

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 21, 2011**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Jackson Convention Center Complex in Jackson, Mississippi, at approximately 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on January 6, 2011, to each and every member of said Board, said date being at least five days prior to this April 21, 2011 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. The meeting was called to order by Dr. Bettye Neely, President, and opened with prayer by Dr. Jim Futrall, Executive Director of the Mississippi Baptist Convention Board.

INTRODUCTION OF GUESTS

- ▶ President Bettye Neely welcomed the Student Government Association presidents: Mr. Corey Cooper, President at Alcorn State University; Mr. Brandon Rook, President-Elect at Alcorn State University; Ms. Emily Hearn, President at Delta State University; Ms. Jeana Wilkes, President-Elect at Delta State University; Mr. Thomas Sellers, President at Mississippi State University; Mr. Rhett Hobart - President Elect at Mississippi State University; Ms. Virginia Burke, President at the University of Mississippi; Mr. Taylor McGraw, President Elect at the University of Mississippi; Ms. Kasey Mitchell, President at the University of Southern Mississippi; and Mr. Erick Brown, President-Elect at the University of Southern Mississippi.
- ▶ President Neely also welcomed Mr. Johnny Franklin, the Education Policy Advisor in Governor's Office.

APPROVAL OF THE MINUTES

On motion by Trustee Ross, seconded by Trustee Robinson, with Trustee Owens absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on March 17, 2011.

CONSENT AGENDA

On motion by Trustee Robinson, seconded by Trustee Pickering, with Trustee Owens absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

ACADEMIC AFFAIRS

1. **System** - Approved the following program modification:
 - a. MSU - deletion of the *Bachelor of Science in Foreign Languages* (CIP 16.0101) degree.
2. **System** - Approved the following new academic units:

CENTERS AND INSTITUTES

- a. DSU - the *Center for Economic Education and Research (CEER)*. The CEER will help DSU meet its goal of improving the quality of life for all constituents by promoting local

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economic development in communities throughout the Mississippi Delta through the production and delivery of economic education and financial literacy programs and research. The CEER will be housed in the DSU Division of Accountancy, Computer Information Systems, and Finance, and will be covered by existing funds within the division.

- b. DSU - the *Delta Business Institute of Health (DBIH)*. The specific purpose of the DBIH is to promote workplace wellness in the Mississippi Delta. The center will be funded with external grant funds.
 - c. UMMC - the *UMMC Comprehensive Stroke Center*. The Center will facilitate the identification of collaborative research opportunities to advance clinical research in the cerebrovascular diseases with the goals of improving stroke outcomes and reducing health disparities for Mississippians. The Center is operational with current UMMC faculty and staff and funding is incorporated in existing UMMC budgets.
 - d. UMMC - the *UMMC Accredited Chest Pain Center*. The Center will advance the state of clinical care for patients with acute coronary events by providing an emphasis on quality and assuring the UMMC will meet national standards in the delivery of care for its patients. The Center is operational with current UMMC faculty and staff and funding is incorporated in existing UMMC budgets.
3. **System** - Approved the following academic unit modifications:
- a. DSU - deletion of the *Small Business Development Center*.
 - b. UM - rename *The Gatlin Center for Economic Education* to *The Center for Economic Science and Economic Education*. The Gatlin Center was once sponsored and funded by the Gatlin family, but funds now go to the Ole Miss First Scholarship Program. It is now appropriate to dissociate the center from the Gatlin name and add the emphasis on education and research. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Economics.
 - c. UMMC - rename the *Department of Anatomy* to the *Department of Neurobiology and Anatomical Sciences* to adopt a name that is in line with the names of similar departments at peer institutions and focuses attention on the primary research effort. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Neurobiology and Anatomical Services.
 - d. MSU - combine the *John C. Stennis Institute of Government* and *Mississippi State Community Action Team (MSCAT)* and name the combined unit the *John C. Stennis Institute of Government and Community Development*. From a recommendation of the President's Select Committee on Efficiencies and Innovations and in consideration of the retirement of the Director of MSCAT, a request is made to merge the two units. The reorganization and naming will require minimal resources, which will be covered by existing funds.

