

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**

**May 20, 2010**

**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 Board Office in Jackson, Mississippi, at approximately 10:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on December 3, 2009, to each and every member of said Board, said date being at least five days prior to this May 20, 2010 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. The meeting was called to order by Trustee Bettye Neely, President, and opened with prayer by Dr. Mary Ann Kyle, Director of Southern Opera and Music Theater Companies Outreach and Workshop Program and an Associate Professor of Voice at the University of Southern Mississippi.

**PRESENTATION**

Trustee Robinson explained that the presentation by Mr. David Mallery, Executive Director, Mississippi Commission for Volunteer Services, has been postponed due to Mr. Mallery's involvement in the efforts to assist with the recent disasters in Yazoo County and on the Coast.

**ANNOUNCEMENTS**

- ▶ Trustee Neely welcomed the following Student Government Association presidents:
  - ▶ Mr. Cory Cooper from Alcorn State University,
  - ▶ Mr. Brandon Newsome from the Mississippi University for Women,
  - ▶ Mr. Jamaris Moore from Mississippi Valley State University,
  - ▶ Mr. Thomas Sellers from Mississippi State University and president of the council, and
  - ▶ Ms. Kasey Mitchell from the University of Southern Mississippi.
- ▶ Commissioner Bounds welcomed Dr. Tim Letzring, Chair and Associate Professor of Leadership and Counselor Education at the University of Mississippi, and his students.

**APPROVAL OF THE MINUTES**

On motion by Trustee Davidson, seconded by Trustee Robinson, and unanimously passed by those present, it was

**RESOLVED**, That the Minutes of the Board meeting held on April 14-15, 2010, stand approved.

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**CONSENT AGENDA**

On motion by Trustee Blakeslee, seconded by Trustee Davidson, and unanimously passed by those present, it was

**RESOLVED**, That the Board hereby approved the following Consent Agenda.

**Budget, Finance and Audit**

1. **JSU** - Approved the request to enter into a revenue lease contract for roof space for the placement, operation, and maintenance of communication equipment owned by Louisiana Unwired, LLC. The equipment will be placed on the roof of the Administration Building on the JSU campus. The contract is for sixty (60) months - July 24, 2010 through July 24, 2015. The lease may be renewed for one (1) additional term of sixty (60) months upon Board approval. As a revenue contract, JSU will receive \$13,000 annually in return for the lease space (\$65,000 over the life of the original term). The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.
2. **MSU** - Approved the request to renew a contract for the license of the Vista Enterprise learning management system with Blackboard, Inc. to be used for online instruction. During the 2010 spring semester, the current Vista Enterprise system was used by 724 MSU faculty to deliver instructional content to 15,747 students across 2,250 class sections. The contract is for thirty-six (36) months - July 1, 2010 through June 30, 2013. The contract amount shall not exceed \$412,071, with an annual breakdown of \$128,175 (FY 2011), \$137,148 (FY 2012), and \$146,748 (FY 2013). Funds are available from the general funds. The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.
3. **MSU** - Approved the request to contract with MetroCast Communications of Mississippi, LLC to provide cable television services to the MSU Housing Department. The contract term is for one-hundred twenty (120) months - July 1, 2010 through June 30, 2020 with mutual options to renew for a period up to two (2) additional five-year terms. The estimated cost of the contract shall not exceed \$3,193,518 over the life of the agreement. The actual cost will fluctuate based on the number of individual locations (bedrooms) requiring service. The contract will be funded from auxiliary funds (Student Housing Department). The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.
4. **UM** - Approved the request to amend the current contract for bookstore services with Barnes & Noble College Booksellers, Inc. (B&N). The amendment would allow for UM's participation in B&N's textbook rental program. The textbook rental program was not a part of the current agreement which began on December 15, 2006. Under terms of the amendment, B&N will institute their textbook rental program at UM beginning with the fall 2010 academic term. The amendment is effective for twelve (12) months - August 1, 2010 through July 31, 2011. Unless negotiated through a future amendment, the terms of the original contract will go back into effect beginning on August 1, 2011 and will remain in effect until completion of the original contract, December 14, 2011. The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.

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5. **UMMC** - Approved the request to enter into a professional services agreement with MedAssist, Incorporated to determine eligibility for patients' government assistance. The length of this contract is three years – July 1, 2010 through June 30, 2013. The contract may be renewed for two consecutive one-year periods upon written notice. The annual costs will not exceed \$3,900,000, and the total costs will not exceed \$11,700,000 for the three-year period. Costs include both fixed and variable fees. The contract will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.
6. **UMMC** - Approved the request to enter into a purchasing agreement with Roche Diagnostics, Corporation for reagent chemicals and software. The contract length is for four years - June 4, 2010 through June 3, 2014. The total cost of the four year contract period is \$700,969 which includes \$676,006 for the reagent rental agreement and \$24,963 for the software upgrade. The contract will be funded by patient revenue. The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.
7. **UMMC** - Approved the request to extend the lease agreement with CAG Holdings, LLC for 8,125 square feet of space used to house the Batson Community Clinic. The one-year extension is for the period July 1, 2010 through June 30, 2011. The annual cost per square foot is \$13 for a monthly rental cost of \$8,802. The total cost for the one year extension is \$105,625. The contract will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is included in the *May 20, 2010 Board Working File*.

**Real Estate**

8. **UM** – Approved the initiation of **Phase II of the Thad Cochran Research Center – National Center for Natural Products Research project (IHL 207-341)** in order to construct an additional 104,000 gross square feet of laboratory space and the appointment of Cooke Douglass Farr Lemons as design professionals. Phase II is envisioned as a four-floor laboratory complex building consisting of 104,000 gross square feet of state-of-the-art laboratory space. The expanded facilities are needed in order for the program to remain competitive and for the university to achieve the primary mission of the Center. Phase II is to be located immediately adjacent to the current Phase I. The total project budget is \$23,322,620. Funds are available as follows: Federal Grant NIH/NCRR-1 C06RR030081-01 (\$13,915,445.00); Federal Grant HRSA-C76HF10917 (\$8,465,685.00); Federal Grant HRSA-4C76HF10917-01-03 (\$941,490.00)
9. **UM** – Approved the initiation of IHL 207-343, Football Indoor Practice Facility-Auditorium Addition and the appointment of Cooke Douglass Farr Lemons as design professionals. This project will add a 150 seat auditorium to the existing Football Indoor Practice Facility. When the original project for the Football Indoor Practice Facility was conceived, the university leased the land to the University of Mississippi Athletic Association (UMAA) Foundation. The building is owned by the Foundation. The terms of the lease will not change. The lease period runs for ten (10) years commencing on the 1<sup>st</sup> day of May 2003, and continuing through the 30<sup>th</sup> day of April 2013. The current lease is for 8.0 acres. Therefore, the UMAA Foundation is the lessee and will be the owner of the project. The total project budget is \$1,950,000. Funds are available from the UMAA Foundation (\$1,950,000).

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10. **DSU** – Approved the request to increase the project budget for GS 102-229, Residence Hall Fire Protection, from \$977,141 to \$1,088,247 for an increase in the amount of \$111,106. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. Upon completion of Schematic Design Documents, the design professional recommended increasing the project budget by \$111,106. The project was originally approved by the IHL Board at its September 2009 meeting with a budget of \$1,077,141 and will provide fire suppression in Cleveland, Lawler Harkins, and the Court of Governor’s residence halls. The budget was reduced by \$100,000 in November, 2009 by DSU. This budget increase will restore and reconcile the budget with the professional’s current Schematic Design construction estimate. Funds are available from HB 1722, Laws of 2009 (\$1,088,247).
11. **ASU** – Approved the request to name the new baseball stadium the “Willie ‘Rat’ McGowan Stadium” and baseball field the “William ‘Bill’ Foster Field”.
12. **JSU** – Approved the request to grant a utility easement to Entergy Mississippi, Inc. The easement is necessary to install a pole for installation of conduit with underground cable for new metering equipment for the university’s New Transportation/Mobility Center (IHL Project #203-150). The Attorney General’s Office has reviewed and approved the easement.
13. **JSU** – Approved the request name the building located at 101 Capitol Street the Percy W. Watson Building in recognition of Mississippi State Representative Percy W. Watson’s leadership of the House Ways and Means Committee and his support of Jackson State University. The Department of Finance and Administration, State of Mississippi, transferred ownership of this building to the university. The building will be used by the university’s executive programs and programs in policy and planning.
14. **MSU** – Approved the request to grant a permanent utility easement for transmission lines on approximately 0.44 acres to Tennessee Valley Authority, in consideration of payment of \$8,550. The permanent easement is necessary due to the current existence of a transmission line in the area of the property. The easement allows TVA access to the new piece of property so that TVA can install new poles for a new line that will traverse other property. The permanent easement also gives TVA the needed access the property in order to install, repair, and replace lines as necessary. The property is adjacent to the TVA Clayton Village substation and is on the edge of the MSU golf course. The Attorney General’s Office has reviewed and approved the easement.
15. **MSU** – Approved the award of timber sales from the John W. Starr Memorial Forest. The Attorney General’s Office has reviewed and approved the timber sales as shown in the bound *May 20, 2010 Board Working File*.
16. **USM** – Approved the request to name the new sign and entrance structure located at the main entrance to the Hattiesburg Campus the Centennial Gateway Honoring the Edward J. “Ed” Langton Family.

