
Capital Outlay	1,610,411		1,610,411
Mandatory Transfers	260,000		260,000
Non-Mandatory Transfers	235,291		235,291
Change in Fund Balance	-		-
<b>Total Budget</b>	<b>\$ 40,743,725</b>	<b>\$ 180,000</b>	<b>\$ 40,923,725</b>

6. **MVSU** – Approved the request to grant retroactive approval for a software license and service Order Form with Ellucian Company, LLC. The agreement provides services to support the configuration of Evisions Argos Advanced Features, IntelCheck, FormFusion, and Degree Works all of which are critical to the University’s continued business administrative operations. The term of the contract is July 1, 2024 to June 30, 2025. The total contract cost is \$63,195. The contract will be funded by Title III funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
7. **MVSU** – Approved the request to grant retroactive approval of a software license and service Order Form with Ellucian Company, LLC (Banner) and to enter a Supplement to the Master Software License and Services Agreement that was procured by the Mississippi Department of Information Technology Services (ITS) on behalf of MVSU for the same services to continue through an entire one (1) year contract period. The agreement provides services to support the configuration of Banner Financial Aid, Advancement, Finance, Student, Human Resources, Workflow EDISmart, Employee, Faculty and Advisor Self-Service, and Solutions Manager all of which are critical to the University’s continued business administrative operations. The order form started on July 1, 2024, and ends on October 31, 2024. The Master Software License and Service Agreement will start on November 1, 2024, and end on June 25, 2025. The total contract cost for both order forms is \$268,602. The contract will be funded by E&G and Title III funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
8. **UMMC** – Approved the request to enter a new Customer Purchasing Agreement with AVITA Medical Americas LLC (AVITA Medical) to purchase the AVITA Medical ReCell products and systems for the care of burn patients. The agreement allows UMMC to purchase products for the care of burn patients that will reduce the length of hospital stay and decrease the need for additional procedures or complications. The Board also approved the request for the institution to add or remove products under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is two (2) years from November 1, 2024 through October 31, 2026. The total estimated cost of the agreement over the two (2) year term is \$8,900,000.00. UMMC

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has included a fifteen percent (15%) increase in year 2 for potential patient volume growth. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

9. **UMMC** – Approved the request to enter a new Pricing Agreement with Edwards Lifesciences LLC (Edwards) to purchase Pascal transcatheter valve repair systems. The agreement sets pricing and rebate terms for the Pascal transcatheter mitral valve repair system and other associated accessories. The Pascal transcatheter mitral valve repair system is used to repair the mitral valve of the heart without the need for open heart surgery. The Board also approved the request for the institution to add or remove products under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is five (5) years from November 1, 2024, through October 31, 2029. The total estimated cost of the agreement over the 5 year term is \$4,500,000. 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.
10. **UMMC** – Approved the request to enter a Coding Services Agreement with Kiwi-Tek, LLC (Kiwi-Tek) to perform hospital billing and professional fee remote coding services. Under the agreement, Kiwi-Tek will perform hospital-based fee coding, professional fee coding, outpatient coding, and denial reviews as needed. The term of the agreement is five (5) years, from November 1, 2024, through October 31, 2029. The total estimated cost of the agreement is \$13,150,000 over five (5) year term. Beginning in year two (2), UMMC has included a ten percent (10 %) increase for potential volume increases. Fees are based on a per chart rate or hourly rate for the coding services. The contract will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
11. **UMMC** – Approved the request to enter a new GPO Product Agreement with Ortho-Clinical Diagnostics, Inc. (Ortho-Clinical) for the rental of three (3) Vision Analyzers for the UMMC Jackson Blood Bank Lab and one (1) Vision Analyzer for the UMMC Grenada Blood Bank Lab, as well as the purchase of disposables for use on the instruments. This instrumentation will be utilized to perform blood type, antibody screens, antibody panels, antigen typings, and crossmatches for patients. This testing is required prior to a patient receiving blood products. The Board also approved the request for the institution to add or remove products under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is five (5) years from November 1, 2024, through October 31, 2029. The total estimated cost of the agreement over the five (5) year term is \$2,900,000.00. UMMC has included a ten percent (10%) increase in years 2 through 5 for potential patient volume growth. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

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12. **UMMC** – Approved the request to enter a new Cost-Per-Reportable Agreement with Sysmex America, Inc. (Sysmex) for the lease of sixteen (16) new hematology analyzers across the UMMC system, the purchase of testing supplies and reagents for use with the analyzers, and service and support for the leased equipment. The analyzers perform complete blood counts used to help diagnose and monitor blood disorders. The Board also approved the request for the institution to add or remove products, as well as move equipment, under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is five (5) years from November 1, 2024 through October 31, 2029, or until UMMC achieves the total test commitment of 2,004,650 reportable tests, whichever occurs later. The total estimated cost of the agreement over the five (5) year term is \$6,350,000.00. Beginning in year two (2), UMMC has included a ten percent (10%) increase for potential volume growth. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
13. **UMMC** – Approved the request to enter a new Cost-Per-Reportable Agreement with Sysmex America, Inc. (Sysmex) for the lease of five (5) new urinalysis analyzers across the UMMC system, the purchase of testing supplies and reagents for use with the analyzers, and service and support for the leased equipment. The instruments are used to perform the visual, chemical, and microscopic examination of urine which helps diagnose and/or monitor several diseases and conditions, such as kidney disorders and urinary tract infections. The Board also approved the request for the institution to add or remove products, as well as move equipment, under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is five (5) years from November 1, 2024 through October 31, 2029, or until UMMC achieves the total test commitment of 398,525 reportable tests, whichever occurs later. The total estimated cost of the agreement over the five (5) year term is \$1,900,000. Beginning in year two (2), UMMC has included a ten percent (10%) increase for potential volume growth. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
14. **UMMC** – Approved the request to enter a Program Initiative Services Agreement with Sellers Dorsey & Associates, LLC (Sellers Dorsey) to provide strategic consulting services to UMMC for the purpose of developing and assisting with the implementation of a Graduate Medical Education Medicaid Payment Program for the State of Mississippi (GME Payment Program) as well as ongoing management of the program. The total term of the Agreement is six (6) years and eight (8) months, from November 1, 2024, through June 30, 2031. Sellers Dorsey shall provide services for five (5) years ending on October 31, 2029. However, as payments to Sellers Dorsey are based on a contingency fee of the new federal funds generated for UMMC from participation in the GME Payment Program, the additional 20 months of the contract term will allow UMMC to receive the funds and pay Sellers Dorsey the applicable fee. The total estimated cost of the agreement over the six (6) year and eight (8) month term is \$10,850,000. Under the agreement, UMMC pays Sellers Dorsey a contingency fee of 4% of the new federal funds generated for UMMC

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from participation in the GME Payment Program, as well as travel expenses. UMMC has included an annual growth rate of twenty-five percent (25%) to account for possible increases in the amount of funds received from the program during the term. The agreement will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

15. **UMMC** – Approved the request to escalate the 2024 On-Campus Budget to increase budgetary spending authority for salaries, wages, and contract labor for patient care services. The escalation will be funded with increased sales and services resulting from increased patient revenue.

<b>University of Mississippi Medical Center FY 2024 On-Campus Budget by Major Object</b>			
<b>Category</b>	<b>Original FY 2024 Operating Budget</b>	<b>Revision/ Escalation</b>	<b>Revised FY 2024 Operating Budget</b>
Total Salaries, Wages, and Fringe Benefits	\$ 1,038,614,725	\$ 102,722,848	\$ 1,141,337,573
Travel and Subsistence	\$ 4,199,223	\$ -	\$ 4,199,223
Contractual Services	\$ 299,563,769	\$ (40,840,650)	\$ 258,723,119
Commodities	\$ 381,283,076	\$ -	\$ 381,283,076
Capital Outlay: Non-Equipment	\$ 58,846,261	\$ -	\$ 58,846,261
Capital Outlay: Equipment	\$ 67,568,851	\$ -	\$ 67,568,851
Mandatory Transfers	\$ 96,924,168	\$ -	\$ 96,924,168
Non-Mandatory Transfers			
<b>Total Uses of Funding</b>	<b>\$ 1,947,000,073</b>	<b>\$ 61,882,198</b>	<b>\$ 2,008,882,271</b>
<b>University of Mississippi Medical Center FY 2024 On-Campus Budget by Functional Category</b>			
<b>Category</b>	<b>Original FY 2024 Operating Budget</b>	<b>Revision/ Escalation</b>	<b>Revised FY 2024 Operating Budget</b>
Total Instruction	\$ 219,889,672	\$ -	\$ 219,889,672
Research	\$ 87,443,623	\$ -	\$ 87,443,623
Public Service	\$ -	\$ -	\$ -
Academic Support	\$ 93,424,666	\$ -	\$ 93,424,666
Student Services	\$ 1,330,170	\$ -	\$ 1,330,170
Institutional Support	\$ 19,274,757	\$ -	\$ 19,274,757
Operation and Maintenance	\$ 46,846,337	\$ -	\$ 46,846,337
Inpatient Nursing Service	\$ 252,959,601	\$ 33,465,763	\$ 286,425,364
Professional Service	\$ 498,061,806	\$ 21,236,526	\$ 519,298,332
Ambulatory Service	\$ 457,602,361	\$ 7,179,909	\$ 464,782,270
Patient and General Support	\$ 48,961,984	\$ -	\$ 48,961,984
Operational Service	\$ 221,205,096	\$ -	\$ 221,205,096
<b>Total Uses of Funding</b>	<b>\$ 1,947,000,073</b>	<b>\$ 61,882,198</b>	<b>\$ 2,008,882,271</b>

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<b>University of Mississippi Medical Center FY 2024 On-Campus Budget by Revenue Source</b>			
<b>Category</b>	<b>Original FY 2024 Operating Budget</b>	<b>Revision/ Escalation</b>	<b>Revised FY 2024 Operating Budget</b>
Total Student Fees	\$ 49,746,603	\$ -	\$ 49,746,603
Governmental Appropriations	\$ 261,084,767	\$ -	\$ 261,084,767
Grants and Contracts	\$ 94,640,642	\$ -	\$ 94,640,642
Sales and Services	\$ 1,393,173,860	\$ 61,882,198	\$ 1,455,056,058
Other	\$ 148,354,201	\$ -	\$ 148,354,201
<b>Total Uses of Funding</b>	<b>\$ 1,947,000,073</b>	<b>\$ 61,882,198</b>	<b>\$ 2,008,882,271</b>

16. **USM** – Approved the request to enter Amendment One to Use Permit, between the National Aeronautics and Space Administration John C. Stennis Space Center (NASA) and the Board of Trustees of State Institutions of Higher Learning for the Center of Higher Learning and Related University Activities (IHL). Amendment One removes the following USM designated space from the Use Permit which is no longer needed by USM: USM/DMS building 9608, type 3, 2,785square feet and USM/DMS building 9612, type 3, 2,785 square feet. The removal of the space from USM designated space will result in a reduction of charges to USM of approximately \$1,365 per month. This is for the remaining portion of Five (5) Year term which commenced on November 29, 2023. The estimated financial obligation for reimbursable costs owed to NASA for the five (5) term is \$4,033,026 subject to adjustment as provided in the Agreements. The proposed Amendment One will reduce the reimbursable costs owed by approximately \$65,000 over the remaining period of the term. The agreement is funded with State of Mississippi Appropriations for Center of Higher Learning, Education and General funds for the Department of Marine Sciences. 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**

17. **JSU** – Approved the initiation of GS 103-322, ARPA – Water Collection & Conveyance, and the appointment of Pickering Firm, Inc., as the design professional. The project scope includes rehabilitating brick manholes and performing improvements to address wastewater system collection issues based on the August 2023 inspections and smoke testing. The proposed project budget is \$4,836,791.07. Funds are available from SB 3062, Laws of 2022 - ARPA IHL (\$1,468,766.71); SB 3118, Laws of 2023 - ARPA Statewide (\$2,293,024.36); and SB 3164 Laws of 2024 - ARPA Statewide (\$1,075,000)
18. **MSU** – Approved the initiation of IHL 205-359, Wise Center Renovation and Addition, and the appointment of Eley Guild Hardy, P.A., as the design professional. The Wise Center has been the home of the College of Veterinary Medicine (CVM) at MSU since 1981. CVM will be renovated and expanded over multiple years in phases. The scope of each phase could include a new cattle handling facility, new farm animal hospital, a renovated equine hospital, an expanded small animal hospital, and infrastructure improvements, and systems modernizations. The proposed project budget is \$18 million. Funds are available from S.B. 2468, Laws of 2024 (\$18 million).

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19. **MSU** – Approved the initiation of IHL 205-361, Davis Wade Stadium – East Suite Improvements, and the appointment of MP Design Group, as the design professional. The project scope will include aesthetic improvements of existing suites on the east side of Davis Wade Stadium. The proposed project budget is \$3 million. Funds are available from MSU Athletics Internal Funds (\$3 million).
20. **UM** – Approved the initiation of IHL 207-214, Brevard Hall 1st Floor Lab Renovation, and the appointment of McCarty Architects, P.A., as the design professional. The project consists of adding a door to the hallway, closing the opening to the student lounge, and adding a closet to the space. New floors, casework, paint, and lighting will be added. The proposed project budget is \$1.3 million. Funds are available from Internal R&R (\$1.3 million).
21. **UM** – Approved the initiation of IHL 207-517, Stockard-Martin Sanitary Sewer Corrections, and the appointment of Corbett Legge and Associates, PLLC, as the design professional. The scope entails replacing the sanitary & sewer pipe risers that extend through all eleven floors of Stockard and Martin dormitories. A connection between the two buildings will be replaced and connected to the sewer system. The proposed project budget is \$1.3 million. Funds are available from Internal R&R (\$1.3 million).
22. **UM** – Approved the initiation of IHL 207-518, Walton Young House Renovation, and the appointment of McCarty Architects, P.A., as the design professional. The project consists of a full renovation of the historical 1880 Walton Young House to facilitate the functional operation of the Ole Miss Women’s Council. The Mississippi Department of Archives and History will be included throughout this process. The proposed project budget is \$2.5 million. Funds are available from Private Gifts (\$2.5 million).
23. **USM** – Approved the initiation of IHL 214-028, Gulf Park Friendship Oak Sidewalk and Lighting Project, and the appointment of Neel-Shaffer, Inc., as the design professional. The project will remove existing sidewalks adjacent to Lloyd Hall and Elizabeth Hall and between Hardy Hall and the Administration Plaza. The existing street in front of Friendship Oak will be removed, and a landscape bed will be installed. The new pathways will tie into the existing Bear Bayou pathways on campus. Lighting updates will take place along the new pedestrian infrastructure. The proposed project budget is \$1,193,048.25. This project is funded by an 80/20 grant administered by the Mississippi Department of Transportation with funds from the Federal Highway Administration as part of the Transportation Alternative Grant Program. The federal share of construction costs is \$660,000; the remaining \$533,048.25 will be paid by the University.
24. **MUW** – Approved the request to increase the project budget for GS 104-214, South Campus Mechanical Plant, from \$3,000,000 to \$4,528,310 for an increase of \$1,528,310 and to modify the funding source to include funds from SB 2971, Laws of 2021, and HB 1649, Laws of 2018. This project will address facility, and equipment upgrades as required at the south campus chiller plant which currently supports four residence halls. Mechanical, electrical, and plumbing improvements will be included in this scope. Funds are available from SB 2971, Laws of 2021 (\$1,133,528); HB 603, Laws of 2023 (\$1,500,000); HB 1649, Laws of 2018 (\$123,830.81); and HB 1730, Laws of 2020 (\$1,770,951.19).

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25. **MUW** – Approved the request to increase the project budget for GS 104-215, Jones Hall Renovation, from \$7,500,000 to \$9,578,925 for an increase of \$2,078,925 and to modify the funding source to include funds from SB 2971, Laws of 2021; HB 1649, Laws of 2018; SB 2906, Laws of 2015; HB 1729, Laws of 2016; HB 3006, Laws of 2024; and MUW. The project includes asbestos abatement, restoration of interior and exterior elements, interior reconfiguration, ADA improvements and major renovations of the mechanical, electrical, plumbing and life safety systems. Due to the building’s Mississippi Landmark status, coordination with the Mississippi Department of Archives and History will be required. Funds are available from SB 2971, Laws of 2021 (\$1,616,472); HB 603, Laws of 2023 (\$7,212,500); HB 1649, Laws of 2018 (\$60,585.40); SB 2906, Laws of 2015 (\$6,687.78); HB 1729, Laws of 2016 (\$3,617.14); HB 3006, Laws of 2024 (\$483,062.68); and MUW Funds (\$196,000).
26. **DSU** – Approved the request to lease land from the City of Cleveland for its flight training program and operations center. The property consists of approximately 4.98 acres (216,931.60 square feet) and is located on the East Half of the Northwest Quarter of Section 18, Township 22 North, Range 5 West, Bolivar County, Mississippi. The lease agreement term will begin on November 1, 2024, and shall end at midnight on October 31, 2044. The total contract amount over the 20-year lease period is \$498,942.70. The contract rate is determined will be \$0.10 cents per square foot annually from November 1, 2024, through October 31, 2029, for a total of \$1,807.76 monthly or \$21,693.16 annually during this period. The contract rate will increase to \$0.11 cents per square foot from November 1, 2029, through October 31, 2034, for a total of \$1,988.54 monthly or \$23,862.48 annually during this period. The contract rate will increase to \$0.12 cents per square foot from November 1, 2034, through October 31, 2039, for a total of \$2,169.32 monthly or \$26,031.79 annually during this period. The contract rate will increase to \$0.13 cents per square foot from November 1, 2039, through October 31, 2044, for a total of \$2,350.09 monthly or \$28,201.11 annually during this period. The lease will be funded by the Delta State University Aviation Departmental funds and legislative appropriations. The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable.
27. **MSU** – Approved the request for retroactive approval to enter a contract to purchase a tract of land consisting of 3 acres and includes a 7,586 square foot office/warehouse commercial building located at 654 Old Mayhew Road in Starkville, Mississippi from Craddock Properties, LLC. MSU received two independent property appraisals: \$1,025,000 and \$1,050,000, respectively. The average of the two appraisals is \$1,037,500. MSU is purchasing the property for a total of \$998,270 which is below the average of the property’s two appraised values. The subject property is physically located on 3.00+/- acres of land at 654 Old Mayhew Road, Starkville, Mississippi. The property includes acreage (130,680 square foot parcel) which is improved with a 7,586 square foot office/warehouse that was developed in 2015 that includes offices, meeting rooms, a kitchen, and a storage shop. The land was undeveloped prior to 2015. The Real Estate Purchase and Sale Agreement was signed by MSU and Craddock Properties, LLC, in June 2024. The Agreement states that the transaction is “specifically conditioned on and subject to approval of” the Board. The purchase price is \$998,270 funded with University Designated Funds. The Closing shall

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occur on or before December 20, 2024, or as otherwise mutually agreed upon in writing by both Parties. The possession date by the Purchaser shall be the date of closing. A Phase I Environmental assessment was completed, and no recognized environmental conditions, controlled recognized environmental conditions, historical recognized environmental conditions or *de minimis* conditions were identified for the subject 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.

28. **MSU** – Approved the request to delete Building #1686 Wildlife and Forestry Pens from inventory. This is a small storage building constructed in 1975 in Oktibbeha County. It is necessary to remove this building due to the construction of new deer pens. The approval letter has been received from the Mississippi Department of Archives and History stating Building #1686 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.
29. **UM** – Approved the exterior design of IHL 407-011, Early Learning and Evaluation Center. The project consists of the development of a comprehensive 54,000 gross square feet state-of-the-art early learning and evaluation center. A copy of the renderings is included in the bound *October 17, 2024 Board Working File*.
30. **UM** – Approved the exterior design of IHL 207-516, Phi Delta Theta Renovations and Additions. A copy of the renderings is included in the bound *October 17, 2024 Board Working File*.
31. **UM** – Approved the request to purchase improved real property contiguous to the University, located at 2118 Harris Drive, Oxford, MS 38655. The property includes a single-family 1,705 square foot home and approximately 0.8+/- acres of land. The home is owned by McMonigle South Properties, LLC, where Craig McMonigle is sole principal and his spouse, Lea McMonigle, is an organizer of the LLC. This property adjoins the University's northwestern boundary and is adjacent to the Medicinal Plant Garden and Insight Park Ave. The University received two independent property appraisals: \$320,000 and \$325,000, respectively. The University is purchasing the property for \$322,500, which is the average of the two appraisals. The terms of sale include a property valuation, supported by the average of two independent appraisals of \$322,500. The purchase component is to occur through internal R&R funds. The Closing shall occur on mutually agreed upon date no later than 45 days after the effective date, unless extended by mutual written consent of the parties. A Phase I Environmental assessment, lead paint, and asbestos testing has been completed with successful test results. A property disclosure statement was provided by the seller, and no material or substantive adverse conditions were noted. Funds are available from Internal R&R funds. 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.
32. **USM** – Approved the request to name the Gulf Park Language and Speech Therapy Center as "Kelly Gene Cook, Sr. Hall". Mr. Cook was a pipeliner for more than three decades. Before his passing in 1989, he and his wife, Peggy, formed the Kelly Gene Cook, Sr. Charitable Foundation, Inc. The Foundation continues his legacy of philanthropic support



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of religious, charitable, scientific, and educational organizations in Mississippi, Louisiana, and Texas. A long-time supporter of higher education, the Kelly Gene Cook, Sr. Foundation has also been a long-time supporter of USM’s DuBard School for Language Disorders. Through his Foundation, thousands of individuals have been impacted by Kelly Gene Cook, Sr.

**LEGAL**

33. **JSU** – Pending approval by the Office of the Attorney General, the Board approved the request to contract with Armstrong Law, LLC d/b/a Armstrong Immigration as outside counsel to perform services necessary in preparing labor certification applications, immigration applications, immigration petitions, and provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status, as well as providing other related services. The contract term is one-year effective November 1, 2024 through October 31, 2025. The rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$50,000. This firm carries professional liability insurance coverage in the amount of \$1 million per claim with an annual aggregate of \$1 million.

**Summary of Legal Fees**

<b><u>Type of Immigration Processing</u></b>	<b><u>Attorney’s Fees<sup>1</sup></u></b>
<b>Permanent resident status (“green card”/immigrant) processing – labor certification required</b>	
“Special handling” labor certification for faculty (teaching positions only) – using original recruitment	\$2,500.00
“Special handling” labor certification for faculty (teaching positions only) – re-recruitment	\$3,500.00
“Basic recruitment” labor certification for non-teaching positions	\$5,000.00
Audit response (if required by US Department of Labor)	\$1,500.00
Immigrant petition for alien worker (I-140) – for employee	\$2,800.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee (if filing concurrently)	\$1,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$2,000.00
I-485 Supplement J (standalone)	\$1,500.00
Preparation for and attendance at USCIS interview	\$2,000.00
Application to renew employment authorization and/or advance parole (per application)	\$ 500.00

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<sup>1</sup> Exclusive of all required US Citizenship and Immigration Services filing fees and costs of recruitment (if required); all additional work, including assistance in ad placement, renewal applications for employment authorization or advance parole during the period the application for adjustment of status is pending, preparation for and attendance at interviews with immigration officers, or appeals of any denials of any immigration petition or application filed, will be billed at normal hourly rates (currently \$350 an hour)

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<b>Permanent resident status (“green card”/immigrant) processing – “Outstanding professors and researchers” (labor certification not required)</b>	
Immigrant petition for alien worker (I-140) – for employee	\$6,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$ 1,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,500.00
“Standalone” Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$2,000.00
Preparation for and attendance at USCIS interview	\$2,000.00
Application to renew employment authorization and/or advance parole (per application)	\$ 500.00
<b>Permanent resident status (“green card”/immigrant) processing – “extraordinary ability” or “National Interest Waiver” (labor certification not required)</b>	
Immigrant petition for alien worker (I-140) – for employee	\$6,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for employee	\$2,000.00
Application to adjust status (I-485) and related applications if applicable (I-765, I-131) for each dependent of employee	\$1,500.00
Preparation for and attendance at USCIS interview	\$2,000.00
Application to renew employment authorization and/or advance parole (per application)	\$ 500.00
<b>Temporary status (nonimmigrant) processing</b>	
H-1B “specialty occupation” petition	\$2,500.00
H-1B/LCA Withdrawal	\$ 200.00
E-3 petition or consular processing	\$2,500.00
O-1 “extraordinary ability” petition (initial filing)	\$7,500.00
O-1 “extraordinary ability” petition (extension)	\$4,000.00
O-1 additional rush fee if case must be filed within 60 days	\$2,000.00
TN “NAFTA professional” petition	\$2,500.00
<u>Application for Waiver of J-1 Foreign Residence Requirement</u> (based upon state Conrad 30 program)	\$7,500.00
<u>Application for Waiver of J-1 Foreign Residence Requirement</u> (based upon extreme hardship)	\$6,000.00
Application to extend or change nonimmigrant status (for dependents of employee who are in the US in another nonimmigrant status) when filed with I-129 Petition for primary	\$ 750.00
Application for employment authorization of H-4 spouse (if qualified) when filed with I-539 Application and I-129 Petition	\$ 750.00

34. **JSU** – Pending approval by the Office of the Attorney General, the Board approved the request to contract with Sun Sovereign, LLC d/b/a WareImmigration as outside counsel to perform services necessary in preparing labor certification applications, immigration applications and petitions, and provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status, as well as

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providing other related services. The contract term is one-year effective November 1, 2024 through October 31, 2025. The rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$50,000. This firm carries professional liability insurance coverage in the amount of \$3 million per claim with an annual aggregate of \$3 million.

**Schedule of Legal Fees for Academia**

**Nonimmigrant Petitions and Processes**

H-1B petition	\$2500*
H-1B extension or amendment petitions (firm handled original petition)	\$2500*
H-1B withdrawal	\$ 200
H-4 EAD	\$ 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 (firm handled original)	\$2500
E-3 petition or consular processing	\$2500
E-3 extension petition (firm handled original)	\$2500
O-1 petition	\$8000
O-1 extension or amendment petition (firm handled original)	\$4000
O-1 additional rush fee if case needs to be filed w/in 60 days	\$2000
J-1 waiver (IGA or hardship)	\$8000
J-1 waiver (Conrad)	\$8000
J-1 waiver (no objection)	\$2000
I-539 Fee for Dependents	\$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

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**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:

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

35. **MSU** – Approved the request to contract with Mitchell, McNutt & Sams, P.A. as outside counsel to represent the University in a contract and billing dispute with a local utility provider. The contract term is one year effective December 1, 2024 through November 30, 2025. The hourly rates are \$250 for attorneys and \$85 for paralegal services with a maximum amount payable of \$125,000 under the term of the agreement. This firm carries professional liability insurance coverage in the amount of \$10 million per claim with an annual aggregate of \$10 million. This request has been approved by the Office of the Attorney General.
36. **UM** – Pending approval by the Office of the Attorney General, the Board approved the request to enter a contract with Kaplan Kirsch, LLP as outside counsel for the provision of legal services in the area of FAA legal and regulatory issues and other legal matters as assigned. The term of the agreement begins October 17, 2024 and expire on June 30, 2025. The blended hourly rate for all attorneys is \$475 and an hourly rate not to exceed \$150 for paralegal services. The maximum amount payable under the term of the agreement is \$75,000. This firm carries professional liability insurance coverage in the amount of \$5 million per claim with an annual aggregate of \$5 million.
37. **MUW** – Approved the request to enter an agreement with Linda Ross Aldy to provide a full scope of legislative lobbying services within the State of Mississippi. The term of the agreement is one year from October 1, 2024 through September 30, 2025. The contract amount is \$35,000 to be paid in monthly installments of \$2,916.66 each. This fee will be paid with self-generated funds by the MUW Foundation. In accordance with Board Policy 201.0506 Political Activity, Ms. Aldy disclosed she does not have any other clients. This request has been approved by the Office of the Attorney General.
38. **DSU** – Approved Dr. Michelle Roberts as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.

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39. **MVSU** – Approved Stephen McDaniel as the university’s legislative liaison in accordance with Board Policy 201.0506 Political Activity.

**PERSONNEL REPORT**

40. **Employment**

**Delta State University**

- Lisa Giger; part-time, rehired retiree; Human Resources Specialist; salary \$38,265 per annum, pro rata; Fund 10 funds; 12-month contract; effective October 1, 2024
- Michelle Roberts; part-time, rehired retiree; Special Assistant to the President; salary \$85,392 per annum, pro rata; Fund 10 funds; 12-month contract; effective September 1, 2024

41. **Change of Status**

**Delta State University**

Kelvin Davis; from Comptroller; salary \$105,575 per annum, pro rata; E&G Funds; 12-month contract; to Associate Vice President for Finance and Administration; salary \$130,000 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2024

**Mississippi Valley State University**

Dameon Shaw, from Vice President for University Advancement, External Relations and Information Security; salary \$120,100 per annum, pro rata; E&G Funds; 12-month contract; to Vice President for Information Technology; salary \$124,306 per annum, pro rata; E&G Funds; 12-month contract; effective July 1, 2024

**ADMINISTRATION/POLICY**

42. **MSU** – Approved the request to bestow one honorary degree at its Fall 2024 commencement ceremony. Supporting documents are on file at the Board Office.
43. **MVSU** – Approved the new mission statement as follows:  
Through personal connection, Mississippi Valley State University provides quality undergraduate and graduate programs to a diverse community of learners. MVSU’s commitment to teaching, learning, research, and service enables students to achieve their academic and career goals and contributes to the betterment of the Mississippi Delta and beyond.

**REGULAR AGENDAS**

**ACADEMIC AFFAIRS**

Presented by President Bruce Martin

On motion by Trustee Rader, seconded by Trustee Hubbard, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve item #1 as

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submitted on the Academic Affairs Agenda. On motion by Trustee Cunningham, seconded by Trustee Clark, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve item #2.

1. **UM** – Approved the request to add the following new degree programs:
  - a. Proposed degree program title: Bachelor of Arts (BA) in Media and Communication  
CIP code: 09.0102  
Total credit hours: 120  
Effective date: August 2024
  - b. Proposed degree program title: Doctor of Philosophy (PhD) in Nutrition Sciences  
CIP code: 30.1901  
Total credit hours: 60  
Effective date: August 2024
2. **UM** – Approved the request to add the following new academic units:
  - a. Proposed unit title: Confidential Advocacy, Support, and Education (CASE)  
Unit Location: Student Affairs, Dean of Students Community of Practice  
Organizational units to operate under proposed unit: None  
Degree programs to be offered within the proposed unit: None  
Effective date: September 2024
  - b. Proposed unit title: Division of Access, Opportunity, and Community Engagement  
Unit Location: Academic Affairs  
Organizational units to operate under proposed unit:  
Center for Community Engagement  
Center for Inclusion and Cross Cultural Engagement  
Student Disability Services  
Equal Opportunity and Regulatory Compliance  
Degree programs to be offered within the proposed unit:  
Community Engaged Leadership Minor  
Effective date: October 2024

**FINANCE AGENDA**

Presented by Trustee Hal Parker, Chair

Trustee Ogletree recused himself from discussing or voting on items #1 - #4 on the Finance Agenda by leaving the room before there was any discussion or vote regarding the same. After Trustee Ogletree left the room, on motion by Trustee Parker, seconded by Trustee Cummings, with Trustees Luckey and Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve items #1 and #2 as submitted on the Finance Agenda. Trustee Clark recused himself from discussing or voting on items #3 and #4 on the Finance Agenda by leaving the room before there was any discussion or vote regarding the same. Trustee Ogletree recused himself and remained out of the room while items #3 and #4 were discussed and voted on. After

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Trustee Clark left the room, on motion by Trustee Parker, seconded by Trustee Cunningham, with Trustees Clark, Luckey and Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve items #3 and #4. Trustee Ogletree returned to the room following the discussion and vote on items #1 - #4 and Trustee Clark returned to the room following the discussion and vote on items #3 and #4 on the Finance Agenda. On motion by Trustee Parker, seconded by Trustee Stephenson, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve items #5 - #7.