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4. **System** - Approved the following degrees to be conferred at the following levels in May 2011 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	
Alcorn State University					
	<i>Undergraduate</i>				
	Associate of Science in Nursing	40			
	Bachelor of Science	394			
	Bachelor of Science in Nursing	41			
	Bachelor of Arts	187			
			662		
	<i>Graduate</i>				
	Master of Science in Agriculture	17			
	Master of Science in Biology	4			
	Master of Science in Education	101			
	Master of Science in Biotechnology	3			
	Master of Science in Nursing	33			
	Master of Arts in Teaching	28			
	Master of Science in Computer Science	7			
	Master of Business Administration	18			
	Master of Science in Workforce Education Leadership	14			
	Specialist in Education	27			
			252		
				914	
Delta State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	19			
	Bachelor of Fine Arts	12			
	Bachelor of Music	1			
	Bachelor of Music Education	7			
	Bachelor of Science	73			
	Bachelor of Science in Education	10			
	Bachelor of Science in Social Justice and Criminology	11			
	Bachelor of Science in Interdisciplinary Studies	14			
	Bachelor of Social Work	31			
			178		
	<i>College of Business</i>				
	Bachelor of Business Administration	67			
	Bachelor of Commercial Aviation	19			
			86		
	<i>College of Education</i>				
	Bachelor of Arts	10			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Bachelor of Science	34			
	Bachelor of Science in Education	43			
			87		
<i>School of Nursing</i>					
	Bachelor of Science in Nursing	16			
			16		
<i>School of Graduate Studies</i>					
	Master of Business Administration	33			
	Master of Commercial Aviation	6			
	Master of Education	81			
	Master of Professional Accountancy	3			
	Master of Science in Community Development	4			
	Master of Social Justice and Criminology	1			
	Master of Science in Sport and Human Performance	3			
	Master of Science in Nursing	30			
	Educational Specialist	16			
			177		
				544	
Jackson State University					
<i>Undergraduate</i>					
	Bachelor of Arts	66			
	Bachelor of Business Administration	92			
	Bachelor of Music	6			
	Bachelor of Science	410			
	Bachelor of Science Education	30			
	Bachelor of Social Work	48			
			652		
<i>Graduate</i>					
	Doctor of Education	2			
	Doctor of Philosophy	15			
	Doctor of Public Health	1			
	Specialist in Education	16			
	Master of Arts	20			
	Master of Arts in Teaching	7			
	Master of Business Administration	7			
	Master of Music Education	4			
	Master of Professional Accountancy	7			
	Master of Public Health	12			
	Master of Public Policy and Administration	1			
	Master of Science	30			
	Master of Science in Education	41			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Master of Science in Teaching	2			
	Master of Social Work	30			
			195		
				847	
Mississippi State University					
	<i>College of Agriculture and Life Sciences</i>				
	Bachelor of Landscape Architecture	18			
	Bachelor of Science	162			
	Master of Agribusiness Management	2			
	Master of Landscape Architecture	1			
	Master of Science	31			
	Doctor of Philosophy	8			
			222		
	<i>College of Architecture, Art, and Design</i>				
	Bachelor of Architecture	28			
	Bachelor of Fine Arts	32			
	Bachelor of Science	30			
	Master of Science	1			
			91		
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	221			
	Bachelor of Science	254			
	Bachelor of Social Work	29			
	Master of Arts	11			
	Master of Public Policy and Administration	29			
	Master of Science	32			
	Doctor of Philosophy	9			
			585		
	<i>College of Business</i>				
	Bachelor of Business Administration	299			
	Master of Business Administration	70			
	Master of Science Information Systems	5			
	Doctor of Philosophy	2			
			376		
	<i>College of Education</i>				
	Bachelor of Science	341			
	Bachelor of Music Education	9			
	Master of Arts in Teaching	3			
	Master of Arts in Teaching Secondary	2			
	Master of Science	69			
	Master of Science in Instructional Technology	3			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Educational Specialist	8			
	Doctor of Philosophy	17			
			452		
<i>College of Engineering</i>					
	Bachelor of Science	207			
	Master of Engineering	4			
	Master of Science	35			
	Doctor of Philosophy	20			
			266		
<i>College of Forest Resources</i>					
	Bachelor of Science	33			
	Master of Science	19			
	Doctor of Philosophy	9			
			61		
<i>College of Veterinary Medicine</i>					
	Master of Science	9			
	Doctor of Philosophy	1			
	Doctor of Veterinary Medicine	72			
			82		
<i>School of Accountancy</i>					
	Bachelor of Accountancy	72			
	Master of Professional Accountancy	20			
	Master of Taxation	11			
			103		
				2238	
Mississippi University for Women					
<i>Undergraduate</i>					
	Associate of Science in Nursing	54			
	Bachelor of Arts	36			
	Bachelor of Fine Arts	10			
	Bachelor of Science	186			
	Bachelor of Science in Nursing	104			
			390		
<i>Graduate</i>					
	Master of Education	6			
	Master of Science	16			
	Master of Arts in Teaching	4			
	Master of Science in Nursing	1			
			27		
				417	

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Institution	Degree to be Conferred	Number	Subtotal	Total	
Mississippi Valley State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	19			
	Bachelor of Science	39			
	Bachelor of Music	5			
	Bachelor of Secondary Education	7			
			70		
	<i>College of Professional Studies</i>				
	Bachelor of Arts in Mass Communication	26			
	Bachelor of Science	116			
	Bachelor of Social Work	54			
			196		
	<i>College of Education</i>				
	Bachelor of Science in Education	82			
			82		
	<i>College of Graduate Studies</i>				
	Master of Science	49			
	Master of Arts in Teaching	29			
	Master of Social Work	19			
	Master of Business Administration	7			
			104		
				452	
University of Mississippi					
	<i>College of Liberal Arts</i>				
	Bachelor of Arts	506			
	Bachelor of Science	55			
	Bachelor of Fine Arts	19			
	Bachelor of Music	11			
			591		
	<i>School of Engineering</i>				
	Bachelor of Science in Chemical Engineering	13			
	Bachelor of Science in Civil Engineering	27			
	Bachelor of Science in Computer Science	11			
	Bachelor of Science in Electrical Engineering	13			
	Bachelor of Science in Mechanical Engineering	26			
	Bachelor of Science in Geological Engineering	13			
	Bachelor of Engineering	2			
	Bachelor of Science	2			
			107		

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>School of Education</i>				
	Bachelor of Arts in Education	255			
			255		
	<i>School of Pharmacy</i>				
	Bachelor of Science in Pharmaceutical Sciences	6			
	Doctor of Pharmacy	75			
			81		
	<i>School of Business</i>				
	Bachelor of Business Administration	403			
			403		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	68			
			68		
	<i>School of Applied Sciences</i>				
	Bachelor of Science in Criminal Justice	59			
	Bachelor of Science in Exercise Science	58			
	Bachelor of Science	83			
	Bachelor of Social Work	29			
	Bachelor of Science in Family and Consumer Sciences	3			
	Bachelor of Arts in Parks and Recreation Management	8			
	Bachelor of Paralegal Studies	11			
			251		
	<i>School of Journalism and New Media</i>				
	Bachelor of Arts	75			
			75		
	<i>Graduate School</i>				
	Master of Arts	125			
	Master of Criminal Justice	4			
	Master of Science	94			
	Master of Social Work	16			
	Master of Fine Arts	6			
	Master of Accountancy	32			
	Master of Business Administration	35			
	Master of Taxation	8			
	Master of Education	67			
	Master of Music	6			
	Specialist in Education	7			
	Doctor of Education	5			
	Doctor of Philosophy	67			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
			472		
	<i>Law School</i>				
	Juris Doctor	127			
			127		
				2430	
University of Southern Mississippi					
	<i>College of Arts and Letters</i>				
	Bachelor of Arts	197			
	Bachelor of Fine Arts	30			
	Bachelor of Interdisciplinary Studies	53			
	Bachelor of Music	6			
	Bachelor of Music Education	12			
	Bachelor of Science	18			
	Master of Arts	25			
	Master of Art Education	1			
	Master of the Arts in Teaching of Languages	4			
	Master of Fine Arts	9			
	Master of Music	14			
	Master of Music Education	6			
	Master of Science	9			
	Doctor of Musical Arts	4			
	Doctor of Philosophy	18			
			406		
	<i>College of Business</i>				
	Bachelor of Science	21			
	Bachelor of Science in Business Administration	252			
	Master of Business Administration	17			
	Master of Professional Accountancy	1			
			291		
	<i>College of Education and Psychology</i>				
	Bachelor of Arts	8			
	Bachelor of Science	174			
	Master of Arts	5			
	Master of Arts in Teaching	2			
	Master of Education	57			
	Master of Library and Information Science	19			
	Master of Science	7			
	Specialist in Education	11			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Doctor of Education	2			
	Doctor of Philosophy	36			
			321		
<i>College of Health</i>					
	Bachelor of Arts	29			
	Bachelor of Science	112			
	Bachelor of Social Work	27			
	Master of Public Health	28			
	Master of Science	24			
	Master of Social Work	34			
	Doctor of Audiology	8			
	Doctor of Philosophy	3			
			265		
<i>School of Nursing</i>					
	Bachelor of Science in Nursing	119			
	Master of Science in Nursing	1			
			120		
<i>College of Science and Technology</i>					
	Bachelor of Arts	25			
	Bachelor of Science	192			
	Master of Science	67			
	Doctor of Philosophy	25			
			309		
				1712	
System Total					
					9554

