

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
June 16, 2010**

**BE IT REMEMBERED**, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session in the Jacob Conference Center located in J. M. Ewing Hall at Delta State University in Cleveland, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on December 3, 2009, to each and every member of said Board, said date being at least five days prior to this June 16, 2010 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering (by phone), Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. The meeting was called to order by Dr. Bettye Neely, President, and opened with prayer by Dr. John Hilpert, President of Delta State University.

**ANNOUNCEMENTS**

- ▶ Trustee Bettye Neely thanked Dr. John Hilpert, President of Delta State University for hosting the June Board meeting. She particularly enjoyed the Teach for America opening session yesterday.
- ▶ Trustee Neely welcomed the following Student Government Association Presidents: Ms. Emily Hern from Alcorn State University, Mr. Thomas Sellers from Mississippi State University, and Ms. Kasey Mitchell from the University of Southern Mississippi.
- ▶ Trustee Neely then welcomed Dr. Leslie McLemore, Interim President of Jackson State University, and Mrs. Allegra Brigham, Interim President of the Mississippi University for Women.
- ▶ Commissioner Hank Bounds thanked all of the Student Government Association presidents for attending especially since most of them are on summer break. He announced the retirement of Dr. Phil Pepper, IHL Assistant Commissioner of Institutional Research. Also, Mrs. Leah Rupp Smith, IHL Director of Communications, will be leaving to attend law school in Kentucky.
- ▶ Commissioner Bounds reminded the Board that there will not be a regular meeting in July.

**APPROVAL OF THE MINUTES**

On motion by Trustee Robinson, seconded by Trustee Blakeslee, with Trustee Ross absent and not voting and Trustee Pickering participating by telephone, all Trustees legally present and participating voted in the affirmative, therefore, it was

**RESOLVED**, That the Minutes of the Board meetings held on May 20, 2010, May 28, 2010 and June 4, 2010, stand approved.

**SPECIAL PRESENTATIONS**

- ▶ Dr. John Hilpert, President of Delta State University, gave a brief presentation about the university.
- ▶ The Board received a presentation by the Deepwater Horizon Response Team as part of the Mississippi Research Consortium led by Dr. Alice Clark, Vice Chancellor of Research and Sponsored Programs at the University of Mississippi.

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**CONSENT AGENDA**

On motion by Trustee Patterson, seconded by Trustee Robinson, with Trustee Pickering participating by telephone, all Trustees legally present and participating voted in the affirmative except Trustee Owens who recused himself from voting, therefore, it was

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

**ACADEMIC AFFAIRS**

1. **System** - Approved the following requests for academic program modifications:
  - a. *Alcorn State University* to delete the *BA in Economics* (CIP 45.0601) degree.
  - b. *Alcorn State University* to delete the *BS in Educational Psychology* (CIP 42.1801) degree.
  - c. *Alcorn State University* to delete the *BS in Health Science* (CIP 51.9999) degree.
  - d. *Alcorn State University* to delete the *BS in Special Education* (CIP 13.1001) degree.
  - e. *Mississippi State University* to rename the *BS in Wildlife and Fisheries* (CIP 03.0601) degree to the *BS in Wildlife, Fisheries and Aquaculture* degree (no CIP change) to better align the degree name with curriculum of the program and the current name of the academic unit where the degree resides. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Wildlife, Fisheries and Aquaculture.
  - f. The *University of Southern Mississippi* to reorganize the *BS in Entertainment Industry* (CIP 50.0909) degree by removing this degree program from the School of Music and relocating the program to the School of Mass Communication and Journalism. The reorganization is an academic efficiency that will save money by facilitating resources sharing between the Entertainment Industry program and existing academic programs within the School of Mass Communication and Journalism.
2. **MVSU** - Approved the following academic unit modification: *Mississippi Valley State University* to reorganize the *Division of Academic Affairs* by combining the *College of Professional Studies* and the *College of Education*. This reorganization will reduce administrative costs by merging two academic units into one, thus eliminating one dean-level position. Additionally, the university will rename the combined academic unit the *College of Professional Studies/Education*. The reorganization and renaming will require minimal resources, which will be covered by existing funds within the Division of Academic Affairs.
3. **System** - Approved the following degrees to be conferred in August 2010 provided each candidate has met all the requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	
<b>Jackson State University</b>					
	<i>Undergraduate</i>				
	Bachelor of Arts	12			
	Bachelor of Business Administration	62			
	Bachelor of Music	1			
	Bachelor of Science	105			
	Bachelor of Science Education	4			

