

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
August 18, 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 Norman C. Nelson Student Union in the University of Mississippi Medical Center in Jackson, Mississippi, at 9:00 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 August 18, 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, and Mr. C.D. Smith. Ms. Amy Whitten was absent. The meeting was called to order by Ms. Robin Robinson, President, and opened with prayer by Mr. C.D. Smith.

ANNOUNCEMENT

- ▶ President Robin Robinson gave opening remarks and thanked Dr. Dan Jones, Chancellor of the University of Mississippi, and Dr. James Keeton, Vice Chancellor for Health Affairs and Dean School of Medicine of University of Mississippi Medical Center, and his staff for hosting the Board meeting on their campus. Trustee Robinson also expressed her appreciation for the lovely dinner given the previous night and especially for Dr. Keeton's report about the university.

INTRODUCTION OF GUESTS

- ▶ President Robin Robinson welcomed the Student Government Association presidents: Mr. Brandon Rook, President at Alcorn State University; Ms. Jeanna Wilkes, President at Delta State University; Mr. Matthew Thompson, President at Jackson State University; Mr. Rhett Hobart, President at Mississippi State University; and Mr. Taylor McGraw, President at the University of Mississippi.
- ▶ Dr. Bounds introduced and welcomed Ms. Katie Lusk as the new Special Assistant Attorney General, Universities Division.
- ▶ Dr. Carolyn Meyers, President of Jackson State University, introduced her cabinet members: Dr. Mark Hardy, Provost and Vice President of Academic Affairs; Dr. James Renick, Senior Advisor to the President; Mr. David Hoard, Vice President for Institutional Advancement; Dr. Marcus Chanay, Vice President for Student Life; Mr. Michael Thomas, Vice President for Business and Finance; Dr. Willie Brown, Vice President for Information Technology and Process Management; Dr. Felix Okojie, Vice President of Research and Federal Relations; Ms. Regina Quinn, Legal Counsel, and Ms. Sandra Sellers, Executive Director of Human Resources.

APPROVAL OF THE MINUTES

On motion by Trustee Pickering, seconded by Trustee Neely, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on June 16, 2011.

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CONSENT AGENDA

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

BUDGET, FINANCE AND AUDIT

1. **UMMC** - Approved the request to enter into a service agreement with Passport Health Communications, Inc. to provide insurance verification services. Under the agreement UMMC will have access to Passport databases that store specific patient insurance information obtained from healthcare insurance companies in order to provide immediate benefit and co-pay information to patients at the time of service. Passport will be the “behind the scenes” tool that is used in EPIC to present patient insurance information to various departments at UMMC. This contract is for five (5) years – September 1, 2011 through August 31, 2016, which includes two (2) successive one (1) year automatic renewal options. The total cost for the contract period is estimated at \$307,190.40. A breakdown of the costs is included in the bound *August 18, 2011 Board Working File*. The agreement will be funded by hospital patient revenue. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
2. **USM** - Approved request to amend the current lease agreement for space in the Old Garden Park Hospital and HealthMark Office buildings with the University of Southern Mississippi Research Foundation (USMRF). USMRF agrees to extend the current lease agreement one additional year. As part of the agreement’s scope, the foundation will continue to pay for all agreed to major repairs as needed. The foundation will also pay for utilities, pest control services, and grounds maintenance for the hospital facility. USM will be responsible for utilities (less water), janitorial service, and any necessary building repairs at the HealthMark Office facility. The amendment extends the current agreement an additional year. The current agreement ends June 30, 2012. This amendment will extend the term through June 30, 2013. The rent remains at the current annual rate of \$1,150,853 and will be paid in quarterly installments. The total rent for the original with all amendments which equals a 3-year term (July 1, 2010 to June 30, 2013) is \$3,452,559. The *average* square footage rental rate under this lease is \$13.46. The local market for office rental for this area ranges from \$15 to \$16 per square foot range. This lease agreement will be funded by the Federal Emergency Management Agency (FEMA). The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
3. **System** - Approved the request by the IHL Executive Office, on behalf of Jackson State University, Mississippi State University, University of Mississippi, University of Southern Mississippi, and the University of Mississippi Medical Center to enter into an agreement with Internet2. While it is necessary to formalize IHL’s *intent* to enter into this agreement prior to September 1, 2011 to allow for an efficient transition and set-up process, the official three-year contract period is effective July 1, 2012 through June 30, 2015 with automatic one-year renewals thereafter unless either party provides written notice of termination at least ninety (90) days before July 1 within the current annual renewal year. Annual cost is \$525,000. The total cost for the first three-years of the contract is \$1,575,000. The agreement provides for connectivity to the Internet 2 network for a minimum of three years. The funding source for the contract will be shared by the research universities - JSU, MSU, UM, USM, and UMMC. The IHL Executive Office will bill the institutions for their

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respective share of the total. The research ring connecting the four research universities (including UMMC) and Stennis Space Center, the Engineer Research and Development Center, and the Mississippi Department of Information Technology (MDITS) is provided through the state of Mississippi's communication network managed by MDITS. The Internet2 agreement provides the point of connection (20 x the current bandwidth) for the research ring to Internet2. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

REAL ESTATE

4. **UM** – Approved the appointment of Tipton Associates, A Professional Architectural Corporation as design professional for **IHL 207-348 – Johnson Commons West Renovation**. The university plans to completely renovate the Johnson Commons. The Board originally approved the initiation of this project at the May 19, 2011 Board meeting. Johnson Commons West is one of the university's two largest dining facilities and it is in dire need of modernization and expansion. This project will be a complete renovation of the main dining facility which is comprised of 49,886 square feet on two floors. The work will include upgrades to the main entrance, dining areas, kitchens, bathrooms, and offices. The mechanical and electrical systems will be replaced. Further definition of scope will be defined by the design professional in association with university representatives. The estimated project budget is \$14,500,000. Funds are available from Auxiliary R&R (\$9,900,000) and assistance from food service partner (\$4,600,000).
5. **ASU** – Approved the request to increase the amount of *Ayers* funds requested from \$4,730,144 to \$4,739,004 for an increase of \$8,860 and to increase the amount obtained that will be used to fund the **GS 101-269 – Dumas Hall Renovations** from \$4,730,144 to \$4,735,973, for a total increase of \$5,829. In September of 2010 the university increased the budget from \$3,500,000 to \$4,730,144. The \$3,500,000 is the original amount requested, allocated through the *Ayers* Settlement, and was approved by the Board for Dumas Hall. The estimated project budget is \$7,000,000. Funds are available from HB 246, Laws of 2007 (\$2,057,735); HB 1641, Laws of 2008 (\$368,847.64); SB 2988, Laws of 2003 – *Ayers* (\$300,000); and SB 2010, Laws of 2004 – *Ayers* (\$4,273,417.36). ASU will also use \$156,727 in *Ayers* funds from SB 3158, Laws of 2001 that is allocated to GS 101-258, Renovate Dumas Hall.
6. **DSU** – Approved the request to increase the budget for **GS 102-226 – Caylor/White-Walters Science Lab Renovation Phase II** from \$5,217,760 to \$5,324,840 for an increase of \$107,080. The project is currently in the construction phase. This is the second budget escalation request made for this project by the university for Phase II. The project was initiated with the Board on August 21, 2008 as Phase II of the Caylor/White-Walters Renovation. The Board approved the first budget increase from \$4,750,000 to \$5,217,760 through Interim Board approval on October 21, 2010. The current requested budget escalation will fund Change Order #6, Change Order #7, and Change Order #8. Funds are available from HB 1641, Laws of 2008 (\$1,000,000); HB 1722, Laws of 2009 (\$3,750,000-BOB Line Item); and HB 1701, Laws of 2010 (\$574,840).
7. **DSU** – Approved the request to increase the budget for **GS 102-237 – Caylor/White-Walters Renovation – Phase III** from \$6,000,000 to \$11,700,000 for an increase of \$5,700,000 and the request to revise the funding source to allow the university to fully fund the project balance and complete the project with new state bond funds that are now available in SB 3100, Laws of 2011. The project is currently in the design phase. This is the first budget escalation request made for this project by the university for Phase III. Renovation of this facility has been the university's top

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- priority for several years. Phase III of the project will complete the construction of 12 laboratories with prep rooms in a 24,000 square foot expansion and will renovate existing labs, lecture halls, faculty offices, restrooms, auditoriums, and the front entrance. A new sprinkler system and fire alarm system will also be installed. The estimated project budget is \$11,700,000. The funds are available from HB 1701, Laws of 2010 (\$6,000,000) and SB 3100, Laws of 2011 (\$5,700,000).
8. **UM** – Approved the request to increase the budget for **GS 107-305 – Central Mechanical Plant** from \$8,000,000 to \$13,200,000 for an increase of \$5,200,000 and the request to revise the scope of the project to allow the university to appropriately increase the capacity of the new mechanical plant to meet student demand. The project is currently in the design phase. This is the second budget escalation request made for this project by the university. The university has experienced significant increases in enrollment in the last two academic years and expects a further increase this year. The requested project budget escalation will enable the university to produce sufficient hot and chilled water to keep pace with the increased demand due to increasing enrollment figures. The estimated project budget is \$13,200,000. The funds are available from HB 1701, Laws of 2010 (\$8,000,000) and SB 3100, Laws of 2011 (\$5,200,000).
 9. **UMMC** – Approved the request to increase the budget for **GS 109-195 – Adult Emergency Department (AED) Renovation** from \$10,530,000 to \$11,255,000 for an increase of \$725,000. The project is currently in the design phase. This is the fourth budget escalation request made for this project by the university. Upon review of the base bid and alternates, it was apparent that accepting the bid alternates at the prices quoted were in the best interest of UMMC. In order to award the base bid plus the bid alternates and to re-establish a reasonable project contingency, a budget escalation is necessary. The additional funding of \$725,000 needed for the budget escalation is available from HB 1701, Laws of 2010. The project provides for the total renovation of existing Adult Emergency Room areas, expanding into Pediatric ER space to be vacated later this year, and will include all new/updated utility services, HVAC systems, and patient flow re-design to provide a modern Adult ER/Trauma Center. The estimated project budget is \$11,255,000.00. Funds are available from HB 246, Laws of 2007 (\$5,130,000); HB 1641, Laws of 2008 (\$2,000,000); HB 1722, Laws of 2009 (\$2,500,000); and HB 1701, Laws of 2010 (\$1,625,000).
 10. **UMMC** – Approved the request to increase project budget for **IHL 209-530 – Classroom Renovations** from \$650,000 to \$1,210,000 for an increase in the amount of \$560,000, the request to change the scope, and the request to revise the project funding source to include indirect cost income. The project is currently in the construction phase. This is the first budget escalation request made for this project by the university. The current budget escalation request in the amount of \$560,000 will re-establish a reasonable budget contingency and bring the originally approved project budget (\$650,000) up to date with the current commitments under contract and to include indirect cost income as an additional source of funds. The project will renovate existing classrooms in the original (1955) North Wing School area by providing updated finishes, electronic/data/electrical, seating and audio visual system upgrades. The estimated project budget is \$1,210,000.00. The funds are available from Indirect Cost Income (\$490,000); and Tuition (\$720,000).
 4. **UMMC** – Approved the request to increase the budget for **IHL 209-532 – Cardiovascular Renovations** from \$17,182,052 to \$20,182,526 for an increase of \$3,000,474 and the request to revise the scope. The project is currently in the design phase. This is the second budget escalation request made for this project by the university. This project will include the construction of a basement level, the completion of the previously planned third floor shell to be completed office spaces and upgrades to the adjacent, existing entrance corridor from the original North Wing

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entrance. The full basement addition will be developed as a shell for the renovation and enlargement of Radiological services in the future. This area would not be accessible for future development/expansion if not included in the present project. Finishing out the third floor shell area will provide needed office space for Anesthesia and Resident Fellows and other service support areas. Due to the projected increase in pedestrian access, the adjacent entrance corridor from the North Wing needs to be updated/modernized and renovated to provide more efficient and pleasing access to patient services along its route. The project will include renovation of existing space and new building expansion (3 floors) to provide a new (69,361 sf.) modern Cardiovascular Clinic/Services area. With approval of this change in scope, an additional 16,000 square feet will be added as a basement floor level shell to be used for future Radiological services and will increase the total square footage to 85,361 sf. The estimated project budget is \$20,182,526. The funds are available from MC EBC bond funds (\$20,182,526).