BUDGET, FINANCE AND AUDIT

5. **MSU** - Approved the request to extend the closing date of the land sale agreement with Cotton Mill Development Group, LLC (CMDG) for the sale of approximately 8.477 acres of land comprised of two parcels located behind the Cooley Building in Starkville, MS. The purpose of the amendment is to extend the closing date deadline from March 31, 2011 to September 30, 2011 in order to allow CMDG additional time to secure financing. CMDG retains the right to close earlier by providing thirty days written notice to the university. There will be no additional cost to grant the extension. The purchase price remains at \$2,880,000. The Attorney General's Office has reviewed and approved the agreement.
6. **UMMC** - Approved the request to continue a professional services agreement with BKD, LP for tax advisory services for the coordination of the filing of IRS claims to refund Medical Residents' FICA taxes. The purpose of the addendum is to stipulate a contract term not to exceed a five-year period or through August 20, 2015 to allow time for the IRS to provide guidance/response to UMMC's

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filing. The length of the contract will continue until the IRS provides guidance/response to UMMC’s filing or for the period August 20, 2010 to no later than August 20, 2015. The total cost remains the same. Payment will be issued on actual hours worked, not to exceed a total of \$425,000. Of this total, \$25,000 is included for administrative and travel costs. UMMC is seeking refunds on a total of eight years. It is anticipated that the total fees *per claim year* will not exceed \$50,000. The contract will initially be funded by general funds; however, the refunds received will ultimately fund the engagement. Refunds anticipated are in excess of \$5,000,000. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.

7. **UMMC** - Approved the request to extend the lease agreement for one year – July 1, 2011 to June 30, 2012– with CAG Holdings, LLC for 8,125 square feet of space housing the Batson Community Clinic. The annual cost per square foot is \$13 for a monthly rental cost of \$8,802.08. The total cost for the one-year extension is \$105,624.96. As a result of the extension, the overall cost for the entire contract period is \$1,001,663.11. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
8. **System** - Approved the request to engage the following CPA firms to conduct annual audits for fiscal/calendar years 2011 as required by Board Policy 301.0806 (D)(9) University Foundation/Affiliated Entity Activities, General Requirements of Affiliation Agreements. Unless otherwise indicated, each entity’s next financial reporting period ends on June 30, 2011.

UNIVERSITY AFFILIATED ENTITY	CPA FIRM
Alcorn State University Foundation	Silas Simmons, LLP
Delta State University Foundation	Ellis and Hirsberg CPA
Jackson State University Foundation	Banks, Finley, White and Company CPAs
Mississippi E-Center Foundation (JSU)	Banks, Finley, White and Company CPAs
JSU Alumni Association	Bruno and Tervalon, LLP
Mississippi State University Foundation	KPMG, LLP
The Bulldog Foundation	T.E. Lott and Company, P.A.
The Bulldog Club	T.E. Lott and Company, P.A.
MSU Research and Technology Corporation	T.E. Lott and Company, P.A.
MSU Alumni Foundation	KPMG, LLP
MSU Alumni, Inc.	T.E. Lott and Company, P.A.
Mississippi University for Women Foundation	Grantham, Poole, Randall, Reitano, Arrington and Cunningham, PLLC
Mississippi Valley State University Foundation	J.E. Vance and Company, P.A.
University of Mississippi Foundation	KPMG, LLP
UM Athletic Association	Church Devoe and Associates, PLLC
UM Research Foundation*	Horne, LLP
UM Alumni Association	Chester Redditt, CPA

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University of Southern Mississippi Foundation	KPMG, LLP
USM Athletic Association	Horne, LLP
USM Research Foundation **	Nicholson and Company, PLLC
USM Alumni Association	Grantham, Poole, Randall, Reitano, Arrington and Cunningham, PLLC

* UM Research Foundation requested Horne, LLP be approved to conduct audit services for a three year period - 2011 to 2013.

** USM Research Foundation's year-end is December 31, 2011.

REAL ESTATE

9. **UMMC** - Approved the professional team for **IHL 209-537, Parking Garage C**, which includes Signet-Harrell Development, Tim Haahs Engineers/Architects, and Harrell Contracting Group, LLC. The project is defined as the development, finance, construction, and operation of a fee for use 1,000-1,200 stall parking facility in support of the UMMC development plans. The parking garage will be used by faculty, staff, students and other subscribers. The project will be required to be in operation early in the fourth quarter of 2012. The garage will be located on the east side of campus, immediately north of the existing electrical sub-station, on the northwest corner of that site. When complete, the garage will be connected to the Dental School with an elevated pedestrian walkway. This project is privately financed through the dual phase design build financing method with a revenue stream from parking fees from university staff, faculty, students, contractors, vendors, and adjoining medical facilities to cover the lease payments.
10. **MSU** - Approved the request to increase the scope and budget for **IHL 205-255, Arbor Hall**. The scope was increased to help handle the unexpected increase in the demand for campus housing. The budget will increase from \$23,653,017 to \$46,809,592 for an increase of \$23,156,575. As part of this project, the Board also approved the request to demolish and remove from inventory seven existing facilities known collectively as Arbor Acres and six houses along Magruder Street that are within the footprint of the proposed new facility. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. The Department of Archives and History has approved removal of the seven existing facilities known as Arbor Acres and the six houses along Magruder Street that are within the footprint of the proposed new facility. (The Board approved removal of two Arbor Acres buildings, #144 and #145, at its March 17, 2010 meeting.) The buildings will be demolished following notification of and approval from the Mississippi Department of Environmental Quality. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Funds are available from MSU EBC bond funds.
11. **UM** - Approved the request to increase the scope and budget for **IHL207-345, University Housing**. The budget will increase from \$32 million to \$39,314,500 for an increase of \$7,314,500. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. At the point of project initiation and establishment of the \$32 million project budget, the project was envisioned as a set of three buildings containing 700 beds. As design progressed, it became apparent to the university that opportunities existed to strengthen the financial viability of the project and to provide additional beds that are urgently needed on campus. Therefore, the university requested permission to increase the scope of the project to include the additional 167 beds as well as the cost of the project in order to accommodate the total bed count of 867 beds. Design costs are to be funded from Student Housing R&R reserves. Construction and