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<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
	Bachelor of Social Work	10			
			194		
	<i>Graduate</i>				
	Doctor of Education	1			
	Doctor of Philosophy	30			
	Specialist in Education	12			
	Master of Arts	8			
	Master of Arts in Teaching	3			
	Master of Professional Accountancy	1			
	Master of Public Health	3			
	Master of Science	13			
	Master of Science in Education	28			
			99		
				293	
<b>University of Mississippi</b>					
	<i>College of Liberal Arts</i>				
	Bachelor of Arts	210			
	Bachelor of Science	15			
	Bachelor of Fine Arts	1			
	Bachelor of Music	1			
			227		
	<i>School of Engineering</i>				
	Bachelor of Science in Chemical Engineering	2			
	Bachelor of Science in Civil Engineering	2			
	Bachelor of Science in Mechanical Engineering	4			
	Bachelor of Science in Geological Engineering	2			
	Bachelor of Engineering	1			
			11		
	<i>School of Education</i>				
	Bachelor of Arts in Education	26			
			26		
	<i>School of Pharmacy</i>				
	Bachelor of Science in Pharmaceutical Sciences	197			
	Doctor of Pharmacy	19			
			216		
	<i>School of Business</i>				
	Bachelor of Business Administration	181			
			181		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	56			
			56		
	<i>School of Applied Sciences</i>				
	Bachelor of Science in Criminal Justice	34			
	Bachelor of Science in Exercise Science	19			
	Bachelor of Science	31			
	Bachelor of Social Work	53			

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<b>Institution</b>	<b>Degree to be Conferred</b>	<b>Number</b>	<b>Subtotal</b>	<b>Total</b>	
	Bachelor of Science in Family and Consumer Sciences	6			
	Bachelor of Arts in Parks and Recreation Management	9			
	Bachelor of Paralegal Studies	9			
			161		
<b>School of Journalism and New Media</b>					
	Bachelor of Arts	46			
			46		
<b>Graduate School</b>					
	Master of Arts	34			
	Master of Criminal Justice	3			
	Master of Science	19			
	Master of Accountancy	35			
	Master of Business Administration	9			
	Master of Taxation	9			
	Master of Education	11			
	Master of Music	2			
	Specialist in Education	7			
	Doctor of Education	1			
	Doctor of Philosophy	22			
			152		
				1076	
<b>University of Mississippi Medical Center</b>					
<b>Undergraduate</b>					
	Bachelor of Science in Nursing	22			
	Bachelor of Science in Clinical Laboratory Sciences	13			
	Bachelor of Science in Health Informatics and Information Management	2			
			37		
<b>Graduate/Professional</b>					
	Master of Occupational Therapy	1			
	Master of Science	12			
	Doctor of Physical Therapy	15			
	Doctor of Philosophy	10			
			38		
				75	
<b>System Total</b>					
					1444

**BUDGET, FINANCE AND AUDIT**

4. **DSU** - Approved the request to revise the Education and General budget. The budget escalation is necessary due to greater than budgeted scholarship/waiver categories including regional scholarships, children of alumni scholarships, and athletic scholarship waivers. The escalation is funded from tuition revenue.

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Consolidated	Original Budget 2009 - 2010	Revision/ Escalation	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 29,800,903	-	\$ 29,800,903
Travel	\$ 763,704	-	\$ 763,704
Contractual Services	\$ 9,512,287	\$ 650,000	\$ 10,162,287
Commodities	\$ 1,137,311	-	\$ 1,137,311
Capital Outlay:			
Other than equipment	\$ 423,687	-	\$ 423,687
Equipment	\$ 144,018	-	\$ 144,018
Total Capital Outlay	\$ 567,705	-	\$ 567,705
Transfers:			
Debt service	\$ 154,831	-	\$ 154,831
Other	\$ 159,000	-	\$ 159,000
Building Projects	\$ 932,347	-	\$ 932,347
Total Transfers	\$ 1,246,178	-	\$ 1,246,178
Total	\$ 43,028,088	\$ 650,000	\$ 43,678,088

5. **MSU** - Approved the request to escalate the Mississippi Alcohol Safety Education Program budget. The budget escalation is necessary due to an increased number of school locations in the state from 40 to 46, increase in the number of class participants, and increase in operational expenditures such as postage, utilities, and computer and network maintenance. The escalation is funded from increased participant fees.