1. **DSU** – Approved the request to enter a License and Facilities Use Agreement between Delta State University and the Cleveland School District to utilize Kethley Hall for Hayes Cooper School to house approximately 325 students that were displaced due to an explosion and fire that affected their school building. The goals of the Hayes Cooper Center (HCC)- DSU Elementary Education Partnership are two-fold: 1) to promote experiential learning in the K-6 setting through dynamic, scaffolded, and extended clinical experiences to include a pre-internship and internship; and 2) to simultaneously positively impact K-6 student learning and provide support and resources to classroom teachers. The partnership includes continuous planning and support through leadership team meetings with DSU faculty and HCC teachers. The agreement term will be for the 2024-25 academic year. No funding will be utilized for the rent of the space, however funding from the legislative bill will be used for parking permits for staff, additional cost associated with meal plans, construction of spaces and canopies, relocation of DSU staff, utility costs and other costs associated with the operation of the school. Funds are available from SB 3006, Laws of 2024 and SB 2468, Laws of 2024. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
2. **UMMC** – Approved the request to enter a Services Agreement with Aramark Healthcare Support Services, LLC (Aramark) to provide management of UMMC’s food service program, including patient food, retail food, and nutrition services on the Jackson, Grenada, and Holmes County campuses. The Board approved the request for the institution to amend the agreement as needed to add or remove the facilities covered by 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 and three (3) months, from November 1, 2024, through January 31, 2030. Aramark will begin providing services to UMMC on February 1, 2025. The period from November 1, 2024 to February 1, 2025 will be a transition period which will allow Aramark to assume all aspects of UMMC’s food service program. The total estimated cost of the agreement over the five (5) year and three (3) month term is \$75,325,000. Beginning in year two (2), UMMC has included annual increases of five percent (5%) for services and three percent (3%) for volume. Aramark may increase service fees by up to five (5%) percent per year. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board also approved the request for the institution to prepay the estimated contract cost at the beginning of each month. This 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.

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3. **JSU** – Approved the request to grant retroactive approval of a new Solid Waste Services Agreement with BFI Waste Services, LLC. d/b/a Republic Services of Jackson (Republic) to provide solid waste removal, disposal, and recycling services at JSU’s main campus, the JSU Downtown 101 Building and the Mississippi Veterans Memorial Stadium. The Board also approved the request for the institution to add and/or remove locations specified in the Agreement without seeking prior Board approval as long as adequate funds are available. The term of this Agreement is five (5) years beginning October 1, 2024, with the option to renew for three (3) consecutive one (1) year terms, through September 30, 2029. The estimated cost of the contract is \$4,088,626.65. The contract will be funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
4. **UM** – Approved the request to enter a contract with First Data Merchant Services (First Data) and PNC Bank, National Association (Bank) for credit card merchant processing services while reducing payment transaction fees and administrative costs and improving payment card industry compliance. This Agreement commences on the later of the dates it is signed by First Data or the University and will continue for an initial term of 5 years. The total amount of this contract shall not exceed \$3,000,000. The contract will be funded by E&G funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
5. **UMMC** – Approved the request to amend the Informatics Service Agreement with Philips Healthcare Informatics, Inc. (Philips) to extend the term of the current agreement. The agreement provides hardware, software license and upgrades, image storage, disaster recovery, and maintenance support services for the Intellispace PACS (PACS) system used at UMMC for radiology services imaging and archiving. The Board also approved the request for the institution to add or remove services from the agreement without requiring prior submission for Board approval, so long as it does not exceed the approved expenditure level. The term of the amended agreement is eleven (11) years from November 20, 2014 through November 19, 2025. The original term of the contract was five (5) years, from November 20, 2014 through November 19, 2019. The total estimated cost of the amended agreement over the eleven (11) year term is \$23,653,160. The anticipated cost of Amendment 4 is \$2,019,845. The original estimated cost of the agreement was \$9,219,140. 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.
6. **UMMC** – Approved the request to enter a new purchase agreement with Integra LifeSciences Sales LLC (Integra) to purchase biologic and biosynthetic wound dressings for the treatment of advance wounds and burns. The agreement is for the purchase of products for the care of advanced wounds and burns. The Integra products are needed for the treatment of third degree burns as well as the repair of scar contractures. The Board also approved the request for the institution to add or remove products under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is three (3) years from November 1, 2024, through October 31, 2027. The total estimated cost of the agreement over the three (3) year term is \$22,000,000.00.



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UMMC has included a fifteen percent (15%) increase in years 2 and 3 for potential patient volume growth. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

7. **UMMC** – Approved the request to enter a new Staffing Services Agreement with Medical Solutions, L.L.C. (Medical Solutions) for augmentation of nursing, nursing assistants, therapists, technologists and technicians to be utilized on an as-needed basis at all UMMC locations. The term of the agreement is three (3) years, from November 1, 2024, through October 31, 2027. The total estimated cost of the agreement over the three (3) year term is \$54,000,000. 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.

**REAL ESTATE AGENDA**

Presented by Trustee Gregg Rader, Chair

On motion by Trustee Rader, seconded by Trustee Clark, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve items #1 - #3 as submitted on the Real Estate Agenda. On motion by Trustee Rader, seconded by Trustee Cummings, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve item #4.

1. **SYSTEM** – Approved for first reading the proposed amendments to Board Policy 902 Initiation of Construction Projects, as follows:

**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 (“Construction Projects”) requires the approval of the Board, the office of Real Estate and Facilities, or the Institutional Executive Officer, with a total budget exceeding \$1,000,000 regardless of how these 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.~~

For Mississippi State University, the University of Mississippi, and the University of Mississippi Medical Center, the Board must approve the initiation of all Construction Projects with a total project budget exceeding \$5,000,000. Initiation of all Construction Projects with a total project budget exceeding \$3,000,000 but equal to or less than \$5,000,000 must be approved by the appropriate staff in the Office of Real Estate and Facilities and reported to the Board as an Information item at the next regularly scheduled Board meeting. Initiation of all Construction Projects with a total project budget of \$3,000,000 or less may be approved by the Institutional Executive Officer. However, the Office of Real Estate and Facilities must be notified before the initiation of all Construction Projects utilizing any state appropriated, state bond or federal funds with a total project budget less than \$3,000,000. This notification should be on forms established by the Office of Real Estate and Facilities. After

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notification, only changes in the project budget need to be reported to the Office of Real Estate and Facilities.

For Jackson State University and the University of Southern Mississippi (including Gulf Coast campuses), the Board must approve the initiation of all Construction Projects with a total project budget exceeding \$3,000,000. Initiation of all Construction Projects with a total project budget exceeding \$1,000,000 but equal to or less than \$3,000,000 must be approved by the appropriate staff in the Office of Real Estate and Facilities and reported to the Board as an Information item at the next regularly scheduled Board meeting. Initiation of all Construction Projects with a total project budget of \$1,000,000 or less may be approved by the Institutional Executive Officer. However, the Office of Real Estate and Facilities must be notified before the initiation of all Construction Projects utilizing any state appropriated, state bond or federal funds with a total project budget less than \$3,000,000. This notification should be on forms established by the Office of Real Estate and Facilities. After notification, only changes in the project budget need to be reported to the Office of Real Estate and Facilities.

For Alcorn State University, Delta State University, Mississippi University for Women, Mississippi Valley State University, and the Education and Research Center, the Board must approve the initiation of all Construction Projects with a total project budget exceeding \$1,000,000. Initiation of all Construction Projects with a total project budget of \$1,000,000 or less may be approved by the Institutional Executive Officer. However, the Office of Real Estate and Facilities must be notified before the initiation of all Construction Projects utilizing any state appropriated, state bond or federal funds with a total project budget less than \$1,000,000. This notification should be on forms established by the Office of Real Estate and Facilities. After notification, only changes in the project budget need to be reported to the Office of Real Estate and Facilities.

2. **SYSTEM** – Approved for first reading the proposed amendments to Board Policy 904(A) Board Approval, as follows:  
**904 Board Approval**

- A. ~~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 (building program), the total budget, the funding source and the design professional recommended to the Board for approval.~~

For projects requiring approval by the Board or the Office of Real Estate and Facilities under Board Policy §902, Initiation of Construction Projects, the institution's request shall include a detailed description of the work to be accomplished, the total budget, and the proposed funding source(s). The institution's request must also seek approval for the appointment of the design professional and any construction manager or similar service contract in which advisory services are being provided to the institution in connection with the project. All contracts for Commissioning Agent services on construction projects approved by the Board shall be approved by the appropriate staff within the Office of Real Estate and Facilities and reported to the Board as an information item at the next regularly scheduled meeting.

It is the intent of the Board that its appropriate Office of Real Estate and Facilities staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board or the Office of Real Estate and Facilities. For projects requiring approval by the Board under Board Policy §902, no further Board action is required after approval of the ~~After the Board has granted approval of both the initiation of a project and the appointment of a~~

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~~specified professionals 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 Office of 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 schematic design documents, design development documents, construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders. For projects requiring approval by the Office of Real Estate and Facilities under Board Policy §902, that office shall have the authority to approve any and all necessary documents for the completion of the subject construction project.

Prior to entering the construction document stage of a construction project, the institution must receive the commencement of construction the Board approval for ~~must approve~~ the exterior design of any ~~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 other entity ~~a private developer.~~

3. **SYSTEM** – Approved for first reading the proposed amendments to Board Policy 903(B) Legislative Funding Requests, as follows:

**903 Planning and Funding Requests**

**B. Legislative Funding Requests**

It is the policy of the Board of Trustees to offer a unified funding request to the Legislature that represents the funding needs of all institutions in a fair and transparent manner. Therefore, the Board has determined the following parameters by which institutions may make funding requests of the Legislature. The Commissioner, after consultation with the Institutional Executive Officers, shall prepare and submit an annual request for capital improvements and repair and renovation for approval by the Board prior to its submission to the Legislature. ~~These requests~~ The annual request shall be submitted as a multi-year capital facilities funding plan for Board approval in May of each year prior to the Legislative Session. In developing ~~the list of requests~~ the annual capital facilities funding plan, the Commissioner shall consider institutional priorities, missions, enrollment, campus square footage, building conditions, comparative funding and other appropriate criteria. The Board shall then approve and furnish to the Legislature each year a ~~priority list of funding plan for the~~ capital improvements and repair and renovation projects for all institutions under its control. Projects, priorities, and requests which are not approved by the Board as part of the capital facilities funding plan shall not be submitted to the Legislature by any institution unless otherwise approved by the Commissioner on behalf of the Board. ~~In addition, priorities and requests of the individual institutions may not be presented or communicated to any individual legislators without the prior approval of the Board.~~ Any subsequent approval authorized by the Commissioner on behalf of the

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Board shall be provided by the Institutional Executive Officer as an information item at the next regularly scheduled meeting of the Board of Trustees.

The Board approved ~~priority lists~~ capital facilities funding plan ~~of~~ for capital improvement and repair and renovation projects will be submitted to the Governor's Office of General Services and the Bureau of Building, Grounds and Real Property Management through the Board's Real Estate and Facilities Office.

4. **SYSTEM** – Approved the capital facilities bond plan of proposed funding for the 2025 Legislative Session. Each university prepared a list of top five capital needs that were submitted to the IHL Board staff. These needs are reflected in the bond plan and funding is proposed based on evaluation of these priorities in comparison to the overall system needs. The proposed bond plan is for the 2025 Legislative Session with projections into future sessions for 2026 and 2027 for the Board's information. **(See Exhibit 1.)**

**LEGAL AGENDA**

Presented by Trustee Gee Ogletree, Chair

Trustee Clark recused himself from discussing or voting on item #1 on the Legal Agenda by remaining out of the room while discussion and vote occurred regarding the same. After Trustee Clark left the room, on motion by Trustee Ogletree, seconded by Trustee Hubbard, with Trustees Clark and Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Legal Agenda. Trustee Clark returned to the room following the discussion and vote on item #1 on the Legal Agenda. Trustee Cummings recused herself from discussing or voting on items #2 and #3 on the Legal Agenda by remaining out of the room while discussion and vote occurred regarding the same. After Trustee Cummings left the room, on motion by Trustee Ogletree, seconded by Trustee Heidelberg, with Trustees Cummings and Luckey absent and not voting, all Trustees legally present and participating voted unanimously to move items #2 and #3 to the Executive Session Agenda. Trustee Cummings returned to the room following the discussion and vote on items #2 and #3 on the Legal Agenda.

1. **UMMC** – Pending approval by the Office of the Attorney General, the Board approved the request to amend its contract for 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 resources issues, and commercial and general matters. The IHL Board approved this contract at its June 2023 regular meeting for a term of July 1, 2023 through June 30, 2025 with a maximum amount payable of \$1,600,000.00 over the two-year term of the agreement. UMMC has experienced an unanticipated increase in services required and, as such, requests approval to increase the maximum amount payable under the term of the agreement to \$2,500,000.00. The hourly rate from July 1, 2024 through June 30, 2025 will remain \$345 for attorneys, \$235 for healthcare policy, compliance and coding advisors, and \$135 for paralegal services, and all other provisions of the existing agreement will remain unchanged.
2. **UMMC** – Request to settle Tort Claim No. 3543. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR FURTHER CONSIDERATION.)**

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3. **UMMC** – Request to settle Tort Claim No. 3649. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR FURTHER CONSIDERATION.)**

**INFORMATION AGENDAS**

Presented by Commissioner Alfred Rankins, Jr.

**ACADEMIC AFFAIRS**

1. **SYSTEM** – Intent to offer, modify, or delete the following certificate programs:

Offer

- a. **JSU** – Certificate program title: Business Analytics  
Responsible academic unit: College of Health Sciences, Department of Epidemiology and Biostatistics  
Level: post-baccalaureate  
Total credit hours: 15  
CIP code: 30.7102  
Effective date: August 2024
- b. **MSU** – Certificate program title: Addictions Counseling  
Responsible academic unit: Division of Education, Meridian campus  
Level: post-baccalaureate  
Total credit hours: 12  
CIP code: 42.9999  
Effective date: May 2024
- c. **USM** – Certificate program title: Foundations in Accounting  
Responsible academic unit: College of Business and Economic Development, School of Accountancy  
Level: pre-baccalaureate, post-baccalaureate  
Total credit hours: 12  
CIP code: 52.0301  
Effective date: August 2024

Modify

- d. **UMMC** – Current certificate program title: Biochemistry  
New certificate program title: Molecular Medicine  
Responsible academic unit: School of Graduate Studies in Health Sciences  
Level: pre-baccalaureate  
Total credit hours: 11-14  
CIP code: 26.0202, 8101  
Effective date: May 2024

Delete

- e. **JSU** – Certificate program title: Endorsement: Emotional Disabilities  
Responsible academic unit: College of Education and Human Development  
Level: post-baccalaureate  
Total credit hours: 15

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- CIP code: 13.1005, 8107  
Effective date: August 2024
- f. **JSU** – Certificate program title: Endorsement: Gifted K-12  
Responsible academic unit: College of Education and Human Development  
Level: post-baccalaureate  
Total credit hours: 15  
CIP code: 13.1004, 8106  
Effective date: August 2024
- g. **JSU** – Certificate program title: Endorsement: K-3  
Responsible academic unit: College of Education and Human Development  
Level: post-master’s  
Total credit hours: 18  
CIP code: 13.1202, 8103  
Effective date: August 2024
- h. **JSU** – Certificate program title: Endorsement: K-6  
Responsible academic unit: College of Education and Human Development  
Level: post-master’s  
Total credit hours: 18  
CIP code: 13.1209, 8104  
Effective date: August 2024
- i. **JSU** – Certificate program title: Endorsement: Mild/Moderate 7-12  
Responsible academic unit: College of Education and Human Development  
Level: post-baccalaureate  
Total credit hours: 18  
CIP code: 13.1018, 8105  
Effective date: August 2024
- j. **UMMC** – Certificate program title: Analytics  
Level: post-baccalaureate  
CIP code: 30.7101, 8133  
Effective date: September 2024
- k. **UMMC** – Certificate program title: Magnetic Resonance Imaging  
Level: pre-baccalaureate  
CIP code: 51.0920, 8064  
Effective date: September 2024
- l. **UMMC** – Certificate program title: Nuclear Medicine Technology  
Level: pre-baccalaureate  
CIP code: 51.0905, 8013  
Effective date: September 2024
- m. **UMMC** – Certificate program title: Orthotics and Prosthetics Residency  
Level: pre-baccalaureate  
CIP code: 51.2307, 8065  
Effective date: September 2024

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2. **SYSTEM** – The Board received the annual report on institutional accreditation. A table summarizing the system accreditation activity for the period beginning July 1, 2023, and ending June 30, 2024 is included in the bound *October 17, 2024 Board Working File*.

**FINANCE**

3. **SYSTEM** – In accordance with the *JAKE AYERS, JR. ET.AL. and United States of America v RONNIE MUSGROVE, GOVERNOR, STATE OF MISSISSIPPI, ET.AL.* Settlement (aka: *Ayers Settlement Agreement*), the Board, through its counsel, shall provide to lead counsel for the private plaintiffs and counsel for the United States an annual disclosure report reflecting specified line-item information. This document is due October 1 of each year and has been presented to the Court.
4. **MUW** – The University has entered a grant agreement with the Mississippi Department of Education for the purpose of providing funds appropriated by the 2024 Mississippi Legislature in House Bill 1823 for the Mississippi School for Mathematics and Science. The time period for the grant is July 1, 2024 to June 30, 2025.

**REAL ESTATE**

5. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the September 19, 2024 Board meeting in accordance with Board Policy 904 Board Approval. (See **Exhibit 2.**)

**LEGAL**

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

**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. **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 September 9, 2024, Commissioner Alfred Rankins, Jr. approved the revisions to the On Campus Budget for Fiscal Year 2024. The IHL Executive Office financial staff have reviewed and approved these revisions. The revision contains no increases in total budgets but rather a reallocation among individual expense categories. A copy of the documents is on file at the Board Office.
  - b. **UM** – On September 30, 2024 Commissioner Alfred Rankins, Jr. approved the Stormwater Detention and Drainage Easement between the University of Mississippi and the City of Oxford, Mississippi for the construction of a stormwater detention and drainage pond to meet the City’s stormwater detention ordinance. The university will receive a nonmonetary benefit to downstream UM property by the construction of this detention and drainage pond. The IHL Associate Commissioner for Legal Affairs and Risk Management reviewed this item and

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found it compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.

- c. **USM** – On September 26, 2024, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between the University of Southern Mississippi and ANewSouth Properties, LLC for approximately 1,760 square feet of space located at 370 Courthouse Road, Suite 101, Gulfport, Mississippi for USM’s Gulfport location of the Mississippi Early Childhood Inclusion Center Resource and Referral Office. The term of this lease is one year effective October 1, 2024 through September 30, 2025, with a total annual cost of \$24,000 payable in monthly installments of \$2,000 each due on the first of each month. This lease is funded by a grant from the Mississippi Department of Human Services. USM has confirmed that the lease is in compliance with the terms of that grant and is otherwise a legally permissible use of the grant funds. The IHL Associate Commissioner for Legal Affairs and Risk Management reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

**PERSONNEL**

8. **Sabbatical**

**Mississippi State University**

**FROM:** Sawsan Abutabenjeh; Associate Professor of Political Science and Public Administration; *from* salary \$86,700.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary \$43,350.00 per annum, pro rata for sabbatical period; E&G Funds; effective August 16, 2024, to December 31, 2024; professional development  
*[Originally approved by IHL Board March 21, 2024]*

**CORRECTED:** This item was rescinded.

**University of Mississippi**

**FROM:** Rory Ledbetter; Associate Professor of Theatre Arts; salary \$69,184 per annum, pro rata; E&G Funds; 9-month contract; no change in salary during sabbatical period; E&G Funds; effective January 21, 2025 to May 10, 2025; professional development  
*[Originally approved by IHL Board February 15, 2024]*

**CORRECTED:** This item was rescinded.

**REAL ESTATE  
COMMITTEE REPORT**

Wednesday, October 16, 2024

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Gregg Rader at approximately 2:00 p.m. The following items were discussed.



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1. The Committee discussed the three proposed policies and the bond plan for the 2025 Legislative Session as presented in the October 2024 Board Book. **No action was taken.**
2. On motion by Trustee Hubbard, seconded by Trustee Cunningham, with Trustees Cummings and Luckey absent and not voting and with Trustees Griffith, Martin, and Parker participating via Zoom, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Mr. Gregg Rader (Chair), Mr. Don Clark, Jr., Dr. Steven Cunningham, Mr. Jerry L. Griffith (via Zoom), Mr. Jimmy Heidelberg, Ms. Teresa Hubbard, Mr. Bruce Martin (via Zoom), Mr. Gee Ogletree, Mr. Hal Parker (via Zoom), and Mr. Charlie Stephenson. Dr. Ormella Cummings and Ms. Jeanne Luckey were absent.

**HEALTH AFFAIRS  
COMMITTEE REPORT  
Wednesday, October 16, 2024**

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Dr. Steven Cunningham at approximately 3:00 p.m. The following items were discussed.

3. The Committee discussed monthly financial summary and the Asylum Hill project. **No action was taken.**
4. Executive Session

On motion by Trustee Clark, seconded by Trustee Ogletree, with Trustees Cummings and Luckey absent and not voting and with Trustee 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 Clark, seconded by Trustee Hubbard, with Trustee Cummings, Luckey, Parker, and Rader absent and not voting and with Trustee 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 prospective strategic business decisions of a public hospital including the prospective purchase, sale or leasing of land and the location, relocation or expansion of medical services for the University of Mississippi Medical Center.

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

The Committee discussed prospective strategic business decisions of a public hospital including the prospective purchase, sale or leasing of land and the location, relocation or expansion of medical services for the University of Mississippi Medical Center. **No action was taken.**

On motion by Trustee Heidelberg, seconded by Trustee Hubbard, with Trustee Cummings, Luckey, and Parker absent and not voting and with Trustee Martin participating via Zoom, all Committee members legally present and participating voted unanimously to return to open session.

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5. On motion by Trustee Hubbard, seconded by Trustee Ogletree, with Trustee Cummings, Luckey, and Parker absent and not voting and with Trustee 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), Mr. Don Clark, Jr., Mr. Jerry L. Griffith, Mr. Jimmy Heidelberg, Ms. Teresa Hubbard, Mr. Bruce Martin (via Zoom), Mr. Gee Ogletree, Mr. Gregg Rader, and Mr. Charlie Stephenson. Dr. Ormella Cummings, Ms. Jeanne Luckey, and Mr. Hal Parker were absent.

**ANNOUNCEMENT**

- President Martin announced the next Board meeting will be November 21, 2024.

**EXECUTIVE SESSION**

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

Trustee Cummings recused herself from discussing or voting on UMMC Tort Claim Settlement #3543 by leaving the room while discussion and vote occurred regarding the same. After Trustee Cummings left the room, President Martin announced the following topics to be discussed:

Two University of Mississippi Medical Center Tort Claim settlements involving pending litigation, the discussion of which in an open meeting would have a detrimental effect on the litigating position of UMMC; and

Two Mississippi Valley State University items consisting of discussion regarding the job performance of a person holding a specific position at MVSU.

On motion by Trustee Rader, seconded by Trustee Griffith, with Trustees Cummings and Luckey absent and not voting, all Trustees legally present and participating voted unanimously **to enter Executive Session** for the reasons reported to the public and stated in these minutes above.

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

With Trustee Cummings out of the room the Board discussed the proposed settlement of Tort Claim #3543. On motion by Trustee Clark, seconded by Trustee Cunningham, with Trustees Cummings and Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim #3543 styled as *Savannah Sue Odom and Kennan Smith, parents and wrongful death beneficiaries of a minor vs. the University of Mississippi Medical Center, et al.*, as recommended by counsel. Trustee Cummings returned to the room following the discussion and vote on the proposed settlement of Tort Claim #3543.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
October 17, 2024**

On motion Ogletree, seconded by Trustee Heidelberg, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim #3649 styled as *Marphena McNair, Montarro T. Collins, Sr., Monkenly B. McNair, Ziya B. McNair, Trinity A. Collins, Amonti K. Collins, and Kymon A. Collins, wrongful death beneficiaries of Montarro Collins, Jr. vs. the University of Mississippi Medical Center, et al.*, as recommended by counsel.

On motion by Trustee Cummings, seconded by Trustee Stephenson, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to approve the request for Dr. Jerryl Briggs, President of Mississippi Valley State University, to serve on the U.S. Environmental Protection Agency’s Historically Black Colleges and Universities and Minority-Serving Institutions Federal Advisory Council.

The Board discussed a personnel matter regarding the job performance of a person holding a specific position at Mississippi Valley State University. **No action was taken.**

**On motion by Trustee Heidelberg, seconded by Trustee Cummings, with Trustee Luckey absent and not voting, all Trustees legally present and participating voted unanimously to return to Open Session.**

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Trustee Cummings, seconded by Trustee Cunningham, with Trustee Luckey 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

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
October 17, 2024**

**EXHIBITS**

- Exhibit 1 Capital facilities bond plan of proposed funding for the 2025 Legislative Session.
- Exhibit 2 Real Estate items that were approved by the IHL Board staff subsequent to the September 19, 2024 Board meeting.
- Exhibit 3 Report of the payment of legal fees to outside counsel.

# EXHIBIT 1

## PROPOSED 4-YEAR BOND PLAN FOR CAPITAL IMPROVEMENTS (Summary of 2024-2027 Legislative Sessions)

Institution	Anticipated Project Title	2024 Legislative Session (Funds Received)	2025 Legislative Session (Funds Requested)	2026 Legislative Session (Funds Requested)	2027 Legislative Session (Funds Requested)	Grand Total
Alcorn State University	Whitney Complex & Wellness Center	\$ 8,311,736.00	\$ -	\$ -	\$ -	\$ 8,311,736.00
	R&R Upgrades to Existing Facilities	\$ -	\$ 5,108,264.00	\$ 7,500,000.00	\$ 6,500,000.00	\$ 19,108,264.00
	Walter Washington Adm. & Classroom Renovation Phase I (PrePlan and Funding for Project)	\$ -	\$ 500,000.00	\$ 3,500,000.00	\$ -	\$ 4,000,000.00
	Renovation of K.L. Simmons Technology Building, Phase I (PrePlan and Funding for Project)	\$ -	\$ -	\$ 500,000.00	\$ 3,250,000.00	\$ 3,750,000.00
	ADA Modifications, Phase II	\$ -	\$ -	\$ -	\$ -	\$ -
	Faculty and Staff Housing, Phase II (Partial Funding of a \$13.5M project)	\$ -	\$ -	\$ -	\$ 250,000.00	\$ 250,000.00
<b>Subtotal</b>		<b>\$ 8,311,736.00</b>	<b>\$ 5,608,264.00</b>	<b>\$ 11,500,000.00</b>	<b>\$ 10,000,000.00</b>	<b>\$ 35,420,000.00</b>
ASU-AG	Poultry/Animal Science Academic Research Center, Phase I	\$ -	\$ 3,570,000.00	\$ -	\$ -	\$ 3,570,000.00
	Ag. Facility Envelope & Infrastructure Repairs, Phase I (Pre-Plan of a \$2.3M Project)	\$ -	\$ -	\$ -	\$ 570,000.00	\$ 570,000.00
<b>Subtotal</b>		<b>\$ -</b>	<b>\$ 3,570,000.00</b>	<b>\$ -</b>	<b>\$ 570,000.00</b>	<b>\$ 4,140,000.00</b>
Delta State University	Campus Wide Roofing Project [Funded]	\$ 4,020,808.00	\$ -	\$ -	\$ -	\$ 4,020,808.00
	Renovation, Upgrades and Demolition of Campus Buildings (Planning and Construction)		\$ 6,859,192.00	\$ 5,000,000.00	\$ 9,000,000.00	\$ 20,859,192.00
	HVAC and Electrical Upgrades	\$ -	\$ -	\$ 4,540,000.00	\$ -	\$ 4,540,000.00
	Renovation of Ward and Cleveland Hall	\$ 6,000,000.00	\$ -	\$ -	\$ -	\$ 6,000,000.00
<b>Subtotal</b>		<b>\$ 10,020,808.00</b>	<b>\$ 6,859,192.00</b>	<b>\$ 9,540,000.00</b>	<b>\$ 9,000,000.00</b>	<b>\$ 35,420,000.00</b>
Jackson State University	McAllister Residential Renovation, Alternative Water Resources and Campus R&R [Funded]	\$ 16,020,794.00	\$ -	\$ -	\$ -	\$ 16,020,794.00
	Repair, Renovation and Purchase of a New Residential Hall	\$ 7,000,000.00	\$ -	\$ -	\$ -	\$ 7,000,000.00
	General R&R		\$ 2,000,000.00	\$ 2,000,000.00	\$ 1,919,206.00	\$ 5,919,206.00
	T.B. Ellis Interior Renovations	\$ -	\$ 6,500,000.00	\$ 6,500,000.00	\$ -	\$ 13,000,000.00
	Heritage Renovations	\$ -	\$ -	\$ 500,000.00	\$ 5,500,000.00	\$ 6,000,000.00
	Campus Safety Project	\$ -	\$ -	\$ -	\$ -	\$ -
	Rose E. McCoy Repair and Renovation	\$ -	\$ -	\$ -	\$ -	\$ -
	<b>Subtotal</b>		<b>\$ 23,020,794.00</b>	<b>\$ 8,500,000.00</b>	<b>\$ 9,000,000.00</b>	<b>\$ 7,419,206.00</b>
Mississippi State University	New Facility for College of Architecture, Art and Design	\$ 13,284,608.00	\$ 1,716,000.00			\$ 15,000,608.00
	South Campus Mechanical Plant		\$ 25,000,000.00			\$ 25,000,000.00
	Multiple New Facilities (Pre-Plan)			\$ 3,000,000.00		\$ 3,000,000.00
	Renovation of Existing Facilities [Magruder, Carpenter, Hull, Etheredge Hall or Similar] (Partial Funding of a \$24M Project)			\$ 10,000,000.00	\$ 5,850,000.00	\$ 15,850,000.00
<b>Subtotal</b>		<b>\$ 13,284,608.00</b>	<b>\$ 26,716,000.00</b>	<b>\$ 13,000,000.00</b>	<b>\$ 5,850,000.00</b>	<b>\$ 58,850,608.00</b>

