

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 18, 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 Norman C. Nelson Student Union in the University of Mississippi Medical Center in Jackson, Mississippi, at 8:30 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 November 18, 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. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. Mr. Bob Owens and Mr. Scott Ross were absent. The meeting was called to order by Dr. Bettye Neely, President, and opened with prayer by Trustee C. D. Smith.

APPROVAL OF THE MINUTES

On motion by Trustee Robinson, seconded by Trustee Patterson, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meetings held on October 20, 2010, October 21, 2010 and October 21-22, 2010.

CONSENT AGENDA

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

ACADEMIC AFFAIRS

1. **System** - Approved the following degrees to be conferred at the following levels in May 2010 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	
Delta State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	18			
	Bachelor of Fine Arts	12			
	Bachelor of Music Education	2			
	Bachelor of Science	24			
	Bachelor of Science in Education	3			
	Bachelor of Science in Social Justice and Criminology	8			
	Bachelor of Science in Interdisciplinary Studies	15			
			82		
	<i>College of Business</i>				
	Bachelor of Business Administration	66			
	Bachelor of Commercial Aviation	12			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
			78		
	College of Education				
	Bachelor of Arts	2			
	Bachelor of Science	43			
	Bachelor of Science in Education	18			
			63		
	School of Nursing				
	Bachelor of Science in Nursing	30			
			30		
	School of Graduate Studies				
	Master of Business Administration	29			
	Master of Commercial Aviation	10			
	Master of Education	106			
	Master of Arts in Teaching	7			
	Master of Professional Accountancy	6			
	Master of Science in Community Development	2			
	Master of Science in Social Justice and Criminology	3			
	Educational Specialist	27			
	Doctor of Education	2			
			192		
				445	
Jackson State University					
	Undergraduate				
	Bachelor of Arts	7			
	Bachelor of Business Administration	45			
	Bachelor of Social Work	12			
	Bachelor of Science	54			
	Bachelor of Science Education	3			
			121		
	Graduate				
	Master of Arts	1			
	Master of Arts in Teaching	2			
	Master of Business Administration	1			
	Master of Professional Accountancy	4			
	Master of Science	7			
	Master of Science in Education	8			
	Master of Science in Teaching	1			
	Master of Social Work	1			
	Specialist in Education	5			
	Doctor of Philosophy	6			
	Doctor of Public Health	1			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
			37		
				158	
Mississippi State University					
	<i>College of Agriculture and Life Sciences</i>				
	Bachelor of Landscape Architecture	3			
	Bachelor of Science	67			
	Master of Landscape Architecture	3			
	Master of Science	25			
	Doctor of Philosophy	4			
			102		
	<i>College of Architecture, Art, and Design</i>				
	Bachelor of Architecture	20			
	Bachelor of Science	4			
	Master of Science	2			
			26		
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	113			
	Bachelor of Science	134			
	Bachelor of Social Work	6			
	Master of Arts	7			
	Master of Public Policy and Administration	9			
	Master of Science	16			
	Doctor of Philosophy	6			
			291		
	<i>College of Business</i>				
	Bachelor of Business Administration	188			
	Master of Business Administration	50			
	Master of Science in Business Administration	2			
	Doctor of Philosophy	1			
			241		
	<i>College of Education</i>				
	Bachelor of Science	176			
	Bachelor of Music Education	3			
	Master of Arts in Teaching	1			
	Master of Arts in Teaching Secondary	6			
	Master of Science	43			
	Master of Science in Instructional Technology	2			
	Educational Specialist	3			
	Doctor of Philosophy	13			
			247		

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>College of Engineering</i>				
	Bachelor of Science	103			
	Master of Engineering	3			
	Master of Science	39			
	Doctor of Philosophy	20			
			165		
	<i>College of Forest Resources</i>				
	Bachelor of Science	16			
	Master of Science	8			
	Doctor of Philosophy	7			
			31		
	<i>College of Veterinary Medicine</i>				
	Master of Science	1			
	Doctor of Philosophy	1			
			2		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	24			
	Master of Professional Accountancy	4			
	Master of Taxation	4			
			32		
				1137	
Mississippi University for Women					
	<i>Undergraduate</i>				
	Bachelor of Arts	18			
	Bachelor of Fine Arts	3			
	Bachelor of Music	2			
	Bachelor of Science	72			
	Bachelor of Science in Nursing	10			
			105		
	<i>Graduate</i>				
	Master of Arts in Teaching	4			
	Master of Education	2			
	Master of Science	10			
			16		
				121	
University of Mississippi					
	<i>College of Liberal Arts</i>				
	Bachelor of Arts	128			
	Bachelor of Science	7			
	Bachelor of Fine Arts	5			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
			140		
<i>School of Engineering</i>					
	Bachelor of Science in Chemical Engineering	4			
	Bachelor of Science in Civil Engineering	11			
	Bachelor of Science in Computer Science	10			
	Bachelor of Science in Electrical Engineering	1			
	Bachelor of Science in Geological Engineering	10			
	Bachelor of Science in Mechanical Engineering	5			
	Bachelor of Engineering	1			
	Bachelor of Science	6			
			48		
<i>School of Education</i>					
	Bachelor of Arts in Education	69			
			69		
<i>School of Pharmacy</i>					
	Bachelor of Science in Pharmaceutical Sciences	1			
	Doctor of Pharmacy	6			
			7		
<i>School of Business</i>					
	Bachelor of Business Administration	211			
			211		
<i>School of Accountancy</i>					
	Bachelor of Accountancy	27			
			27		
<i>School of Applied Sciences</i>					
	Bachelor of Science in Criminal Justice	26			
	Bachelor of Science in Exercise Science	12			
	Bachelor of Social Work	9			
	Bachelor of Science	25			
	Bachelor of Science in Family and Consumer Sciences	3			
	Bachelor of Paralegal Studies	4			
			79		
<i>School of Journalism and New Media</i>					
	Bachelor of Arts	1			
	Bachelor of Arts in Journalism	25			
			26		
<i>Graduate School</i>					
	Master of Arts	33			
	Master of Science	38			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Master of Accountancy	6			
	Master of Business Administration	11			
	Master of Taxation	3			
	Master of Education	51			
	Master of Music	1			
	Master of Criminal Justice	1			
	Specialist in Education	26			
	Doctor of Education	1			
	Doctor of Philosophy	50			
			221		
Law School					
	Juris Doctor	13			
			13		
				841	
University of Mississippi Medical Center					
Undergraduate					
	Bachelor of Science in Clinical Laboratory Sciences	10			
	Bachelor of Science in Health Sciences	18			
	Bachelor of Science in Nursing	1			
			29		
Graduate/Professional					
	Master of Science	17			
	Master of Science in Nursing	9			
	Master of Occupational Therapy	1			
	Doctor of Philosophy	7			
	Doctor of Physical Therapy	1			
			35		
				64	
University of Southern Mississippi					
College of Arts and Letters					
	Bachelor of Arts	99			
	Bachelor of Fine Arts	13			
	Bachelor of Interdisciplinary Studies	33			
	Bachelor of Music	2			
	Bachelor of Music Education	5			
	Bachelor of Science	12			
	Master of Arts	18			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Master of Art Education	2			
	Master of the Arts in Teaching of Languages	3			
	Master of Music Education	2			
	Master of Music	2			
	Master of Science	15			
	Doctor of Musical Arts	3			
	Doctor of Philosophy	16			
			225		
<i>College of Business</i>					
	Bachelor of Science	11			
	Bachelor of Science in Business Administration	183			
	Master of Business Administration	3			
	Master of Professional Accountancy	3			
			200		
<i>College of Education and Psychology</i>					
	Bachelor of Arts	9			
	Bachelor of Science	167			
	Master of Arts	6			
	Master of Arts in Teaching	1			
	Master of Education	7			
	Master of Library and Information Science	25			
	Master of Science	11			
	Specialist in Education	6			
	Doctor of Education	3			
	Doctor of Philosophy	21			
			256		
<i>College of Health</i>					
	Bachelor of Arts	12			
	Bachelor of Science	87			
	Bachelor of Social Work	11			
	Master of Public Health	19			
	Master of Science	23			
	Master of Social Work	9			
			161		
<i>School of Nursing</i>					
	Bachelor of Science in Nursing	79			
	Master of Science in Nursing	41			
			120		

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>College of Science and Technology</i>				
	Bachelor of Arts	28			
	Bachelor of Science	117			
	Master of Science	36			
	Doctor of Philosophy	18			
			119		
				1161	
System Total					
					3927