5. **USM** – Approved the request to increase the budget for **IHL 214-014 – Hardy Hall Storm Damage Repair, Gulf Park Campus** from \$8,981,725.15 to \$10,095,459.54 for an increase of \$1,113,734.39. The project is currently in the design phase. This is the second budget escalation request made for this project by the university. USM wishes to add an alternate to include historical windows as specified by the Department of Archives and History thus making it necessary to increase the budget to \$10,095,459.54 to include this alternate. The project will repair damage incurred by Hurricane Katrina in August 2005. Hardy Hall is a historic and major landmark on the Gulf Park campus. The renovation will repair external damage as well as numerous interior office and reception spaces. The project will also include a small kitchen/bookstore addition to the rear of the building. The funds are available from insurance funds and obligated FEMA Funds.
6. **MSU** – Approved the request to award timber sales for 11-01PT from John W. Starr Memorial Forest to highest bidder, The Woodland Investment Group, in the amount \$80,369 and for 11-02PP from John W. Starr Memorial Forest to highest bidder, the MidSouth Timber Company, LLC, in the amount of \$14,742. The bids were received on July 19, 2011. The documents have been reviewed and approved by the Attorney General's office. The description of the forest areas are listed below:
Timber Sale No. 11-01PT, Noxubee Unit, John W. Starr Memorial Forest. The sale area is approximately 29 acres in size and is located on four parcels in a portion of Lots 12 and 21 of Section 5, a portion of Lots 8, 9, and 17-24 in Section 6, and a portion of the NE ¼ of the NE ¼ of Section 7, all in Township 16 North, Range 14 East, Winston County, Mississippi. This sale contains and estimated volume of 344,341 board feet of pine sawtimber, 4 cords of pine chip-n-saw, and 7 cords of pine pulpwood.
Timber Sale No. 11-02PP, Talking Warrior Unit, John W. Starr Memorial Forest. The sale area is approximately 53 acres in size and is located in a portion of the N ½ of the SE ¼ and a portion of the S ½ of the NE ¼ of Section 7, Township 17 North, Range 14 East, Oktibbeha County, Mississippi. This sale contains and estimated volume of 81 cords of pine chip-n-saw, and 727 cords of pine pulpwood.
7. **MSU** – Approved the request to grant a ten foot permanent utility easement and a 10 foot temporary easement on four acres of land more or less in Madison County, MS to the East Madison Water Association. The East Madison Water Association upgraded the water supply lines in northeast Madison County. The university holds a 70-acre tract of land in the upgraded area. The East Madison Water Association proposes to install 6” water line along Walnut Road. With the installation of the new line, the association will also install a new fire hydrant located at the corner of the property which will greatly assist the area fire department in the event of a fire threat to the

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- structure or property. A copy of the legal description of the easement is on file with the Office of Real Estate and Facilities.
8. **UM** – Approved the request to delete from inventory and demolish Coy Waller Laboratory Complex- Original Offices. The building was part of the university’s Medicinal Plant Garden (MPG) Research Facility. During the last two years, new research buildings have been built on the lower portion of the MPG site rendering this small building obsolete. The building sits where a new road is to be built serving a new 63,000 square foot research building. 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.
 9. **USM** – Approved the request to grant a permanent access and utilities easement across the university’s former golf course property in Forrest County, MS to W.C. and Linda Maples and Willis C. Maples and Linda G. Maples Trust in consideration for a payment of \$1,657 for this 20 X 92 easement. The access and utilities easement is necessary to allow adjoining property owners access to the existing public road. The landowners have been using this easement area for many years but were unaware that the property was owned by the university. This error was discovered just recently when the landowner’s property was re-surveyed for construction of a new home. The City of Hattiesburg will not issue the landowners a certificate of occupancy for their home until an access and utilities easement is provided by the university. It is not anticipated that the university would ever use this small strip of land for any university purposes. A copy of the legal description of the easement is on file with the Office of Real Estate and Facilities.
 10. **Education and Research Center** – Approved the request to grant a ten foot wide permanent utility easement and right of way across the Education and Research Center (ERC) property to Gulf South Pipeline Company, LP. The easement is located adjacent to Ridgewood Road and Eastover Drive in Hinds County, MS and borders the property of the ERC. The utility easement and right of way is necessary due to the need to upgrade an aging gas line that is in need of replacement. The utility easement and right of way are for the purposes of constructing, reconstructing, renewing, operating, maintaining, protecting, inspecting, repairing, changing the size of, abandoning-in-place, removing and/or relaying pipeline(s) and conduit(s) for the transmission of communication signals, whether or not related to the aforementioned uses, along a route selected by Gulf South, together with such valves, fittings, meters, corrosion control devices, wires, cables and other equipment and appurtenances, whether above or below ground, as may be necessary or convenient for the transportation of oil, natural gas, petroleum products or any other liquids, gases or substances which can be transported through pipelines, for the protection of said pipeline(s) and conduit(s), or for the maintenance of the right of way, with the right of ingress and egress to and from the same, including the use of existing roads, on, over, across, under and through certain land situated in Hinds County, State of Mississippi. A copy of the legal description of the easement is on file with the Office of Real Estate and Facilities.

LEGAL

11. **MSU** – Approved the request to hire Grunsky, Ebey, Farrar & Howell Law Firm as outside counsel to provide services necessary in representing the interests of Mississippi State University in a trust litigation matter filed in the probate court in Monterey County, California. The University of Arkansas, Auburn University, Mississippi State University, and the University of Tennessee are the beneficiaries of the Alfred Aydelott Trust that is currently the subject of litigation in probate court

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in Monterey County, California. Specifically, a relative of the decedent has filed a petition to invalidate the trust amendment allocating \$2.4 million to establish and administer a travel award for architecture students. All four universities are in agreement to retain the firm of Grunsky, Ebey, Farrar & Howell located in Watsonville, California, and all four universities will share in the cost of defense. Rates are \$400 per hour for Shareholder Attorney time; \$300 per hour for Associate Attorneys with 10 years or more experience; \$250 per hour for Associate Attorneys with less than 10 years experience; and \$175 per hour for paralegal time. Reasonable costs for investigators, consultants and expert witnesses which may be determined by outside counsel to be reasonably necessary shall be reimbursed by the universities. The maximum amount budgeted for payment is \$20,000 and the contract will be paid from general funds. The Attorney General has approved this request.

12. **USM** - Approved the request to hire Barry Cannada, John Healy, Cara Baer, Hermant Gupta, Lane Belisimo, Bob Morris, Al Bright, Ben Roberson and Ryan O'Beirne with Butler, Snow, O'Mara, Stevens & Cannada Law Firm as outside counsel to represent USM in the filing of applications for patents in the United States and other intellectual property matters. The hourly rates to be charged will be \$225.00 for intellectual property/patent work, \$215.00 for commercial work, and \$85.00 for paralegals. Disbursements will include any long distance telephone charges, delivery charges, photocopy and drawing costs, computer search charges, government filing fees, travel expenses, and the like incurred in connection with this engagement. The approval will be for a period of one year from July 1, 2011, through June 30, 2012. These fees will be paid with funds from indirect costs associated with various University grants and with general funds. The maximum amount budgeted for payment is \$50,000. The Attorney General has approved this request.
13. **USM** - Approval the request to hire J. Cal Mayo, Jr. and Mary Ann Connell of Mayo Mallette Law Firm as outside counsel to consult with and represent USM regarding an athletics personnel matter. The hourly rate to be charged will be \$165.00 for all work performed pursuant to authority granted. Disbursements will include any long distant charges, delivery charges, photocopy and drawing costs, computer search charges, government filing fees, travel expenses, and the like incurred in connection with this engagement. These fees will be paid with funds from the University's general operating funds. The maximum amount budgeted for payment is \$15,000 and the contract period will not exceed one year. The Attorney General has approved this request.

PERSONNEL REPORT

EMPLOYMENT

Alcorn State University

Cheryl E. Ponder; Vice President for Student Affairs; salary \$120,000 per annum, pro rata; E&G Funds; effective August 1, 2011

Jackson State University

- Vivian Lois Fuller; Athletics Director, Department of Athletics; salary of \$150,000 per annum, pro rata; E&G Funds; effective August 15, 2011
- David Hoard; Vice President for Advancement, salary of \$205,000 per annum, pro rata; E&G funds; effective August 1, 2011

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Mississippi University for Women

J.H. "Ken" Kennedy, Jr.; part-time Interim Vice President for Institutional Advancement, \$60 per hour for an average of 10-12 hours per week; E&G Funds; effective July 20, 2011

Mississippi Valley State University

- John D. Jones, Associate Provost for Institutional Planning Research and Effectiveness and tenured Professor in Education; salary of \$118,000 per annum, pro rata; E&G Funds; effective August 15, 2011 (*Hire with Tenure - Also included in Tenure section below.*)
- Mary D. Minter; Dean of the College of Professional Studies and Education/Tenured Professor; salary of \$95,000 per annum, pro rata; E & G Funds; effective August 17, 2011

Delta State University

Rehired retirees making more than \$20,000 who ARE on contract during FY2012

- Gloria Brister; *former position:* Chair of Speech and Hearing Sciences and Assistant Professor; *re-employment position:* Interim Chair of Speech and Hearing Sciences and Assistant Professor Emeritus; *re-employment period:* July 16, 2011-June 30, 2012; annual salary of \$38,000
- Henry Outlaw; *former position:* Chair and Professor of Biological and Physical Sciences; *re-employment position:* Developmental Officer for Arts and Sciences; *re-employment period:* July 1, 2011-June 30, 2012; annual salary of \$40,000
- A.C. Prewitt; *former position:* Assistant Director of Physical Plant; *re-employment position:* Facilities Engineer; *re-employment period:* July 1, 2011-June 30, 2012; annual salary of \$22,604
- Linda Ross; *former position:* Director of the H.L. Nowell Union; *re-employment position:* Director of the H.L. Nowell Union; *re-employment period:* July 1, 2011-June 30, 2012; annual salary of \$24,693
- Ann Harland Webster; *former position:* Assistant Professor of Ed Leadership, Univ. of MS; *re-employment position:* Director of Delta Project/Adjunct Instructor; *re-employment period:* July 1, 2011-June 30, 2012; annual salary of \$30,000
- Carole White; *former position:* Director of the Thad Cochran Center for Rural Schools and Leadership; *re-employment position:* Part-time Director of the Thad Cochran Center for Rural Schools and Leadership; *re-employment period:* July 19, 2011-June 30, 2012; annual salary of \$45,000
- Kent Wyatt; *former position:* President; *re-employment position:* President Emeritus; *re-employment period:* July 1, 2011-June 30, 2012; annual salary of \$59,000

Alcorn State University

Rehired retirees making more than \$20,000 who are NOT on contract during FY2012

- Josephine Posey, *former position:* Special Assistant to the President on Accreditation Initiatives; *re-employment position:* ASU History Research Associate; *re-employment period:* July 1, 2011; Salary of \$50,000 per annum, pro rata
- Malvin A. Williams, Sr., *former position:* Interim Intercollegiate Athletics Director; *re-employment position:* Interim Intercollegiate Athletics Director; *re-employment period:* July 1, 2011; Salary of \$50,000 per annum, pro rata

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Mississippi State University