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- equipping costs will be funded by a mix of Student Housing R&R reserves, contributions from the university food services partner and UM EBC bond proceeds.
12. **USM** - Approved the request to increase the budget for **IHL 214-014, Hardy Hall Storm Damage Repair, Gulfpark Campus**. The budget will increase from \$6 million to \$8,981,725.15 for an increase of \$2,981,725.15. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. The project budget increase is based on project development and the professional's latest drawings and cost estimate that reflect expected project costs. The project seeks to repair damage incurred by Hurricane Katrina in August of 2005. Hardy Hall is a historic and major landmark on campus and the renovation will repair external damage as well as interior office and reception spaces. The project will also restore a small kitchen/bookstore addition to the rear of the building. The project is funded with available insurance funds and obligated FEMA funds totaling \$9,300,033.
 13. **ASU** - Approved the request to delete Building #20 (Mechanical Arts) from inventory and demolish it. The building is currently where the Military Science department is housed. The building was constructed in 1959. The mechanical systems are outdated and the building envelope is collapsing. The renovation and/or construction cost exceeds available funding through the university. The building will be demolished pending the receipt of the approval letter from the Mississippi Department of Archives and History and following notification of and approval from the Mississippi Department of Environmental Quality. All legal documentation will be kept on file in the Office of Real Estate and Facilities.
 14. **ASU** - Approved the request to delete Building #62 (Press Box) from inventory and demolish it. The building is currently not being used. The building was constructed in 1981 and has a dreadful rodent and snake infestation which poses a danger to the students, faculty, staff, and visitors. A new stadium has been constructed and is functional. The approval letter has been received from the Mississippi Department of Archives and History. The building will be demolished following notification of and approval from the Mississippi Department of Environmental Quality. All legal documentation will be kept on file in the Office of Real Estate and Facilities.
 15. **MUW** - Approved the request to donate to the City of Columbus, Mississippi two parcels of land and any improvements consisting of 15.721 acres more or less as authorized and directed by the Mississippi Legislature in H.B. 1217, Laws of 2011. MUW has no plan to use the parcel of land in future development and having the City of Columbus use it for a community center would improve the development of that area and assist in enhancing campus safety.

16. **PERSONNEL REPORT**

EMPLOYMENT

Rehired retirees making more than \$20,000 who are NOT on contracts during FY 2011

MSU

(Extension of interim appointment from March 31, 2011 through May 31, 2011)

Lynn Reinschmiedt, *former position:* Associate Dean and Professor; *re-employment position:* Interim Associate Vice President; *re-employment period:* January 1, 2011 through May 31, 2011; *salary of* \$145,000

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CHANGE OF STATUS

MVSU

(Extension of part-time status from March 31, 2011 through September 30, 2011)

Hareshnarayan Khanna, from full-time Vice President for Business and Finance/Chief Financial Officer; salary of \$132,500 per annum, pro rata; E & G funds; to Part-time Vice President for Business and Finance/Chief Financial Officer, salary of \$29,814 per annum, pro rata; E & G funds; effective April 1, 2011 through September 30, 2011

SABBATICALS

DSU

Joe Abide, Associate Professor of Art, College of Arts and Sciences; *from* salary of \$51,575 per nine months; E&G Funds; *to* professional leave without pay; effective August 1, 2011 through December 31, 2011; professional development

TERMINATION

MVSU

Christopher Shults, Assistant Provost for Effectiveness, Assessment, Research and Strategic Planning; resignation effective March 16, 2011

EMERITUS STATUS

MUW

Hal Jenkins, Emeritus Dean of the College of Education and Human Sciences and Professor of Education; College of Education and Human Sciences; effective May 2011

ADMINISTRATION/POLICY

17. ASU - Approved the request to bestow two honorary degrees at its May 2011 commencement. Supporting documents are on file at the Board Office.

BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Bob Owens, Chair

On motion by Trustee Owens, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda item #2 as submitted on the Budget, Finance & Audit Agenda. On motion by Trustee Owens, seconded by Trustee Pickering, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Owens, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda item #4. On motion by Trustee Owens, seconded by Trustee Blakeslee, all Trustees legally present and participating voted unanimously to approve agenda item #5.

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1. **System** - The Board received the FY 2009 System Audit report as presented by Ms. Eileen McGinn from KPMG, LLP.
2. **UM** - Approved the request to engage Morgan Keegan as the lead underwriter; Butler, Snow, O'Mara, & Cannada, PLLC as bond counsel; and Stephens, Inc. and Edward Jones as underwriting co-managers regarding the issuance of bonds with a maximum debt amount of up to \$38 million. The Board also approved the financial advisor's report. Butler, Snow, O'Mara, Stevens, & Cannada, PLLC will be compensated at \$1.90 per \$1,000 for fixed rate issues or \$2.20 for variable rate issues. Underwriters will be compensated \$7.00 per \$1,000. Based on a fixed rate bond issue of \$38 million, total estimated professional costs will be \$72,200 for Butler, Snow, O'Mara, Stevens, & Cannada, PLLC, and \$266,000 for the underwriters for a total professional compensation including the financial advisor of \$376,200. Based on a variable rate issue, Butler, Snow, O'Mara, Stevens, & Cannada, PLLC's compensation will rise to \$83,600 with a total professional issue cost including the financial advisor of \$387,600. Funds are available from a combination of EBC revenues and auxiliary funds.
3. **System** - Approved the allocation of FY 2012 state appropriations for Education and General Fund funding to the institutions. **(See Exhibit 1.)**
4. **System** - Approved the request to select and contract with AmFed Companies, LLC. to administer claims for the IHL Self-Insured Tort Claims Plan (Tort Plan) and IHL Self-Insured Workers' Compensation Plan (WC Plan) for four years – July 1, 2011 through June 30, 2015. The administrative fee for the term is \$1,465,312 and will be funded from the institutions' self-funded pool. The Attorney General's Office has reviewed and approved the agreement.
5. **System** - Approved the proposed increases in room and board rates at all institutions for FY 2012 only. **(See Exhibit 2.)**
6. **System** - The Board received information regarding potential changes to Board Policy Section 700 Finance and Business. These changes will be submitted to the Board for approval at a subsequent meeting.