**Legal**

17. **JSU** – Approved the request to hire Watkins, Ludlam, Winter and Stennis, P.A. as outside bond counsel for the Jackson State University Educational Building Corporation (JSU-EBC) to advise on legal issues concerning bond refinancing and compliance with IRS regulations regarding tax-exempt bonds and other related matters involving bond issues and transactions. The contractual agreement is for a period of April 1, 2010 through October 31, 2010, and the fee amount (not including reimbursable expenses) will not exceed \$90,000.00, which also includes services relating to

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unwinding the portion of the 2008 SWAP transaction allocable to certain bonds. Additionally, Watkins, Ludlam, Winter and Stennis, P.A. will provide legal services to the JSU-EBC for corporate compliance in this transaction for a fee amount (not including reimbursable expenses) not to exceed \$20,000. The hourly rate for the attorneys will range from \$185 to \$220 and the hourly rate for paralegals will be \$85. The Attorney General has approved the request.

18. **UMMC** – Approved the request to employ Richard Myers, Mandy Decker, and Steven Meyer of Stites & Harbison, PLLC as outside counsel for intellectual property matters. The total contract amount will not exceed \$100,000.00. The attorney hourly rates will range from \$237.00 to \$310.00 per hour. Term of contract: State Date: July 1, 2010 and an End Date of June 30, 2011. The contract will be funded by indirect cost recoveries. The Attorney General has approved the request.
19. **UMMC** – Approved the request to hire Barry J. Walker of Walker & Ungo Immigration Law Firm in Tupelo as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. This contractual agreement is necessary due to amendments by the U.S. Department of Labor to the permanent labor certification regulations, specifically: employers are required to pay the cost of preparing, filing and obtaining certification, and are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer’s attorney fees. The terms of this contractual agreement will be for one year, for a maximum amount payable of \$50,000 during the contract term. The breakdown of various fees to be charged for particular services is included in the bound *May 20, 2010 Board Working File*. The Attorney General’s Office has approved this request.
20. **UMMC** – Approved the request to hire David Ware and Associates as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. This contractual agreement is necessary due to amendments by the U.S. Department of Labor to the permanent labor certification regulations, specifically: employers are required to pay the cost of preparing, filing and obtaining certification, and are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer’s attorney fees. The terms of this contractual agreement will be for one year, for a maximum amount payable of \$50,000 during the contract term. The breakdown of various fees to be charged for particular services is included in the bound *May 20, 2010 Board Working File*. The Attorney General’s Office has approved this request.

21. **Personnel Report**

**EMPLOYMENT**

**Mississippi State University - Athletics**

Daryl Greenan, Women’s Head Tennis Coach, Athletics; salary of \$75,000 per annum, pro rata; contract period of July 1, 2010 to June 30, 2014

**Mississippi University for Women**

Ruby, Roy

**University of Southern Mississippi**

Wiesenburg, Denis

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**CHANGE OF STATUS**

**Mississippi State University – Athletics**

- Scott A. Stricklin, *from* Senior Associate Athletic Director, Athletics; salary of \$110,000 per annum, pro rata; Auxiliary Funds; *to* Director of Athletics, \$300,000 per annum, pro rata; (\$175,000 Auxiliary Funds and \$125,000 Foundation Funds); multi-year contract effective May 10, 2010 through May 9, 2014
- Richard L. Stansbury, Head Basketball Coach, Athletics, *from* a contract period of April 1, 2009 to June 30, 2013; salary of \$235,000 per annum, pro rata; Auxiliary Funds; *to*, effective July 1, 2010, a one- year extension through June 30, 2014, no change in salary

**Mississippi State University**

Bland, Wayne

Tuck, Amy

**Mississippi University for Women**

Hatton, Martin

**Emerita/Emeritus Status**

**Mississippi University for Women**

Limbert, Claudia

Rhyne, Glenn

**Award of Tenure and Promotions (where noted)**

*For nine (9)-month contracts, effective August 15, 2010 and for twelve (12)-month contracts, effective July 1, 2010*

**Delta State University**

- David Hebert, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics
- Benjamin Kyzar Johnson, Assistant Professor promoted to Associate Professor with Tenure, Department of Art
- Charles B. Smithhart, Assistant Professor promoted to Associate Professor with Tenure, Division of Biological and Physical Sciences
- Alline Somlai, Assistant Professor promoted to Associate Professor with Tenure, Division of Biological and Physical Sciences
- Lee Virden, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics
- Michelle Matthews, Assistant Professor promoted to Associate Professor with Tenure, Division of Accountancy, Computer Information Systems and Finance
- William Morehead, Assistant Professor promoted to Associate Professor with Tenure, Division of Accountancy, Computer Information Systems and Finance

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- Maud Kuykendall, Assistant Professor promoted to Associate Professor with Tenure, Division of Teacher Education
- Dan McFall, Assistant Professor promoted to Associate Professor with Tenure, Division of Teacher Education and Educational Leadership
- Cameron Edith McMillen, Assistant Professor promoted to Associate Professor with Tenure, Division of Family and Consumer Sciences
- Emily Erwin, Assistant Professor promoted to Associate Professor with Tenure, Library Services

**Jackson State University**

- Preselfannie McDaniels, Assistant Professor, Department of English and Modern Foreign Languages
- Glake Hill, Associate Professor, Department of Chemistry and Biochemistry
- Lecretia Buckley, Assistant Professor, Department of Mathematics
- Heping Liu, Associate Professor, Department of Physics, Atmospheric Science and Geosciences
- Zhenbu Zhang, Associate Professor, Department of Mathematics
- Russell Bennett, Associate Professor, Department of Health Policy and Management
- Mukesh Kumar, Associate Professor, Department of Urban and Regional Planning
- Barney Fish, Assistant Professor promoted to Associate Professor with Tenure, Department of Elementary and Early Childhood Education
- Dawn McLin, Assistant Professor promoted to Associate Professor with Tenure, Department of Psychology
- Li-Jing Arthur Chang, Assistant Professor, Department of Mass Communications
- Debra Pate, Associate Professor, Department of Psychology
- Gerri Cannon-Smith, Assistant Professor promoted to Associate Professor with Tenure, Department of Behavioral and Environmental Health
- Chia-Pin Robin Liu, Assistant Professor promoted to Associate Professor with Tenure, Department of Computer Engineering
- Bassirou Diatta, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics

*Retroactive approvals requested as JSU inadvertently omitted the following from the original tenure submissions:*

- Khalid Abed, Associate Professor, Department of Computer Engineering, effective fall 2009
- Hyunju Kim, Associate Professor, Department of Computer Science, effective fall 2009
- Daniel Watkins, Associate Professor, Department of Educational Leadership, effective fall 2007

**Mississippi State University**

- Anatolijs Afanasjevs, Associate Professor promoted to Professor with Tenure, Department of Physics and Astronomy
- Douglas J. Bammann, Professor, Department of Mechanical Engineering
- Angi E. Bourgeois, Assistant Professor promoted to Associate Professor with Tenure, Department of Art
- Bradley D. Brazzeal, Assistant Professor promoted to Associate Professor with Tenure, University Libraries

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- Lara A. Dodds, Assistant Professor promoted to Associate Professor with Tenure, Department of English
- Philip M. Gullett, Assistant Professor promoted to Associate Professor with Tenure, Department of Civil and Environmental Engineering
- Holly Johnson, Assistant Professor promoted to Associate Professor with Tenure, Department of English
- Brenda Kirkland, Assistant Professor promoted to Associate Professor with Tenure, Department of Geosciences
- Hyeona Lim, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics and Statistics
- QiQi Lu, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics and Statistics
- Shien Lu, Assistant Professor promoted to Associate Professor with Tenure, Department of Entomology and Plant Pathology
- Erdogan Memili, Assistant Professor promoted to Associate Professor with Tenure, Department of Animal and Dairy Sciences
- Greg Munshaw, Assistant Professor promoted to Associate Professor with Tenure, Department of Plant and Soil Sciences
- Margaret Pope, Assistant Professor promoted to Associate Professor with Tenure, Department of Curriculum, Instruction, and Special Education
- Edward Potter, Assistant Professor promoted to Associate Professor with Tenure, Department of Foreign Languages
- Kari Babski-Reeves, Assistant Professor promoted to Associate Professor with Tenure, Department of Industrial and Systems Engineering
- Sam Riffell, Assistant Professor promoted to Associate Professor with Tenure, Department of Wildlife, Fisheries, and Aquaculture
- Matthew K. Ross, Assistant Professor promoted to Associate Professor with Tenure, Department of Basic Sciences, Veterinary Medicine
- Sead Sabanadzovic, Associate Professor, Department of Entomology and Plant Pathology
- Larry Strout, Associate Professor, Department of Communication
- J. Edward Swan II, Associate Professor, Department of Computer Science and Engineering
- James Warnock, Assistant Professor promoted to Associate Professor with Tenure, Department of Agricultural and Biological Engineering
- Darren Anthony Wozny, Assistant Professor promoted to Associate Professor with Tenure, Department of Counselor Education, Meridian Campus
- Kang Xia, Assistant Professor promoted to Associate Professor with Tenure, Department of Chemistry

**Mississippi University for Women**

- Linda Mahoney, Associate Professor of Education
- Bill Mayfield, Dean of the School of Professional Studies and Professor of Management
- Nicole Welch, Associate Professor promoted to Professor with Tenure, Biology