Rehired retirees making more than \$20,000 who are NOT on contract during FY2012

- Terry Amburgey, *former position: Professor; re-employment position: Professor; re-employment period: July 1, 2011 through June 30, 2012; salary of \$53,154*
- William Bishop, *former position: Country Extension Director III; re-employment position: County Extension Director III; re-employment period: July 1, 2011 through June 30, 2012; salary of \$34,018*
- Jimmy Bonner, *former position: Extension Water Quality Project Coordinator; re-employment position: Extension Water Quality Project Coordinator; re-employment period: July 1, 2011 through June 30, 2012; salary of \$31,308*
- Philip Bridges, *former position: Research Professor; re-employment position: Research Professor; re-employment period: July 1, 2011 through June 30, 2012; salary of \$49,244*
- Susan Bridges, *former position: Research Professor; re-employment position: Research Professor; re-employment period: July 1, 2011 through June 30, 2012; salary of \$63,318*
- Peggy Childers, *former position: Accountant; re-employment position: Accountant; re-employment period: July 1, 2011 through June 30, 2012; salary of \$22,360*
- Thomas Edwards, *former position: Research Professor; re-employment position: Research Professor; re-employment period: July 1, 2011 through June 30, 2012; salary of \$36,208*
- Sandra Harpole, *former position: Director; re-employment position: Director; re-employment period: July 1, 2011 through June 30, 2012; salary of \$65,937*
- Roy Higdon, *former position: Area Extension Agent IV; re-employment position: Area Extension Agent IV; re-employment period July 1, 2011 through June 30, 2012; salary of \$34,152*
- Michael Howell, *former position: Area Extension Agent IV; re-employment position: Area Extension Agent IV; re-employment period: July 1, 2011 through June 30, 2012; salary of \$33,881*
- Harvin Hudson, *former position: County Extension Director IV; re-employment position: County Extension Director IV; re-employment period: July 1, 2011 through June 30, 2012; salary of \$32,155*
- Leonard Ingram, *former position: Professor; re-employment position: Professor; re-employment period: July 1, 2011 through June 30, 2012; salary of \$46,703*
- Elbron Jones, *former position: Lecturer; re-employment position: Lecturer; re-employment period: July 1, 2011 through June 30, 2012; salary of \$57,156*
- Thomas Keene, *former position: Area Extension Agent III; re-employment: Area Extension Agent III; re-employment period: July 1, 2011 through June 30, 2012; salary of \$26,807*
- Deborah Knight, *former position: 4-H Museum Educator; re-employment position: 4-H Museum Educator; re-employment period: July 1, 2011 through June 30, 2012; salary of \$32,500*
- Mark Lehman, *former position: Lecturer; re-employment position: Lecturer; Re-employment period: July 1, 2011 through June 30, 2012; salary of \$37,500*
- Olin Norton, *former position: Associate Research Professor; re-employment position: Associate Research Professor; re-employment period: July 1, 2011 through June 30, 2012; salary of \$42,467*
- Susmita Parikh, *former position: Research Associate III; re-employment position: Research Associate III; re-employment period: July 1, 2011 through June 30, 2012; salary of \$24,253*
- Donald Parish, *former position: Research Technician; re-employment position: Research Technician; re-employment period: July 1, 2011 through June 30, 2012; salary of \$24,350*
- Janos Radvanyi, *former position: Chair, International Security Studies; re-employment position: Chair, International Security Studies; re-employment period: July 1, 2011 through June 30, 2012; salary of \$92,063*

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- George Reed, *former position:* Associate Athletic Director; *re-employment position:* Associate Athletic Director; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$46,512
- Lynn Reinschmiedt, *former position:* Interim Associate Vice President; *re-employment position:* Faculty Credentials Consultant; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$72,500
- Doris Sagley, *former position:* Administrative Assistant; *re-employment position:* Administrative Assistant; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$20,800
- Linda Southward, *former position:* Research Professor; *re-employment position:* Research Professor; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$53,251
- Charles Sparrow, *former position:* Research Professor; *re-employment position:* Research Professor; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$42,666
- Liston Taylor, *former position:* Extension Agent I; *re-employment position:* Extension Agent I; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$31,355
- John Tompkins, *former position:* MASEP Facilitator; *re-employment position:* MASEP Facilitator; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$24,000

University of Mississippi

Rehired retirees making more than \$20,000 who are NOT on contract during FY2012

- Jack P. Adams, *former position:* Assistant Dean, School of Pharmacy, and Junior College Liaison Officer of the University of Mississippi; *re-employment position:* Assistant Dean Emeritus – School of Pharmacy; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$29,172
- Walter B. Barnes, *former position:* Senior Associate Athletic Director for Facility Operations of the University of Mississippi; *re-employment position:* Assistant Director of Athletic Grounds and Building – Outdoor Facilities; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$40,560
- Robert J. Bishop, *former position:* Manager of Material Control and Buyer of the University of Mississippi; *re-employment position:* Senior Supply Clerk; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$30,244
- Brenda P. Brannan, *former position:* Secretary to the Provost of the University of Mississippi in University, MS; *re-employment position:* Executive Assistant; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$25,948
- Bonita P. Brown, *former position:* Assistant Registrar of the University of Mississippi; *re-employment position:* Project Coordinator; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$25,002
- Thomas R. Brown, *former position:* Vice Chair & Professor of Clinical Pharmacy Practice & Research Professor in Research Institute of Pharmaceutical Sciences of the University of Mississippi; *re-employment position:* Professor Emeritus of Student Health Pharmacy; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$43,098
- Margaret E. Fitts, *former position:* Teacher at Oxford High School in Oxford, MS; *re-employment position:* Instructor and Mississippi Scholastic Press Association Director; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$23,508
- Jack N. Garner, *former position:* Bursar of the University of Mississippi; *re-employment position:* Project Coordinator; *re-employment period:* July 1, 2011 through June 30, 2012; *salary of* \$52,062

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- Emmette F. Hale, III, *former position:* Associate Vice Chancellor for Information Technology of the University of Mississippi; *re-employment position:* SAP Consultant; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$56,222
- Robert C. Khayat, *former position:* Chancellor and Professor of Law of the University of Mississippi; *re-employment position:* Chancellor Emeritus; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$160,875
- Barbara A. Lago, *former position:* Director of Media and Public Relations of the University of Mississippi; *re-employment position:* Communications Specialist; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$22,152
- Barbara B. Leeton, *former position:* Assistant to the Dean of the University of Mississippi; *re-employment position:* Assistant to the Dean; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$35,756
- William R. Oliphant, *former position:* Assistant Provost, Visiting Associate Professor of Legal Studies, and Pre-Law Advisor of the University of Mississippi; *re-employment position:* Associate Provost and Pre-Law Advisor; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$78,000
- Jon F. Parcher, *former position:* Research Professor and Visiting Professor of Chemistry & Biochemistry of the University of Mississippi; *re-employment position:* Research Professor; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$24,000
- Albert D. Powell, Jr., *former position:* Staff Physician of the University of Mississippi; *re-employment position:* Staff Physician; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$60,632
- David G. Roach, *former position:* Director of Mississippi Center for Supercomputing Research of the University of Mississippi; *re-employment position:* Supercomputer Consultant II; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$46,800
- Langston Rogers, *former position:* Senior Associate Athletic Director for Athletic Media Relations of the University of Mississippi; *re-employment position:* Associate Athletic Director Media Relations; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$39,146
- William W. Rowland, *former position:* Systems Administrator of the University of Mississippi; *re-employment position:* Systems Administrator; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$28,080
- James M. Sabatier, *former position:* Principle Scientist and Research Professor of Physics of the University of Mississippi; *re-employment position:* Principle Scientist; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$110,760
- James W. Speck, *former position* – Staff Physician of the University of Mississippi in University, MS; *re-employment position* – Staff Physician; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$60,632
- Judith A. Thompson, *former position:* Teacher at Oxford High School in Oxford, MS; *re-employment position:* Visiting Assistant Professor; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$25,493
- Patricia C. Treloar, *former position:* Acting Director of Developmental Studies and Instructor in Mathematics of the University of Mississippi; *re-employment position:* Director of Developmental Studies; *re-employment period:* July 1, 2011 through June 30, 2012; salary of \$32,625
- Sam Shu-Yi Wang, *former position:* Director, National Center for Computational Hydroscience and Engineering and F.A.P. Barnard Distinguished Professor of Mechanical Engineering of the

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- University of Mississippi; *re-employment position*: Principle Scientist; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$102,194
- David K. Wells, *former position*: Senior Associate Athletic Director for Compliance of the University of Mississippi; *re-employment position* – Associate Athletic Director for Compliance; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$42,245
 - Brenda C. Wimberly, *former position*: Manager of Administrative System Development of the University of Mississippi; *re-employment position*: Systems Analyst IV; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$28,184

CHANGE OF STATUS

Alcorn State University

- Carolyn Hinton; *from* Interim Vice President for Finance and Administrative Services; salary of \$130,000; E&G Funds; *to* Vice President for Fiscal Affairs; no change in salary; effective August 1, 2011
- Betty J. Roberts; *from* Vice President for Administrative Affairs; salary of \$150,000 per annum, pro rata; E&G Funds; *to* Senior Vice President /Chief Financial Officer; salary of \$170,000, per annum, pro rata; E&G Funds; effective August 1, 2011
- Marcus Ward; *from* Chief of Staff; salary of \$100,000 per annum, pro rata; E&G Funds; *to* Vice President for Institutional Affairs; salary of \$115,000 per annum, pro rata; E&G Funds; effective August 1, 2011
- Samuel L. White; *from* Vice President for Academic Affairs; salary of \$130,520 per annum, pro rata; E&G Funds; *to* Executive Vice President/Provost; salary of \$180,000 per annum, pro rata; E&G Funds; effective August 1, 2011

Jackson State University

- Marcus Chanay; *from* Associate Vice President for Student Life; \$120,000 per annum, pro rata; E&G Funds; *to* Vice President for Student Life; salary of \$125,000 per annum, pro rata; E&G Funds; effective July 1, 2011
- James C. Renick; *from* Executive Assistant to the President for Special Initiatives; salary of \$125,000 per annum, pro rata; E&G Funds; *to* Senior Executive Assistant to the President for Special Initiatives; no change in salary; effective July 1, 2011
- Michael Thomas, *from* Interim Vice President for Business/Finance; salary of \$130,000 per annum, pro rata; E&G Funds; *to* Vice President for Business/Finance; salary of \$140,000 per annum, pro rata; E&G Funds; effective July 1, 2011
- Robert Walker; *from* Interim Senior Advisor to the President and Interim Athletic Director, salary \$130,000 per annum, pro rata; E&G Funds; *to* Executive Assistant to the President for Community Relations; \$110,00 per annum, pro rata; E&G Funds; effective July 1, 2011

Mississippi State University

George Hopper, *from* Professor and Dean, College of Forest Resources; Director, Forest and Wildlife Research Center; Interim Dean, College of Agriculture and Life Sciences; and Interim Director, Mississippi Agriculture and Forestry Experiment Station, \$234,000 per annum, pro rata, E&G Funds; *to* Dean, College of Agriculture and Life Sciences; Professor and Dean, College of Forest Resources; Director, Mississippi

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Agricultural and Forestry Experiment Station; and Director, Forest and Wildlife Research Center, \$234,000 per annum, pro rata, E&G Funds; effective August 19, 2011 to June 30, 2012

Mississippi Valley State University

Samuel D. Shingles, *from* Associate Professor for Academic Administration/Strategies and Innovation; salary of \$80,000 per annum, pro rata; E&G Funds; *to* Assistant Provost/Dean of the College of Undergraduate Studies and *tenured Professor in Music*; salary of \$90,000 per annum, pro rata; E&G Funds; effective August 15, 2011 (*See Tenure below for additional information.*)

