

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 20, 2014**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 26, 2013, to each and every member of said Board, said date being at least five days prior to this February 20, 2014 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Mrs. Karen L. Cummins, Dr. Ford Dye, Mr. Shane Hooper, Mr. Bob Owens, Mr. Hal Parker, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Dr. Douglas Rouse, and Mr. C.D. Smith. Ms. Robin J. Robinson was absent. The meeting was called to order by Mr. Bob Owens, President, and opened with prayer by Dr. David Jussely, Minister of Teaching/Discipleship at the First Presbyterian Church in Hattiesburg, Mississippi.

INTRODUCTION OF GUESTS

- President Patterson welcomed the Student Government Association Officers: Avery Ford, SGA President of Alcorn State University; Sydney Hodnett, SGA President for Delta State University; Charles Cathey, SGA President of Jackson State University; Michael Hogan, SGA President of Mississippi State University; Timothy Mbogo, SGA President of Mississippi University for Women; Shanklin D’Ryan, SGA Officer for Mississippi Valley State University; and Ann Marie Chilcutt, SGA President of the University of Southern Mississippi.

ANNOUNCEMENTS

- Commissioner Bounds indicated the White House Initiative on Historically Black Colleges and Universities recently announced its first class of HBCU All-Stars, recognizing 75 undergraduate, graduate and professional students for their accomplishments in academics, leadership and civic engagement. Currently enrolled at 62 HBCUs, the All-Stars were selected from 445 students who submitted completed applications that included a transcript, resume, essay and recommendation. The HBCU All-Stars will serve as ambassadors of the White House Initiative by providing outreach and communication with their fellow students about the value of education the initiative as a networking resource. Each of our HBUs had a student named as an All-Star: Alcorn State University: Lawrence Warren of Brookhaven; Jackson State University: Candace Chambers of Jackson; and Mississippi Valley State University: Rodney Rice of Itta Bena.
- Commissioner Bounds noted that Governor Phil Bryant issued a proclamation naming February as College Access Month in Mississippi. He felt it was important to draw attention to the importance of College Access because we know that, in less than five years, more than half of Mississippi’s jobs will require a credential of value beyond high school. Post-secondary education will open up these jobs to our citizens and help them transform their lives.

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- The Commissioner reminded everyone about Universities Day at the Capitol 2014 will be held on Thursday, March 6. All eight universities, along with the University of Mississippi Medical Center and Mississippi State University's Division of Agriculture, Forestry and Veterinary Medicine, will participate. Our universities will showcase how our universities are helping to solve Mississippi's most pressing problems through education, research and outreach. Commissioner Bounds encourage everyone to attend.
- Commissioner Bounds addressed the recent incident at the University of Mississippi involving the statue honoring James Meredith and the very courageous steps he took, not just for himself, but for our state and generations of students that have and will come behind him. While the actions of those responsible are reprehensible, the way the university handled this incident clearly indicated that this type of behavior is not acceptable by the university, the community or the State of Mississippi. President Patterson also expressed his appreciation and admiration about how this incident was handled.

APPROVAL OF THE MINUTES

On motion by Trustee Cummins, seconded by Trustee Blakeslee, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on January 16, 2014.

**2014 DIVERSITY AWARDS OF EXCELLENCE
IN OBSERVANCE OF BLACK HISTORY MONTH**

President Aubrey Patterson noted that each year the Board observes Black History Month by celebrating the achievements and accomplishments of one individual from each state institution of higher learning who has contributed significantly to the positive advancement of diversity on his/her campus and in the community.

Trustee C.D. Smith, Chair of the Diversity Awards Committee, thanked the members of the committee for their time and effort: Trustee Karen Cummins, Trustee Shane Hooper, Trustee Alan Perry, and IHL staff member, Ms. Pearl Pennington. Trustee Smith also recognized the members of the IHL staff who worked to make this event happen: Ms. Caron Blanton, Ms. Bridget Breithaupt, and Mr. Henry Anderson. Trustee Rouse gave special thanks to Ms. Clotee Lewis, IHL Coordinator of Public Affairs, for her assistance. Trustee Smith also thanked Mr. Jay Ferchaud from the University of Mississippi Medical Center for assisting with the photographs.

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Trustee Smith congratulated all of the nominees and presented them with a Certificate of Recognition for their outstanding vision, dedication, as well as serving as role models and strong advocates for the advancement of diversity at their respective universities and in the surrounding communities. The nominees were as follows:

Mr. Darryl V. Grennell	Alcorn State University
Dr. Temika Simmons	Delta State University
Dr. Loretta A. Moore	Jackson State University
Dr. Paula Threadgill	Mississippi State University, Division of Agriculture, Forestry and Veterinary Medicine
Dr. Kimberly Dorsey	Mississippi University for Women
Mr. Alphonso Sanders	Mississippi Valley State University
Ms. Valeria Beasley-Ross	University of Mississippi
Dr. Bettina M. Beech	University of Mississippi Medical Center
Dr. Adina Green	University of Southern Mississippi

Trustee Smith recognized Dr. Rani Warsi Sullivan, Associate Professor in the Department of Aerospace Engineering, at Mississippi State University, as the 2014 Diversity Educator of the Year. Robert Smith, M.D., Executive Director of the Central Mississippi Health Services, Inc., Jackson, Mississippi was recognized as the special community honoree. Dr. Sullivan and Dr. Smith were each presented with a resolution and plaque commemorating this award. A copy of the resolutions is included in the *February 20, 2014 Board Working File*.

ANNOUNCEMENT

- Trustee Bob Owens welcomed Mr. George Smith a former Hinds County Supervisor who was the first elected black official in Hinds County and the longest elected official in the state with his service spanning twenty-five years. Trustee Owens also recognized Dr. James Anderson, the 2001 recipient of the IHL Board's community honoree award for his service in the 60s and 70s in the state.

CONSENT AGENDA

On motion by Trustee Pickering, seconded by Trustee Dye, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda. Agenda items #5, #7, and #8 were approved contingent upon approval from the Attorney General's Office.

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FINANCE

1. **System** – Approved the proposed multi-year tuition rate for resident and non-resident students effective for years 2015-2017 for the professional schools at the University of Mississippi Medical Center and Mississippi State University for final approval. (See **Exhibit 1.**) In compliance with Board Policy 702.04 (C) Consideration of Request, the information was submitted to the IHL Board for first reading at the January 16, 2014 meeting.
2. **MSU** – Approved the request to amend an existing lease agreement with New Cingular Wireless PCS, LLC (NCW) for 1,635 square feet of space in Davis Wade Stadium. The purpose of the amendment is to lease different space in Davis Wade Stadium to NCW. The amendment does not increase the square footage leased to NCW, but moves it to a different location. The newly leased space will allow NCW to expand its distributed antenna system and will enhance NCW's ability to sublease space on the system to other providers thus providing additional revenue for MSU. The amendment does not change the term of the agreement. The term remains fifteen years starting on June 22, 2011 and ending on June 21, 2026. The amendment will not immediately increase revenue for MSU. However, the amendment will allow NCW to sublease space on the distributed antenna system to Verizon Wireless at which time – according to the terms of the original agreement – MSU will receive thirty percent of the sublease revenue. As stated in the original agreement, MSU will receive a minimum of \$961,132 over the term of the agreement. Once NCW has subleased space on the distributed antenna system to Verizon Wireless as provided for by the amendment, MSU estimates that its revenue will increase by \$1,350 per month for the remainder of the agreement. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
3. **MVSU** – Approved a resolution authorizing the filing of an application to the Mississippi Department of Transportation for a grant to assist in providing transportation services. Through an agreement with the Mississippi Department of Transportation and the Federal Transit Administration, MVSU provides public transportation services in eight Delta counties: Carroll, Grenada, Holmes, Humphreys, Leflore, Sunflower, Tallahatchie and Washington. The mass transit system serves as a vital means of transportation for students to attend the university. A copy of the resolution is included in the *February 20, 2014 Board Working File*.
4. **UMMC** – Approved the request to amend its Master Customer Agreement with Passport Health Communications, Inc. The amendment will increase the estimated cost of the current agreement; to provide for an upgrade to the Premium EDI Eligibility services; and, provide for the addition of the Coverage Discovery product. Passport's products and services provide eligibility verification technology for capturing patient insurance information prior to service. The term of the amendment is for the remainder of the term of the 2011 agreement commencing on or about March 1, 2014 through August 31, 2016. The estimated cost associated with the amendment is \$537,782.40. The amendment will increase the total estimated contract cost from \$307,190.40 to \$844,972.80. A breakdown of the costs associated with the amendment is included in the bound *February 20, 2014 Board Working File*. The agreement will be funded by patient revenues. The