BUDGET, FINANCE AND AUDIT

2. **UMMC** - Approved the request to enter into an agreement with INO Therapeutics, LLC d/b/a IKARIA to provide pharmaceutical medical grade gas. The contract length is one year - December 1, 2010 to November 30, 2011. The total cost for the contract period is \$1,444,440. The contract will be funded by hospital patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is available at the Board Office.
3. **UMMC** - Approved the forty-fifth (45th) amendment to the lease agreement with Jackson Medical Mall Foundation to renovate 6,800 square feet of the currently leased 41,646 square feet of space occupied by the Department of Radiation Oncology. The contract length is seven years - December 1, 2010 to December 31, 2017. The cost per square foot for the total 41,646 square feet will increase from \$20.37 to \$22.07 during the seven-year period to cover the renovation costs. The annual cost is \$919,127.22, and the total cost for the lease period is \$6,433,890.54. The increase will be \$70,798.20 per year or \$495,587.40 over the seven-year term. After the seven-year period expires the cost per square foot will revert back to the \$20.37. The contract will be funded by hospital patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is available at the Board Office.
4. **UMMC** - Pending approval by the Attorney General's Office, the Board approved the request to replace the existing lease with the Jackson Medical Mall Foundation (JMMF) with a new Master Lease that consolidates UMMC's leases and utility payments for the Mall. The length of the agreement is twenty years - January 1, 2011 to December 31, 2031 with possible extensions upon terms and conditions satisfactory to both parties and upon approval by the Board. Future rental costs will vary depending on the interest rate agreed on between the lender and JMMF. Based on the term sheet, refinancing and new debt will be with variable rate demand obligations with a synthetic fixed rate through an interest rate swap. Both the swap and the bonds will be held entirely by Chase Bank. The projected lease payments based on a 4.25 percent interest rate provided by Chase Bank are shown in the bound *November 18, 2010 Board Working File*. Final debt service coverage covenant requirements will depend on the final terms of the lease opt-out provisions for UMMC. The master lease will be funded by hospital revenue, grant funds, and/or state appropriations. A copy of the agreement is available at the Board Office.
5. **UMMC** - Approved the request to extend the lease agreement with Stericycle, Inc. for disposal of medical and pathological waste. The contract is being extended by two years - December 1, 2009 to November 30, 2011. The total life of the contract including the extension is December 1, 2006

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- to November 30, 2011. The original contract was approved at a total cost of \$1 million. There is no cost for the extension. The agreement will be funded by state appropriated funds. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is available at the Board Office.
6. **UMMC** - Approved the request to enter into a license agreement with University HealthSystem Consortium for the use of its clinical comparative databases. The length of the contract is one year - December 1, 2010 to November 30, 2011. The total agreement cost is \$257,000 and will be funded by hospital patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is available at the Board Office.
 7. **USM** - Approved the request to extend the existing contract with International Sports Properties, Inc. to provide licensing services for USM athletic properties. The existing contract is scheduled to expire on June 30, 2017. The amendment will become retroactively effective as of July 1, 2010, and will extend the length of the contract by an additional three years through June 30, 2020. USM's projections are to receive \$4.233 million over the three-year extended period and a total of \$11.83 million over the life of the amended agreement. A table showing the projected revenue forecast to the university is included in the bound *November 18, 2010 Board Working File*. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is available at the Board Office.
 8. **USM** - Approved the request to enter into a lease agreement with New Cingular Wireless PCS, LLC for approximately 440 square feet of equipment space and for antenna space in M. M. Roberts Stadium. The total term of the agreement is fifteen years beginning on the date the agreement is signed. The term will include an initial five-year period and thereafter two additional five-year automatic renewals. The total revenue generated by the agreement will be \$333,360. USM will receive a monthly rental fee of \$1,600 for the first five years of the agreement. In the first year of each renewal term the monthly rental fee will increase by fifteen (15) percent over the monthly rental fee of the previous term. Thus, the monthly rental fee for the first renewal term will be \$1,840 and the monthly rental fee for the second renewal term will be \$2,116. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is available at the Board Office.

REAL ESTATE

9. **MSU** - Approved the initiation of **IHL 205-255, Arbor Hall**, and the appointment of LPK Architects, P.A. as design professionals. The project shall consist of a new residence hall to house 388 beds in approximately 135,000 square feet. This project will be a site adaptation of the new South Residence Hall that has just been completed and occupied. The site adaptation will incorporate minor changes in the existing design to include approximately 30 more beds. It will save the university time and money as well as allow the university to house additional students by August 2012. The projected budget is \$23,653,017. Funds are available from MSU EBC Bonds (\$23,653,017).
10. **UM** - Approved the initiation of **IHL 207-342, University Housing**. The project will provide full design services for a university-based student housing building(s) with the number of beds anticipated by the university being approximately 700 beds. The projected budget is \$32 million. Design costs will be funded from Auxiliary (Student Housing) Funds. Construction Costs will be covered by a combination of Auxiliary Funds and UM EBC bond proceeds.

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11. **UM** - Approved the initiation of **IHL 207-343, Welcome Center (Pre-Plan)**, and the appointment of Shafer & Associates as design professionals. It is anticipated that the building will serve as a first destination for prospective students, parents, and visitors to the university. The building will contain meeting spaces, an auditorium, offices, counseling space, and a communications hub for fund raising activities. The projected budget is \$200,000 for the pre-planning phase. Funds are available from internal R&R funds (\$200,000).
12. **JSU** - Approved the change in scope of **GS 103-255, Fire Suppression System Phase I**, as well as increase the project budget from \$1.2 million to \$7,360,000 for an increase in the amount of \$6,160,000. The budget increase is necessary in order to allow for a change in scope of the project which will add mechanical system upgrades to the installation of a fire suppression system for residence halls on campus. Funds are available from HB 246, Laws of 2007 (\$2,300,000); HB 1722, Laws of 2009 (\$1,200,000); HB 1701, Laws of 2010 (\$3,860,000).
13. **USM** - Approved the request to change the scope for **GS 108-235, College Hall Renovation**. The university has chosen to change the program and designate the building the new home of the Mass Communications Department immediately prior to the bidding phase of the renovation project. The professional is going to be paid additional services to re-plan the majority of the design. This is mainly an interior renovation project. The project budget is \$6,252,302.68. Funds are available from SB 3197, Laws of 2002; SB 2988, Laws of 2003; SB 2010 Laws of 2004; HB 246, Laws of 2007; HB 1641, Laws of 2008; HB 1634, Laws of 2006.
14. **UM** - Approved the request to change the scope for **IHL 207-341, Thad Cochran Natural Center Phase II**, as well as increase the project budget from \$23,322,620 to \$31,801,620 for an increase in the amount of \$8,479,000. Additional federal funds have become available to allow the university to proceed with the project and begin the construction document phase. In order to utilize the additional \$8.5 million in federal funds, the project budget will increase. Funds are available from Federal Grant Funds #C76HF10917 (\$17,886,175); NIH/NCRR [ARRA] (\$13,915,445).
15. **MSU** - Approved the request to delete Building #2130 (Faculty House) from inventory and demolish it. The house has significant structural issues due to past termite damage, making it currently unstable and uninhabitable. The building would be demolished following notification to the Mississippi Department of Environmental Quality. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities at the Board Office.
16. **MSU** - Approved the exterior design for the Stoneville Office Building. The project is intended to construct a new office building at the Delta Research and Extension Center in Stoneville. The office building will be approximately 20,000 square feet and will contain offices, work rooms, and library space. Funds are available from MAFES Sales Funds (\$1,795,000) and MSU ES State Funds (\$1,205,000). A copy of the rendering is included in the bound *November 18, 2010 Board Working Files*.
17. **UM** - The Board approved this item pending approval by the Attorney General's Office of the inclusion of an amendment to the purchase contract which requires Whirlpool Corporation to assume all risk and fully indemnify the University of Mississippi and IHL from any present or future liability resulting from the contamination of this property by the hydraulic fluid presently accumulated on a portion of the site. Pending approval as noted, the Board approved the request to purchase from Whirlpool Corporation approximately 68.72 acres plus all the existing improvements, fixtures, and appurtenances on the property located contiguous to university property. This property has utilities and infrastructure on-site and is contiguous to property currently owned by the

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university known as the "Hathorn Property." The Environmental Report as required by Board Policy indicates a contamination of hydraulic fluid in an area of the site that is approximately 1600 square feet. Whirlpool Corporation has signed a Brownfield Agreement with Mississippi Department of Environmental Quality (MDEQ) and in so doing has taken responsibility for the contamination and voluntarily agreed to remediate the site under an MDEQ-approved Corrective Action Plan. The staff of the Mississippi Commission on Environmental Quality has evaluated the Brownfield Agreement and believes that, with the conditions and restrictions contained within the Brownfield Agreement, the site will be in compliance with all State and Federal laws and standards and will be protective of the public health and environment once the Brownfield Agreement is completed. Funds are available from internal R&R funds (\$3,400,000).

18. **UMMC** - Approved the request to amend the consulting agreement with Cooke Douglass Farr and lemons Architects and Engineers P.A. (CDFL) to provide additional architectural and engineering planning, design and management services regarding UMMC's Master Plan objectives. The original contract was for the period April 1, 2010 to June 30, 2011, and was executed on April 6, 2010. The total contract cost is \$695,000 (\$245,000 previously approved, of which \$229,487 has been paid out). The Board also approved the additional cost of \$450,000. Funds are available from general funds. The Attorney General's Office has reviewed and approved the documents pertaining to this item.