LEGAL AGENDA

Presented by Mr. Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Smith, all Trustees legally present and participating voted unanimously to move agenda item #1 to the Executive Session agenda.

1. **UMMC** - Settlement of Tort Claim No. 1641. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**

INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

REAL ESTATE

1. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the March 17, 2011 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 3.)**

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 21, 2011**

LEGAL

2. **System** - The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 4.)

EXECUTIVE SESSION

On motion by Trustee Perry, seconded by Trustee Rouse, with all Trustees legally present and participating voted unanimously to close the meeting to determine whether or not it should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously **to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of a litigation matter at the University of Mississippi Medical Center and
Discussion of a personnel matter at the Board Office.

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

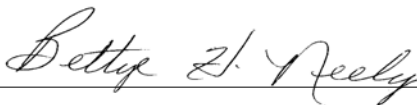
On motion by Trustee Owens, seconded by Trustee Davidson, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted to approve the settlement of the case styled as, *Needham vs. UMMC, et al*, as recommended by counsel.

The Board discussed a personnel matter at the Board Office.

On motion by Trustee Perry, seconded by Trustee Rouse, with Trustee Robinson 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 Ross, seconded by Trustee Davidson, with Trustees Robinson absent and not voting, all Trustees legally present and participating voted unanimously to adjourn the meeting.



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 21, 2011**

EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Allocation of FY 2012 state appropriations for Education and General Fund funding to the institutions. |
| Exhibit 2 | Proposed increases in room and board rates at all institutions for FY 2012 only. |
| Exhibit 3 | Real Estate items that were approved by the IHL Board staff subsequent to the March 17, 2011 Board meeting. |
| Exhibit 4 | Report of the payment of legal fees to outside counsel. |

EXHIBIT 1

April 21, 2011

MISSISSIPPI INSTITUTIONS OF HIGHER LEARNING Recommended FY 2012 Appropriations Allocation to Institutions

		Conference Reports		
		FY 2012 Conference Reports	Total Change Compared to FY 2011	% Change
<u>EDUCATION & GENERAL (excludes Ayers)</u>				
ASU (1)	\$ 17,751,083	\$ 17,576,296	\$ (174,787)	-0.98%
DSU (1)	21,258,274	21,114,413	(143,861)	-0.68%
JSU (1)	36,514,438	36,212,554	(301,884)	-0.83%
MSU (1)	87,991,548	87,130,940	(860,608)	-0.98%
MUW (1)	13,899,935	13,765,054	(134,881)	-0.97%
MVSU (1)	13,801,254	13,665,693	(135,561)	-0.98%
UM (1)	72,486,296	71,774,132	(712,164)	-0.98%
USM (1)	79,079,009	78,298,084	(780,925)	-0.99%
Subtotal	342,781,837	339,537,166	(3,244,671)	-0.95%
Space Efficiency (2)		2,000,000	-	N/A
Geospatial Licenses (2)		197,536	-	N/A
Total E&G Excluding Ayers	342,781,837	341,734,702	(1,047,135)	-0.3%
<u>SYSTEM ADMINISTRATION</u>				
Executive Office	7,264,198	7,161,561	(102,637)	-1.41%
Student Financial Aid	31,100,215	31,079,137	(21,078)	-0.07%
<u>ALCORN STATE UNIVERSITY</u>				
Agricultural Units	5,213,674	5,498,389	284,715	5.46%
<u>JACKSON STATE UNIVERSITY</u>				
Urban Research Center	502,407	495,734	(6,673)	-1.33%
<u>MISSISSIPPI STATE UNIVERSITY</u>				
Advanced Vehicular Studies (6)	3,426,291	3,338,190	(88,101)	-2.57%
State Chemical Laboratory	1,709,315	1,623,849	(85,466)	-5.00%
Water Resources Research Institute	120,531	120,531	-	0.00%
Agricultural & Forestry Experiment Station	21,365,833	21,365,833	-	0.00%
Mississippi Cooperative Extension	27,269,914	27,369,914	100,000	0.37%
Forest & Wildlife Research Center	5,392,854	5,392,854	-	0.00%
College of Veterinary Medicine	16,203,711	16,203,711	-	0.00%
Stennis Institute	965,739	917,452	(48,287)	-5.00%
Alcohol Safety Education Program (S. F.)	1,454,761	1,483,856	29,095	2.00%
<u>UNIVERSITY OF MISSISSIPPI</u>				
Center for Manufacturing Excellence	826,132	826,132	-	0.00%

EXHIBIT 1

April 21, 2011

Law Research Institute	829,232	809,003	(20,229)	-2.44%
Mineral Resources Institute	423,586	400,824	(22,762)	-5.37%
Research Inst. of Pharmaceutical Sciences	3,208,655	3,127,749	(80,906)	-2.52%
Supercomputer	727,661	691,278	(36,383)	-5.00%
Small Business Center	250,984	238,435	(12,549)	-5.00%
University Medical Center (4)	221,032,977	218,000,932	(3,032,045)	-1.37%
State Court Education Program (S. F.)	1,582,832	1,491,301	(91,531)	-5.78%
<u>UNIVERSITY OF SOUTHERN MISSISSIPPI</u>				
Mississippi Polymer Institute	692,525	668,440	(24,085)	-3.48%
Gulf Coast Research Laboratory	3,255,104	3,190,734	(64,370)	-1.98%
Stennis Center	444,485	438,706	(5,779)	-1.30%
Ayers Program Funding	20,200,000	20,200,000	-	0.00%
Ayers Endowment (3)	5,000,000	5,000,000	-	0.00%
Ayers Summer Program Funding	750,000	750,000	-	0.00%
Ayers Catch-up Funding	-	-	-	N/A
Total State Appropriation Ayers	25,950,000	25,950,000	-	0.00%
Ayers Interest (S.F.) (5)	900,000	900,000	-	N/A
TOTAL AYERS FUNDING:	26,850,000	26,850,000	-	0.00%
Total Including Special Fund Agencies	724,895,453	720,519,247	(4,376,206)	-0.60%
State Appropriation-EXCLUDING S.F. Agencies	720,957,860	716,644,090	(4,313,770)	-0.60%
Non-IHL Agency Request-Volunteer Commission	363,913	360,000	(3,913)	-1.08%
TOTAL STATE APPROPRIATION	\$ 721,321,773	\$ 717,004,090	\$ (4,317,683)	-0.60%

FOOTNOTES:

- (1) Allocation includes \$8,125 for each institution for Washington Center Internship. Distribution will be based on student participation.
- (2) Space Efficiency and Geospatial Licenses allocation will be based on program utilization when these become known.
- (3) Senate Bill 3032 provides for the appropriation of the Ayers Endowment from Treasury Fund 3254.
- (4) This presentation includes UMMC funds appropriated and received through the Department of Health of \$5.7 million in FY 2011 and FY 2012.
- (5) This presentation includes Ayers interest funds. Actual receipts may vary.
- (6) HB 1095 transfers appropriated funds from the Center for Advanced Vehicular Systems in FY 2011 to the MS Technology Alliance. The amount shown for CAVS is the original appropriation for FY 2011; however, based on this transfer, FY 2011 appropriations will be \$3,426,291.

