

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
January 16, 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 9:00 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 January 16, 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, Ms. Robin J. Robinson, Dr. Douglas Rouse, and Mr. C.D. Smith. The meeting was called to order by Mr. Bob Owens, President, and opened with prayer by Trustee Ed Blakeslee.

**INTRODUCTION OF GUESTS**

- President Owens welcomed the Student Government Association Officers: Avery Ford, SGA President of Alcorn State University; Sydney Hodnett, SGA President for Delta State University; Derrick Jones, SGA President for Mississippi Valley State University; and Gregory Alston, SGA President of the University of Mississippi.
- Mr. Bill LaForge, President of Delta State University, introduced Dr. Charles McAdams, Provost and Vice President for Academic Affairs at Delta State University.

**APPROVAL OF THE MINUTES**

On motion by Trustee Robinson, seconded by Trustee Patterson, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on December 19, 2013.

**PRESENTATIONS**

- The Board received an update regarding diversity initiatives on campus from Dr. James Keeton, Vice Chancellor of the University of Mississippi Medical Center

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**CONSENT AGENDA**

On motion by Trustee Robinson, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

**FINANCE**

1. **MSU** – Approved the request to amend its online license agreement with Wiley Subscription Services, Inc. for electronic access to educational journal articles. This amendment adjusts the list of journals included in the subscription and updates the pricing to reflect the pricing for January 1, 2014- December 31, 2014. The term of the amendment is for a twelve (12) month period- January 1, 2014 through December 31, 2014. It will be retroactive to the first of January. The total cost for the one year period is \$476,282.21. This amount is based on subscription costs for 156 specified journals which range in price from \$0 to \$28,842.54 individually for a one year subscription. The agreement will be funded by university general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
2. **MSU** – Approved the request to enter into an agreement with Mississippi State University Research and Technology Corporation to lease 7,123 square feet of space in the Thad Cochran Research, Technology, and Economic Development Park to house the university's Institute for Imaging and Analytical Technologies. The term of the agreement is fifteen years starting on the date the space is delivered to MSU for occupancy. The cost of the fifteen-year agreement is \$3,040,452.55. The rate per square foot for each of the first five years of the agreement is \$25.79. This rate will increase by 10% on each five-year anniversary date. Therefore, the rate per square foot for each of the second five years of the agreement will be \$28.37 and the rate per square foot for each of the third five years of the agreement will be \$31.21. The breakdown of the yearly payments and sub-term payments is included in the bound *January 16, 2014 Board Working File*. Funds are available from overhead and revenue generated by services. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
3. **UMMC** – Approved the request to increase the total expenditure amount applicable to the current contract with Beckman Coulter, Inc. for the lease of diagnostic equipment and the purchase of associated supplies. The equipment and supplies are used in the diagnosis of leukemia, treatment of immunocompromised patients and to support the University Transplant Program, which includes both bone marrow and solid organ transplants. The Board also granted retroactive approval of \$174,000 of cost overages incurred during the current contract period which increases the original total contract amount from \$900,000 to \$1,074,000. The contract term remains at five (5) years, September 1, 2010 through August 31, 2015. The modified total estimated cost for the contract period is \$2,586,226. The originally approved total contract cost

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was \$900,000; however, UMMC has spent \$1,074,000 to date. UMMC requested and was granted retroactive approval of \$174,000 spent over the originally approved total. The request to spend additional funds is due to an unforeseen increase in patient volume. The agreement will be funded by patient revenues. No additional approval of this modification by the Attorney General's Office is required. The agreement is on file in the Board Office.

4. **UMMC** – Approved the request to amend its contract with Central Parking System of Mississippi, LLC for parking management services. The purpose of the amendment is to incorporate the Pavilion Parking Lot into those parking facilities on the UMMC main campus which are covered by the current Management Agreement. The term of the amendment becomes effective February 1, 2014 and continues through the original contract end date of October 31, 2017. The cost associated with the amendment is \$141,610.58. As a result this amendment, the total estimated contract cost is increased from \$2,543,925.51 to \$2,685,536.09. The agreement will be funded by General Funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
5. **UMMC** – Approved the request to amend its agreement with Magnolia Exterminating, LLC to extend pest control services to all current UMMC locations in the Jackson area. Also, it is anticipated that services will extend to space currently leased by University Physicians that will be leased by UMMC in the future. The term of the amendment becomes effective February 1, 2014 and continues through the original contract end date of August 31, 2018. The amendment will increase the service cost by \$326 per month or a total of \$17,930 for current and prospective local UMMC locations for the remainder of the contract period. As a result of this amendment, the overall contract cost will increase from \$869,760.00 to \$887,690. The current agreement is funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
6. **UMMC** – Approved the request to enter into an agreement with Morris & Dickson Corp., LLC and Novation Distribution for the provision of pharmaceutical wholesale distribution services. This is an amendment to an agreement between UMMC, Novation and Morris & Dickson which was approved by the Board in February 2013 for a term of twenty-six (26) months for a total cost of \$102,686,350. The current agreement provides UMMC with pharmaceutical wholesale distribution services whereby wholesale priced medications are supplied to UMMC's in-house pharmacies for dispensing throughout the institution. The services will be provided at UMMC locations in the Jackson area as well as the Lexington, MS location. By purchasing pharmaceuticals in this manner, UMMC does not have to contract with numerous drug manufacturers or maintain its own supply warehouse and distribution staff. The proposed amendment will extend the provision of pharmaceutical wholesale distribution services to the UMMC-Grenada location. The term of the amendment becomes effective February 1, 2014 and continues through the original contract end date of April 30, 2015. The amendment will increase

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the estimated monthly cost \$3,959,475 per month for an estimated total contract cost of \$102,836,350. This is an increase of \$10,000 monthly or \$150,000 to the original estimated total cost. The estimated additional costs are based upon historical costs for UMMC-Grenada. Subject to the terms of the original agreement, UMMC is required to maintain a minimum quarterly aggregate net purchase volume of ten million dollars or a total of \$85 million for the contract period. The required purchase volume amount will not increase as a result of this amendment. The agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

**REAL ESTATE**

7. **UM** – Approved the initiation of **IHL 207-376, STEM Building**, and the appointment of the design professional using the “Request for Qualifications” process. The university intends to construct a new multi-story Science, Technology, Engineering & Mathematics (STEM) Building in or near the Science District on Campus to accommodate growing demand. The project professional will assist the university in determining the project scope, site, and budget; and finally produce design/construction documents for the scope determined. The university will submit a subsequent Board Item to confirm the professional after the Selection Process and to increase the budget as required to reflect the established scope of work. The estimated project budget is \$2 million. Funds are available from internal R&R (\$2 million).
8. **UMMC** – Approved the initiation of **IHL 209-549, Hospital Main Lab Serology & Virology Renovations**, and the appointment of Foil Wyatt Architects & Planners, LLC as the design professional. The project will provide for a general renovation and upgrade of approximately 3,200 gross square feet of laboratory space in order to comply with CAP inspection recommendations. The existing Serology & Virology Lab Function space is inadequate and inefficient. Adjacent Blood Lab space is being/has been relocated to provide for the needed expansion and rearrangement of services. General construction, plumbing, HVAC and electrical upgrades to services will be involved along with new Laboratory casework and equipment upgrades. The proposed project budget is \$1,720,000. Funds are available from UMMC SSA-Building Improvement funds (\$1,720,000).
9. **UMMC** – Approved the initiation of **IHL 209-550, Wiser Women's Urgent Care Renovations**, and the appointment of The McCarty Company Design Group, P.A. as the design professional. The project will involve of the complete renovation of an existing out-patient Women's Emergency Unit located on the ground floor within the UMMC Wiser Women's Hospital. The renovation will consists of approximately 4,800 gross square feet. The project will bring the new treatment area up to current standards and trends and will contain a check in/waiting area, 8 Patient Rooms, 2 fast track treatment rooms, storage and other ancillary

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spaces. The proposed project budget is \$1,682,000. Funds are available from UMMC SSA-Building Improvement funds (\$1,682,000).