LEGAL

19. **MSU** - Pending approval by the Attorney General's Office, the Board approved the request to renew a contract with the firm of DAVID WARE & ASSOCIATES, L.L.C., located in Jackson, Miss., Metairie and Baton Rouge, La., and Pensacola, Fla., to provide services necessary 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: the employers are required to pay the cost of preparing, filing, and obtaining certification, and employers are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer's attorney fees. The rule does allow an alien to pay his or her own personal costs incurred in connection with a labor certification, including attorney fees for personal legal representation, but where the same attorney represents both the alien and the employer, the costs must be borne by the employer. The term of the contractual agreement will be for one (1) year, for a maximum amount payable of \$50,000 during contract term. The rate/fee structure has not changed from the initial contract and is shown in the bound *November 18, 2010 Board Working File*.
20. **UM** - Approved the request to execute deeds of trust of leasehold interest in favor of Bank of Oxford to the Mississippi Alpha Housing Corporation of Sigma Phi Epsilon Fraternity which holds an existing lease on Lot No. 309 on the Oxford Campus which expires on March 31, 2052. The house corporation wishes to refinance its existing debt on its improvements which is presently secured by two deeds of trust, obtained with the approval of the IHL. To that end, Bank of Oxford has agreed to loan the house corporation a total of \$360,000 through two debt instruments secured by two deeds of trust. The first loan in the amount of \$260,000 is payable in monthly installments with a fixed interest rate of 6.25% for five years, but is amortized over 8 years with a final balloon payment. The second loan in the amount of \$100,000 is an open-ended line of credit at a 6.25% fixed interest rate for one year, with a single payment.

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PERSONNEL REPORT

EMPLOYMENT

Mississippi State University

Scheiner, James H.

Mississippi University for Women

Ruby, Roy

Mississippi University for Women

Rehired retirees making more than \$20,000 who ARE on employment contracts during Fiscal Year 2011

- William L. Bateman, *former position:* MSU Professor; *re-employment position:* MUW Professor of Economics; *re-employment period* – FY 2011; annual salary of \$22,615
- Linda Cox; *former position:* Director of BSN; *re-employment position:* Assistant Professor of Nursing; *re-employment period* – FY 2011; annual salary of \$34,999
- Bobby Fuller; *former position:* Elementary School Principal in Starkville, MS; *re-employment position:* Assistant Professor of Educational Leadership; *re-employment period* – FY 2011; annual salary of \$25,000

Jackson State University

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

- Hill Williams; *former position:* Associate Professor/Chair, Department of Health, Physical Education and Recreation; *previous salary*, \$83,568; *re-employment position:* Interim Director, Sports Science Program, Department of Health, Physical Education and Recreation; *re-employment period* November 1, 2010 - September 30, 2011; *salary* \$36,230
- Mandy Strong-White; *former position:* Instructor of Service Learning; *previous salary:* \$10,500; *re-employment position:* Service Learning/Faculty Liaison; *re-employment period:* November 1, 2010 – September 30, 2011; *salary:* \$26,000

Mississippi State University

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

- Jean Mann, *former position:* Assistant Operations Coordinator; *re-employment position:* Alcohol Field Staff Specialist; *re-employment period:* August 30, 2010 through June 30, 2011; salary of \$25,000
- James Lesley, *former position:* Associate Professor and Director of Choral Activities; *re-employment position:* Director of Choral Activities; *re-employment period:* August 16, 2010 through June 30, 2011; salary of \$38,588
- E.C. O’Neal; *former position:* Professor; *re-employment position:* Professor; *re-employment period:* August 16, 2010 through June 30, 2011; salary of \$22,500
- Linda Buehler, *former position:* Academic Coordinator; *re-employment position:* Coordinator; *re-employment period:* September 7, 2010 through June 30, 2011; salary of \$25,000
- Bernice Hodge, *former position:* Professor; *re-employment position:* Lecturer; *re-employment period:* September 1, 2010 through June 30, 2011; salary of \$48,889

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- Thomas Berry, *former position:* Building Services Coordinator; *re-employment position:* Building Services Coordinator; *re-employment period:* September 1, 2010 through June 30, 2011; salary of \$23,496
- Debra Fairbrother, *former position:* Administrative Assistant II; *re-employment position:* Administrative Assistant II; *re-employment period:* September 1, 2010 through June 30, 2011; salary of \$25,213
- Pamela Mottley, *former position:* Technical Assistant; *re-employment position:* Technical Assistant; *re-employment period:* September 16, 2010 through June 30, 2011; salary of \$26,250
- Cheryl Mueller, *former position:* Coordinator; *re-employment position:* coordinator; *re-employment period:* September 16, 2010 through June 30, 2011; salary of \$24,960
- Susmita Parikh, *former position:* Research Associate III; *re-employment position:* Research Associate III; *re-employment period:* October 1, 2010 through June 30, 2011; salary of \$24,267
- Raymond Werthner, *former position:* Teacher-Jackson County Schools; *re-employment position:* Lecturer; *re-employment period:* August 16, 2010 through June 30, 2011; salary of \$40,000
- Wanda Lee, *former position:* Administrative Assistant to the Provost; *re-employment position:* Administrative Assistant to the Provost; *re-employment period:* September 22, 2010 through June 30, 2011; salary of \$28,763
- William Bishop, *former position:* County Extension Director III; *re-employment position:* County Extension Director III; *re-employment period:* September 16, 2010 through June 30, 2011; salary of \$34,018
- Roy Higdon, III, *former position:* Area Extension Agent IV; *re-employment position:* Area Extension Agent IV; *re-employment period:* September 16, 2010 through June 30, 2011; salary of \$34,152
- Thomas Keene, *former position:* Area Extension Agent III; *re-employment position:* Area Extension Agent III; *re-employment period:* September 16, 2010 through June 30, 2011; salary of \$26,807
- Diane Reynolds, *former position:* English Teacher; *re-employment position:* Lecturer; *re-employment period:* August 16, 2010 through June 30, 2011; salary of \$32,010

Mississippi University for Women

Rehired retirees making more than \$20,000 who are NOT on employment contracts during Fiscal Year 2011
Suzanne Bean; *former position:* Professor of Education and Director of the Roger F. Wicker Center for Creative Learning; *re-employment position:* Community Liaison; *re-employment period* – FY 2011; annual salary of \$31,850

University of Southern Mississippi

Rehired retirees making more than \$20,000 who are NOT on employment contracts during Fiscal Year 2011
Jon Mark Weathers; University Counsel; Office of University Counsel; salary of \$150,000 per annum, pro rata; E&G Funds; effective November 15, 2010.

CHANGE OF STATUS

Alcorn State University

Hinton, Carolyn

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Mississippi State University
Jackson, Gary B.

Mississippi State University - Athletics

- Louis Clay Homan; Men's Head Golf Coach, Athletics; *from* contract period of July 1, 2007 to June 30, 2012; salary of \$74,403 per annum, pro rata; Auxiliary Funds; *to*, effective July 1, 2010, contract extension through June 30, 2014; no change in salary
- In October 2010, the Board approved a personnel item for Jerry S. Dudley. The item is approved as resubmitted with a correction to the salary source of funds (from E&G Funds *to* Auxiliary) and new salary amount (from \$70,000 *to* \$75,000). All other information noted below remains the same as previously approved. — Jerry S. Dudley, *from* Associate Women's Track and Head Cross Country Coach, Athletics, salary of \$56,353; Auxiliary Funds; *to*, effective November 1, 2010, Head Coach, Athletics Track and Field, salary of \$75,000 per annum, pro rata, Auxiliary Funds; contract end date of October 31, 2014

University of Mississippi

Joseph P. Walker Jr.; Head Men's Track Coach and Head Women's Track Coach; Athletics; salary of \$111,090, per annum, pro rata; Auxiliary Funds; from a contract period of July 1, 2010 to June 30, 2011; *to*, effective September 1, 2010, contract extension through June 30, 2012; no change in salary

SABBATICAL

Mississippi State University

(change in sabbatical approved in March 2010)
Kim, Seong-Gon

ACADEMIC AFFAIRS

Presented by Ms. Robin Robinson, Chair

On motion by Trustee Robinson, seconded by Trustee Whitten, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the following Academic Affairs Agenda. On motion by Trustee Robinson, seconded by Trustee Davidson, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **System** - Approved the proposed amendments to Board Policy 602 Freshman Admission Requirements for University System Institutions for final reading. (**See Exhibit 1.**)
2. **System** - Approved the proposed amendments to Board Policy 605 Proof of Immunization for final reading, as shown below:
605 PROOF OF IMMUNIZATION
 - A. Measles, Mumps, and Rubella

Proof of immunization of measles, mumps, and rubella is required (two doses of the MMR vaccine) of all students, unless exempt because of (a) actual or suspected pregnancy (measles or rubella vaccines are not

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required for females who are pregnant; if pregnancy is suspected, a valid certificate of medical exception from a health provider is required until pregnancy is resolved), (b) medical contraindication, or (c) birth prior to 1957. Temporary waivers may be granted for students enrolled in distance learning courses and/or programs where their time on campus is limited to a minimum number of hours as determined by the admitting IHL institution.

B. HEPATITIS B

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

C. TUBERCULOSIS

Proof of test screening for tuberculosis by chest x-ray is required for all international students.

BUDGET, FINANCE & AUDIT AGENDA

Presented by Commissioner Hank Bounds

On motion by Trustee Whitten, seconded by Trustee Blakeslee, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #1 - #3 as submitted on the following Budget, Finance & Audit Agenda.