SABBATICAL

Mississippi State University

(*MSU requested a change in the sabbatical periods previously approved by the Board in March 2011 for two faculty. As a result of timing, the salaries also changed due to increases approved for FY 2012. The original submission and the revised version for each are reflected below.*)

- Original submission: Anatolijs Afanasjevs, Professor, Physics and Astronomy, *from* salary of \$71,899 per annum, pro rata; E&G funds; *to* salary of \$35,949.50 per annum, pro rata for sabbatical period; E&G Funds; effective August 16, 2011 to May 15, 2012; professional development Revised for August 2011 Board consideration: Anatolijs Afanasjevs, Professor, Physics and Astronomy, *from* salary of \$75,409 per annum, pro rata; E&G; *to* salary of \$37,705 per annum, pro rata for sabbatical period; E&G Funds; effective January 1, 2012 to May 15, 2012; professional improvement
- Original submission: Steven H. Elder, Professor, Agricultural and Biological Engineering, *from* salary of \$93,419 per annum, pro rata; E&G funds; *to* salary of \$46,709.50 per annum, pro rata for sabbatical period; E&G Funds; effective August 16, 2011 to December 31, 2011; professional development Revised for August 2011 Board consideration: Steven H. Elder, Professor, Agricultural and Biological Engineering, *from* salary of \$98,076 per annum, pro rata; E&G Funds; *to* salary of \$49,038 per annum, pro rata for sabbatical period; E&G Funds; effective January 1, 2012 to May 15, 2012; professional development

TENURE

Delta State University

Jeanne Holland; Associate Professor of Teacher Education in the Division of Teacher Education, Leadership and Research; salary of \$50,500 per annum, pro rata; E&G Funds; hired with tenure; effective August 18, 2011 (*Hire with Tenure*)

Mississippi State University

- J. Mike Phillips, Professor and Head, Plant and Soil Sciences, salary of \$140,000 per annum, pro rata; E&G Funds; hired with tenure; effective August 1, 2011 (*Hire with Tenure*)
- Steven F. Brown, Dean and Associate Vice President of Meridian Campus, and Professor, Music, Meridian Campus, salary of \$160,000 per annum, pro rata; E&G Funds; hired with tenure; effective October 1, 2011 (*Hire with Tenure*)

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Mississippi Valley State University

- John D. Jones, Associate Provost for Institutional Planning Research and Effectiveness and tenured Professor in Education; salary of \$118,000 per annum, pro rata; E&G Funds; effective August 15, 2011 (*Hire with Tenure - Also included in Employment section above.*)
- Samuel D. Shingles; MVSU stipulates that Dr. Shingles should have been granted tenure at the time of his hire on July 1, 2009; however, this was not included in the submission of the agenda item for the Board of Trustees' June 2009 meeting. MVSU indicates this was an oversight and is now requesting Dr. Shingles be granted tenure. (*See Change of Status for related item.*)

Mississippi Valley State University

- Lawrence Gulley, Professor of Accounting and Department Chair of Business, effective August 2011
- Deborah Ford, Professor, Department of English and Foreign Language, effective August 2011

TERMINATION

Alcorn State University

Carmencita Hannah-Willis; Associate Vice President for Student Affairs; effective April 29, 2011

Mississippi University for Women

Gary Bouse; Vice President for Institutional Advancement; effective July 31, 2011

BUDGET AGENDA

Presented by Mr. Aubrey Patterson, Chair

Agenda item #1 was approved as shown below on the Budget, Finance & Audit Agenda. On motion by Trustee Patterson, seconded by Trustee Davidson, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **MUW** - Request to enter into a new agreement with Sodexo America, LLC for management and operation of the facilities (physical plant) department. The purpose of the contract is to provide management and operations service for the facilities department at MUW for a period of four-years and ten-months. The term of the fifty-eight (58) month contract is from September 1, 2011 through June 30, 2016. The annualized cost for the first term of this agreement is \$2,467,761. Commencing July 1, 2012 and annually thereafter, the parties agree under this contract that the annual contract price shall be adjusted if there is an increase in the CPI for all Urban consumers (current series) during the prior twelve month period. Any increase will be based upon the percentage increase of the CPI for all Urban consumers (current series), averaged for the prior twelve (12) month

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period. The contract will be funded by education and general (E&G) funds with all applicable charges billed to the auxiliary and restricted fund units.

A motion was made by Trustee Patterson, seconded by Trustee Pickering, with Trustee Whitten absent and not voting, to approve agenda item #1 shown above.

An amended motion was made by Trustee Perry, seconded by Trustee Blakeslee, with Trustee Whitten absent and not voting, to approve agenda item #1 shown above subject to the deletion of Section 1.4 “Confidentiality” and the addition of language that provides for upon termination of the agreement, Sodexo agrees to migrate the data to a MUW computer, or to provide the data in another form to MUW. The motion was further amended by Trustee Perry, seconded by Trustee Blakeslee, with Trustee Whitten absent and not voting, that if an extension to the current contract with Sodexo is needed to negotiate the additional contract changes, the Commissioner is authorized to approve such an extension on behalf of the Board. All Trustees legally present and participating voted in favor of the amended motion except Trustee Whitten who was absent and not voting.

In accordance with parliamentary procedure, the Board passed the original motion as amended made by Trustee Patterson, seconded by Trustee Pickering, with Trustee Whitten absent and not voting, to approve agenda item #1 shown above. This motion passed on a 10 to 1 vote. All Trustees legally present and participating voted in favor of the motion except Trustee Scott Ross who voted against the motion and Trustee Whitten who was absent and not voting.

2. **SYSTEM** – In accordance with the *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. Pending review by the Attorney General’s Office, the Board approved the *Ayers* Accountability Manual for submission.

DIVERSITY COMMITTEE REPORT

Mr. Marcus Thompson, Chief Academic Officer and System Diversity Officer, gave an update on the activities of the IHL Diversity Committee.

REAL ESTATE AGENDA

Presented by Mr. Scott Ross, Chair

On motion by Trustee Ross, seconded by Trustee Neely, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #1 - #6 as submitted on the following Real Estate Agenda.

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1. **ASU** – Approved the initiation of **GS 101-261 – Rowan Hall Renovations** and the appointment of Duval Decker as design professional. The project will include both interior and exterior renovations of Rowan Hall, removal of hazardous materials, mechanical systems improvements, energy improvements, and landscaping. This will be the building’s first major renovation since its original construction. The building is currently unoccupied due to water infiltration which has caused mold in the building. The exterior brick of the building is also beginning to fall off. The university plans to renovate Rowan Hall to become the home of the university’s Student Health Center. The proposed project budget is \$2,000,000. The funds are available from HB 1722, Laws of 2009 (\$850,000) and HB 1701, Laws of 2010 (\$1,150,000).
2. **ASU** – Approved the initiation of **GS 101-288 – Bowles Hall Renovations** and the appointment of the design professional through “Request for Qualification” method. The project will include both interior and exterior renovations of Bowles Hall, removal of hazardous materials, mechanical systems improvements, energy improvements, and landscaping. The building is currently being used as a mixed use facility containing classrooms, labs, and administrative space. The university plans use the renovated building as an administration building and to relocate the existing five (5) classrooms and two (2) labs in Bowles Hall. Over the past two years, the university has minimized the number of classes held in this facility due to water penetration down the parapet wall and around windows. The classroom and lab space in Bowles Hall will be relocated to the Biotechnology Math and Science Building and the Walter Washington Building. Alcorn State plans to accommodate the increased space demand for these classrooms through more efficient scheduling practices. The proposed project budget is \$5,500,000. The funds will be available through SB 3100, Laws of 2011 (\$5,500,000).
3. **UM** – Approved the initiation of **GS 107-308 – Student Union Addition and Renovation** and the appointment of the design professional through “Request for Qualification” method. The Student Union project will include an addition to increase available space and a significant renovation to existing space. The university currently has \$10 million dollars in state bond funds available for the design phase of the project and is seeking to initiate the project so that it can proceed through the design phase of the project. The university will be required to seek future approval to use the Educational Building Corporation (EBC) bond process. The budget for this project is contingent upon IHL’s Budget Committee’s approval of the university’s request to use EBC bond funds as a funding source for this project and the Board’s approval of future student fee increases. As the Student Union exists today, it is outdated and inadequate in meeting the needs of a rapidly growing, active and diverse student body. The total project budget is \$50,000,000. The funds are available through SB 3100, Laws of 2011 (\$10,000,000); Pending approval of UM EBC bond funds (\$28,873,000); Private Auxiliary Enterprises (1,150,000); Auxiliary R&R (\$3,000,000); private donations (\$40,000); Internal R&R (\$4,000,000); and pending approval of proposed student fees (\$2,900,000)
4. **ASU** – Approved the request to re-name the Jack Spinks Stadium to Casem-Spinks Stadium to honor the accomplishment, leadership, and dedication of an Alcorn legend, Mississippi marvel and icon of collegiate athletics: Marino “The Godfather” Casem.

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5. **MSU** – Approved the exterior design of the new football facility. The current project is funded through the MSU Athletic Department and includes the construction of a new 80,000 square foot football facility. The building will provide an attractive home which will allow the football operations to reduce from six buildings to essentially two. The site and building are being designed in accordance with the proposed MSU Master Plan and sustainable building concepts when cost effective. A copy of the rendering of the building is included in the bound *August 18, 2011 Board Working File*.
6. **MSU** – Approved purchase of approximately 31.64 acres of land and a residential improvement designated as the Longest Estate in Oktibbeha County, MS from the Mississippi State University Foundation, Inc. for \$3,900,000 which is the average of the two appraisals. The property is being purchased for future development. Also, a Phase I Environmental Site Assessment (ESA) has been conducted on Tract 1, Tract 2, and the residential homestead tract of the property. No adverse environmental impacts to the subject property were apparent as a result of past and present possessions of title. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The funds will be available through O & M Reserves (\$3,900,000).

LEGAL AGENDA

Presented by Mr. Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to move agenda items #1, #4 and #5 shown below to the Executive Session Agenda. On motion by Trustee Pickering, seconded by Trustee Smith, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Patterson, seconded by Trustee Blakeslee, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Pickering, seconded by Trustee Patterson, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #6. On motion by Trustee Blakeslee, seconded by Trustee Pickering, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #7.