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agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

5. **UMMC** – Pending approval by the Attorney General's Office, the Board approved the request to enter into an agreement with Indigo America, Inc., a wholly owned subsidiary of Hewlett-Packard Company ("HP"), for the maintenance service and consumables used in two of its printing presses in the Printing Department. The Board also approved the request to enter into a Letter of Agreement for pass-through terms associated with its purchase of a new printing press via its group purchasing organization, Novation. The purpose of the Letter of Agreement is to purchase the HP Indigo 7600 printing press through an approved vendor with Novation. The purpose of the service and consumables contract is to maintain both the new HP Indigo 7600 and UMMC's existing printing press, the HP Indigo 5500. The contract allows UMMC to lock in discounted pricing well below open market value. The term of the agreement is for two (2) years beginning approximately March 1, 2014 and continuing until February 28, 2016. The total cost of both contracts is \$1,325,381. The purchase cost of the HP Indigo 7600 is \$589,181. The service and consumables contract will cost an estimated \$736,200. A breakdown of the service and consumables contract is included in the bound *February 20, 2014 Board Working File*. The agreement will be funded by general funds. Approval by the Attorney General's Office is contingent upon Indigo America, Inc. obtaining a Certificate of Authority to Transact Business from the Mississippi Secretary of State. Board staff approval is contingent upon receipt of DFA sole source certification by the Attorney General's Office. A copy of the agreement is on file in the Board Office.
6. **UMMC** – Approved the request to enter into an agreement with Henry Schein, Inc. to purchase dental supplies from a single vendor at guaranteed, discounted prices for use in clinical and educational settings. The term of the agreement is three years starting on March 1, 2014 and ending on February 28, 2017. The estimated cost of the three-year agreement is \$1,500,000. The agreement does not require an annual purchase commitment from UMMC. However, UMMC estimates that purchases in each year of the agreement will total approximately \$500,000. Funds are available from general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
7. **UMMC** – Pending approval from the Attorney General's Office, the Board approved the request to enter into an agreement with Rockwell Medical (Rockwell) for the purchase of acetate free dry citric acid concentrates, bicarbonate products and as needed custom solutions for use in renal dialysis therapy. The initial term of the agreement is for three (3) years with the option to renew for up to two (2) one (1) year terms. The total maximum term of the agreement is five (5) years, approximately March 1, 2014 through February 28, 2019. UMMC is requesting approval for the maximum five (5) year term. The total estimated contract cost for the maximum five (5) year contract term is \$911,666.62. The estimated total cost breakdown by year is included in the bound *February 20, 2014 Board Working File*. The current agreement will be funded by patient revenues. Approval by the Attorney General's Office is contingent upon submission of a copy of

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the Department of Finance and Administration's certification of sole source within 10 days of receipt. A copy of the agreement is on file in the Board Office.

8. **UMMC** – Pending approval from the Attorney General's Office, the Board approved the request to enter into an agreement with Therakos, Inc. for the purchase of refurbished equipment and, related lighting equipment, supplies and procedural kits for UMMC's newly established photopheresis treatment program. The term of the agreement is for three (3) years beginning on or about March 1, 2014 through February 28, 2017. The total estimated contract cost for the three (3) year term is \$2,633,584.90. This total includes the following costs for the treatment of thirty-five (35) patients yearly: 1) one-time purchase of a refurbished system with initial light assembly included - \$20,600, 2) optional purchase of system light assemblies in years 2 and 3 - \$4,852.10, 3) purchase of an estimated 315 cases of procedural kits - \$2,427,734.40, and 4) purchase of an estimated 105 cartons of sterile solution vials - \$180,398.40. While the initial equipment cost is a one-time cost, UMMC estimates an annual 20% price increase for consumables (kits & solution) cost for years 2 and 3 of the contract due to anticipated increases in patient volume as well as anticipated increases in the list cost of consumables as Therakos may change the cost at any time. In addition, UMMC estimates an annual 20% price increase for the cost of the optional lighting equipment after year 1 of the agreement. A breakdown of the total estimated costs of the agreement including any anticipated price increase is included in the bound *February 20, 2014 Board Working File*. The agreement will be funded by patient revenues. Approval by the Attorney General's Office is contingent upon submission of a copy of the Department of Finance and Administration's certification of sole source within 10 days of receipt. Board staff approval is contingent upon receipt of DFA sole source certification by the Attorney General's Office. A copy of the agreement is on file in the Board Office.
9. **USM** – Approved the request to enter into a Guaranty of Lease Agreement to release Bracco Diagnostics, Inc. (Bracco) as the Existing Guarantor and accept Emergent BioSolutions, Inc. (Emergent) as the Replacement Guarantor for the Lease Agreement with the University and E-Z-EM, Inc. dated October 21, 2010. The initial lease term of one year commenced in 2011 on the day after the expiration of the Transition period. The lease term will automatically renew for up to nine (9) one year term renewals unless the lease is terminated by Tenant upon sixty days' notice to university prior to the current term expiration. The full 10-year period of lease will expire no later than February 28, 2021. Beginning with the initial one year term, the annual rent to be paid to university was \$63,600. When the lease is automatically renewed, the university receives an additional annual rent of \$63,600. Total rent for all renewal terms would be \$636,000 plus consumer price index increases during the fifth through ninth renewal terms. None of the financial terms from the original lease agreement are being altered as a result of the change in guarantors. The contractual alterations and related guarantor agreement which have been reviewed and approved by the Attorney General's Office are on file in the Board Office.

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10. **USM** – Approved the request to execute the Notice of Federal Interest (NFI) as required for all Capital Improvement Program or Facility Investment Program projects funded by the Department of Health and Human Services. The NFI will be recorded in the land records of Forrest County, Mississippi, and will apply to Federal Grant #C76HF20718-01-00. The first grant was Federal Grant #C76HF15020-01-00 in the amount of \$1,506,780 for the design of the nursing facility only and a NFI was not required as part of the grant terms and conditions. In order to receive the federal funds for second Federal Grant #C76HF20718-01-00 in the amount of \$2,722,500, the university is required to execute the NFI granting the federal government an interest in the real property where the School of Nursing facility will be located. The project will include design, construction, furnishing and equipping of a new 84,682 square foot facility for the College of Nursing. The facility will include classrooms, labs, administrative, faculty, and staff offices as well as food service and other support spaces. It will be located at Montague Blvd. and Ross Blvd., in accordance with the IHL Board approved Campus Facilities Master Plan. The proposed project budget is \$30 million. Funds are available from Federal Grant #C76HF15020-01-00 (\$1,506,780); Federal Grant #C76HF20718-01-00 (\$2,722,500); S.B. 2913, Laws of 2013 (\$20,000,000); and Private Donations (\$5,770,720). The Attorney General's Office has reviewed and approved this item.