1. **System** - Approved the revisions to the Rules and Regulations and Contract and Note for the Nursing Education Loan/Scholarship Program. A copy of the revisions which have been reviewed and approved by the Attorney General's Office is included in the bound *November 18, 2010 Board Working File*.
2. **System** - Approved the revisions to the Rules and Regulations for the Mississippi Resident Tuition Assistance Grant (MTAG). A copy of the revisions which have been reviewed and approved by the Attorney General's Office is included in the bound *November 18, 2010 Board Working File*.
3. **System** - Approved the revisions of the Rules and Regulations for the Mississippi Eminent Scholars Grant (MESG). A copy of the revisions which have been reviewed and approved by the Attorney General's Office is included in the bound *November 18, 2010 Board Working File*.

REAL ESTATE AGENDA

Presented by Dr. Doug Rouse, Chair

On motion by Trustee Rouse, seconded by Trustee Robinson, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the following Real Estate Agenda. On motion by Trustee Robinson, seconded by Trustee Davidson, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve the Real Estate Committee's recommendation to approve the FY 2012 funding request that consists of the top five facilities needs requests as submitted by the eight universities, the University of Mississippi Medical Center, the MSU Department of Agriculture, Forestry and Veterinary Medicine, and the system office, and that any projects that are life-safety projects be clearly identified on the recommended list as IHL system high priorities.

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1. **System** - Approved for first reading the proposed new Board Policy 920 Sustainability Policy. (See **Exhibit 2.**)
2. **System** - Facility Needs for the 2011 Legislative Session. (See **Exhibit 3.**)

ANNOUNCEMENTS

- President Bettye Neely welcomed the Student Government Association presidents: Mr. Corey Cooper – Alcorn State University, Miss Emily Hearn - Delta State University, Mr. Thomas Sellers – Mississippi State University, Miss Virginia Burke – University of Mississippi, and Miss Kasey Mitchell – University of Southern Mississippi.

LEGAL AGENDA

Presented by Mr. Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Whitten, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to move agenda items #1 - #3 to the Executive Session agenda. On motion by Trustee Perry, seconded by Trustee Robinson, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #4 - #27.

1. **UMMC** - Settlement of Tort Claim No. #1487. (**This item was handled during Executive Session.**)
2. **UMMC** - Settlement of Tort Claim No. #1601. (**This item was handled during Executive Session.**)
3. **UMMC** - Settlement of Tort Claim No. #1660. (**This item was handled during Executive Session.**)
4. **ASU** - Approved the proposed affiliation agreement with Alcorn State University A-Club Alumni Association. The agreement is included in the bound *November 18, 2010 Board Working File*.
5. **ASU** - Approved the proposed affiliation agreement with the Alcorn State University National Alumni Association. The agreement is included in the bound *November 18, 2010 Board Working File*.
6. **ASU** - Approved the proposed affiliation agreement with the Alcorn State University National Alumni Association Foundation, Inc. The agreement is included in the bound *November 18, 2010 Board Working File*.
7. **ASU** - Approved the proposed affiliation agreement with the Alcorn State University Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
8. **DSU** - Approved the proposed affiliation agreement with the Delta State University Foundation, Inc. The agreement is included in the bound *November 18, 2010 Board Working File*.
9. **JSU** - Approved the proposed affiliation agreement with Jackson State University National Alumni Association, Inc. The agreement is included in the bound *November 18, 2010 Board Working File*.
10. **JSU** - Approved the proposed affiliation agreement with the Jackson State University Development Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.

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11. **MSU** - Approved the proposed affiliation agreement with the Mississippi State University Alumni, Incorporated. The agreement is included in the bound *November 18, 2010 Board Working File*.
12. **MSU** - Approved the proposed affiliation agreement with the Mississippi State University Foundation, Inc. The agreement is included in the bound *November 18, 2010 Board Working File*.
13. **MSU** - Approved the proposed affiliation agreement with The Bulldog Club. The agreement is included in the bound *November 18, 2010 Board Working File*.
14. **MSU** - Approved the proposed affiliation agreement with The Bulldog Foundation, Inc. The agreement is included in the bound *November 18, 2010 Board Working File*.
15. **MUW** - Approved the proposed affiliation agreement with the Mississippi University for Women Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
16. **MUW** - Approved the proposed affiliation agreement with the Mississippi University for Women Alumni Association. The agreement is included in the bound *November 18, 2010 Board Working File*.
17. **MVSU** - Approved the proposed affiliation agreement with the Mississippi Valley State University National Alumni Association. The agreement is included in the bound *November 18, 2010 Board Working File*.
18. **MVSU** - Approved the proposed affiliation agreement with the Mississippi Valley State University Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
19. **UM** - Approved the proposed affiliation agreement with the Alumni Association of the University of Mississippi. The agreement is included in the bound *November 18, 2010 Board Working File*.
20. **UM** - Approved the proposed affiliation agreement with the University of Mississippi Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
21. **UM** - Approved the proposed affiliation agreement with the University of Mississippi Research Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
22. **UM** - Approved the proposed affiliation agreement with the UMAA Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
23. **UMMC** - Approved the proposed affiliation agreement with the University of Mississippi Medical Center Research Development Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
24. **USM** - Approved the proposed affiliation agreement with the University of Southern Mississippi Athletic Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
25. **USM** - Approved the proposed affiliation agreement with the University of Southern Mississippi Research Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.
26. **USM** - Approved the proposed affiliation agreement with the University of Southern Mississippi Alumni Association. The agreement is included in the bound *November 18, 2010 Board Working File*.
27. **USM** - Approved the proposed affiliation agreement with the University of Southern Mississippi Foundation. The agreement is included in the bound *November 18, 2010 Board Working File*.

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ADMINISTRATION/POLICY AGENDA

Presented by Dr. Hank M. Bounds, Commissioner

On motion by Trustee Whitten, seconded by Trustee Robinson, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 on the following Administration/Policy Agenda as amended. On motion by Pickering, seconded by Trustee Smith, with Trustees Owens and Ross absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **System** - Approved the following dates for the January through December 2011 Board Meetings. The locations will be amended.
 - Thursday, January 20, 2011
 - Thursday, February 17, 2011
 - Thursday, March 17, 2011
 - Thursday, April 21, 2011
 - Thursday, May 19, 2011
 - Thursday, June 16, 2011
 - Thursday, July 21, 2011 (Subject to Call)
 - Thursday, August 18, 2011
 - Thursday, September 15, 2011 (Board Retreat)
 - Thursday, October 20, 2011
 - Thursday, November 17, 2011
 - Thursday, December 15, 2011 (Subject to Call)
2. **USM** - Approved the request to offer the Retirement Incentive Program in FY 2011 to retirement eligible employees of the university and to designate the period beginning on December 15, 2010 to March 15, 2011 as the enrollment period during which eligible employees may elect to participate in the program. Retirement eligibility is determined by criteria set out by the Public Employees Retirement System of Mississippi. The Board also approved the request for the retirement incentive to be a cash benefit of fifty percent of the eligible employee's base salary as of December 1, 2010 and, if the participant elects, to allow the incentive payments to be spread out over multiple years, not to exceed five years. The following list of pertinent documents, which are included in the bound *November 18, 2010 Board Working File*, are also approved:
 - a. Board of Trustees of State Institutions of Higher Learning Retirement Incentive Program Agreement, Waiver and Release,
 - b. Board of Trustees of State Institutions of Higher Learning Program Rules and Regulations and
 - c. Exhibit A to the Board of Trustees of State Institutions of Higher Learning Retirement Incentive Program Agreement, Waiver and Release (List of Employees by title, age, and EEO classification.)

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INFORMATION AGENDA
Presented by Commissioner Hank M. Bounds

ACADEMIC AFFAIRS

1. **System** - The Board received the annual report of the winners of the Halbrook Awards for the Academic Achievement Among Athletes for 2009-2010. The winners are listed in the bound November 18, 2010 Board Working File.
2. **System** - In accordance with Board Policy 508 (2): Accreditation Procedures the Board received the annual report on each accreditation visit or change in accreditation status of each university.” The table included in the bound *November 18, 2010 Board Working File* summarizes system accreditation activity for the period beginning July 1, 2009 and ending June 30, 2010.