# EXHIBIT 1

## PROPOSED 4-YEAR BOND PLAN FOR CAPITAL IMPROVEMENTS (Summary of 2024-2027 Legislative Sessions)

Institution	Anticipated Project Title	2024 Legislative Session (Funds Received)	2025 Legislative Session (Funds Requested)	2026 Legislative Session (Funds Requested)	2027 Legislative Session (Funds Requested)	Grand Total
Mississippi State University -DAFVM	Bost Extension Center/Technology Renovation and Dorman Hall [Funded]	\$ 10,231,362.00	\$ -	\$ -	\$ -	\$ 10,231,362.00
	Bost Extension Center Technology Renovation	\$ -	\$ 10,000,000.00	\$ -	\$ -	\$ 10,000,000.00
	Multiple New Facilities (PrePlan and Partial Funding of a larger project, budget TBD)	\$ -	\$ 500,000.00	\$ 5,250,000.00	\$ 5,250,000.00	\$ 11,000,000.00
	Wise Center	\$ 18,000,000.00	\$ -	\$ -	\$ -	\$ 18,000,000.00
	Transforming MAFES Research & Extension Center Infrastructure (PrePlan and Partial Funding of a \$16M project)	\$ -	\$ -	\$ 1,750,000.00	\$ 1,750,000.00	\$ 3,500,000.00
<b>Subtotal</b>		<b>\$ 28,231,362.00</b>	<b>\$ 10,500,000.00</b>	<b>\$ 7,000,000.00</b>	<b>\$ 7,000,000.00</b>	<b>\$ 52,731,362.00</b>
Mississippi University for Women	General R&R	\$ 3,160,000.00	\$ 3,650,000.00	\$ -	\$ 300,000.00	\$ 7,110,000.00
	Painter Hall Renovation	\$ 300,000.00	\$ 11,350,000.00	\$ -	\$ -	\$ 11,650,000.00
	Old Pohl Gym Renovation	\$ -	\$ -	\$ 9,080,000.00	\$ -	\$ 9,080,000.00
	Hogarth Center Renovation [Partial Funding of a \$22.7M Project]	\$ -	\$ -	\$ -	\$ 7,580,000.00	\$ 7,580,000.00
	<b>Subtotal</b>		<b>\$ 3,460,000.00</b>	<b>\$ 15,000,000.00</b>	<b>\$ 9,080,000.00</b>	<b>\$ 7,880,000.00</b>
Mississippi Valley State University	New Residence Hall [EBC Bonds to fund balance of project]	\$ 8,856,405.00	\$ -	\$ -	\$ -	\$ 8,856,405.00
	O.P. Lowe Education Building [Preplan and Partial Funding]	\$ -	\$ 282,595.00	\$ 8,000,000.00	\$ 8,000,000.00	\$ 16,282,595.00
	General R&R	\$ -	\$ 5,000,000.00	\$ 3,000,000.00	\$ 2,000,000.00	\$ 10,000,000.00
	Walter Sillers Fine Arts Building [Pre-Plan]	\$ -	\$ 281,000.00	\$ -	\$ -	\$ 281,000.00
	F.L. Wright Math and Science Renovation	\$ -	\$ -	\$ -	\$ -	\$ -
	Infrastructure R&R	\$ -	\$ -	\$ -	\$ -	\$ -
	<b>Subtotal</b>		<b>\$ 8,856,405.00</b>	<b>\$ 5,563,595.00</b>	<b>\$ 11,000,000.00</b>	<b>\$ 10,000,000.00</b>
University of Mississippi	School of Accountancy	\$ -	\$ 20,000,000.00	\$ 10,000,000.00	\$ 12,288,523.00	\$ 42,288,523.00
	New Research Facility	\$ -	\$ -	\$ -	\$ -	\$ -
	Data Center Renovation and Power Plant [Funded]	\$ 16,561,477.00	\$ -	\$ -	\$ -	\$ 16,561,477.00
	Northwest Mechanical Plant	\$ -	\$ -	\$ -	\$ -	\$ -
	Shoemaker Hall Renovation	\$ -	\$ -	\$ -	\$ -	\$ -
	Peabody Hall Renovation	\$ -	\$ -	\$ -	\$ -	\$ -
	<b>Subtotal</b>		<b>\$ 16,561,477.00</b>	<b>\$ 20,000,000.00</b>	<b>\$ 10,000,000.00</b>	<b>\$ 12,288,523.00</b>
University of Mississippi Medical Center	Critical Infrastructure Needs & Campus Repairs	\$ 7,085,124.00	\$ 10,000,000.00	\$ 15,250,000.00	\$ 17,344,876.00	\$ 49,680,000.00
<b>Subtotal</b>		<b>\$ 7,085,124.00</b>	<b>\$ 10,000,000.00</b>	<b>\$ 15,250,000.00</b>	<b>\$ 17,344,876.00</b>	<b>\$ 49,680,000.00</b>
University of Southern Mississippi	Science Research Building and Central Mechanical Plant [\$57M of a \$100M Project Received]	\$ 18,627,686.00	\$ 3,000,000.00	\$ 5,000,000.00	\$ -	\$ 26,627,686.00
	General R&R	\$ 1,000,000.00	\$ 3,000,000.00	\$ 5,000,000.00	\$ 8,000,000.00	\$ 17,000,000.00
	Hickman Hall Renovation	\$ -	\$ -	\$ -	\$ 14,722,314.00	\$ 14,722,314.00
	Southern Hall Renovation (Pre-Planning)	\$ -	\$ -	\$ -	\$ 500,000.00	\$ 500,000.00
	<b>Subtotal</b>		<b>\$ 19,627,686.00</b>	<b>\$ 6,000,000.00</b>	<b>\$ 10,000,000.00</b>	<b>\$ 23,222,314.00</b>

# EXHIBIT 1

PROPOSED 4-YEAR BOND PLAN FOR CAPITAL IMPROVEMENTS (Summary of 2024-2027 Legislative Sessions)						
Institution	Anticipated Project Title	2024 Legislative Session (Funds Received)	2025 Legislative Session (Funds Requested)	2026 Legislative Session (Funds Requested)	2027 Legislative Session (Funds Requested)	Grand Total
University of Southern Mississippi-Gulf Coast Campuses	GCRL- General R&R	\$ 567,500.00	\$ 700,000.00	\$ 1,000,000.00	\$ 900,000.00	\$ 3,167,500.00
	Gulf Park - General R&R	\$ 681,000.00	\$ 700,000.00	\$ 1,000,000.00	\$ 900,000.00	\$ 3,281,000.00
	GCRL - Short Term Housing Replacement	\$ -	\$ 700,000.00	\$ -	\$ -	\$ 700,000.00
	Stennis Space Center R&R	\$ -	\$ 300,000.00	\$ 300,000.00	\$ 300,000.00	\$ 900,000.00
	Gulf Park Campus Research and Science District Pre-Planning & Infrastructure Improvements	\$ -	\$ -	\$ 1,000,000.00	\$ 151,500.00	\$ 1,151,500.00
<b>Subtotal</b>		<b>\$ 1,248,500.00</b>	<b>\$ 2,400,000.00</b>	<b>\$ 3,300,000.00</b>	<b>\$ 2,251,500.00</b>	<b>\$ 9,200,000.00</b>
Education & Research Center	Repair and Replacement of Fire Detection and Suppression System <b>[Funded]</b>	\$ 500,000.00	\$ -	\$ -	\$ -	\$ 500,000.00
	Campus Site Drainage and General R&R	\$ -	\$ 3,500,000.00	\$ -	\$ -	\$ 3,500,000.00
	First Floor Window Replacement at ERC Tower and Universities Center	\$ -	\$ 2,000,000.00	\$ -	\$ -	\$ 2,000,000.00
	ETV/JSU Mechanical/Electrical Improvements	\$ -	\$ -	\$ 5,000,000.00	\$ -	\$ 5,000,000.00
	ERC Plumbing Replacement	\$ -	\$ -	\$ -	\$ 1,500,000.00	\$ 1,500,000.00
<b>Subtotal</b>		<b>\$ 500,000.00</b>	<b>\$ 5,500,000.00</b>	<b>\$ 5,000,000.00</b>	<b>\$ 1,500,000.00</b>	<b>\$ 12,500,000.00</b>
<b>System Total</b>		<b>\$ 140,208,500.00</b>	<b>\$ 126,217,051.00</b>	<b>\$ 113,670,000.00</b>	<b>\$ 114,326,419.00</b>	<b>\$ 494,421,970.00</b>

# EXHIBIT 2

October 17, 2024

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE SEPTEMBER 19, 2024, BOARD MEETING SUBMISSION DEADLINE**

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

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

### **ALCORN STATE UNIVERSITY**

#### **1. ASU-IHL 201-257 – GREENHOUSE RENOVATIONS**

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

Board staff approved Change Order #2 in the amount of \$26,750.00 and thirty (30) additional days to the contract of Barnard and Sons Construction, LLC.

Approval Status & Date: APPROVED, August 27, 2024

Change Order Description: Change Order #2 includes the following: changes to the lighting controls for the grow lights; added provisions for fiber & wireless access points; and thirty (30) days to the contract.

Change Order Justification: This change order was necessary due to 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 \$31,036.00.

Project Initiation Date: May 19, 2022

Design Professional: Duplantis Design Group

General Contractor: Barnard and Sons Construction, LLC

Total Project Budget: \$2,339,302.00

#### **2. ASU-IHL 201-259 – POULTRY PROCESSING & INCINERTOR SHED RENOVATIONS**

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

Board staff approved Change Order #2 in the amount of \$46,409.00 and forty-five (45) additional days to the contract of Barnard and Sons Construction, LLC.

Approval Status & Date: APPROVED, August 27, 2024

Change Order Description: Change Order #2 includes the following: provided empty conduit underneath a fence at the south end of the building for future “IT” wiring; electrical revisions at the incinerator shed and prefabricated the garage to the house; electrical revisions/additions for “IT” requirements in the storage room; demolished the existing concrete and installed a new heavy duty entry driveway at the south end of the site and also



# EXHIBIT 2

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at the north end of the site; retrofitting of an existing electrical feeder line to the surface of the grade in the area where heavy duty paving for the driveway is to occur; and forty-five (45) days to the contract.

Change Order Justification: This change order was necessary due to 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 \$62,171.00.

Project Initiation Date: May 19, 2022

Design Professional: Vernell Barnes Architects

General Contractor: Barnard and Sons Construction, LLC

Total Project Budget: \$2,031,900.00

### 3. **ASU IHL 201-264 – MATT THOMAS, JR. GARDEN APARTMENT RENOVATIONS -PHASE 1**

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

Board staff approved the Schematic Design Documents as submitted by Canizaro , Cawthon, and Davis

Approval Status & Date: APPROVED, August 27, 2024

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

Board staff approved the Waiver of Design Development Documents as submitted by Canizaro, Cawthon, and Davis.

Approval Status & Date: APPROVED, August 27, 2024

Project Initiation Date: August 17, 2023

Design Professional: Kimley-Horn and Associates, Inc.

General Contractor: TBD

Total Project Budget: \$1,631,000.00

## MISSISSIPPI STATE UNIVERSITY

### 4. **MSU-GS 105-366– 20-INCH SEWER FORCE MAIN – PHASE 2**

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

Board staff approved Change Order #1 in the credit amount of \$104,518.28 and twenty-eight (28) additional days to the contract of Eubank Construction Company.

Approval Status & Date: APPROVED, August 27, 2024

Change Order Description: Change Order #1 includes the following: design and layout changes to the force main system to include quantity adjustments for pipe, fittings, roadway bores, and paving items; removal of roadway bore, added a new directional drill with HDPE piping, deduct for reduction in the scope of aggregate backfill requirements, added flowable fill to abandoned force main and repair of the existing force main; and twenty-eight (28) days to the contract, ten of these days are weather-related days.

Change Order Justification: This change order was necessary due to latent job site conditions and days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$104,518.28.

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Project Initiation Date: April 20, 2023  
Design Professional: Garver Engineering  
General Contractor: Eubank Construction Company  
Total Project Budget: \$3,175,000.00

## 5. **MSU-IHL 205-283– ADDITIONS AND RENOVATIONS TO HUMPHREY COLISEUM PH 1**

### **Approval Request #1: Change Order #12**

Board staff approved Change Order #12 in the credit amount of \$347,913.00 and zero (0) additional days to the contract of Thrash Commercial Contractors, Inc.

Approval Status & Date: APPROVED, October 2, 2024

Change Order Description: Change Order #12 includes the following: Installed a temporary portable court floor for the 2022-2023 basketball season; refinished the temporary portable court floor and transported back to Tupelo Covington Flooring; provided carpet around the perimeter of the temporary portable court floor; installed a new wood playing court; added additional white glazing for the court logo and lane/cable tray cuts.

Change Order Justification: This change order was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Twelve (12) change orders for a total amount of \$2,326,595.13.

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

## 6. **MSU-IHL 205-334– RCU RENOVATIONS**

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

Board staff approved Change Order #4 in the amount of \$113,021.92 and twenty-one (21) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, September 26, 2024

Change Order Description: Change Order #4 includes the following: added a hall light switch; miscellaneous architectural demolition & installation; relocated area B HVAC wall unit to a storage area; floor plan change to area B; area A expansion joint assembly; area B existing door replacement; area B door modifications to move the channel in the header; repaired the sheetrock; and twenty-one (21) days to the contract.

Change Order Justification: This change order was necessary due to 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 \$241,902.88.

Project Initiation Date: April 20, 2023

Design Professional: MP Design Group

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$2,000,000.00

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

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

Board staff approved the Schematic Design Documents as submitted by Neel-Schaffer, Inc.

Approval Status & Date: APPROVED, September 16, 2024

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

Board staff approved the Waiver of Design Development Documents as submitted by Neel-Schaffer, Inc.

Approval Status & Date: APPROVED, September 16, 2024

Project Initiation Date: August 17, 2023

Design Professional: Neel-Schaffer, Inc.

General Contractor: TBD

Total Project Budget: \$6,150,000.00

8. **MSU IHL 205-349 – REPAIRS AND RENOVATIONS TO ETHERIDGE HALL**

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

Board staff approved the Schematic Design Documents as submitted by Dunaway Williams

Approval Status & Date: APPROVED, September 16, 2024

Project Initiation Date: August 17, 2023

Design Professional: Dunaway Williams

General Contractor: TBD

Total Project Budget: \$175,000.00 (Design Fees Only)

9. **MSU IHL 205-354 – NPHC PLAZA**

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

Board staff approved the Schematic Design Documents as submitted by Christian Preus Landscape Architecture

Approval Status & Date: APPROVED, September 16, 2024

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

Board staff approved the Waiver of Design Development Documents as submitted by Christian Preus Landscape Architecture

Approval Status & Date: APPROVED, September 16, 2024

Project Initiation Date: August 17, 2023

Design Professional: Christian Preus Landscape Architecture

General Contractor: TBD

Total Project Budget: \$250,000.00 (Design Fees Only)

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

**Approval Request #2: Change Order #6**

Board staff approved Change Order #6 in the credit amount of \$140,682.00 and six (6) additional days to the contract of AnderCorp, LLC.

Approval Status & Date: APPROVED, September 23, 2024

Change Order Description: Change Order #6 includes the following: reconciled the brick allowance; redesigned the window shades to include revision of the operation and omitted

# EXHIBIT 2

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the roller shades; installed two (2) stainless steel strips at the terrazzo stairs, in lieu of the specified epoxy abrasive strips; switched the equipment yard gates from the original designed gates to the Ameristar Aegis II.

Change Order Justification: This change order was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$693,213.70.

Project Initiation Date: March 1, 2019

Design Professional: Dale Partners Architects, P.A.

General Contractor: AnderCorp, LLC

Total Project Budget: \$65,000,000.00

## 11. **MSU IHL 405-003B – CAAD – HOWELL HALL RENOVATIONS AND ADDITIONS**

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

Board staff approved the Design Development Documents as submitted by Belinda Stewart Architects & Wier Boerner Allin Architects – A Joint Venture.

Approval Status & Date: APPROVED, August 27, 2024

Project Initiation Date: August 19, 2021

Design Professional: Belinda Stewart Architects & Wier Boerner Allin Architects – A Joint Venture

General Contractor: TBD

Phased Project Budget: \$26,962,500.00

Total Project Budget: \$35,732,500.00

## 12. **MSU-IHL 405-004 – HIGH PERFORMANCE COMPUTING DATA CENTER**

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

Board staff approved Change Order #5 in the amount of \$53,174.28 and zero (0) additional days to the contract of West Brothers Construction.

Approval Status & Date: APPROVED, August 27, 2024

Change Order Description: Change Order #5 includes the following: excavate 68' of roadway from Technology Blvd. to the start of the Entomology parking lot; lime stabilized sub-grade & installed 6" of crushed limestone; extended the concrete curb/gutter 25' from the current contract drawing limits, to the existing Entomology Building parking lot curb on the north side of the entrance drive; installed 4" of asphalt base course & 2" of asphalt wearing surface course; installed pavement markings at the stop sign at Technology Blvd. and a double yellow centerline on the new asphalt pavement; installed metal stud & drywall column wraps at seven(7) locations in the building interior; and provided a wide stile aluminum storefront door, in lieu of the narrow stile door.

Change Order Justification: This change order was necessary due to user/owner requested modifications.

### **Approval Request #2: Change Order #6**

Board staff approved Change Order #6 in the amount of \$16,031.35 and zero (0) additional days to the contract of West Brothers Construction.

Approval Status & Date: APPROVED, September 10, 2024

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Change Order Description: Change Order #6 includes the following: changed the VRF unit in the Pre-Function room from a ceiling cassette to a ducted unit.

Change Order Justification: This change order was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$354,120.29.

Project Initiation Date: October 19, 2020

Design Professional: Dale Partners Architects, P.A.

General Contractor: West Brothers Construction

Total Project Budget: \$45,000,000.00

## 13. **MSU-IHL 413-001 – BALLEW HALL RENOVATION**

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

Board staff approved Change Order #5 in the amount of \$133,924.88 and zero (0) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, September 23, 2024

Change Order Description: Change Order #5 includes the following: leveled floor for finishes; added LVT material; installed a knee wall at the east entrance; added an additional roof drain at the new expansion joint; tuckpointing of the existing stone band; replaced green tiles; fiber communication routing and cable changes performed; fire-rated access panel and door access control cabling was added; credit for F-Mold trim, landscaping and casework deletions; blinds changed to cordless lift blinds; storm drain was extended to an existing ditch; added power and data for new copiers and refrigerators; fire line was moved to make room for a projector; the new steel columns were painted; removed glass from mechanical room double doors; repairs to asphalt structure; added strobes and CO detectors; added a wood base in lieu of a rubber base; installed a new light fixture; and adjusted an existing storm sewer top.

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

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$513,374.71.

Project Initiation Date: August 20, 2020

Design Professional: Belinda Stewart Architects

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$13,000,000.00

## MISSISSIPPI UNIVERSITY FOR WOMEN

## 14. **MUW- GS 104-215 – JONES HALL RENOVATIONS**

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

Board staff approved the Schematic Design Documents as submitted by Shafer Zahner Zahner

# EXHIBIT 2

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Approval Status & Date: APPROVED, September 6, 2024

Project Initiation Date: March 21, 2024

Design Professional: Shafer Zahner Zahner

General Contractor: TBD

Total Project Budget: \$7,500,000.00

## UNIVERSITY OF MISSISSIPPI

### 15. UM- IHL 207-492.2 – OXFORD-UNIVERSITY STADIUM EXPANSION-PHASE 2

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

Board staff approved Change Order #1 in the credit amount of \$65,311.00 and zero (0) additional days to the contract of Ford Audio-Video Systems, LLC.

Approval Status & Date: APPROVED, September 12, 2024

Change Order Description: Change Order #1 includes the following: deduct to correspond with the reduced scope of work

Change Order Justification: This change was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$65,311.00.

Project Initiation Date: January 19, 2023

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

CMA: ICM, LLC

General Contractor: Ford Audio-Video Systems, LLC

Phased project Budget: \$3,180,953.00

Total Project Budget: \$30,000,000.00

### 16. UM- IHL 207-498 – NW MECHANICAL PLANT (MECHANICAL PHASE III)

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

Board staff approved Change Order #1 in the amount of \$89,281.50 and zero (0) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, September 16, 2024

Change Order Description: Change Order #1 includes the following: special structural inspection performed.

Change Order Justification: This change was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$89,281.50.

Project Initiation Date: January 6, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: Codaray Construction, LLC

Total Project Budget: \$31,400,000.00

# EXHIBIT 2

October 17, 2024

## 17. UM- IHL 207-502 NEW PARKING STRUCTURE

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

Board staff approved Contract Documents as submitted by Eley Guild Hardy Architects

Approval Status & Date: APPROVED, October 2, 2024

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

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, October 2, 2024

Project Initiation Date: October 19, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: Innovative Construction Management, LLC – Construction Manager  
Advisor

Total Project Budget: \$55,400,308.00

## 18. UM- IHL 207-506 SHOEMAKER HVAC REPLACEMENT

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

Board staff approved Contract Documents as submitted by Corbett Legge & Associates, PLLC

Approval Status & Date: APPROVED, October 2, 2024

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

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, October 2, 2024

Project Initiation Date: October 19, 2023

Design Professional: Corbett Legge & Associates

General Contractor: TBD

Total Project Budget: \$1,500,000.00

## 19. UM – IHL 407-001.2 – CSTI FAULKNER MEMORIAL GARDEN

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

Board staff approved the Award of Contract in the amount of \$3,749,000.00 to the apparent low bidder Abbey Bridges Construction Co., LLC.

Approval Status & Date: APPROVED, September 10, 2024

Project Initiation Date: January 16, 2012

Design Professional: McCarty Architects

General Contractor: Abbey Bridges Construction Co., LLC

Phased Project Budget: \$5,100,000.00

Total Project Budget: \$175,200,000.00

## 20. UM- IHL 407-002 – DATA CENTER RENOVATION & EXPANSION

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

Board staff approved Change Order #4 in the amount of \$24,028.61 and zero (0) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, October 3, 2024

Change Order Description: Change Order #4 includes the following: added additional water line connections at the north side of Area A; relocated two (2) existing light poles in conflict with new work being performed; added an under-slab termite control; removed

# EXHIBIT 2

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and disposed a tank that was discovered and excavated from the construction site; and reduced the scope of the dumpster enclosure work.

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

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$89,281.50.

Project Initiation Date: January 6, 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

## 21. **UM- IHL 407-012 (207-493) – SOUTH OXFORD CENTER 4<sup>TH</sup> FLOOR SCHOOL OF NURSING**

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

Board staff approved Change Order #3 in the amount of \$15,813.22 and eight (8) additional days to the contract of Wagner General Contractors, Inc.

Approval Status & Date: APPROVED, September 10, 2024

Change Order Description: Change Order #3 includes the following: replaced sixty (60) mechanical tees for the existing sprinkler system; leveled concrete floor surface that was out of level; and eight (8) days to the contract.

Change Order Justification: This change was necessary due to latent job site conditions and days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$274,990.01.

Project Initiation Date: January 19, 2023

Design Professional: UM Department of Facilities Planning

General Contractor: Wagner General Contractors, Inc.

Total Project Budget: \$3,943,950.00

## 22. **UM – IHL 407-008.1 – NWMP (ELECT. PH 11)-13kV ELECT. DIST. IMP. PART A**

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

Board staff approved the Award of Contract in the amount of \$987,399.45 to the apparent low bidder Chancellor Construction, Inc.

Approval Status & Date: APPROVED, September 16, 2024

Project Initiation Date: January 6, 2023

Design Professional: Atwell & Gent, Electrical & Consulting Engineers

General Contractor: Chancellor Construction, Inc.

Phased Project Budget: \$1,650,000.00

Total Project Budget: \$25,200,000.00



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## UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

### 23. UMMC- IHL 209-579 – UMMC COLONY PARK

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

Board staff approved Change Order #6 in the amount of \$8,239.50 and zero (0) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, September 24, 2024

Change Order Description: Change Order #6 includes the following: repaired the failed proof roll at the southeast end of the east parking lot to include removing the failed spoils and replaced with new select fill.

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

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$342,054.75.

Project Initiation Date: April 20, 2023

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

General Contractor: Codaray Construction, LLC.

Total Project Budget: \$105,910,527.00

### 24. UMMC -IHL 209-580C ADOLESCENT PSYCH

**Approval Request #1 (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Greg Rader, Chair of the Real Estate and Facilities Committee on September 4, 2024, to approve the budget increase from \$8,500,000.00 to \$10,500,000.00 for an increase of \$2,000,000.00 for the Adolescent Psych project.

Interim Approval Status & Date: APPROVED, September 4, 2024

#### **Approval Request #2: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of 4,298,500.00 to the apparent low bidder Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, September 5, 2024

Project Initiation Date: August 18, 2022

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

General Contractor: Fountain Construction Company, Inc.

Total Project Budget: \$10,500,000.00

### 25. UMMC – IHL 209-586 – THE NEW BURN UNIT

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

Board staff approved the Award of Contract in the amount of \$2,388,000.00 to the apparent low bidder Fountain Construction Company.

Approval Status & Date: APPROVED, September 27, 2024

Project Initiation Date: June 15, 2023

Design Professional: Smith Group

General Contractor: Fountain Construction Company

Total Project Budget: \$6,300,000.00

# EXHIBIT 2

October 17, 2024

## 26. UMMC- IHL 409-001 – RESEARCH AHU REPLACEMENT

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

Board staff approved Change Order #3 in the amount of \$55,754.00 and zero (0) additional days to the contract of Fountain Construction Company.

Approval Status & Date: APPROVED, September 27, 2024

Change Order Description: Change Order #3 includes the following: installed a condensate pump & piping.

Change Order Justification: This change was necessary due to latent job site conditions; and user/owner requested modification.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$74,221.42.

Project Initiation Date: August 16, 2018

Design Professional: Dean and Dean Architects

General Contractor: Fountain Construction Company

Total Project Budget: \$2,122,624.00

## UNIVERSITY OF SOUTHERN MISSISSIPPI

## 27. USM- IHL 208-357 – OWINGS MCQUAGGE HALL ROOF REPLACEMENT

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

Board staff approved Change Order #1 in the credit amount of \$49,450.00 and zero (0) additional days to the contract of Rowell Roofing, Inc.

Approval Status & Date: APPROVED, September 18, 2024

Change Order Description: Change Order #1 includes the following: changed the ¼” per foot tapered insulation to 1/8” per foot to allow constant edge thickness to closely match the existing and allow for the existing roof access adders to be re-used.

Change Order Justification: This change was necessary due to changes in requirements or recommendations by governmental agencies; and user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$49,450.00.

Project Initiation Date: August 17, 2023

Design Professional: Weir Boerner Allin Architecture, PLLC

General Contractor: Rowell Roofing, Inc.

Total Project Budget: \$1,115,530.24

# EXHIBIT 3

October 17, 2024

## 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 (statement dated 9/23/24) from the funds of Mississippi State University. (This statement, in the amount of \$175.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 175.00**

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 9/5/24) from the funds of Mississippi State University. (This statement, in the amount of \$578.25, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 578.25**

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statements dated 9/23/24 and 9/23/24) from the funds of Mississippi State University. (These statements, in the amounts of \$3,968.00 and \$184.00, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 4,152.00**

Payment of legal fees for professional services rendered by Ware|Immigration (statement dated 9/1/24) from the funds of Mississippi State University. (This statement, in the amount of \$30.55, represents services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 30.55**

Payment of legal fees for professional services rendered by Mitchell McNutt (statements dated 6/19/24, 7/8/24 and 9/5/24) from the funds of Mississippi State University. (These statements, in the amounts of \$2,125.00, \$150.00 and \$2,958.54, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 5,233.54**

Payment of legal fees for professional services rendered by Brunini (statement dated 9/23/24) from the funds of the University of Mississippi. (This statement, in the amount of \$262.50, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 262.50**

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Payment of legal fees for professional services rendered by Butler|Snow (statements dated 9/20/24 and 9/20/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$1,725.00 and \$379.50, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,104.50**

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statement dated 9/16/24) from the funds of the University of Mississippi. (This statement, in the amount of \$19,641.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 19,641.00**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 9/11/24 and 9/13/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$575.00 and \$1,550.00, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 2,125.00**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 9/1/24, 9/1/24, 9/1/24, 9/1/24 and 9/1/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$219.87, \$567.00, \$5.60, \$29.43 and \$300.00, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 1,121.90**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 7/15/24, 7/15/24, 7/15/24, 7/15/24, 7/19/24, 7/19/24 7/19/24, 8/9/24, 8/9/24, 8/14/24, 8/14/24 and 8/14/24 ) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$80.00, \$4,243.31, \$384.00, \$15,359.70, \$162.00, \$99.00, \$1,539.90, \$5,926.60, \$8,670.70, \$345.00, \$584.60 and \$6,847.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 44,241.21**

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statement dated 7/17/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$5,521.10, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 5,521.10**

# EXHIBIT 3

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Payment of legal fees for professional services rendered by Foreman Watkins & Krutz, LLP (statement dated 7/18/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$950.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 950.00**

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statement dated 7/26/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$340.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 340.00**

Payment of legal fees for professional services rendered by Hogan Lovells, US, LLP (statement dated 7/25/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$45,481.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 45,481.00**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 8/6/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$645.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 645.00**

Payment of legal fees for professional services rendered by Page, Kruger & Holland (statements dated 8/1/24, 8/1/24, 8/1/24 and 8/1/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$40.00, \$187.80, \$765.00 and \$115.50, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 1,108.30**

Payment of legal fees for professional services rendered by Steen, Dalehite & Pace (statements dated 7/23/24 and 7/25/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$954.00 and \$768.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 1,722.00**

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 7/22/24, 7/24/24, 7/24/24, 7/25/24, 7/25/24, 7/25/24, 7/25/24, 7/26/24, 7/26/24, 7/26/24, 7/26/24, 7/26/24 and 8/6/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,995.18, \$1,412.10, \$100.00, \$4,260.00, \$2,645.40,

# EXHIBIT 3

October 17, 2024

\$1,484.00, \$26.50, \$26.50, \$3,683.50, \$159.00, \$1,302.65, \$212.00 and \$397.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 22,704.33**

Payment of legal fees for professional services rendered by Vernis & Bowling of Mississippi (statements dated 7/23/24, 7/24/24, 7/24/24, 7/24/24, 7/24/24, 7/24/24, 7/24/24 and 7/24/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,600.00, \$672.50, \$183.00, \$106.50, \$400.45, \$354.00, \$8,317.82 and \$1,369.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 18,003.77**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 9/1/24, 9/1/24 and 9/10/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$27.40, \$2,650.00 and \$2,650.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 5,327.40**

Payment of legal fees for professional services rendered by Wise Carter (statements dated 8/19/24, 9/12/24 and 9/16/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$448.50, \$526.50 and \$1,443.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 2,418.00**

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

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings, LLP (statement dated 8/9/24) from the funds of Mississippi State University. (This statement, in the amounts of \$189.00, represents services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 189.00**

Payment of legal fees for professional services rendered by Conley Rose (statements dated 9/11/24 and 9/11/24) from the funds of Mississippi State University. (These statements, in the amounts of \$10,934.65 and \$1,281.60, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 12,216.25**

# EXHIBIT 3

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Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24 and 9/10/24) from the funds of Mississippi State University. (These statements, in the amounts of \$2,370.00, \$4,912.00, \$2,873.50, \$316.00, \$197.50, \$158.00, \$118.50, \$645.00, \$842.50, \$684.50 and \$237.00, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 13,354.50**

Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 7/17/24, 7/17/24, 7/17/24, 7/17/24, 8/14/24, 8/14/24 and 8/14/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$350.00, \$423.94, \$2,140.29, \$8,014.00, \$1,050.00, \$1,430.75 and \$122.50, respectively, represent services and expenses in connection with intellectual property patents.)

**TOTAL DUE.....\$ 13,531.48**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy, P.C. (statements dated 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24, 9/10/24 and 9/10/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$105.00, \$1,943.07, \$140.00, \$44.00, \$2,983.00, \$5,125.00 and \$5,115.00, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 15,455.07**

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 CONSENT AGENDA  
 ACADEMIC AFFAIRS  
 NOVEMBER 21, 2024**

**1. SYSTEM – APPROVAL OF DEGREES TO BE CONFERRED IN NOVEMBER AND DECEMBER 2024**

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

In accordance with Board policy, the institutions below request permission to award degrees at the following levels in November and December 2024 provided each candidate has met all requirements for the degree.