1. **ASU** - Purchase approximately 6.62 acres of land on the Claiborne and Jefferson County, Mississippi line along Highway 552 from Dr. Eugene Spencer, Jr. The property is located in Section 6, Township 10 North, Range 1, East of Jefferson County, Mississippi. The subject property is just outside the front entrance of the ASU Lorman campus. A copy of the property description is on file with the Office of Real Estate and Facilities. It is critical to the safety and security of students, faculty, and staff that a buffer zone be retained between the university and area businesses and homes. The purchase of this property would help provide that buffer zone. The property will also play a pivotal role in the university achieving its master plan goal of building a loop road to improve campus access and egress. Two appraisals and a Phase 1 Environmental Site Assessment have been

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obtained on the property. The Phase 1 Environmental Assessment's conclusion stated that it revealed no evidence of any recognized environmental conditions associated with the subject property. However, the proposed purchase price will exceed the average of the two appraisals. Even so, the proposed purchase price represents a price that ASU believes to be reasonable and prudent, and in the best interests of ASU and the public. Reasonable negotiation efforts were made between ASU and the current land owner to attempt to purchase the property for the appraised value, but such negotiations failed. Therefore, the university requests an exception to part of Board Policy §905(A), Real Estate Management, which requires that when acquiring real property, an institution's purchase price of the property may not exceed the average of two appraisals. As a pending land transaction, this matter, including the specifics as to the justification for the proposed price, will be presented to the Board in executive session. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**

2. **MUW** - Approved the proposed affiliation agreement between Mississippi University for Women and the Mississippi University for Women Alumni Association. This agreement has been reviewed and approved by the Attorney General's Office and complies with the requirements of Board Policy 301.0806 University Foundation/Affiliated Entity Activities. A copy of the agreement is on file at the Board Office.
3. **UM** – Approved the request to allow to allow Robin Buchannon, Assistant Vice Chancellor for Research and Sponsored Programs, and Allyson Best, Associate Director of Technology Management to serve as voting members of the University of Mississippi Research Foundation Board of Directors. These two university employees will replace two other university employees whom this Board previously approved to serve as directors for the Research Foundation. This would maintain the current mix of inside and outside directors, with university employees serving as four of seven directors. Currently, the primary function of this Board is to provide leadership for the development of university owned land for the University Research Park. Because it is university land, it is important that the university maintain a high degree of control during the early stages of development. The University of Mississippi Research Foundation is organized and operates for scientific, literary, charitable, and educational purposes exclusively for the benefit of the University of Mississippi.
4. **UMMC** - Settlement of Tort Claim No. 1703. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
5. **UMMC** - Settlement of Tort Claim No. 1709. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
6. **USM** - Approved the proposed amendment to the Point Cadet Compromise and Settlement Agreement. A portion of the coastal property known as the Point Cadet Property (Point Cadet) was donated to IHL/USM. However, the State of Mississippi, through the Secretary of State, asserted ownership of Point Cadet as public trust tidelands. Additionally, the City of Biloxi asserted ownership, and the Isle of Capri held leasehold interests in Point Cadet. Therefore, due to unresolved disputes over ownership and interests in Point Cadet, the State of Mississippi, IHL, the

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City of Biloxi and the Isle of Capri entered into the subject Point Cadet Compromise and Settlement Agreement in August of 2002. Since then, IHL/USM has collected the rents provided for under the original settlement agreement. USM's educational and research facility known as the Scott Center sat on part of Point Cadet at the time the original settlement agreement was entered into. Hurricane Katrina subsequently destroyed the Scott Center, and although USM originally planned to rebuild the Scott Center, it became apparent that rebuilding any facility on the Point Cadet property was not feasible. Because of provision IV. (6)(b) of the original Point Cadet agreement, and because rebuilding the Scott Center was not feasible, USM will stop getting the rents payable under the current Point Cadet agreement, unless we amend the current agreement as reflected below. Under the proposed amendment, instead of USM having to rebuild the Scott Center, or other educational facility, on the Point Cadet property in order to continue to receive the rents paid to USM under the original agreement, the parties would agree that USM's use of the R/V Tommy Munro as a research vessel would qualify as other educationally sound programs, operations or facilities on the Point Cadet property. Under the proposed amendment, USM will continue to receive all rents payable under the original Point Cadet agreement without rebuilding the Scott Center or other facility on the subject property. The amendment which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

7. **SYSTEM** – Approved the request for permission to request an official Attorney General's opinion concerning conflicting statutes regarding the legality of having firearms on our university campuses. The specific facts and questions are included in the bound *August 18, 2011 Board Working File*.
8. **SYSTEM** – Approved the proposed Inter-Agency Agreement for the provision of legal services for Fiscal Year 2012 between IHL and the Attorney General's Office. A copy of the agreement is on file at the Board Office.

INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

ACADEMIC AFFAIRS

1. **SYSTEM** – In 2004–2005, IHL institutions hired 204 tenure track faculty members. During the 2010–2011 academic year, 131 (64%) were awarded tenure from the 2004–2005 cohort. A detailed breakdown by institution is included in the bound *August 18, 2011 Board Working File*.
2. **SYSTEM** – In accordance with Board Policy 403.0103 Post-Tenure Review, the 2011 post-tenure review report below is presented to the Board for information. In 2010–2011, 99% of full-time faculty received an annual evaluation. Fifty-eight faculty members were triggered for a post tenure review. Five faculty members are participating in a faculty development plan and two faculty members were separated from employment as a result of the post-tenure review process. A detailed breakdown by institution is included in the bound *August 18, 2011 Board Working File*.

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3. **SYSTEM** – In accordance with Board Policy 510 Awarding of Degrees, the Commissioner granted approval in July to award degrees in August 2011 at the levels below, provided each candidate has met all degree requirements.

Institution	Degree to be Conferred	Number	Subtotal	Total
Jackson State University				
	<i>Undergraduate</i>			
	Bachelor of Arts	15		
	Bachelor of Business Administration	60		
	Bachelor of Science	145		
	Bachelor of Science Education	5		
			225	
	<i>Graduate</i>			
	Master of Arts	9		
	Master of Arts in Teaching	3		
	Master of Business Administration	5		
	Master of Public Health	4		
	Master of Science	40		
	Master of Science in Education	20		
	Master of Science in Teaching	5		
	Master of Social Work	4		
			126	
				351
Mississippi State University				
	<i>Undergraduate</i>			
	<i>College of Agriculture and Life Sciences</i>			
	Bachelor of Landscape Architecture	1		
	Bachelor of Science	47		
	<i>College of Architecture, Art, and Design</i>			
	Bachelor of Fine Arts	4		
	Bachelor of Science	21		
	<i>College of Arts and Sciences</i>			
	Bachelor of Arts	60		
	Bachelor of Science	78		
	<i>College of Business</i>			
	Bachelor of Business Administration	67		
	<i>College of Education</i>			
	Bachelor of Science	68		
	Bachelor of Music Education	1		
	<i>College of Engineering</i>			
	Bachelor of Science in Engineering	24		
	<i>College of Forest Resources</i>			
	Bachelor of Science	1		
	<i>School of Accountancy</i>			
	Bachelor of Accountancy	22		
			394	
	<i>Graduate</i>			
	<i>College of Agriculture and Life Sciences</i>			
	Master of Landscape Architecture	2		
	Master of Science	32		
	Doctor of Philosophy	8		
	<i>College of Architecture, Art, and Design</i>			
	Master of Science	1		

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Institution	Degree to be Conferred	Number	Subtotal	Total
	<i>College of Arts and Sciences</i>			
	Master of Arts	12		
	Master of Public Policy and Administration	6		
	Master of Science	113		
	Doctor of Philosophy	5		
	<i>College of Business</i>			
	Master of Business Administration	39		
	Master of Science in Information Systems	1		
	Doctor of Philosophy	4		
	<i>College of Education</i>			
	Master of Arts in Teaching	1		
	Master of Arts in Teaching Secondary	4		
	Master of Science	39		
	Master of Science Instructional Technology	2		
	Educational Specialist	12		
	Doctor of Philosophy	4		
	<i>College of Engineering</i>			
	Master of Science	24		
	Master of Engineering	1		
	Doctor of Philosophy	11		
	<i>College of Forest Resources</i>			
	Master of Science	8		
	Doctor of Philosophy	3		
	<i>College of Veterinary Medicine</i>			
	Master of Science	3		
	Doctor of Philosophy	2		
	Doctor of Veterinary Medicine	1		
	<i>School of Accountancy</i>			
	Master of Professional Accountancy	8		
	Master of Taxation	4		
			350	
				744
Mississippi University for Women				
	<i>Undergraduate</i>			
	Bachelor of Arts	11		
	Bachelor of Fine Arts	2		
	Bachelor of Science	47		
	Bachelor of Science in Nursing	94		
			154	
	<i>Graduate</i>			
	Master of Education	10		
	Master of Science	3		
	Master of Arts in Teaching	1		
	Master of Science in Nursing	41		
			55	
				209
University of Mississippi				
	<i>Undergraduate</i>			
	<i>College of Liberal Arts</i>			
	Bachelor of Arts	231		

**MINUTES OF THE BOARD OF TRUSTEES OF
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Institution	Degree to be Conferred	Number	Subtotal	Total
	Bachelor of Science	8		
	Bachelor of Fine Arts	4		
			243	
	<i>School of Engineering</i>			
	Bachelor of Science in Chemical Engineering	2		
	Bachelor of Science in Civil Engineering	1		
	Bachelor of Science in Computer Science	1		
	Bachelor of Science in Mechanical Engineering	4		
	Bachelor of Science in Geological Engineering	2		
	Bachelor of Science	3		
			13	
	<i>School of Education</i>			
	Bachelor of Arts in Education	31		
			31	
	<i>School of Pharmacy</i>			
	Bachelor of Science in Pharmaceutical Sciences	50		
			50	
	<i>School of Business</i>			
	Bachelor of Business Administration	182		
			182	
	<i>School of Accountancy</i>			
	Bachelor of Accountancy	51		
			51	
	<i>School of Applied Sciences</i>			
	Bachelor of Science in Criminal Justice	36		
	Bachelor of Science in Exercise Science	26		
	Bachelor of Science	50		
	Bachelor of Social Work	65		
	Bachelor of Science in Family and Consumer Sciences	3		
	Bachelor of Arts in Parks and Recreation Management	5		
	Bachelor of Paralegal Studies	10		
			195	
	<i>School of Journalism and New Media</i>			
	Bachelor of Arts	40		
			40	
	<i>Graduate School</i>			
	Master of Arts	16		
	Master of Criminal Justice	3		
	Master of Science	16		
	Master of Social Work	1		
	Master of Accountancy	31		
	Master of Taxation	4		
	Master of Education	18		
	Specialist in Education	6		
	Master of Music	3		
	Doctor of Philosophy	23		
	Doctor of Pharmacy	7		
			128	
	<i>Law School</i>			
	Juris Doctor	1		

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Institution	Degree to be Conferred	Number	Subtotal	Total	
			1		
				934	
University of Mississippi Medical Center					
	<i>Undergraduate</i>				
	Bachelor of Science in Nursing	20			
	Bachelor of Science in Clinical Laboratory Sciences	3			
	Bachelor of Science in Health Informatics and Information Management	4			
	Bachelor of Science in Health Sciences	5			
			32		
	<i>Graduate/Professional</i>				
	Master of Science in Nursing	1			
	Master of Science	5			
	Master of Health Sciences	2			
	Doctor of Physical Therapy	13			
	Doctor of Philosophy	8			
			29		
				61	
System Total					2299

REAL ESTATE

4. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the June 16, 2011 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 1.)

LEGAL

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

ADMINISTRATION/POLICY

6. **SYSTEM** - The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.
 - a. **MSU** - In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On July 19, 2011, the Commissioner approved the Policies for Traffic and Parking Rules and Regulations.
 - b. **UM** - In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On August 1, 2011, the Commissioner approved the Policies for Parking and Traffic Rules and Regulations.

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- c. **UM** – In compliance with Board Policy 701.06 Budget Escalations and Revisions, “all revisions to the 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 August 1, 2011, the Commissioner approved the budget revisions to the Mississippi Law Research Institute and the Center for Manufacturing Excellence budgets for Fiscal Year 2011. The revisions contain no increases in the total budgets but rather reallocations amongst individual expense categories.
- d. **UMMC** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “the Commissioner is authorized and empowered to approve renewals of service expenditure contracts if the original contract was previously approved by the Board of Trustees, and if the contract amount does not exceed 110% of the current contract.” On June 6, 2011, the Commissioner approved the renewal of a contract between the University of Mississippi Medical Center and Mobile Medic Ambulance Service, Inc., d/b/a American Medical Response (AMR). The purpose of the agreement is to allow for the continued provision of non-emergency transport services to patients who no longer require acute care hospitalization and treatment for which no other payer source for non-emergency transportation is available. This agreement will expire on June 30, 2012. UMMC has the option to renew the agreement annually upon submission of applicable contract and required documentation. The total cost for the twelve months of services is approximately \$500,000 depending upon AMR’s fee schedule for different types of transportation. This amount has remained unchanged since December 2006. This agreement was most recently approved by the Board of Trustees in June 2010 for a one year term through June 30, 2011.
- e. **UMMC** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “the Commissioner is authorized and empowered to approve renewals of service expenditure contracts if the original contract was previously approved by the Board of Trustees, and if the contract amount does not exceed 110% of the current contract.” On June 30, 2011, the Commissioner approved the extension of a contract between the University of Mississippi Medical Center and Cooke Douglass Farr Lemons Architects and Engineers, P.A. for an additional year. The cost for the renewal period, which ends on June 30, 2012, will not exceed \$750,000. The purpose of the agreement is to provide architectural and engineering planning, design and management services to fulfill UMMC’s master plan. The current contract was entered into on April 2010 but was under the threshold requiring the Board’s approval. In November 2010, UMMC requested the Board’s approval to amend the consulting agreement to provide additional services increasing the total contract cost to \$695,000. This current agreement will expire on June 30, 2011.
- f. **USM** – In compliance with Board Policy 701.06 Budget Escalations and Revisions, “all revisions to the annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board.” On June 30, 2011, the Commissioner approved the budget revisions to the On Campus, Gulf Coast Campus, Gulf Coast Research Lab and Auxiliary budgets for Fiscal Year 2011. The revision contains no increases in the total budgets but rather reallocations amongst individual expense categories.