REAL ESTATE

3. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the October 21, 2010 Board meeting in accordance with Board Policy 904 Board Approval. (See **Exhibit 4.**)

LEGAL

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

ADMINISTRATION/POLICY

5. **System** - Commencement/Recognition Ceremony Schedules:

Delta State University

Time: 10:00 a.m., Saturday, December 11, 2010

Location: Walter Sillers Coliseum

Speaker: Dr. Susan A. Ford, 2010 recipient of S. E. Kossman Outstanding Teacher Award, Delta State University

Mississippi State University

Meridian Campus

Time: 11:00 a.m., Friday, December 10, 2010

Location: Riley Center

Speaker: Mr. Tony Pompelia, CEO, Leading Edge Advertising

Starkville Campus

Time: 7:00 p.m., Friday, December 10, 2010

Location: Humphrey Coliseum

Speaker: Mr. Sid Salter, Journalist, *The Clarion Ledger*

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Mississippi University for Women

Recognition Ceremony

Time: 6:00 p.m., Friday, December 3, 2010

Location: Rent Auditorium of Whitfield Hall

Speaker: Ms. Mary Jo Kirkpatrick, Chair of the Department of Associate Degree Nursing, Mississippi University for Women

University of Southern Mississippi

Time: 10:00 a.m. and 3:00 p.m., Friday, December 10, 2010

Location: Reed Green Coliseum

Speaker: Ms. Mary Libby Payne, Retired Judge of the Mississippi Court of Appeals and Scholar-in-Residence/Professor Emerita at Mississippi College School of Law

6. **System** - In compliance with Board policy, the following items have been approved by the Commissioner on behalf of the Board and are available for review in the Board Office:
- a. **MSU** – On October 26, 2010, approval was granted to enter into a four-year lease with the Mississippi State University Research and Technology Corporation (MSU-RTC) to allow the MSU-RTC to use 43 acres of land located adjacent to the current MSU Research Park in Starkville, MS. Using grant funds from the National Institute of Standards and Technology, the MSU-RTC will construct improvements upon the leased land in order to make way for new development for the research park. The existing research park space is at capacity and additional land is needed to expand research based businesses.
 - b. **USM** – On November 2, 2010, approval was granted to enter into a one-year lease agreement with Radiance Technologies, Inc. (RTI) to allow RTI to lease approximately 765 square feet of space in the university’s Accelerator Building located in the Innovation and Commercialization Park in Hattiesburg, Mississippi. RTI plans to locate a portion of its scientists in Hattiesburg to further its research, development, and commercialization of high-temperature polymer composites in collaboration with university scientists.
 - c. **System** – On October 25, 2010, Commissioner Hank Bounds reviewed and approved the annual summary of actual expended Institutional (E & G) Scholarships, Fellowships and Tuition Waivers Report FY 2010. This summary is a required financial report mandated from IHL Board Policy 703.04 Institutional Scholarships, Tuition Waivers, and Fellowships Subsection F Policy Guidelines.
 - d. **System** – On October 25, 2010, Commissioner Hank Bounds reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for the period beginning July 1, 2010 and ending September 30, 2010. These reports are required by IHL Policy 401.0102 Delegation of Authority and 801.09 Resignations.
 - e. **System** – On October 25, 2010, Commissioner Hank Bounds reviewed and approved the annual Additional Compensation Report (Fiscal Year 2010). This report is required by IHL Policy 401.0103 Salaries and Compensation.

ANNOUNCEMENTS

- Trustee Ed Blakeslee gave an update on the Efficiencies Reports.
- Trustee Neely invited the Institutional Executive Officers to speak about events occurring on each of their campuses.

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EXECUTIVE SESSION

On motion by Trustee Perry, with Trustee Ross 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 Perry, seconded by Trustee Robinson, with Trustee Ross 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 personnel matter at Delta State University and
Discussion of 4 litigation matters at the University of Mississippi Medical Center.

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

The Trustees legally present and participating discussed and deliberated on the request of Dr. John Wojcik to be granted a Board review of the denial of his tenure by Delta State University. On motion by Trustee Whitten, seconded by Trustee Blakeslee, with Trustees Ross and Smith absent and not voting, all Trustees legally present and participating voted unanimously to deny the request to review the denial of tenure of Dr. John Wojcik as recommended by counsel.

The Board received an update on a litigation matter at the University of Mississippi Medical Center.

On motion by Trustee Whitten, seconded by Trustee Robinson, with Trustees Ross and Smith absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1660 styled as *Latricia Cessna v. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Rouse, seconded by Trustee Davidson, with Trustees Ross and Smith absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1601 styled as *Marlee F. Wilkes v. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Patterson, seconded by Trustee Robinson, with Trustees Ross and Smith absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1487 styled as *Erin Treece v. UMMC, et al.*, as recommended by counsel.

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

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ADJOURNMENT

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

Betty Z. Neely

President, Board of Trustees of State Institutions of Higher Learning

Paul W. Bouds

Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Proposed amendments to Board Policy 602 Freshman Admission Requirements for University System Institutions for final reading. |
| Exhibit 2 | Proposed new Board Policy 920 Sustainability Policy for first reading. |
| Exhibit 3 | Facility Needs for the 2011 Legislative Session |
| Exhibit 4 | Real Estate items that were approved by the IHL Board staff subsequent to the October 21, 2010 Board meeting. |
| Exhibit 5 | Report of the payment of legal fees to outside counsel. |

EXHIBIT 1

November 18, 2010

SYSTEM - PROPOSED AMENDMENTS TO BOARD POLICY 602 FRESHMAN ADMISSION REQUIREMENTS FOR UNIVERSITY SYSTEM INSTITUTIONS

The proposed amendments were approved by the Board for first reading in October and are now presented for final approval.

***~~BEGINNING IN THE SUMMER OF 2012, THE FOLLOWING COLLEGE
PREPARATORY CURRICULUM WILL APPLY.~~***

602 FRESHMAN ADMISSION REQUIREMENTS FOR UNIVERSITY SYSTEM INSTITUTIONS

The high school course requirements set forth below are applicable to students graduating from high school and entering a public institution of higher learning beginning in the summer of 2012.

A. HIGH SCHOOL COURSE REQUIREMENTS (College Preparatory Curriculum)

<u>Subject</u>	<u>Carnegie Units</u>	<u>Contents and Remarks</u>
<i>English</i>	4	Compensatory Reading and Compensatory Writing may not be included.
<i>Mathematics</i>	4	Includes Algebra I, Geometry, Algebra II, and any one Carnegie Unit of comparable rigor and content. (e.g., Advanced Algebra, Trigonometry, Pre-Calculus, Calculus, AP Calculus AB, AP Calculus BC, Discrete Mathematics, Probability and Statistics, or AP Statistics.)
<i>Science</i>	4	Includes Biology I, Chemistry I, and any two Carnegie Units of comparable rigor and content. (e.g., Physics, Physical Science, Biology II, Chemistry II, AP Chemistry, Physics II, AP Physics B, AP Physics C—Electricity and Magnetism, AP Physics C—Mechanics, Botany, Microbiology, or Human Anatomy and Physiology.)

EXHIBIT 1

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<i>Social Studies</i>	4	<i>Includes World History, U.S. History, Introduction to World Geography, U.S. Government, Economics, and Mississippi Studies. (Credit earned for a State/Local Government course in any other state may stand in lieu of Mississippi Studies.)</i>
<i>Arts</i>	1	<i>Includes any one Carnegie Unit of visual and performing arts course(s) meeting the requirements for high school graduation.</i>
<i>Advanced Electives</i>	2	<i>Includes any two Carnegie Units of Foreign Language (I and II), Advanced World Geography, and a Foreign Language (I) or any combination of English, mathematics, or lab-based science courses of comparable rigor and content to those required above.</i>
<i>Computer Applications</i>	1/2	<i>Course should emphasize the computer as a productivity tool. Instruction should include the use of application packages, such as word processing and spreadsheets. The course should also include basic computer terminology and hardware operation.</i>
<i>Pre-High School Units</i>		<i>Algebra I, first year Foreign Language, Mississippi Studies, or Computer Applications Studies taken prior to high school will be accepted for admission provided the course content is the same as the high school course.</i>

<u>Subject Area</u>	<u>Required¹ Carnegie Units and Content/Remarks</u>	<u>Recommended² Carnegie Units and Content/Remarks</u>
<u>English</u>	4 <u>All must require substantial communications skills (i.e. reading, writing, listening, and speaking).</u>	4 <u>Compensatory Reading and Compensatory Writing may not be included.</u>

EXHIBIT 1

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<u>Mathematics</u>	<u>3</u>	<u>Includes Algebra I, Geometry, and Algebra II</u>	<u>4</u>	<i><u>Includes Algebra I, Geometry, Algebra II, and any one Carnegie unit of comparable rigor and content. (i.e. Advanced Algebra, Trigonometry, Pre-Calculus, Calculus, AP Calculus AB, AP Calculus BC, Discrete Mathematics, Probability and Statistics, or AP Statistics.)</u></i>
<u>Science</u>	<u>3</u>	<u>Biology, Advanced Biology, Chemistry, Advanced Chemistry, Physics, and Advanced Physics or any other science course with comparable rigor and content. One Carnegie unit from a Physical Science course with content at a level that may serve as an introduction to Physics and Chemistry may be used. Two of the courses chosen must be laboratory based.</u>	<u>4</u>	<i><u>Includes Biology I, Chemistry I, and any two Carnegie units of comparable rigor and content (i.e. Physics, Physical Science, Biology II, Chemistry II, AP Chemistry, Physics II, AP Physics B, AP Physics C-Electricity and Magnetism, AP Physics C-Mechanics, Botany, Microbiology, or Human Anatomy and Physiology).</u></i>
<u>Social Studies</u>	<u>3</u>	<u>Courses should include U.S. History (1 unit), World History (1 unit with substantial geography component), Government (½ unit), and Economics (½ unit) or Geography (½ unit).</u>	<u>4</u>	<i><u>Includes World History, U.S. History, Introduction to World Geography, U.S. Government, Economics, and Mississippi Studies (credit earned for state/local government course in any other state may stand in lieu of Mississippi Studies).</u></i>