<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>			
	Associate of Science in Nursing (ASN)	4		
	Bachelor of Arts (BA)	50		
	Bachelor of Business Administration (BBA)	14		
	Bachelor of Music (BM)	2		
	Bachelor of Science (BS)	119		
	Bachelor of Science in Nursing (BSN)	1		
	Bachelor of Social Work (BSW)	3		
	<i>Graduate</i>			
	Master of Arts (MA)	1		
	Master of Business Administration (MBA)	10		
	Master of Liberal Arts (MLA)	5		
	Master of Science (MS)	32		
	Master of Science in Education (MSEd)	12		
	Specialist in Education (EdS)	3		
	Doctor of Nursing Practice (DNP)	1		
	<b>Total Undergraduate Degrees</b>		<b>193</b>	
	<b>Total Graduate Degrees</b>		<b>64</b>	
	<b>Total Degrees</b>			<b>257</b>

**Delta State University**

*Undergraduate*

Bachelor of Applied Science (BAS)	6
Bachelor of Arts (BA)	11
Bachelor of Business Administration (BBA)	27
Bachelor of Commercial Aviation (BCA)	7
Bachelor of Fine Arts (BFA)	4
Bachelor of Science (BS)	33
Bachelor of Science in Education (BSEd)	21
Bachelor of Science in Interdisciplinary Studies	11



**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
 CONSENT AGENDA  
 ACADEMIC AFFAIRS  
 NOVEMBER 21, 2024**

<b>(BSIS)</b>		
Bachelor of Science in Nursing (BSN)	30	
Bachelor of University Studies - C2C (BUS)	2	
<i>Graduate</i>		
Master of Applied Science (MAS)	5	
Master of Art in Liberal Studies (MALS)	4	
Master of Arts in Teaching (MAT)	7	
Master of Business Administration (MBA)	35	
Master of Commercial Aviation (MCA)	4	
Master of Education (MEd)	28	
Master of Fine Arts (MFA)	1	
Master of Science (MS)	19	
Master of Science in Natural Sciences (MSNS)	1	
Specialist in Education (EdS)	30	
Doctor of Education (EdD)	5	
Doctor of Nursing Practice (DNP)	21	
<b>Total Undergraduate Degrees</b>		<b>152</b>
<b>Total Graduate Degrees</b>		<b>160</b>
<b>Total Degrees</b>		<b>312</b>

**Jackson State University**

<i>Undergraduate</i>	
Bachelor of Arts (BA)	25
Bachelor of Business Administration (BBA)	49
Bachelor of Music (BM)	3
Bachelor of Music Education (BMEd)	4
Bachelor of Science in Education (BSEd)	21
Bachelor of Science (BS)	211
Bachelor of Social Work (BSW)	28
Bachelor of University Studies - C2C (BUS)	6
<i>Graduate</i>	
Master of Arts (MA)	2
Master of Arts in Teaching (MAT)	18
Master of Business Administration (MBA)	13
Master of Music Education (MMEd)	4
Master of Professional Accountancy (MPA)	2
Master of Public Health (MPH)	10
Master of Public Policy and Administration (MPPA)	3
Master of Science (MS)	31
Master of Science in Education (MSEd)	20
Master of Social Work (MSW)	7
Specialist in Education (EdS)	46
Doctor of Philosophy (PhD)	15
Doctor of Public Health (DPH)	3

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING  
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 NOVEMBER 21, 2024**

<i>Total Undergraduate Degrees</i>	<b>347</b>	
<i>Total Graduate Degrees</i>	<b>174</b>	
<i>Total Degrees</i>		<b>521</b>

**Mississippi State University**

*Undergraduate*

Bachelor of Accountancy (Baccy)	27
Bachelor of Applied Science (BAS)	33
Bachelor of Arts (BA)	90
Bachelor of Business Administration (BBA)	185
Bachelor of Fine Arts (BFA)	1
Bachelor of Landscape Architecture (BLA)	1
Bachelor of Music Education (BMEd)	6
Bachelor of Science (BS)	766
Bachelor of Social Work (BSW)	6
Bachelor of University Studies - C2C (BUS)	19

*Graduate*

Master of Agribusiness Management (MABM)	4
Master of Agriculture (Mag)	3
Master of Arts (MA)	10
Master of Arts in Teaching (MAT)	6
Master of Arts in Teaching Middle (MAT-ML)	2
Master of Arts in Teaching Secondary (MAT-S)	15
Master of Arts in Teaching Special Education (MAT-X)	2
Master of Business Administration (MBA)	45
Master of Engineering (MENG)	5
Master of Professional Accountancy (MPA)	10
Master of Public Policy and Administration (MPPA)	9
Master of Science (MS)	193
Master of Science in Information Science (MSIS)	1
Master of Science in Instructional Technology (MSIT)	3
Specialist in Education (EdS)	7
Doctor of Education (EdD)	4
Doctor of Philosophy (PhD)	52

<i>Total Undergraduate Degrees</i>	<b>1,134</b>	
<i>Total Graduate Degrees</i>	<b>371</b>	
<i>Total Degrees</i>		<b>1,505</b>

**Mississippi University for Women**

*Undergraduate*

Bachelor of Applied Science (BAS)	11
Bachelor of Arts (BA)	8

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Bachelor of Business Administration (BBA)	14	
Bachelor of Fine Arts (BFA)	2	
Bachelor of Music (BM)	1	
Bachelor of Professional Studies (BPS)	2	
Bachelor of Science (BS)	43	
Bachelor of Science in Nursing (BSN)	38	
<i>Graduate</i>		
Master of Arts in Teaching (MAT)	1	
Master of Business Administration (MBA)	7	
Master of Education (MEd)	1	
Master of Public Health (MPH)	1	
<b>Total Undergraduate Degrees</b>		<b>119</b>
<b>Total Graduate Degrees</b>		<b>10</b>
<b>Total Degrees</b>		<b>129</b>

**Mississippi Valley State University**

<i>Undergraduate</i>		
Bachelor of Arts (BA)	20	
Bachelor of Science (BS)	39	
Bachelor of Social Work (BSW)	2	
<i>Graduate</i>		
Master of Arts (MA)	3	
Master of Science (MS)	13	
<b>Total Undergraduate Degrees</b>		<b>61</b>
<b>Total Graduate Degrees</b>		<b>16</b>
<b>Total Degrees</b>		<b>77</b>

**University of Mississippi**

<i>Undergraduate</i>		
Bachelor of Accountancy (BAccy)	10	
Bachelor of Arts (BA)	1	
Bachelor of Arts in Journalism (BAJ)	6	
Bachelor of Arts in Sport and Recreation Administration (BASRA)	2	
Bachelor of Business Administration (BBA)	90	
Bachelor of Science (BS)	53	
Bachelor of Science in Criminal Justice (BSCJ)	19	
Bachelor of Science in Exercise Science (BSES)	8	
Bachelor of Science in Law Studies (BSLS)	8	
<i>Graduate</i>		
Master of Accountancy (MAccy)	1	
Master of Accountancy and Data Analytics (MADA)	2	
Master of Arts (MA)	1	
Master of Education (MEd)	2	

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Master of Laws in Air and Space Law (LLM)	3	
Master of Science (MS)	5	
Master of Science in Exercise Science (MSES)	1	
Master of Social Work (MSW)	3	
Doctor of Education (EdD)	2	
Doctor of Philosophy (PhD)	17	
<b><i>Total Undergraduate Degrees</i></b>		<b>197</b>
<b><i>Total Graduate Degrees</i></b>		<b>37</b>
<b><i>Total Degrees</i></b>		<b>234</b>

**University of Mississippi Medical Center**

<i>Undergraduate</i>		
Bachelor of Science (BS)	1	
Bachelor of Science in Nursing (BSN)	87	
<i>Graduate</i>		
Master of Science (MS)	28	
Master of Science in Nursing (MSN)	21	
Doctor of Medicine (MD)	6	
Doctor of Nursing Practice (DNP)	4	
Doctor of Philosophy (PhD)	10	
<b><i>Total Undergraduate Degrees</i></b>		<b>88</b>
<b><i>Total Graduate Degrees</i></b>		<b>69</b>
<b><i>Total Degrees</i></b>		<b>157</b>

**University of Southern Mississippi**

<i>Undergraduate</i>		
Bachelor of Applied Science (BAS)	49	
Bachelor of Arts (BA)	89	
Bachelor of Fine Arts (BFA)	4	
Bachelor of Interdisciplinary Studies (BIS)	2	
Bachelor of Liberal Studies (BLS)	23	
Bachelor of Music (BM)	4	
Bachelor of Music Education (BMed)	11	
Bachelor of Science (BS)	418	
Bachelor of Science in Business Administration (BSBA)	188	
Bachelor of Science in Nursing (BSN)	69	
Bachelor of Social Work (BSW)	33	
Bachelor of University Studies - C2C (BUS)	13	
<i>Graduate</i>		
Master of Arts (MA)	10	
Master of Arts in Teaching of Languages (MATL)	5	
Master of Business Administration (MBA)	37	
Master of Education (MEd)	29	

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Master of Library and Information Science (MLIS)	46		
Master of Music (MM)	1		
Master of Music Education (MMEd)	1		
Master of Professional Accountancy (MPA)	6		
Master of Public Health (MPH)	26		
Master of Science (MS)	76		
Specialist in Education (EdS)	6		
Doctor of Education (EdD)	32		
Doctor of Musical Arts (DMA)	2		
Doctor of Nursing Practice (DNP)	35		
Doctor of Philosophy (PhD)	33		
<b><i>Total Undergraduate Degrees</i></b>		<b>903</b>	
<b><i>Total Graduate Degrees</i></b>		<b>345</b>	
<b><i>Total Degrees</i></b>			<b>1,248</b>
<b><i>System Total Undergraduate Degrees</i></b>		<b>3,194</b>	
<b><i>System Total Graduate Degrees</i></b>		<b>1,246</b>	
<b><i>System Total Degrees</i></b>			<b>4,440</b>

\*Note: The system total for fall 2024 represents a decrease of 178 from fall 2023’s total of 4,618.

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

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1. **ASU – REQUEST FOR APPROVAL TO ENTER INTO A SPONSORSHIP AGREEMENT WITH COCA-COLA BOTTLING COMPANY UNITED – GULF COAST, LLC**

**Agenda Item Request:** Alcorn State University requests retroactive approval to enter into a five-year sponsorship agreement with the **Coca-Cola Bottling Company United – Gulf Coast, LLC**, for the exclusive right to supply beverages for sale and/or sampling at ASU, to market and associate beverages with the university and to promote their consumption and sale generally and on the campus.

**Contractor’s Legal Name:** **Coca-Cola Bottling Company United – Gulf Coast, LLC.**

**History of Contract:** The relationship between Alcorn State University and Coca-Cola Bottling Company United -- Gulf Coast, LLC has a long-standing history. In August 2013, the Board approved the original contract, establishing the initial partnership between ASU and Coca-Cola. On May 27, 2021, Amendment No. 1 was executed, extending the terms of the original contract to July 31, 2024. This amendment was signed in response to the challenges posed by the COVID-19 pandemic, ensuring continuity of service during uncertain times. During the period 2021-2024, both parties continued to honor the terms of the agreement, with Coca-Cola providing beverages and sponsorship support to the university. In March 2024, ASU conducted a competitive RFP process to select a qualified contractor for pouring rights beyond the July 31, 2024 expiration date of the current agreement. On August 1, 2024, the proposed new agreement was set to take effect, continuing and expanding upon the successful partnership between ASU and Coca-Cola Bottling Company United -- Gulf Coast, LLC.

**Specific Type of Contract:** Revenue Contract with Coca-Cola Bottling Company United – Gulf Coast, LLC. for exclusive pouring rights of the campus.

**Purpose:** The purpose of the agreement is to provide contractual terms for sponsorship and exclusive pouring rights for the university.

**Scope of Work:** The Scope of work remains unchanged from the original 2013 contract.

**Term of Contract:** This Agreement is effective July 1, 2024, and continues, unless sooner terminated in accordance with Section 1 of the Agreement, until June 30, 2029.

**Contract Amount:** This is a revenue-generating agreement for the university. The guaranteed minimum revenue over the five-year term is \$550,000, which includes:

A one-time Up-front Marketing Fee of \$50,000; Annual Sponsorship Fees of \$100,000 per year, totaling \$500,000 over five years.

In addition to this guaranteed revenue, the university will receive:

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Annual benefits with an estimated retail value of \$28,500 per year (\$142,500 over five years), including marketing experiences, and complimentary products.

One-time or as-needed benefits, including \$10,000 for campus ambassador programs, up to \$100,000 in Scoreboard Funding, and an estimated \$12,000 in Equipment Upgrades in Year 2.

Various annual funds totaling up to \$24,000 per year (\$120,000 over five years) for marketing, recycling, co-branding, sampling activation, student development, and multicultural programs.

Commissions on vending sales at a rate of 30% for most products.

The total estimated value of the agreement, excluding vending commissions, is approximately \$934,500 over five years. The actual value may be higher depending on the utilization of various funds and the volume of vending sales.

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

**Termination Options:** The agreement provides flexibility for both parties to terminate under specific circumstances. Either party may terminate the agreement with 45 days' written notice if the other party breaches any material term or fails to cure such breach within the notice period. The University has the right to terminate if Coca-Cola fails to make required payments. Coca-Cola may terminate if the University's rights to grant promotional or beverage availability expire or are revoked.

Additionally, Coca-Cola has the option to terminate or adjust the agreement in response to significant changes in campus operations or product sales. These include prolonged campus closures (120 days or more), substantial decreases in product sales (10% or more), significant reductions in student enrollment (25% or more), or major disruptions to athletic events. For shorter disruptions (30-120 days), Coca-Cola may extend the term of the agreement to compensate for the affected period.

**Contractor Selection Process:** ASU conducted a competitive RFP process in March 2024 to select a qualified contractor for pouring rights. After evaluating all proposals, Coca-Cola Bottling Company United – Gulf Coast, LLC. was selected.

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

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2. **ASU – REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH EAB GLOBAL, INCORPORATED**

**Agenda Item Request:** Alcorn State University (ASU) requests approval to enter into a services agreement with **EAB Global, Incorporated (EAB)**. The services rendered by EAB is for its Navigate 360 platform. The Navigate 360 platform will be used by ASU for retention, recruiting and empowering students, all of which are in alignment with ASU's strategic goals surrounding student success and institutional strategies implemented through innovative processes.

Additionally, ASU request prepayment for the first year of services and the one-time implementation fee. This prepayment is essential to initiate and maintain uninterrupted access to the Navigate platform and associated services for the benefit of our students and institution. The prepayment amount requested is \$163,200, which includes the Annual Program Fees for Year 1 (November 30, 2024 - November 29, 2025) of \$121,700 and the one-time Implementation Fee of \$41,500.

**Contractor's Legal Name: EAB Global, Incorporated**

**History of Contract:** This is a new contract with EAB for the Navigate 360 platform.

**Specific Type of Contract:** This is a new multi-year service agreement.

**Purpose:** The purpose of the contract is to engage EAB Global, Inc. in providing Alcorn State University with a comprehensive student success platform and related services through their Navigate program. This agreement aims to enhance student support by implementing advanced tools and analytics to better track, engage, and support Alcorn State's undergraduate student population throughout their academic journey. By leveraging EAB's predictive analytics and best practices, the university seeks to improve retention and graduation rates, identifying at-risk students early and implementing targeted interventions. The contract will enable Alcorn State to streamline administrative processes by integrating EAB's platform with existing systems, creating a more efficient technological ecosystem for staff and faculty. Additionally, the agreement will boost recruitment efforts through specialized tools, allowing the university to attract and enroll prospective students more effectively. By partnering with EAB, Alcorn State will gain access to extensive expertise and research in higher education, fostering data-informed decision making across the institution.

**Scope of Work:** EAB Global, Inc. will provide Alcorn State University with access to the Navigate platform and related services for a term of four years. The scope of work includes implementation of the Navigate Core Platform, tailored to Alcorn State University's needs and existing systems, including initial setup, configuration, and integration with the university's current technological infrastructure. EAB will provide Historic and Predictive



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Analytics tools, enabling the university to analyze student data, identify trends, and predict potential challenges in student success and retention. The Student Engagement Hub will be deployed to facilitate improved communication between the university and its students, providing easier access to resources and support services. EAB will integrate the Navigate platform with Alcorn State's Learning Management System (LMS) to ensure seamless data flow and a cohesive user experience. The scope also includes implementation of Navigate for Recruitment Success tools to enhance the university's ability to attract, engage, and enroll prospective students. EAB will provide ongoing administrative support and regular travel arrangements for on-site assistance and training as needed. Alcorn State will have access to EAB's research, best practices, and expertise in higher education student success strategies. The agreement covers regular updates and maintenance of the Navigate platform to ensure optimal performance and security, as well as training for Alcorn State University staff and faculty on the effective use of the platform and its various tools. EAB will provide analytics and reporting capabilities to support data-driven decision-making across the institution, along with ongoing technical support for the duration of the contract period.

**Term of Contract:** The contract is for 4 years with a start date of November 30, 2024, and end date of November 29, 2028.

**Contract Amount:** The total contract cost is \$564,492, which includes an implementation fee of \$41,500. The annual program costs are as follows: program term 1 - \$121,700; program term 2 - \$127,535; program term 3 - \$133,622; and program term 4 - \$140,095 totaling \$522,992. Payment will be issued annually per the program term amount and 30 days of the invoice date.

**Funding Source for Contract:** The contract is being funded by Title III funds.

**Termination Options:** Alcorn State University has the option to discontinue the Program(s) at the end of each Program Term Year, which is referred to as an "Early Termination Date." To exercise this option, the University must provide written notice of its intent to terminate the Program(s) no fewer than 90 days prior to the Early Termination Date. If such notice is given, services will cease on the Early Termination Date, and the University will not owe the annual Program fee(s) for the period after the Early Termination Date.

Additionally, the Master Agreement provides general termination rights in case of material breach. Either party may terminate the relevant Order Form if the other party materially breaches any obligation, representation, or warranty under the Agreement, provided that such breach is not cured within sixty (60) days of receipt of a written notice from the non-breaching party.

There's also a provision for termination in case of bankruptcy or insolvency. If either party files for bankruptcy or insolvency, has an involuntary petition filed against it, commences an action providing for relief under bankruptcy laws, or files for the appointment of a

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receiver, the other party may terminate the Agreement upon written notice if such petition, action, or filing is not dismissed within sixty (60) days.

**Contractor Selection Process:** The selection of EAB Global, Inc. as the service provider for Alcorn State University's student success platform was conducted through a transparent procurement process. The university initiated a formal Request for Proposal (RFP) process, inviting qualified vendors to submit bids for the provision of a comprehensive student success and engagement solution. The RFP was widely distributed to ensure a competitive bidding environment and to attract a diverse range of potential service providers.

Following the submission deadline, a panel of reviewers was assembled to evaluate the proposals. This panel consisted of key stakeholders from various departments within the university, including representatives from academic affairs, student services, information technology, and administration. Each proposal was carefully assessed based on predetermined criteria, which included factors such as technological capabilities, alignment with university goals, implementation strategy, ongoing support, cost-effectiveness, and the vendor's track record in higher education.

After thorough evaluation and deliberation, the review panel unanimously selected EAB Global, Inc.'s Navigate program as the best option for Alcorn State University. While they were not the lowest bidder, they were selected as the best price bidder because they were able to meet all the specifications. The decision was based on EAB's comprehensive solution, which closely aligned with the university's needs and strategic objectives.

**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. DSU- REQUEST FOR APPROVAL TO PURCHASE AN AGRICULTURAL FLIGHT SIMULATOR WITH CATI TRAINING SYSTEMS**

**Agenda Item Request:** Purchase of agricultural aviation flight simulator

**Contractor's Legal Name:** CATI Training Systems

**History of Contract:** No previous contract has been entered into by Delta State University.

**Specific Type of Contract:** Purchase

**Purpose:** The purpose of this purchase is to provide an agricultural aviation flight simulator to the Aviation Department at Delta State University. This first of its kind flight simulator will be used in the Agricultural Aviation Program at DSU to train pilots on the proper flight of crop duster aircraft.

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**Scope of Work:** CATI will provide and install a Cockpit Academic Procedural Tool Enhanced Visual Control System (CAPTE-VCS) series of training device for the proper training on flight and instrumentation of the Air Tractor 802 Aircraft. Avionics/navigation/instrumentation and guidance systems of the Air Tractor 802 will be installed to allow students to acclimate and master the system prior to actual flight of the aircraft.

**Term of Contract:** CATI will deliver the training system within 18 months of the award.

**Termination Options:** N/A

**Contract Amount:** \$1,993,630

**Funding Source for Contract:** Federal Grant Appropriation (P116Z240023) of \$1,000,000 and SB 3006 Commercial Aviation Appropriation

**Contractor Selection Process:** Delta State University in conjunction with the Mississippi Department of Finance and Administration released a bid for the procurement of the flight training system in July 2024. The bid was advertised through the MAGIC system as well as advertised in the newspaper and on the DFA and DSU websites. Even though Delta State contracted two vendors that were qualified to bid, Delta State only received one bid for the flight training system. Although the system is not a sole source system, the nature and complexity of the system does limit the market of individuals that could respond. The Mississippi Department of Finance and Administration did confirm that this was not a sole source item and that the bid selection did conform to their procurement procedures.

**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 CONTRACTUAL SERVICES AGREEMENT WITH ELSEVIER B.V.**

**Agenda Item Request:** Per Section 707.01 of the IHL Board Policies and Bylaws, Mississippi State University, University of Mississippi, University of Mississippi Medical Center, and University of Southern Mississippi (collectively, the “Consortium”) jointly seek approval to enter into a Master Subscription Agreement with **Elsevier B.V.** (“Elsevier”) effective January 1, 2025. Pursuant to Section 707.03 of the IHL Board Policies and Bylaws, the Consortium members also request approval to prepay for services under the agreement.

**Contractor’s Legal Name:** Elsevier B.V.

**History of Contract:** The Consortium members have previously had individual multiyear journal subscriptions with Elsevier. As a cost savings measure, the Consortium and Elsevier concluded that a collective agreement was in the Consortium’s best interest, so a consortia agreement was entered into from 2021 to 2024. That consortia agreement was a

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success, and the Consortium members chose to continue with a similar structure for a new agreement term.

The terms and conditions of this contract were negotiated as a collaborative endeavor led by the Deans of Libraries from Mississippi State University, University of Mississippi, University of Mississippi Medical Center and the University of Southern Mississippi. The Order Authorization Form for each institution will state the content and products licensed to that institution.

**Specific Type of Contract:** This is a Master Subscription Agreement to establish access to electronic journals and provide open access publishing to corresponding authors at the contract partner institutions.

**Purpose:** The purpose of the agreement is to license access to the content of electronic journals on the Elsevier ScienceDirect platform accessed by students, faculty, and researchers affiliated with the Consortium members sharing the cost and access to these journals. The transformative read and publish agreement also allows corresponding authors to publish open access in core hybrid journals with no article processing charges. The content of these journals is not available for electronic access from any other vendor.

**Scope of Work:** Elsevier will provide all faculty, staff, and students access to over 227 subscribed titles, 45 premium journal titles including the Cell Press, Clinics, and Seminars Collections, and the Freedom Collection which provides access to approximately 1,705 titles. During the license term, patrons will have access to the current electronic file and retrospective content back to 2020. This agreement also enables corresponding authors to publish open access in Elsevier's core hybrid journals. Articles are immediately available to the public (no embargo period), including in a repository. Authors choosing the open access option will be able to retain copyright and choose a CC reuse license. The annual article allowance is based on 2023 output and increases by 3% annually for the life of the contract. The agreement provides terms where Elsevier will provide continuous electronic access to content purchased and will also provide access to usage data for analysis by librarians/administrators. The Universities' obligations under this contract are to provide secure access to the content to authorized users through authentication measures and to protect the content from unauthorized users. The Universities are under obligation to report known unauthorized access and to investigate and disable access to unauthorized users if notified by Elsevier of a suspected breach.

**Term of Contract:** The term of the agreement is four years, from January 1, 2025, to December 31, 2028. Section 5.2 of the agreement provides for a additional one-year renewal terms.

**Termination Options:** Each Institution as well as Elsevier may terminate this Agreement upon prior written notice (a) in the event of a material breach or persistent non-material breaches by a Party's obligations under this Agreement and the party said to be in breach fails to cure the breach within thirty (30) days after receipt of the notice of breach. Should an Institution terminate the Agreement it will have no impact to the terms for the remaining Institutions.

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Early Termination Due to Insufficient Budgetary Allotment from Government:

Each Institution may terminate this Agreement upon thirty (30) days’ notice given by the Institution to Elsevier if sufficient funds are not provided, allocated or allotted in future government-approved budgets of the Institution (or reasonably available or expected to become available from other sources at the time that Institution’s payment obligation attaches) to permit the Institution, in the exercise of its reasonable administrative discretion, to continue this Agreement. Should an Institution terminate the Agreement based on this clause, it will have no impact to the terms for the remaining Institutions.

**Contract Amount:**

<b>Institution</b>	<b>2025</b>	<b>2026</b>	<b>2027</b>	<b>2028</b>
Mississippi State University	\$1,452,666.66	\$1,573,519.99	\$1,604,990.39	\$1,637,090.20
University of Mississippi	\$1,087,201.68	\$1,108,945.71	\$1,131,124.63	\$1,153,747.12
University of Mississippi Medical Center	\$988,723.64	\$1,008,498.11	\$1,028,668.07	\$1,049,241.43
University of Southern Mississippi	\$439,030.37	\$447,810.98	\$456,767.20	\$465,902.54
<b>Total</b>	<b>\$3,967,622.35</b>	<b>\$4,138,774.79</b>	<b>\$4,221,550.29</b>	<b>\$4,305,981.29</b>

Minor changes in the selected titles could occur that could slightly change the monetary value of the contract.

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

**Contractor Selection Process:** The Dean of Libraries at Mississippi State University, University of Mississippi, University of Mississippi Medical Center and the University of Southern Mississippi jointly negotiated this contract to leverage better terms/conditions. The institutions have a shared title list, with an allotment of the spend for each institution contributing to the overall title list. The overall contributed spend will differ by institution based on prior contract costs. The new contract helped control annual inflation costs to

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each institution by locking in 2% annual inflation rates, and provides for open access publishing in core hybrid journals with the annual article allowance increasing by 3% each year. The contractor was selected because Elsevier, B.V. is a proprietary provider of the content. No other vendor offers the content.

**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 A CONTRACTUAL SERVICES AGREEMENT WITH INDI-BEL, INC.**

**Agenda Item Request:** Per Section 707.01 of the IHL Board Policies and Bylaws, MSU is requesting approval to enter a contract with **Indi-Bel, Inc.** to purchase 28% Regular Floating Fish Feed.

**Contractor's Legal Name:** Indi-Bel, Inc.

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

**Specific Type of Contract:** Purchase agreement

**Purpose:** The purpose of this master agreement is to allow MSU to purchase fish feed by MSU Delta Research and Extension Center located in Stoneville, MS for the purpose of conducting catfish research.

**Scope of Work:** Indi-Bel, Inc. will deliver to MSU- DREC in Stoneville, MS 28% Regular Floating Fish Feed as needed. MSU-DREC anticipates that it will need to order between 2,000 and 3,000 tons per year.

**Term of Contract:** The agreement between MSU and Indi-Bel, Inc. will be in effect from January 1, 2025 through December 31, 2025 with the option to renew for up to 2 additional 1-year periods upon the written approval of both parties.

**Termination Options:** MSU may terminate the agreement by providing written notice to Indi-Bel, Inc. and paying current amounts owed under the agreement.

**Contract Amount:** MSU will pay \$485 per ton plus freight. The total amount spent shall not exceed \$3,000,000 including freight costs for the life of the Contract including both the initial and any additional 1-year terms.

**Funding Source for Contract:** The contract is being funded through a grant from the United States Department of Agriculture. MSU has confirmed that the contract is in compliance with the terms of that grant and is otherwise legally permissible.

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**Contractor Selection Process:** MSU issued RFP No. 23-21/RFX#3160005697 and Indi-Bel, Inc. was the only vendor that provided a response.

**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 EXTEND THE LAUNDRY ROOM LAUNDRY SERVICE AND MAINTENANCE AGREEMENT WITH CALDWELL AND GREGORY, LLC**

**Agenda Item Request:** Mississippi Valley State University requests approval to extend the laundry room service and maintenance agreement with **Caldwell and Gregory, LLC**.

**Contractor’s Legal Name:** Caldwell and Gregory, LLC

**History of Contract:** MVSU entered into an agreement with Caldwell and Gregory, LLC that began on October 25, 2010. The agreement was amended and extended on October 25, 2019, and will expire on December 31, 2024. This Laundry Agreement Extension shall serve to extend the agreement to December 31, 2026.

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

**Purpose:** The purpose of this agreement is to provide laundry services and maintenance of equipment.

**Scope of Work:** Caldwell & Gregory, LLC agrees to maintain and service washing, drying, and laundry equipment with the premises. Caldwell & Gregory agrees to service the equipment and keep it in repair at Caldwell & Gregory’s expense during the term of the agreement.

**Term of Contract:** Start Date: 1/1/2025 End Date: 12/31/2026

**Contract Amount:** The total contract cost is \$70,660.00.

**Funding Source for Contract:** The contract will be funded by E&G funds.

**Termination Options:**

The agreement may be terminated for the following:

- MVSU and Caldwell & Gregory, LLC mutually agree to terminate the agreement; and
- If either party fails to comply with the terms and conditions of this agreement and that breach continues for thirty (30) days after the defaulting party receives a written notice from the other party, then the non-defaulting party has the right to terminate this agreement.

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**Contractor Selection Process:** The original agreement commenced in 2010. Since that time, Caldwell & Gregory, LLC has provided exceptional service to MVSU.

**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. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A NEW AGREEMENT FOR PHYSICIAN LOCUM TENENS COVERAGE WITH CHG COMPANIES INC. DBA COMPHEALTH AND ITS AFFILIATES, WEATHERBY LOCUMS, INC. AND GMS MEDICAL STAFFING, INC. (TENENS COVERAGE IN JACKSON AND OTHER UMMC LOCATIONS)**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a new Agreement for Physician Locum Tenens Coverage with **CHG Companies, Inc.** which includes its affiliates Weatherby Locums Inc and GMS Medical Staffing Inc. (CHG Companies) to provide temporary physician coverage on UMMC’s main campus in Jackson and other UMMC locations as needed, excluding its Grenada and Holmes County facilities which are covered under a separate agreement.

**Contractor’s Legal Name:** **CHG Companies, Inc. d/b/a CompHealth and its affiliates, Weatherby Locums, Inc. and GMS Medical Staffing, Inc.**

**History of Contract:** On November 18, 2021, the Board approved an Agreement for Physician Locums Tenens Coverage with CHG Companies, Inc. with a term of three (3) years to provide temporary physician coverage on UMMC’s main campus in Jackson, as needed. On June 16, 2022, the Board approved an amendment to add CHG Medical Staffing, Inc. as a party to the agreement and add advanced practice healthcare professional coverage. The agreement expires on November 30, 2024.

**Specific Type of Contract:** This is a new Agreement for Physician Locum Tenens Coverage.

**Purpose:** The purpose of this agreement is to secure temporary physician coverage as needed on UMMC’s main campus in Jackson, Mississippi, as well as other UMMC locations, excluding its Grenada and Holmes County facilities which are covered under a separate agreement.

**Scope of Work:** Under this agreement, CHG Companies will:

- present physicians to UMMC for consideration for coverage as requested;
- confirm the requested assignment in writing that will include the name of physician, specialty of physician, the dates and location of the assignment, the fees associated with the assignment, and any applicable physician buyout fee;
- provide compensation directly to the physician assigned to UMMC;



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- ensure physicians providing coverage are appropriately licensed; and
- direct physicians to promptly complete chart documentation.

Under this agreement, UMMC will:

- provide a practice description for the assignment being requested;
- maintain facilities, equipment, practice methods and environment, protocols, staffing levels, privileging and related matters; and
- provide each physician with reasonably maintained and usual and customary equipment and supplies, and a suitable practice environment to complete physician's privileges prior to the assigned start date of physician.

**Term of Contract:** The term of the agreement is three (3) years beginning December 1, 2024, through November 30, 2027.

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

- either party may terminate the agreement upon thirty (30) days' prior written notice;
- by CHG Companies, immediately, if UMMC fails to make timely payment or materially breaches the agreement;
- by UMMC, immediately, if CHG Companies materially breaches the agreement; and
- by the other party in the event an investigation of a party is initiated by any state or federal government agency.

**Contract Amount:** The total estimated cost of the agreement over the three (3) year term is \$6,600,000.00. Beginning in year two (2), UMMC has added a thirty-five percent (35%) increase each year for potential volume increases.