Consolidated	Original Budget 2009 - 2010	Revision/ Escalation	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 1,087,964	\$ 180,223	\$ 1,268,187
Travel	\$ 90,000	-	\$ 90,000
Contractual Services	\$ 80,508	\$ 90,500	\$ 171,008
Commodities	\$ 66,500	-	\$ 66,500
Capital Outlay:			
Other than equipment	\$ 7,000	-	\$ 7,000
Equipment	\$ 11,450	-	\$ 11,450
Total Capital Outlay	\$ 18,450	-	\$ 18,450
Subsidies, Loans, & Grants	\$ 11,339	\$ 165,000	\$ 276,339
Total	\$ 1,454,761	\$ 435,723	\$ 1,890,484

6. **MSU** - Approved the request to enter into a contract with ARAMARK Educational Services, LLC to provide game day concession services to the students, faculty, staff, alumni and visitors to the MSU campus. The length of the contract term is ten years – July 1, 2010 through June 30, 2020. This is a revenue-generating contract that will provide a commission ranging from 15% to 45% (depending on the category of operations - football, baseball, soccer, etc.) of net receipts less all applicable sales taxes. A minimum commission amount is guaranteed during each operating year (July 1 to June 30) based on the assumption there are seven (7) home football games and at least 49,000 attendees on a per game basis. More detailed information may be found in the bound *June*

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- 16, 2010 Board Working File.* This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File.*
7. **MSU** - Approved the request to issue the third addendum to the agreement with Barnes and Noble College Booksellers, Inc. to extend the end date of the current agreement by an additional five-year period and offer a textbook rental program effective with the fall semester 2010. The current term is October 16, 2005 to October 15, 2010. The addendum extends the contract to October 15, 2015. This is a revenue-generating agreement. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File.*
  8. **MSU** - Approved amendment number five to the agreement with the City of Starkville, Mississippi to provide fire protection services. This amendment extends the contract for a five-year period – July 1, 2010 through June 30, 2015. The first year's cost will be \$207,684 and the amount will increase 4% each year for an overall total cost of \$1,124,885. The contract will be funded by state appropriated funds. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File.*
  9. **MSU** - Approved the request to enter into a contract with Clark Beverage Group, Inc. to provide snack vending services to the students, faculty, staff, alumni and visitors to the MSU campus. The length of this revenue-generating contract is ten years – July 1, 2010 through June 30, 2020. The university will receive a royalty rate of 10% of all vending sales. MSU estimates revenues to be approximately \$150,000 over the ten (10) year period. The amount will fluctuate since revenue is based on the amount of products sold, which changes based upon such factors as enrollment, attendance at games, etc. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File.*
  10. **MSU** - Pending review and approval by the Attorney General's Office, the Board approved the request to enter into a contract with Clark Beverage Group, Inc. and Coca-Cola Company to provide exclusive beverage sponsorship services to the students, faculty, staff, alumni and visitors to the MSU campus. The length of the revenue-generating contract is ten years – July 1, 2010 through June 30, 2020. The university estimates realized direct revenues of \$3.7 million over the ten year period. This amount will fluctuate since revenue is based on the amount of products sold which will change based upon such factors as enrollment, attendance at games, etc. More detailed information may be found in the bound *June 16, 2010 Board Working File.* This agreement is included in the *June 16, 2010 Board Working File.*
  11. **UMMC** - Approved the request to revise the Consolidated budget. The budget escalation is necessary due to an increase in patient volume for FY 2009-2010. The escalation is funded from increased patient revenue.

Consolidated	Original Budget 2009 - 2010	Revision/ Escalation	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 506,419,471	\$ 21,604,368	\$ 528,023,839
Travel	\$ 1,200,602	\$ (185,919)	\$ 1,014,683
Contractual Services	\$ 216,308,788	\$ (13,386,485)	\$ 202,922,303
Commodities	\$ 146,794,694	\$ 21,869,162	\$ 168,663,856
Capital Outlay:			
Other than equipment	\$ 25,735,745	\$ 6,542,623	\$ 32,278,368
Equipment	\$ 44,474,835	\$ 28,804,972	\$ 73,279,807
Total Capital Outlay	\$ 70,210,580	\$ 35,347,595	\$ 105,558,175

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Subsidies, Loans, & Grants			
Interest	\$ 6,130,558	\$ 406,782	\$ 6,537,340
PSOA	\$ 149,050,000	-	\$ 149,050,000
Total	\$ 1,096,114,693	\$ 65,655,503	\$ 1,161,770,196