EXHIBIT 1

November 18, 2010

<u>Arts</u>	=	=	<u>1</u>	<u>Includes any one Carnegie unit of visual and performing arts course(s) meeting the requirements for high school graduation.</u>
<u>Advanced Electives</u>	<u>2</u>	<u>Requirements may be met by earning 2 Carnegie units from the following areas/courses, one of which must be in Foreign Language or World Geography.</u>	<u>2</u>	<u>Includes any two Carnegie units of Foreign Language (I and II), Advanced World Geography, and a Foreign Language I or any combination of English, mathematics, or lab-based science courses of comparable rigor and content to those required above.</u>
<u>Computer Applications</u>	<u>1/2</u>		<u>1/2</u>	<u>Course should emphasize the computer as a productivity tool. Instruction should include the use of application packages, such as word processing and spreadsheets. The course should also include basic computer terminology and hardware operation.</u>
<u>Pre-High School Units</u>		<u>Algebra I, first year Foreign Language, Mississippi Studies, or Computer Applications taken prior to high school will be accepted for admission provided the course content is the same as the high school course.</u>		
<u>Total</u>	<u>15.5</u>		<u>19.5</u>	

¹High school Carnegie units required for regular admission to an IHL institution

²Recommended high school Carnegie units to enhance preparedness for college-level work

EXHIBIT 2

November 18, 2010

SYSTEM - PROPOSED NEW BOARD POLICY 920 SUSTAINABILITY POLICY FOR FIRST READING.

920 Sustainability Policy

Mississippi Institutions of Higher Learning (IHL) understand the impact of our collective landholdings and campus activities to the natural environment, thus we seek to develop a sustainability foundation that sets the framework for our Institutions of Higher Learning to utilize in the development of their individual policies.

Each institution shall develop a campus sustainability policy and implementation procedures. The sustainability policy and procedures should address and encourage sustainability in operations, grounds, materials, and transportation.

- A. The System Energy Management Council is created and shall include representatives from each institution and be representative of students, faculty, staff, administration, and energy management professional and technical staff. The purpose of the council shall be to guide the implementation of energy management and conservation efforts for the IHL System.
- B. Each institution shall create an Energy Management Committee to guide the implementation of energy management and conservation efforts for the institution.
- C. A procurement program that considers the effect of the product on the environment must be developed. Sustainable purchases must consider *Energy Star*® appliances, green seal chemicals, and other environmentally-sound items found on state contract, as well as other sources. Contracts for new construction and/or major repair and renovations must include a sustainable purchase requirement for those items included in the contract for purchase and installation.
- D. All new construction and/or major repair and renovation of existing facilities must be designed to meet energy-efficient goals which exceed ASHRAE 90.1 by 30%, when determined cost effective.
- E. All new construction and/or major repair and renovations of existing facilities must include the requirement for the development and approval of an energy model during the early design stages. The design professional must certify that the model meets the Institutions of Higher Learning's energy program and at the conclusion of the construction and/or renovation (prior to final acceptance) the design professional must certify that the facility has been constructed as designed and modeled.
- F. Renovation of historically significant buildings should meet or exceed ASHRAE 90.1 standards where appropriate for the scope of work and determined cost effective.

EXHIBIT 2

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- G. No less than 25% of the expected annual recurring savings from completed energy efficiency projects shall be set aside each year in the appropriate fund and used to finance future energy efficiency projects. If the annual recurring savings are dedicated to the repayment of debt, then these funds shall be set aside in the first year after such debt is retired.
- H. Water efficiency measures, with the goal of reduction of water use on campus and within all facilities, must be a prime goal.
- I. All new construction and/or major repair and renovations of existing facilities must address and consider sound design techniques that maximize wind, solar, aspect, shading and other design expressions embracing our climatic realities. The design criteria must encourage overhangs, natural day lighting, and other passive design techniques and should not be confused with renewable energy.
- J. All new landscape construction, major repair and renovations of landscapes, and any site work in general must consider and encourage the use of resource-efficient plants including native plant palettes, decreasing the use of herbicides and pesticides when possible, while increasing tree canopy through reforestation and by potable water irrigation reductions.
- K. All new landscape construction, major repair and renovations of landscapes, and any site work in general must include the requirement that protects and enhances water quality through innovative storm water best management practices.
- L. A comprehensive waste-minimization program must be developed. The program should address a comprehensive campus wide recycling program that considers such things as the recycling construction spoils/wastes from demolition and construction projects, garbage collection and disposal contracts, disposals of used equipment, furniture disposal, chemical waste, electronic waste, composting, trash, etc.
- M. Where feasible a campus public transit program serving faculty, staff and students should be developed. The program should consider and encourage transit options into off-campus areas where required.
- N. All new streets or campus street renovations should be developed to encourage walking, bikes, and other non carbon producing emission transportation options.
- O. A car share program should be developed where feasible to encourage car-pooling activities. This program should be developed in partnership with adjacent municipalities, community colleges, and high schools, etc., where appropriate and feasible.

EXHIBIT 3

November 18, 2010



Facilities Needs Requests for FY 2012 2011 Legislative Session

University	University Priority	Project Description	Request Per Project	Total By University
ASU	1	Infrastructure Upgrades Phase I (Electric, Sewer, and Water)	\$6,000,000	
	2	General R&R Phase I	\$6,000,000	
	3	Waste Water Treatment Plant Repairs Phase I	\$1,500,000	
	4	Campus Security Project	\$7,500,000	
	5	Whitney Renovations Phase I	\$12,000,000	
				\$33,000,000
DSU	1	Renovation of Caylor-White/Walters Phase IV	\$10,034,170	
	2	Campus Roof Repairs Projects	\$2,567,800	
	3	Campus Compliance Phase I (ADA/Life Safety/Fire Safety)	\$3,000,000	
	4	Campus Infrastructure Improvements	\$5,000,000	
	5	Central Mechanical Plant Phase II	\$1,200,000	
				\$21,801,970
JSU	1	Johnson/Dansby Replacement Phase II (Dansby Replacement) Phase II	\$9,000,000	
	2	College of Education and Human Development (Pre-Planning)	\$350,000	
	3	Alexander Center Renovation (Pre-Planning)	\$350,000	
	4	General Repair & Renovation Phase II	\$10,000,000	
	5	Land Acquisition Phase V	\$3,000,000	
				\$22,700,000
MSU	1	Renovation of Lee Hall	\$8,700,000	
	2	New Classroom Building	\$15,000,000	
	3	Civil and Environmental Engineering Complex	\$14,000,000	
	4	Addition to Mitchell Memorial Library	\$6,741,718	
	5	Fire Suppression, ADA Compliance, Fire Alarm Upgrades	\$6,900,000	
				\$51,341,718
MSU/DAFVM	1	Wise Center Classroom Addition	\$2,700,000	
	2	Forest Genetics Greenhouse	\$2,000,000	
	3	Animal Life Science Initiative Phase I	\$6,000,000	
	4	Wildlife & Fisheries Research & Ed. Support Facility	\$990,000	
	5	Leveck Animal Research Center Building Program	\$970,000	
				\$12,660,000
MUW	1	ADA Code Compliance and Campus Safety Phase II	\$4,000,000	
	2	Fant Memorial Library & Expansion Phase I	\$6,100,000	
	3	Storm Drainage and Street Repair	\$2,000,000	
	4	Keirn & Taylor Halls Demolition	\$1,300,000	
	5	Shattuck Hall Renovation	\$4,709,000	
				\$18,109,000
MVSU	1	W.H. White Library Renovation	\$4,500,000	
	2	MVSU Academic and Wellness Multiplex	\$10,000,000	
	3	Waste Water Treatment Plant and Repairs	\$7,500,000	
	4	Student Union Renovation and Expansion	\$6,300,000	
	5	Fine Arts Center Renovation and Expansion	\$7,700,000	
				\$36,000,000

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University Priority	University	Project Description	Request Per Project	Total By University
UM	1	Student Union Renovation	\$10,000,000	
	2	New Science Building	\$10,000,000	
	3	Turner Center Renovation	\$10,000,000	
	4	Music Hall Mechanical Upgrade	\$4,000,000	
	5	Garland Hedleston Mayes (GHM)	\$10,000,000	
				\$44,000,000
UMMC	1	Center Core Support Office	\$8,500,000	
	2	Fire Alarm System Upgrade	\$1,202,000	
	3	Campus Mechanical Upgrade Phase I	\$1,645,000	
	4	East Central Mechanical Plant	\$8,000,000	
	5	Pedestrian Bridge & Utility Loop Expansion	\$6,125,000	
				\$25,472,000
USM	1	College of Business Phase II	\$15,000,000	
	2	School of Nursing Phase I	\$15,000,000	
	3	General Repair and Renovation	\$6,000,000	
	4	College Hall Renovation	\$7,000,000	
	5	Southern Hall Renovation	\$7,000,000	
				\$50,000,000
ERC	1	General Repair and Renovation	\$1,500,000	
	2	Renovation of Paul B. Johnson Building (Pre-Plan)	\$350,000	
				\$1,850,000
IHL/University System	1	System-wide Centralized Technology Program	\$20,000,000	
				\$20,000,000
				\$336,934,688