REAL ESTATE

11. **JSU** – Approved the initiation of **GS 103-277, Library Envelope Repairs**, and the retention/appointment of Burris/Wagnon Architects as the design professional. The project is currently in the design phase due to insufficient funds. The university has since obtained the necessary funds to proceed with the project and needs to escalate the project budget in order to allow the university to proceed with the completion of the design phase, construction and the roof replacement. With the increased budget, the project now requires IHL Board approval. The project will consist of repair and/or replacement of brick veneer and the steel angle support the masonry. The proposed project budget is \$1.55 million. Funds are available from HB 1701, Laws of 2010 (\$115,000); HBCU Funds in SB 2851, Laws of 2013 (\$961,000) and Capital Expense Funds in SB 2851, Laws of 2013 (\$474,000).
12. **UM** – Approved the initiation of **IHL 207-377, UM Athletics Facility Improvements**, the retention/appointment of AECOM as the primary design professional and granted the authority to move forward with the design phase. Any smaller projects that “break off” with separate design professionals of record will follow IHL and Board policy currently in place. Additional items will be submitted for initiation where the project cost is over \$1 million, and design professional RFQ and interview will occur for projects over \$3 million. The expected scope of this project includes the expansion of Vaught-Hemingway Stadium through enclosing the endzone on the north side and adding suites and skyboxes on the south and west sides, improving the FedEx Academic Support Center, improving and repurposing the Starnes Athletic Center to hold the ticket office, Ole Miss Athletics Foundation office and Rebel Shop as well as improving

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the Gillom Sports Center. The proposed project budget is \$2.4 million. Funds are available from Private donations received through the Ole Miss Athletics Foundation's "Forward Together" fundraising campaign (\$2,400,000).

13. **UM** – Approved the initiation of **IHL 207-378, New Student Housing at Northgate**, and to appoint Cooke Douglass Farr Lemons – Eley Guild Hardy – A Joint Venture as the design professionals. In addition to the student housing project approved by the Board in November 2013, this student housing project follows an aggressive schedule intended to be complete in time to open in August 2015. The university will use the existing design of a building recently completed on the Oxford campus in August 2013. Modifications will be made to suit the Northgate site. The building is anticipated to be four (4) or five (5) stories providing 250-300 additional beds. While the primary purpose of this request is driven by time, the university will benefit from reduced design fees as well. The proposed project budget is \$18 million. Funds are available from Internal R&R (\$18,000,000).
14. **UM** – Approved the request to increase the budget for **IHL 207-361, Lamar Hall Phase II-B**, from \$7.5 million to \$7.8 million, an increase of \$300,000. The project is currently in the construction phase. This is the first budget escalation request made for this project by the university. The increase is requested to offset the \$300,000 of additional work required on the project due to latent conditions. The scope of this project includes roof replacement, refurbishment of existing tiered classrooms, upper level window replacement, office renovation, and installation of new mechanical, electrical, and plumbing systems. This is the final phase of a complete renovation that addresses major building infrastructure issues and provides needed classroom and academic office space at the core of campus. Funds are available from Internal R&R funds (\$7.8 million).
15. **JSU** – Approved the request to grant a temporary easement and right-of-way to the Mississippi Department of Transportation for public improvements, grading, sodding, and other construction on university property adjacent to Mississippi Veteran's Memorial Stadium at South Stadium Drive roadway from the intersection of Woodrow Wilson Avenue north to the intersection of Stadium Drive encompassing the width of university's right-of-way. The grantee shall have the right to use, occupy, improve, grade, sod, ditch, drain, and otherwise use for construction purposes so long as necessary to complete the construction project in accordance with the plans and specifications for the project being subject to the Federal Highway Administration. Upon completion of the said work of construction the said temporary easement shall terminate and all rights, title, and interest in and to the described land shall revert to the grantors, their heirs, assigns, legal representatives, or grantees. The Attorney General's Office has reviewed and approved this item.
16. **MSU** – Approved the exterior design of the proposed Alpha Delta Pi Sorority House. A copy of the rendering is included in the bound *February 20, 2014 Board Working File*. The project is currently in the design phase and will be constructed by Alpha Delta Pi Sorority on leased land from the university. The new sorority house will consist of approximately 16,800 square feet.

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This is a modification of a prior version of the exterior of the Alpha Delta Pi Sorority house. The facility went from an original three level design to a two level design.

17. **MSU** – Approved the exterior design of the proposed Delta Gamma Sorority House. A copy of the rendering is included in the bound *February 20, 2014 Board Working File*. The project is currently in the design phase and will be constructed by Delta Gamma Sorority on leased land from the university. The existing sorority house consists of approximately 16,094 square feet. The project will renovate the existing square footage and add an additional 7,936 square feet to the house to bring the total square footage of the facility to approximately 24,030.

LEGAL

18. **MSU** – Approved the request to renew a contract with Stites & Harbison, PLLC, located at 401 Commerce Street, Suite 800, Nashville, TN 37219, to provide services necessary in assisting the university with obtaining patents for designs, processes, products and other patentable materials developed in connection with the university. The contract will be for one (1) year or until March 20, 2015. The hourly rates to be paid the firm's attorneys will range from \$165 to \$310, and the hourly rate for paralegals will be \$95, which are the same rates agreed to in the prior contract with this firm. The maximum amount payable under the contract will be \$100,000. The Attorney General has approved this request.
19. **USM** – Approved the request to hire the law firm of Bryan Nelson P.A., as outside counsel to perform services as necessary and render legal advice in the practice areas of higher education law; employment law including EEOC, ERISA and employee benefits litigation; interpretation and enforcement of construction contracts; drafting and review of complex contracts; interpretation of contractual language, negotiation, and possible litigation relating to insurance issues; litigation of contract disputes and other matters not covered by the Mississippi Tort Claims Act; and disability law. The request includes the use of any and all attorneys employed by the firm, at the discretion of the firm, whose expertise and experience is required to assist in the representation of the university pursuant to the agreement. The hourly rate to be charged will be \$165 per hour for attorneys and \$65 per hour for the time expended by paralegals. The approval will be for a period of time beginning on March 22, 2014, and expiring on March 21, 2015. The maximum amount budgeted for payment of legal fees under this agreement would be \$50,000. The Attorney General has approved this request.

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20. PERSONNEL REPORT

CHANGE OF STATUS

Mississippi Valley State University

- Kevin Williams, *from* Associate Vice President for Enrollment Management; salary of \$95,000 per annum, pro rate; E&G Funds; *to* Dean of Enrollment Management, no salary change; effective January 13, 2014.

University of Southern Mississippi

- Frances Lucas, *from* Vice President and Campus Executive Officer for the Gulf Coast; *to* Vice President for Gulf Park Campus, no salary change; effective March 1, 2014.
- Denis Wiesenburg, *from* Provost and Professor of Marine Science; *to* Provost and Vice President for Academic Affairs and Professor of Marine Science, no salary change; effective March 1, 2014.

SABBATICAL

Mississippi University for Women

- Thomas G. Velek, Professor of History, *from* salary of \$73,505 per annum, pro rata; E&G Funds; *to* salary of \$36,752.50 for sabbatical period; E&G Funds; effective August 13, 2014 to December 15, 2015; professional development

University of Mississippi

*(All on nine-month contract except where denoted *for twelve-month contract)*

- Dr. Allison Paige Burkette, Associate Professor of Modern Languages, *from* salary of \$59,815 per annum, pro rata; E&G Funds; *to* salary of \$29,907 for sabbatical period; E&G Funds; effective January 21, 2015 to May 9, 2015; professional development
- Dr. Marco Cavaglia, Associate Professor of Physics and Astronomy, *from* salary of \$75,852 per annum, pro rata; E&G Funds; *to* salary of \$37,926 for sabbatical period; E&G Funds; effective August 20, 2014 to May 9, 2015; professional development
- Dr. Elizabeth K. Ervin, Associate Professor of Civil Engineering, *from* salary of \$88,317 per annum, pro rata; E&G Funds; *to* salary of \$44,158 for sabbatical period; E&G Funds; effective August 20, 2014 to December 31, 2014; professional development
- *Dr. Iwo Labuda, Chair and Professor of Mathematics, *from* salary of \$133,211 per annum, pro rata; E&G Funds; *to* salary of \$49,954 for sabbatical period; E&G Funds; effective August 30, 2014 to December 31, 2014; professional development