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

**Contractor Selection Process:** CHG Companies is currently a contracted vendor with UMMC and is able to provide the varying degrees of specialties needed by UMMC at any given 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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**8. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A NEW AGREEMENT FOR PHYSICIAN LOCUM TENENS COVERAGE WITH CHG COMPANIES INC. DBA COMPHEALTH AND ITS AFFILIATES, WEATHERBY LOCUMS, INC. AND GMS MEDICAL STAFFING, INC. (TENENS COVERAGE IN GRENADA AND HOLMES COUNTY)**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a new Agreement for Physician Locum Tenens Coverage with **CHG Companies, Inc.** which includes its affiliates Weatherby Locums Inc and GMS Medical Staffing Inc. (CHG Companies) to provide temporary physician coverage at UMMC’s Grenada and Holmes County facilities, as needed.

**Contractor’s Legal Name:** **CHG Companies, Inc. d/b/a CompHealth and its affiliates, Weatherby Locums, Inc. and GMS Medical Staffing, Inc.**

**History of Contract:** On November 18, 2021, the Board approved an Agreement for Physician Locums Tenens Coverage with CHG Companies, Inc. with a term of three (3) years to provide temporary physician coverage at UMMC’s Grenada and Holmes County facilities, as needed. The agreement expires on November 30, 2024.

**Specific Type of Contract:** This is a new Agreement for Physician Locum Tenens Coverage.

**Purpose:** The purpose of this agreement is to secure temporary physician coverage as needed at UMMC’s Grenada and Holmes County facilities.

**Scope of Work:** Under this agreement, CHG Companies will:

- present physicians to UMMC for consideration for coverage as requested;
- confirm the requested assignment in writing that will include the name of physician, specialty of physician, the dates and location of the assignment, the fees associated with the assignment, and any applicable physician buyout fee;
- provide compensation directly to the physician assigned to UMMC;
- ensure physicians providing coverage are appropriately licensed; and
- direct physicians to promptly complete chart documentation.

Under this agreement, UMMC will:

- provide a practice description for the assignment being requested;
- maintain facilities, equipment, practice methods and environment, protocols, staffing levels, privileging and related matters; and
- provide each physician with reasonably maintained and usual and customary equipment and supplies, and a suitable practice environment to complete physician’s privileges prior to the assigned start date of physician.

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**Term of Contract:** The term of the agreement is three (3) years beginning December 1, 2024, through November 30, 2027.

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

- either party may terminate the agreement upon thirty (30) days' prior written notice;
- by CHG Companies, immediately, if UMMC fails to make timely payment or materially breaches the agreement;
- by UMMC, immediately, if CHG Companies materially breaches the agreement; and
- by the other party in the event an investigation of a party is initiated by any state or federal government agency.

**Contract Amount:** The total estimated cost of the agreement over the three (3) year term is \$5,050,000.00. Beginning in year two (2), UMMC has included an additional thirty-five percent (35%) per year for potential volume increases.

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

**Contractor Selection Process:** CHG Companies is currently a contracted vendor with UMMC and is able to provide the varying degrees of specialties needed by UMMC at any given 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.

9. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO AN END USER AGREEMENT AND DATA PROCESSING ADDENDUM WITH CLOUD SOFTWARE GROUP, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a new End User Agreement and Data Processing Addendum with **Cloud Software Group, Inc. (CSG)** for the license of the Citrix software virtualization platform used to securely deliver software and applications via the internet for software virtualization to authorized UMMC users. Through the Citrix platform, UMMC can securely deliver software and applications to individual computers. With the Citrix platform being bi-directional, authorized users can remotely login and access software and applications on UMMC servers.

**Contractor's Legal Name:** Cloud Software Group, Inc.

**History of Contract:** On December 20, 2018, the IHL approved the Educational License Agreement with Citrix Systems, Inc for a hybrid model for software, maintenance and

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technical support for UMMC's existing on-premise Citrix XenDesktop infrastructure. On June 20, 2019, the IHL approved Amendment 1 to Educational License Agreement to purchase additional software licenses. On November 18, 2021, the IHL approved Amendment 2 to the Educational License Agreement to extend the term for three (3) additional years. On May 20, 2022, UMMC received notification that the Commissioner delegated authority to UMMC to enter agreements with an aggregate total expenditure of less than \$3,500,000.00 as defined in section 707.01 of the IHL Policies and Bylaws, as amended. Through its delegated authority, in April of 2023, UMMC entered into Amendment 3 to purchase additional licensed products and to extend the term of the agreement to December 19, 2024. After being acquired by Vista Equity Partners and Evergreen Coast Capital Corporation in September, 2022, Citrix Systems, Inc. merged with TIBCP Software to form Cloud Software Group, Inc. This is a new agreement for the Citrix platform license. UMMC utilizes the Citrix platform to securely deliver software and applications bi-directionally from UMMC servers to individual computers.

**Specific Type of Contract:** This is a new End User Agreement and Data Processing Addendum.

**Purpose:** The purpose of the agreement is for the license of the Citrix software virtualization platform used to securely deliver software and applications across all UMMC campuses from localized servers via the internet.

**Scope of Work:** Under this agreement, CSG will provide:

- licensing for concurrent users;
- cloud services;
- hardware for use of the software;
- consulting services;
- software support and maintenance; and
- education services and/or courseware.

**Term of Contract:** The term of the agreement is three (3) years, from December 20, 2024 through December 19, 2027.

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

- either party may terminate the agreement for breach of material terms and conditions if such breach is not cured within thirty (30) days of receipt of written notice from the non-breaching party;
- either party may terminate the agreement if the other party becomes insolvent or bankrupt, liquidated or is dissolved, or ceases substantially all of its business;
- CSG may terminate the agreement immediately if UMMC materially breaches the contractual obligations regarding specific product and business terms, intellectual property rights, or export restrictions;
- UMMC may terminate the agreement due to non-appropriation of funds; and

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- CSG may terminate the agreement if UMMC’s use of any of the products results in an infringement claim with a third-party.

**Contract Amount:** The total estimated cost of the agreement over the three (3) year term is \$4,220,000.00.

**Funding Source for Contract:** This agreement is funded by general funds.

**Contractor Selection Process:** CSG provides the platform licensing through its authorized reseller MoreDirect, Inc. d/b/a Connection, which is an approved vendor contracted with Vanderbilt Health Purchasing Collaborative, LLC, one of UMMC’s group purchasing organizations (GPO) pursuant to Miss. Code Ann. 31-7-3(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.

**10. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A NEW PRICING AGREEMENT WITH REBATE WITH EDWARDS LIFESCIENCES LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a new Pricing Agreement with Rebate with **Edwards Lifesciences LLC** (Edwards) for the purchase of transcatheter aortic valve replacement (TAVR) products and to earn rebates based on the volume of TAVR purchases. TAVR devices are used in UMMC’s Adult Catheterization Lab to repair or replace the aortic valve in a patient’s heart when their aortic valve is not functioning properly. 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:** Edwards Lifesciences LLC

**History of Contract:** On November 21, 2019, the Board approved a Pricing Agreement with Rebate for the purchase of TAVR products and to earn rebates for a term of five (5) years with a total estimated cost of \$11,830,000.00. The agreement expires on November 30, 2024.

**Specific Type of Contract:** This is a Pricing Agreement with Rebate.

**Purpose:** The purpose of this Agreement is to purchase TAVR products and earn rebates based on the volume of TAVR purchases. TAVR devices are used in UMMC’s Adult Catheterization Lab to repair or replace the aortic valve in a patient’s heart when their aortic valve is not functioning properly. The valves included in the Agreement allow physicians to utilize a transfemoral or a transapical approach for placement, which utilizes a specialized catheter to place the valve versus traditional open-heart valve replacement.

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As such, physicians are able to replace valves in patients without traditional open-heart valve replacement procedures.

**Scope of Work:** Under the Agreement, Edwards will provide products to UMMC as needed and pay to UMMC rebates based on the volume TAVR purchases on both a quarterly and annual basis.

**Term of Contract:** The term of the agreement is five (5) years beginning December 1, 2024, through November 30, 2029.

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

- by either party, with or without cause, with at least 60 days prior written notice to the other party;
- by Edwards, if UMMC delays undisputed payment beyond forty-five (45) days of receipt of Edwards' invoice or fails to pay any sum owed by UMMC to Edwards;
- by UMMC, if Edwards breaches its representations regarding ability to participate in Federal Healthcare Programs or any state healthcare programs;
- by either party, if a change in law results in an adverse consequence and the parties are unable to renegotiate terms; and
- by UMMC, in the event of any delay in shipment of products in excess of thirty (30) days for which Edwards is responsible.

**Contract Amount:** The total estimated cost of the agreement over the five (5) year term is \$10,500,000.00. Beginning in Year 2, UMMC has included funds for a projected fifteen percent (15%) annual growth in volume.

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

**Contractor Selection Process:** The TAVR products qualify as clinical commodities under Miss Code Ann. §31-7-1, which are exempted from procurement requirements under §31-7-13.

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

**11. UMMC – REQUEST FOR APPROVAL TO AMEND THE LICENSE AND SUPPORT AGREEMENT WITH EPIC SYSTEMS CORPORATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into Amendment No. 37 to the License and Support Agreement with **Epic Systems Corporation** (Epic) to add the Care Management & Value-Based Care

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Module to the current list of licensed program property. The Care Management & Value-Based Module will provide care coordination for patient populations.

**Contractor's Legal Name: Epic Systems Corporation**

**History of Contract:** On August 19, 2010, the Board approved the original License and Support Agreement with Epic for licensing and support of UMMC's electronic health record. The agreement subsequently has been amended upon Board approval. A complete history of the Epic contract is on file at the Board office.

**Specific Type of Contract:** This is Amendment No. 37 to the License and Support Agreement.

**Purpose:** The purpose of Amendment No. 37 is to add the Care Management & Value-Based Care Module to the current list of licensed program property. Care Management & Value-Based Care Module works to increase patient care coordination for patient populations.

**Scope of Work:** Under the amendment, Epic will provide the following:

- the software license and support for the license program property under the current agreement; and
- ongoing maintenance and support for the licenses.

**Term of Contract:** The term of the amended agreement is nineteen (19) years from August 23, 2010, through August 22, 2029. The term of Amendment No. 37 will begin upon execution and end conterminously with the agreement on August 22, 2029.

**Termination Options:** The License and Support Agreement may be terminated as follows:

- upon ninety (90) days' notice prior to the end of an annual term;
- breach due to failure of system to operate properly after warranty, provided a forty-five (45) day warranty period is allowed for Epic to cure such breach;
- upon notice of infringement claim against Epic, if Epic is unable to modify the infringing program property or to provide UMMC with an appropriate replacement program;
- upon bankruptcy, insolvency and the like;
- upon material breach of the agreement after the breaching party has been allowed sixty (60) days to cure the breach after receiving written notice of the breach.

**Contract Amount:** The current approved amount of the agreement is \$163,309,378.00. The estimated total cost for Amendment 37 is \$478,000.00. The cost of Amendment 37 will not increase the total cost of the agreement as the amount was accounted for under Amendment 36. The total cost of the agreement remains \$163,309,378.00.

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**Funding Source for Contract:** This agreement is funded by general funds.

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

**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 ENTER INTO A TRANSACTION AGREEMENT 2 WITH INTUITIVE SURGICAL, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Transaction Agreement 2 with **Intuitive Surgical, Inc.** (Intuitive) which details the terms of use for a new da Vinci® 5 Single Console System similar to the da Vinci® XI robots which UMMC currently uses, the da Vinci® 5 allows physicians to perform minimally invasive procedures such as hepatobiliary, lobectomy, and thoracic procedures and decreases the length of stay for each. In addition, da Vinci 5 also allows benchmark feed back to the surgeons based on surgeries performed by other surgeons around the country; it also has a smaller footprint and is more efficient than the XI robot, allowing procedures to be completed in a shorter amount of time.

**Contractor’s Legal Name:** Intuitive Surgical, Inc.

**History of Contract:** This is a new Transaction Agreement 2 with Intuitive that details the terms of use for a new da Vinci® 5 Single Console System which allows physicians to perform minimally invasive procedures such as hepatobiliary, lobectomy, and thoracic procedures and decreases the length of stay for each. UMMC currently uses the da Vinci® XI robots, but the da Vinci® 5 has additional features not currently available on the da Vinci® XI robots in use at UMMC.

On October 2, 2024, UMMC executed a ULSA which establishes the general business and legal terms needed for the placement, use, service, delivery, digital products, software license, and documentation needed to operate various Intuitive Surgical Systems described and accessed through future Transaction Agreements between the parties. The ULSA is incorporated into each Transaction agreement which is treated as a separate, standalone agreement.

**Specific Type of Contract:** This is a new Transaction Agreement 2.

**Purpose:** the purpose of the agreement is to detail the terms of use for a new da Vinci® 5 Single Console System which allows physicians to perform minimally invasive procedures such as hepatobiliary, lobectomy, and thoracic procedures and decreases the length of stay for each.



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**Scope of Work:** Under the Agreement, Intuitive will provide one (1) da Vinci® 5 Single Console System, software license, service, and training for the system.

**Term of Contract:** The term of the Agreement is approximately seven (7) years, from December 1, 2024 through November 31, 2031. The term of the Agreement will begin on December 1, 2024, and end seven (7) years from the acceptance date of the systems to UMMC. Delivery is anticipated to be on or about December 1, 2024.

**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.

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 term is \$ \$4,850,000, which includes the per-use charge for the 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® 5 Single Console Surgical System qualifies as a clinical commodity under Miss Code Ann. §31-7-1, which is exempted from procurement requirements under §31-7-13.

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

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**13. UMMC – REQUEST FOR APPROVAL TO ENTER A DIALYSIS PRODUCTS PURCHASE AGREEMENT WITH VANTIVE US HEALTHCARE LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter a new Dialysis Products Purchase Agreement with **Vantive US Healthcare LLC** (Vantive) for the rental of dialyzer equipment used by patients on peritoneal dialysis (PD) equipment, as well as for the purchase of associated commodities. PD is a form of dialysis used to treat patients with severe chronic kidney disease in which the patient’s peritoneum, located in the patient’s abdomen, is used as a membrane across which fluids and dissolved substances are exchanged from the blood. 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: Vantive US Healthcare LLC**

**History of Contract:** On November 18, 2021, the Board approved a three (3) year agreement with Baxter Healthcare Corporation (Baxter) for the rental of PD equipment and the purchase of associated commodities. In January 2023, Baxter announced its plan to separate into two independent global healthcare companies, Baxter and Vantive. In February 2024, Baxter transitioned its renal care and acute therapies businesses to Vantive, and assigned the agreement to Vantive. The agreement will expire on November 30, 2024.

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

**Purpose:** The purpose of the agreement is to rent dialyzer equipment used by patients on PD equipment and to purchase associated commodities. PD is a form of dialysis used to treat patients with severe chronic kidney disease in which the patient’s peritoneum, located in the patient’s abdomen, is used as a membrane across which fluids and dissolved substances are exchanged from the blood.

**Scope of Work:** Under the agreement, Vantive will:

- sell to UMMC the associated disposables and commodities used with the PD equipment;
- provide dialyzers for use in PD dialysis in patients homes;
- provide a reasonable amount of supplies at no charge for patients and staff education purposes;
- provide loaner PD systems for in-center patient education at no charge;
- provide certain software at no additional charge;
- provide Sharesource Analytics digital services for Jackson locations for a monthly fee.

Under the agreement, UMMC will:

- purchase eighty-five percent (85%) of its total utilization of PD therapy products during each twelve (12) month period from Vantive; and

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- utilize AMIA or Homechoice Claria dialyzers for a minimum of eighty-five percent (85%) of its total Adult PD patients during each twelve (12) month period from Vantive.

**Term of Contract:** The term of this Agreement is three (3) years, from December 1, 2024 through November 30, 2027.

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

- by the non-breaching party, upon written notice of the breach if it is not cured within sixty (60) calendar days after receiving written notice;
- in the event of a reduction of funds;
- by Vantive, upon thirty (30) days' written notice, if UMMC fails to comply with the terms of the software license and does not comply within thirty (30) days of notice; and
- by Vantive, immediately, if UMMC does not return equipment no longer in use by a particular patient.

**Contract Amount:** The total estimated cost of the agreement over three (3) years is \$6,133,400, including all rental fees and commodity purchases. Beginning in year two (2), UMMC has included an additional twenty percent (20%) per year to account for potential volume increases.

**Funding Source for Contract:** This agreement is funded by hospital patient revenue.

**Contractor Selection Process:** The dialysis equipment and associated supplies 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.

**14. UMMC – REQUEST FOR APPROVAL TO WAIVE THE ANNUAL AUDIT REQUIREMENT APPLICABLE TO THE AFFILIATION AGREEMENT WITH THE UMMC RESEARCH DEVELOPMENT FOUNDATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests a waiver of the annual audit requirement applicable to the IHL approved affiliation agreement with the **UMMC Research Development Foundation (RDF)** for the fiscal year ending June 30, 2024.

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

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- Both activities and assets of the RDF continue to remain low (approximately \$7,200 as of June 2024);
- Contracting for an external audit would represent a significant expense that, at this time, does not make sound financial or business sense, as an external audit would cost more to conduct than the current cash balance; and,
- There were no significant findings within the FY23 financial audit completed by the UMMC Office of Internal Audit.
- Discussions are ongoing with the Director of the Asylum Hill Project to utilize the RDF for incoming research donations and grants. As these discussions are ongoing the funding amounts are yet to be determined.

**STAFF RECOMMENDATION: Board staff recommends approval of waiver.  
Board staff recommends a review of financial statements by internal audit.**

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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.

**APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS**

**BUREAU OF BUILDING PROJECTS .....**

**1. DSU – GS 102-258B – WALTER SILLERS PHASE II**

**Project Request:** Delta State University requests approval to initiate a project, Walter Sillers Phase II and to appoint CDFL Architects + Engineers, P.A., as the design professional.

**Proposed Design Professional:** CDFL Architects + Engineers, P.A.

**General Contractor:** TBD

**Selection Method:** The project budget is anticipated to exceed \$3M therefore it is required that the university use the RFQ method for selection of the design professional. The professional was initially selected by DSU, through an RFQ process, on a related building project. As a result, DSU is seeking to retain the current design professional for this project at the direction of DFA.

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

**Purpose:** Delta State University requests approval 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:** Delta State University’s Sillers Coliseum entrance, concession area, and Margaret Wade Room will be remodeled and updated. Included in the renovation, an elevator will be installed on the east side of the entrance and a staircase will be installed on the west side.

**Project Initiation:** November 21, 2024

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**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 4,675,193.75
Architectural and Engineering Fees:	338,558.68
Misc. Project Costs:	135,000.00
Contingency:	<u>209,021.21</u>
<b>Total Project Budget:</b>	<b>\$ 5,357,773.64</b>

**Funding Source(s):** HB 1649, Laws of 2018 (\$35,273.64) and HB 603, Laws of 2023 (\$5,322,500.00)

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

2. **MUW – GS 104-209 – FANT HALL RENOVATION**

**Project Request:** Mississippi University for Women requests approval to initiate a project, Fant Hall Renovation, and appoint PryorMorrow PC as the design professional.

**Proposed Design Professional:** PryorMorrow PC

**General Contractor:** TBD

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

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

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

**Project Scope:** Project is for preplanning services for the renovation of Fant Hall as a residential facility. The project would include asbestos abatement, restoration of interior and exterior elements, interior reconfiguration, ADA improvements and major renovations of the mechanical, electrical, plumbing and life safety systems.

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Due to the building’s Mississippi Landmark status, coordination with the Mississippi Department of Archives and History will be required.

**Project Initiation:** November 21, 2024

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

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

**Funding Source(s):** SB 3000, Laws of 2023 (\$200,000.00)

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

**3. USM – GS 108-313B – USM ARPA INFRASTRUCTURE STORMWATER**

**Project Request:** The University of Southern Mississippi requests approval to initiate a project, ARPA Infrastructure Stormwater, and to appoint Neel-Schaffer, Inc., as the design professional.

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

**General Contractor:** Ergon Construction Group, Inc. d/b/a Alliant Construction

**Selection Method:** The project budget is not anticipated to exceed \$3M therefore it is not required that the university use the RFQ method for selection of the design professional. The University selected the design professional using the approved Job Order Contracting process through the Mississippi Department of Finance and Administration.

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

**Purpose:** The University of Southern Mississippi requests approval to initiate the project and appoint the design professional as required by Board Policy. This project will better serve the University with flooding issues, as well as assist the University with maintaining the requirements of its MDEQ Stormwater permit.

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**Project Scope:** This request will provide retention in an area along an existing concrete ditch bound by Pride Field/Payne Center to the north, Polymer Science to the south, Kay James Drive to the west and Golden Eagle Drive to the east. Also, to include stormwater inlet improvements along Montague Boulevard from Ross Boulevard to Research Drive.

**Project Initiation Date:** November 21, 2024

**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 1,190,935.47
Architectural and Engineering Fees:	107,183.19
Misc. Project Costs:	0.00
Contingency:	<u>119,094.00</u>
<b>Total Project Budget</b>	<b>\$ 1,417,212.66</b>

**Funding Source(s):** SB 3062, Laws of 2022 (\$1,417,212.66)

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

**IHL PROJECTS .....**

**4. MSU – IHL 205-360 – LEO SEAL JR. FOOTBALL COMPLEX ADDITION AND RENOVATION**

**Project Request:** Mississippi State University requests approval to initiate a project, Leo Seal Jr. Football Complex Addition and Renovation, and to appoint CDFL Architects + Engineers, PA, as the design professional.

**Proposed Design Professional:** CDFL Architects + Engineers

**Construction Manager Advisor:** TBD

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

**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 requests approval 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 intended to renovate and add onto the Leo Seal Jr. Football Complex on the main campus of Mississippi State University. The project budget covers design fees only through design development documents. A budget increase will be submitted for Board approval prior to proceeding with construction documents.

MSU anticipates multiple phases of this project over multiple years. Due to the complexity of the project, MSU intends to utilize the Construction Manager Adviser delivery method for this project.

The Leo Seal Jr. Complex Building opened in 2013 and is the home of Mississippi State’s Football Program. Currently the Leo Seal Jr. Football Complex is an all-encompassing football training and office facility spanning over 80,000 square feet. This project includes but is not limited to building additions to house a new indoor practice facility with ancillary spaces, potential improvements to the practice fields, upgrades and renovations to players’ areas and coaches’ areas. This includes the hydrotherapy areas, weightroom upgrades, additional offices, nutrition areas, athletic training rooms, locker room renovations, and more to create state-of-the-art football training and office facility.

**Project Initiation Date:** November 21, 2024

**Date of Original Construction:** 2013

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

		<i>Estimated</i>
Construction Cost:	\$	0.00
Architectural and Engineering Fees:		500,000.00
Misc. Project Costs:		0.00
Contingency:		<u>0.00</u>
 <b>Total Project Budget</b>	 <b>\$</b>	 <b>500,000.00</b>

**Funding Source(s):** Internal Funds (\$500,000)

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

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**5. USM – IHL – 208-391 LIBRARY PLAZA AND FORREST AVE PHASE II**

**Project Request:** The University of Southern Mississippi requests approval to initiate a project, Library Plaza and Forrest Ave Phase II, and requests to appoint Neel-Schaffer, Inc. as the design professional.

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

**General Contractor:** TBD

**Selection Method:** The project budget is not anticipated to exceed \$3M, therefore it is not required that the university use the RFQ method for 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 Southern Mississippi requests approval 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 request will improve pedestrian pathways around the Library Plaza and the Forrest Avenue Pedestrian Plaza. This will create spaces where the USM community can engage with the campus.

**History:** The Forrest Avenue MDOT project was reduced to fit the budget available. This project allows USM to improve pedestrian pathways around the Library Plaza and complete the second phase of the Forrest Avenue MDOT project.

**Project Initiation Date:** November 21, 2024

**Project Budget:**

	<i>Estimated</i>
Construction Cost:	\$ 2,160,585.00
Architectural and Engineering Fees:	151,715.00
Misc. Project Costs:	432,117.00
Contingency:	<u>108,029.25</u>
<b>Total Project Budget</b>	<b>\$ 2,852,446.25</b>

**Funding Source(s):** USM Internal Funds for design fees (\$151,750.00); Federal Reimbursement Construction 80/20 MDOT TAP program (80% - \$2,160,585); USM Internal Funds (20% - \$540,146.25)

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**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 .....**

**6. MSU-DAFVM – GS 113-156 – ARPA INFR. – WASTE COLL. & CONV.**

**Project Request:** Mississippi State University requests approval to increase the budget from \$1,900,000 to \$2,200,000, for an increase in the amount of \$300,000, to install new sewer lines on the MSU South Farm.

**Current Project Phase:** Construction

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

**General Contractor:** H & H Construction & Excavating, LLC

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

**Purpose/Justification:** The request to increase the project budget is due to increasing costs estimates associated with the project.

**Project Scope:** This project will install new sewer lines on the MSU South Farm.

**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	\$ 1,600,000.00	\$ 1,900,000.00	\$ 300,000.00
Architectural and Engineering Fees	\$ 100,000.00	\$ 150,000.00	\$ 50,000.00
Miscellaneous Project Costs	\$ 50,000.00	\$ 10,000.00	\$ (40,000.00)
Contingency	\$ 150,000.00	\$ 140,000.00	\$ (10,000.00)
<b>Total Project Budget</b>	<b>\$1,900,000.00</b>	<b>\$ 2,200,000.00</b>	<b>\$ 300,000.00</b>

**Proposed Funding Source(s):** SB 3062, Laws of 2022 (\$2,200,000)

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

**IHL PROJECTS .....**

**7. MSU – IHL 205-340 – STONE AND BOST TRAFFIC CIRCLE**

**Project Request:** Mississippi State University requests approval to increase the budget from \$1,631,000 to \$3,000,000, for an increase in the amount of \$1,369,000.

**Current Project Phase:** Design Phase

**Design Professional:** Kimley-Horn and Associates, Inc.

**General Contractor:** TBD

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

**Purpose/Justification:** The increase of the project budget is based on a third-party increased cost estimate for the scope of work.

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**Project Scope:** This project will construct a new traffic circle near Stone Boulevard/Bost Drive intersection, which will focus on pedestrian safety by eliminating mid-block crossings along Stone Boulevard.

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

**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 1,286,000.00	\$ 2,450,000.00	\$ 1,164,000.00
Architectural and Engineering Fees	\$ 175,000.00	\$ 380,379.00	\$ 205,379.00
Miscellaneous Project Costs	\$ 88,450.00	\$ 88,450.00	\$ 0.00
Furniture & Equipment	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 81,550.00	\$ 81,171.00	\$ 0.00
<b>Total Project Budget</b>	<b>\$ 1,631,000.00</b>	<b>\$ 3,000,000.00</b>	<b>\$ 1,369,000.00</b>

**Proposed Funding Source(s):** Federal Transportation Alternative Program Funds (\$1,300,000); University Funds (\$1,700,000)

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

**8. UM – IHL 207-513 – SOC 3<sup>rd</sup> FLOOR PSYCHOLOGY RENOVATIONS**

**Project Request:** The University of Mississippi requests approval to increase the total project budget from \$1,430,000 to \$3,371,175, for an increase in the amount of \$1,941,175. In addition, the University of Mississippi also requests to modify the scope of the project to include the additional scope of work defined below.

**Current Project Phase:** Design Phase

**Design Professional:** McCarty Architects, P.A.

**General Contractor:** TBD

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**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:** The escalation in the project budget is required based on additional requested scope of work within the existing space and the design professional’s updated design development estimate of cost. The original budget was an estimate of the project costs and has since been updated to reflect more accurate market costs.

**Project Scope:** The project consists of renovations of approximately 21,000 square feet of the 3<sup>rd</sup> floor of the University’s South Oxford Center to accommodate the expansion of the University’s Psychology Department and Psychology Clinic. The department has been given additional funding for this renovation to fit their needs in the new space.

**Project Initiation Date:** August 18, 2024

**Date of Construction:** 1990

**Date of Last Major Renovation:** Approximately 13,000 square feet on the 4<sup>th</sup> floor of the South Oxford Center (2023)

**Proposed Project Budget:**

	<b>Current Budget</b>	<b>Proposed Budget</b>	<b>Amount (+/-)</b>
Construction Costs	\$ 900,000.00	\$ 1,900,929.00	\$ 1,000,929.00
Architectural and Engineering Fees	\$ 73,006.77	\$ 189,528.11	\$ 116,521.34
Miscellaneous Project Costs	\$ 89,150.00	\$ 515,357.00	\$ 426,207.00
Furniture & Equipment	\$ 185,000.00	\$ 262,000.00	\$ 77,000.00
Contingency	\$ 182,843.23	\$ 503,360.89	\$ 320,517.66
<b>Total Project Budget</b>	<b>\$1,430,000.00</b>	<b>\$ 3,371,175.00</b>	<b>\$ 1,941,175.00</b>

**Proposed Funding Source(s):** Internal R & R (\$3,371,175)

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

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**APPROVAL OF OTHER REAL ESTATE REQUESTS**

9. **DSU – APPROVAL TO ENTER INTO A HANGAR LICENSE AGREEMENT WITH B&P AIR, LLC**

**Agenda Request:** Delta State University requests approval to enter into a hangar license agreement with B&P Air, LLC, for 7,000 square feet of hangar space for the storage of aircraft.

**Contractor’s Legal Name:** B&P Air, LLC

**Specific type of contract:** This is a new license agreement.

**Purpose:** DSU currently operates twenty-seven (27) aircraft through the University aviation program with an additional five (5) aircraft on order. This agreement will provide DSU with 7,000 square feet of hangar space for the purpose of storing 7 aircraft when not in flight.

**Terms of License Agreement:** The license agreement will be for five (5) years, commencing on December 1, 2024, and continuing through November 30, 2029.

As a result, Licensee shall be granted the total allotted space of 7000 sq. ft to house (7) seven aircraft. Each aircraft shall be allotted a maximum of 1000 sq. ft of hangar space. The location within the hangar shall be determined by B & P in its sole discretion and the location of the aircraft may change based on the mix of aircraft contained within the hangar(s). Licensee may reasonably rotate the seven (7) aircraft stored in the Hangar from the aircraft list in Exhibit A of the license agreement as long as it only utilizes the hangar space provided.

**Termination Options:** This License Agreement may be terminated only following the expiration of the term, due to the breach or default of one of the parties, or by Licensee upon sixty (60) days written notice to B&P. Such termination will be effective on the date stated in the notice. Licensee agrees to pay all undisputed fees up to the effective date of termination.

**License Fees:** The license fee amount will be \$2,520.00 per month for a term of five years, for a total of \$151,200.00. Licensee shall pay to B & P an initial monthly license fee (without deduction, set-off, prior notice or demand), in the amount of .36 cents per sq. foot for the 7000 total sq. feet of space rented. The license fee shall be payable in advance on the first day of each month commencing on the date the term commences and continuing during the term. Fees not paid when due are subject to late fees of 1.5% of the unpaid license fees per month until paid in full. No invoice

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shall be considered past due or late until the 45th day after in accord with Miss. Code Ann. § 31-7-305(3).

**Funding Source:** Internal Funding

**Contractor Selection Process:** The hangar space at the airport is the only available source of space for the storing of aircraft.

**Staff Recommendation:** Legal Staff has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

10. **MSU – DEMOLISH AND DELETE FROM INVENTORY – BUILDINGS  
#1350 (GREENHOUSE) AND #1351 (GREENHOUSE) – STARKVILLE, MS**

**Agenda Request:** Mississippi State University requests approval to delete from inventory buildings #1350 and #1351 (Greenhouses).

**Justification:** Buildings #1350 and #1351 are greenhouses which were built in 2000. These greenhouses are in poor condition and are not cost effective to repair. MSU intends to remove the buildings from Inventory and demolish the buildings.

The approval letter has been received from the Mississippi Department of Archives and History stating buildings #1350 and #1351 are not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

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



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**11. UM – IHL 207-416 – NEW PATTERSON SCHOOL OF ACCOUNTANCY – NAMING OF THE BUILDING AS “JONES HALL”**

**Agenda Request:** The University of Mississippi requests approval to name the soon-to-be constructed New Patterson School of Accountancy Building as “Jones Hall.”