**University of Mississippi**

- Michele Alexandre, Associate Professor, School of Law

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- Yixin Chen, Assistant Professor promoted to Associate Professor with Tenure, Computer and Information Science
- Charles Clay Dibrell, Associate Professor, Department of Management
- Oliver J. Dinius, Croft Assistant Professor promoted to Associate Professor with Tenure, Department of History
- Robert John Doerksen, Assistant Professor promoted to Associate Professor with Tenure, Medicinal Chemistry and Research Assistant Professor in RIPS
- Mark Dolan, Assistant Professor promoted to Associate Professor with Tenure, Meek School of Journalism and New Media
- Murrell Godfrey, Assistant Professor and Director of Forensic Chemistry with a promotion to Associate Professor with Tenure and Director of Forensic Chemistry, Department of Chemistry and Biochemistry
- Ross Jay Haenfler, Assistant Professor promoted to Associate Professor with Tenure, Department of Sociology and Anthropology
- Carey Blackerby Hanson, Assistant Professor promoted to Associate Professor with Tenure, Costume Design, Department of Theatre Arts
- Angela M. Hornsby-Gutting, Assistant Professor promoted to Associate Professor with Tenure, Department of History
- Laura Renee Johnson, Assistant Professor promoted to Associate Professor with Tenure, Department of Psychology
- John A. Lobur, Assistant Professor promoted to Associate Professor with Tenure, Department of Classics
- Jerilou J. Moore, Assistant Professor, Department of Curriculum and Instruction, School of Education (also promotion from Assistant to Associate)
- Minjoo Oh, Assistant Professor promoted to Associate Professor with Tenure, Department of Sociology and Anthropology
- Gene Breese Quinn, Assistant Professor promoted to Associate Professor with Tenure, Department of Physics and Astronomy
- Matthew B. Reysen, Assistant Professor promoted to Associate Professor with Tenure, Department of Psychology
- Philip J. Rhodes, Assistant Professor promoted to Associate Professor with Tenure, Department of Computer and Information Science
- Angela Sykes Rutherford, Assistant Professor promoted to Associate Professor with Tenure, Department of Curriculum and Instruction and Director of CELI
- Gregory Snyder, Assistant Professor promoted to Associate Professor, Department of Communications Sciences and Disorders
- Chung Rak Song, Associate Professor, Department of Civil Engineering
- Amy E. Wells, Associate Professor, Department of Leadership and Counselor Education
- Gabriel D. Wrobel, Assistant Professor promoted to Associate Professor with Tenure, Department of Sociology and Anthropology
- Fan Yang, Associate Professor, Department of Electrical Engineering

**University of Southern Mississippi**

- Linda Pierce Allen, Assistant Professor promoted to Associate Professor with Tenure, English

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- Christopher Barry, Assistant Professor promoted to Associate Professor with Tenure, Psychology
- Patrick David Biber, Assistant Professor promoted to Associate Professor with Tenure, Coastal Sciences
- Jennifer Suzanne Brannock, Associate Professor, McCain Library & Archives, University Libraries
- David M. Cochran, Jr., Assistant Professor promoted to Associate Professor with Tenure, Geography & Geology
- Sheila Ann Parham Davis, Professor, School of Nursing
- Elizabeth M. Doolittle, Assistant Professor promoted to Associate Professor with Tenure, Gulf Coast Library, University Libraries
- Damon Franke, Associate Professor, English
- Mirela Alina Gearba, Assistant Professor promoted to Associate Professor with Tenure, Physics & Astronomy
- Van-Lin Guo, Associate Professor, Biological Sciences
- Brent D. Hales, Assistant Professor promoted to Associate Professor with Tenure, Economic and Workforce Development
- John M. Harris, Assistant Professor promoted to Associate Professor with Tenure, Mathematics
- Bridget Anne Hayden, Assistant Professor promoted to Associate Professor with Tenure, Anthropology & Sociology
- Sherry S. Herron, Assistant Professor promoted to Associate Professor with Tenure, Biological Sciences
- J. Taylor Hightower, Assistant Professor promoted to Associate Professor with Tenure, Music
- K. E. “Skip” Hughes, Professor, Accounting
- Eura Jung, Assistant Professor promoted to Associate Professor with Tenure, Speech Communication
- Douglas Scott Masterson, Associate Professor, Chemistry & Biochemistry
- Danilo Mezzadri, Assistant Professor promoted to Associate Professor with Tenure, Music
- Wujian Miao, Assistant Professor promoted to Associate Professor with Tenure, Chemistry & Biochemistry
- Christopher Miles, Assistant Professor promoted to Associate Professor with Tenure, Foreign Languages & Literatures
- Chris Meyers, Assistant Professor promoted to Associate Professor with Tenure, Philosophy & Religion
- Scott G. Piland, Assistant Professor promoted to Associate Professor with Tenure, Human Performance & Recreation
- Robert M. Press, Assistant Professor promoted to Associate Professor with Tenure, Political Science, International Development & International Affairs
- George T. Raber, Assistant Professor promoted to Associate Professor with Tenure, Geography & Geology
- James W. Rawlins, Assistant Professor promoted to Associate Professor with Tenure, Polymers & High Performance Materials
- Morgan H. Rempel, Assistant Professor promoted to Associate Professor with Tenure, Philosophy & Religion
- Jacob Schaefer, Associate Professor, Biological Sciences

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- Jennifer M. Sequeira, Associate Professor, Management & International Business
- Christopher Sirola, Assistant Professor promoted to Associate Professor with Tenure, Physics & Astronomy
- David Stellhorn, Assistant Professor promoted to Associate Professor with Tenure, Theatre & Dance
- Andrew Strelzoff, Assistant Professor promoted to Associate Professor with Tenure, Computing
- Haiyan Tian, Assistant Professor promoted to Associate Professor with Tenure, Mathematics
- Bruce Tychinski, Assistant Professor promoted to Associate Professor with Tenure, Music
- Michael Vera, Assistant Professor promoted to Associate Professor with Tenure, Physics & Astronomy
- Shuyan Wang, Assistant Professor promoted to Associate Professor with Tenure, Technology Education
- Julie Hammond White, Assistant Professor promoted to Associate Professor with Tenure, Theatre & Dance
- Denis Wiesenburg (*new hire*), Vice President for Research and Professor, Marine Science, College of Science & Technology
- J. Mark Wrighton, Associate Professor, Political Science, International Development & International Affairs
- Fei Xue, Assistant Professor promoted to Associate Professor with Tenure, Mass Communication & Journalism
- Virgil Zeigler-Hill, Assistant Professor promoted to Associate Professor with Tenure, Psychology
- Kyle F. Zelner, Associate Professor, History

**Termination**

**Mississippi State University**

McGrevey, Mike

**University of Southern Mississippi**

Burge, Cecil

**BUDGET, FINANCE & AUDIT AGENDA**

Presented by Mr. Bob Owens, Chair

On motion by Trustee Patterson, seconded by Trustee Perry, and unanimously passed by those present, it was

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the Budget, Finance & Audit Agenda. Agenda item #2 was approved on a separate motion by Trustee Owens, seconded by Trustee Patterson, and unanimously passed by those present. Agenda item #3 was approved on a separate motion by Trustee Owens, seconded by Trustee Robinson, and unanimously passed by those present. Agenda item #4 was approved on a separate motion by Trustee Owens, seconded by

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Trustee Robinson, and unanimously passed by those present. **Agenda item #5 - 7 were approved as shown below.**

1. **JSU** - The Attorney General's Office has reviewed this item. Pending additional review of the Financial Advisor's report, the Board approved the request to restructure existing debt relating to outstanding bond issues for Series 2002 Bonds, Series 2004A Bonds, Series 2004B Bonds, and Series 2006A for total refunding of \$27,615,000 and to unwind swap underlying interest rates. The Board also approved a Resolution and bond related documents authorizing JSU EBC to issue up to \$33.5 million of bonds at fixed rates. (Dr. Linda McFall noted that the bonds changed from \$31,345,000 to \$33.5 million as of this morning.) The project includes refunding (refinancing) portions of Series 2002, Series 2004A, Series 2004B, and Series 2006A bonds. The proposed transaction also includes a termination payment to unwind an underlying swap. The average term of the bonds is 17.574 years (last refunded bond payment will be in 2034) with a projected interest rate of 5.709% (fixed interest rate estimated on April 16, 2010).
2. **UMMC** - Pending review of documents and financial advisor's report, the Board approved a Resolution and related bond documents authorizing the Medical Center Educational Building Corporation to issue up to a maximum aggregate principal amount of \$50,000,000 of bonds at fixed rates, a portion of which may be Build America Bonds (Direct Payment) and the remainder of which will be tax-exempt bonds. The bonds will be for thirty years. The bonds will be issued for the purpose of financing capital expenditures related to the expansion, renovation, furnishing and equipping of existing facilities located on the main campus.
3. **System** - Approved the allocation of FY 2011 state appropriations for Education and General Fund funding to the institutions. **(See Exhibit 1.)**
4. **System** - The Board approved that request for general salary increases *not* to be given for FY 2011. Any FY 2011 salary increases should be based on one or more of the following: meritorious performance, market or equity adjustments, and faculty promotions. These decisions may be made at the discretion of the Commissioner (for the Executive Office) or the Institutional Executive Officer (for the campuses). These salary increase guidelines will apply to all university employees regardless of funding source or types of increases awarded.
5. **Agenda Item Request:** The System requests approval of a two-year contract to provide audit services for fiscal years ending June 30, 2010 and June 30, 2011 with **Cherry, Bekaert & Holland, L.L.P.** (firm). **Term of contract:** The contract is effective for the two fiscal audit years ending June 30, 2010 and June 30, 2011. The work will begin upon approval by the Board and the contract will end upon completion of the FY 2011 audit. The final audit work for fiscal year ending June 30, 2010 must be completed by March 15, 2011. The final audit work for fiscal year ending June 30, 2011 must be completed by March 15, 2012. **Contract Amount:** The audit fees for the two years are all inclusive. Audit services for FY 2010 - \$584,000; Audit services for FY 2011-\$694,000  
**Staff Recommendation: Upon approval of the contract by the Attorney General's staff, Board staff recommends approval of this item.**

During her presentation, Dr. Linda McFall, IHL Deputy Assistant Commissioner for Finance and Administration, announced that the Attorney General's Office has approved the contract and the staff recommends Cherry, Bekaert & Holland, LLP for the two year contract. Dr. McFall also noted that the FY 2010 contract amount should have been \$684,000 instead of \$584,000. This was a typo.