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- Matthew L. Long, Associate Professor of Art, *from* salary of \$65,563 per annum, pro rata; E&G Funds; *to* salary of \$32,781 for sabbatical period; E&G Funds; effective August 20, 2014 to May 9, 2015; professional development
- Jennifer Mizenko, Professor of Theatre Arts, *from* salary of \$73,193 per annum, pro rata; E&G Funds; *to* salary of \$36,596 for sabbatical period; E&G Funds; effective January 21, 2015 to May 9, 2015; professional development
- Dr. Michael C. Mossing, Associate Professor of Chemistry and Biochemistry, *from* salary of \$80,078 per annum, pro rata; E&G Funds; *to* salary of \$40,039 for sabbatical period; E&G Funds; effective January 21, 2015 to May 9, 2015; professional development
- Dr. Brice Noonan, Assistant Professor of Biology, *from* salary of \$65,631 per annum, pro rata; E&G Funds; *to* salary of \$32,815 for sabbatical period; E&G Funds; effective January 21, 2015 to May 9, 2015; professional development
- Dr. Timothy W. Nordstrom, Associate Professor of Political Science, *from* salary of \$77,697 per annum, pro rata; E&G Funds; *to* salary of \$38,848 for sabbatical period; E&G Funds; effective January 21, 2015 to May 9, 2015; professional development
- *Dr. Ted. Ownby, Director of the Center for the Study of Southern Culture and Professor of History, *from* salary of \$133,046 per annum, pro rata; E&G Funds; *to* salary of \$49,892 for sabbatical period; E&G Funds; effective August 20, 2014 to December 31, 2014; professional development
- Dr. Christian Sellar, Assistant Professor of Public Policy Leadership, *from* salary of \$59,510 per annum, pro rata; E&G Funds; *to* salary of \$29,755 for sabbatical period; E&G Funds; effective January 21, 2015 to December 31, 2015; professional development
- Dr. Jason David Solinger, Assistant Professor of English, *from* salary of \$59,200 per annum, pro rata; E&G Funds; *to* salary of \$29,600 for sabbatical period; E&G Funds; effective January 21, 2015 to May 9, 2015; professional development
- Dr. Sandra M. Spiroff, Associate Professor of Mathematics, *from* salary of \$69,000 per annum, pro rata; E&G Funds; *to* salary of \$34,500 for sabbatical period; E&G Funds; effective August 20, 2014 to December 31, 2014; professional development
- Dr. Tamara J. Warhol, Associate Professor of Modern Languages, *from* salary of \$59,839 per annum, pro rata; E&G Funds; *to* salary of \$29,919 for sabbatical period; E&G Funds; effective August 20, 2014 to December 31, 2014; professional development
- Dr. Kelly Gene Wilson, Professor of Psychology, *from* salary of \$78,742 per annum, pro rata; E&G Funds; *to* salary of \$39,371 for sabbatical period; E&G Funds; effective August 20, 2014 to May 9, 2015; professional development
- Dr. Noell Rebecca Howell Wilson, Croft Assistant Professor of History and International Studies, *from* salary of \$57,718 per annum, pro rata; E&G Funds; *to* salary of \$28,859 for sabbatical period; E&G Funds; effective August 20, 2014 to May 9, 2015; professional development

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- Dr. Alexander B. Yakovlev, Professor of Electrical Engineering, *from* salary of \$113,479 per annum, pro rata; E&G Funds; *to* salary of \$56,739 for sabbatical period; E&G Funds; effective August 20, 2014 to December 31, 2014; professional development.

University of Southern Mississippi

- Mary Ann Adams, Professor of Child and Family Studies, *from* salary of \$88,068 per annum, pro rata; E&G Funds; *to* salary of \$39,140 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Wendy Atkins-Sayre, Associate Professor of Communication Studies, *from* salary of \$65,492 per annum, pro rata; E&G Funds; *to* salary of \$29,108 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Parthapratim Biswas, Associate Professor of Physics and Astronomy, *from* salary of \$62,835 per annum, pro rata; E&G Funds; *to* salary of \$31,417.50 for sabbatical period; E&G Funds; effective August 18, 2014 to May 19, 2014; professional development.
- Daniel Capper, Associate Professor of Religion, *from* salary of \$56,350 per annum, pro rata; E&G Funds; *to* salary of \$25,044 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Clifton Dixon, Associate Professor of Geography, *from* salary of \$91,562 per annum, pro rata; E&G Funds; *to* salary of \$40,696 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Leah Fonder-Solano, Professor of Foreign Languages and Literatures, *from* salary of \$61,956 per annum, pro rata; E&G Funds; *to* salary of \$27,536 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Andrew Haley, Associate Professor of History, *from* salary of \$57,809 per annum, pro rata; E&G Funds; *to* salary of \$25,692 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Kay Harris, Associate Professor of English, *from* salary of \$54,059 per annum, pro rata; E&G Funds; *to* salary of \$30,035 for sabbatical period; E&G Funds; effective January 1, 2015 to May 19, 2015; professional development.
- Fujun Lai, Professor of Management, *from* salary of \$118,500 per annum, pro rata; E&G Funds; *to* salary of \$65,835 for sabbatical period; E&G Funds; effective January 1, 2015 to May 19, 2015; professional development.
- Marcos Machado, Associate Professor of Music, *from* salary of \$56,474 per annum, pro rata; E&G Funds; *to* salary of \$25,100 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Michael Madson, Associate Professor of Psychology, *from* salary of \$62,545 per annum, pro rata; E&G Funds; *to* salary of \$34,745 for sabbatical period; E&G Funds; effective January 1, 2015 to May 19, 2015; professional development.

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- Morgan Rempel, Associate Professor of Philosophy, *from* salary of \$54,421 per annum, pro rata; E&G Funds; *to* salary of \$28,150 for sabbatical period; E&G Funds; effective January 1, 2015 to May 19, 2015; professional development.
- Ward Sayre, Associate Professor of Economics, *from* salary of \$76,302 per annum, pro rata; E&G Funds; *to* salary of \$ 33,912 for sabbatical period; E&G Funds; effective August 18, 2014 to December 31, 2014; professional development.
- Marek Steedman, Associate Professor of Political Science, *from* salary of \$56,899 per annum, pro rata; E&G Funds; *to* salary of \$31,610 for sabbatical period; E&G Funds; effective January 1, 2015 to May 19, 2015; professional development.
- Chaoyang Zhang, Professor and Director of Computing, *from* salary of \$104,732 per annum, pro rata; E&G Funds; *to* salary of \$58,185 for sabbatical period; E&G Funds; effective January 1, 2015 to May 19, 2015; professional development.

RETROACTIVE APPROVAL OF EMPLOYMENT

University of Mississippi

(Hire with Tenure – also reported under Tenure Section below)

- Jocelyn Tipton, M.L.S.; Assistant Dean for Public Services and Associate Professor; salary of \$92,000, per annum, pro rata; E&G funds; hired with tenure; effective June 1, 2013

RETROACTIVE APPROVAL OF TENURE

University of Mississippi

- Weixing Chen, Ph.D; Chair and Professor of Public Policy Leadership (*New hire with tenure; twelve-month contract*); effective August 1, 2013
- Eric Lambert, Ph.D; Chair and Professor of Legal Studies (*New hire with tenure; twelve-month contract*); effective August 15, 2013
- Jocelyn Tipton, M.L.S.; Assistant Dean for Public Services and Associate Professor (*New hire with tenure; twelve-month contract*); effective June 1, 2013

ACADEMIC AFFAIRS

Presented by Trustee Ford Dye, Chair

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

1. **System** – Approved the requests for new academic programs as follows:

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- a. **JSU** – Bachelor of Science in Biomedical Engineering degree (This degree requires 128 credit hours. Board Policy 511 Hours to Degree stipulates a maximum of 124 credit hours. The Board granted an exception for this program.);
- b. **JSU** – Bachelor of Science in Statistics degree;
- c. **JSU** – Doctor of Philosophy in Computational and Data-Enabled Science and Engineering degree;
- d. **JSU** – Doctor of Philosophy in Engineering degree;
- e. **MSU** – Doctor of Philosophy in Physics degree; and
- f. **MUW** – Master of Arts in Women’s Leadership degree.