EXHIBIT 2

April 21, 2011

Student Average ANNUAL Occupancy Housing Rates

Institution	Average FY 2011 Charge	Proposed Average		
		FY 2012		
		Increase	Charge	Percentage Change
ASU - double	\$ 4,460	\$ 134	\$ 4,594	3.0%
" - single	6,349	191	6,540	3.0%
DSU - double	\$ 3,634	\$ 110	\$ 3,744	3.0%
" - single	5,234	110	5,344	2.1%
JSU - double	\$ 4,110	\$ 165	\$ 4,275	4.0%
" - single	5,407	216	5,623	4.0%
MSU - double	\$ 4,533	\$ 147	\$ 4,680	3.2%
" - single	4,829	157	4,986	3.3%
MUW - double	\$ 3,302	\$ 132	\$ 3,434	4.0%
" - single	5,771	231	6,002	4.0%
MVSU - double	\$ 3,090	\$ 524	\$ 3,614	17.0%
" - single	4,460	961	5,421	21.5%
UM - double	\$ 4,080	\$ 150	\$ 4,230	3.7%
" - single	5,390	195	5,585	3.6%
USM - double	\$ 3,686	\$ 209	\$ 3,895	5.7%
" - single	7,371	419	7,790	5.7%
Annual Average - double	\$ 3,862	\$ 196	\$ 4,058	5.1%
" " - single	\$ 5,495	\$ 249	\$ 5,911	4.5%

Note: Although most institutions have a variety of different housing plans to choose from, the occupancy rates shown here are the average of all double and all single occupancy plans available to students.

Average ANNUAL Meal Plan (Board) Rates

Institution	FY 2011 Charge	Proposed Change		
		FY 2012		
		Increase	Charge	Percent Change
ASU	\$ 2,348	\$ 94	\$ 2,442	4.0%
DSU	1,994	61	2,055	3.0%
JSU	2,413	96	2,509	4.0%
MSU	1,986	71	2,057	3.5%
MUW	2,258	56	2,314	2.5%
MVSU	2,447	353	2,800	14.4%
UM	1,941	76	2,017	3.9%
USM	2,574	86	2,660	3.3%
System - Average	\$ 2,245	\$ 112	\$ 2,357	5.0%

EXHIBIT 3

April 21, 2011

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MARCH 17, 2011 BOARD MEETING SUBMISSION DEADLINE

1. JSU – GS 103-255 – Fire Suppression System, Phase I (Stewart Hall)

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by CGM Group, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids.**

Staff Approval Date: March 3, 2011

Project Initiation Date: August 20, 2009

Design Professional: CGM Group

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$7,360,000

Funding Source(s): SB 2010, L'04 (\$76,260.78); HB 246, L'07 (\$1,218,436.73); HB 1722, L'09 (\$2,650,025.64); HB 1701, L'10 (\$3,415,276.85)

2. MSU – GS 113-115 – Lloyd-Ricks Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #10** in the amount of \$225,844.00 and sixty-three (63) additional days to the contract of West Brothers Construction. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 16, 2011

Change Order Justification: **Change Order #10** is necessary to provide exterior masonry waterproofing to stop moisture from penetrating the bricks and damaging the interior finishes, repair damaged interior plaster and paint, and add masonite cover to 5 bulletin boards.

Total Project Change Orders and Amount: Ten (10) change orders for a total amount of \$877,125.00

Project Initiation Date: June 14, 2006

Design Professional: Belinda Stewart Architects

General Contractor: West Brothers Construction

Contract Award Date: January 6, 2009

Project Budget: \$12,000,000

Funding Source(s): HB 246, L'07 (\$4,997,700.13); SB 3201, L'07 (\$3,611,340.47); SB 2988, L'03 (\$155,996); HUD Grant (\$3,234,963)

3. MSU – GS 113-117 – Wise Center Storm Repairs

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$262,025.00 and forty-eight (48) additional days to the contract of Thrash Commercial Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 10, 2011

EXHIBIT 3

April 21, 2011

Change Order Justification: **Change Order #5** is necessary for remediation to existing structural, electrical, and mechanical conditions that were not expected to be encountered. These conditions include collapsed soffit, deteriorating angle iron, improper location for existing electrical conduit, deteriorating exhaust fans, improper wall construction, improper brick ledge installation, and insufficient concrete slab.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$381,811.00

Project Initiation Date: September 21, 2007

Design Professional: Pryor & Morrow Architects & Engineers, P.A.

General Contractor: Thrash Commercial Contractors, Inc.

Contract Award Date: January 25, 2010

Project Budget: \$6,790,000

Funding Source(s): HB 1634, L'06 (\$1,726,000); HB 1641, L'08 (\$3,000,000); HB 1722, L'09 (\$2,000,000); MSU CVM (\$64,000)

4. **MSU – IHL 205-235G – Residence Hall Fire Protection**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Dynamic Fire Protection, LLC, the lower of one (1) bidder, for a total contract amount of \$1,468,521.00.

Staff Approval Date: March 9, 2011

Project Initiation Date: January 21, 2010

Design Professional: LPK Architects, P.A.

General Contractor: Dynamic Fire Protection

Contract Award Date: March 9, 2011

Project Budget: \$29,960,000 (This contract is part of the larger 205-235 project budget)

Funding Source(s): EBC Bonds (\$29,960,000)

5. **MUW – GS 104-149 – Poindexter Hall Renovation**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$65,565.00.00 and seventy-four (74) additional days to the contract of West Brothers.