**Actions taken:**

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Trustee Patterson made a motion to approve agenda item #5 as recommended by Board staff shown above. Trustee Pickering seconded the motion.

Trustee Ross made a substitute motion to adopt the proposal of Horne CPAs & Watkins Ward and Stafford contingent upon them matching the price of the staff recommended firm -- Cherry, Bekaert & Holland LLP. Trustee Robinson seconded the motion.

**The trustees voted on whether or not the motion should be substituted. The vote was 7 to 5.** The following trustees voted in favor of substituting the motion: Trustees Davidson, Neely, Owens, Robinson, Ross, Rouse and Whitten. Those voting against substituting the motion were: Trustees Blakeslee, Patterson, Perry, Pickering and Smith.

**The trustees then voted on whether or not the substitute motion should be approved. The vote was 8 to 4.** The following trustees voted in favor of the substitute motion: Trustees Davidson, Neely, Owens, Perry, Robinson, Ross, Rouse and Whitten. Those voting against the substitute motion were: Trustees Blakeslee, Patterson, Pickering and Smith.

**SPECIAL RECOGNITION**

President Neely and Commissioner Bounds presented resolutions from the Board to Dr. Claudia Limbert, President of the Mississippi University for Women, and Dr. Ronald Mason, Jr., President of the Jackson State University, for their hard work for the IHL system.

**BUDGET, FINANCE & AUDIT AGENDA (continued)**

Agenda item #6 was approved on a separate motion by Trustee Owens, seconded by Trustee Pickering, and unanimously passed by those present. Agenda item #7 as amended was approved on a separate motion by Trustee Pickering, seconded by Trustee Owens, and unanimously passed by those present.

6. **System** - Approved the request to renew the property insurance coverage for the IHL System with Affiliated FM Insurance. The expiring total insured values are \$4.5B and the initial renewed total insured value will be \$5.8B. The renewal rate will include a reduction per \$100 value of 8% to 10%. The insurance policy is effective for the period May 31, 2010 to May 31, 2011. The cost of the renewal premium is \$3,921,178; however, the premium may increase or decrease through the term of the policy as universities add or delete coverage.
7. **System** - Approved for first reading Board Policy 712 Internal Audit Policy. **(See Exhibit 2.)** Upon approval of Policy 712, a revised System Internal Audit Charter will be submitted for approval at the next monthly meeting.
8. **Other Business** - Trustee Owens appointed Trustees Perry and Pickering to an informal audit committee as a subcommittee of the Budget, Finance & Audit Committee.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
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**PERSONNEL AGENDA**

Presented by Commissioner Hank Bounds

On motion by Trustee Pickering, seconded by Trustee Rouse, and unanimously passed by those present, the Board approved moving items #1 and #2 to the Executive Session agenda.

1. **System** - Discussion of a personnel matter at Jackson State University. **(This item was taken up during Executive Session.)**
2. **System** - Discussion of a personnel matter at the Mississippi University for Women. **(This item was taken up during Executive Session.)**

**INFORMATION AGENDA**

Presented by Commissioner Hank Bounds

**Real Estate**

1. **System**- The Board received the Real Estate items that were approved by the Board staff subsequent to the April 14-15, 2010 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 3.)**

**Legal**

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

**Administration/Policy Agenda**

3. **System** - In compliance with Board policy, the following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.
  - a. **MUW** - Approved an amendment and renewal of service agreement with Sodexo Operations, LLC for the continued outsourcing management services of their campus facilities operation. In return for a one-year contract extension, the vendor will immediately reduce operating costs by an estimated annual cost of \$239,938. This represents an 8.3% reduction over current annual costs. The revised contract will cost MUW \$2,663,690 for the period September 1, 2010 through August 31, 2011. At that time, the contract will end.
  - b. **System** - Quarterly Employment Reports for the period of January 1, 2010 through March 31, 201, as required by Board Policy 401.0102 Delegation of Authority and 801.09 Outside Employment.

**OTHER BUSINESS**

- ▶ Trustee Blakeslee briefly spoke about the reports on efficiencies and effectiveness. The consolidated report is included in the *May 20, 2010 Board Working File*.
- ▶ Trustee Neely invited the Institutional Executive Officers to speak about events occurring on each of their campuses.

**MINUTES OF THE BOARD OF TRUSTEES OF  
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- ▶ Trustee Neely announced that Commissioner Bounds and Dr. Jim Borsig, IHL Assistant Commissioner for Governmental Relations, would be traveling to Washington, DC to attend a congressional briefing regarding the oil spill in the Gulf.

**EXECUTIVE SESSION**

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

Discussion of a personnel matter at Jackson State University,  
Discussion of a personnel matter at the Mississippi University for Women, and  
Discussion of a litigation matter at the University of Southern Mississippi.

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

On motion by Trustee Whitten, seconded by Trustee Ross, and unanimously passed by those present, the Board approved the settlement of the case styled as *Professor Dr. Chauncey Mark DePree vs. USM, et al.*, as presented by counsel.

The Board discussed a personnel matter at Jackson State University.

The Board discussed a personnel matter at the Mississippi University for Women.

**On motion by Trustee Rouse, seconded by Trustee Robinson, with Trustee Pickering absent and not voting, the Board voted to return to Open Session.**

**OTHER BUSINESS**

- ▶ On motion by Trustee Robinson, seconded by Trustee Owens, with Trustees Pickering, Rouse and Whitten absent and not voting, the Board approved the Commissioner's recommendation to appoint Dr. Leslie McLemore as interim president of Jackson State University.
- ▶ Commissioner Bounds announced that the Board will begin the search process for all three universities – Alcorn State University, Jackson State University, and Mississippi University for Women. The request for proposal will be completed within the next few days for a search consultant. Each firm will be allowed to bid on one search, a combination of two searches or all three searches. The firm(s) will be asked to provide documentation of their experience to conduct searches.
- ▶ Trustee Neely appointed the following Board Search Committees:

**MINUTES OF THE BOARD OF TRUSTEES OF  
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Alcorn State University

1. C.D. Smith, Chair
2. Ed Blakeslee
3. Stacy Davidson
4. Bettye Neely
5. Doug Rouse

Mississippi University for Women

1. Christy Pickering, Chair
2. Bettye Neely
3. Aubrey Patterson
4. Robin Robinson
5. Scott Ross

Jackson State University

1. Bob Owens, Chair
2. Bettye Neely
3. Alan Perry
4. Amy Whitten
5. C.D. Smith

**ACADEMIC AFFAIRS COMMITTEE REPORT**

Presented by Trustee Robin Robinson, Chair

Thursday, May 20, 2010, 10 a.m.

On motion by Trustee Whitten, seconded by Trustee Davidson, and unanimously passed by those present, the Committee approved items #1 - #6 listed below.

1. **DSU** - Approved the request to plan to offer the B.S. in Music Industry Studies.
2. **DSU** - Approved the request to plan to offer the Ed. S. in Counseling.
3. **MSU** - Approved the request to plan to offer the Ph.D. in Industrial and Systems Engineering.
4. **MUW** - Approved the request to plan to offer the M.S. in Global Commerce.
5. **UM** - Approved the request to plan to offer the Bachelor of General Studies degree.
6. **UM** - Approved the request to plan to offer the B.S. in Integrated Marketing Communications.
7. **Other Business** - Dr. Reggie Sykes, IHL Assistant Commissioner for Community and Junior Colleges, spoke about the articulation agreement with the State Board for Community and Junior Colleges.

Committee members attending the meeting were: Trustees Robin Robinson (Chair), Stacy Davidson, Alan Perry, Christy Pickering, Doug Rouse and Amy Whitten. Other Board members attending the meeting were: Trustees Ed Blakeslee, Neely, Owens, Patterson, Ross, and Smith.

**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 Patterson, with Trustees Pickering, Rouse and Whitten absent and not voting the Board members voted to adjourn the meeting.