NOTE:

*Projects above highlighted in yellow represent **HIGH** IHL System Priority



EXHIBIT 4

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SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE OCTOBER 21, 2010 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:

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

1. ASU – GS 101-269 – Dumas Hall Renovations

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved request to advertise for receipt of bids.** Approval is requested from the Bureau of Building, Grounds, and Real Property. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: September 13, 2010

Project Initiation Date: January 31, 2008

Design Professional: Duvall Decker Architects, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$7,000,000

Funding Source(s): Ayers (\$3,500,000); HB 246, Laws of 2007 (\$1,500,000); HB 1722, Laws of 2009 (2,000,000)

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to T.L. Wallace Construction, the lower of five (5) bidders, for a total contract amount of \$1,548,500. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: October 15, 2010

Project Initiation Date: N/A

Design Professional: Neil Shaffer

General Contractor: T.L. Wallace Construction

Contract Award Date: October 15, 2010

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Project Budget: \$1,750,000

Funding Source(s): HB 1701, Laws of 2010 DFA Discretionary (\$750,000); HB 246, Laws of 2007 (\$40,216.98); SB 2010, Laws of 2004 (\$16,251.88); HB 1701, Laws of 2010 (\$10,071.58); HB 1722, Laws of 2009 (\$700,000); HB 1641, Laws of 2008 (\$233,459.56)

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$21,879.00 and eleven (11) additional days to the contract of West Brothers Construction. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: October 8, 2010

Change Order Justification: The change order is necessary to modify the interior building signage, the interior door hardware, and add additional exterior plaster parge coating to the project.

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$645,639.00

Project Initiation Date: June 14, 2006

Design Professional: Belinda Stewart

General Contractor: West Brothers Construction

Contract Award Date: January 6, 2009

Project Budget: \$12,000,000

Funding Source(s): SB 3201, Laws of 2007 (\$3,611,340.47); HB 246, Laws of 2007 (\$4,997,700.13); HUD Grant (\$3,234,963); (SB 2988, Laws of 2003, SB 3197, Laws of 2002, HB 1634, Laws of 2006, SB 2010, Laws of 2004 – \$155,996.40)

4. 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 #2** in the amount of \$1,974.00 and zero (0) 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 #3** in the amount of \$22,256.00 and twenty-six (26) additional days to the contract of Thrash Commercial Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: (#1) September 9, 2010; (#2) October 15, 2010

Change Order Justification: **Change Order #1** is necessary to remove and replace deteriorated concrete masonry units (CMU) that would pose a safety hazard if not corrected. **Change Order #2** is necessary for structural rework of areas that were in disrepair. These areas were uncovered during the scheduled demolition and were latent conditions that could not be left in the condition in which they were found for safety reasons.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$19,392.00.

Project Initiation Date: October 20, 2006

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Design Professional: Pryor & Morrow Architects and 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, Laws of 2006 (\$1,726,000); HB 1641, Laws of 2008 (\$3,000,000); HB 1722, Laws of 2009 (\$2,000,000); MSU-CVM (\$64,000)

5. MSU – IHL 205-234 – MSU Research and Technology Park Road

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

Staff Approval Date: September 17, 2010

Project Initiation Date: September 21, 2007

Design Professional: Neel-Schaffer

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$5,160,000

Funding Source(s): MDOT and U.S. Department of Commerce

6. MUW – GS 104-154 – Drainage & Street Repair, Phase II

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 three (3) bidders, for a total contract amount of \$1,286,020.00. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: September 9, 2010

Project Initiation Date: N/A

Design Professional: Neel-Schaffer, Inc.

General Contractor: Gregory Construction Services, Inc.

Contract Award Date: September 9, 2010

Project Budget: \$1,600,000

Funding Source(s): SB 2988, Laws of 2003 (\$406,507); HB 1634, Laws of 2006 (\$255,034); SB 3197, Laws of 2002 (\$37,039); HB 1701, Laws of 2010 (\$901,420)

7. UM – GS 107-303 – Various Roof Replacements

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Shafer & Associates, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: September 7, 2010

Project Initiation Date: August 20, 2009

Design Professional: Shafer & Associates

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General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,500,000

Funding Source(s): HB 1722, Laws of 2009 (\$974,707.47); SB 2010, Laws of 2004 (\$88,000); HB 246, Laws of 2007 (\$100,000); Internal R&R (\$337,292.53)

8. UM – IHL 207-303 B – Research Park and Innovation Center

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** for a credit in the amount of (\$127,223.00) and zero (0) additional days to the contract of Montgomery Martin Contractors, LLC.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$36,384.92 and zero (0) additional days to the contract of Montgomery Martin Contractors, LLC.

Staff Approval Date: (#1) August 25, 2010; (#2) September 7, 2010

Change Order Justification: **Change Order #1** is necessary for the credit for the difference in the web base building management system allowance of \$300,000 and the awarded bid proposal of \$122,777.00 by Johnson Controls. This would give the university a credit of \$177,223. \$50,000 of this credit amount will be retained in the Building Controls Management System Allowance which will result in a \$127,223 credit amount. **Change Order #2** is necessary to relocate top soil that has been stock-piled for the Innovation Center site work to the Medical Plant Garden (M.P.G) site for use by MPG staff.

Total Project Change Orders and Amount: Two (2) change orders for a total credit in the amount of (\$90,838.08)

Project Initiation Date: August 16, 2007

Design Professional: Cooke Douglas Farr Lemons/ Howorth & Associates

General Contractor: Montgomery Martin Contractors, LLC

Contract Award Date: June 22, 2010

Project Budget: \$17,100,000

Funding Source(s): Grant Funds (NIST #60NANB6D6134)

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$25,308.00 and zero (0) additional days to the contract of Murphy & Sons, Inc.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$100,005.00 and zero (0) additional days to the contract of Murphy & Sons, Inc.

Staff Approval Date: (#1) September 15, 2010; (#2) October 4, 2010

Change Order Justification: **Change Order #2** is necessary for floor upgrades requested from the user. **Change Order #3** is necessary for the addition of a natural gas powered 150kw generator to fully support the building for emergency support.

Total Project Change Orders and Amount: Three (3) change orders for a total in the amount of \$132,204.00

Project Initiation Date: February 19, 2009

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Design Professional: The McCarty Company

General Contractor: Murphy & Sons, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$2,000,000

Funding Source(s): US Congress Grant Funds (SBAHQ-06-I-0032)

10. UM – IHL 207-321 – North Residential College – Bid Package A

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$8,683.33 and zero (0) additional days to the contract of M & N Excavators, Inc.

Staff Approval Date: September 17, 2010

Change Order Justification: **Change Order #6** is necessary to furnish and install base concrete, pavers, cast stone, reinforcement. Also the change order will allow for the installation of base steel support supplied for statute support as well as re-install brick pavers around the base after the base is installed.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$46,167.04

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons/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): Internal R & R (\$5,700,000); Educational Building Corporation (EBC) Bonds (\$14,700,000); Private Gifts (\$4,600,000)

11. UM – IHL 207-321 – North Residential College – Bid Package C

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$27,300.00 and zero (0) additional days to the contract of Selective Masonry.

Staff Approval Date: October 4, 2010

Change Order Justification: **Change Order #4** is necessary to furnish and install base concrete, pavers, cast stone, reinforcement. Also the change order will allow for the installation of base steel support supplied for statute support as well as re-install brick pavers around the base after the base is installed.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$43,515.00.

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglass Farr Lemons/ Eley Guild Hardy - A Joint Venture

General Contractor: Selective Masonry

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): Internal R&R (\$5,700,000); Educational Building Corporation (EBC) Bonds (\$14,700,000); Private Gifts (\$4,600,000)

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12. UM – IHL 207-321 – North Residential College – Bid Package G

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$4,095.09 and zero (0) additional days to the contract of Clinton Interiors.

Staff Approval Date: October 4, 2010

Change Order Justification: **Change Order #6** is necessary to change keyed cylinders from standard cylinder to a master keying matrix system.

Total Project Change Orders and Amount: Six (6) change orders for a total credit in the amount of (\$39,796.71)

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglass Farr Lemons/ Eley Guild Hardy - A Joint Venture

General Contractor: Clinton Interiors

Contract Award Date: September 4, 2009

Project Budget: \$25,000,000

Funding Source(s): Internal R&R (\$5,700,000); Educational Building Corporation (EBC) Bonds (\$14,700,000); Private Gifts (\$4,600,000)

13. UM – IHL 207-321 – North Residential College – Bid Package J

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$29,586.00 and zero (0) additional days to the contract of Hotel and Restaurant Supply.