12. **UMMC** - Approved the request to enter into a lease agreement with Beckman Coulter, Inc. for diagnostic testing equipment for patients. The length of the contract is five years – July 1, 2010 through June 30, 2015. The overall total contract cost is \$1,909,770, consisting of \$768,000 for the equipment lease, \$645,865 for consumables, and \$495,905 for service. The contract will be funded by hospital patient revenue. This agreement which has been reviewed and approved by the Attorney General’s Office is included in the *June 16, 2010 Board Working File*.
13. **UMMC** - Approved the request to enter into a sublease agreement with Central Mississippi Civic Improvement Association, Inc. d/b/a Jackson-Hinds Comprehensive Health Center in order for the contractor to assume management of the primary care clinics at the Jackson Medical Mall (Internal Medicine, Obstetrics-Gynecology, and Pediatrics) which are currently managed by UMMC. The length of the contract is one year – July 1, 2010 through June 30, 2011. The sublease may be extended on a month-to-month basis upon mutual agreement of both parties. The monthly rental fee is \$30,591.33 for a total cost of \$367,096. The contract will be funded by hospital patient revenue. This agreement which has been reviewed and approved by the Attorney General’s Office is included in the *June 16, 2010 Board Working File*.
14. **UMMC** - Approved the request to enter into a community benefit agreement with Central Mississippi Civic Improvement Association, Inc. d/b/a Jackson-Hinds Comprehensive Health Center (JHCHC) for the contractor to assume operational responsibility of the primary care clinics at the Jackson Medical Mall (Internal Medicine, Obstetrics-Gynecology, and Pediatrics) which are currently operated by UMMC. The length of the contract is five years – July 1, 2010 through June 30, 2015. It is automatically renewable for an additional five-year period. The first year’s payment is \$1,850,000. The Board also approved the expenditure of up to \$9,250,000. The university will allow JHCHC to use the existing equipment in the sublet space. The contract will be funded by hospital patient revenue. This agreement which has been reviewed and approved by the Attorney General’s Office is included in the *June 16, 2010 Board Working File*.
15. **UMMC** - Approved the request to enter into a lease agreement with Clinical Computer Systems, Incorporated for use of its labor and delivery charting software system that will replace the existing LifeCare obstetrical information system. The contract length is three years – June 1, 2010 through June 30, 2013. The total costs for the three year period is \$260,795. This amount includes both the software and maintenance costs. The contract will be funded by patient revenue. This agreement which has been reviewed and approved by the Attorney General’s Office is included in the *June 16, 2010 Board Working File*.
16. **UMMC** - Approved the request to enter into a purchasing agreement with Clinical Computer Systems, Incorporated for a maternal/fetal monitoring and archiving system that will replace the existing LifeCare obstetrical information system. The contract length is five years – June 1, 2010 through June 30, 2015. The total cost for the five-year contract period is \$419,250. The contract will be funded by patient revenues. This agreement which has been reviewed and approved by the Attorney General’s Office is included in the *June 16, 2010 Board Working File*.
17. **UMMC** - Approved the request to enter into a professional services agreement with Cymetrix Corporation for billing, collection and coding services. The contract length is five years – June 1, 2010 through May 31, 2015, which includes the first three-year period and two (2) successive one-

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- year (1) automatic renewal options. The cost, which is subject to change, is shown for the five-year period. The total cost for the five-year period is \$21,502,195. This includes \$18.5 million for coding and collection services and a maximum of \$3 million for transitional services related to the system conversion. The contract will be funded by patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
18. **UMMC** - Approved the request to enter into a consulting services agreement with Huron Consulting Services, LLC d/b/a Stockamp related to patient care improvement. The overall objective is to implement improvements to patient flow for creating more capacity, which could negate the need for facility expansion. The contract length is one year – July 1, 2010 through June 30, 2011. The total cost of the contract will not exceed \$10,500,000. The contract will be funded by patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
  19. **UMMC** - Pending review and approval of the amendment by the Attorney General's Office, the Board approved the request to amend the professional services agreement with MedAssist, Incorporated to determine eligibility for patients' government assistance. The purpose of this contract is to provide screening services for self-pay patients to determine eligibility for government assistance such as Medicaid and Disability and to assist those patients who are determined to be eligible for government assistance through the application process. The amendment does not change the current contract dates, which are July 1, 2001 through June 30, 2010. The Board also approved an additional allocation of \$1,450,000 to the current contract amount bringing the overall total cost to \$15,950,000. The contract will be funded by patient revenues. This amendment is included in the *June 16, 2010 Board Working File*.
  20. **UMMC** - Approved the request to renew the agreement with Microsoft Corporation for software maintenance and support. The length of the contract is three years – July 1, 2010 through June 30, 2013. The contract amount is \$218,158 - Year 1, \$229,066 - Year 2, and \$240,519 - Year 3 for a total contract cost of \$687,743. The contract will be funded by state appropriated funds. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
  21. **UMMC** - Approved the request to enter into an agreement with Mobile Medic Ambulance Service, Inc. d/b/a American Medical Response (AMR) to provide non-emergent transport services when no other pay source is available. The length of the contract is one year – July 1, 2010 through June 30, 2011. The total cost of the contract will not exceed \$500,000. The amount is variable based upon the AMR fee schedule for different types of transportation. The contract will be funded by hospital patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
  22. **UMMC** - Approved the request to enter into a lease agreement with Modular Devices, Inc. for a mobile cardiac catheterization lab for twelve months. The length of the contract is one year – July 14, 2010 through July 13, 2011. The total contract cost is \$396,000. The contract will be funded by hospital patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
  23. **UMMC** - Approved the request to enter into an agreement with Nuance Communications, Inc. to provide a voice recognition radiology report dictation system. The length of the contract is five years – July 1, 2010 through June 30, 2015. The annual license fee is \$123,900 for a total contract cost of \$619,500. The contract will be funded by hospital patient revenues. This agreement which