10. **MSU** – Approved the request to increase the budget for the **GS 105-345, Classroom Building with Parking**, from \$37,509,471.00 to \$ 41,314,339.00, an increase of \$3,804,868.00. The Board also approved the request to add Commercial Paper as a possible funding source to the project pending approval by the Finance Committee at the February 20, 2014 Board Meeting and to break the remaining project up into additional phases of work. The project is currently in the construction phase. This is the second budget escalation/change request made for this project by the university. The budget increase will cover instructional technology, furnishings and equipment, and landscaping. The additional phases to be added to the project for bidding purposes include GS# 105-345 GC03 Classroom Building with Parking ITS; GS# 105-345 GC04 Classroom Building with Parking Furnishings and Equipment; and GS# 105-345 GC05 Classroom Building with Parking Landscaping. The project will construct a 150,000-square foot classroom/parking facility on the north side of the YMCA Building to include three levels of classroom areas consisting of approximately 90,000 square feet and two levels of parking consisting of approximately 60,000 square feet. Funds are available from SB 3100, Laws of 2011 (\$11,834,841.25); EBC Bonds, University Funds; and Commercial Paper (\$29,479,497.75). The Commercial Paper is contingent upon approval by the Board at February 20, 2014 Board Meeting.
11. **MSU** – Approved the request to reduce the size of Lot 3 by approximately 4,300 square feet as part of the development of the Mill Development at MSU Conference Center. The approximately 4,300 square feet will be added to Lot 1 which the university already owns. Averaging the two appraisals, the sales price for this property was \$13.62 per square foot. The Board approved reducing the sales price of Lot 3 by \$58,500, making the total sales price of Lot 3 \$676,500. The Board approved the request to reduce the size of Lot 2 by approximately 21,780 square feet. The approximately 21,780 square feet will now be retained by the university for the purpose of future road construction. The sale price for Lot 2 will remain the same as approved in October 2013. The total sales price will be \$1,696,500 for all three pieces of property being sold. The terms of the agreement did not change from the original terms approved by the Board of Trustees at the October 2013 Board meeting. The terms of the agreement are for the sale of 3 parcels of land noted above. The hotel parcel (Lot 2) was scheduled to close on or before November 30, 2013 however MSU has not closed on the property yet. The two outparcels (Parcel 2 and Lot 3) must close on or before April 30, 2014. MSU does have the option to grant up to a six month extension for the sale of any parcel upon good cause shown. Cooley Center, LLC shall have the option not to purchase the property if it is not satisfied with the inspections or if it is unable to obtain the necessary approvals to develop a hotel on the property. Should Cooley Center Hotel, LLC or Russell Street Development, LLC fail to develop the property as

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agreed to or fail to adhere to the terms of the Master Lease Agreement regarding the Cooley Building, MSU shall have the right to repurchase the property for the purchase price as well as any actual costs incurred in construction less \$25,000 or for the average of two appraisals, whichever is less. Mississippi State University received two independent property appraisals for the property. The first appraisal of the property reflected a total property value of \$1,430,000. The second appraisal of the property reflected a total property value of \$2,080,000. The university is selling the Hotel property (1.13 acres known as Lot 2) to Cooley Center Hotel, LLC for \$665,000.00 and the Outparcels (Parcel 2 and Lot 3) to Russell Street Development for \$1,090,000.00. The sale price of the Outparcels is broken down as follows: \$355,000 for the 0.59 acres (Parcel 2) + \$676,500 for the 1.19 acres (Lot 3). The total sale price for all 3 pieces of property is \$1,696,500 which is the average of the two appraisals and complies with Board Policy for the sale of property. A Phase I Environmental Site Assessment (ESA) is not required for the sale of property. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General's Office has reviewed and approved this item.

12. **UMMC** – Approved the request to sole source the chiller controls portion of **IHL 209-548, School of Medicine Utilities**, as an extension of the existing Boiler Plant Johnson Controls System. An allowance of \$230,000.00 is provided within the construction project contract. The \$230,000 figure is 10% of the estimated value (\$2,300,000). The estimated project budget is \$10 million. Funds are available from MDA/CDBG #R-103-950-01-KED (\$10,000,000). The Attorney General's Office has reviewed and approved this item.
13. **USM** – Approved the request to purchase a residential property located at 3403 Morningside Drive, Hattiesburg, Mississippi adjacent to the Hattiesburg campus in Forrest County, Mississippi from Antonio Rodriguez-Buckingham and Sue Anne Rodriguez in the amount of \$110,500. The property consists of a single family residence located on 0.266 acres and was built in 1960 with +/- 1,858 square feet of living area. This particular property is located close to the university campus and within the university's primary land acquisition zone. The university is purchasing the property for \$110,500 which is the average of two independent property appraisals. The university also has a tentative closing date of on or before February 4, 2014 or upon an earlier or later date as agreed upon by both parties. A Phase I Environmental Site Assessment (ESA) has been conducted on the property. No recognized environmental conditions are evident at the subject property. The EDR report listed no regulatory findings for the subject property. Additionally the site inspection found no recognized environmental conditions. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General's Office has reviewed and approved this item.

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14. **USM** – Contingent upon submission to the Office of the Attorney General of copies of the final executed sales contract and independent bank appraisal for each such property, the Board approved the request to sell eighteen (18) residential properties which have been purchased, almost completely rehabilitated, and are ready to sell on or before January 1, 2014 in accordance with H.B. 977, Laws of 2010 Regular Session. See **Exhibit 1** for the property descriptions. USM received a Neighborhood Stabilization Program Subgrant from the Mississippi Development Authority (MDA) on July 13, 2009 in the amount of \$3,566,726 for the purpose of buying foreclosed homes in the City of Jackson, Mississippi, rehabilitating those homes, and reselling these homes to low income and very low income citizens. The university purchased forty-seven homes under this grant, has completely rehabilitated twenty-nine (29) of the homes and has started selling these homes to low income buyers in accordance with the terms and conditions spelled out in the IHL Board Approval for the sale of the homes at the June 20, 2013 Board meeting. This approval stated that the university could sell the homes at the lenders certified appraisal price provided that the university submitted final sales contracts and independent bank appraisals for each home to the Office of the Attorney General. The remaining eighteen (18) homes will be completely rehabilitated on or before January 1, 2014 and will be ready for marketing at that time. All funds received by the university as a result of future sales will be submitted to MDA, and thereafter, MDA will reimburse the university for all acquisition, rehabilitation, marketing, and sales costs.

**LEGAL**

15. **UM** – Pending Approval by the Attorney General's Office, the Board approved the amendment to the contract with Ware/Gasparian, Attorneys at Law, for immigration law services. The current contract is capped at \$20,000 for the year. The amendment will raise the maximum amount payable during the contract year to \$75,000 and have the contract expire one year from the date of approval of this amendment by the Board. The increased amount is requested so that Ware/Gasparian may process permanent residency applications, a process that has become increasingly complex. All other terms of the contract will remain the same. The fees (as previously approved) are listed below:

Schedule of Legal Fees for Academia  
Nonimmigrant Petitions and Processes

H-1B	\$1,500
H-1B extension or amendment petitions	\$1,000
TN petition or border/consulate processing	\$1,500
TN extension petition	\$1,000
E-3 petition or consular processing	\$1,500

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E-3 extension petition	\$1,000
O-1 petition	\$4,000
O-1 extension or amendment petition	\$1,500
Change of status or extension of status of dependents (I-539) no additional charge	
J-1 waiver (IGA or hardship)	\$6,000
J-1 waiver (Conrad)	\$6,000

**Permanent Residence Process with Labor Certification: Faculty**

\$2,000	“Special Handling” labor certification (must be paid by University*) \$2500 <i>if position must be re-advertised</i>
\$1,000	Additional fee if audited
\$2,500	Immigrant petition
\$1,500	Adjustment of status and related applications (I-765, I-131, etc.) by employee
\$750	Adjustment of status and related applications each spouse or child

*\*U.S. Dept. of Labor requires employers to pay all costs associated with labor certification, including legal fees and advertising costs; employees may pay other fee*

**Permanent Residence Process with Labor Certification: Non-Faculty**

\$3,000- \$4,000	Labor certification (must be paid by University*). Exact fee depends on difficulty of case.
\$1,500	Additional fee if audited
\$2,500	Additional fee if subject to supervised recruitment
\$2,500	Immigrant petition
\$1,500	Adjustment of status and related applications (I-765, I-131, etc.) by employee
\$750	Adjustment of status and related applications each spouse or child

*\*U.S. Dept. of Labor requires employers to pay all costs associated with labor certification, including legal fees and advertising costs; employees may pay other fees*



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**Permanent Residence Process: Outstanding Professors and Researchers**

\$5,000	Immigrant petition
\$1,500	Adjustment of status and related applications by employee
\$750	Adjustment of status and related applications each spouse or child

*Since labor certification is not required, employees may pay all fees*

**Permanent Residence Process: National Interest Waiver**

\$5,000	Immigrant petition
\$1,500	Adjustment of status and related applications by employee
\$750	Adjustment of status and related applications each spouse or child

*Since labor certification is not required, employees may pay all fees*

*Employee's legal fees in all cases may be paid in monthly installments, to be arranged with attorney.*

16. **UMMC** – Approved the request to contract with James Mingee d/b/a The Mark It Place with C. Paige Herring to provide legal services as trademark and copyright counsel and Austin Bonderer to provide related intellectual property representation. The term of the contract is from February 2, 2014 through January 31, 2015. The contract rate is \$145 per hour or \$1200 per trademark prosecution and \$200 per hour for intellectual property representation up to the do not exceed amount of \$30,000. Either party may terminate on thirty (30) days' notice. The Attorney General has approved this request.