Staff Approval Date: March 7, 2011

Change Order Justification: **Change Order #3** is necessary to recover operating costs incurred due to work delays. No work could be completed in the building from September 20, 2010 through December 2, 2010 as a result of locking out the building for mold remediation work required.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$184,077.58

Project Initiation Date: November 20, 2003

Design Professional: Pryor & Morrow

General Contractor: West Brothers

Contract Award Date: July 13, 2010

Project Budget: \$9,579,000

EXHIBIT 3

April 21, 2011

Funding Source(s): SB 2010, L'04 (\$6,930,000); HB 246, L'07 (\$714,000); HB 1641, L'08 (\$435,000); HB 1722, L'09 (\$1,500,000)

6. MVSU – GS 106-230 – Stadium Seating Replacement

Staff Approval: In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Dr. Doug Rouse, Chair of the Real Estate and Facilities Committee, **approving a budget increase** for the Stadium Seating Replacement project. The budget increase was increased from \$4,900,000 to \$6,400,000 for an increase in the amount of \$1,500,000.

Staff Approval Date: March 17, 2011

Project Initiation Date: N/A

Design Professional: JBHM Architects

General Contractor: Evan Johnson & Sons Construction, Inc.

Contract Award Date: N/A

Project Budget: \$6,400,000

Funding Source(s): HB 1701, Laws of 2010 (\$6,000,000); Bureau of Building Discretionary Funds (\$400,000)

7. MVSU – GS 106-236 – Fine Arts ADA Compliance

Staff Approval: In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Dr. Doug Rouse, Chair of the Real Estate and Facilities Committee, **approving a change in funding source** for the Fine Arts ADA Compliance project. The funding source will change from \$400,000 of HB 1701, Laws of 2010 funds to \$400,000 of HB 1722, Laws of 2009 funds.

Staff Approval Date: March 17, 2011

Project Initiation Date: N/A

Design Professional: Dale and Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$400,000

Funding Source(s): HB 1722, Laws of 2009

8. UM – GS 107-297 – Waste Water Treatment Plant

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the credit amount of (\$380.00) and four (4) additional days to the contract of Praire Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: February 21, 2011

Change Order Justification: **Change Order #1** is necessary to modify the installation location for the microstrainer and omit removal of the existing degrid system. The change order also will allow for the removal of existing West Basin weir box and replace with a precast concrete manhole.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of (\$380.00)

Project Initiation Date: June 18, 2008

EXHIBIT 3

April 21, 2011

Design Professional: Engineering Solutions, Inc.

General Contractor: Praire Construction, LLC

Contract Award Date: April 30, 2010

Project Budget: \$2,200,000

Funding Source(s): HB 1641, L'08 (\$1,500,000); HB 246, L'07 (\$100,000); Internal R&R (\$600,000)

9. UM – GS 107-302 – Lamar Hall Renovation

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Barlow Eddy Jenkins Architects, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 16, 2011

Project Initiation Date: August 20, 2009

Design Professional: Barlow Eddy Jenkins Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$7,300,000

Funding Source(s): HB 1722, L'09 (\$3,000,000); HB 1701, L'10 (\$2,000,000); Internal R&R (\$2,300,000)

10. UM – GS 107-303 – Roof Replacements

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Shafer and Associates, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved request to advertise for receipt of bids.**

Staff Approval Date: February 23, 2011

Project Initiation Date: August 20, 2009

Design Professional: Shafer & Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,500,000

Funding Source(s): HB 1722, L'09 (\$974,707.47); SB 2010, L'04 (\$88,000); HB 246, L'07 (\$100,000); Internal R&R (337,292.53)

11. UM – IHL 207-303A – Research Park & Innovation Center – Medicinal Plant Garden

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$5,688.00 and one hundred fifty-eight (158) additional days to the contract of Hooker Construction.

Staff Approval Date: February 21, 2011

Change Order Justification: **Change Order #2** is necessary to add days due to adverse weather and for the cost of materials, and labor to accomplish desired roof warranties.

EXHIBIT 3

April 21, 2011

Total Project Change Orders and Amount: Two (2) change orders for a total credit amount of (\$13,545.00)

Project Initiation Date: August 16, 2007

Design Professional: Cooke Douglass Farr Lemons + Howorth & Associates

General Contractor: Hooker Construction

Contract Award Date: December 16, 2009

Project Budget: \$2,500,000

Funding Source(s): Small Business Association Grant Funds, HUD Grant Funds, and NOAA Grant Funds

12. UM –IHL 207-303B – Research Park & Innovation Center

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$33,981.00 and zero (0) additional days to the contract of Montgomery Martin Contractors, LLC.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$76,899.00 and zero (0) additional days to the contract of Montgomery Martin Contractors, LLC.

Staff Approval Date: (#1) February 21, 2011; (#2) March 16, 2011

Change Order Justification: **Change Order #4** is necessary to install 12” collector line, furnish and install changes to the curved walls at the storefront, remove gypsum board ceilings, remove, offset and replace the 8” university water line at the round about area to the newly installed tap at the southwest site and to install four each additional 4” communications conduits to communications manhole. **Change Order #5** is necessary to furnish and install addition of a self adhering flexible flashing over the top of the exterior metal stud wall assembly, provide labor, material equipment, and supervision to undercut the existing unsuitable material at west lot and road between Station 10 to the round-about, and to provide a temporary road to allow traffic flow to and from Hathorn Road.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$104,262.92

Project Initiation Date: August 16, 2007

Design Professional: Cooke Douglass Farr Lemons + Howorth & Associates

General Contractor: Montgomery Martin Contractors, LLC

Contract Award Date: June 22, 2010

Project Budget: \$17,100,000

Funding Source(s): NIST Grant #66NANB6D6134 (\$17,100,000)

13. UM –IHL 207-306 – Center for Manufacturing Excellence

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the credit amount of (\$76,575.08) and seven (7) additional days to the contract of Panola Construction.

Staff Approval Date: February 21, 2011

Change Order Justification: **Change Order #7** is necessary in order to account for a credit to remove solar panel array and associated support systems from construction contract and other miscellaneous project items.

EXHIBIT 3

April 21, 2011

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$370,071.45

Project Initiation Date: November 15, 2007

Design Professional: Cooke Douglass Farr Lemons

General Contractor: Panola Construction

Contract Award Date: February 18, 2009

Project Budget: \$17,700,000

Funding Source(s): Mississippi Development Authority (\$17,700,000)

14. UM –IHL 207-320 – Mississippi Small Business Development Center

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$441.00 and zero (0) additional days to the contract of Murphy & Sons, Inc.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$517.00 and zero (0) additional days to the contract of Murphy & Sons, Inc.