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- has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
24. **UMMC** - Approved the request to enter into a contract with Petroleum Helicopters, Inc. to lease air ambulance transport service to provide high quality air ambulance transport for critically ill and injured adult, pediatric and neonatal patients from across Mississippi to definitive care. The length of the contract is five years – July 1, 2010 through June 30, 2015. The Board also approved the expense up to \$13,024,432, which includes operational contingencies from 4% to 10%. The contract will be funded by patient revenue. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
25. **UMMC** - Approved the request to enter into a contract with Petroleum Helicopters, Inc. to purchase one air ambulance helicopter with related pilot and mechanical services. The length of the contract is five years – July 1, 2010 through June 30, 2015. The Board also approved spending up to \$19,953,995 as follows: purchase price of helicopter is \$6,571,047, five year operating cost of \$12,755,198, which includes operational contingencies from 4% to 10%, and lost revenue during down times of \$627,750. The contract will be funded by hospital patient revenue. This contract which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
26. **UMMC** - Approved the request to enter into a contract with Philips Healthcare Informatics, Inc. to provide an imaging services picture archiving system. The length of the contract is five years – July 1, 2010 through June 30, 2015. The contract will be funded by hospital patient revenue. This contract which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
27. **UMMC** - Approved the request to enter into a sub-lease agreement with University Physicians, PLLC for ancillary clinical services at the new clinic located at Grants Ferry Road in Flowood, MS. The services will include radiology, lab services, therapy services, and cardiac diagnostic services. The length of the contract is three years – July 1, 2010 through June 30, 2013. The monthly rental fee is \$25,352.11. The total cost for the entire contract period is \$912,676. This contract will be funded by hospital patient revenue. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.
28. **USM** - Approved the request to enter into a lease agreement with Gold Eagle, LLC to lease multiple off-campus apartment units for student athletes to reside in during the school year. The length of the contract is one year – July 1, 2010 through May 31, 2011. USM will pay fluctuating monthly rental rates ranging from \$22,999.80 to \$29,899.74. Over the course of the full contract, total costs will not exceed \$344,230.34. The rates include power, water and sewer service. This contract will be funded by athletic auxiliary funds. Payment is transferred via the scholarship funds allocated for the athlete directly to Gold Eagle, LLC. This agreement which has been reviewed and approved by the Attorney General's Office is included in the *June 16, 2010 Board Working File*.

**REAL ESTATE**

29. **JSU** - Approved the initiation of **GS 103-260, School of Engineering Phase II**, and the appointment of Cooke Douglass Farr Lemons, LTD as design professionals. \$500,000 of the project budget will be allocated for pre-planning of the project while the remaining \$7.5 million will be allocated for the completion of the project. The total project budget is \$8 million. Funds are available from HBCU-CCRAA Grant-U.S. Dept. of Education in the amount of \$8 million.