FINANCE AGENDA

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Finance Agenda. On motion by Trustee Pickering, seconded by Trustee Hooper, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Blakeslee, seconded by Trustee Dye, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #3.

1. **System** – Approved the IHL System Audit Charter based on review and recommendations by Carr, Riggs and Ingram, LLC in their role as consultants to the IHL Internal Audit function. A copy of the charter is included in the *February 20, 2014 Board Working File*.
2. **MSU** – Approved a Resolution for the MSU Educational Building Corporation (EBC) to issue up to a maximum aggregate principal amount of \$50 million of long-term bonds for the purpose of constructing a classroom facility and cafeteria and for payment of issuance costs. The Board also approved the related bond documents including the lease, ground lease, preliminary offering statement, continuing disclosure agreement, official form of proposal, escrow agreement, the bond purchase agreement in substantially final form, and granted permission to execute these documents. Of this amount, \$14,500,000 will be used to construct the cafeteria building (IHL 205-267, Fresh Food Company Residential Dining Facility) and \$29,500,000 will be used to construct the Classroom and Parking Garage Facility (GS 105-345). The remaining balance of \$6,000,000 will be used to pay transaction costs (\$585,000), capitalized interest (\$4.5 million), and reserve for changes in bond pricing (\$918,272). MSU will issue up to a maximum of \$50 million par value in fixed rate bonds. Based on the Financial Advisor’s report dated January 10, 2014, the proposed debt amortization will have will have an average annual debt payment of \$3.3 million at a true interest cost of 5.02 percent. The analysis provided by the Financial Advisor assumes that potentially \$16.475 million may be issued as taxable bonds. The university

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has not yet determined whether this portion of bonds will be issued as taxable or tax-exempt. Future market conditions will influence this decision. The Cafeteria project was initiated with Commercial Paper as a funding source along with EBC bonds. At the January 2014 Board meeting, the Board also approved a request to add Commercial Paper as a funding source for the Classroom and Parking Garage project. Board Policy Section 906 Educational Building Corporations requires that the Financial Advisor provide additional analysis to support the use of Commercial Paper. Currently, the university does not intend to use Commercial Paper. Such use will only be allowed following submission of additional analysis by the Financial Advisor and subsequent approval by the Board. Revenue will be allocated to service debt from current Board-approved Capital Fee and parking revenue for the Classroom and Parking Garage. Cafeteria debt will be serviced by meal plan commission and debt service payments made by Aramark. The resolution and form of bond documents has been reviewed and approved by the Attorney General's Office.

3. **UMMC** – Approved the request to enter into an agreement with TriageLogic, LLC for nurse triage call center services. The Board also granted retroactive approval of costs of \$128,502 incurred since the previously approved contract expired June 30, 2013. The Board approved an agreement between UMMC and TriageLogic in June 2008 for the period July 1, 2008 through June 30, 2013 for a total cost of \$1,400,000. Since the expiration of the agreement in June 2013, UMMC has continued to utilize TriageLogic's services on a month-to-month basis. The agreement will provide callers with afterhours call center services to address pediatric health issues. Callers will be assisted by licensed, registered nurses and/or telephone representatives employed by TriageLogic. The initial term of the agreement is for one (1) year beginning on or about March 1, 2014. The agreement will automatically renew annually for up to four (4) one year terms unless notice is given by either party at least sixty (60) days prior to the end of the then current term. UMMC is seeking approval of the total five (5) year term, March 1, 2014 through February 28, 2019. The total contract cost for the five (5) year period is estimated to be \$1,221,125. This amount is based on the following: an annual fixed rate of \$237,725 for up to 18,500 calls for the year, and estimated annual charges of \$6,500 for 500 additional calls anticipated by UMMC over the initial 18,500 for the year. The agreement will be funded by patient revenues. The agreement which has been reviewed by the Attorney General's Office is on file in the Board Office.

LEGAL AGENDA

Presented by Trustee Doug Rouse, Chair

On motion by Trustee Rouse, seconded by Trustee Blakeslee, with Trustees Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Legal Agenda. On motion by Trustee Rouse, seconded by Trustee Hooper, with

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Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Rouse, seconded by Trustee Blakeslee, with Trustees Robinson absent and not voting, all Trustees legally present and participating voted unanimously to move agenda items #4 and #6 to the Executive Session Agenda.

1. **MUW** – Approved the request to appoint Nora Miller as a legislative liaison. This request is made in order to comply with Board Policy 201.0506 Political Activity.
2. **MVSU** – Approved the request to appoint Veronica Cohen as a legislative liaison. This request is made in order to comply with Board Policy 201.0506 Political Activity.
3. **UMMC** – Approved the request to enter into an Affiliation Agreement between UMMC and Friends of Children’s Hospital, Inc. (Friends). The term of the agreement will be for five years. A copy of the proposed agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.
4. **UMMC** – Settlement of Tort Claim No. 1882 styled as *Delvyn Nelson vs. UMMC, et al.* **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
5. **UMMC** – Settlement of IHL Self-Insured Workers’ Compensation Program Claim No. 55-34807-1 styled as *Carmilla McAdory vs. UMMC, et al.* **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
6. **USM** - Settlement of IHL Self-Insured Workers’ Compensation Program Claim No. 55-34215-1 styled as *Tommy Cawthon vs. USM, et al.* **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**

INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

REAL ESTATE

1. **System** – The Board received the Real Estate items that were approved by the Board staff subsequent to the January 16, 2014 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 2.)**

LEGAL

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

ADMINISTRATION/POLICY

3. **System** – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.

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- a. **DSU** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On January 6, 2014, the Commissioner approved the request by Delta State University on behalf of its School of Nursing (DSU) to enter into a lease with KBM Investments, LLC (“Lessor”). This agreement is for the lease of approximately 3,000 square feet of space in Cleveland, Mississippi to establish the Healthy Lifestyles Clinic. The space will be used to provide programs and/or services related to improving the health of Bolivar County citizens. The lease term will run for an initial six (6) month period. The parties may extend the agreement for up to two twelve (12) month periods upon receipt of approval of the Commissioner and provided adequate funding is available. DSU will pay \$2,000 per month for the lease of the space plus an initial \$1000 deposit. The total cost for a three (3) year lease term is \$65,000. In addition to rent costs, DSU will be responsible for payment of utilities. This agreement is funded by the HRSA Delta State Rural Development Network Grant Program. The Executive Office legal staff have reviewed and approved the contract documents.
- b. **UMMC** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On January 15, 2014, the Commissioner approved the request to enter into a lease agreement with Vital Records Control of Mississippi (VRC). (As background, UMMC currently leases space from VRC for off-site storage of hospital medical records.) The agreement is for the lease of approximately 20,000 cubic feet of storage space at VRC’s facility in Jackson, MS. The space will be used by various smaller UMMC departments to store office and research records. In addition, VRC services also include the indexing and archiving of records, retrieval and delivery services, and expedited processing of requests. The proposed lease will be for a one (1) year period, February 1, 2014 through January 31, 2015. UMMC will pay \$75,000 for the twelve (12) month term. The Executive Office legal staff have reviewed and approved the contract documents.
- c. **UMMC** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On January 17, 2014, the Commissioner approved the request to enter into a lease agreement with North Mississippi Medical Center, Inc. (NMMC). The agreement is for the lease of clinical space in the East Tower of the North Mississippi Medical Center in Tupelo, MS. The area will be used by specialized UMMC physicians for the provision of pediatric subspecialty care to patients in this area of the State. UMMC physicians will be on-site fourteen (14) days per month for patient consultation and supervision. The lease will run for a three (3) year period, commencing on or about January 15, 2014 through January

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14, 2017. UMMC will pay \$23,520 annually for the lease of the space. The total cost for the lease term is \$70,560. NMMC, as Lessor, will provide utilities, and, maintenance for the building, grounds and parking lot. The Executive Office legal staff have reviewed and approved the contract documents.