*Betty Z. Neely*

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President, Board of Trustees of State Institutions of Higher Learning

*Paul W. Bounds*

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Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
May 20, 2010**

**EXHIBITS**

- |           |  |
|-----------|--|
| Exhibit 1 | Allocation of FY 2011 state appropriations for Education and General Fund funding to the institutions.         |
| Exhibit 2 | Board Policy 712 Internal Audit Policy for first reading.  |
| Exhibit 3 | Real Estate items that were approved by the IHL Board staff subsequent to the April 14-15, 2010 Board meeting. |
| Exhibit 4 | Report of the payment of legal fees to outside counsel.  |

# EXHIBIT 1

**Mississippi Institutions of Higher Learning  
Comparison of FY 2009 Original, FY 2010 Original, FY 2010 Reduced through March 17, 2010, and  
Conference Committee Appropriation Bills for FY 2011**

Budget	FY 2009	FY 2010				FY 2011 Conference Committee				FY 2011 Conference Committee with HB 1059 Contingency			
	Original	Original	Reduced through March 17, 2010	Reduction during FY 2010	% Reduced	Conference Committee (1) (3)	Comparison to FY 2010 Original (1)	Comparison to FY 2010 Reduced Through March 17, 2010 (1)	HB 1059 Contingency (2) (3)	Comparison to FY 2010 Original (2)	Comparison to FY 2010 Reduced Through March 17, 2010 (2)		
ASU	\$ 20,321,604	\$ 20,467,773	\$ 18,518,219	\$ (1,949,554)	-9.5%	\$ 17,751,083	(2,716,690) -13.3%	(767,135) -4.3%	\$ 18,452,345	(2,015,428) -9.8%	(65,873) -0.4%		
DSU	23,909,713	24,300,286	21,975,905	(2,324,381)	-9.6%	21,258,274	(3,042,012) -12.5%	(717,630) -3.4%	22,056,418	(2,243,868) -9.2%	80,514 0.4%		
JSU	41,918,145	41,954,514	37,949,014	(4,005,500)	-9.5%	36,514,438	(5,440,076) -13.0%	(1,434,575) -3.9%	37,918,691	(4,035,823) -9.6%	(30,323) -0.1%		
MSU	100,823,547	101,254,751	91,597,436	(9,657,315)	-9.5%	87,991,548	(13,263,203) -13.1%	(3,605,887) -4.1%	91,415,193	(9,839,558) -9.7%	(182,243) -0.2%		
MUW	15,887,614	16,002,965	14,477,108	(1,525,857)	-9.5%	13,899,934	(2,103,031) -13.1%	(577,173) -4.2%	14,442,792	(1,560,173) -9.7%	(34,316) -0.2%		
MVSU	15,799,681	15,914,734	14,398,939	(1,515,795)	-9.5%	13,801,254	(2,113,480) -13.3%	(597,685) -4.3%	14,346,808	(1,567,926) -9.9%	(52,130) -0.4%		
UM	84,126,174	83,466,742	75,509,125	(7,957,617)	-9.5%	72,486,296	(10,980,446) -13.2%	(10,980,446) -4.2%	75,320,690	(8,146,052) -9.8%	(188,436) -0.2%		
USM	90,733,379	91,116,845	82,433,751	(8,683,094)	-9.5%	79,079,009	(12,037,836) -13.2%	(3,354,742) -4.2%	82,186,348	(8,930,497) -9.8%	(247,403) -0.3%		
System Projects (All Universities)	2,000,000	-	-	-	N/A	N/A	N/A	N/A	N/A	N/A	N/A		
Total On & Off Campus	395,519,857	\$ 394,478,610	\$ 356,859,496	\$ (37,619,114)	-9.5%	\$ 342,781,837	\$ (51,696,773) -13.1%	\$ (14,077,659) -3.9%	\$ 356,139,285	\$ (38,339,325) -9.7%	\$ (720,211) -0.2%		
Ayers	25,700,000	25,950,000	25,950,000	-	0.0%	25,950,000	-	0.0%	25,950,000	-	0.0%		
Total E&G Support	\$ 421,219,857	\$ 420,428,610	\$ 382,809,496	\$ (37,619,114)	-8.9%	\$ 368,731,837	\$ (51,696,773) -12.3%	\$ (14,077,659) -3.8%	382,089,285	(38,339,325) -9.1%	(720,211) -0.2%		
Subsidiary Programs													
Executive Office	7,299,523	8,082,703	7,316,818	(765,885)	-9.5%	7,264,198	(818,505) -10.1%	(52,620) -0.7%	7,403,692	(679,011) -8.4%	86,874 1.2%		
Center for Advanced Vehicular Systems	3,805,428	3,809,266	3,448,315	(360,951)	-9.5%	3,926,291	117,025 3.1%	477,976 12.2%	3,926,291	117,025 3.1%	477,976 13.9%		
State Chem. Lab	1,920,988	1,923,271	1,741,030	(182,241)	-9.5%	1,709,315	(213,956) -11.1%	(31,715) -1.9%	1,709,315	(213,956) -11.1%	(31,715) -1.8%		
Water Resource Institute	128,331	128,331	116,171	(12,160)	-9.5%	120,531	(7,800) -6.1%	4,360 3.6%	120,531	(7,800) -6.1%	4,360 3.8%		
Law Research Institute	883,119	884,346	800,549	(83,797)	-9.5%	829,232	(55,114) -6.2%	28,683 3.5%	829,871	(54,475) -6.2%	29,322 3.7%		
Mineral Resource Institute	497,537	498,033	450,841	(47,192)	-9.5%	423,586	(74,447) -14.9%	(27,255) -6.4%	423,586	(74,447) -14.9%	(27,255) -6.0%		
Research Institute of Pharmaceutical Sciences	3,681,852	3,686,942	3,337,582	(349,360)	-9.5%	3,208,655	(478,287) -13.0%	(128,927) -4.0%	3,218,655	(468,287) -12.7%	(118,927) -3.6%		
Urban Research Center	535,659	536,212	485,403	(50,809)	-9.5%	502,407	(33,805) -6.3%	17,004 3.4%	502,407	(33,805) -6.3%	17,004 3.5%		
Gulf Coast Research Lab	3,282,558	3,508,316	3,175,882	(332,434)	-9.5%	3,255,104	(253,212) -7.2%	79,222 2.4%	3,270,424	(237,892) -6.8%	94,542 3.0%		
Supercomputer	845,947	846,676	766,448	(80,228)	-9.5%	727,661	(119,015) -14.1%	(38,787) -5.3%	737,661	(109,015) -12.9%	(88,787) -3.8%		
Polymer Institute	669,486	670,115	606,618	(63,497)	-9.5%	692,525	22,410 3.3%	85,907 12.4%	692,525	22,410 3.3%	85,907 14.2%		
Small Business Development Center	277,531	277,853	251,525	(26,328)	-9.5%	250,984	(26,869) -9.7%	(541) -0.2%	260,984	(16,869) -6.1%	9,459 3.8%		
Stennis Center for Higher Learning	546,601	547,025	495,191	(51,834)	-9.5%	444,485	(102,540) -18.7%	(50,706) -11.4%	459,804	(87,221) -15.9%	(35,387) -7.1%		
Stennis Institute of Government	1,086,612	1,087,670	984,607	(103,063)	-9.5%	965,739	(121,931) -11.2%	(18,868) -2.0%	996,378	(91,292) -8.4%	11,771 1.2%		
Volunteer Commission	515,673	516,213	467,299	(48,914)	-9.5%	363,913	(152,300) -29.5%	(103,386) -28.4%	363,913	(152,300) -29.5%	(103,386) -22.1%		
Center for Manufacturing Excellence	-	1,000,000	905,243	(94,757)	-9.5%	826,132	(173,868) -17.4%	(79,111) -9.6%	826,132	(173,868) -17.4%	(79,111) -8.7%		
Total Subsidiary Programs	25,976,845	28,002,972	25,349,522	(2,653,450)	-9.5%	25,510,758	(2,492,214) -8.9%	161,236 0.6%	25,742,169	(2,260,803) -8.1%	392,647 1.5%		
UMMC	229,936,572	236,739,537	216,695,594	(20,043,943)	-8.5%	215,332,977	(21,406,560) -9.0%	(1,362,617) -0.6%	216,892,542	(19,846,995) -8.4%	196,948 0.1%		
Agricultural Programs													
ASU Agricultural Programs	4,779,607	5,607,118	5,215,194	(391,924)	-7.0%	5,213,674	(393,444) -7.0%	(1,520) 0.0%	5,213,674	(393,444) -7.0%	(1,520) 0.0%		
MAFES	23,716,974	23,740,111	21,758,370	(1,981,741)	-8.3%	21,365,833	(2,374,278) -10.0%	(392,537) -1.8%	21,365,833	(2,374,278) -10.0%	(392,537) -1.8%		
Cooperative Extension	29,410,885	29,454,127	26,930,948	(2,523,179)	-8.6%	27,269,914	(2,184,213) -7.4%	338,966 1.2%	27,269,914	(2,184,213) -7.4%	338,966 1.3%		
Veterinary Medicine	17,173,262	17,199,548	16,069,993	(1,129,555)	-6.6%	16,203,711	(995,837) -5.8%	133,718 0.8%	16,203,711	(995,837) -5.8%	133,718 0.8%		
Forest and Wildlife Research Center	6,128,754	6,135,116	5,553,777	(581,339)	-9.5%	5,392,854	(742,262) -12.1%	(160,923) -3.0%	5,508,449	(626,667) -10.2%	(45,328) -0.8%		
Total Agricultural Programs	81,209,482	82,136,020	75,528,282	(6,607,738)	-8.0%	75,445,986	(6,690,034) -8.1%	(82,296) -0.1%	75,561,581	(6,574,439) -8.0%	33,299 0.0%		
Student Financial Aid	30,377,373	31,871,113	29,009,439	(2,861,674)	-9.0%	31,100,215	(770,898) -2.4%	2,090,776 6.7%	31,100,215	(770,898) -2.4%	2,090,776 7.2%		
Grand Total	\$ 788,720,129	\$ 799,178,252	\$ 729,392,333	(69,785,919)	-8.7%	\$ 716,121,773	\$ (83,056,479) -10.4%	\$ (13,270,560) -1.9%	\$ 731,385,792	\$ (67,792,460) -8.5%	\$ 1,993,459 0.3%		

(1) Appropriation Committee bills do not allocate to On & Off Campus.