Staff Approval Date: (#1) February 18, 2011; (#2) March 10, 2011

Change Order Justification: **Change Order #6** is necessary to add GFCI outlet in toilet room #119. **Change Order #7** is necessary to add four surface mounts through bolts to the two doors in the copy room.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$138,771.10

Project Initiation Date: February 19, 2009

Design Professional: The McCarty Company

General Contractor: Murphy & Sons, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$2,000,000

Funding Source(s): U.S. Congress Grant #SBAHQ-06-I-0032 (\$2,000,000)

15. UM – IHL 207-345 – University Housing

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons + Eley & Associates, design professional.

Staff Approval Date: February 23, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$32,000,000

Funding Source(s): EBC Bonds (\$32,000,000)

16. UMMC –IHL 209-510 – Guyton Contract III Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$30,771.78 and twenty-eight (28) additional days to the contract of Evan Johnson and Sons.

EXHIBIT 3

April 21, 2011

Staff Approval Date: March 7, 2011

Change Order Justification: **Change Order #2** is necessary in order to address latent conditions of bowed concrete walls and add inwall blocking for casework discovered to have been omitted from previous/original project two years ago.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$44,819.78

Project Initiation Date: June 17, 2008

Design Professional: Simmons Associates + Eley & Associates

General Contractor: Evan Johnson and Sons

Contract Award Date: February 10, 2010

Project Budget: \$16,500,000

Funding Source(s): Interest Income (\$700,000); UMC EBC (\$15,800,000)

17. UMMC –IHL 209-515 – Surgical Stay Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$231,957.00 and twenty (20) additional days to the contract of Evan Johnson and Sons.

Staff Approval Date: February 18, 2011

Change Order Justification: **Change Order #4** is necessary in order to address latent and owner requested conditions associated with routing of chilled water piping to the job site mechanical room area. Also owner requested accent wall color change, additional wall outlets etc additional valves to isolate separate 5 East project and relocation of wall speakers and corridor lights.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$435,853.00

Project Initiation Date: November 21, 2008

Design Professional: Cooke Douglass Farr Lemons

General Contractor: Evan Johnson and Sons

Contract Award Date: August 24, 2009

Project Budget: \$7,735,000

Funding Source(s): Hospital Patient Revenues (\$7,735,000)

18. UMMC –IHL 209-523 – S013 Area Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$6,961.00 and zero (0) additional days to the contract of Evan Johnson and Sons.

Staff Approval Date: March 9, 2011

Change Order Justification: **Change Order #5** is necessary in order to provide for the installation of clear protective covers for emergency stop buttons within the scan and control room areas. The addition of a duplex receptacle and data jack adds additional costs for floor preparation work prior to new tile installation.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$238,488.88

Project Initiation Date: August 20, 2009

Design Professional: Simmons Associates

EXHIBIT 3

April 21, 2011

General Contractor: Evan Johnson and Sons
Contract Award Date: January 11, 2010
Project Budget: \$1,947,239.00
Funding Source(s): Hospital Patient Revenues (\$1,947,239)

19. UMMC –IHL 209-527 – Ophthalmology Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$156,228.00 and fourteen (14) additional days to the contract of Fountain Construction.

Staff Approval Date: March 9, 2011

Change Order Justification: **Change Order #1** is necessary in order to finish changes/updates. The original finishes specified were basic and did not agree with the University Physicians standards of quality recently adopted for off campus clinics being operated by University Physicians.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$156,228.00

Project Initiation Date: August 20, 2009

Design Professional: Dale and Associates

General Contractor: Fountain Construction

Contract Award Date: September 1, 2010

Project Budget: \$5,279,000

Funding Source(s): Interest Income and Restricted funds (\$5,279,000)

20. UMMC – IHL 209-540 – School of Dentistry Restorative Lab

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Mark Vaughan, design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Mark Vaughan, design professional.

Staff Approval Date: March 17, 2011

Project Initiation Date: February 17, 2011

Design Professional: Mark Vaughan

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,280,000

Funding Source(s): Patient Revenue and Tuition Fees (\$1,280,000)

21. USM – GS 108-264 – Energy Reduction Retrofits

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons + Eley & Associates, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property

Staff Approval Date: March 11, 2011

Project Initiation Date: January 21, 2010

EXHIBIT 3

April 21, 2011

Design Professional: Watkins & O'Gywnn
General Contractor: N/A
Contract Award Date: N/A
Project Budget: \$2,000,000
Funding Source(s): HB 1722, L'09 (\$2,000,000)

EXHIBIT 4

April 21, 2011

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 David Ware & Associates (statements dated 2/1/11, 3/1/11 and 3/1/11) from the funds of Mississippi State University. (These statements, in the amounts of \$6.51, \$5.54 and \$30.66, respectively, represent services and expenses in connection with labor certifications.)

TOTAL DUE.....\$ 42.71

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 11/11/10, 12/13/10 and 1/12/11) from the funds of the University of Mississippi. (These statements, in the amounts of \$9,502.00, \$2,146.50 and \$8,482.83, respectively, represent services and expenses in connection with the Purchase of Property from Whirlpool Corporation.)

TOTAL DUE.....\$ 20,131.33

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 1/28/11, 2/24/11, 2/24/11 and 2/24/11) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with General Representation of the Medical School and Facility Practice Plans - \$86.00, *Jackson HMA LLC vs. UMMC* - \$7,484.28, UMMC - North Clinic - \$3,693.26 and UMMC - North Clinic - \$8,279.53, respectively.)

TOTAL DUE.....\$ 19,543.07

Payment of legal fees for professional services rendered by John Kitchens, Esq. (statements dated 1/31/11, 1/31/11, 2/28/11, 2/28/11, 2/28/11 and 2/28/11) from the funds of the University of Mississippi Medical Center. These statements represent services and expenses in connection with the cases styled *Kermode* (Federal Case) - \$21,344.33, UMMC - General Advice - \$2,640.00, UMMC - General - \$1,020.00, *Jaralah* - \$1,053.50, *Steiner* - \$2,256.18 and *Zeigler* - \$1,967.00, respectively.)

TOTAL DUE.....\$ 30,281.01

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

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 2/16/11) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Methods of Preparation of Live Attenuated Bacterial Vaccines" - \$472.50; "Fiber Ringdown Pressure/Force Sensors" - \$575.00; "Steele - Solid Heat Carrier Pyrolysis Reactor" - \$2,187.50 and "Weed - Pelvic Floor Strength Assessment Device" - \$220.00.)

TOTAL DUE.....\$ 3,455.00