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30. **MUW** - Approved the initiation of **GS 104-171, 2010 Energy Management Project**, and the appointment of Atherton Consulting Engineers as design professionals. This project will monitor and evaluate all energy usage and implement a more efficient, effective use of utilities to provide greater accountability and enable the university to measure results of sustainability efforts. The project includes implementing a Building Automation System (BAS) along with package boiler retrofit, upgrading energy management systems and replacing fixtures and inefficient heating and cooling systems. The total project budget is \$1.1 million. Funds are available from HB 1701, Laws of 2010 (\$1.1 million).
31. **JSU** - Approved the request to increase the project budget for **GS 103-256, Mechanical Upgrades**, from \$1.2 million to \$2.2 million for an increase of \$1 million. The project will replace/upgrade the old deteriorated mechanical systems in selected buildings on campus such as pumps, coils, air handlers, starters, compression valves, cooling towers, storage tanks, exhaust fans and exterior doors. The current budget increase is necessary based on the professional's latest updated Design Development estimate of costs. The current budget was an estimate of the project costs and has since been updated to reflect more accurate market costs. Funds are available in the amount of \$2.2 million from HB 246, Laws of 2007.
32. **MUW** - Approved the request to increase the project budget and scope for **GS 104-154, Storm Drainage/Street Repair, Phase II** from \$698,580 to \$1.6 million for an increase of \$901,420. This is the second budget escalation request for this project. The current budget increase will allow the approval of contract documents and advertisement for receipt of bids on Phase II of the project. The escalation in the project budget is necessary based on the professional's latest Design Development Documents, evaluation of project scope, and updated estimate of costs. Funds are available from SB 2988, Laws of 2003 (\$406,507); HB 1634, Laws of 2006 (\$255,034); HB 3197, Laws of 2002 (\$37,039); and HB 1701, Laws of 2010 (\$901,420).
33. **MSU** - Approved the request to increase the project budget for **IHL 205-251, Institute of Clean Energy Technology (ICET) Pilot Plant**, from \$500,000 to \$1.2 million for an increase of \$700,000. The schematic design documents have more clearly defined the scope and costs of the project and indicate that a total budget of \$1.2 million is required to proceed with this project. Funds are available from the U.S. Department of Energy (\$1.2 million).
34. **UMMC** - Approved the request to change the scope and increase the project budget for **IHL 209-512, Elevator #5 and #6 Upgrade**, from \$590,710 to \$643,710 for an increase of \$53,000. A budget increase is necessary to allow for Change Order #1 that would add the work of Bid Alternate #2 to the scope of the project. Funds are available from interest income (\$643,710).
35. **UMMC** - Approved the request to change the scope and increase the project budget for **IHL 209-526, Cafeteria/Kitchen Renovations**, from \$6,212,000 to \$7,750,000 for an increase of \$1,538,000. The change of scope will include the temporary power and utilities for portable cooking trailers, installation of new electrical feeder system, addition of an emergency generator and approval of the escalation of the project budget. The escalation of the project budget is necessary to address the estimated additional expense. Funds are available from hospital patient revenue (\$7,750,000).
36. **UMMC** - Approved the request to change the scope and increase the project budget for **IHL 209-527, Ophthalmology Renovations - 764 Lakeland**, from \$2,956,293 to \$5,279,000 for an increase of \$2,322,707. The change of scope will include additional renovation areas on the first floor, upgrades to the existing HVAC, provide a boiler room, and increase the project budget. The escalation of the project budget is necessary to address the estimated additional expense accordingly. Funds are available from interest income (\$25,000) and restricted funds (\$5,254,000).

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37. **UMMC** - Approved the request to change the scope and increase the project budget for **IHL 209-533, Occupational Therapy Renovation 2010**, from \$318,000 to \$400,000 for an increase of \$82,000. The escalation of the project budget is necessary to address the change in scope and associated general, mechanical, and electrical costs increases based on the design professional's latest Design Development Documents incorporating an increase of approximately 344 sq. ft. to the project. Funds are available from hospital patient revenue (\$400,000).
38. **USM** - Approved the request to increase the project budget for **IHL 208-281, Chain Tech HVAC Upgrade, Hattiesburg**, from \$700,000 to \$1,123,700 for an increase of \$423,700. The project was advertised with a base bid and several alternates for the increased scope. The Board also approved the request to all four alternates in addition to the base bid. Since the current project budget is sufficient to cover only the base bid and two alternates, the increase in budget is necessary to allow the award of all four alternates. Funds are available from university year end funds (\$1,123,700).
39. **MSU** - Approved the request to transfer 12.172 acres in Newton County to the State Veterans Affairs Board (SVAB) with the exception of approximately 2.5 acres in the northeast corner of the property and the proposed Memorandum of Understanding with the SVAB to transfer the remaining 2.5 acres when funding is obtained to relocate the existing MSU buildings on that portion of the property. The parcel of land is located at the Coastal Plains Experiment Station in Newton County and will constitute a transfer between two state agencies with no monetary exchange. The Attorney General's Office has reviewed and approved the documents associated with this request.