(2) HB 1059 appropriates Budget Contingency Funds contingent upon passage of Federal legislation.

(3) In the allocation, funding for line items were funded first. The remaining funds for GF, EEF, and BCF (when available) were funded based on the FY 2010 percent of allocation. ARRA funds were allocated on the FY 2010 unrestricted allocation percent.

# EXHIBIT 2

May 20, 2010

## SYSTEM – APPROVAL OF FIRST READING OF BOARD POLICY 712 - INTERNAL AUDIT POLICY

### 712 INTERNAL AUDIT POLICY

- A. The Board shall appoint its own system internal audit director with the appropriate support staff. The Board's system internal audit director shall report to the Audit Committee (which is a Subcommittee of the Budget, Finance & Audit Committee and not a formal committee of the Board) and ultimately to the Board, but will report administratively to the Commissioner and be independent of any other IHL division, section, branch or officer. The Board's system internal audit director and his/her staff shall perform duties as directed by the Board's Audit Committee and as set out in the Board's System Internal Audit Charter. The Board approved System Internal Audit Charter shall be in supplementation to this Internal Audit Policy and shall apply to all Board and university internal auditors, whether located at the Board's executive office or on one of the university campuses. The Commissioner may at any time direct the Board's system internal audit director to perform an audit or inquiry of any special program, activity, function or organizational unit of the system.
- B. The Board directs each Institutional Executive Officer (IEO) to appoint a university internal audit director. Employment of each university internal audit director shall be contingent upon the approval of both the IEO and the Board's system internal audit director. In addition, each IEO shall employ a sufficient number of professional and support staff to assist the university internal audit director in implementing an effective program of internal auditing. The university internal audit staff shall have organizational status outside of the university's staff, management, functions or units subject to audit, and shall be free of operational and management responsibilities that would impair the ability to make independent audits of any aspects of the university's operations. The university audit directors shall be functionally responsible to the Audit Committee and ultimately the Board of Trustees through the Board's system internal audit director, but will administratively report to the IEO. University internal audit employees may only be terminated following university compliance with any applicable state laws, and following notification of the Audit Committee upon recommendation of the IEO and the Board's system internal audit director. If there is disagreement between the IEO and the Board's system internal audit director regarding a recommendation of termination of a university internal audit employee, the dispute shall be brought to the Board, which shall make the decision regarding termination.
- C. The Board's System and University internal audit directors shall have the following duties:
1. To conduct financial, compliance, electronic data processing and operational and efficiency audits of system and university programs, activities and functions and prepare audit reports of findings;

# EXHIBIT 2

May 20, 2010

2. To review and evaluate internal controls over system and university programs, accounting systems, administrative systems, electronic data processing systems and all other major systems necessary to ensure accountability of the system and universities;
  3. To develop annual and three year strategic audit plans to be based on the findings of periodic documented risk assessments. The plan shall show the individual audits to be conducted during each year and the related resources to be devoted to each of the respective audits. The audit plan shall ensure that internal controls are reviewed on a periodic basis. The plan shall address concerns of the Board of Trustees, Commissioner and IEOs. The Board 's system internal audit director shall submit the plan to the Board Audit Committee for approval after consultation with the Commissioner and IEOs; and,
  4. To determine the scope and assignment of the audits. However, the IEO may at any time direct the university internal audit director to perform an audit or inquiry of any special program, activity, function or organizational unit of their institution.
- D. Audits shall be conducted in accordance with the Standards for the Professional Practice of Internal Auditors, Inc. and, when required by law, regulation, agreement, contract or policy, in accordance with Government Auditing Standards issued by the Comptroller General of the United States. All audit reports issued by internal audit staff shall include a statement that the audit was conducted pursuant to the appropriate standards.
- University audit reports shall be confidential, but shall be provided to the Board upon completion. The Board hereby delegates to the Board's system internal audit director the responsibility of collecting and reviewing the confidential university audit reports on behalf of the Board. The Board's system internal audit director shall then brief the Board's Audit Committee regarding the confidential university audit reports. The Audit Committee will forward such reports to the full Board with appropriate recommendations for action when warranted.
- E. The IEO and the Board's system internal audit director shall review and approve the annual university internal audit plan and budget, internal and external audit reports, and follow-up reports and quality assurance reviews. The IEO shall periodically meet with the Board's system and university's internal audit directors to discuss pertinent matters, including whether there are any restrictions on the scope of audits. Any perceived limitation must be reported to the Audit Committee through the Board's system internal audit director.
  - F. The Commissioner and IEOs shall require that the Board's system internal audit staff and the university's internal audit staff liaise with all auditors from the State

# EXHIBIT 2

May 20, 2010

Auditor's Office, with all auditors from the Legislative PEER Committee, with all externally funded contracts and grants auditors, and with all external investigators/auditors regarding audits, investigations or inquiries in order to:

- Coordinate all review, evaluation and/or investigation activities;
- Ensure that the audit programs are complementary;
- Foster a cooperative working relationship;
- Reduce the incidence of duplication of efforts; and
- Promote appropriate sharing of information.

The Commissioner, IEOs and university internal audit directors shall make known to the Board's system internal audit director any determined fraud, waste or abuse or reasonably substantiated fraud, waste or abuse as a result of audits, inquiries, investigations or complaints, so such cases can be communicated to the Commissioner and Audit Committee and in order that efforts can be made to ensure internal controls are sufficient to deter such actions in the future.

- G. The Board, the Board's Audit Committee and/or the Commissioner may direct the Board's Internal Audit Director or the university's internal audit staff to investigate any system issues, allegations, or audit matters, in order to carry out the fiduciary duties of the Board. The IEOs and all system employees must cooperate fully with the Board's system and/or the university's internal audit staff on any system issues, allegations, or audit matters directed to be performed on behalf of the Board, the Board's Audit Committee, the Commissioner and/or the Board's system internal audit director.

# EXHIBIT 3

May 20, 2010

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE APRIL 14-15, 2010 BOARD MEETING SUBMISSION DEADLINE**

### **1. MSU – GS 113-099 (Contract #4) – MS Vet Research & Diagnostic Lab**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$29,047.00 and thirty-seven (37) additional days to the contract of Wilkinson Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** March 30, 2010

**Change Order Justification:** The change order is necessary in order to add a canopy to keep water out of an existing stairwell, replace a defective control network communication device, repair existing duct insulation prior to installation of a new ceiling, modify existing walls & ceilings to accommodate recently purchased lab furniture, relocate a plumbing vent to a new mechanical chase, and to modify the IT Server Room HVAC system to seal the room for fire suppression purposes.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$43,279.00

**Project Initiation Date:** June 21, 2002

**Design Professional:** Foil-Wyatt Architects

**General Contractor:** Wilkinson Construction, Inc.

**Contract Award Date:** June 29, 2009

**Project Budget:** \$1,820,910

**Funding Source(s):** SB 2988, Laws of 2003

### **2. MSU-DAFVM – GS 113-126 – Bost/Forest Products-Mechanical**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by MJR/Senter, P.C., design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

**Staff Approval Date:** April 9, 2010

**Project Initiation Date:** September 17, 2009

**Design Professional:** MJR/Senter, P.C.

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$900,000

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

### **3. MSU – IHL 205-235 B – New Residence Hall**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$46,826.02 and zero (0) additional days to the contract of Harrell Contracting Group, LLC.

# EXHIBIT 3

May 20, 2010

**Staff Approval Date:** April 9, 2010

**Change Order Justification:** The change order is necessary in order to provide a security gate along Blackjack Road, to re-route a storm drainage line to avoid existing utilities, to change plumbing fixtures for ease of maintenance, and to provide protective crane mats as a precautionary measure over the new water loop service lines.

**Total Project Change Orders and Amount:** One (1) change orders for a total amount of \$46,826.02

**Project Initiation Date:** April 16, 2008

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

**General Contractor:** Harrell Contracting Group, LLC.

**Contract Award Date:** June 22, 2009

**Project Budget:** The total project budget for 205-235 phases A-G is \$29,960,000. The project budget for Phase B of the project is \$16,093,826.02

**Funding Source(s):** MSU Educational Building Corporation Bonds (EBC)

#### 4. MSU – IHL 205-235 F – Demolition of Suttle Hall

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

**Staff Approval #2:** 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:** (#1) March 16, 2010; (#2) April 9, 2010

**Project Initiation Date:** April 16, 2008

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

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** The total project budget for 205-235 phases A-G is \$29,960,000. The project budget for Phase F of the project is \$1,000,060.