**17. PERSONNEL REPORT**

**EMPLOYMENT**

**Alcorn State University**

*(Hired with tenure – also reported under Tenure Section below.)*

- Yolanda Powell-Young; Dean, School of Nursing and Professor, School of Nursing; hire with tenure; salary of \$138,000 per annum, pro rata; E&G funds; effective January 2, 2014
- Adetokunbo E. Oredein; Assistant Vice-President for Enrollment Management; salary of \$59,000 per annum, pro rata; E&G funds; effective December 2, 2013

**Mississippi Valley State University**

- Jerryl Briggs; Chief Operating Officer and Executive Vice President; salary of \$140,000 per annum, pro rata; E&G funds; effective December 2, 2013
- Kevin Williams; Associate Vice President for Enrollment Management; salary of \$95,000 per annum, pro rata; E&G funds; effective January 6, 2014

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**TENURE**

**Alcorn State University**

*(Twelve-month contracts with an effective date of January 2, 2014.)*

- Yolanda Powell-Young; Dean, School of Nursing and Professor, School of Nursing (New hire with tenure)

**SABBATICAL**

**University of Mississippi Medical Center**

- Dirk Dhossche, Professor of Philosophy, from salary of \$247,000 per annum, pro rata; E&G Funds; to salary of \$110,322 for sabbatical period; E&G Funds; effective February 1, 2014 to March 31, 2014; professional development

**EMERITUS STATUS**

**University of Mississippi Medical Center**

*(Effective January 2014)*

- Larry Breeding, D.M.D.; Professor Emeritus of Care Planning and Restorative Sciences, School of Dentistry
- Karen Crews, D.M.D.; Professor Emeritus of Oral and Maxillofacial Surgery and Pathology, School of Dentistry

**ADMINISTRATION/POLICY**

18. **MUW** – Approved the request to bestow one honorary degree at its May 2014 commencement ceremony. Supporting documents are on file in the Board Office.
19. **System** – Approved the appointment of Dr. William Bynum to the Education Achievement Council. The Education Achievement Council was established by the Mississippi Legislature for the purpose of sustaining attention to the goal of increasing the educational attainment and skill level of the state's working population to the national average by 2025. The EAC includes twenty-three members who represent education stakeholders from K-12, community colleges, universities, Legislators, state agencies and the business community. The statute (37-163-1) calls for the Board of Trustees to appoint three University Presidents, one of whom must be from an HBU, to serve on the Council. Currently Dr. Jim Borsig, President of the Mississippi University for Women, and Dr. Rodney Bennett, President of the University of Southern

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Mississippi, serve on the Council. The appointment of Dr. William Bynum will fill the vacancy left by the resignation of Dr. Donna Oliver. There is no length of term in the statute.

**FINANCE AGENDA**

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Finance Agenda. On motion by Trustee Perry, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda items #2-#5. On motion by Trustee Rouse, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda item #6. On motion by Trustee Dye, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda item #7.

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 first approval. **(See Exhibit 2.)** In compliance with Board Policy 702.04 (C) Consideration of Request, the Board will have a thirty-day review prior to final approval of the tuition rates.
2. **MSU** – Approved the request to amend the lease with Cooley Center, LLC. to extend the lease term of the Cooley Building from 41 years to 55 years and to modify the property description of Lot 1 in include additional property. As originally approved at the October 2013 Board meeting, MSU will lease the Cooley Building to Cooley Center, LLC for the purpose of renovating the Cooley Building to the university's approved specifications. The renovated building will consist of 72,000 usable square feet of which approximately 22,000 will be developed into a conference center and operated by Cooley Center Hotel, LLC; 36,000 will be leased back to the university for office space; and, 14,000 will be available for other university approved subleases. The amended contract provides for three contract terms: a construction term, an initial term, and optional terms. The construction term is for up to two years in order to provide Cooley Center, LLC with access to complete renovations of the Cooley Building. The initial term will begin upon expiration of the construction term and continue for 55 years, potentially ending in 2069 or 2070. There are also two optional terms of five years. The optional terms, if exercised, will potentially extend the contract through 2079 or 2080. As originally approved at the October 2013 Board meeting, the initial term was for 41 years and begins upon expiration of the construction term with optional terms providing for two 5-year extensions of the lease agreement after the expiration of the initial term. The amended contract provides for the following rent payments from Cooley Center, LLC to the university. There will be no rent paid during the

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construction term. All other terms will be at a rate of \$100,000 per year. During the amended initial term, MSU will receive \$5.5 million over 55 year and \$6.5 million over 65 years if the optional terms are exercised. As originally approved at the October 2013 Board meeting, during the initial term, Cooley Center, LLC would pay the university \$100,000 per year for a total of \$4.1 million. Should the optional terms be exercised, Cooley Center, LLC would pay an additional \$100,000 per year for a maximum contract payment of \$5.1 million over 51 years. The contract which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

3. **MSU** – Approved the request to amend the lease agreement with the Cooley Center, LLC to reflect its new name Cooley Center Master Tenant, LLC. MSU will lease approximately 36,000 square feet in the Cooley Building for use as office space by the university. The contract provides for two term types: an initial term and optional terms. The initial term is for 15 years. In addition, there are 4 optional terms of 5 years and a final optional term of 6 years for a total potential term of 41 years including all optional terms. The proposed leaseback provides for

<b>Leaseback Year</b>	<b>Price Per Square Foot</b>	<b>Total Payment</b>
1 through 5	\$ 23.53	\$ 4,235,400
6 through 10	25.88	4,658,400
11 through 15	28.46	5,122,800
16 through 20 (optional term)	31.30	5,634,000
21 through 25 (optional term)	34.43	6,197,400
26 through 30 (optional term)	37.87	6,816,600
31 through 35 (optional term)	41.65	7,497,000
36 through 41 (optional term)	45.81	9,894,960
Total		\$ 50,056,560

Funds are available from E&G funds. The contract which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

4. **MSU** – Approved the request to amend the lease agreement with Cooley Center Hotel, LLC. by changing the lease term for the bottom floor of the parking garage from 41 year to 55 years. The amended contract will be for a term of 55 years. There is also an optional 55 year term which can be exercised at the end of the term for a potential cumulative lease term of 110 years. The agreement would potentially end in the year 2124 or 2125 if the optional term is exercised. As originally approved by the Board in October 2013, the original contract term ran for 41 years and had a provision for an optional, additional 41 year term. The university will receive payment of one-fourth of the operations and maintenance costs of the parking garage for years 1 through 15. Beginning in lease year 16, the university will receive an annual fee of \$15,155 for a five year period. The annual fee will be escalated by 10 percent each five years thereafter for a total fee

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received of \$584,620. The university will continue to receive one-fourth of the maintenance and operation costs. Maintenance costs include electricity, water, sewer, landscaping, lawn care, janitorial, exterior maintenance, structural maintenance, and elevator maintenance. As originally approved by the Board in October 2013, the agreement provided for fees of \$487,000 through 41 years. A breakdown of the operation and maintenance fees is included in the bound *January 16, 2014 Board Working File*. The contract which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

5. **MSU** – Approved the request to enter into a Purchase Option Agreement with the MSU Foundation for the MSU Foundation to purchase the Cooley Building from MSU in approximately eighteen (18) months if legislation is not passed authorizing the fifty-five (55) year lease of the building to the developer. This agreement will provide project lenders assurance that the ground lease of the Cooley Building will be for the agreed upon term in light of the uncertainty created by the binding successor doctrine. The MSU Foundation will have the right to purchase the Cooley Building if legislation is not passed that eliminates the right of MSU to terminate the lease based on the binding successor doctrine within eighteen (18) months of the closing date. Should legislation be passed within eighteen (18) months of the closing date, the Purchase Option Agreement that eliminates the right of MSU to terminate the lease based on the binding successor doctrine will terminate. The university would sell the Cooley Building property (3.33 acres) to the MSU Foundation for the average of the two appraisals or \$700,000.00 whichever is greater. A Phase I Environmental Site Assessment (ESA) is not required for the sale of property. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
6. **UM** – Approved the request to enter into a contract with SODEXO Operations, LLC for Student Housing Custodial Services. The contractor shall provide all management, supervision, labor, materials, transportation, equipment, scheduling, and coordination required performing complete custodial services for all student housing facilities. UM Student Housing premises to be covered under this agreement consist of 1.52 million GSF of office, classrooms, break areas, halls, corridors, lavatories, and other common use areas. Custodial service to approximately 16 facilities is included in this agreement. The contractor shall provide services 7 days per week, 52 weeks per year. The initial contract period is not to exceed 60 months (5 years) beginning March 1, 2014 and ending on February 28, 2019. The university reserves the right to extend the contract for additional 5 year periods if both parties are in agreement, subject to State of Mississippi and IHL Board approval. The agreement states that UM will pay Sodexo a total of \$2,095,454 each year of the contract. Total contract fees will equal \$10,477,270 for the 5-year contract length. Under terms of their proposal Sodexo has agreed to make a \$50,000 capital investment to modify and possibly expand the current office and storage areas utilized by the vendor on campus. UM will own the investment. Funds are available from Student Housing funds (auxiliary). 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.

7. **UMMC** – Approved the request to enter into an agreement with Medtronic USA, Inc. for the purchase of Cardiac Rhythm Disease Management (CRDM) devices and associated implementation products. This agreement will secure discounted pricing for the as needed purchase of cardiac resynchronization devices and implementation supplies to be used by UMMC Electrophysiologists to treat patients with cardiac rhythm management issues. The term of the agreement is for two (2) years beginning on or about February 1, 2014 through January 30, 2016. The total estimated contract cost for the two (2) year term is \$10,000,000; however, products will be purchased only on an “as needed” basis with no minimum purchase required. The estimated contract cost is based historical numbers plus a contingency to cover an anticipated 50% increase in the number of products purchased due to increasing patient volume. The agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

**LEGAL AGENDA**

Presented by Trustee Doug Rouse, Chair

Agenda item #1 was pulled from the agenda. On motion by Trustee Rouse, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to move agenda item #2 as submitted on the Legal Agenda to the Executive Session Agenda.