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- g. **System** – On July 21, 2011, the Commissioner reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for the period beginning April 1, 2011 and ending June 30, 2011. These reports are required by Board Policies 401.0102 Delegation of Authority and 801.09 Resignations.

EXECUTIVE SESSION

On motion by Trustee Perry, with Trustee Whitten absent and not voting, 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 Pickering, seconded by Trustee Blakeslee, with Trustee Whitten 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 land purchase at Alcorn State University,
Discussion of a prospective litigation matter at Alcorn State University, and
Discussion of two litigation matters at the University of Mississippi Medical Center,
Discussion of a personnel matter at Mississippi State University,
Discussion of a personnel matter at the University of Mississippi.

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

Dr. Christopher Brown, President of Alcorn State University, presented to the Board a request that the Board allow ASU to purchase 6.62 acres just outside the entrance to ASU for \$66,000, which is greater than the average of two appraisals obtained on the subject property. The average of the two appraisals obtained is \$43,000. Dr. Brown explained that the reason for his request to purchase for \$66,000 is that the current owner had an offer in hand for \$65,000. Dr. Brown and the Board members discussed that the land is much more valuable to ASU than the average of the two appraisals because of its location, and that it is certainly worth even more than the proposed \$66,000 purchase price. Dr. Brown explained that ASU originally offered the current owner the average of the two appraisals, \$43,000, but the offer was rejected and reasonable efforts to negotiate an agreement at that amount, or below \$66,000, have failed. A motion was made by Trustee Patterson, seconded by Trustee Ross, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve the request to waive the Board Policy requirement that the purchase price not exceed the average of two appraisals, and authorized the purchase in the amount of \$66,000 as just compensation for the subject property in light of the firm offer to the owner by another interested buyer in the amount of \$65,000. Dr. Brown explained that if the other interested purchaser was to keep increasing offers on the subject property, he would be willing to pay up to \$100,000 as just compensation for the subject property. Also, approving the proposed purchase price would avoid any litigation expenses associated with an attempted eminent domain process. An amended motion was made by Trustee Patterson, seconded by Trustee Ross, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to authorize Dr. Brown to pay \$66,000 as just compensation for the subject property, and if subsequent competing offers were made on the property, the Commissioner is authorized on

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behalf of the Board to approve the purchase of the property in an amount up to \$100,000 as just compensation in order to meet any such competing offers.

The Board discussed a potential litigation matter at Alcorn State University.

On motion by Trustee Davidson, seconded by Trustee Neely, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1709 styled as *Vicki Wolf vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Patterson, seconded by Trustee Davidson, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1703 styled as *Lauan Johnson vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Ross, seconded by Trustee Smith, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to give Dr. Mark Keenum, President of Mississippi State University, a new four year contract.

On motion by Trustee Davidson, seconded by Trustee Pickering, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to give Dr. Dan Jones, Chancellor of the University of Mississippi, a new four year contract.

On motion by Trustee Neely, seconded by Trustee Blakeslee, with Trustee Whitten absent and not voting, all Trustees legally present and participating voted unanimously to return to Open Session.

**BUDGET AND REAL ESTATE
JOINT COMMITTEE MEETING REPORT**

June 16, 2011

Following the adjournment of the Board meeting, the Budget Committee and the Real Estate committee jointly met to discuss budget and real estate priorities, issues and accomplishments of the university as presented by the Mississippi Valley State University staff members. The committees also participated in a brief campus tour.

The following Budget Committee members attended the meeting: Trustee Patterson (Chair), Trustee Davidson, Trustee Owens, Trustee Perry, and Trustee Pickering. Trustee Whitten was absent. The following Real Estate Committee members attended the meeting: Trustee Ross (Chair), Trustee Owens, and Trustee Smith. Trustees Neely and Rouse were absent. (Note: They attended the Academic Affairs meeting which was held simultaneously.)

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ACADEMIC AFFAIRS COMMITTEE REPORT

June 16, 2011

Following the adjournment of the Board meeting, the Academic Affairs Committee met to discuss the academic priorities, challenges, and accomplishments of the university as presented by the Mississippi Valley State University staff members.

The following Committee members attended the meeting: Trustee Rouse (Chair), Trustee Blakeslee, and Trustee Neely. Trustees Davidson, Pickering and Smith were absent. (Note: They attended the joint meeting of the Budget and Real Estate Committees which was held simultaneously.) President Robin Robinson also attended.

**BUDGET AND REAL ESTATE
JOINT COMMITTEE MEETING REPORT**

August 18, 2011

The Budget Committee and the Real Estate committee jointly met to discuss budget and real estate priorities, issues and accomplishments of the university as presented by the University of Mississippi Medical Center staff members.

The following Budget Committee members attended the meeting: Trustee Patterson (Chair), Trustee Owens, Trustee Perry, and Trustee Pickering. Trustees Davidson and Whitten was absent. (Note: Trustee Davidson attended the Academic Affairs meeting which was held simultaneously.) The following Real Estate Committee members attended the meeting: Trustee Ross (Chair), Trustee Owens, and Trustee Smith. Trustees Neely and Rouse were absent. (Note: They attended the Academic Affairs meeting which was held simultaneously.)

ACADEMIC AFFAIRS COMMITTEE REPORT

August 18, 2011

The Academic Affairs Committee met to discuss the academic priorities, challenges, and accomplishments of the university as presented by the University of Mississippi Medical Center staff members.

The following Committee Members attended the meeting: Trustee Rouse (Chair), Trustee Blakeslee, Trustee Davidson, and Trustee Neely. Trustees Pickering and Smith were absent. (Note: They attended the joint Budget and Real Estate Committee meeting which was held simultaneously.) President Robin Robinson also attended.

Following the committee meetings, the Board reconvened for an education session which focused on the clinical aspect of the hospital. Clinical is defined as being concerned with or based on actual observation and treatment of disease in patients rather than experimentation or theory. Afterwards, the Board members participated in a brief tour of the campus.

**MINUTES OF THE BOARD OF TRUSTEES OF
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ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Blakeslee, seconded by Trustee Pickering, with Trustees Neely and Whitten 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
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EXHIBITS

- Exhibit 1 Real Estate items that were approved by the IHL Board staff subsequent to the June 16, 2011 Board meeting.
- Exhibit 2 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

August 18, 2011

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE JUNE 16, 2011 BOARD MEETING SUBMISSION DEADLINE

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

1. ASU – GS 101-282 – New Water Treatment Plant – Phase II

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$10,440.54 and twenty-one (21) additional days to the contract of T.L. Wallace Construction. 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 **Change Order #2** in the amount of \$21,100.00 and zero (0) additional days to the contract of T.L. Wallace Construction. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: June 13, 2011

Change Order Justification: **Change Order #1** is necessary to meet safety regulations and to correct latent job conditions involving the communications lines. Upon excavation of sub-grade area for Chemical Bulk Storage slab it was discovered below the sub-grade was unstable. **Change Order #2** is necessary due to water storage tank seam welding identified following initial tank draining and repair prior to re-painting.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$31,540.54

Project Initiation Date: N/A

Design Professional: Neel Shaffer

General Contractor: T.L. Wallace Construction

Contract Award Date: October 15, 2010

Project Budget: \$1,750,000

Funding Source(s): HB 1701, L'10 DFA Discretionary (\$750,000); HB 246, L'07 (\$40,216.98); SB 2010, L'04 (\$16,251.88); HB 1701, L'10 (\$10,071.58); HB 1722, L'09 (\$700,000); HB 1641, L'08 (\$233,459.56)

2. JSU – GS 103-255 – Fire Suppression Phase I - Alexander Center

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$552,628.00 and thirty-six (36) additional days to the contract of Flagstar Construction, Inc. 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 **Change Order #2** in the amount of \$28,359.60 and zero (0) additional days to the contract of Flagstar Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

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Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$105,740.00 and zero (0) additional days to the contract of Flagstar Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: (#1) June 3, 2011; (#2) June 24, 2011; (#3) June 27, 2011

Change Order Justification: **Change Order #1** is necessary to address the need for the installation of additional fan coil units at Alexander Hall due to the deterioration of existing units and the construction of box covers for thru-wall fan coil units that have been removed. Also, asbestos needs to be removed in various areas throughout the building that were concealed and/or inaccessible during the initial abatement survey. Lastly, replacement parts and repairs are needed on building items such as water shut-off valves, electrical fixtures and fire/smoke alarm components. **Change Order #2** is necessary to provide labor, materials, and equipment to repair and repaint finishes exposed in ten gang restroom locations where furring has been previously removed in conjunction with the on-going asbestos removal project. This includes caulking, finish repair, metal flashing and replacing return grille at existing exhaust fans. **Change Order #3** is necessary to prime and paint new wood in 240 dorm rooms 24” down from ceiling and the top of cabinets. The change order will also delete installation of shut off valves on existing potable water lines in crawlspace.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$686,727.60

Project Initiation Date: August 20, 2009

Design Professional: CGM Group

General Contractor: Flagstar Construction Company, Inc.

Contract Award Date: May 6, 2011

Project Budget: \$7,360,000

Funding Source(s): HB 1722, L’09 (\$1,200,000); HB 1701, L’10 (\$6,160,000)

3. JSU – GS 103-255 – Fire Suppression Phase I – (McAllister/Whiteside)

Staff Approval#1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$24,360.00 and zero (0) additional days to the contract of Metro Mechanical, Inc. 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 **Change Order #4** in the amount of \$6,062.57 and zero (0) additional days to the contract of Metro Mechanical, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval#3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$31,970.00 and zero (0) additional days to the contract of Metro Mechanical, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: (#1) June 24, 2011; (#2-#3) July 7, 2011

Change Order Justification: **Change Order #3** is necessary to delete the CMU wall in shower stalls in five restroom locations, furnish and install revised millwork at 3 station lavatory areas with steel tubing to provide additional support and a melamine back to

EXHIBIT 1

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cover holes in CMU as per shop drawings, provide new ball type shut-off valves for new potable water piping in renovated restrooms, and provide new solid metal covers over slotted metal grates at four condensate drain junctions. **Change Order #4** is necessary to provide labor, materials and equipment to install new line trap primers to three floor drains at 1st floor gang restrooms, to add 8,550 square ft. of floor tile abatement, and filler VCT for additional floor work needed to address latent conditions in East/West and core areas of the building, to delete prep and painting work on 350 existing dorm doors and frames, replace five 4" potable water shut off valves, and reduce utility allowance from \$10,000 to \$700. **Change Order #5** is necessary to change the routing of the fire protection service line to the building to Pearl Street near the existing fire hydrant, to relocate 6" backflow preventer and fire department connection with all piping accessories shown in detail on the contract drawings, to insulate heated aluminum enclosure (hot-box), to provide sod to repair the new excavated areas, and to downsize the pipe from 8" to 6" to match the new fire pump service requirements.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$223,976.17

Project Initiation Date: August 20, 2009

Design Professional: CGM Group

General Contractor: Metro Mechanical, Inc

Contract Award Date: May 6, 2011

Project Budget: \$7,360,000

Funding Source(s): HB 1722, L'09 (\$1,200,000); HB 1701, L'10 (\$6,160,000)

4. JSU – GS 103-261 – Dansby Hall Replacement Phase I

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Vernell Barnes Architects/Foil –Wyatt Architects, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: April 22, 2011

Project Initiation Date: November 20, 2003

Design Professional: Vernell Barnes Architects/Foil-Wyatt Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$696,000 (Part of \$17,500,000 project)

Funding Source(s): HB 1641, L'08

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$41,856.00 and three (3) additional days to the contract of West Brothers, Inc.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$75,285.00 and twenty-four (24) additional days to the contract of West Brothers, Inc.