**Funding Source(s):** MSU Educational Building Corporation Bonds (EBC)

#### 5. MSU – IHL 205-235 G – Fire Suppression for Hull, Evans, and Herbert Hall

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

**Staff Approval Date:** March 30, 2010

**Project Initiation Date:** January 21, 2010

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

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** The total project budget for 205-235 phases A-G is \$29,960,000. The project budget for Phase G of the project is \$1,000,000.

**Funding Source(s):** MSU Educational Building Corporation Bonds (EBC)

# EXHIBIT 3

May 20, 2010

6. **MSU – IHL 205-244 – Fraternity Row-New Parking Lot**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Gregory Construction Services, Inc., the lower of nine (9) bidders for a total contract amount of \$251,999.

**Staff Approval Date:** March 30, 2010

**Project Initiation Date:** May 14, 2009

**Design Professional:** Michael T. Muzzi, AIA, AUA (MSU Campus Architect)

**General Contractor:** Gregory Construction Services, Inc.

**Contract Award Date:** March 30, 2010

**Project Budget:** \$315,000

**Funding Source(s):** MSU Auxiliary funds

7. **MSU – IHL 213-139 – Stoneville Office Building**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Pryor & Morrow, design professionals.

**Staff Approval Date:** April 9, 2010

**Project Initiation Date:** November 19, 2009

**Design Professional:** Pryor and Morrow

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$3,000,000

**Funding Source(s):** MSU-ES state funds in the amount of \$1,795,000 and MAFES sales funds in the amount of \$1,205,000

8. **MVSU – GS 106-201 – J.H. White Library Enhancements Phase I & Phase II**

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

**Staff Approval Date:** March 24, 2010

**Project Initiation Date:** February 22, 2008

**Design Professional:** Duvall Decker & Associates

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$11,500,000

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

# EXHIBIT 3

May 20, 2010

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by W.L. Burle Engineers, P.A., design professional.

**Staff Approval Date:** April 5, 2010

**Project Initiation Date:** March 19, 2009

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

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$1,400,000

**Funding Source(s):** Ayers Funds

## 10. UM – IHL 207-258 – New Law School

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$86,914.76 and twenty-six (26) additional days to the contract of W.G. Yates and Sons Construction Co.

**Staff Approval Date:** March 15, 2010

**Change Order Justification:** This change order is necessary to relocate the standpipe and controls for the sprinkler system, and to add venetian blinds to sidelights at faculty offices.

**Total Project Change Orders and Amount:** Four (4) change orders for a total amount of \$305,558.81

**Project Initiation Date:** April 21, 2005

**Design Professional:** Eley and Associates

**General Contractor:** W.G. Yates and Sons Construction Co.

**Contract Award Date:** May 13, 2008

**Project Budget:** \$50,000,000

**Funding Source(s):** HB 246, Laws of 2007; University self-generated funds

## 11. UM – GS 107-291 – Guyton Hall Annex

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$21,091.00 and seventy-seven (77) additional days to the contract of Murphy & Sons, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** March 22, 2010

**Change Order Justification:** The change order is necessary to provide sidewalks, curb cuts, and connector sidewalks to the building.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$33,762.00

**Project Initiation Date:** June 20, 2007

**Design Professional:** Shafer & Associates

**General Contractor:** Murphy & Sons, Inc.

**Contract Award Date:** October 20, 2008

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May 20, 2010

**Project Budget:** \$3,000,000  
**Funding Source(s):** HB 246, Laws of 2007

## **12. UM – IHL 207-303 B – Research Park Phase II**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons, LTD, and Howorth Associates, design professionals.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Cooke Douglass Farr Lemons, LTD, and Howorth Associates, design professionals.

**Staff Approval #3:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Cooke Douglass Farr Lemons, Ltd., and Howorth Associates, design professionals.

**Staff Approval Date:** (#1) March 9, 2010; (#2) March 9, 2010; (#3) March 16, 2010

**Project Initiation Date:** August 16, 2007

**Design Professional:** Cooke Douglass Farr Lemons, Ltd. and Howorth Associates, A Joint Venture

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$17,100,000

**Funding Source(s):** NIST Award #60NANB6D6134

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$279,235.66 and one hundred forty-nine (149) additional days to the contract of Panola Construction Company.

**Staff Approval Date:** March 22, 2010

**Change Order Justification:** The change order is necessary for general conditions due to utility delays, waterproofing at design/build wall, and to install seismic sensors beneath the building slab.

**Total Project Change Orders and Amount:** Three (3) change orders for a total amount of \$466,495.23

**Project Initiation Date:** November 15, 2007

**Design Professional:** Cooke Douglas Farr Lemons, Ltd.

**General Contractor:** Panola Construction Company

**Contract Award Date:** February 18, 2009

**Project Budget:** \$17,700,000

**Funding Source(s):** Mississippi Development Authority

# EXHIBIT 3

May 20, 2010

## **14. UM – IHL 207-306 A – Center for Manufacturing Excellence-Carrier Hall-Phase II**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$7,079.88 and zero (0) additional days to the contract of Panola Construction Company.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$18,194.09 and zero (0) additional days to the contract of Panola Construction Company.

**Staff Approval Date:** (#1-2) March 15, 2010

**Change Order Justification:** Change Order #1 is necessary to move the existing HVAC for construction phasing, to install mirrors in the restrooms, and to provide termite treatment. Change Order #2 is necessary to reroute the sanitary sewer service, to provide for concrete testing services, and to provide for fiber optic line excavation and survey.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$25,273.97

**Project Initiation Date:** August 20, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd.

**General Contractor:** Panola Construction Company

**Contract Award Date:** December 16, 2009

**Project Budget:** \$4,500,000

**Funding Source(s):** Mississippi Development Authority

## **15. UM – IHL 207-321 – North Residential College, Bid Package A**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$4,500.00 and zero (0) additional days to the contract of M&N Excavators, Inc.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$1,500.00 and zero (0) additional days to the contract of M&N Excavators, Inc.

**Staff Approval Date:** (#1-2) March 15, 2010

**Change Order Justification:** Change Order #1 is necessary to provide a water tap and 6” water line to the building. Change Order #2 is necessary to furnish and install a retaining wall at the communication manhole as requested by the Communication Department.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$6,000.00

**Project Initiation Date:** March 19, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

**General Contractor:** M&N Excavators, Inc.

**Contract Award Date:** September 4, 2009

**Project Budget:** \$25,000,000

**Funding Source(s):** University of Mississippi Educational Building Corporation (EBC) and private donations

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## **16. UM – IHL 207-321 – North Residential College, Bid Package B**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$4,325.00 and zero (0) additional days to the contract of United Forming.

**Staff Approval Date:** March 22, 2010

**Change Order Justification:** This change order is necessary to furnish and install 981 LF of ¼” of plywood edge form at the perimeter of the attic floor.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$4,325.00

**Project Initiation Date:** March 19, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

**General Contractor:** United Forming

**Contract Award Date:** July 1, 2009

**Project Budget:** \$25,000,000

**Funding Source(s):** University of Mississippi Educational Building Corporation (EBC) and private donations

## **17. UM – IHL 207-321 – North Residential College, Bid Package D**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$10,605 and zero (0) additional days to the contract of Drywall Systems Plus, Inc.

**Staff Approval Date:** March 15, 2010

**Change Order Justification:** This change order is necessary to provide 500 linear feet of bent plate at the perimeter of the courtyard on the second and third floors.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$10,605

**Project Initiation Date:** March 19, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

**General Contractor:** Drywall Systems Plus, Inc.

**Contract Award Date:** September 4, 2009

**Project Budget:** \$25,000,000

**Funding Source(s):** University of Mississippi Educational Building Corporation (EBC) and private donations

## **18. UM – IHL 207-321 – North Residential College, Bid Package G**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of (\$64,000) and zero (0) additional days to the contract of Clinton Interiors.

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**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$1,327.93 and zero (0) additional days to the contract of Clinton Interiors.

**Staff Approval Date:** (#1-2) March 22, 2010

**Change Order Justification:** Change Order #1 is necessary due to the omission of specified handrails and painted pipe rails. Change Order #2 is necessary due to granite being substituted for solid surface in the reception area and for renovations in the shower area.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of (\$62,672.07)

**Project Initiation Date:** March 19, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd. and Eley Guild Hardy, A Joint Venture

**General Contractor:** Clinton Interiors

**Contract Award Date:** September 4, 2009

**Project Budget:** \$25,000,000

**Funding Source(s):** University of Mississippi Educational Building Corporation (EBC) and private donations

## **19. UM – IHL 207-321 – North Residential College, Bid Package M**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$5,220.00 and zero (0) additional days to the contract of South Central Heating and Plumbing Co., Inc.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of (\$60,000) and zero (0) additional days to the contract of South Central Heating and Plumbing Co., Inc.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$4,472.00 and zero (0) additional days to the contract of South Central Heating and Plumbing Co., Inc.

**Staff Approval Date:** (#1) March 15, 2010; (#2-3) March 22, 2010

**Change Order Justification:** Change Order #1 is necessary to add reheat coils to the Energy Recovery Ventilators (ERV's). Change Order #2 is necessary in order to reconcile the controls allowance and to provide fan coils. Change Order #3 is necessary to provide HVAC/Plumbing revisions for Library 123 and Lounge 163.