**LEGAL**

40. **UM** - Approved the request to renew the contract for professional services with the law firm of Butler, Snow, O'Mara, Stevens & Cannada so that it may continue to assist the university with pharmaceutical patent applications, intellectual property issues, commercialization of intellectual property, and other commercial transactions. The firm's blended hourly rates under the contract for all attorneys within designated practice areas are as follows: intellectual property/patent work: \$225.00 per hour; commercial: \$215.00 per hour; and \$85.00 for all legal assistants. These rates are competitive with or less than those charged by similarly qualified attorneys. The term of the proposed contract is from July 1, 2010 to June 30, 2011, and total expenditures will not exceed \$100,000. The Attorney General has approved this request.
41. **UM** - Approved the request to renew the contract for professional services with the New York law firm of Hershkovitz & Associates, LLC so that Eugene Rzucidlo may continue to assist the university with pharmaceutical and natural products patent applications and related intellectual property and commercialization issues. Mr. Rzucidlo's hourly rate is \$595 per hour, which is the same as we paid during the last contract period and is comparable to similarly qualified and experienced patent counsel. The term of the proposed contract is from July 1, 2010 to June 30, 2011, and total expenditures will not exceed \$250,000. The Attorney General has approved this request.
42. **UM** - Approved the request to renew the contract with Stites & Harbison so that it may continue to assist the university with pharmaceutical patent applications and intellectual property issues. Richard Myers, an alumnus of the university and a member of the IPT group, will be the primary attorney performing work for the university. Mr. Myers' hourly rate is \$310, with other professionals who may work on university matters billing between \$135 (paralegal) and \$400 per hour. These rates are less than the rates of similarly qualified patent attorneys. The term of the

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proposed contract is from July 1, 2010 to June 30, 2011, and total expenditures will not exceed \$250,000. The Attorney General has approved this request.

43. **UM** - Approved the request to hire Jack W. Cooke, Jr., located in Jackson, MS, as outside counsel to assist with real estate transactions associated with the purchase and sale of homes in Jackson, MS under the Neighborhood Stabilization Program grant with the Mississippi Development Authority. This project has been taken on by the university's Disabilities Studies Department and will result in neighborhood and community development in Jackson. The outside counsel contract will be for one year. The fee to be charged will be \$550 per closing, with a maximum contract amount of up to \$33,000. The Attorney General has approved this request.
44. **USM** - Approved the request to hire the Priester Law Firm, PLLC located in Jackson, MS, as outside counsel to assist with real estate transactions associated with the purchase and sale of homes in Jackson, MS under the Neighborhood Stabilization Program grant with the Mississippi Development Authority. This project has been taken on by the university's Disabilities Studies Department and will result in neighborhood and community development in Jackson. The outside counsel contract will be for one year. The fee to be charged will be \$550 per closing, with a maximum contract amount of up to \$33,000. The Attorney General has approved this request.

45. **PERSONNEL REPORT**

**EMPLOYMENT**

**Jackson State University**

Leslie McLemore, Transitional Assistant to the President and Special Projects Officer; salary of \$270,500 per annum, pro rata (\$220,500 E&G Funds and \$50,000 Foundation); effective June 1, 2010 through June 30, 2010

Leslie McLemore, Interim President; salary of \$270,500 per annum, pro rata (\$220,500 E&G Funds and \$50,000 Foundation); effective July 1, 2010

**Mississippi University for Women**

Allegra Brigham, Interim President, salary of \$217,937.50 per annum, pro rata (\$192,937.50 E&G Funds and \$25,000 Foundation); effective July 1, 2010

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

William L. Bateman; *former position:* MSU Professor; *re-employment position:* Visiting Professor of Economics; re-employment period – Fiscal Year 2011; annual salary of \$22,615

Linda Cox; *former position:* Director of BSN; *re-employment position:* Emerita Professor of Nursing; re-employment period – Fiscal Year 2011; annual salary of \$34,999

Bob Fuller; *former position:* Principal in Starkville Public Schools; *re-employment position:* Assistant Professor of Educational Leadership; re-employment period – Fiscal Year 2011; annual salary of \$25,000

**University of Southern Mississippi**

Lucas, Frances

**CHANGE OF STATUS**

**Mississippi State University**

Vaughn, Jr., Rayford B.