- d. **USM** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On January 6, 2014, the Commissioner approved the revisions to the On Campus (Hattiesburg Campus) Budget, the Off Campus (Gulf Coast Campus) Budget, Gulf Coast Research Lab Budget, and Auxiliary Enterprises Budget for Fiscal year 2014. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the revisions will be maintained in the IHL Department of Finance and Administration for review.
- e. **SYSTEM** – On January 22, 2014, the Commissioner reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for the period beginning October 1, 2013 and ending December 31, 2013. These reports are required by Board Policies 401.0102 Delegation of Authority and 801.09 Resignations. The Executive Office financial staff has reviewed and approved the institutions' second quarter submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration.

ANNOUNCEMENTS

- President Patterson noted the next Board meeting will be March 20th in Jackson. The Health Affairs Committee will commence following the executive session.

EXECUTIVE SESSION

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

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Discussion of three public university litigation matters and
Discussion of one personnel matter at a public university.

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

On motion by Trustee Dye, seconded by Trustee Blakeslee, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1882 styled as *Delvyn Nelson vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Pickering, seconded by Trustee Perry, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Self-Insured Workers' Compensation Program Claim No. 55-34807-1 styled as *Carmilla McAdory vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Pickering, seconded by Trustee Perry, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Self-Insured Workers' Compensation Program Claim No. 55-34215-1 styled as *Tommy Cawthon vs. USM, et al.*, as recommended by counsel.

The Board discussed a personnel matter at one of the public universities.

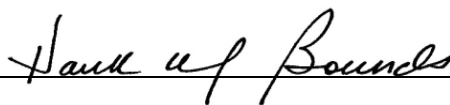
On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to return to Open Session.

ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Proposed multi-year tuition rate for resident and non-resident students effective for years 2015-2017 for the professional schools at the University of Mississippi Medical Center and Mississippi State University for final approval. |
| Exhibit 2 | Real Estate items that were approved by the IHL Board staff subsequent to the January 16, 2014 Board meeting. |
| Exhibit 3 | Report of the payment of legal fees to outside counsel. |

EXHIBIT 1

February 20, 2014

University of Mississippi Medical Center Professional Schools

	FY 2014	Approved Change	FY 2015 *	Approved Change	FY 2016 *	Approved Change	FY 2017 *
Doctor of Dentistry							
Mississippi Resident	\$ 22,530	\$ 1,780	\$ 24,310	\$ 1,215	\$ 25,525	\$ 1,275	\$ 26,800
Non-Resident Surcharge	29,965	2,368	\$ 32,333	1,617	\$ 33,950	1,700	\$ 35,650
Non-Resident Rate	\$ 52,495	\$ 4,148	\$ 56,643	\$ 2,832	\$ 59,475	\$ 2,975	\$ 62,450
% annual increase - MS Resident		7.9%		5.0%		5.0%	
% annual increase - Non-Resident		7.9%		5.0%		5.0%	
% annual increase - Blended			7.9%		5.0%		5.0%

Doctor of Medicine							
Mississippi Resident	\$ 23,149	\$ 1,200	\$ 24,349	\$ 1,300	\$ 25,649	\$ 1,300	\$ 26,949
Non-Resident Surcharge	30,788	-	\$ 30,788	1,677	\$ 32,465	3,467	\$ 35,932
Non-Resident Rate	\$ 53,937	\$ 1,200	\$ 55,137	\$ 2,977	\$ 58,114	\$ 4,767	\$ 62,881
% annual increase - MS Resident		5.2%		5.3%		5.1%	
% annual increase - Non-Resident		0.0%		5.4%		10.7%	
% annual increase - Blended			2.2%		5.4%		8.2%

Doctor of Physical Therapy							
Mississippi Resident	\$ 12,461	\$ 1,495	\$ 13,956	\$ 1,675	\$ 15,631	\$ 1,876	\$ 17,507
Non-Resident Surcharge	19,314	-	\$ 19,314	-	\$ 19,314	-	\$ 19,314
Non-Resident Rate	\$ 31,775	\$ 1,495	\$ 33,270	\$ 1,675	\$ 34,945	\$ 1,876	\$ 36,821
% annual increase - MS Resident		12.0%		12.0%		12.0%	
% annual increase - Non-Resident		0.0%		0.0%		0.0%	
% annual increase - Blended			4.7%		5.0%		5.4%

EXHIBIT 1

February 20, 2014

Mississippi State University Professional Schools

	FY 2014	Approved Change	FY 2015 *	Approved Change	FY 2016 *	Approved Change	FY 2017 **
Doctor of Veterinary Medicine							
Mississippi Resident	\$ 18,682	\$ 695	\$ 19,377	\$ 722	\$ 20,099	\$ 744	\$ 20,843
Non-Resident Surcharge ¹	25,200		\$ 25,200		\$ 25,200		\$ 25,200
Non-Resident Rate	\$ 43,882	\$ 695	\$ 44,577	\$ 722	\$ 45,299	\$ 744	\$ 46,043
% annual increase - MS Resident		3.7%		3.7%		3.7%	
% annual increase - Non-Resident		0.0%		0.0%		0.0%	
% annual increase - Blended			1.6%		1.6%		1.6%

* the 2015 and 2016 rates have been pre-approved by the IHL Board

* the 2017 rates were approved by the IHL Board on January 16, 2014

¹ The Non-Resident Surcharge is set by SREB (allowance for states who share professional schools). Due to increased competition for at-large students, MSU CVM has not been able to increase the surcharge without risk of losing non-resident students to other peer institutions. The non-resident students do pay the increases included in the resident (base) tuition.

EXHIBIT 2

February 20, 2014

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE January 16, 2014 BOARD MEETING SUBMISSION DEADLINE

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

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

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$15,552.00 and one hundred ten (110) additional days to the contract of Paul Jackson & Son, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: January 10, 2014

Change Order Justification: **Change Order #7** is necessary to add 76 days for extended overhead, to deduct for liquidated damages assessed at 60 days and to add weather days to the contract time.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$195,945.16.

Project Initiation Date: January 31, 2008

Design Professional: Duvall Decker Architects, P.A.

General Contractor: Paul Jackson & Son, Inc.

Project Budget: \$7,000,000.00

2. JSU– GS 103-281 – Alexander Center Renovation Phase II

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Foil-Wyatt Architects & Planners, PLLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 19, 2013

Project Initiation Date: October 17, 2013

Design Professional: Foil-Wyatt Architects & Planners, PLLC

General Contractor: TBD

Project Budget: \$8,500,000.00

3. MSU– GS 105-343 – Lee Hall Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$67,130.44 and nine (9) additional days to

EXHIBIT 2

February 20, 2014

the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 20, 2013

Change Order Justification: **Change Order #8** is necessary to provide additional electrical provisions required by the newly adopted elevator code, to rework the 4th floor attic toilet lighting in two locations to avoid conflict with the existing attic framing, to correct errors in the construction documents, to install & rework miscellaneous electrical items including power to the ADA operators in the basement, power to an exhaust fan, to add three additional light fixtures, adding maintenance lights to the air handling units, changing light fixtures to work in the correct ceiling type, adding a switch for the projection screen, to install power and data in rooms 4006 and 4302, and to add motorized shades on the fourth floor south windows for additional sun control.

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$705,906.18.

Project Initiation Date: June 16, 2011

Design Professional: Dale and Associates Architects, P.A.

General Contractor: West Brothers Construction, Inc.

Project Budget: \$20,700,000.00

4. **MSU– IHL 205-260 – Expansion & Renovation to Davis Wade Stadium**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$907,891.46 and zero (0) additional days to the contract of Harrell Contracting Group, LLC.