1. **UMMC** – Request to enter into an Affiliation Agreement with Friends of Children's Hospital, Inc. (Friends) in accordance with Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The term of the agreement will be from February 1, 2014 to February 1, 2019. A copy of the proposed agreement is included in the bound *January 16, 2014 Board Working File*. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**
2. **UMMC** – Settlement of the Tort Claim No. 1808 styled as *Greg Gabriel vs. UMMC, et al.* **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**

**ADMINISTRATION/POLICY AGENDA**

Presented by Commissioner Hank M. Bounds

Agenda item #1 was handled as shown below. Prior to the Board taking up item #2 below, Trustees Hooper, Parker, Patterson, Perry and Pickering recused themselves from voting by leaving the room before there was any discussion or a vote regarding same. After Trustees Hooper, Parker, Patterson,

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Perry and Pickering left the room, on motion by Trustee Blakeslee, seconded by Trustee Smith, all remaining Trustees legally present and participating voted unanimously to approve agenda item #2 as submitted on the Administration/Policy Agenda.

1. Election of Vice President of the Board of Trustees for the term beginning February 1, 2014 and ending December 31, 2014.

President Owens opened the floor for nominations for the office of Vice President of the Board. Trustee Rouse nominated Trustee Alan Perry. There being no further nominations, the nominations were closed. On motion by Trustee Robinson, seconded by Trustee Pickering, all Trustees legally present and participating voted in the affirmative, therefore, it was

**RESOLVED**, that Trustee Alan Perry was elected as Vice President of the Board for a term, beginning February 1, 2014.

On motion by Trustee Smith, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to suspend Board Bylaw 301.01 Officers of the Board pursuant to Bylaw 301.0510 Meeting Rules of Order subsection (d) Motion to Suspend Policies, Bylaws or Rules and to approve the length of office of Trustee Aubrey Patterson as the next IHL Board President to expire on May 7, 2015 and the term of the trustee elected to serve as the President following the term of Trustee Patterson shall be for one year.

2. **System** – Approved for final reading and adoption of the proposed amendments to Board Policy 906 Educational Building Corporations and waived the part of Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies which requires any new policies or revisions introduced for the first time to be adopted at a subsequent meeting.

906     **EDUCATIONAL BUILDING CORPORATIONS**

Miss. Code Ann., Section 37-101-61, (1972), as amended, grants the state institutions of higher learning the authority to form nonprofit corporations for the purpose of acquiring or constructing facilities for use by the institution. These educational building corporations are granted the authority to issue bonds or other forms of debt obligations (if required for the type of debt to be issued) for the construction and renovation of facilities.

Prior to Board consideration of an institution's request to issue debt by the educational building corporation, Board staff, in conjunction with institutional staff, must select a financial advisor(s) to represent the interests of the Board, the educational building corporation and the institution to provide the Board with an independent analysis of the institution's financial condition, to verify that proposed revenue stream(s) are sufficient to repay the debt service and to recommend the project's viability. If the educational building corporation will issue commercial paper, the financial advisor shall also calculate an opinion of the breakeven interest rate to long term bonds to justify the use of commercial paper. The

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financial advisor(s) shall meet such qualifications and perform such services as may be prescribed by the institution, the Board or its staff.

Payment to the financial advisor(s) shall be made by the institution, or the institution's educational building corporation, without regard for whether the Board approves the construction or renovation or whether the institution or educational building corporation constructs the project.

The institution shall submit the report of the financial advisor(s) and the request for a project initiation to the Board for approval. The request must state the institution's intent, justify the need for the project and give an estimate of the total construction budget. The request must also include naming the design professionals, bond counsel and ~~underwriter~~ the senior underwriter(s) selected by the board of the educational building corporation.

Any selection of a financial institution to serve as trustee under a trust indenture, as escrow agent under an escrow agreement, or as a lender to an educational building corporation, either directly or through the purchase of obligations of the educational building corporation, shall be made by the educational building corporation in its sole discretion and shall not be subject to approval by the Board.

Following the Board's approval of the project initiation, the institution shall return to the Board at a subsequent meeting and present a resolution for Board approval granting permission for issuing bonds or other forms of debt obligations for the specific project and for approval of the following documents to which the Board will be a party: the lease, the ground lease, the preliminary official statement (if required for the type of debt to be issued), ~~the trust indenture,~~ and the continuing disclosure agreement (if required for the type of debt to be issued) ~~and the bond purchase agreement or dealer agreement, as applicable.~~ The resolution also grants permission for the documents to be executed. In no case shall the educational building corporation issue bonds or other forms of debt obligations without specific approval of the debt obligations from the Board for specific projects. Unless the Board approves otherwise, obligations shall be offered and sold through a competitive sale process or, alternatively, on a negotiated basis to an underwriter, in the case of bonds, or a dealer, in the case of commercial paper.

Prior to the approval of the resolution by the Board, the educational building corporation should submit to the Board staff, for informational purposes only, the form of any documents to be entered into by the educational building corporation in connection with the issuance of bonds or other debt, but to which the Board is not a party.

**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 November 21, 2013 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 3.)



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**LEGAL**

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

**ADMINISTRATION/POLICY**

3. **ASU** - At the December 19, 2013 Board meeting, the Board delegated to the Commissioner the authority to appoint an individual to serve as acting President of Alcorn State University and to require any such appointment to be reported to the Board as an information item on the January 2014 Board agenda. In accordance with the above authority, the Commissioner appointed Dr. Norris Edney to serve as acting President of Alcorn State University at the rate of \$192,937.50 per year and with an effective date of December 20, 2013 through such time as a permanent President is chosen and begins work.
4. **System** – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.
  - a. **MSU** - 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 November 22, 2013, the Commissioner approved the request to enter into a lease with Coblentz Properties, LLC (Coblentz). This agreement is for the lease of approximately 2,500 square feet of office space in Starkville, MS to be used by the Mississippi Migrant Education Center, a service institute affiliated with MSU. Comparable office space located on-campus at MSU could be not secured; therefore, an off-campus site was secured. The lease will run for an initial twelve (12) month period. The parties may extend the agreement for up to two additional twelve (12) month periods provided adequate funding is available. MSU will pay \$1,950 per month for the lease of the space or, a total of \$70,200 for a three (3) year lease term. This agreement is funded externally by the Mississippi Department of Education with USDE Migrant Education federal funds. The Executive Office legal staff have reviewed and approved the contract documents.
  - b. **MSU** - 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 December 2, 2013, the Commissioner approved the request to enter into a lease agreement with the Mississippi State University Foundation, Inc. (Foundation/Lessee). This agreement is for the lease of the Kress Building located in Meridian, Mississippi. Lessee plans to renovate the premises which then will be used by MSU to house its newly implemented Kinesiology program. The lease term will run for a period of twelve (12) months or until completion

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of improvements, whichever occurs first. In lieu of payment of rent, Lessee will renovate and/or improve the leased property. The Executive Office legal staff have reviewed and approved the contract documents.

- c. **MSU** - 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 December 18, 2013, the Commissioner approved the request by MSU on behalf of the High Performance Computing Collaboratory to enter into a revenue generating lease with the State of Mississippi, Military Department (State) on behalf of the Mississippi National Guard. This agreement is for the lease of approximately 843 square feet of office space located in the MSU High Performance Computing Building. The lease will run for an initial twelve (12) month period. The State may extend the agreement for up to two additional twelve (12) month periods upon sixty (60) days written notice prior to the then current lease term. In return for the lease of the designated space, MSU will receive an annual rent payment of \$1.00 per year and the ability to operate a secure compartmented intelligence facility due to the continuous on-site presence of the Mississippi National Guard. The Executive Office legal staff have reviewed and approved the contract documents.
- d. **UM** - 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 December 19, 2013, the Commissioner approved the request by the University of Mississippi Research Foundation (UM) operating as Insight Park to enter into a revenue generating lease agreement with the University of Mississippi School of Education – Child Advocacy & Play Therapy Institute (Institute). The lease was reviewed and approved by the Real Property Management division of the Mississippi Department of Finance and Administration. The agreement is for the lease of approximately 3,561 square feet of meeting, office and instructional space at Insight Park as space is not readily available in Guyton Hall where the School of Education is located. The Institute will use the space to provide training and development. The lease term is for a twelve (12) month period that will commence upon receipt of approval by the Commissioner. UM will receive \$5,638.25 monthly for the lease of the space. The total revenue generated for the twelve (12) month lease will be \$67,659. The university, as Lessor, will provide utilities for the premises. The agreement is funded through the collection of fees and financial donations. The Executive Office legal staff have reviewed and approved the contract documents.