**Design Professional:** JH&H Architects, PA

**General Contractor:** N/A

**Jonathan Jones Bio:** With a steadfast allegiance to increasing job opportunities and boosting the economy, Ole Miss graduate, business leader, and entrepreneur Jonathan Jones, of Hattiesburg, Mississippi, and Houston, Texas, has committed a substantial, 8-figure gift to the construction of a state-of-the-art home for the University of Mississippi’s Top 10, nationally ranked accountancy program. Jonathan was raised in the Sandy Hook community of Mississippi and earned his Bachelor of Accountancy from Ole Miss in 2003. To honor the exceptional business leader interested in advancing education in accountancy and related economic opportunities and providing an extraordinarily generous and transformational gift, the University of Mississippi requests approval to name the upcoming building “Jones Hall”.

**Purpose:** The University of Mississippi is seeking approval to name the soon to be constructed Patterson School of Accountancy building in accordance with Board Policy §917.

**Project Scope:** The University of Mississippi Patterson School of Accountancy is one of the fastest growing schools at the University. The School of Accountancy currently resides in Connor Hall which was built in 1961. The current space in Conner Hall does not meet the programmatic needs of the School of Accountancy. To maintain the high standard of quality education the University demands, the School of Accountancy will construct a new 172,000 square foot facility to provide large classroom auditoria, classrooms, graduate student spaces, computer rooms, administrative spaces and support spaces. The new building will be located on the east side of Grove Loop.

**Funding Source(s):** Internal R & R

**Project Budget:** \$7,100,000

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The University of Mississippi is acting in accordance with Board Policy §917, Naming Buildings and Facilities, that requires Board approval be obtained prior to naming or re-naming any institutional building or facility.

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

**12. UM – REQUEST FOR APPROVAL OF MODIFICATION AND ASSIGNMENT OF LEASE AGREEMENT BETWEEN MCLAURIN WADE PROPERTIES, LLC, MALIBU WINGS, LLC, AND THE UNIVERSITY OF MISSISSIPPI.**

**Agenda Item Request:** The University of Mississippi (the “University”) requests approval of a Modification and Assignment of Lease Agreement between McLaurin Wade Properties, LLC, Malibu Wings, LLC, and the University of Mississippi.

**Contractor’s Legal Name:** McLaurin Wade Properties, LLC; Malibu Wings, LLC

**History of Lease Agreement:** The University entered into the Lease Agreement with McLaurin Wade Properties, LLC on November 1, 2014, for the leased premises of a 70’ x 50’ lot identified as Hanger Lot No. 12B at the University Airport. The original term of the lease was from November 1, 2014, through October 31, 2064.

**Specific Type of Contract:** Modification and Assignment of Lease Agreement

**Purpose:** The University entered into an original lease with McLaurin Wade Properties, LLC on November 1, 2014, for Airport Hangar No. 12B (“the Lease Agreement”). McLaurin Wade Properties, LLC seeks approval from the University to assign the Lease Agreement to Malibu Wings, LLC, as provided for in Article VIII of the Lease Agreement, with Malibu Wings, LLC assuming and adopting the covenants, terms, and conditions in the Lease Agreement.

**Term of Lease Agreement:** The timeframe of the lease agreement will remain from November 1, 2014, through October 31, 2064, unless sooner terminated pursuant to the terms of the Lease Agreement. The original lease terms need to be modified to bring the Lease Agreement into compliance with FAA Order 5190.6B. The Modification and Assignment of Lease Agreement changes the rental fee escalation index to comply with FAA Order 5190.6B. It also includes the “binding successor doctrine” provision. The modification of the rental fee escalation is described below in the Contract Amount.

**Assignment Terms of Lease:** Assignor does hereby assign to Assignee all of Assignor’s right and interest in the Lease Agreement as modified in this Modification and Assignment as of the Effective Date. Assignor shall be released

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and discharged from any and all obligations for performance under the terms of the Lease Agreement as of the Effective Date, and Assignee shall be responsible for all rent due on November 1, 2025, and each year thereafter. Assignee covenants and agrees to fully adopt, abide by, and perform all terms, covenants, and conditions contained in the Lease Agreement as modified in this Modification and Assignment. The University approves and consents to the assignment of the Lease Agreement modified in this Modification and Assignment.

**Termination Options:** The term of the Modification and Assignment of Lease Agreement shall end on October 31, 2064, unless sooner terminated as provided for under the terms of the lease. The University may terminate upon assignee's default. Further, the Other Provisions section reflects the "binding successor doctrine."

**Contract Amount:** The contract amount begins at the rate of \$2,100.00 for the first five years of the lease agreement (November 1, 2014, to October 31, 2019). The rental fee is based on \$0.05 per square foot per month and is to be paid on or before November 1 of each lease year to the University of Mississippi. Concurrent with the beginning of each successive five-year period through the payment due on or before November 1, 2024, the rental fee shall be increased by one- and one-half percent (1 ½%) of the previous annual rent, for a total of seven- and one-half percent (7 ½ %) of the annual rental fee of the previous five-year period. Starting with the payment due in 2025, payment shall be due on or before July 1, 2025 (for the period November 1, 2025, to October 31, 2026), and for each subsequent year's payment, the annual rental fee shall be adjusted to an amount equal to the preceding year's rental fee multiplied by a fraction, the numerator of which shall be the Consumer Price Index (CPI) figure for May (or 2-months prior) of the adjustment year, and the denominator of which shall be the Consumer Price Index figure for the May (or 2-months prior) of the preceding year. As used herein, the term "Consumer Price Index" shall mean the United States Department of Labor's Bureau of Labor Statistics' Consumer Price Index Series CUURO000SA0, All Items, U.S. City Average, All Urban Consumers, Not Seasonally Adjusted (1982-84=100), also known as the CPI-U. For example, the rental fee due on or before July 1, 2025, would be determined using the following formula: (CPI-U for May 2025) / (CPI-U for May 2024) x the rental fee due in 2024.

**Funding Source for Contract:** UM is not expending any university funds on this lease agreement.

**Staff recommendation:** Legal Staff 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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**13. USM – REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH CODARAY CONSTRUCTION, LLC FOR CONSTRUCTION MANAGER ADVISOR SERVICES**

**Agenda Item Request:** The University of Southern Mississippi requests approval to enter a contract with Codaray Construction, LLC for Construction Manager Adviser (CMA) services for the Reed Green Coliseum Renovation project, IHL# 208-301.

**Contractor’s Legal Name:** Codaray Construction, LLC

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

**Purpose:** The purpose of this request is to award a contract for Construction Manager Adviser services for Reed Green Coliseum Renovation IHL# 208-301.

**Scope of Work:** The scope of the Construction Manager as Adviser’s work includes all tasks listed in the AIA Doc C132-2019 Agreement. The scope includes approximately 33,000 square feet of building additions, comprising of a New Coliseum Entrance at Fourth Street (approximately 10,000 square feet), New Training Facility (approximately 20,000 square feet), restroom renovations, loading dock expansion, arena improvements, facility improvements, and site improvements.

**Term of Contract:** Contract duration is from November 22, 2024, through twelve (12) months after Substantial Completion of the Reed Green Coliseum Renovation project.

**Termination Options:** The contract may be terminated by USM for convenience if project is canceled or indefinitely deferred, for default, for force majeure, in the event that funds associated for payment of this contract become unavailable due to a decrease or change in the appropriation, or for CMA’s lack of compliance with the Mississippi Employment Protection Act. CMA may terminate the contract for nonpayment by USM, suspension of the Project for more than ninety (90) days, material breach or failure of USM to comply with this Contract, or force majeure.

**Contract Amount:** Based on the project timeline established with a construction phase estimate of 24 months, the estimated projected contract value is \$2,100,000.00. This will fluctuate with actual cost of construction values and any time extensions granted during construction.

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**Funding Source for Contract:** The funding sources for this contract are from USM Institutional Funds from SB 3069 – 72-19-04 Hattiesburg Tourism Tax and bond proceeds from the University’s planned bond issuance through the Southern Mississippi Educational Building Corporation (SMEBC).

**Contractor Selection Process:** USM solicited Request for Qualifications via public advertisement. Five (5) firms submitted qualification packages based on the requested outline: 1) Qualifications Proposal, and 2) Cost Proposal. After evaluation of the (5) submittals, the selection committee invited (3) responding firms for in-person interviews. The selection committee interviewed the firms and selected the most qualified team based on grading criteria that closely followed the requested qualifications outline.

**Staff recommendation:** Legal Staff has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

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1. **ASU – APPROVAL TO HIRE SUN SOVEREIGN d/b/a WARE|IMMIGRATION AS OUTSIDE COUNSEL**

Alcorn State University requests permission to contract 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, immigration applications, immigration petitions and provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status. The contract term is one year beginning January 1, 2025 through December 31, 2025. The Schedule of Legal Fees is set out below with a maximum amount payable of \$20,000 over the term of the agreement. All services not included in the fee schedule will be provided at the following hourly rates: David Ware, \$450; WI partners, \$350; associate attorneys, \$250; and paralegal services, \$150. This firm carries professional liability insurance coverage in the amount of \$3 million per claim with an annual aggregate of \$3 million. 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 (firm handled original petition)	\$2500*
H-1B withdrawal	\$ 200
H-4 EAD	\$ 750
*additional legal fee of up to \$2500 may apply for substantive requests for evidence	
TN petition or border/consulate processing	\$2500
TN extension petition (firm handled original)	\$2500
E-3 petition or consular processing	\$2500
E-3 extension petition (firm handled original)	\$2500
O-1 petition	\$8000
O-1 extension or amendment petition (firm handled original)	\$4000
O-1 additional rush fee if case needs to be filed within 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	\$1000

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

Special Handling labor certification	\$3000
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(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 requests	\$ 500-750
Auto Revalidation Letter	\$ 200
Administrative Fee (Copies, Postage, FedEx, etc.)	\$ 150

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

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

2. **UM – APPROVAL TO HIRE BOND SCHOENECK & KING, PLLC AS OUTSIDE COUNSEL**

The University of Mississippi requests approval to enter into a contract with the law firm of Bond Schoeneck & King, PLLC as outside counsel for the provision of legal services in the area of Title IX related matters and other legal matters as assigned. The term of the contract begins November 21, 2024 through June 30, 2025. The hourly rates are \$370 for partners, \$250 for associate attorneys, and \$200 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 \$10 million per claim with an annual aggregate of \$10 million. This request has been approved by the Office of the Attorney General.

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

3. **UM – APPROVAL TO HIRE SISKIND SUSSER, PC AS OUTSIDE COUNSEL**

The University of Mississippi requests approval to enter into a contract with the law firm of Siskind Susser, PC as outside counsel to provide services as necessary 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 term of this agreement begins November 21, 2024 through June 30, 2025. The fees for these services are set out in the fee schedule below with a maximum amount payable of \$100,000 over the term of this agreement. All services not included in the fee schedule will be provided at the hour rates of \$350 for partners, \$250 for associate attorneys, and \$150 for paralegal services. This firm carries professional liability insurance in the amount of \$1 million per claim with an annual aggregate of \$2 million. 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 (firm handled original petition)	\$2100



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H-1B withdrawal	\$ 100
H-4 EAD	\$ 800
*additional legal fee of up to \$2,000 may apply for substantive requests for evidence	

TN petition or border/consulate processing	\$2400
TN extension petition (firm handled original)	\$2100

E-3 petition or consular processing	\$2400
E-3 extension petition (firm handled original)	\$2100

O-1 petition	\$4500
O-1 extension or amendment petition (firm handled original)	\$3100
O-1 additional rush fee if case needs to be filed within 60 days	\$2000

J-1 waiver (IGA or hardship)	\$6200
J-1 waiver (hardship)	\$7000
J-1 waiver (Conrad)	\$6200
J-1 waiver (no objection)	\$1500

I-539 Fee for Dependents	\$ 800
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**Permanent Residence Process with Labor Certification: Faculty**

Special Handling labor certification	\$3000
(If position must be readvertised)	\$2000
Additional fee if audited	\$1000
Immigrant 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
Immigrant 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

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Adjustment of status of each child, concurrent with I-140	\$1000
“Standalone” adjustment of status, spouse (not concurrent with I-140)	\$1800
“Standalone” adjustment of status, child	\$1000
I-485 J (standalone cases) (no porting)	\$ 600
(porting or interfiling)	\$1600

**Employment 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

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

4. **JSU – APPROVAL OF AFFILIATION AGREEMENT WITH THE BLUE BENGAL ATHLETIC ASSOCIATION, INC.**

Jackson State University requests Board approval of an affiliation agreement between the University and the Blue Bengal Athletic Association, Inc. (“Blue Bengals”). The term of the agreement is two years effective January 1, 2025 through December 31, 2026. The Agreement will automatically renew for an additional two (2) year term if notice of intent not to renew is not provided by at least one party within thirty (30) days of the end of the term. The Agreement may only be renewed at the end of said additional two (2) year period with prior approval of the IHL Board. The affiliation agreement meets the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the agreement and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

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5. **JSU – APPROVAL OF AFFILIATION AGREEMENT WITH THE JSU TIGER FUND ATHLETIC FOUNDATION**

Jackson State University requests Board approval of an affiliation agreement between the University and the JSU Tiger Fund Athletic Foundation (“Tiger Fund”). The term of the agreement is two years effective January 1, 2025 through December 31, 2026. The Agreement will automatically renew for an additional two (2) year term if notice of intent not to renew is not provided by at least one party within thirty (30) days of the end of the term. The Agreement may only be renewed at the end of said additional two (2) year period with prior approval of the IHL Board. The affiliation agreement meets the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the agreement and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

6. **MSU – APPROVAL OF AFFILIATION AGREEMENT WITH MISSISSIPPI STATE UNIVERSITY ALUMNI, INCORPORATED**

Mississippi State University requests Board approval of an affiliation agreement between the University and Mississippi State University Alumni, Incorporated a/k/a MSU Alumni Association. The term of the agreement is five years effective January 1, 2025 through December 31, 2029. The affiliation agreement meets the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the agreement and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

7. **MSU – APPROVAL OF AFFILIATION AGREEMENT WITH MISSISSIPPI STATE UNIVERSITY FOUNDATION, INC.**

Mississippi State University requests Board approval of an affiliation agreement between the University and Mississippi State University Foundation, Inc. The term of the agreement is five years effective January 1, 2025 through December 31, 2029. The affiliation agreement meets the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the agreement and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

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8. **MSU – APPROVAL OF AFFILIATION AGREEMENT WITH MISSISSIPPI STATE UNIVERSITY RESEARCH AND TECHNOLOGY CORPORATION (MSU-RTC)**

Mississippi State University requests Board approval of an affiliation agreement between the University and Mississippi State University Research and Technology Corporation (“MSU-RTC”). The term of the agreement is five years effective January 1, 2025 through December 31, 2029. The affiliation agreement meets the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the agreement and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

9. **USM – APPROVAL OF SECOND AMENDMENT TO AMENDED AND RESTATED AFFILIATION AGREEMENT WITH THE UNIVERSITY OF SOUTHERN MISSISSIPPI FOUNDATION**

The University of Southern Mississippi requests Board approval of a Second Amendment to the Amended and Restated Affiliation Agreement with the University of Southern Mississippi Foundation. Section 1.8 of the Agreement is amended to clarify obligations with regard to disbursements requested by duly certified University employees ensuring those are both approved in accordance with established University procedures and are in compliance with donor intent. Section 1.9 is amended to delegate to the University President or his designee the responsibility of routinely updating the Foundation on University initiatives involving private support and removing the Vice President for External Affairs from this responsibility. Section 2.13 of the Agreement is amended to reflect the Foundation Executive Director’s direct reporting to the University President or his designee, rather than to the Vice President for External Affairs. The term of the new amended agreement is five years effective January 1, 2025 through December 31, 2029. All other provisions of the agreement remain unchanged. The affiliation agreement and its amendments meet the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the amendment and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

10. **USM – APPROVAL OF FIRST AMENDMENT TO AMENDED AND RESTATED AFFILIATION AGREEMENT WITH THE UNIVERSITY OF SOUTHERN MISSISSIPPI RESEARCH FOUNDATION**

The University of Southern Mississippi requests Board approval of a First Amendment to Amended and Restated Affiliation Agreement between the University of Southern

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Mississippi Research Foundation. The term of the new amended agreement is five years effective January 1, 2025 through December 31, 2029. All other terms of the agreement remain unchanged. The affiliation agreement and its amendment meet the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the amendment and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

11. **MUW – APPROVAL OF CARLA LOWERY AS LEGISLATIVE LIAISON**

Mississippi University for Women requests approval of Carla Lowery as legislative liaison.

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

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**APPROVAL OF PERSONNEL ACTION REQUESTS**

1. **Employment**

**Alcorn State University**

Stefanie Taylor; Dean, University Libraries; salary \$80,000 per annum, pro rata: E&G  
Funds: 12-month contract; effective October 15, 2024

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1. **ASU – APPROVAL TO AWARD ONE HONORARY DEGREE**

The university requests approval to bestow one honorary degree at its 2024 Fall Commencement ceremony. Supporting documents are on file at the Board Office.

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

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1. **SYSTEM – REQUESTS TO ADD NEW ACADEMIC DEGREE PROGRAMS**

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

In accordance with Board Policy 502, Delta State University and Mississippi University for Women request approval to establish new academic degree programs.

A. **DSU - Proposed degree program title: Bachelor of Arts (BA) in Digital Media**

*CIP code: 50.0102*

*Total credit hours: 120*

*Effective date: January 2025*

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

*Potential new, five-year revenue: \$105,437.50*

*Unit where academic program will be housed: College of Business and Aviation, School of Management, Marketing, and Business Administration*

*Number of students expected to enroll in first five years: 25*

*Number of students expected to graduate in first five years: 19*

*Program description: The BA in Digital Media focuses on the interconnected elements of visual, audio, and written media in digital forms. The program addresses workforce needs in video production, social media content generation, web development, podcasting, and short-form digital media.*

*Institution(s) offering similar program(s): USM – BA/BS in Media and Entertainment Arts*

*National and state supply and demand: Digital marketing/media is an area of business that has grown exponentially in recent years. In 2023, it is predicted that worldwide spending on digital advertisements will reach \$601.84 billion (up 9.5% from 2022); this number is expected to reach \$870.85 million by 2027.*

*Average wages: The growing popularity of digital marketing/media suggests that there will be a significant demand for digital marketing expertise in the foreseeable future. While the Bureau of Labor Statistics does not break down marketing jobs to the digital level, they do expect 6% growth (faster than average) in the job market for Advertising, Promotions, and Marketing Managers with a median pay of \$138,730 per year. According to Zip Recruiter, most of the demand for marketing professionals is*



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for internet and website marketing, search engine marketing, and social media marketing and engagement.

**B. DSU - Proposed degree program title: Bachelor of Arts (BA) in Humanities and Social Sciences**

*CIP code:* 24.0103

*Total credit hours:* 120

*Effective date:* January 2025

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

*Potential new, five-year revenue:* \$105,437.50

*Unit where academic program will be housed:* College of Education, Arts, and Humanities, School of Arts, Humanities, and Social Sciences

*Number of students expected to enroll in first five years:* 40

*Number of students expected to graduate in first five years:* 32

*Program description:* The BA in Humanities and Social Sciences is a new interdisciplinary program that allows a student to concentrate in two disciplines/areas. The curriculum offers four areas of study: English; History; Sociology; African American Studies. The curriculum relies overwhelmingly on existing course offerings, as well as courses connected to other programs such as the Secondary Education degree.

*Institution(s) offering similar program(s):* MVSU – BA in Integrated Social Sciences

*National and state supply and demand:* According to the most recent Bureau of Labor Statistics analysis for graduates in the liberal arts, social sciences, English, and History, roughly 65% of majors work in the following occupational groups: educational instruction and library occupations; legal occupations; management occupations; office and administrative support occupations; business and financial operations occupations. Related to the above areas, the occupations with the highest projected growth from 2023 through 2033 are in the following: postsecondary teachers (19% projected growth); managers (6%) and management analysts (11%); lawyers (5%).

*Employment opportunities:* The new degree in Humanities and Social Sciences will provide students with vital skills in critical thinking, research, and writing that will be coveted by a wide array of employers. In addition to these skills and the specific content knowledge students gain in their chosen concentrations, the capstone course has an embedded service learning/internship component that will connect students to potential employers.

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With the English concentration, students will develop skills considered useful for jobs in libraries, publication outlets, and areas with a heavy emphasis on good communication. Students in History will get preparation for similar types of positions, as well as those in archives, museums, and public history sites. Likewise, those concentrating in African American Studies can use their course of study to enter positions in the cultural heritage arena. Thanks to an emphasis on community engagement, addressing social problems, and the cultivation of quantitative and qualitative research skills, the Sociology concentration will prepare students to work in governmental agencies, non-profit organizations, and community development institutions.

Given that each major must choose two concentrations, all students will come out with a well-rounded set of knowledge, skills, and dispositions necessary for a changing workforce. The program will also prepare students to enter graduate programs in the concentration disciplines but also in areas such as law, education, and public policy.

**C. MUW - Proposed degree program title: Master of Science (MS) in Culinary and Hospitality Education**

*CIP code: 12.0599*

*Total credit hours: 42*

*Effective date: August 2025*

*Incremental, five-year cost of implementation: \$195,000*

*Potential new, five-year revenue: \$1,383,732*

*Unit where academic program will be housed: College of Business and Professional Studies, Culinary Arts Institute*

*Number of students expected to enroll in first five years: 95*

*Number of students expected to graduate in first five years: 59*

*Program description:* The culinary and hospitality industry is expected to see significant growth across Mississippi and the U.S. in the coming decade, increasing the need for skilled educators and trainers. With over 200 postsecondary programs nationwide, including 11 community colleges in Mississippi, and many organizations offering internal workforce training, there is a demand for professionals equipped to teach and develop industry-relevant curricula. The MS in Culinary and Hospitality Education program addresses this need by offering a comprehensive foundation in pedagogy, culinary techniques, and course design, providing faculty and workforce trainers with an appropriate academic credential. Although designed to provide for the development of culinary and hospitality educators in our state, the program should also prove attractive to a national market given its largely online course offerings and minimal residency requirement.

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

*National and state supply and demand:* According to the Bureau of Labor Statistics, there is forecast to be a growth of 822,000 jobs (5% increase) in the hospitality and leisure industry before 2033. The employment of chefs and head cooks is projected to grow at an even faster rate before 2033 (8%). Roughly half of all chefs attend at least some college and just under one-third hold an associate's degree or above. This demand for additional education sustains a significant number of postsecondary schools in need of trained, appropriately credentialed faculty. Nationwide, there are 210 postsecondary institutions with culinary programs according to the American Culinary Federation Education Foundation. In Mississippi, 11 community colleges have culinary and/or hospitality management programs. Louisiana has 6 community college programs accredited by the American Culinary Federation while Alabama has 4 ACF accredited programs. In addition, 44 Mississippi high schools have culinary programs affiliated with ProStart, a two-year culinary arts and restaurant management program for high school students run by the National Restaurant Association Educational Foundation. Nationally, the ProStart program has more than 140,000 enrolled students in more than 1,800 programs located in all 50 states, the District of Columbia, Guam, and Department of Defense Education Activity Schools in Europe and the Pacific. Data from the Mississippi Department of Employment Services indicates that the need for food service, gaming, and lodging managers and supervisors will increase 21.5% between 2020 and 2030. This growth will necessitate an increase in demand for trainers to prepare and develop this growing workforce.

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

2. **USM – REQUEST TO ADD NEW CENTER**

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

*Center Title:* **Roy Howard Community Journalism Center**

*Scope:* Extensive Scope and Outreach

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

*Effective Date:* December 2024

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

*Total number of current staff/ Total number of new staff:* 7/7

*Anticipated annual cost:* \$780,000

*Funding source:* A \$3 million grant has been awarded by the Scripps Howard Fund for a period of three years. There is an opportunity for continued funding beyond the three years based on performance.

*Purpose:* The Roy Howard Community Journalism Center will feature professionally guided teams of students under the direction of a Center director. The director will

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routinely consult with a unique coalition of statewide partners to produce important people-centered, issue-oriented enterprise reporting delivered across platforms. The content, including news broadcast packages (video stories), longer form documentary, radio wraps (audio stories), web and print reports, social media, and podcasts, will be managed day-to-day by a managing editor and will be focused on the target of 10 underserved counties in Southeast Mississippi. Simultaneously, the Center will feature an innovative media literacy advocacy and mis- and disinformation monitoring program that will respond directly to reports circulating in the target area through the What is True hotline.

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

3. **SYSTEM – APPROVAL OF ACADEMIC PROGRAM PRODUCTIVITY REVIEWS**

Academic productivity reviews are triggered when cumulative graduates over the past 3 academic years for a single degree program are less than eighteen (18) for baccalaureate-level degrees, less than twelve (12) for master-level degrees, and less than five (5) for specialist and doctorate-level degrees. **Forty-nine (49)** academic programs were evaluated to assess need, potential to grow enrollment, productivity potential, and unnecessary duplication. Based on proposals prepared by each institution and subsequent review by the Office of Academic and Student Affairs (OASA), the following recommendations are presented for Board approval.

A. **CONTINUE WITH STIPULATION**

The following **4** academic programs are subject to additional review by OASA for two years to assess progress toward future productivity.

- **JSU – MS in Hazardous Materials Management** (CIP: 15.0507, Seq: 4445)
- **MSU – BS in Culinary Science/Culinology** (CIP: 12.0509, Seq: 5828)
- **MSU – PhD in Human Development and Family Sciences** (CIP: 19.0701, Seq: 1228)
- **MSU – PhD in Instructional Systems and Workforce** (CIP: 13.1399, Seq: 1218)

B. **SUSPEND**

Although students may earn degrees from suspended academic programs, no additional students will be accepted into these majors. If the institution does not request that a suspended program be deleted or removed from suspension within three (3) academic years, OASA will recommend to the Board that the program be deleted from the academic program inventory. Unless a request is made by the institution, this program will be recommended for deletion in October 2027.

- **MSU – MS in Architecture** (CIP: 04.0201, Seq: 4076)

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- **MSU – PhD in Counselor Education/Student Counseling and Guidance Services (CIP: 13.1101, Seq: 1185)**

**C. DELETE**

- **ASU – MA in History (CIP: 54.0101, Seq: 4588)**
- **JSU – MEd in Elementary Education (CIP: 13.1202, Seq: 4039)**
- **MUW – BS in Accounting (CIP: 52.0301, Seq: 5277)**
- **UM – MEd in Literacy Education (CIP: 13.1315, Seq: 4540)**
- **UMMC – MOT in Occupational Therapy (CIP: 51.2306, Seq: 4497)**
- **USM - BS in Electronics and Computer Engineering Technology (CIP: 15.0303, Seq: 5574)**
- **USM – BSBA in Merchandising (CIP: 52.1902, Seq: 5558)**
- **USM – MS in History (CIP: 54.0101, Seq: 4395)**

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

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**1. SYSTEM – REQUEST FOR APPROVAL TO PURCHASE WORKERS’  
COMPENSATION EXCESS INSURANCE**

**Agenda Item Request:** The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to purchase workers’ compensation excess insurance and employer’s liability insurance from **Safety National Casualty Company**. The broker will be Arthur J. Gallagher.

**Contractor’s Legal Name: Safety National Casualty Company.**

**History of Contract:** The IHL Workers’ Compensation Plan is required by the Mississippi Workers’ Compensation Commission to purchase coverage for workers’ compensation claims in excess of our self-insured retention of \$1,000,000. An excess workers’ compensation insurance policy has been purchased since the inception of the IHL Workers’ Compensation Plan. The policy includes Employer’s Liability coverage with a limit of \$1,000,000. The premium is decreasing by approximately 4% this year. Coverages include statutory coverage for aircraft, broad form all-states, maritime, incidental USL&H, and voluntary compensation coverages.

**Specific Type of Contract:** This is a contract for excess workers’ compensation insurance coverage.

**Purpose:** To provide workers’ compensation insurance coverage in excess of the primary self-insured retention of \$1,000,000 per occurrence.

**Scope of Work:** N/A

**Term of Contract:** December 1, 2024, through November 30, 2025. This is a one-year policy of insurance.

**Termination Options:** The insurance policy may be terminated at any time by either party following 90 days’ notice, except for non-payment of premium.

**Contract Amount:** The estimated premium is \$364,956 for the one-year term based upon an annual payroll of \$1,689,609,443. The exact cost may fluctuate as it is based upon annual payroll.

**Funding Source for Contract:** This insurance is paid for by the IHL Self-Insured Workers’ Compensation Plan. The Plan collects assessments annually from each university, including UMMC, and the Board Office.

**Contractor Selection Process:** An RFP was advertised and conducted in 2023, which resulted in the selection of a broker for three policy years. This policy is a renewal of the current policy with Safety National but with a lower rate.

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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.

**2. UMMC – REQUEST FOR APPROVAL TO ENTER A VIZIENT MEMBER AGREEMENT WITH ABBOTT LABORATORIES, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter a new Vizient Member Agreement with **Abbott Laboratories, Inc.** (Abbott) for the lease of two (2) Abbott Architect i2000SR analyzers, service for the leased analyzers, and the purchase of reagents and related supplies needed for diagnostic testing. The instruments and associated supplies are used by UMMC to test for sepsis and infectious diseases that may be transmitted through blood or blood products. 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: Abbott Laboratories, Inc.**

**History of Contract:** On June 20, 2019, the Board approved a three (3) years and two (2) months Master Agreement with Abbott at a cost of \$2,948,966.94 for the lease of three (3) Abbott Architect Analyzers, service for the leased analyzers, and the purchase of related supplies needed for diagnostic testing. On August 18, 2022, the Board approved an amendment to extend the agreement with a total cost of \$5,100,000.00 over the five (5) years and three (3) months term. The agreement will expire on September 30, 2024.

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

**Purpose:** The purpose of the Vizient Member Agreement is to lease two (2) Abbott Architect i2000SR analyzers, to provide service for the leased analyzers, and to purchase reagents and related supplies needed for diagnostic testing. The instruments and associated supplies are used by UMMC to test for sepsis and infectious diseases that may be transmitted through blood or blood products.

**Scope of Work:** Under this Agreement, Abbott will provide:

- the lease of two (2) Architect i2000SR analyzers;
- service for two (2) Architect i2000SR analyzers;
- reagents for use with two (2) Architect i2000SR analyzers, with an annual volume purchase commitment requirement;
- supplies for use with two (2) Architect i2000SR analyzers; and
- training on the use of the equipment.

**Term of Contract:** The term of this Agreement is approximately three (3) years and three (3) months, from December 1, 2024, through three (3) years from the date the second

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piece of equipment is installed and operational, which is expected to be on or about February 29, 2028.

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

- by Abbott in the event UMMC does not meet the Customer Product Commitment for purchase of reagents for any six (6) consecutive months;
- by UMMC upon ninety (90) days' written notice;
- If either party materially breaches any of the terms of this Agreement, the other party may terminate this agreement after providing written notification and sixty (60) days to cure;
- by Abbott immediately upon written notice to UMMC if UMMC resells the equipment or products, uses the products past their expiration date, or does not use the products as indicated;
- by UMMC taking title to all Abbott equipment leased under the agreement; and
- in the event of a reduction in funds.

**Contract Amount:** The total estimated cost of the agreement over the approximately three (3) years and three (3) months term is \$2,200,000.00. Beginning in Year 1, UMMC has included funds for a projected ten percent (10%) annual growth in volume and potential price increases.

**Funding Source for Contract:** This agreement is funded by hospital patient revenue.

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

**STAFF RECOMMENDATION:** 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. MVSU- REQUEST FOR APPROVAL TO ENTER INTO A SOFTWARE LICENSE AND SERVICE AGREEMENT WITH ELLUCIAN COMPANY, LLC**

**Agenda Item Request:** Mississippi Valley State University requests retroactive approval to October 1, 2024, enter into a software license and service Order Form with **Ellucian Company, LLC**.

**Contractor's Legal Name:** Ellucian Company, LLC

**History of Contract:** This is a new Order Form under a Master Software License and Service Agreement executed in October 2015.