Staff Approval Date: (#1) May 26, 2011; (#2) May 31, 2011

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Change Order Justification: **Change Order #5** is necessary to provide labor, materials and equipment to furnish and install acoustic diffuser panel as described in RFP #003.

Acoustic panels removed during bid process at request of Mississippi Department of Archives and History. MDAH reversed position and authorized change order. **Change Order #6** is necessary to provide for architectural modifications as described in PCO 05 and structural modifications as described in PCO 06.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$349,091.58

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

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. MSU – GS 105-310 – Harned Hall Renovation – Phase I

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$19,528.73 and one hundred fifteen (115) additional days to the contract of Harrell Contracting Group, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: July 6, 2011

Change Order Justification: **Change Order #7** is necessary to add emergency battery lowering to new elevator, add annex fire alarm panel and designated power receptacles to emergency generator, add thermostats to new stairway fan coil units, add alarms and power connections to laboratory fume hoods, and add bronze plate over hole left by removed fire department connection.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$1,180,725.95

Project Initiation Date: May 1, 2007

Design Professional: Eley Associates/Architects, P.A.

General Contractor: Harrell Contracting Group, LLC

Contract Award Date: April 7, 2009

Project Budget: \$17,000,000

Funding Source(s): SB 2010, L' 04 (\$5,000,000); HB 246, L'07 (\$12,000,000)

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$14,581.00 and six (6) additional days to the contract of Thrash Commercial Contractors, Inc. 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 **Change Order #7** in the amount of \$39,667.00 and five (5) additional days to the contract of Thrash Commercial Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

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Staff Approval Date: (#1) June 3, 2011; (#2) June 10, 2011

Change Order Justification: **Change Order #6** is necessary for the removal of concrete slab and patching of CMU walls, removal of existing concrete curbs at four locations on roof, and removal, storage, and replacement of existing canopy. **Change Order #7** is necessary to replace some steel relief angles and replacing some windows. The existing steel relief angle was not attached to the concrete embeds, but was welded to a reinforcing spacer. In addition, the attachment locations were not adequately spaced to support brick masonry.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$436,059.00

Project Initiation Date: October 20, 2006

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)

8. MSU – GS 113-126 – Mech-Bost/Forest Products

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Air Control Engineering, Inc, the lower of two (2) bidders, for a total contract amount of \$1,149,122. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: June 14, 2011

Project Initiation Date: September 17, 2009

Design Professional: MJR/Senter

General Contractor: Air Control Engineering, Inc.

Contract Award Date: June 14, 2011

Project Budget: \$1,450,000

Funding Source(s): HB 1722, L'09 (\$911,700); HB 1701, L'10 Bureau of Building Energy Discretionary Funds (\$538,300)

9. MSU – IHL 205-235G – Residence Halls Fire Protection

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$19,148.00 and zero (0) additional days to the contract of Dynamic Fire Protection, LLC.

Staff Approval Date: June 10, 2011

Change Order Justification: **Change Order #1** is necessary to install new sheetrock case, install new sheetrock fur-down in basement, install new lay-in ceiling in basement, paint exposed sprinkler piping, increase fire pump size from 750 GPM @ 85 PSI to 750 GPM @ 125 PSI, and remove existing boiler from Rice Hall mechanical room.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$19,148.00

Project Initiation Date: January 21, 2010

Design Professional: LPK Architects, P.A.

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General Contractor: Dynamic Fire Protection, LLC
Contract Award Date: March 9, 2011
Project Budget: \$29,960,000
Funding Source(s): EBC Bonds (\$29,960,000)

10. MSU – IHL 205-255 – Arbor Hall

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by LPK Architects, P.A., design professional.

Staff Approval Date: June 6, 2011

Project Initiation Date: November 18, 2010

Design Professional: LPK Architects, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$46,809,592.00

Funding Source(s): EBC Bonds (\$46,809,592)

11. MVSU – GS 106-214 – Phase II Land Drain Infrastructure

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$8,298.00 and three (3) additional days to the contract of Malouf Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: May 26, 2011

Change Order Justification: **Change Order #1** is necessary to install one 45' class 3 pole, install 14" anchor and two guys, dead-end primary and neutral on new pole, build slack span to existing pole, and retire anchors and guys on existing pole.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$8,298.00

Project Initiation Date: March 19, 2009

Design Professional: W.L. Burle Engineers, P.A.

General Contractor: Malouf Construction, Inc.

Contract Award Date: October 21, 2010

Project Budget: \$1,400,000

Funding Source(s): AYERS Landscaping (\$1,400,000)

12. MVSU – IHL 206-026 – Edna Horton Shower Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Ralph McKnight & Sons, the lower of three (3) bidders, for a total contract amount of \$1,044,730.00.

Staff Approval Date: June 22, 2011

Project Initiation Date: N/A

Design Professional: Atherton Consulting Engineers

General Contractor: Ralph McKnight & Sons

Contract Award Date: June 22, 2011

Project Budget: \$1,183,000

EXHIBIT 1

August 18, 2011

Funding Source(s): University Auxiliary Reserves (\$1,183,000)

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$98,531.91 and one hundred fifty (150) additional days to the contract of Praire Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: May 6, 2011

Change Order Justification: **Change Order #2** is necessary to adapt the RAS piping to connect directly into the CLR, provide rotor covers to the three (3) brush rotor aerators in the CLR, and to add 150 calendar days to the contract time to allow for fabrication, delivery, and installation of the rotor covers.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$98,151.91

Project Initiation Date: June 18, 2008

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)

14. UM – IHL 207-345 – University Housing-Bid Package A

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to D. Carroll Construction, the lower of one (1) bidder, for a total contract amount of \$559,000.00.

Staff Approval Date: June 22, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: D. Carroll Construction

Contract Award Date: June 22, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

15. UM – IHL 207-345 – University Housing-Bid Package B

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Panola Construction Company, the lower of five (5) bidders, for a total contract amount of \$2,479,000.00.

Staff Approval Date: May 24, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: Panola Construction Company

EXHIBIT 1

August 18, 2011

Contract Award Date: May 24, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

16. UM – IHL 207-345 – University Housing-Bid Package C

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to SMSA Inc., the lower of three (3) bidders, for a total contract amount of \$2,450,000.00.

Staff Approval Date: June 22, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: SMSA, Inc.

Contract Award Date: June 22, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

17. UM – IHL 207-345 – University Housing-Bid Package D

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Drywall System Plus, Inc., the lower of four (4) bidders, for a total contract amount of \$4,082,800.00.

Staff Approval Date: May 24, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: Drywall System Plus, Inc.

Contract Award Date: May 24, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

18. UM – IHL 207-345 – University Housing-Bid Package F

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to EMJ Corporation, the lower of four (4) bidders, for a total contract amount of \$3,370,000.00.

Staff Approval Date: June 22, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: EMJ Corporation

Contract Award Date: June 22, 2011

Project Budget: \$39,314,500

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Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

19. UM – IHL 207-345 – University Housing-Bid Package G

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Clinton Interiors, Inc., the lower of four (4) bidders, for a total contract amount of \$3,800,000.00.

Staff Approval Date: June 22, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: Clinton Interiors, Inc.

Contract Award Date: June 22, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

20. UM – IHL 207-345 – University Housing-Bid Package I

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to F.L. Crane & Sons, the lower of one (1) bidder, for a total contract amount of \$1,262,086.00.

Staff Approval Date: May 24, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: F.L. Crane & Sons, Inc.

Contract Award Date: May 24, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

21. UM – IHL 207-345 – University Housing-Bid Package J

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to ThyssenKrupp Elevator Corporation, the lower of one (1) bidder, for a total contract amount of \$395,282.00.

Staff Approval Date: June 22, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: ThyssenKrupp Elevator Corporation

Contract Award Date: June 22, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

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22. UM – IHL 207-345 – University Housing-Bid Package K

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Fireline, Inc., the lower of four (4) bidders, for a total contract amount of \$492,900.00.

Staff Approval Date: May 24, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: Fireline, Inc.

Contract Award Date: May 24, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

23. UM – IHL 207-345 – University Housing-Bid Package L

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Ivey Mechanical Company, LLC, the lower of four (4) bidders, for a total contract amount of \$6,398,000.00.

Staff Approval Date: June 2, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: Ivey Mechanical Company, LLC

Contract Award Date: June 2, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

24. UM – IHL 207-345 – University Housing-Bid Package M

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Whitfield Electric Co., Inc., the lower of five (5) bidders, for a total contract amount of \$3,474,000.00.

Staff Approval Date: May 24, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates – A Joint Venture

General Contractor: Whitfield Electric Company, Inc.

Contract Award Date: May 24, 2011

Project Budget: \$39,314,500

Funding Source(s): UM EBC bond funds (\$38,000,000); Self-generated funds (\$1,314,500)

25. UM – IHL 207-349 – Howry Hall Renovation

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board

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staff approved **Schematic Design Documents** as submitted by Dale Partners, P.A., design professional.

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

Staff Approval Date: (#1-#2) June 6, 2011

Project Initiation Date: May 19, 2011

Design Professional: Dale Partners, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,995,689

Funding Source(s): Internal R&R (\$1,995,689)

26. UM – IHL 207-350 – Falkner Hall Renovation

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

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

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Dale Partners, P.A., design professional.

Staff Approval #4: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids.**

Staff Approval Date: (#1-#2) June 6, 2011; (#3-#4) June 22, 2011

Project Initiation Date: May 19, 2011

Design Professional: Dale Partners P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,990,551.00

Funding Source(s): Internal R&R (\$1,990,551)

27. UMMC – GS 109-195 – AED (Adult Emergency Department) Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the **award of contract** to Flagstar Construction Company, the lower of five (5) bidders, for a total contract amount of \$8,858,700.00. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: July 6, 2011

Project Initiation Date: November 14, 2007

Design Professional: Dale Partners Architects, P.A.

General Contractor: Flagstar Construction Company

Contract Award Date: July 6, 2011

Project Budget: \$10,530,000

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Funding Source(s): HB 246, L'07 (\$5,130,000); HB 1641, L'08 (\$2,000,000); HB 1722, L'09 (\$2,500,000); HB 1701, L'10 (\$900,000)

28. UMMC – IHL 209-505 – Pediatric Emergency Room Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$138,619.18 and zero (0) additional days to the contract of Evan Johnson & Sons Construction, Inc.

Staff Approval Date: July 6, 2011

Change Order Justification: **Change Order #4** is necessary to provide additional patient access to the construction area, repair floor underlayment that was damaged while removing floor, address changes in case work to use specific modular system, extend medical gas and installation of new headers for maintenance reasons, and change in location of a generator radiator due to maintenance concerns.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$543,418.44

Project Initiation Date: November 16, 2007

Design Professional: Dale/Morris Architects

General Contractor: Evan Johnson & Sons Construction, Inc.

Contract Award Date: February 15, 2010

Project Budget: \$5,633,275

Funding Source(s): Pediatric Clinic Fund and Patient Revenue (\$5,633,275)

29. UMMC – IHL 209-534 – Parking, Roadways, and Infrastructure Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons, P.A., design professional and **wavier of Design Development Documents**.