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- e. **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 November 22, 2013, the Commissioner approved the request to enter into a new lease agreement with Memorial Hospital at Gulfport. (As background, UMMC currently leases space at Memorial for a pediatric subspecialty clinic.) The agreement is for the lease of approximately 476 square feet of medically equipped and furnished clinical space at Gulfport Memorial Physician Clinics. The area will be used by UMMC physicians who specialize in the field of transplant services for the provision of care to patients in this area of the State. UMMC physicians will be on-site one (1) day per month for patient consultation and supervision. The lease term will run for a five (5) year period, December 1, 2013 through November 30, 2018. For the monthly use of the premises and salaries for the part-time services of clerical and clinical personnel, UMMC will pay \$524.28 each month. The total cost for the lease term is \$31,456.80. Memorial, 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.
- f. **USM** - 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 November 22, 2013, the Commissioner approved the request to enter into a revenue generating lease agreement with InControl Enterprise Dynamics, Inc. (Lessee), a Michigan corporation. This agreement is for the lease of approximately 90 square feet of office space in the Trent Lott National Center for Economic Development and Entrepreneurship. The proposed area is to be used as office space for Lessee’s staff while engaged in a research partnership with USM. The lease term will run for an initial one (1) year period beginning on the date the agreement is signed and will be extended for up to three additional one (1) year terms unless written notice of termination is given by either party at least sixty (60) days prior to the end of the then current lease term. In return for the lease of the designated space, USM will receive an annual rent payment of \$1,800 or, a total of \$7,200 for the four (4) year lease term. The university, as Lessor, will provide utilities, janitorial services and routine maintenance services for the premises. The Executive Office legal staff have reviewed and approved the contract documents.
- g. **SYSTEM** – In accordance with Board Policy 401.0103 Salaries and Compensation, each institution is required to submit an annual report of the additional compensation paid to selected employees. Additional compensation includes any institutional pay outside of an employee’s regular contract rate. This could include additional pay for items such as teaching overloads, performing additional duties, athletic camp service, etc. On

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November 14, 2013, the Commissioner approved the submitted report. The Executive Office financial staff has reviewed and approved the institutions' submissions. A copy of the report will be maintained in the IHL Department of Finance and Administration for review.

**ANNOUNCEMENTS**

- President Owens noted that the next Board meeting will be February 20<sup>th</sup> in Jackson and the Health Affairs Committee will commence immediately following the board meeting today.
- President Owens passed the gavel to President-Elect Aubrey Patterson. Trustee Patterson will begin his tenure as president on February 1, 2014. Trustee Patterson presented President Owens with a plaque commemorating his service to the Board as its President.

**EXECUTIVE SESSION**

On motion by Trustee Perry, seconded by Trustee Hooper, 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 Perry, seconded by Trustee Hooper, with Trustees Pickering and Smith 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 litigation matter at one state university;

Discussion of a prospective litigation matter at one state university; and

Discussion of two state university personnel matters and one IHL Board Office personnel matter.

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

On motion by Trustee Hooper, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to approve the settlement of UMMC Tort Claim No. 1808 styled as *Greg Gabriel vs. UMMC, et al.*, as recommended by counsel.

The Board discussed a prospective litigation matter at one state university.

The Board discussed two state university personnel matters and one IHL Board Office personnel matter.

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**On motion by Trustee Perry, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to return to Open Session.**

On motion by Trustee Perry, seconded by Trustee Smith, all Trustees legally present and participating voted unanimously to approve the committee appointments for February 1, 2014 – May 7, 2015 as follows:

**STANDING COMMITTEES**

**Academic Affairs**

1. Ford Dye, Chair
2. Ed Blakeslee
3. Shane Hooper
4. Robin Robinson
5. C.D. Smith

**Legal**

1. Doug Rouse, Chair
2. Shane Hooper
3. Bob Owens
4. Hal Parker
5. Alan Perry

**Finance**

1. Alan Perry, Chair
2. Ed Blakeslee
3. Karen Cummins
4. Christy Pickering
5. Robin Robinson
6. Doug Rouse

**Real Estate**

1. C.D. Smith, Chair
2. Karen Cummins
3. Bob Owens
4. Hal Parker
5. Christy Pickering

**AD HOC COMMITTEES**

**Ayers Endowment Management Committee**

1. Shane Hooper, Chair
2. Ed Blakeslee
3. Robin Robinson
4. IEO – Norris Edney (Acting President)
5. IEO – Carolyn Meyers
6. IEO – William Bynum
7. Commissioner Hank Bounds

**Health Affairs**

1. Aubrey Patterson, Chair
2. Ed Blakeslee
3. Ford Dye
4. Shane Hooper
5. Alan Perry
6. Doug Rouse

**Diversity**

1. Karen Cummins, Chair
2. Shane Hooper
3. Bob Owens
4. Alan Perry
5. C.D. Smith

**\*The President is an Ex-Officio member of all committees**

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On motion by Trustee Owens, seconded by Trustee Cummins, with Trustee Robinson absent and not voting, all Trustees legally present and participating voted unanimously to appoint Dr. Norris Edney as the Interim President of Alcorn State University until such time as a permanent president can be named and to authorize Commissioner Bounds to set the compensation for Dr. Edney for an amount not to exceed the compensation rate of the previous president.

**ADJOURNMENT**

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

A handwritten signature in blue ink, reading "Aubrey Blakeslee", is positioned above a horizontal line.

President, Board of Trustees of State Institutions of Higher Learning

A handwritten signature in black ink, reading "Hank a f Bounds", is positioned above a horizontal line.

Commissioner, Board of Trustees of State Institutions of Higher Learning

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**EXHIBITS**

- |           |   |
|-----------|---|
| Exhibit 1 | Property Descriptions of the eighteen homes to be sold by the University of Southern Mississippi as part of the Neighborhood Stabilization Program Subgrant from the Mississippi Development Authority (MDA). See item #14 on the Real Estate Consent Agenda. |
| Exhibit 2 | 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 first approval.                       |
| Exhibit 3 | Real Estate items that were approved by the IHL Board staff subsequent to the November 21, 2013 Board meeting.  |
| Exhibit 4 | Report of the payment of legal fees to outside counsel.   |

# EXHIBIT 1

January 16, 2014

**Property Descriptions of the eighteen homes to be sold by the University of Southern Mississippi as part of the Neighborhood Stabilization Program Subgrant from the Mississippi Development Authority (MDA). See item #14 on the Real Estate Consent Agenda.**

**1. 122 Carriage Hills Drive, Jackson, MS**

Lot 43, Carriage Hills Subdivision, Part I, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 25 at Page 4, reference to which map or plat is hereby made in aid of and as a part of this description.

Being the same property as conveyed to the Secretary of Veterans Affairs, an Officer of the United States of America by substitute Trustee's Deed, dated 03/16/2010 in Book 7104, Page 3 1526, in Hinds County, Mississippi.

**2. 126 McDowell Park Circle, Jackson, MS**

Lot 4, McDowell Park Subdivision, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 17 at Page 24, reference to which is hereby made.

**3. 130 W. Santa Clair Street, Jackson, MS**

Lot 8, Block A, Alameda Subdivision, a subdivision according to a map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 5 at Page 40, reference to which is hereby made in aid of and as a part of this description.

**4. 134 McDowell Park Circle, Jackson, MS**

Lot 5 McDowell Park Subdivision, a subdivision according to a map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 17, at Page 24, reference to which is hereby made in aid of and as a part of this description.

**5. 235 Hilliard Court, Jackson, MS**

Lot 6, Greenbriar Subdivision, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 22 at Page 2, reference to which is hereby made in aid of and as a part of this description.



# EXHIBIT 1

January 16, 2014

6. **346 McDowell Park Circle, Jackson, MS**

Lot 44, McDowell Park Subdivision, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk, First Judicial District, Hinds County at Jackson, Mississippi in Plat Book 17 at Page 24 thereof, reference to which is hereby made in aid of and as a part of this description.

7. **422 Sharon Hill, Jackson, MS**

Lot 250, Cedar Hills Subdivision, Part 4-B, a subdivision lying in and being situated in the First Judicial District of Hinds County, Mississippi, according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County, Mississippi at Jackson, Mississippi, in Plat Book 30 at Page 11 thereof, reference to which is map or plat is hereby made in aid of and as part of this description.

8. **1515 Dorgan Street, Jackson, MS**

Lot 116, Woodgate, Part II, a subdivision according to a map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 20 at Page 45, reference to which is hereby made in aid of and as a part of this description.

9. **1625 Dorgan Street, Jackson, MS**

Lot 43, Woodglen, Part 2, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 20 at Page 45, reference to which is hereby made.

10. **1631 Wood Glen, Jackson, MS**

Lot 63, Woodglen Part 2, a subdivision, according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County of Jackson, Mississippi, in Plat Book 20, at Page 45, reference to which is hereby made in aid of and as a part of this description.

11. **1764 Waycona Drive, Jackson, MS**

Lot 75, Garden Park Subdivision, Part 7, a subdivision according to a map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 21 at Page 14 thereof, reference to which is hereby made.

# EXHIBIT 1

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**12. 2262 Breckinridge Road, Jackson, MS**

Lot 8, Garden Park Terrace, Part 5, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 22 at Page 22, reference to which is hereby made.