**Specific Type of Contract:** This is a software license and service Order Form.



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**Purpose:** The purpose of this agreement is to provide support services to support the configuration of Student Forms with Campus Metrics which is critical to the University's continued business administrative operations.

**Scope of Work:** Software support and maintenance of Student Forms with Campus Metrics.

**Term of Contract:** Start Date: 10/1/2024 End Date: 9/30/2025

**Contract Amount:** The total contract cost is \$31,993.00

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

**Termination Options:**

The agreement may be terminated for the following:

- If either party breaches a material term or condition of this Agreement or the Licensee Order Form and that breach continues for thirty (30) days after the breaching party receives written notice from the other party, then the Licensee Order Form shall be deemed terminated at the end of that period.
- MVSU may terminate the Licensee Order Form as to itself, in whole or in part, if Ellucian Company becomes the subject of bankruptcy, reorganization, liquidation or receivership proceedings, whether voluntary or involuntary.
- The License Order Form may be terminated in whole or in part upon the mutual, written agreement of Ellucian Company and MVSU.
- Either party may terminate this Agreement with or without cause upon thirty (30) days prior written notice to the other party, but any Licensee Order Form entered into prior to the termination date of the Agreement shall survive termination of the Agreement.
- Upon the expiration of MVSU's Software Support Term, and provided that MVSU has made all payments due to Ellucian Company under the Licensee Order Form, MVSU shall have the right to terminate its Licensee Order Form and destroy or return the Licensed Software to Ellucian Company.
- Upon termination by MVSU, MVSU will be entitled to a refund of applicable unexpended prorated annual Software Support Services fees/charges, if any. In the event of termination, Ellucian Company shall be entitled to receive just and equitable compensation for satisfactory work completed or services rendered by Ellucian Company in connection with the Licensee Order Form through the date of termination. In no case shall said compensation exceed the total contract price.

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- Upon termination, (a) MVSU shall immediately cease to use the Licensed Software, (b) MVSU shall forthwith deliver to Ellucian Company, all originals and copies of the Licensed Software and Documentation, and (c) any right to damages shall not be prejudiced by termination. All obligations relating to non-use and non-disclosure of Confidential Information and indemnity shall survive the termination.

**Contractor Selection Process:** Ellucian was selected in 2015 as offering the best software solutions for the needs of the University's business operations needs.

**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 TO AMEND A PRODUCT PURCHASE AGREEMENT WITH ZIMMER US, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval of the second amendment to its Product Purchase Agreement with **Zimmer US, Inc.** (Zimmer) to extend the term of the agreement. The agreement is for the purchase and consignment of lower extremity total joint components such as implants, instrumentation, and supplies used in surgical procedures for adult and pediatric patients (Total Joint). These components are necessary to provide total knee and hip replacements or revisions of previously replaced joints. 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:** Zimmer US, Inc.

**History of Contract:** On May 21, 2020, the Board approved a three (3) year Product Purchase Agreement with Zimmer for purchase and consignment of lower extremity total joint components. On May 18, 2023, the Board approved an amendment to extend the term of the agreement for an additional one (1) year and seven (7) months. The agreement will expire on December 31, 2024, unless amended.

**Specific Type of Contract:** This is the second amendment to the Product Purchase Agreement.

**Purpose:** The purpose of the second amendment is to extend the term of the agreement. The purpose of the first amendment was to extend the term of the agreement through December 31, 2024. The purpose of the agreement is to purchase and consign lower extremity total joint components such as implants, instrumentation, and supplies used in surgical procedures for adult and pediatric patients. These components are necessary to provide total knee and hip replacements or revisions of previously replaced joints. The consignment option under the agreement will allow Total Joint products to be

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available at all times to UMMC surgeons, ensuring immediate treatment of patients, without cost to UMMC until the products are used.

**Scope of Work:** Under the amended agreement, Zimmer will continue provide lower extremity total joint components such as implants, instrumentation, and supplies to UMMC, and consign these items at UMMC for ease of access.

**Term of Contract:** The amended term of the agreement is six (6) years and one (1) month from June 1, 2020 through June 30, 2026. The original term of the agreement was three (3) years, beginning June 1, 2020. The first amendment extended the term for one (1) year and seven (7) months through December 31, 2024. The second amendment extends the term by an additional one (1) year and six (6) months through June 30, 2026.

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

- by the non-breaching party immediately in the instance of a breach of confidential information;
- by UMMC, upon sixty (60) days' written notice to Zimmer, if Zimmer discontinues a product and the parties are unable to reach agreement on an amendment regarding the discontinued products;
- by either party, if a force majeure event continues in excess of ninety (90) days, and the parties cannot arrive at a compromise;
- by either party due to a breach of the agreement by the other party, if the breaching party does not cure such breach within thirty (30) days after receipt of notice specifying the nature of the breach;
- by either party, with or without cause, upon sixty (60) days' prior written notice to the other party;
- by either party if the other party becomes insolvent or bankrupt, or becomes the subject of any proceedings under state, federal or foreign law for the relief of debtors, or makes any assignment for the benefit of creditors;
- by UMMC, due to discontinuation of products; and
- in the event of a reduction in funds.

Termination options for the consignment agreement include the following:

- by either party upon thirty (30) days prior written notice to the other party; and
- automatically upon the termination or expiration of the Product Purchase Agreement.

**Contract Amount:** The total estimated cost of the amended agreement over the six (6) years and one (1) month term remains unchanged, it is \$12,000,000. The original estimated cost of the agreement was \$12,000,000 for the original three (3) year term.

**Funding Source for Contract:** This agreement is funded by hospital patient revenue.

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

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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.**

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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.

**APPROVAL OF OTHER REAL ESTATE REQUESTS**

**1. UMMC – REQUEST FOR APPROVAL TO ENTER INTO AN ENERGY MANAGEMENT AGREEMENT WITH JOHNSON CONTROLS, INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into an Energy Management Agreement with Johnson Controls, Inc. (JCI) for Energy Management Service (EMS) at the UMMC campuses in Jackson, Grenada, and Holmes County.

**Contractor's Legal Name:** Johnson Controls, Inc.

**History of Contract:** On November 15, 2018, the Board approved a five (5) year Planned Services Agreement to provide maintenance services to UMMC's Metasys system, chillers, CCTV surveillance, intercom, access, and blood bank systems, which expired on November 30, 2023. The total cost of the agreement was \$7,352,783.00. Prior to the expiration of the five (5) year agreement, UMMC advertised RFP 8059 for energy management services (Metasys systems and chillers) with no response. On May 20, 2022, UMMC received notification that the Commissioner delegated authority to UMMC to enter agreements with an aggregate total expenditure of less than \$3,500,000.00 as defined in section 707.01 of the IHL Policies and Bylaws, as amended. In an effort to avoid a lapse in energy management services, through its delegated authority, on December 1, 2023, UMMC entered into a (1) one-year agreement with JCI for energy services covering the Jackson, Grenada, and Lexington campuses at a cost of \$1,331,799. The agreement will expire on November 30, 2024.

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

**Purpose:** The purpose of the agreement is to provide maintenance service to UMMC's Metasys system and chillers. The agreement will ensure that UMMC is able to maintain the aforementioned systems in good working order.

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**Scope of Work:** Under this agreement, JCI will provide the following services:

- parts and labor in the event of components failure due to normal wear and tear;
- preventative maintenance services for chillers;
- two (2) full-time employees to be on-site during normal business hours at UMMC's main campus, (1) employee on-site at the Grenada campus for sixteen (16) hours per month, and one (1) employee on-site at the Holmes County campus for sixteen (16) hours per month;
- perform annual inspections for the covered equipment;
- monthly supervisory level controller diagnostics;
- bi-annual field level controller diagnostics;
- monthly control algorithm testing and reporting;
- annual pressurization monitor calibration and reporting;
- calibration of operating room temperature and humidity sensors, as needed;
- customized accreditation report maintenance;
- supervisory level database management;
- field level database management;
- Metasys supervisory level software upgrades;
- perform verification reports; and
- will provide services during holidays and outside of normal business hours at a per hour rate.

**Term of Contract:** The term of the agreement is thirty-two (32) months, from December 1, 2024, through July 31, 2027.

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

- by agreement of both parties;
- failure by JCI to comply with federal E-Verify program;
- by UMMC with or without cause upon thirty (30) days' written notice to JCI;
- by UMMC in the event JCI refuses or fails to perform any of the provisions of the contract or otherwise fails to timely satisfy the contract provisions, or commits any other substantial breach of the contract if not cured within ten (10) days;
- immediately upon JCI's breach of any of the following ongoing representations and warranties that JCI, its officers, directors and employees:
  - are not currently excluded, debarred or otherwise ineligible to participate in any federal healthcare programs or any state healthcare programs;
  - have not been convicted of a criminal offense related to the provisions of healthcare items or services and have not been excluded, debarred, or otherwise declared ineligible to participate in the Federal healthcare

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- Programs or any state healthcare programs;
- are not, nor have ever been included on the Office of Foreign Assets Control, Specially Designated Nationals and Blocked Persons list;
- are not, to the best of its knowledge, under investigation or otherwise aware of any circumstances which may result in JCI being excluded from participation in the Federal Healthcare Programs or any state healthcare programs; and
- if JCI is to receive any patients' personal health information, JCI represents and warrants that it has implemented safeguards to ensure that the privacy and confidentiality of patients' personal health information is protected;
- by UMMC upon thirty (30) days written notice in the event of a reduction in funds; and
- in the event of an adverse change in law and the parties cannot agree upon renegotiated terms within thirty (30) days.

**Contract Amount:** The total estimated cost of the agreement over the thirty-two (32) month term is \$4,410,000, which includes a ten percent (10%) increase for additional services such as after-hours charges and overtime.

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

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

**Staff recommendation:** Legal Staff 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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**2. SYSTEM – APPROVAL OF FINAL READING OF PROPOSED AMENDMENTS TO BOARD POLICY 902, INITIATION OF CONSTRUCTION PROJECTS**

**Agenda Request:** Board approval of final reading is requested for proposed amendments to Board Policy 902, Initiation of Construction Projects. The proposed amendments, if approved by the Board of Trustees, will become effective immediately.

***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 (“Construction Projects”) requires the approval of the Board, the Office of Real Estate and Facilities, or the Institutional Executive Officer. with a total budget exceeding \$1,000,000 regardless of how these 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.~~

For Mississippi State University, the University of Mississippi, and the University of Mississippi Medical Center, the Board must approve the initiation of all Construction Projects with a total project budget exceeding \$5,000,000. Initiation of all Construction Projects with a total project budget exceeding \$3,000,000 but equal to or less than \$5,000,000 must be approved by the appropriate staff in the Office of Real Estate and Facilities and reported to the Board as an Information item at the next regularly scheduled Board meeting. Initiation of all Construction Projects with a total project budget of \$3,000,000 or less ~~may~~ **must** be approved by the Institutional Executive Officer **or the Chief Financial Officer as the designee of the Institutional Executive Officer.** However, the Office of Real Estate and Facilities must be notified before the initiation of all Construction Projects utilizing any state appropriated, state bond or federal funds with a total project budget **equal to or** less than \$3,000,000. This notification should be on forms established by the Office of Real Estate and Facilities. After notification, only changes in the project budget need to be reported to the Office of Real Estate and Facilities.



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For Jackson State University and the University of Southern Mississippi (including Gulf Coast campuses), the Board must approve the initiation of all Construction Projects with a total project budget exceeding \$3,000,000. Initiation of all Construction Projects with a total project budget exceeding \$1,000,000 but equal to or less than \$3,000,000 must be approved by the appropriate staff in the Office of Real Estate and Facilities and reported to the Board as an Information item at the next regularly scheduled Board meeting. Initiation of all Construction Projects with a total project budget of \$1,000,000 or less ~~may~~ **must** be approved by the Institutional Executive Officer **or the Chief Financial Officer as the designee of the Institutional Executive Officer**. However, the Office of Real Estate and Facilities must be notified before the initiation of all Construction Projects utilizing any state appropriated, state bond or federal funds with a total project budget **equal to or less than \$3,000,000**. This notification should be on forms established by the Office of Real Estate and Facilities. After notification, only changes in the project budget need to be reported to the Office of Real Estate and Facilities.

For Alcorn State University, Delta State University, Mississippi University for Women, Mississippi Valley State University, and the Education and Research Center, the Board must approve the initiation of all Construction Projects with a total project budget exceeding \$1,000,000. **Except for the Education and Research Center**, initiation of all Construction Projects with a total project budget of \$1,000,000 or less ~~may~~ **must** be approved by the Institutional Executive Officer **or the Chief Financial Officer as the designee of the Institutional Executive Officer**. **For the Education and Research Center, initiation of all Construction Projects with a total project budget of \$1,000,000 or less must be approved by the Commissioner or the designee of the Commissioner**. However, the Office of Real Estate and Facilities must be notified before the initiation of all Construction Projects utilizing any state appropriated, state bond or federal funds with a total project budget **equal to or less than \$1,000,000**. This notification should be on forms established by the Office of Real Estate and Facilities. After notification, only changes in the project budget need to be reported to the Office of Real Estate and Facilities.

(BT Minutes, 9/90; 3/98; 8/2003; 2/2007; 4/2010; 11/2024)

**Staff Recommendation: Board staff recommends approval of Final Reading of Board Policy 902, Initiation of Construction Projects**

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**3. SYSTEM – APPROVAL OF FINAL READING OF PROPOSED AMENDMENTS TO BOARD POLICY 904(A), BOARD APPROVAL**

**Agenda Request:** Board approval of final reading is requested for proposed amendments to Board Policy 904(A), Board Approval. The proposed amendments, if approved by the Board of Trustees, will become effective immediately.

***BOARD POLICY 904(A), BOARD APPROVAL***

- A. ~~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 (building program), the total budget, the funding source and the design professional recommended to the Board for approval.~~

For projects requiring approval by the Board or the Office of Real Estate and Facilities under Board Policy §902, Initiation of Construction Projects, the institution's request shall include a detailed description of the work to be accomplished, the total budget, and the proposed funding source(s). The institution's request must also seek approval for the appointment of the design professional and any construction manager or similar service contract, **excluding Commissioning Agent services**, in which advisory services are being provided to the institution in connection with the project. All contracts for Commissioning Agent services on construction projects approved by the Board shall be approved by the appropriate staff within the Office of Real Estate and Facilities and reported to the Board as an information item at the next regularly scheduled meeting.

It is the intent of the Board that its appropriate Office of Real Estate and Facilities staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board or the Office of Real Estate and Facilities. For projects requiring approval by the Board under Board Policy §902, no further Board action is required after approval of the ~~After the Board has granted approval of both the initiation of a project and the appointment of a specified professionals design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:~~

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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 Office of 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 schematic design documents, design development documents, construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders. For projects requiring approval by the Office of Real Estate and Facilities under Board Policy §902, that office shall have the authority to approve any and all necessary documents for the completion of the subject construction project.

Prior to entering the construction document stage of a construction project, the institution must receive the commencement of construction the Board approval for ~~must approve~~ the exterior design of any 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 other entity ~~a private developer~~.

(BT Minutes, 2/2007; 11/2024)

**Staff Recommendation: Board staff recommends approval of Final Reading of Board Policy 904(A), Board Approval.**

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**4. SYSTEM – APPROVAL OF FINAL READING OF PROPOSED AMENDMENTS TO BOARD POLICY 903(B), LEGISLATIVE FUNDING REQUESTS**

**Agenda Request:** Board approval of final reading is requested for proposed amendments to Board Policy 903(B), Legislative Funding Requests. The proposed amendments, if approved by the Board of Trustees, will become effective immediately.

***BOARD POLICY 903(B), LEGISLATIVE FUNDING REQUESTS***

It is the policy of the Board of Trustees to offer a unified funding request to the Legislature that represents the funding needs of all institutions in a fair and transparent manner. Therefore, the Board has determined the following parameters by which institutions may make funding requests of the Legislature. The Commissioner, after consultation with the Institutional Executive Officers, shall prepare and submit an annual request for capital improvements and repair and renovation for approval by the Board prior to its submission to the Legislature. ~~These requests~~ The annual request shall be submitted as a multi-year capital facilities funding plan for Board approval in May of each year prior to the Legislative Session. In developing ~~the list of requests~~ the annual capital facilities funding plan, the Commissioner shall consider institutional priorities, missions, enrollment, campus square footage, building conditions, comparative funding and other appropriate criteria. The Board shall then approve and furnish to the Legislature each year a priority list of funding plan for the capital improvements and repair and renovation projects for all institutions under its control. Projects, priorities, and requests which are not approved by the Board as part of the capital facilities funding plan shall not be submitted to the Legislature by any institution unless otherwise approved by the Commissioner on behalf of the Board. ~~In addition, priorities and requests of the individual institutions may not be presented or communicated to any individual legislators without the prior approval of the Board.~~ Any subsequent approval authorized by the Commissioner on behalf of the Board shall be provided by the Institutional Executive Officer as an information item at the next regularly scheduled meeting of the Board of Trustees.

The Board approved ~~priority lists~~ capital facilities funding plan ~~of~~ for capital improvement and repair and renovation projects will be submitted to the Governor's Office of General Services and the Bureau of Building, Grounds and Real Property Management through the Board's Real Estate and Facilities Office.

(BT Minutes, 9/90; 3/98; 8/2003; 2/2007; 11/2024)

**Staff Recommendation: Board staff recommends approval of Final Reading of Board Policy 903(B), Legislative Funding Requests.**

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1. **USM – APPROVAL OF SECOND AMENDMENT TO AMENDED AND RESTATED AFFILIATION AGREEMENT WITH THE UNIVERSITY OF SOUTHERN MISSISSIPPI ALUMNI ASSOCIATION**

The University of Southern Mississippi requests Board approval of a Second Amendment to the Amended and Restated Affiliation Agreement between the University of Southern Mississippi Alumni Association. Section 2.23 of the Agreement is amended to reflect the Association Executive Director’s direct reporting to the University President or his designee, rather than the Vice President for External Affairs. The term of the new amended agreement is five years effective January 1, 2025 through December 31, 2029. All other terms of the agreement remain unchanged. The affiliation agreement and its amendments meet the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the amendment and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

2. **USM – APPROVAL OF SECOND AMENDMENT TO AMENDED AND RESTATED AFFILIATION AGREEMENT WITH THE UNIVERSITY OF SOUTHERN MISSISSIPPI ATHLETIC FOUNDATION**

The University of Southern Mississippi requests Board approval of a Second Amendment to the Amended and Restated Affiliation Agreement with the University of Southern Mississippi Athletic Foundation. The term of the new amended agreement is five years effective January 1, 2025 through December 31, 2029. All other provisions of the agreement remain unchanged. The affiliation agreement and its amendments meet the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities.

**STAFF RECOMMENDATION: The Attorney General’s Office has reviewed the amendment and found it to be in compliance with applicable law and IHL Board of Trustees Policies and Bylaws. Board Staff recommends approval of this item.**

3. **SYSTEM – REQUEST FOR APPROVAL FOR FINAL ADOPTION OF AMENDMENTS TO BOARD POLICY 102.03 INSTITUTIONS**

Board approval is requested for the below amendments to Board Policy 102.03 Institutions. The following amendments are proposed in order to ensure continued compliance with state and federal law and to eliminate redundant provisions. This request is for a waiver of the first reading requirement and for final adoption of these policy amendments.

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**~~102.03~~ — ~~INSTITUTIONS~~**

~~Each institution of higher learning has a distinct history and traditions, and a distinct mission to be performed within the context of the Board and System missions, but they also share certain common characteristics. The common characteristics include:~~

- ~~• a commitment to excellence and responsiveness;~~
- ~~• a commitment to programs and activities that enhance the undergraduate experience and strengthen general education;~~
- ~~• a commitment to a teaching/learning environment, both inside and outside the classroom, that sustains instructional excellence, serves a diverse and well-prepared student body, provides academic assistance, and promotes high levels of student achievement;~~
- ~~• a commitment to scholarly and creative work and research that is consistent with the university's mission;~~
- ~~• a commitment to public service, continuing education, technical assistance, and economic development programs and activities that respond to societal needs;~~
- ~~• a commitment to accountability, efficiency, productivity and the effective utilization of technology;~~
- ~~• a commitment to collaboration with public and private partners as a means of more effectively utilizing institutional resources; and~~
- ~~• a commitment to ethnic and gender diversity.~~

~~(BT Minutes, 9/2002)~~

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

4. **SYSTEM – REQUEST FOR APPROVAL FOR FINAL ADOPTION OF AMENDMENTS TO BOARD POLICY 102.04 INSTITUTIONAL MISSION STATEMENTS**

Board approval is requested for the below amendments to Board Policy 102.04 Institutional Mission Statements. The following amendments are proposed in order to ensure continued compliance with state and federal law and to eliminate redundant

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provisions. This request is for a waiver of the first reading requirement and for final adoption of these policy amendments.

**102.034 INSTITUTIONAL MISSION STATEMENTS**

Each institution of higher learning has common characteristics intrinsic to success. Each institution also has a distinct history, unique traditions, and separate mission to be performed within the IHL System. Each institution shall develop a concise statement of its core mission for approval by the Board. The core mission statement shall be based upon and consistent with the statement of institutional purpose and mission required by the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) and the Board and System mission statements. The core mission statement shall set forth clearly and concisely the major emphasis, scope, and character of the institution's instructional, research, and public service programs, and shall describe those characteristics and features that distinguish it from other institutions in the IHL system. Core mission statements shall be reviewed annually by each institution and may be modified with prior approval of the Board. The core mission statement of each institution shall be filed with the Commissioner.

(BT Minutes, 9/2002)

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

5. **SYSTEM – REQUEST FOR APPROVAL FOR FINAL ADOPTION OF AN AMENDMENT TO BOARD POLICY 102.05 PLANNING PRINCIPLES**

Board approval is requested for the below amendment to Board Policy 102.05 Planning Principles. The following amendment will renumber the existing policy with no other changes. This request is for a waiver of the first reading requirement and for final adoption of this policy change.

**102.045 PLANNING PRINCIPLES**

Effective performance of the system, board, and institutional missions requires sound planning. The IHL planning process is grounded in six principles, or core values, which undergird the ongoing work of universities and of the trustees.

- *Higher Education Matters.* Universities are the wellsprings of civilization and human capital. Ours must be vital for our citizenry to thrive.
- *Planning Begins With Self-Assessment and Research.* The divides of history, geography, wealth, and culture are particular threats to diverse institutions and trustees. A willingness to honestly and collegially address issues is central to

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IHL planning. Well-researched, factual information leavens disputes into discussion.

- *Successful Institutions Focus on Their Assets.* Our universities are home to rich traditions, diverse environments, and exceptional talent. By nurturing and building on these assets, each of our institutions can flourish within the IHL system.
- *System Planning Requires Collaboration.* As diverse institutions and individuals, we need to pay attention to building institutional cooperation, eschewing insidious competition, broadening leadership, and promoting collaborative decision-making. Collaboration must also extend to other agencies and organizations, particularly other education entities.
- *Viable Institutions Incorporate Resource Stewardship and Accountability in All Functions.* Trustees and universities have a duty to be good stewards. Accountability and evaluation ensure integrity and effectiveness and will be reviewed annually.

(BT Minutes, 9/2002)

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

6. **SYSTEM – REQUEST FOR APPROVAL FOR FINAL ADOPTION OF AMENDMENTS TO BOARD POLICY 102.06 DIVERSITY STATEMENT**

Board approval is requested for the below amendments to Board Policy 102.06 Diversity Statement. The following amendments are proposed in order to ensure continued compliance with state and federal law and to eliminate redundant provisions. This request is for a waiver of the first reading requirement and for final adoption of these policy changes.

**102.056 DIVERSITY STATEMENT ON HIGHER EDUCATION ACCESS AND SUCCESS**

Consistent with IHL’s commitment to high academic standards, student achievement, and the preparation of responsible citizens, IHL recognizes that the effectiveness of our academic community is enhanced by embracing the perspectives, backgrounds, and experiences of all students, faculty, and staff. We encourage all members of the academic community to engage in respectful, meaningful discourse with the aim of promoting critical thinking in the pursuit of knowledge, a deeper understanding of the human condition, and the development of character.



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All students should be supported in their educational journey through programming and services designed to have a positive effect on their individual academic performance, retention, and graduation. IHL is committed to higher education access and success among all populations to assist the state of Mississippi in meeting its enrollment and degree completion goals, as well as building a highly-skilled workforce.

~~One of the strengths of Mississippi is the diversity of its people. This diversity enriches higher education and contributes to the capacity that our students develop for living in a multicultural and interdependent world. Our system of government, rooted in respect for all people and respect for each individual, is based on understanding. Embracing diversity of thought, cultural background, experience, and identity helps to foster inclusive and intellectually enriched campus communities that maximize opportunities for success among all students and employees.~~

~~Institutions of higher learning have a moral and educational responsibility to ensure that talent is developed in all our citizens, and that our universities, individually and collectively, are strengthened by diversity in student bodies, faculties, administration, and in all areas offering employment opportunities, including construction, financing, and consulting. Increasing access and success among all populations assists the state of Mississippi in meeting its enrollment and degree completion goals as well as advancing critical economic development.~~

~~The Board recognizes the importance for campus environments to promote diversity and ensure that all aspects of institutional practice affirm our commitment to access and success, with particular attention to heightening participation and achievement of underrepresented individuals, as defined by each institution and approved by the IHL Board. To that end, the Board adopts the following goals for higher education in Mississippi:~~

- ~~1. To increase the enrollment and graduation rate of underrepresented students at our institutions;~~
- ~~2. To increase the employment of underrepresented individuals in administrative, faculty and staff positions;~~
- ~~3. To enhance the overall educational experience through infusion of curricular content and co-curricular programming that enhances multicultural awareness and understanding; and~~
- ~~4. To increase the use of underrepresented professionals, contractors, and other vendors.~~

~~The Board recognizes that the full and meaningful implementation of this statement and these goals requires that a high priority be assigned to this endeavor; therefore, the Board~~

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~~will require that the performance evaluation of all institutional executive officers and the Commissioner include diversity outcomes as among the most significant elements. The Board also expects the institutional executive officers and the Commissioner to incorporate appropriate diversity metrics into the performance evaluation in their units and in the establishment of goals and performance evaluation of the institutions and organizations.~~

(BT Minutes, 1/2005; 1/2013)

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

7. **SYSTEM – REQUEST FOR APPROVAL FOR FINAL ADOPTION OF AMENDMENTS TO BOARD POLICY 703.01 PURPOSE**

Board approval is requested for the below amendments to Board Policy 703.01 Purpose. The following revisions are proposed in order to ensure continued compliance with state and federal law and to eliminate redundant provisions. This request is for a waiver of the first reading requirement and for final adoption of these policy changes.

**703.01 PURPOSE**

The Board recognizes that providing financial support to deserving students is critical for strengthening the human capital of the state of Mississippi and achieving an educated society. Comprehensive and responsive financial assistance programs enhance the learning environments within the System’s institutions. IHL is committed to higher education access and success among all populations to assist the state of Mississippi in meeting its enrollment and degree completion goals, as well as building a highly-skilled workforce.

~~The Board of Trustees of the Mississippi Institutions of Higher Learning (IHL) recognize that financial support of deserving students is an important means of enhancing the human capital of the State of Mississippi and enriching the learning environments of the System's institutions. In order to realize an educated society, comprehensive and responsive financial assistance programs are crucial. Institutional financial assistance programs will help ensure access to higher education, promote diversity, foster retention and graduation of students, and assist in the preparation of a better work force.~~

(BT Minutes, 3/98)

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

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1. **SYSTEM – APPROVAL OF BOARD MEETING DATES AND LOCATIONS,  
JANUARY THROUGH DECEMBER 2025**

Thursday, January 16, 2025	Board Office
Thursday, February 20, 2025	Board Office
Thursday, March 20, 2025	Board Office
Thursday, April 17, 2025	Board Office
Thursday, May 15, 2025	Board Office
Thursday, June 19, 2025	Delta State University
Thursday, July 17, 2025	Subject to Call
Thursday, August 21, 2025	Board Office
Thursday, September 18, 2025	Board Retreat
Thursday, October 16, 2025	Board Office
Thursday, November 20, 2025	Mississippi State University
Thursday, December 18, 2025	Subject to Call

Should committee meetings be held, they will most likely occur on the Wednesday prior to the Board meeting dates.

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

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**INFORMATION ITEM**  
**FINANCE**  
**November 21, 2024**

1. **SYSTEM - AYERS INVESTMENT REPORT**

As part of the *Ayers* Settlement Agreement, publicly and privately funded endowments were created for the benefit of Alcorn State University, Jackson State University, and Mississippi Valley State University. The attached *Ayers* Investment Report summarizes the activity in the endowment accounts for FY 2024.

Under separate cover

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**SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE  
OCTOBER 17, 2024, BOARD MEETING SUBMISSION DEADLINE**

**NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF IN ACCORDANCE WITH 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.**

**DELTA STATE UNIVERSITY**

**1. DSU-GS 102-281 – PERFORMING ARTS ADA COMPLIANCE**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the amount of \$23,661.60 and zero (0) additional days to the contract of DC Services, LLC.

Approval Status & Date: APPROVED, October 4, 2024

Change Order Description: Change Order #1 includes the following: reinstalled twenty (20) seats with new mounting hardware; changed the flat bar railing to match the existing round railing.

Change Order Justification: This change order was necessary due to errors and omissions in plans and specifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$23,661.60.

Project Initiation Date: November 17, 2022

Design Professional: Burris/Wagon Architects, P.A.

General Contractor: DC Services, LLC

Total Project Budget: \$2,373,100.00

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**JACKSON STATE UNIVERSITY**

**2. JSU-GS 103-327 – HEERF MECHANICAL IMPROVEMENTS**

**Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by Engineering Resource Group

Approval Status & Date: APPROVED, November 1, 2024

**Approval Request #2: Advertise**

Board staff approved the Request to Advertise for receipt of bids.

Approval Status & Date: APPROVED, November 1, 2024

Project Initiation Date: April 20, 2023

Design Professional: Engineering Resource Group

General Contractor: TBD

Total Project Budget: \$8,953,156.00

**MISSISSIPPI STATE UNIVERSITY**

**3. MSU-IHL 205-326 – ROSENBAUM HEALTH SCIENCES RENOVATION 3<sup>RD</sup>  
FLOOR SIMULATION LABORATORY**

**Approval Request: Change Order #4**

Board staff approved Change Order #4 in the amount of \$37,228.00 and zero (0) additional days to the contract of Mid State Construction of MS, LLC.

Approval Status & Date: APPROVED, October 7, 2024

Change Order Description: Change Order #4 includes the following: deleted steel beams for temporary HVAC; credit for corner guards and fire extinguisher cabinets; credit for signage allowance reconciliation; added extra data outlets in the tv boxes; credit for camera allowance reconciliation; added flooring at sliding doors; credit for temporary HVAC; additional metal studs and gypsum board above cabinets in a conference room; added additional data cables for fourteen (14) wireless access points.

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Change Order Justification: This change order was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$185,889.00.

Project Initiation Date: April 20, 2023

Design Professional: LPK Architects

General Contractor: Mid State Construction of MS, LLC

Total Project Budget: \$4,250,000.00

4. **MSU-IHL 205-329 – SANDERSON CENTER RENOVATIONS AND REPAIRS**

**Approval Request: Change Order #2**

Board staff approved Change Order #2 in the amount of \$123,892.58 and one hundred five (105) additional days to the contract of Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, October 7, 2024

Change Order Description: Change Order #2 includes the following: credit for bouldering cave allowance reconciliation; added coating system to bouldering cave wall panels; added new metal lockers; added additional fire alarm devices; repaired existing cracks in original drywall; credit for unnecessary fire extinguishers; wall coverings allowance reconciliation; additional carpeting in the main entrance corridor to include removal and disposal of the existing carpet; additional painting in the main gym, auxiliary gym, and main corridor; added corner guards to three (3) columns in the weight room; installed custom wall covering on the wall opposite the landing of the new stairs; and one hundred five (105) days to the contract.

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

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$130,108.33.