Staff Approval Date: June 6, 2011

Project Initiation Date: April 15, 2010

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

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$11,500,000

Funding Source(s): Interest Income (\$625,000); 2010 and 2011 EBC (\$8,500,000); Pending MDA Funds (\$2,025,000)

30. UMMC – IHL 209-534A – Contract 1 Parking, Roadways, and Infrastructure Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons, P.A., design professional and **wavier of Design Development Documents**.

Staff Approval Date: June 6, 2011

Project Initiation Date: April 15, 2010

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

General Contractor: N/A

Contract Award Date: N/A

EXHIBIT 1

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Project Budget: \$1,197,280 (Part of \$11,500,000 budget show below)
Funding Source(s): Interest Income (\$625,000); 2010 and 2011 EBC (\$8,500,000);
Pending MDA Funds (\$2,025,000)

31. UMMC – IHL 209-534B – Contract 2 Parking, Roadways, and Infrastructure Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons, P.A., design professional and **wavier of Design Development Documents**.

Staff Approval Date: June 6, 2011

Project Initiation Date: April 15, 2010

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

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$5,213,533 (Part of \$11,500,000 budget show below)

Funding Source(s): Interest Income (\$625,000); 2010 and 2011 EBC (\$8,500,000);
Pending MDA Funds (\$2,025,000)

32. UMMC – IHL 209-534B – Contract 3 Parking, Roadways, and Infrastructure Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons, P.A., design professional and **wavier of Design Development Documents**.

Staff Approval Date: June 6, 2011

Project Initiation Date: April 15, 2010

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

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$4,675,753 (Part of \$11,500,000 budget show below)

Funding Source(s): Interest Income (\$625,000); 2010 and 2011 EBC (\$8,500,000);
Pending MDA Funds (\$2,025,000)

33. UMMC – IHL 209-535 – Learning Resources Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$19,776.00 and zero (0) additional days to the contract of Harrell Contracting Group, LLC.

Staff Approval Date: July 6, 2011

Change Order Justification: **Change Order #1** is necessary to replace exterior window in area being renovated that had been leaking prior to the project, install fire wall due to duct above ceiling not where shown on original plans and to install lay-in ceiling in room that contract called for no ceiling due to change in room use.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$19,776.00

Project Initiation Date: April 15, 2010

Design Professional: Cooke Douglass Farr Lemons

EXHIBIT 1

August 18, 2011

General Contractor: Harrell Contracting Group, LLC

Contract Award Date: February 3, 2011

Project Budget: \$2,850,000

Funding Source(s): Interest Income (\$850,000); UMMC EBC funds (\$2,000,000)

34. UMMC – IHL 209-540 – Restorative Laboratory Renovations-School of Dentistry

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Mark S. Vaughn, P.A., design professional.

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

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Benson Construction & Masonry, the lower of five (5) bidders, for a total contract amount of \$1,230,000.

Staff Approval Date: (#1-#3) July 5, 2011

Project Initiation Date: February 17, 2011

Design Professional: Mark S. Vaughn

General Contractor: Benson Construction & Masonry

Contract Award Date: July 5, 2011

Project Budget: \$1,400,000

Funding Source(s): Hospital Patient Revenue (\$785,600); Tuition & Fees (\$614,400)

35. USM – GS 108-235 – College Hall Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Dale and Associates, P.A., design professional.

Staff Approval Date: June 22, 2011

Project Initiation Date: October 21, 2004

Design Professional: Dale and Associates, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$6,252,302.68

Funding Source(s): SB 3197, L'02 (\$23,745); SB 2988, L'03 (\$14,805.88); SB 2010, L'04 (\$9,143.34); HB 246, L'07 (\$2,957,745.50); HB 1641, L'08 (\$2,728,381.41); HB 1722, L'09 (\$493,159.34)

36. USM – IHL 214-014 – Hardy Hall Storm Damage Repair

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Dale and Associates, P.A., design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Dale and Associates, P.A., design professional.

Staff Approval Date: (#1) May 24, 2011; (#2) June 2, 2011

Project Initiation Date: August 21, 2008

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August 18, 2011

Design Professional: Dale and Associates, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$8,981,725

Funding Source(s): Insurance and FEMA Reimbursements (\$8,981,725)

37. USM – IHL 214-015 – Lloyd Hall Storm Damage Repair

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Allred Architectural Group, P.A., design professional and **waiver of Design Development Documents**.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids**.

Staff Approval Date: (#1) June 2, 2011; (#2) June 22, 2011

Project Initiation Date: August 21, 2008

Design Professional: Allred Architectural Group P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$2,208,922.94

Funding Source(s): Insurance and FEMA Reimbursements (\$2,208,922.94)

38. USM – IHL 214-016 – Elizabeth Hall Storm Damage Repair

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Klee, Odom + Klee, P.A., design professional.

Staff Approval Date: June 2, 2011

Project Initiation Date: August 21, 2008

Design Professional: Klee, Odom + Klee

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$2,000,000

Funding Source(s): Insurance and FEMA Reimbursements (\$2,208,922.94)

39. ERC – GS 111-044 – Mechanical Modifications Program

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$36,586.14 and zero (0) additional days to the contract of Upchurch Plumbing, Inc.

Staff Approval Date: March 25, 2011

Change Order Justification: **Change Order #2** is necessary to furnish and install two supply and two return fire dampers on each floor (36 total) and to modify piping supplying chilled water to the IHL and ETV Buildings.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$26,886.14

EXHIBIT 1

August 18, 2011

Project Initiation Date: N/A

Design Professional: Atherton Consulting Engineers, Inc.

General Contractor: Upchurch Plumbing, Inc.

Contract Award Date: November 12, 2010

Project Budget: \$3,500,000

Funding Source(s): HB 246, L'07 (\$2,500,000); HB 1641, L'08 (\$500,000); HB 1722, L'09 (\$500,000)

40. ERC – GS 111-047 – (ARRA) ECM R&D Center

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the credit amount of (\$6,000) and zero (0) additional days to the contract of Metro Mechanical, Inc.

Staff Approval Date: May 2, 2011

Change Order Justification: **Change Order #3** is necessary to reduce the amount of the controls allowance. An allowance of \$95,000 was included in the original bid documents. After taking prices, Siemens was the low controls contractor with a bid of \$89,000. This is a deduction of the balance of the controls allowance.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$15,878

Project Initiation Date: N/A

Design Professional: Atherton Consulting Engineers, Inc.

General Contractor: Metro Mechanical, Inc.

Contract Award Date: August 18, 2010

Project Budget: \$750,000

Funding Source(s): ARRA (\$750,000)

EXHIBIT 2

August 18, 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 Mayo Mallette (statement dated 5/12/11) from the funds of Mississippi Board of Trustees of State Institutions of Higher Learning. (This statement, in the amount of \$5,587.96, represents services and expenses in connection with *Jackson HMA, LLC, et al. vs. Mississippi Department of Health, et al.*)

TOTAL DUE.....\$ 5,587.96

Payment of legal fees for professional services rendered by David Ware & Associates (statements dated 5/26/11, 5/26/11, 6/1/11, 6/1/11 and 6/1/11) from the funds of Mississippi State University. (These statements, in the amounts of \$2,500.00, \$1,418.75, \$2,000.00, \$350.00 and \$17.21, respectively, represent services and expenses in connection with labor certifications.)

TOTAL DUE.....\$ 6,285.96

Payment of legal fees for professional services rendered by Balch & Bingham (statements dated 5/13/11) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$774.00 and \$1,892.00, represent services and expenses in connection with General Advice.)

TOTAL DUE.....\$ 2,666.00

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 12/17/10, 4/21/11, 5/16/11, 5/23/11 and 5/23/11) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with UMMC - North Clinic - General Advice - \$4,821.56; UMMC - North Clinic - \$85.00; *Jackson HMA, LLC vs. UMMC, et al.* - \$695.43; UMMC - North Clinic - General Representation of the Medical School and Facility Practice Plans - \$12,491.50 and UMMC - North Clinic - General Advice - \$602.00, respectively.)

TOTAL DUE.....\$ 18,335.49

Payment of legal fees for professional services rendered by John Kitchens, Esq. (statements dated 5/11/11, 6/2/11, 6/2/11, 6/2/11 and 6/2/11) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the cases styled *Seid* - \$6,853.28, *Zeigler/Varnado* - \$2,224.50; *Kermode* (Federal Case) - \$4,683.00; and *UMMC* (General) - \$285.00, respectively.)

TOTAL DUE.....\$ 14,045.78

EXHIBIT 2

August 18, 2011

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 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 5/13/11, 6/16/11, 6/16/11, 6/16/11, 6/16/11, 6/16/11, 6/16/11 and 6/16/11) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Canada: Compact Time-of-Flight Mass Spectrometer" - \$25.50; "United Kingdom: Compact Time-of-Flight Mass Spectrometer" - \$25.50; "Soybean Transformation and Regeneration Methods" - \$2,225.00; "Method for Transformation of Cotton and Organogenic Regeneration" - \$1,018.00; "Micro-Particulate Microbound Diet" - \$25.50; "Alcohol Esterification (Condensor Train)" - \$1,665.00; "Alcohol Esterification (Condensor Train)" - \$25.50; "Esterification and Bio Oil Upgrading" - \$2,510.00; "Esterification and Bio Oil Upgrading" - \$195.50; "Srinivasan - Elusieve Processing CIP Application" - \$42.50; "Steele - Solid Heat Carrier Pyrolysis Reactor" - \$400.00; "Live Attenuated Catfish Vaccine" - \$700.00; "DNA Molecule Decoding" - \$2,140.00; "Soybean Transformation and Regeneration Methods" - \$25.50; "Method for Transformation of Cotton and Organogenic Regeneration" - \$17.00; "Alcohol Esterification (Condensor Train)" - \$25.50; "Esterification and Bio Oil Upgrading" - \$25.50; "Srinivasan - Elusieve Processing CIP Application" - \$42.50 and Steele - Cellulosic Biodiesel Provisional Application" - \$500.00, respectively.)

TOTAL DUE.....\$ 16,134.00

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 5/20/11, 5/20/11, 5/23/11 and 5/23/11) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Emerging Models for Wireless Communication Systems" - \$4,518.50; "Chick Separation-Anxiety-Depression (SAD) Model" - \$202.50; "Complexes and Compounds for Light Emitting Applications" - \$42.50 and "A Device for Demonstrating and Measuring the Components of a Vector in 3-D Space" - \$675.00, respectively.)

TOTAL DUE.....\$ 5,438.50

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 5/4/11) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Canada: 8-Aminoquinolines" - \$842.56 and "Compositions for the Prevention/Prophylactic Treatment of Poison Ivy Dermatitis" - \$489.25.)

TOTAL DUE.....\$ 1,331.81

EXHIBIT 2

August 18, 2011

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 5/20/11) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative” - \$2,077.00; “Europe: High-Speed Data Compression based on Set-Associative Cache Mapping Techniques” - \$449.68; “India: High-Speed Data Compression based on Set Associative Cache Mapping Techniques” - \$65.00; “Mexico: High-Speed Data Compression based on Set-Associative Cache Mapping Techniques” - \$41.06; “Delivery of Medicaments to the Nail and Perionychium via ‘Etching’” - \$356.00; “Australia: Stabilized Formulation of Triamcinolone Acetonide” - \$186.00; “Canada: Stabilized Formulation of Triamcinolone Acetonide” - \$350.00; “Europe: Stabilized Formulation of Triamcinolone Acetonide” - \$350.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$40.50; “Europe: Method of Detecting Vibration and Sound Signatures of Human Footsteps” - \$350.00 and “Canada: Method of Detecting Vibration and Sound Signatures of Human Footsteps” - \$350.00, respectively.)

TOTAL DUE.....\$ 4,615.24