**13. 2723 Woodside Drive, Jackson, MS**

Lot 36, Brinoy Heights, a subdivision, according to the map or plat thereof now on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 14 at Page 17 reference to which is made and thereof.

**14. 2830 Engleside Drive, Jackson, MS**

Lot 4, Engleside Subdivision, a subdivision according to the map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 16 at Page 35, reference to which is hereby made.

**15. 2880 Woodside Drive, Jackson, MS**

Lot 11, Block A, Oak Forest Subdivision, according to a plat on file in the office of the Chancery Clerk at Jackson, Hinds County, First Judicial District, Mississippi, in Plat Book 13 at Page 7.

**16. 2935 Marwood Drive, Jackson, MS**

Lot 5, Block V, Oak Forest Subdivision, Part 7, a subdivision according to the map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 16 at Page 19, reference to which is hereby made in aid of and as a part of this description.

**17. 4921 Oak Leaf Drive, Jackson, MS**

Lot 87, Oak Creek, Part II, a subdivision according to the map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 27 at Page 8, reference to which is hereby made.

**18. 4959 Laurel Oak Drive, Jackson, MS**

Lot 42, Oak Creek Subdivision, Part IV, a subdivision according to a map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, in Plat Book 29 at Page 12, reference to which is hereby made in aid of and as a part of this description.

# EXHIBIT 2

## January 16, 2014

### University of Mississippi Medical Center Professional Schools

	FY 2014	Approved Change	FY 2015 *	Approved Change	FY 2016 *	Approved Change	FY 2017 *
<b>Doctor of Dentistry</b>							
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%

<b>Doctor of Medicine</b>							
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%

<b>Doctor of Physical Therapy</b>							
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 2

## January 16, 2014

### Mississippi State University Professional Schools

	FY 2014	Approved Change	FY 2015 *	Approved Change	FY 2016 *	Approved Change	FY 2017 **
<b>Doctor of Veterinary Medicine</b>							
Mississippi Resident	\$ 18,682	\$ 695	\$ 19,377	\$ 722	\$ 20,099	\$ 744	\$ 20,843
Non-Resident Surcharge <sup>1</sup>	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

<sup>1</sup> 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 3

January 16, 2014

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE November 21, 2013 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 101-283 – Campus Safety and Security**

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

**Staff Approval Date:** December 5, 2013

**Project Initiation Date:** February 16, 2012

**Design Professional:** S&S Engineers

**General Contractor:** TBD

**Project Budget:** \$1,500,000.00

**2. DSU– GS 102-237 – Caylor White Walters – Phase III (Rebid)**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$137,923.51 and forty-eight (48) additional days to the contract of Panola Construction company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** December 4, 2013

**Change Order Justification:** **Change Order #2** is necessary to provide a temporary wall at room 258 to allow installation of electrical panel feeding in phase 1, to provide wall type 5, to provide credit for addition of drinking fountain and associated work at the planetarium, provide new drinking fountain in corridor 100 A and provide new frame, door, and hardware in access room, to provide structural bracing at existing CMU wall, to provide raised floor steps and handrails in room 156, change studs size to accommodate plumbing in room 156, 162, 165, 166, and 169, provide abuse resistant gypsum board in room 171, provide larger expansion joints in room 202B, provide new opening in room 247, to provide tie in from existing roof drain to 6" storm line, to provide aggregate base & asphalt to infill water line trench.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$212,684.62.

**Project Initiation Date:** August 19, 2010

**Design Professional:** Architecture South, P.A.

**General Contractor:** Panola Construction Company, Inc.

**Project Budget:** \$15,715,249.00

# EXHIBIT 3

January 16, 2014

## 3. JSU– GS 103-234 – ADA Compliance Phase IIB (BP2)

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$47,596.70 and four hundred nine (409) additional days to the contract of WFT Architect, P.A. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** November 18, 2013

**Change Order Justification:** **Change Order #1** is necessary to provide additional toilet partitions to match the partitions originally installed, to provide handrails for the Jones-Sampson Bldg., to provide needed electrical power changes to elevators, to replace floor drains at J.Y. Woodard Bldg. due to latent conditions requiring immediate alteration, to repair water line at Jones-Sampson Bldg. due to latent conditions, to repair pipe & move floor drains at E.T. Stewart hall, to relocate fire sprinkler heads, to provide bathroom light fixtures for McAllister-Whiteside Hall, and to add contract time only for delays.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$47,596.70.

**Project Initiation Date:** June 12, 2007

**Design Professional:** WFT Architect, P.A.

**General Contractor:** Coleman Hammons Construction Co., Inc.

**Project Budget:** \$5,632,985.50

## 4. MSU– GS 105-341 – Hand Lab – Life Safety Upgrades

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Atherton Consulting Engineers, Inc., 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.

**Staff Approval Date:** November 26, 2013

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

**Design Professional:** Atherton Consulting Engineers

**General Contractor:** TBD

**Project Budget:** \$1,100,000.00

## 5. MSU– GS 105-343 – Lee Hall Renovation

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$321.92 and twelve (12) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** November 26, 2013

**Change Order Justification:** **Change Order #7** is necessary to provide 120v power to each air terminal unit that was intended to be handled in the HVAC controls allowance but was omitted, to omit a section of millwork in room 1010 due to latent conditions, to install an expansion joint cover at the auditorium roof due to latent conditions, to omit

# EXHIBIT 3

January 16, 2014

future card access for the 3<sup>rd</sup> & 4<sup>th</sup> floors that were omitted during design but not completely removed from the documents, to replace the site water line for fire protection from the new rerouted water line into Lee Hall, to reconcile the balance of funds remaining in the HVAC controls allowance, to install doors in seating 4001 to the north office and between two north offices.

**Total Project Change Orders and Amount:** Seven (7) change orders for a total amount of \$638,775.74.

**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

## 6. MSU – IHL 105-345 GC01 – Classroom Building with Parking

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Evan Johnson & Sons Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** November 5, 2013

**Project Initiation Date:** August 19, 2010

**Design Professional:** Belinda Stewart Architects, P.A.

**General Contractor:** Evan Johnson & Sons Construction, Inc.

**Project Budget:** \$37,509,471.00

## 7. MSU – GS 113-130 – Necropsy Renovation

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #12** in the amount of \$21,714.77 and fourteen (14) additional days to the contract of T.L. Wallace Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** October 30, 2013

**Change Order Justification:** **Change Order #12** is necessary to provide additional striping, to furnish & install proper hose reel supports, to add compressed air to the sterilizer, to delete the concrete paving between the cooling tower and the small incinerator, to install a pad for the diesel tank, to install crushed stone & stabilization fabric, to credit for fencing labor, to furnish & install a new day tank in the boiler room to install a permanent gate, and to add 3 days due to weather delays.

**Total Project Change Orders and Amount:** Twelve (12) change orders for a total amount of \$835,634.63.

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

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

**General Contractor:** T.L. Wallace Construction, Inc.

**Project Budget:** \$12,197,791.22

## 8. MSU– IHL 205-267 – MSU Fresh Food Company

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by JH&H Architects, design professional.

# EXHIBIT 3

January 16, 2014

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

**Staff Approval Date:** November 4, 2013

**Project Initiation Date:** September 11, 2012

**Design Professional:** JH&H Architects

**General Contractor:** TBD

**Project Budget:** \$12,500,000.00

## 9. MUW – GS 104-178 – Fant Library Renovation, Phase I

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the **credit amount** of \$15,581.46 and sixty-two (62) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** November 6, 2013

**Change Order Justification:** **Change Order #5** is necessary to credit for deletion of carpet installation, floor boxes in the classroom tired seating area of the south addition, deletion of requirement to relocate & install an OAU located at the sw corner of the south addition, to reconfigure two CMU recesses to allow installation of the Raynor overhead fire doors at the ASRS and to add 62 additional days due to weather delays.

**Total Project Change Orders and Amount:** Five (5) change orders for a total amount of \$81,133.89.

**Project Initiation Date:** October 20, 2011

**Design Professional:** Burris/Wagnon Architects, P.A.

**General Contractor:** West Brothers Construction, Inc.

**Project Budget:** \$6,800,000.00

## 10. MUW– GS 104-178 – Fant Library Renovation, Phase II

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Burris/Wagnon Architects, P.A. 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.

**Staff Approval Date:** October 30, 2013

**Project Initiation Date:** June 20, 2013

**Design Professional:** Burris/Wagnon Architects, P.A.

**General Contractor:** TBD

**Project Budget:** \$5,100,000.00

## 11. MVSU – GS 106-237 – Harrison Renovation Expansion

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Evan Johnson & Sons Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** December 4, 2013

**Project Initiation Date:** January 20, 2011



# EXHIBIT 3

January 16, 2014

**Design Professional:** Pryor-Morrow/Vernell Barnes Architect  
**General Contractor:** Evan Johnson & Sons Construction, Inc.  
**Project Budget:** \$17,500,000.00

## **12. UM– GS 107-311 – Music Hall Mechanical Upgrade & West Wing Renovation**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to D. Carroll Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** October 29, 2013

**Project Initiation Date:** November 15, 2012

**Design Professional:** Shafer & Associates

**General Contractor:** D. Carroll Construction, LLC

**Project Budget:** \$4,650,000.00

## **13. UM– IHL 207-341 – Thad Cochran Natural Product Center Phase II**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Cooke Douglass Farr Lemons Architects.