Staff Approval Date: December 17, 2013

Change Order Justification: **Change Order #3** is necessary to remove unsuitable soil at the storm drainage pipe & replace with limestone, provide additional MSE wall along the existing east wall of the west concourse to allow for leveling pad installation, remove unsuitable soil at the north end zone & replace with select fill limestone & filter fabric, revise MSE wall under west concourse due to unsuitable soil, provide a new junction box at the existing drainage flume under the west side at the north end of the existing stadium, rework the new foundation footings to incorporate existing footings, provide new concrete & reinforcement to rework the foundation around the existing storm drain, offset the existing water line at B.S. Hood to allow installation of a new RCP, provide sprinkler fire protection piping for the west side of the stadium, provide (2) PVC raceways & fiber optic cables from Barnes & Noble to Bost Extension Center, provide panic hardware for the double doors to the electrical room, provide CMU pilaster at each end due to the beam not being able to bear on the new column, provide CMU wall to create a plumbing chase in the first aid toilet, increase member size on aluminum handrails, extend modified bitumen roofing to the back side of the architectural precast concrete panels between specified columns, provide new concrete encased duct bank from the north end zone to the primary switch pumps underneath the existing east stadium, rework the catch basin to allow for piping from the existing inlet, remove the existing thru-wall a/c unit from the existing elevator equipment room & replace with a new mini-split unit, revise the edge of the slab dimension on the specified gridline at the scoreboard seating level, add (22) make-up air louvers above the doors to the restrooms, black out the existing lines &

EXHIBIT 2

February 20, 2014

install a new straight parking line for Memorial Hall, provide additional electrical provisions for the west concourse concession (stand 2) & stand (4), reroute the storm drain pipe from the building to the C-1 structure, provide a mini-split a/c unit & associated power for elevator 7 & 8 at the southwest tower, apply Sherwin-Williams Loxon Vertical stain to all exposed columns & beams up to & including the first beam height, provide a fibercrete box pad beneath the east stadium switch PMPS-1, provide & install new concrete handicap ramps & railings at the south end of the stadium, provide expansion joint & sealant at the 4" expansion joint between the west elevation architectural precast lettered panels, add additional limestone crusher run at the south plaza vehicular gate under the pavers to allow for heavy truck traffic into the stadium, provide an irrigation control panel, provide owner requested cable to Demarc, M-Club and Press Level, paint the existing east DAFS wall of the west concourse, install parge coat to fill in pits & holes on the existing west concourse columns that are within the restrooms, provide flagpole lighting at the south plaza, omit specified storm inlets & associated pipe, provide a PVC pipe to tie the trench drain into the existing inlet, provide a PVC pipe to tie the roof drain into the existing inlet, patch the asphalt, provide a polymer utility duct with hot-dipped galvanized cover at the south plaza, provide anodized aluminum railing at each side of the existing north vomitory ramp, and provide additional concrete paving south of the old first aid station to the new south plaza paving. **Total Project Change Orders and Amount:** Three (3) change orders for a total amount of \$1,612,569.17.

Project Initiation Date: May 19, 2011

Design Professional: LPK Architects, P.A.

General Contractor: Harrell Contracting Group, LLC

Project Budget: \$80,000,000.00

5. **MSU– IHL 205-271 – Robert L. Jones Circle Road & Utility Completion**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Pritchard Engineering, Inc.

Staff Approval Date: December 20, 2013

Project Initiation Date: October 17, 2013

Design Professional: Pritchard Engineering, Inc.

General Contractor: TBD

Project Budget: \$1,260,315.00

6. **UM– IHL 207-348 – Johnson Commons West Renovation**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #10** in the amount of \$235,627.19 and sixty-one (61) additional days to the contract of Zellner Construction.

Staff Approval Date: December 18, 2013

Change Order Justification: **Change Order #10** is necessary to add additional exterior stainless steel single line railings, refurbish the existing exterior wall surfaces that are incompatible with the new construction, refurbish the existing lower level concrete slab to eliminate surface undulations, depressions & humps prior to installation of the

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specified new floor finish, additional preparation to the existing upper level concrete slab required prior to installation of new terrazzo & vinyl flooring, furnish & install additional protection for the below grade fiber optic lines in the new loading dock area, modifications to the NW plaza area, relocate gas lines installed for temporary kitchens to provide clearances for new construction, miscellaneous interior revisions to accommodate field conditions, design intent & owner scope change, provide stain for the exterior wood tongue & groove ceilings, cement treat the soil below the new paving at the new loading dock to expedite work previously delayed by wet weather, install a brick lintel at the freight elevator & rotate and modify the existing canopies column/downspout, furnish & install revised interior signage, relocate a vertical gas line incorrectly detailed & installed in the serving area, allow for additional time & general conditions for delay caused by loss of power due to storm damage, install steel railings in stairs S02 and S04, furnish & install Freshii retail signage, modifications at the Freshii area for equipment & plumbing in order to meet brand standards, additional time & general conditions required for delays caused by fluctuation in the gas water column and reconnection of the existing 3" pipe that is penetrating the wall under the outside air louver in Mechanical Room 163.

Total Project Change Orders and Amount: Ten (10) change orders for a total amount of \$1,603,121.62.

Project Initiation Date: May 19, 2011

Design Professional: Tipton Associates, A Professional Architectural Corporation

General Contractor: Zellner Construction

Project Budget: \$14,500,000.00

7. UM – IHL 207-362 – Indoor Practice Facility Food Service

Interim Approval: In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on January 6, 2014 **granting an easement** to Centerpoint Energy for the natural gas line to the new dining facility in the Indoor Practice Facility. An expedited easement for this project is necessary to allow use of the facility on schedule.

Interim Approval Date: January 6, 2014

Design Professional: Tipton Associates

General Contractor: White Construction Company

8. UM– IHL 207-367 – East Stadium Drive Extension Road & Parking Lot

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$73,157.75 and ninety-nine (99) additional days to the contract of A. S. Fornea Construction, LLC.

Staff Approval Date: December 18, 2013

Change Order Justification: **Change Order #1** is necessary to add a concrete wall around the communication pedestal, to remove the concrete curb & gutter, to add a concrete top for the junction box, to tie into the existing curb inlet, to modify the manhole at inlet #3, to increase the width to the waste water treatment plant gate, for additional pavement markings & signage, for the utility adjustment, for additional electrical items for Phase B, for removal of the concrete curb & gutter, to relocate the fence at the track,

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for additional pavement markings & signage, utility adjustment and wood mulch for Phase A.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$73,157.75.

Project Initiation Date: November 15, 2012

Design Professional: Precision Engineering

General Contractor: A. S. Fornea Construction, LLC

Project Budget: \$2,575,000.00

9. UM– IHL 207-368 – Johnson Commons East Renovation

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

Staff Approval Date: December 18, 2013

Project Initiation Date: November 15, 2012

Design Professional: Belinda Stewart Architects, P.A.

General Contractor: TBD

Project Budget: \$6,400,000.00

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #9** in the amount of \$107,551.00 and forty-six (46) additional days to the contract of Flagstar Construction company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 18, 2013

Change Order Justification: **Change Order #9** is necessary to reroute pneumatic control tubing out of the new corridor & into adjacent walls from the subbasement to the first floor, reroute existing steam piping, soiled waste & vent piping uncovered after solid wall & ceiling demolition, provide HVAC controls for an added VAV unit to serve the new electronics closet room, omit the ceiling in the communications room & extend the wall finish & paint to the deck above, change the light fixtures to the chain hung type for an exposed deck installation, omit demolition of the existing ceiling grid, omit demolition of the existing VAV box, piping & duct, install a new light fixture & grille and new ceiling panels to match the existing ones for this area, omit demolition of the existing telephone closet due to existing analog lines serving areas outside of the Emergency Department as this closet needs to remain in service and omit the access gate the pedestrian entry checkpoint area.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$947,775.94.

Project Initiation Date: November 14, 2007

Design Professional: Dale/Morris Architects, PLLC

General Contractor: Flagstar Construction Company, Inc.

Project Budget: \$11,755,000.00

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11. USM– GS 108-267 – College of Business Building

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #9** in the amount of \$79,983.59 and seven (7) additional days to the contract of Hanco Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 19, 2013

Change Order Justification: **Change Order #9** is necessary to add toggle switches for VAV's & dampers, to change the precast window sill color (18 pieces), to change the four drinking fountains in the project to a bottle fill-up type, and to change the door types at 89 locations to include 82 full lites/vertical lites.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$310,898.39.