Staff Approval Date: September 17, 2010

Change Order Justification: **Change Order #1** is necessary to furnish and install the additional kitchen equipment needed for the changes in the server, food prep etc.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$29,586.00

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglass Farr Lemons/ Eley Guild Hardy - A Joint Venture

General Contractor: Hotel and Restaurant Supply

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): Internal R&R (\$5,700,000); Educational Building Corporation (EBC) Bonds (\$14,700,000); Private Gifts (\$4,600,000)

14. UM – IHL 207-337 – Faser Hall Electrical Upgrade

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

Staff Approval Date: September 17, 2010

Project Initiation Date: February 18, 2010

Design Professional: Cooke Douglass Farr Lemons

General Contractor: N/A

Contract Award Date: N/A

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Project Budget: \$1,180,000
Funding Source(s): Internal R&R (\$1,180,000)

15. UMMC – GS 109-195 – Adult Emergency Renovations

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

Staff Approval Date: October 15, 2010

Project Initiation Date: November 14, 2007

Design Professional: Dale/Morris Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$9,630,000

Funding Source(s): HB 246, Laws of 2007 (\$5,130,000); HB 1641, Laws of 2008 (\$2,000,000); HB 1722, Laws of 2009 (\$2,500,000)

16. UMMC – IHL 209-521 – Pediatric ICU Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$7,545.00 and zero (0) additional days to the contract of Fountain Construction Company.

Staff Approval Date: October 8, 2010

Change Order Justification: **Change Order #3** is necessary to address latent conditions where required fire stopping was not present or was in deteriorated condition requiring replacement.

Total Project Change Orders and Amount: Three (3) change order for a total amount of \$42,968.00

Project Initiation Date: March 19, 2009

Design Professional: The McCarty Co. Design Group

General Contractor: Fountain Construction Company

Contract Award Date: December 2, 2009

Project Budget: \$3,122,978.00

Funding Source(s): Hospital Patient Revenue (\$3,122,978)

17. USM – GS 108-261 – School of Nursing Building

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Studio South Architects, PLLC in association with Eley Associates, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: October 8, 2010

Project Initiation Date: September 17, 2009

Design Professional: Studio South Architects, PLLC / Eley Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,500,000

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Funding Source(s): Federal Grant funds (\$1,500,000)

18. USM– IHL 208-281 – Chain Technology HVAC Upgrade

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$25,269.00 and zero (0) additional days to the contract of Pat L. McKenzie, Inc.

Staff Approval Date: October 8, 2010

Change Order Justification: **Change Order #2** is necessary to add controls to VAV units, re-work ductwork, and add supply grilles to Server/Communication rooms. This change order will improve the functionality and energy efficiency of the entire building.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$451,090.00

Project Initiation Date: August 17, 2007

Design Professional: Atherton Consulting Engineers, Inc.

General Contractor: Pat. L. McKenzie, Inc.

Contract Award Date: May 10, 2010

Project Budget: \$1,123,700

Funding Source(s): University year end funds (\$1,123,700)

19. USM– IHL 210-239 – Red Snapper Building Larval Rearing

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$950.00 and one hundred five (105) additional days to the contract of Starks Contracting, Inc.

Staff Approval Date: October 8, 2010

Change Order Justification: **Change Order #1** is necessary to add Simpson clip angles in order to better attach the side porch roofs to the structure which will allow more free space for research equipment. The change order will also add time to the contract due to excessive rain days USM has incurred with the project.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$950.00

Project Initiation Date: August 17, 2007

Design Professional: Allred Architectural Group

General Contractor: Starks Contracting, Inc.

Contract Award Date: May 28, 2009

Project Budget: \$1,400,000

Funding Source(s): NOAA Grant Funds (\$1,400,000)

20. USM– IHL 210-240 – Infrastructure II

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$81,804.05 and thirty (30) additional days to the contract of Gulf Equipment Corporation.

Staff Approval Date: October 8, 2010

Change Order Justification: **Change Order #2** is necessary to add electrical service to a new building under construction. The service was not present when the plans for the

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project were considered. The change order will also replace a leaking 6" valve as well as several other system valves in need of repair.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$86,034.60

Project Initiation Date: August 21, 2008

Design Professional: Allred and McNabb Architects

General Contractor: Gulf Equipment Corporation

Contract Award Date: May 28, 2009

Project Budget: \$3,500,000

Funding Source(s): NOAA Grant Funds 3321 (\$3,500,000)

EXHIBIT 5

November 18, 2010

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 Butler, Snow, O'Mara, Stevens & Cannada (statements dated 8/25/10, 9/17/10 and 9/17/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with General Advice-UMMC North Clinic - \$26,244.15, General Rep. of the Medical School and Facility Practice Plans-UMMC North Clinic - \$150.50 and General Advice-UMMC North Clinic - \$6,553.08, respectively.)

TOTAL DUE.....\$ 32,947.73

Payment of legal fees for professional services rendered by John Kitchens, Esq. (statements dated 7/30 /10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the cases styled *Kermode* (Federal Case) - \$11,642.78; *Kermode* (State Case) - \$379.50; *Walker* - \$681.00; *UMMC* - \$1,023.00 and *Seid* - \$315.00.)

TOTAL DUE.....\$ 14,041.28

Payment of legal fees for professional services rendered by James C. Mingee/The Mark It Place (statement dated 6/19/10) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$2,900.00 represents services and expenses in connection with trademark/service mark and copyright matters.)

TOTAL DUE.....\$ 2,900.00

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (statement dated 8/10/10) from the funds of the University of Mississippi Medical Center. (This statement in the amount of \$452.64, represents services and expenses in connection with the *Bernard v. UMMC* case.)

TOTAL DUE.....\$ 452.64

Payment of legal fees for professional services rendered by Adams & Reese (statements dated 12/7/09, 2/9/10, 3/2/10, 3/9/10, 4/15/10, 5/11/10, 6/15/10, 7/7/10, 8/16/10 and 9/15/10) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,125.00, \$5,833.50, \$3,852.75, \$840.00, \$32,211.66, \$76,140.63, \$29,934.90, \$785.67, \$105.00 and \$847.62, respectively, represent services and expenses in connection with personnel issues.)

TOTAL DUE.....\$ 151,676.73

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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 9/15/10) 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-Germany" - \$333.00; "Compact Time-of-Flight Mass Spectrometer-United Kingdom" - \$532.70; "Organic Wood Preservatives" - \$59.50; "High Power Density, Full-Bridge Parallel Loaded Resonant DC-DC Converter for Low-Voltage, High-Current Applications" - \$959.50; "Methods of Preparation of Live Attenuated Bacterial Vaccines" - \$17.00; "Live Attenuated Catfish Vaccine" - \$17.00; "Steele-Prov. Patent on Anhydrosugar Production" - \$17.00; "Steele-Biofuel Catalyst" - \$942.50; "Compact Time-of-Flight Mass Spectrometer-Canada" - \$55.41 and "Compact Time-of-Flight Mass Spectrometer-Japan" - \$2,315.73, respectively.)

TOTAL DUE.....\$ 5,249.34

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 7/27/10 and 8/20/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Utilizing Tactile Speech Feedback for Stuttering and Other Speech/Fluency/Motor Initiation Disorders" - \$25.50 and "Chick Separation-Anxiety-Depression (SAD)" - \$742.50, respectively.)

TOTAL DUE.....\$ 768.00

Payment of legal fees for professional services rendered by Hunton & Williams (statement dated 4/15/10) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patents: "Method of Preparing Delta-9-Tetrahydrocannabinol Esters" - \$689.47.)

TOTAL DUE.....\$ 689.47

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 7/22/10, 7/22/10, 7/22/10, 7/22/10, 7/22/10, 7/22/10, 7/22/10, 7/22/10, 7/22/10, 8/27/10, 8/27/10, 8/27/10, 8/27/10, 8/27/10, 8/27/10, 8/27/10 and 8/27/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Mexico: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$488.50; "Australia: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$603.00; "Delivery of Medicaments to the Nail Perionychium via 'Etching'" - \$341.00; "Highly Purified Amphotericin-B" - \$496.00; "Multi-Doman Plate Acoustic Wave Devices" - \$188.50; "India: Stabilized Formulation of Triamcinolone Acetonide" - \$375.00; "Effective Reburning by Natural Gas Substitutes" - \$124.00; "In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative" - \$2,648.00; "Stabilized Formulation of

EXHIBIT 5

November 18, 2010

Triamcinolone Acetonide” - \$914.96; “Highly Purified Amphotericin-B” - \$2,108.42; “In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative” - \$54.00; “Japan: Highly Purified Amphotericin-B” - \$1,094.50; “Delivery of Medicaments to the Nail and Perionychium via ‘Etching’” - \$1,055.50; “Mexico: High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - \$346.00; “Europe: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$416.00; “China: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$584.00 and “Australia: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$448.00, respectively.)

TOTAL DUE.....\$ 12,285.78

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 7/20/10, 7/20/10, 7/20/10, 7/22/10, 7/22/10, 7/22/10 and 7/22/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patents: “Raucher/Inhibition of Cancer Metastasis by Cell Penetrating Peptides” - \$168.68; “Raucher/Canada/Thermally Targeted Delivery of Medicaments including Doxorubicin” - \$1,392.20; “Raucher/Targeted Delivery of Therapeutic Peptides by Thermally Responsive Polymers” - \$394.94; “Abell/Temporary Mucosal Gastric Electrical Stimulation Device & Method for Treating Gastroparesis” - \$467.50; “Abell/CIP/System for Diagnosis and Prediction of Therapy for Nutritional & Metabolic Disorders” - \$918.00; “General” - \$58.08 and “O’Callaghan/Cholesterol Treatment of S. Aureus Keratitis” - \$668.80, respectively.)

TOTAL DUE.....\$ 4,068.20