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

**Staff Approval Date:** November 18, 2013

**Project Initiation Date:** May 20, 2010

**Design Professional:** Cooke Douglass Farr Lemons Architects

**General Contractor:** TBD

**Project Budget:** \$40,000,000.00

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

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$51,304.95 and zero (0) additional days to the contract of Zellner Construction.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #9** in the amount of \$53,718.66 and zero (0) additional days to the contract of Zellner Construction.

**Staff Approval Date:** (#1) November 6, 2013; (#2) November 26, 2013

**Change Order Justification:** **Change Order #8** is necessary for abatement of asbestos containing material & soil discovered in the trench during excavation, and related work to support the abatement including excavation, new fill and re-grading. **Change Order #9** is necessary to install UNI-I tapping tee to connect the new planter drainage system to the existing stormwater detention system, to furnish & install brick benches to cover the top of the concrete column footings exposed above grade after excavation for the new dining patio, to furnish & install stainless steel wall panels below the hoods in lieu of specified FRP, to furnish & install FRP wall covering in warewash room 135 in lieu of paint, and to furnish & install washable tile ceilings in warewash room 208 in lieu of specified ACT.

# EXHIBIT 3

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**Total Project Change Orders and Amount:** Nine (9) change orders for a total amount of \$1,367,494.43.

**Project Initiation Date:** May 19, 2011

**Design Professional:** Tipton Associates, A Professional Architectural Corporation

**General Contractor:** Zellner Construction

**Project Budget:** \$14,500,000.00

## **15. UM – IHL 207-353 – Coulter Hall Addition and Renovation**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$25,736.00 and zero (0) additional days to the contract of Carothers Construction, Inc.

**Staff Approval Date:** November 8, 2013

**Change Order Justification:** **Change Order #1** is necessary to install chilled water lines due to faulty existing valves, termite treatment to soil in additional areas not included in the original project scope, and to deduct for controls allowance.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$25,736.00.

**Project Initiation Date:** February 16, 2012

**Design Professional:** BEJ-CDFL – A Professional Association

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

**Project Budget:** \$18,000,000.00

## **16. UM– IHL 207-354 – Honors College Renovation and Addition**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by The McCarty Company Design Group, P.A.

**Staff Approval Date:** December 9, 2013

**Project Initiation Date:** March 21, 2013

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

**General Contractor:** TBD

**Project Budget:** \$6,600,000.00

## **17. UM– IHL 207-365 – Kinard Hall Water Storage Tank Replacement at Rebel Drive**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to CBI.

**Staff Approval Date:** November 6, 2013

**Project Initiation Date:** October 18, 2012

**Design Professional:** Engineering Solutions, Inc.

**General Contractor:** CBI

**Project Budget:** \$2,500,000.00

## **18. UM– IHL 207-370 – Turner Center Basement Renovation**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by The McCarty Design Group, P.A.

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

**Staff Approval Date:** November 6, 2013

**Project Initiation Date:** March 21, 2013

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

**General Contractor:** TBD

**Project Budget:** \$1,500,000.00

## **19. UM– IHL 207-373 – Faser Hall Second Floor Skills Lab**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Anco Construction, Inc.

**Staff Approval Date:** November 12, 2013

**Project Initiation Date:** November 17, 2011

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

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

**Project Budget:** \$1,500,000.00

## **20. UM– IHL 207-374 – Lamar Hall Phase IIA Envelope Restoration**

**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 October 23, 2013 **initiating and approving the professional** for the Lamar Hall Phase IIA Envelope Restoration. The project began with a budget below \$1M threshold for reporting to IHL, but has now exceeded the \$1M limit due to additional structural work required on the exterior stone panels. The budget is being initiated at \$1,100,000 and will be funded with internal repair and renovation funds.

**Interim Approval Date:** October 23, 2013

**Project Initiation Date:** October 23, 2013

**Design Professional:** Barlow Eddy Jenkins Architects, P.A.

**General Contractor:** D. Carroll Construction, LLC

**Project Budget:** \$1,100,000.00

## **21. UM – IHL 207-374 – Lamar Hall Phase IIA Envelope Restoration**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$0.00 and seven (7) additional days to the contract of D. Carroll Construction, LLC.

**Staff Approval Date:** December 5, 2013

**Change Order Justification:** **Change Order #5** is necessary to add days due to inclement weather.

**Total Project Change Orders and Amount:** Five (5) change orders. The previous four change orders were incurred when project was under the \$1M threshold. Change Order #5 is for the additional days incurred when the budget exceeded the \$1M threshold.

**Project Initiation Date:** October 23, 2013

**Design Professional:** BEJ-CDFL – A Professional Association

**General Contractor:** D. Carroll Construction, LLC

**Project Budget:** \$1,100,000.00

# EXHIBIT 3

January 16, 2014

## **22. UMMC – IHL 209-532 – Cardiovascular Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #11** in the amount of \$7,762.00 and zero (0) additional days to the contract of Fountain Construction Company, Inc. .

**Staff Approval Date:** October 30, 2013

**Change Order Justification:** **Change Order #11** is necessary for additional batt insulation in the exterior wall detail around the elevator shaft & adjacent wall, door changes reducing the openings in doors 2020 & 3013, and additional insulation added to some existing ductwork in the mauve desk ceiling area.

**Total Project Change Orders and Amount:** Eleven (11) change orders for a total amount of \$342,216.84.

**Project Initiation Date:** February 18, 2010

**Design Professional:** Cooke Douglas Farr Lemons Architects & Engineers, P.A.

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

**Project Budget:** \$20,182,526.00

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #9** in the **credit amount** of \$84,690.13 and zero (0) additional days to the contract of Hemphill Construction, Inc.

**Staff Approval Date:** November 7, 2013

**Change Order Justification:** **Change Order #9** is necessary to credit for adjustments and various pay items to account for actual quantities used vs original design quantities.

**Total Project Change Orders and Amount:** Nine (9) change orders for a total amount of \$973,227.76.

**Project Initiation Date:** April 15, 2010

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

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

**Project Budget:** \$13,750,000.00

## **24. UMMC– IHL 209-539 – Lexington Hospital Renovations**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by The McCarty Design Group, P.A.

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

**Staff Approval Date:** November 5, 2013

**Project Initiation Date:** January 20, 2011

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

**General Contractor:** TBD

**Project Budget:** \$4,479,107.00

# EXHIBIT 3

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## **25. UMMC – IHL 209-548 – School of Medicine Utilities**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Fountain Construction Company, Inc.

**Staff Approval Date:** October 28, 2013

**Project Initiation Date:** August 15, 2013

**Design Professional:** CDFL + ELEY, A Joint Venture

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

**Project Budget:** \$10,000,000.00

## **26. USM– GS 108-267 – College of Business Building**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$51,746.32 and eighty-three (83) additional days to the contract of Hanco Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** December 6, 2013

**Change Order Justification:** **Change Order #8** is necessary for work related to structural changes for grade beams at the corner stairs along column lines and controls, changing the AMP rating of the 3 circuit breakers feeding the 3 PHWPs, adding 3 poles, 30 amp breakers for the 4 HWB's, to add structural steel that required support of the precast at the east elevation of the 2<sup>nd</sup> floor between column lines, changing 'Z' type light fixtures to Visa Lighting CP4284 and deleting three type 'Z' fixtures and lowering devices located over the auditorium stage, lighting changes in fixtures in various classrooms, and adding 56 additional days due to weather delays.

**Total Project Change Orders and Amount:** Eight (8) change orders for a total amount of \$230,914.80.

**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

## **27. USM – IHL 208-313 – Fine Arts Complex Tornado Repairs and Renovations**

**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 October 23, 2013 **increasing the budget** for the Fine Arts Complex Tornado Repairs project from \$4,664,516.84 to \$5,402,302.84 for a total increase of \$737,786.27.

**Interim Approval Date:** November 8, 2013

**Project Initiation Date:** June 4, 2013

**Design Professional:** Allred Architectural Group

**General Contractor:** B.W. Sullivan Building Contractor, Inc.

**Project Budget:** \$5,402,302.84

# EXHIBIT 3

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**28. USM – IHL 208-313 – Fine Arts Complex Tornado Repairs and Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Fountain Construction Company, Inc.

**Staff Approval Date:** November 8, 2013

**Project Initiation Date:** June 4, 2013

**Design Professional:** Allred Architectural Group

**General Contractor:** B.W. Sullivan Building Contractor, Inc.

**Project Budget:** \$5,402,302.84

**29. USM– IHL 210-243 – Marine Education Center – Cedar Point**

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

**Staff Approval Date:** December 4, 2013

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

**Design Professional:** Lake/Flato Architects

**General Contractor:** TBD

**Project Budget:** \$13,205,000.00

# EXHIBIT 4

January 16, 2014

## 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 11/20/13) from the funds of Mississippi State University. (This statement, in the amount of \$129.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 129.00**

Payment of legal fees for professional services rendered by Ware/Gasparian (statement dated 11/19/13) from the funds of Mississippi State University. (This statement, in the amount of \$2,500.00, represents services and expenses in connection with labor certifications.)