Project Initiation Date: March 2, 2005

Design Professional: Eley Guild Hardy Architects-Jackson, P.A./Studio South Architects, PLLC – A Joint Venture.

General Contractor: Hanco Corporation

Project Budget: \$34,000,000.00

12. USM – IHL 208-297 – Century Park South - Dorm Replacement Phase II

(Demolition)

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the **credit amount** of \$174,948.48 and thirty (30) additional days to the contract of M & M Demolition Service, Inc.

Staff Approval Date: December 17, 2013

Change Order Justification: **Change Order #1** is necessary to deduct for reduction of undercut at Scott Hall from 8 ft to 5 ft deep, add for undercut to a depth of 5 ft at Scott Hall, haul off & haul in new fill material, haul in new fill for north crawl space at Vann Hall, process wet soils at Vann Hall which include extended equipment rental time & labor to process existing soil & achieve suitable compaction, revise profile material of the wall to enclose the east end of the crawl space at Bond Hall & extend the floor slab, install metal doors & frames and finish gypsum board in four pipe chases in Bond Hall, abate ACM in four boiler end caps and a deduct to reconcile ACM unit prices & assumed quantities included in the base bid.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$174,948.48.

Project Initiation Date: April 15, 2010

Design Professional: The McCarty Company – Design Group, P.A.

General Contractor: M & M Demolition Services, Inc.

Project Budget: \$55,600,000.00

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13. USM – IHL 208-297 – Century Park South - Dorm Replacement Phase II

(Construction)

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the **credit amount** of \$44,783.00 and zero (0) additional days to the contract of Harrell Contracting Group.

Staff Approval Date: December 17, 2013

Change Order Justification: **Change Order #1** is necessary for an 8” CCP reroute at building C, insertion valve at southeast corner of the site, to add 60 geopiers, for additional tree removal to accommodate the site electrical junction box & to revise the north storm drainage routing at the central plant to accommodate valves from the southeast corner of the site, allow for the LD stair/MP room revision, reroute the underground sewer due to drop structure obstruction, remove existing piers not removed by demolition contractor, remove existing underground pipe and to add support at the elevator openings.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$44,783.00.

Project Initiation Date: April 15, 2010

Design Professional: The McCarty Company – Design Group, P.A.

General Contractor: Harrell Contracting Group

Project Budget: \$55,600,000.00

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1. SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 1/16/14) from the funds of Mississippi State University. (This statement, in the amount of \$336.00, represents services and expenses in connection with general legal advice: The Mills Commercial Development Project.)

TOTAL DUE.....\$ 336.00

Payment of legal fees for professional services rendered by Shulman, Rogers, Pordy & Ecker (statement dated 12/20/13) from the funds of Mississippi State University. (This statement, in the amount of \$15,180.00, represents services and expenses in connection with general legal advice: Nextel/Sprint Rebanding Project.)

TOTAL DUE.....\$ 15,180.00

Payment of legal fees for professional services rendered by Ware/Gasparian (statement dated 12/2/13) from the funds of Mississippi State University. (This statement, in the amount of \$2,500.00, represents services and expenses in connection with labor certification.)

TOTAL DUE.....\$ 2,500.00

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz (statement dated 12/5/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$273.00, represents services and expenses in connection with litigation matters.)

TOTAL DUE.....\$ 273.00

Payment of legal fees for professional services rendered by Kitchens Hardwick (statements dated 12/5/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,481.50 and \$414.00, represent services and expenses in connection with general legal advice and litigation matters.)

TOTAL DUE.....\$ 3,895.50

Payment of legal fees for professional services rendered by Bryan Nelson (statements dated 12/18/13, 1/10/14 and 1/10/14) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$297.00, \$4,641.18 and \$2,209.25, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 7,147.43

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Payment of legal fees for professional services rendered by Mayo Mallette (statement dated 1/15/14) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,204.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 1,204.50

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

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 12/19/13, 12/19/13, 12/19/13, 12/19/13, 12/19/13, 12/19/13, 12/19/13, 12/27/13, 1/10/14 and 1/10/14) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Esterification and Bio-Oil Upgrading" - \$840.00; "Steele- Non-Provisional Upgrading of Bio-Oil Using Synthesis Gas" - \$695.00; "Live Attenuated Catfish Vaccine" - \$190.00; "Steele-Penmetza - Water Repellent Solids Non-Prov." - \$767.50; "Alcohol Esterification (Condensor Train)" - \$263.50; "Steele- Solid Heat Carrier Pyrolysis Reactor" - \$28.50; "Klink-Glycine Max Resistance" - \$185.00; "Indian Patent Application" - \$165.00; "Method for Early Evaluation in Micro Pipeline Processors" - \$1,090.00; "Alcohol Esterification (Condensor Train)" - \$474.00 and "Steele- Non-Provisional Upgrading of Bio-Oil Using Synthesis Gas" - \$47.50, respectively.)

TOTAL DUE.....\$ 4,746.00

Payment of legal fees for professional services rendered by Valauskas Corder (statement dated 12/16/13) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent: "Bio-Oil Treatment" - \$561.25.)

TOTAL DUE.....\$ 561.25

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 12/5/13, 12/18/13, 12/19/13 and 12/19/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Animal Model of Anxiety and Depression" - \$438.50; "Animal Model of Anxiety and Depression" - \$913.00; "Cache Mapping Technology Matter" - \$720.00 and "Stuttering Inhibition Device" - \$748.50, respectively.)

TOTAL DUE.....\$ 2,820.00

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Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 12/17/13, 12/17/13, 12/17/13, 12/17/13, 12/17/13 and 12/18/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Highly Purified Amphotericin-B” - \$192.00; “Methods for Detecting Humans” - \$378.00; “Method and Device for Reducing Engine Noise” - \$2,576.00; “Methods for Detecting Humans” - \$78.64; “Stabilized Formulation of Triamcinolone Acetonide” - \$1,860.00 and “Gas Separating Membranes” - \$2,563.00, respectively.)

TOTAL DUE.....\$ 7,647.64

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 11/15/13, 11/15/13, 11/15/13, 11/15/13, 11/15/13, 12/18/13 and 12/18/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$115.50, \$597.30, \$469.50, \$341.00, \$3,186.10, \$565.50 and \$1,566.00, respectively, represent services and expenses in connection with intellectual property/patents.)

TOTAL DUE.....\$ 6,840.90

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 12/18/13, 12/19/13 and 12/27/13) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: “Trademark Application for the Centennial Anniversary” - \$2,942.50; “Lockhead-Oil Dispersant Patent” - \$984.00 and “Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks” - \$383.00, respectively.)

TOTAL DUE.....\$ 4,309.50

2. ASU - INFORMATIONAL UPDATE ON ASU/CLAIBORNE NATURAL GAS MATTER

At its February 21, 2013 meeting, the IHL Board approved a Gas Purchase and Transportation Contract (Contract) between Alcorn State University and Claiborne Natural Gas Company (CNG) for the supply and transportation of natural gas to the Lorman campus. This Contract was sent to the Mississippi Public Service Commission for review and recommendations and was the product of lengthy negotiations. The discussions included any need for CNG to continue to maintain an escrow account that had previously been required by Court Order. As part of the last Contract approved by the IHL Board, the parties agreed that CNG should maintain an escrow account for pipeline repairs and improvements in the amount of \$50,000. As a housekeeping measure, and to carry out the agreement approved by the IHL Board last year, the following requests by way of motion will be made of the Jefferson County Chancery Court:

- a. Modify the last applicable Court Order so that the escrow funds have a minimum balance of \$50,000.00;

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- b. Approve the withdrawal of funds over and above \$50,000.00 to be deposited into CNG's administrative account; and
- c. Approve the terms and conditions of the most recent ASU/CNG Contract.

There is no need for IHL Board action on this matter. It is merely an information update.