Project Initiation Date: November 17, 2022

Design Professional: WBA Architects

General Contractor: Ethos Contracting Group, LLC.

Total Project Budget: \$2,500,000.00

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**5. MSU-IHL 205-336 – SOUTH CAMPUS MECHANICAL PLANT (PKG B)**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the amount of \$4,556.00 and zero (0) additional days to the contract of ECON Construction.

Approval Status & Date: APPROVED, October 30, 2024

Change Order Description: Change Order #1 includes the following: install a new fire hydrant assembly to replace the old fire hydrant assembly.

Change Order Justification: This change order was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$4,556.00.

Project Initiation Date: June 15, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: ECON Construction

CMA: ICM

Phased Project Budget: \$1,830,011.00

Total Project Budget: \$35,000,000.00

**6. MSU-IHL 205-336 – SOUTH CAMPUS MECHANICAL PLANT (PKG K)**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the amount of \$21,292.00 and zero (0) additional days to the contract of Robinson Electric Company, Inc.

Approval Status & Date: APPROVED, October 30, 2024

Change Order Description: Change Order #1 includes the following: provide PVC conduit from existing site communications pull box to Ag & Bio Engineering Building and metallic conduit from site conduit entry into the building to the communications room closet on the lower level of Ag & Bio Engineering building.



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Change Order Justification: This change order was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$21,292.00.

Project Initiation Date: June 15, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: Robinson Electric Company, Inc.

CMA: ICM

Phased Project Budget: \$2,242,357.00

Total Project Budget: \$35,000,000.00

7. **MSU-IHL 205-356 – BARNES AND NOBLE PARKING LOT**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the amount of \$109,551.50 and thirteen (13) additional days to the contract of McKee Construction, Inc.

Approval Status & Date: APPROVED, October 7, 2024

Change Order Description: Change Order #1 includes the following: additional costs due to removal of bad soil and backfill; adjusted storm inlet discovered in sidewalk during construction; additional costs due to removal of bad soil and backfill at concrete pavement area; credit for unused arborist allowance; and thirteen (13) days to the contract.

Change Order Justification: This change order was necessary due to latent job site conditions; errors and omissions in plans and specifications; and days for work as indicated above.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$109,551.50.

Project Initiation Date: January 18, 2024

Design Professional: Smithers Engineering and Consultants

General Contractor: McKee Construction, Inc

Total Project Budget: \$2,000,000.00

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

**Approval Request: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$5,799,900.00 to the apparent low bidder Drace Construction Corp.

Approval Status & Date: APPROVED, November 13, 2024

Project Initiation Date: November 19, 2020  
Design Professional: McCarty Architects, P.A.  
General Contactor: Drace Construction Corp.  
Total Project Budget: \$7,300,000.00

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

**Approval Request: Change Order #7**

Board staff approved Change Order #7 in the amount of \$112,735.00 and zero (0) additional days to the contract of AnderCorp, LLC.

Approval Status & Date: APPROVED, October 14, 2024

Change Order Description: Change Order #7 includes the following: omitted fireplace, elevator & electrical infrastructure revisions; access controls changes; changes to door hardware; relocation of construction fence between adjacent projects; and ADA modifications at entrance.

Change Order Justification: This change order was necessary due to owner requested modifications; errors and omissions in plans and specifications.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$805,948.70.

Project Initiation Date: March 1, 2019  
Design Professional: Dale Partners Architects, PA  
General Contractor: AnderCorp, LLC  
Total Project Budget: \$65,000,000.00

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

**Approval Request: Change Order #8**

Board staff approved Change Order #8 in the amount of \$89,474.00 and zero (0) additional days to the contract of AnderCorp, LLC.

Approval Status & Date: APPROVED, November 8, 2024

Change Order Description: Change Order #8 includes the following: install additional storm drain inlet; additional steel support at all double shades windows; trench across Stone Blvd in leu of boring across; re-route storm drainage piping; install additional structural steel in mechanical penthouse roof; additional structural steel corner supports at the outside and inside building corners.

Change Order Justification: This change order was necessary due to owner requested modifications; errors and omissions in plans and specifications; and latent job site conditions.

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$895,422.70.

Project Initiation Date: March 1, 2019

Design Professional: Dale Partners Architects, PA

General Contractor: AnderCorp, LLC

Total Project Budget: \$65,000,000.00

**MISSISSIPPI UNIVERSITY FOR WOMEN**

**11. MUW-IHL 204-136 – CAMPUS WIDE ROOFING**

**Approval Request: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$2,397,500.00 to the apparent low bidder Roofing Solutions, LLC.

Approval Status & Date: APPROVED, November 13, 2024

Project Initiation Date: November 16, 2023

Design Professional: JBHM Architects

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General Contactor: Roofing Solutions, LLC.  
Total Project Budget: \$2,663,277.00

**MISSISSIPPI VALLEY STATE UNIVERSITY**

**12. MVSU-GS 106-258 – ACADEMIC SKILLS TI**

**Approval Request: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$6,783,848.00 to the apparent low bidder Artizan Constructors, LLC.

Approval Status & Date: APPROVED, November 5, 2024

Project Initiation Date: October 15, 2015  
Design Professional: Architecture South, P.A.  
General Contactor: Artizan Constructors, LLC.  
Total Project Budget: \$8,939,632.82

**UNIVERSITY OF MISSISSIPPI**

**13. UM-IHL 207-473.3 (PH 3) MISC – OLE MISS SOFTBALL COMPLEX  
ADDITION & RENOVATION (PKG J)**

**Approval Request: Change Order #3**

Board staff approved Change Order #3 in the amount of \$9,829.87 and zero (0) additional days to the contract of Steel Fab, Inc.

Approval Status & Date: APPROVED, October 17, 2024

Change Order Description: Change Order #3 includes the following: add steel tubes for “Ole Miss” signage above main entry stair to the stadium.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$340,530.10.

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Project Initiation Date: March 16, 2023  
Design Professional: McCarty Architects, P.A.  
CMA: ICM, LLC.  
General Contractor: Steel Fab, Inc.  
Phased Project Budget: \$5,783,452.02  
Total Project Budget: \$33,250,000.00

**14. UM-IHL 207-473.4 (PH 4) STADIUM – OLE MISS SOFTBALL COMPLEX  
ADDITION & RENOVATION (PKG U)**

**Approval Request: Change Order #2**

Board staff approved Change Order #2 in the amount of \$8,497.50 and zero (0) additional days to the contract of Dant Clayton Corporation.

Approval Status & Date: APPROVED, October 17, 2024

Change Order Description: Change Order #2 includes the following: add riser enclosure panels at stairs in aluminum seating on each side of press box.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$157,060.21.

Project Initiation Date: March 16, 2023  
Design Professional: McCarty Architects, P.A.  
CMA: ICM, LLC.  
General Contractor: Steel Fab, Inc.  
Phased Project Budget: \$19,386,650.10  
Total Project Budget: \$33,250,000.00

**15. UM-IHL 207-473.4 (PH 4) STADIUM – OLE MISS SOFTBALL COMPLEX  
ADDITION & RENOVATION (PKG W)**

**Approval Request: Change Order #3**

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Board staff approved Change Order #3 in the amount of \$14,373.56 and zero (0) additional days to the contract of Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, October 17, 2024

Change Order Description: Change Order #3 includes the following: revised plumbing (fittings, water hammers, hose bibs) per washer and dryer product requirements; and revised rough-in locations for handwash sink in both concession areas.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$157,060.21.

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

CMA: ICM, LLC.

General Contractor: Upchurch Plumbing, Inc.

Phased Project Budget: \$19,386,650.10

Total Project Budget: \$33,250,000.00

**16. UM-IHL 207-473.4 (PH 4) STADIUM – OLE MISS SOFTBALL COMPLEX  
ADDITION & RENOVATION (PKG X)**

**Approval Request: Change Order #2**

Board staff approved Change Order #2 in the amount of \$6,284.62 and zero (0) additional days to the contract of Advance Electric Co, Inc.

Approval Status & Date: APPROVED, October 17, 2024

Change Order Description: Change Order #2 includes the following: add elevator disconnect and heat detector at controller closet; revise power for laundry equipment and add receptacle at Mud Room for cleat dryer.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications; and latent job site conditions.

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Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$157,060.21.

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

CMA: ICM, LLC.

General Contractor: Advance Electric Co, Inc.

Phased Project Budget: \$19,386,650.10

Total Project Budget: \$33,250,000.00

**17. UM-IHL 207-473.4 (PH 4) STADIUM – OLE MISS SOFTBALL COMPLEX  
ADDITION & RENOVATION (PKG Y)**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the amount of \$15,570.63 and zero (0) additional days to the contract of Acoustics & Specialties, LLC.

Approval Status & Date: APPROVED, October 17, 2024

Change Order Description: Change Order #1 includes the following: add overhead netting above center section of seating.

Change Order Justification: This change was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$15,570.63.

Project Initiation Date: March 16, 2023

Design Professional: McCarty Architects, P.A.

CMA: ICM, LLC.

General Contractor: Acoustics & Specialties, LLC.

Phased Project Budget: \$19,386,650.10

Total Project Budget: \$33,250,000.00

**18. UM-IHL 207-513 – SOC 3<sup>RD</sup> FLOOR PSYCHOLOGY RENOVATIONS**

**Approval Request: Schematic Design Documents**

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

Approval Status & Date: APPROVED, November 5, 2024

Project Initiation Date: April 18, 2024

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Total Project Budget: \$1,430,000.00

**19. UM-IHL 407-009 – BREVARD HALL 2<sup>ND</sup> FLOOR LABS**

**Approval Request: Change Order #3**

Board staff approved Change Order #3 in the amount of \$15,071.05 and zero (0) additional days to the contract of KT Builders.

Approval Status & Date: APPROVED, November 5, 2024

Change Order Description: Change Order #3 includes the following: cover costs for KT Builders during an University mandated halt in construction activities.

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

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$317,239.54.

Project Initiation Date: January 19, 2023

Design Professional: McCarty Architects, P.A.

General Contractor: KT Builders

Total Project Budget: \$2,943,296.00

**20. UM-IHL 407-003 – PHASE II UPGRADE HVAC CONTROLS-NATURAL PRODUCTS AND FASER**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the credit amount of \$6,095.00 and six (6) additional days to the contract of Upchurch Services, LLC.



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Approval Status & Date: APPROVED, October 14, 2024

Change Order Description: Change Order #1 includes the following: change 15” MVM screens to 7” MVM screens; credit for excess controls allowance; install an access panel in lab B124 ceiling for existing supply and return valve retrofit; install three (3) owner-provided exhaust valves to replace missing exhaust valves; and added six (6) days to the contract.

Change Order Justification: This change was necessary due to latent job site conditions; user/owner requested modifications; and days for weather as indicated above.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$6,095.00.

Project Initiation Date: February 17, 2022

Design Professional: DBES, LLC

General Contractor: Upchurch Services, LLC.

Total Project Budget: \$5,300,000.00

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**21. UM-IHL 407-010 – FASER HALL 453 LAB RENOVATION**

**Approval Request: Change Order #3**

Board staff approved Change Order #3 in the credit amount of \$44,000.00 and zero (0) additional days to the contract of Barnes and Brower, Inc.

Approval Status & Date: APPROVED, October 14, 2024

Change Order Description: Change Order #3 includes the following: liquidated damages for 88 days past substantial completion date.

Change Order Justification: This change was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: Three (3) change orders for a total credit amount of \$37,735.55.

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

**22. UM-IHL 407-011 – EARLY LEARNING AND EVALUATION CENTER (NEW BUILDING)**

**Approval Request: Design Development Documents**

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

Approval Status & Date: APPROVED, October 18, 2024

Project Initiation Date: June 16, 2022  
Design Professional: McCarty Architects, P.A.  
General Contractor: TBD  
Total Project Budget: \$32,775,000.00

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**23. UM-IHL 407-011.1 – EARLY LEARNING AND EVALUATION CENTER  
(DEMOLITION)**

**Approval Request #1: Contract Documents**

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

Approval Status & Date: APPROVED, October 18, 2024

**Approval Request #2: Advertise**

Board staff approved the Request to Advertise for receipt of bids.

Approval Status & Date: APPROVED, October 18, 2024

Project Initiation Date: June 16, 2022

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Phased Project Budget: \$776,331.

Total Project Budget: \$32,775,000.00

**24. UM-IHL 407-012 – SOUTH OXFORD CENTER 4<sup>TH</sup> FLOOR SCHOOL OF  
NURSING**

**Approval Request: Change Order #4**

Board staff approved Change Order #4 in the amount of \$332.93 and thirty-one (31) additional days to the contract of Wagner General Contractors, Inc.

Approval Status & Date: APPROVED, October 4, 2024

Change Order Description: Change Order #4 includes the following: installed electric service for automatic door operators (already included in project) for both main restrooms on 4th floor; installed door closers on all four main entry doors; credit issued for blinds due to blinds specified not coming in the size specified to cover windows; and thirty-one (31) days to the contract.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications; and days for work as indicated above.

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Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$275,322.94.

Project Initiation Date: January 19, 2023

Design Professional: UM Department of Facilities Planning

General Contractor: Wagner General Contractors, Inc.

Total Project Budget: \$3,943,950.00

**UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

**25. UMCM-IHL 209-557 – PES RENOVATION**

**Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by Canizaro-Cawthon-Davis Architecture.

Approval Status & Date: APPROVED, October 28, 2024

**Approval Request #2: Advertise**

Board staff approved the Request to Advertise for receipt of bids.

Approval Status & Date: APPROVED, October 28, 2024

Project Initiation Date: June 16, 2022

Design Professional: Canizaro-Cawthon-Davis Architecture

General Contractor: TBD

Total Project Budget: \$6,700,000.00

**26. UMMC-IHL 209-579 – UMMC COLONY PARK NORTH**

**Approval Request: Change Order #7**

Board staff approved Change Order #7 in the amount of \$76,227.38 and zero (0) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, October 28, 2024

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Change Order Description: Change Order #7 includes the following: add electrical connections for mechanical equipment; credit for replacing steel columns with wood blocking; add space around sound booths.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications; and latent job site conditions.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$418,207.43.

Project Initiation Date: June 12, 2022

Design Professional: CDFL Architects and Engineers

General Contractor: Codaray Construction, LLC.

Total Project Budget: \$105,910,527.00

**27. UMMC-IHL 209-579 – UMMC COLONY PARK NORTH**

**Approval Request: Change Order #8**

Board staff approved Change Order #8 in the amount of \$2,718,276.44 and sixty (60) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, October 28, 2024

Change Order Description: Change Order #8 includes the following: add water softener system; change in piping for detergent dispenser; redesign of the medical office building (MOB) floor in cardiology department; addition of PET CT Scan suite; and sixty (60) days to the contract.

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

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$3,136,555.87.

Project Initiation Date: June 12, 2022

Design Professional: CDFL Architects and Engineers

General Contractor: Codaray Construction, LLC.

Total Project Budget: \$105,910,527.00

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**28. UMMC-IHL 209-579 – UMMC COLONY PARK NORTH**

**Approval Request: Change Order #9**

Board staff approved Change Order #9 in the amount of \$52,921.04 and zero (0) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, October 28, 2024

Change Order Description: Change Order #9 includes the following: modification to blower room; add circuits for generator hookup and panel feeders; additional steel for the weight of the air handler unit.

Change Order Justification: This change was necessary due to errors and omissions in plans and specifications; user/owner requested modifications; and latent job site conditions.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$3,189,476.01.

Project Initiation Date: June 12, 2022

Design Professional: CDFL Architects and Engineers

General Contractor: Codaray Construction, LLC.

Total Project Budget: \$105,910,527.00

**29. UMMC-IHL 409-005 – NEW SCHOOL OF NURSING**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 in the amount of \$55,764.92 and zero (0) additional days to the contract of AnderCorp, LLC.

Approval Status & Date: APPROVED, October 28, 2024

Change Order Description: Change Order #1 includes the following: removing bad soil in the parking area; and additional equipment needed for placement of new material for parking area.

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

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Total Project Change Orders and Amount: One (1) change order for a total amount of \$55,764.92.

Project Initiation Date: January 19, 2023  
Design Professional: Eley Guild Hardy Architects  
General Contractor: AnderCorp, LLC.  
Total Project Budget: \$65,000,000.00

**30. UMMC-IHL 409-008 – ROOF REPAIRS AND REPLACEMENT**

**Approval Request: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$1,549,516.00 to the apparent low bidder Eskola, LLC.

Approval Status & Date: APPROVED, October 16, 2024

Project Initiation Date: April 18, 2024  
Design Professional: Burris/Wagon Architects.  
General Contractor: Eskola, LLC.  
Total Project Budget: \$2,250,000.00

**UNIVERSITY OF SOUTHERN MISSISSIPPI**

**31. USM-GS 108-296 – KINESIOLOGY BUILDING RENOVATION**

**Approval Request: Change Order #3**

Board staff approved Change Order #3 in the amount of \$103,476.00 and thirty (30) additional days to the contract of Hanco Corporation.

Approval Status & Date: APPROVED, October 9, 2024

Change Order Description: Change Order #3 includes the following: changes to the scope of work related to USM's request for security camera location modifications; additional steel for elevator installation; and thirty (30) days to the contract.

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Change Order Justification: This change was necessary due to changes in requirements or recommendations by governmental agencies; 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 \$254,061.24.

Project Initiation Date: March 20, 2020

Design Professional: Albert & Robinson Architects

General Contractor: Hanco Corporation

Total Project Budget: \$16,600,000.00

**32. USM-GS 208-370 – USM INNOVATION AND COMMERCIALIZATION PARK  
SITE DEVELOPMENT**

**Approval Request: Change Order #1**

Board staff approved Change Order #1 to add forty-one (41) additional days to the contract of Walters Construction. No additional funds were required for this change order.

Approval Status & Date: APPROVED, October 21, 2024

Change Order Description: Change Order #1 includes the following: added forty-one (41) days to the contract.

Change Order Justification: This change was necessary due to changes in requirements or recommendations by governmental agencies; latent job site conditions; fourteen (14) weather-related delays; and days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$0.00.

Project Initiation Date: June 15, 2023

Design Professional: Neel-Schaffer, Inc.

General Contractor: Walters Construction

Total Project Budget: \$3,465,000.00



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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 (statement dated 10/1/24) from the funds of Alcorn State University. (This statement, in the amount of \$3,110.00, represents services and expenses in connection with an immigration/labor certification matter.)

**TOTAL DUE.....\$ 3,110.00**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 8/1/24, 8/1/24, 8/1/24, 9/1/24, 9/1/24, 9/1/24 and 10/1/24) from the funds of Jackson State University. (These statements, in the amounts of \$62.85, \$33.46, \$6,000.00, \$24.73, \$36.62, \$31.87 and \$33.82, respectively, represent services and expenses in connection with an immigration/labor certification matter.)

**TOTAL DUE.....\$ 6,223.35**

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statement dated 10/18/24) from the funds of Mississippi State University. (This statement, in the amount of \$4,284.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 4,284.00**

Payment of legal fees for professional services rendered by Mitchell McNutt (statement dated 10/15/24) from the funds of Mississippi State University. (This statement, in the amount of \$4,700.69, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 4,700.69**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 10/1/24 and 10/1/24) from the funds of Mississippi State University. (These statements, in the amounts of \$2,650.00 and \$225.00, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 2,875.00**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 10/28/24 and 10/28/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$345.00 and \$897.00, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 1,242.00**

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Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 10/4/24) from the funds of the University of Mississippi. (This statement, in the amount of \$350.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 350.00**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 9/13/24, 9/13/24, 9/16/24 and 9/20/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$3,365.00, \$2,650.00, \$460.00 and \$1,440.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 7,915.00**

Payment of legal fees for professional services rendered by Alexander Law, P.A. (statements dated 8/5/24 and 8/5/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,038.00 and \$3,286.50, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 6,324.50**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 4/19/24, 7/15/24, 8/9/24, 8/14/24, 8/14/24, 8/20/24, 8/21/24, 8/23/24, 8/29/24, 8/29/24, 9/16/24, 9/16/24, 9/16/24, 9/16/24, 9/16/24, 9/16/24, 9/16/24, 9/30/24, 10/4,24 10/15/24, 10/15/24 and 10/15/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$17,856.00, \$15,476.90, \$1,523.00, \$1,272.80, \$340.00, \$42,435.81, \$256.50, \$121.90, \$2,863.50, \$4,590.50, \$1,483.50, \$6,720.50, \$2,848.40, \$793.50, \$379.50, \$81.00, \$81.00, \$81.00, \$255.00, \$33.00, \$1,648.90, \$10,210.20 and \$4,237.90, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 115,590.41**

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statements dated 7/26/24, 8/27/24 and 9/26/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,319.65, \$1,899.00 and \$115.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 8,634.15**

Payment of legal fees for professional services rendered by Hogan Lovells, US, LLP (statements dated 8/19/24 and 9/19/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$62,321.00 and \$114,662.11, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 176,983.11**

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Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 8/6/24, 9/6/24, 9/6/24, 9/6/24, 9/6/24, 10/4/24, 10/4/24, 10/4/24 and 10/4/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$513.00, \$37.50, \$259.50, \$170.00, \$2,390.00, \$100.00, \$5,295.00, \$379.50 and \$34.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 9,178.50**

Payment of legal fees for professional services rendered by Page, Kruger & Holland (statements dated 9/3/24, 9/3/24, 9/3/24, 9/3/24 9/17/24, 10/1/24, 10/1/24, 10/1/24, 10/3/24 and 10/8/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$40.60, \$282.41, \$160.00, \$693.00, \$1,200.00, \$962.50, \$80.00, \$220.00, \$460.10 and \$2,658.59, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 6,757.20**

Payment of legal fees for professional services rendered by Steen, Dalehite & Pace (statements dated 5/31/24, 6/30/24, 6/30/24, 8/14/24, 8/14/24, 8/14/24, 8/14/24, 8/14/24, 8/15/24, 8/16/24, 8/26/24 9/4/24, 9/10/24, 9/16/24, 9/16/24, 9/17/24, 9/19/24, 9/23/24, 10/11/24, 10/17/24 and 10/18/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,947.00, \$105.00, \$840.00, \$2,420.00, \$122.50, \$1,666.50, 1,026.00, \$220.00, \$187.00, \$544.00, \$628.52, \$124.80, \$45.10, \$1,800.00, \$1,755.00, \$554.00, \$51.20, \$1,377.00, \$255.00, \$860.00 and \$3,357.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 19,885.62**

Payment of legal fees for professional services rendered by Vernis & Bowling of Mississippi (statements dated 8/14/24, 8/14/24, 8/14/24, 8/14/24, 8/14/24, 8/14/24, 9/13/24, 9/13/24, 9/13/24, 9/13/24, 9/13/24, 10/16/24, 10/16/24, 10/16/24, 10/16/24 and 10/16/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$290.00, \$115.50, \$12,579.00, \$1,195.00, \$332.50, \$336.00, \$160.00, \$1,275.00, \$4,173.00, \$3,425.90, \$4,163.15, \$1,750.00, \$555.50, \$598.00, \$4,790.35, \$280.00 and \$1,448.95, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 37,467.85**

Payment of legal fees for professional services rendered by Walker & Ungo Immigration Law Firm (statements dated 10/14/24, 10/15/24 and 10/17/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,000.00, \$2,000.00 and \$3,000.00, represent services and expenses in connection with immigration/labor certification matters.)

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**TOTAL DUE.....\$ 8,000.00**

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 7/25/24, 8/13/24, 8/16/24, 8/16/24, 8/16/24, 8/19/24, 8/19/24, 8/19/24, 8/19/24, 8/19/24, 9/6/24, 9/11/24, 9/11/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 9/23/24 and 10/21/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$289.00, \$845.38, \$3,680.04, \$8,635.50, \$1,696.00, \$594.00, \$3,666.90, \$3,516.90, \$561.00, \$4,708.80, \$212.00, \$3,498.00, \$1,326.00, \$420.00, \$427.65, \$49.50, \$2,304.30, \$114.99, \$5,345.00, \$562.50 and \$7,049.00, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 49,502.66**

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 10/8/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$4,269.58, represents services and expenses in connection with legal advice.)

**TOTAL DUE.....\$ 4,269.58**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 10/1/24 and 10/8/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$31.92 and \$960.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

**TOTAL DUE.....\$ 991.92**

Payment of legal fees for professional services rendered by Wise Carter (statement dated 10/18/24) 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**

**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 Conley Rose (statement dated 10/1/24) from the funds of Mississippi State University. (This statement, in the amount of \$10,664.00, represents services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 10,664.00**

Payment of legal fees for professional services rendered by Quarles & Brady, LLP (statement dated 10/16/24) from the funds of Mississippi State University. (This statement, in the amount

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of \$600.00, represents services and expenses in connection with a patent or intellectual property matter.)

**TOTAL DUE.....\$ 600.00**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/20/24, 9/23/24, 10/22/24, 10/22/24, 10/22/24 and 10/22/24) from the funds of Mississippi State University. (These statements, in the amounts of \$38.00, \$5,903.00, \$407.50, \$557.00, \$38.00 and \$12,794.00, respectively, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 19,737.50**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 4/22/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 9/12/24, 10/15/24, 10/15/24, 10/15/24, 10/15/24 and 10/15/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$100.00, \$1,343.50, \$384.00, \$2,112.00, \$64.00, \$3,228.00, \$332.50, \$3,412.50, \$803.50, \$64.00, \$1,216.00 and \$477.00, respectively, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 13,537.00**

Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 9/16/24, 9/16/24, 10/16/24, 10/16/24 and 10/16/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,485.00, \$770.00, \$1,225.00, \$351.01 and \$122.50, respectively, represent services and expenses in connection with intellectual property patents.)

**TOTAL DUE.....\$ 5,953.51**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 9/30/24, 9/30/24, 9/30/24, 9/30/24, 9/30/24 and 9/30/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$204.00, \$988.50, \$135.00, \$375.00, \$1,242.00 and \$759.00, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 3,703.50**

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 8/5/24, 8/5/24, 8/5/24 and 8/5/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$210.00, \$1,405.00, \$180.00 and \$3,745.00, represent services and expenses in connection with patents or intellectual property matters.)

**TOTAL DUE.....\$ 5,540.00**

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1. **SYSTEM – 2024 FALL COMMENCEMENT SCHEDULE**

**Alcorn State University**

Time/Date: 9:00 a.m., Thursday, December 12, 2024  
Location: Davey L. Whitney Health, Physical Education and Recreation Complex  
Speaker: Ms. Carla Kirkland, Founder and CEO of The Kirkland Group

**Delta State University**

*Graduates*

Time/Date: 10:00 a.m., Friday, December 13, 2024  
Location: Bologna Performing Arts Center  
Speaker: Dr. Lee Dean. She is the 2024 S. E. Kossman Outstanding Teacher Award Winner

*Undergraduates*

Time/Date: 2:00 p.m., Friday, December 13, 2024  
Location: Bologna Performing Arts Center  
Speaker: Dr. Lee Dean. She is the 2024 S. E. Kossman Outstanding Teacher Award Winner

**Jackson State University**

*Undergraduates*

Time/Date: 9:00 a.m., Friday, December 6, 2024  
Location: Lee E. Williams Athletics and Assembly Center  
Speaker: TBD

*Graduates*

Time/Date: 9:00 a.m., Friday, December 6, 2024  
Location: Lee E. Williams Athletics and Assembly Center  
Speaker: TBD

**Mississippi State University**

*Meridian Campus*

Time/Date: 11:00 a.m., Thursday, December 12, 2024  
Location: MSU Riley Center  
Speaker: Dr. Mark E. Keenum, President, Mississippi State University

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*Starkville Campus*

*Academic Affairs; College of Architecture, Art and Design; College of Arts and Sciences;  
College of Education; College of Professional and Continuing Studies*

Time/Date: 9:30 a.m., Friday, December 13, 2024

Location: Humphrey Coliseum

Speaker: Dr. Mark E. Keenum, President, Mississippi State University

*Bagley College of Engineering, College of Agriculture and Life Sciences, College of  
Business, College of Forest Resources, and College of Veterinary Medicine*

Time/Date: 3:30 p.m., Friday, December 13, 2024

Location: Humphrey Coliseum

Speaker: Dr. Mark E. Keenum, President, Mississippi State University

**Mississippi University for Women**

Time/Date: 11:00 a.m., Friday, December 13, 2024

Location: Rent Auditorium, Whitfield Hall

**Mississippi Valley State University**

Time/Date: 8:00 a.m., Saturday, December 14, 2024

Location: R.W. Harrison Sports Complex

Speaker: Ms. Exodus Oktavia Brownlow, Writer, Editor, and Creator

**The University of Southern Mississippi**

*Graduate Students – All Colleges*

Time/Date: 5:00 p.m., Thursday, December 12, 2024

Location: Bernard Reed Green Coliseum, Hattiesburg, MS

*Undergraduates – College of Business and Economic Development  
College of Education and Human Sciences*

Time/Date: 9:00 a.m., Friday, December 13, 2024

Location: Bernard Reed Green Coliseum, Hattiesburg, MS

*Undergraduates – College of Arts and Sciences*

*College of Nursing and Health Professions*

Time/Date: 2:00 p.m., Friday, December 13, 2024

Location: Bernard Reed Green Coliseum, Hattiesburg, MS

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**2. SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL**

The following items have been approved by the Commissioner on behalf of the Board and are available for review in the Board Office.

- a. **ASU** – On October 29, 2024, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Alcorn State University and Mrs. Dorothy M. Addkison for approximately 151.5 acres of land in Kemper and Winston Counties on which the ASU Extension Program operates an Agriculture Incubator. ASU previously held a lease with Mrs. Addkison for this property that expired December 31, 2023. ASU seeks to continue that relationship with a new 10-year lease effective January 1, 2024, through December 31, 2034, and is requesting retroactive approval of same. The rent for the new lease is \$9,000 per year to be paid in annual installments due by the 30<sup>th</sup> day of January each year. The total cost of the full term of this agreement is \$90,000. The IHL 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 Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- b. **ASU** – On November 11, 2024, Commissioner Alfred Rankins, Jr., approved the Bridge Agreement between Alcorn State University and Ellucian Company, Inc. for Cloud Software Services through Ellucian’s Campus Logic platform. ASU’s previous agreement expired on August 31, 2024 and are seeking to extend the services for a five-month alignment period, or through January 31, 2025, at a cost of \$30,059 which is due November 6, 2024. The IHL Associate Commissioner for Legal Affairs and Risk Management reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts subsection E. Other Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- c. **JSU**– In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board of Trustees. On October 22, 2024, Commissioner Alfred Rankins, Jr. approved the Education and General Budget, Mississippi Urban Research Center Budget, and Auxiliary Budget. The IHL Executive Financial staff has reviewed, and approved the revisions. The revisions contain no increases to the total budgets but, rather, are reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- d. **USM** – On November 11, 2024, Dr. Alfred Rankins, Jr. approved the Lease Agreement between the University of Southern Mississippi and Duff Amusement Co., Inc. for approximately 4,200 square feet of off-site warehouse storage space for use by Housing and Residence Life operations. The term of the lease is one year, effective November 1, 2024, with an option to renew for three additional



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one-year terms at a cost of \$1,760.00 per month for a total cost of \$21,120.00 per year. Rent is due on the first day of each month. The IHL Associate Commissioner for Legal Affairs and Risk Management reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

3. **MUW – REVISED CLIENT LIST FOR LOBBYING AGREEMENT WITH LINDA ROSS ALDY**

At the October 17, 2024 meeting, the Board approved an agreement between the Mississippi University for Women and Linda Ross Aldy for the provision of a full scope of legislative lobbying services within the State of Mississippi. The term of the agreement is one year from October 1, 2024 through September 30, 2025. The contract amount is \$35,000 to be paid in monthly installments of \$2,916.66 each from self-generated by the MUW Foundation. IHL Board Policy 201.0506 Political Activity requires the disclosure of the firm's client list. The contract approved by the board in October listed no existing clients, which was incorrect. On October 25, 2024, MUW disclosed that Ms. Aldy represented the Town of Oakland in 2024 and intends to represent them during the 2025 Legislative session.