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

Payment of legal fees for professional services rendered by Evans Petree (statements dated 10/3/13, 11/4/13 and 11/7/13) from the funds of the University of Mississippi. (These statements, in the amounts of \$2,524.17, \$1,637.50 and \$6,047.50, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 10,209.17**

Payment of legal fees for professional services rendered by Bradley, Arant, Boult & Cummings (statement dated 11/13/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$838.50, represents services and expenses in connection with litigation matters.)

**TOTAL DUE.....\$ 838.50**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 10/21/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,960.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 1,960.00**

Payment of legal fees for professional services rendered by Kitchens Hardwick (statements dated 10/10/13, 10/10/13, 10/10/13, 11/1/13, 11/1/13, 11/1/13 and 11/1/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$693.00, \$643.50, \$858.00, \$2,574.00, \$2,524.50, \$1,534.50 and \$5,197.50, respectively, represent services and expenses in connection with general legal advice and litigation matters.)

**TOTAL DUE.....\$ 14,025.00**

# EXHIBIT 4

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Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 10/29/13, 10/29/13, 11/12/13, 11/12/13 and 11/12/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$9,262.33, \$3,368.94, \$7,240.60, \$9,725.11 and \$10,890.04, respectively, represent services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 40,487.02**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 11/13/13) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$12,055.44, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 12,055.44**

Payment of legal fees for professional services rendered by Mayo Mallette (statement dated 11/8/13) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$264.00, represents services and expenses in connection with general legal advice.)

**TOTAL DUE.....\$ 264.00**

## **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 10/22/13, 10/25/13, 10/28/13, 11/15/13, 11/15/13, 11/15/13 and 11/15/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Steele- Solid Heat Carrier Pyrolysis Reactor" - \$135.00; "Srinivasan- Elusieve Processing CIP Application" - \$128.84; "Steele- Non-Provisional-Upgrading of Bio-Oil Using Synthesis Gas" - \$2,202.50; "Steele- Nonprovisional - Upgrading of Bio-Oil Using Synthesis Gas" - \$120.00; "Steele- Penmetsa - Water Repellant Solids" - \$110.00; "Steele- Solid Heat Carrier Pyrolysis Reactor" - \$2,002.50 and "Klink-Glycine Max Resistance" - \$85.00, respectively.)

**TOTAL DUE.....\$ 4,783.84**

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 10/23/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Southern Gardening Service Mark" - \$308.75; "Registration - Bulldog Head" - \$451.25; "Registration - Cowbell in Miss. State Circle" - \$403.75; "Registration - Miss. State Banner" - \$665.00; "Registration - Mississippi State University (words)" - \$95.00; "Registration - Paw Print" - \$118.75; "Japan- Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminants" - \$2,489.04; "Method and System for Increasing Safety in Chemical Application from an Aircraft"



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- \$400.00; "Linear Analyst" - \$800.00; "Production of Biodiesel and Other Valuable Chemicals from Wastewater Treatment Plant Sludges" - \$1,172.50; "MSU- Fischer - Tropsch Catalysts and Process for Liquid" - \$546.25; "Termite Control Methods and Apparatus" - \$800.00; "Termite Control System, Method and Apparatus" - \$800.00; "Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminants" - \$1,560.00; "Oral Vaccination of Fish with Live Attenuated Edwardsiella ictaluri Vaccines" - \$47.50; "Generation of Imazapic Resistance Switch grass Population" - \$587.50; "Crape myrtle Plant Named (Neshoba)" - \$997.50; "Crape myrtle Plant Named (Pascagoula)" - \$1,092.50; "Crape myrtle Plant Named (Sequoyah)" - \$1,021.25; "Crape myrtle Plant Named (Shumaka)" - \$1,092.50; "Crape myrtle Plant Named (Tishomingo)" - \$1,021.25; "Using Biochar, a Byproduct from Thermal Chemical Conversion of Biomass, as Container Substrate" - \$47.50; "National Filing from Occidiofungin PCT Application -China" - \$665.00; "Diethylene Tricarbamide and Diethylene Tricarbamide-Formaldehyde Condensation Resins" - \$1,587.50; "Berbent Bermuda grass Trademark" - \$332.50; "BERBENT (Word Mark)" - \$150.00; "Vibrio Assay Kits" - \$118.75; "Europe- Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminants" - \$1,942.50; "China- Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminants" - \$520.00 and "Japan- Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminants" - \$390.00.)

**TOTAL DUE.....\$ 22,342.69**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/17/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Enhancers of Paraoxanase 1 (PON1) Activity toward Degrading Organophosphates" - \$107.54; "Extruder Device" - \$1,993.48; "White/Noval Catalyst and Process for Liquid Hydrocarbon Fuel Production" - \$997.70; "Extruder Device" - \$106.70 and "White/Noval Catalysts and Process for Liquid Hydrocarbon Fuel Production" - \$57.20.)

**TOTAL DUE.....\$ 3,262.62**

Payment of legal fees for professional services rendered by Armstrong Teasdale (statement dated 9/24/13) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: "Systems and Methods for Detecting Transient Acoustic Signals" - \$40.28.)

**TOTAL DUE.....\$ 40.28**

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Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 9/17/13, 9/26/13, 11/20/13 and 11/20/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Cache Mapping Technology" - \$752.50 and "Animal Model of Anxiety and Depression" - \$1,234.50; "Device for Demonstrating Components of a Vector" - \$167.50 and "Cache Mapping Technology" - \$1,657.50, respectively.)

**TOTAL DUE.....\$ 3,812.10**

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 9/19/13, 10/28/13 and 10/28/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Highly Selective Sigma Receptor Radioligands" - \$1,320.00; "Method of Preparing Delta-9 Tetrahydrocannabinol" - \$525.00 and "Method for Preparing Delta-9 Tetrahydrocannabinol" - \$768.00, respectively.)

**TOTAL DUE.....\$ 2,613.00**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/17/13, 9/17/13, 9/17/13, 9/17/13, 9/17/13, 10/21/13, 10/21/13, 10/21/13, 10/21/13, 10/21/13, 10/21/13, 10/21/13, 11/18/13, 11/18/13, 11/18/13, 11/18/13, 11/18/13, 11/18/13, 11/18/13, 11/18/13 and 11/18/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "A Stable Plasmonic Cluster of Molecular Definition" - \$50.00; "Highly Purified Amphotericin-B" - \$1,024.00; "Highly Purified Amphotericin-B" - \$3,968.00; "Stabilized Formulation of Triamcinolone Acetonide" - \$5,609.21; "Stabilized Formulation of Triamcinolone Acetonide" - \$623.50; "A Stable Plasmonic Cluster of Molecular Definition" - \$28.50; "Delivery of Medicaments to the Nail" - \$636.00; "Purified Amphotericin-B" - \$2,060.50; "Stabilized Formulation of Triamcinolone Acetonide" - \$192.00; "Acoustic Instruments for Use Aquaculture" - \$1,150.00; "Agents with Selective K-Opioid Receptor Affinity" - \$1,150.00; "Bio-adhesive Hot-Melt Extruded Film for Topical and Mucosal Adhesion Applications and Drug Delivery and Process for Preparation Thereof" - \$4,050.00; "Miscellaneous IP Matters" - \$47.50; "Highly Purified Amphotericin-B" - \$1,759.25; "Highly Purified Amphotericin-B" - \$1,221.00; "Methods for Detecting Humans" - \$57.00; "Stabilized Formulation of Triamcinolone Acetonide" - \$2,243.15; "Formulation for the Treatment of Hypertrophic Scar" - \$192.00; "Highly Purified Amphotericin-B" - \$889.00; "Highly Purified Amphotericin-B" - \$738.00; "Highly Purified Amphotericin-B" - \$1,071.00; "Highly Purified Amphotericin-B" - \$730.00; "Compositions Comprising Highly Purified Amphotericin-B" - \$795.00 and "Highly Purified Amphotericin-B" - \$696.00, respectively.)

**TOTAL DUE.....\$ 30,980.61**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/20/13, 10/18/13, 10/18/13, 10/18/13, 10/18/13, 10/18/13 and 10/18/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,374.00,

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\$186.00, \$91.50, \$1,003.88, \$330.00, \$1,188.00 and \$61.50, respectively, represent services and expenses in connection with intellectual property/patents.)

**TOTAL DUE.....\$ 4,234.88**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 11/14/13 and 11/20/13) 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" - \$2,827.50 and "Lockhead - Oil Dispersant Patent" - \$1,247.00, respectively.)

**TOTAL DUE.....\$ 4,074.50**

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 10/30/13) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: "Soy Protein Adhesives and Uses Thereof" - \$1,330.00; "Application for Registration of D.E.E.P. Comprehension Service Mark" - \$1,437.50; "RNA Containing Coenzymes, Biotin, or Fluorophores, and Methods for Their Preparation and Use" - \$427.50 and "SportEvac Trademark" - \$973.75.)

**TOTAL DUE.....\$ 4,168.75**