**Total Project Change Orders and Amount:** Three (3) change orders for a total amount of (\$50,308.00)

**Project Initiation Date:** March 19, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd. and Eley Guild Hardy, A Joint Venture

**General Contractor:** South Central Heating and Plumbing Co., Inc.

**Contract Award Date:** July 1, 2009

**Project Budget:** \$25,000,000

**Funding Source(s):** University of Mississippi Educational Building Corporation (EBC) and private donations

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## **20. UM – IHL 207-321 – North Residential College, Bid Package N**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$3,599.75 and zero (0) additional days to the contract of Advance Electric Co., Inc.

**Staff Approval Date:** March 22, 2010

**Change Order Justification:** This change order is necessary to provide vanity lights in the single dormitory rooms.

**Total Project Change Orders and Amount:** Five (5) change orders for a total amount of \$46,835.74

**Project Initiation Date:** March 19, 2009

**Design Professional:** Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

**General Contractor:** Advance Electric Co., Inc.

**Contract Award Date:** July 1, 2009

**Project Budget:** \$25,000,000

**Funding Source(s):** University of Mississippi Educational Building Corporation (EBC) and private donations

## **21. UM – IHL 207-326 – Elevator Replacement at Martin Hall**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Barnes & Brower, the lower of three (3) bidders for a total contract amount of \$614,564.

**Staff Approval Date:** March 31, 2010

**Project Initiation Date:** September 17, 2009

**Design Professional:** SSR Ellers

**General Contractor:** Barnes & Brower

**Contract Award Date:** March 31, 2010

**Project Budget:** \$805,000

**Funding Source(s):** Auxiliary R&R funds

## **22. UM – IHL 207-329 – Triplett Alumni Center Renovation**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$3,220.80 and zero (0) additional days to the contract of Hooker Construction, Inc.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$10,478.00 and zero (0) additional days to the contract of Hooker Construction.

**Staff Approval Date:** (#1-2) March 15, 2010

**Change Order Justification:** Change Order #2 is necessary for the demolition of an old domestic hot water storage tank and to provide two new tanks. Change Order #3 is necessary to replace two existing hot water boilers with two commercial water heaters.

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**Total Project Change Orders and Amount:** Three (3) change orders for a total amount of \$18,438.80

**Project Initiation Date:** September 17, 2009

**Design Professional:** Foil Wyatt Architects

**General Contractor:** Hooker Construction, Inc.

**Contract Award Date:** December 17, 2009

**Project Budget:** \$1,998,104

**Funding Source(s):** Alumni Association; Internal R&R funds; and private donations

## **23. UM – IHL 207-333 – Multi-Modal Airport Project**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Barge Waggoner Sumner & Cannon, Inc., design professionals.

**Staff Approval Date:** March 30, 2010

**Project Initiation Date:** January 21, 2010

**Design Professional:** Barge Waggoner Sumner & Cannon, Inc.

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$437,255

**Funding Source(s):** University/Oxford Airport Capital R&R funds; MDOT Multi-Modal Airport Grant-MM-0057-0219

## **24. UMMC – IHL 209-516 – Emergency Room Fast Track Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$3,772.00 and zero (0) additional days to the contract of McMillan Pitts Construction Company.

**Staff Approval Date:** March 9, 2010

**Change Order Justification:** This change order is necessary to provide a “lockable access panel” in the electrical room, to rework a countertop around a column, and to add starters to pumps and fans that are necessary to complete the project.

**Total Project Change Orders and Amount:** Six (6) change orders for a total amount of \$110,269.00

**Project Initiation Date:** November 21, 2008

**Design Professional:** The McCarty Group

**General Contractor:** McMillan Pitts Construction Company

**Contract Award Date:** June 10, 2009

**Project Budget:** \$2,000,000

**Funding Source(s):** Hospital patient revenues

# EXHIBIT 3

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## **25. UMMC – IHL 209-518 – 5 East Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Fountain Construction Co. Inc., the lower of ten (10) bidders for a total contract amount of \$1,725,800.

**Staff Approval Date:** March 16, 2010

**Project Initiation Date:** January 15, 2009

**Design Professional:** Dale/Morris Associates

**General Contractor:** Fountain Construction Co., Inc.

**Contract Award Date:** March 16, 2010

**Project Budget:** \$3,395,515

**Funding Source(s):** Tuition and Indirect Cost Recoveries

## **26. UMMC – IHL 209-520 – SHRP Radiology Lab Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Sunbelt General Contractors, Inc., the lower of seven (7) bidders for a total contract amount of \$143,600.

**Staff Approval Date:** March 22, 2010

**Project Initiation Date:** March 20, 2009

**Design Professional:** Cooke Douglass Farr Lemons, Ltd.

**General Contractor:** Sunbelt General Contractors, Inc.

**Contract Award Date:** March 22, 2010

**Project Budget:** \$255,134

**Funding Source(s):** Tuition and fees

## **27. USM – GS 108-235 – College Hall Renovation**

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

**Staff Approval Date:** April 7, 2010

**Project Initiation Date:** October 21, 2004

**Design Professional:** Dale and Associates

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$6,252,302.68

**Funding Source(s):** SB 3197, Laws of 2002; SB 2988, Laws of 2003

## **28. USM – GS 108-238 – 2005 Pre-Planning Business Facility**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Eley & Associates/Studio South, design professionals.

**Staff Approval Date:** March 24, 2010

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May 20, 2010

**Project Initiation Date:** N/A

**Design Professional:** Eley & Associates/Studio South

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$547,413

**Funding Source(s):** SB 2010, Laws of 2004

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

Payment of legal fees for professional services rendered by Phelps Dunbar (statement dated 3/26/10) from the funds of Mississippi State University. (This statement, in the amount of \$1,006.25, represents services and expenses in connection with *Wade vs. MS Cooperative Extension Service*.)

**TOTAL DUE.....\$ 1,006.25**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 3/8/10) from the funds of the University of Mississippi. (This statement, in the amount of \$3,890.50, represents services and expenses in connection with legal fees related to the purchase of Campus Walk Apartments from American Campus Communities.)

**TOTAL DUE.....\$ 3,890.50**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 3/12/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with General Advice - UMMC-North Clinic - \$3,080.00 and General Representation of the Medical School and Facility Practice Plans - UMMC-North Clinic - \$86.00.)

**TOTAL DUE.....\$ 3,166.00**

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (statement dated 3/11/10) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,804.05, represents services and expenses in connection with the *Bernard v. UMMC* case.)

**TOTAL DUE.....\$ 1,804.05**

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (statements dated 2/26/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with cases styled *Kermode* - \$653.08, *Seid* - \$12,874.81 and *Thornton* - \$8,376.00.)

**TOTAL DUE.....\$ 21,903.89**

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Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (statement dated 3/18/10) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$652.50, represents services and expenses in connection with financial concerns.)

**TOTAL DUE.....\$ 652.50**

## **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 3/17/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Compact Time-of-Flight Mass Spectrometer-UK" - \$42.50; "Compact Time-of-Flight Mass Spectrometer-Japan" - \$42.50; "Organic Wood Preservatives" - \$354.50; "Methods of Preparation of Live Attenuated Bacterial Vaccines" - \$42.50; "Srinivasan-Elusieve Processing CIP Application" - \$4,759.50; "Laser-Induced Breakdown Spectroscopy for Specimen Analysis" - \$558.00 and "Bast Medium Biological Reactor Treatment" - \$25.50.)

**TOTAL DUE.....\$ 5,850.50**

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 3/19/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Trademark Renewals and New Registrations" - \$892.50 and "MSU- Registration of New Classification for MSU Seal" - \$460.00.)

**TOTAL DUE.....\$ 1,352.50**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 12/15/09, 1/20/10, 2/16/10 and 2/16/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Chick Separation-Anxiety-Depression (SAD) Model" - \$922.50; "Chick Separation-Anxiety-Depression (SAD) Model" - \$2,475.00; "Chick Separation-Anxiety-Depression (SAD) Model" - \$1,795.50 and "Chick Separation-Anxiety-Depression (SAD) Model" - \$405.00, respectively.)

**TOTAL DUE.....\$ 5,598.00**

Payment of legal fees for professional services rendered by Hunton & Williams (statements dated 2/18/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Design and Synthesis of Optimized Ligands for PPAR" - \$1,142.50 and

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“Dihydroartemisinin and Dihydroartemisitene Dimers as Anticancer and Anti-Infective Agents” - \$580.00.)

**TOTAL DUE.....\$ 1,722.50**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/23/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Development of Isoflavones for Targeting Cryptosporidium Parvum Infection” - \$0.00; “Underwater Biomass Assessment Device and Method” - \$1,178.46; “US: Highly Purified Amphotericin-B” - \$203.00; “Canada: Highly Purified Amphotericin-B” - \$736.58; “Japan: Highly Purified Amphotericin-B” - \$2,292.53; “Miscellaneous IP Matters” - \$0.00; “Canada: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques”- \$250.00; “Paris-High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$1,159.36; “South Africa: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$250.00; “Paris: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$40.50; “Delivery of Medicaments to the Nail and Perionychium via ‘Etching’” - \$186.00 and “A Corrugated and Ported Prism Engine Nozzle for Reduction of Supersonic Jet Exhaust Noise” - \$1,688.27.)

**TOTAL DUE.....\$ 7,984.70**