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**Mississippi Valley State University**

Brown, Curressia  
Collier, Lula  
Hammond, Anna M.  
Venturini, Vincent

**University of Mississippi - Athletics**

Andrew J. Kennedy; Head Men's Basketball Coach; Athletics; *from* contract period of April 01, 2008 to March 31, 2012, salary of \$150,000 per annum, pro rata; Auxiliary Funds; *to* new contract period of April 01, 2010 to March 31, 2014, no change in salary

Susan R. Rutland; Head Women's Basketball Coach; Athletics; *from* contract period of June 01, 2009 to May 31, 2012, salary of \$220,000 per annum, pro rata; Auxiliary Funds; *to* new contract period of April 01, 2010 to March 31, 2014, no change in salary

Michael E. White; Assistant Men's Basketball Coach; Athletics; *from* contract period of July 01, 2009 to June 30, 2010, salary of \$110,000 per annum, pro rata; Auxiliary Funds; *to* new contract period of April 01, 2010 to March 31, 2012, salary of \$145,000 per annum, pro rata; Auxiliary Funds

**University of Southern Mississippi**

Pierce, Robert

**AWARD OF TENURE**

*effective August 16, 2010*

**Alcorn State University**

Blanchard, Diane  
Scurria, Cindy  
Vaughn, Edward  
Ware, Sarah

**Mississippi State University**

Bostic, Alexander

**Mississippi Valley State University**

Baldwin, Jo A.  
Beecham, Rachel  
Hall, Louis  
Felton, Mack  
Persuad, Chandrouti  
Varn, Aurora

**University of Mississippi Medical Center**

Austin, Mark Charles  
Coffey, Scott Franklin  
Hallstrom, Craig K.  
Herndon, Robert M.  
Lewin, Jack  
Marshall, Gailen  
Payne, Jack  
Perkins, Eddie  
Uschmann, Hartmut  
Williams, Renee  
Fawad, Lubna  
Mehta, Neeta  
Morgan, Christy

**University of Southern Mississippi**

Monchuk, Daniel C.

**TERMINATION**

**Jackson State University**

Mason, Jr., Ronald

**Mississippi University for Women**

Limbert, Claudia

**Mississippi Valley State University**

Stevenson, Joseph M.

**EMERITA/EMERITUS STATUS**

**Jackson State University**

McLemore, Leslie

**MINUTES OF THE BOARD OF TRUSTEES OF  
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**PROFESSIONAL LEAVE**

**Jackson State University**  
Didia, Dal

**ADMINISTRATION/POLICY**

46. **System** - Approved the following individuals to serve on the Mississippi University Research Authority (MURA) in accordance with the MURA Act.

**By virtue of the Act, the following are MURA Members:**

Vice President of the Board of Trustees – Ms. Robin Robinson  
Executive Director of the Mississippi Development Authority – Mr. Gray Swoop or his Designee  
President of the Mississippi Resource Development Corporation – To be determined  
Ex Officio Commissioner of Higher Education – Dr. Hank M. Bounds

**By virtue of the Act, the following are to be appointed by the Board from among the Chief Research Officers of the eight institutions as MURA members:**

Dr. David R. Shaw, Vice President for Research & Economic Development  
Mississippi State University

Dr. Felix Okojie, Vice President for Research and Federal Relations  
Jackson State University

Dr. Alice M. Clark, Vice Chancellor for Research and Sponsored Programs  
The University of Mississippi

Dr. Denis Wiesenburg  
Vice President for Research  
The University of Southern Mississippi

Dr. Alton Johnson, Interim Research Director  
Alcorn State University

Appointments are effective July 1, 2010 through June 30, 2011

**BUDGET, FINANCE & AUDIT AGENDA**

Presented by Trustee Bob Owens, Chair

On motion by Trustee Davidson, seconded by Trustee Rouse, with Trustee Pickering participating by telephone, all Trustees legally present and participating voted in the affirmative, therefore, it was

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**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the Budget, Finance & Audit Agenda. Agenda item #2 was approved on a separate motion by Trustee Owens, seconded by Trustee Blakeslee, with Trustee Pickering participating by telephone, all Trustees legally present and participating voted in the affirmative. Agenda items #3 & #4 were approved as shown below.

1. **System** - Approved the fiscal year ending 2011 Operating Budgets for the institutions and separately budgeted units, *Ayers* Budgets, Intercollegiate Athletics and institutions' Financial Aid Budgets. (See Exhibits 1-9.) Note: MCVS should not have been included on the spreadsheet since the IHL Board has no authority over what the organization requests from the Legislature.
2. **System** - Approved the FY 2012 funding priorities which are required for the FY 2012 Legislative Budget Request. (See Exhibit 10.)

On motion by Trustee Perry, seconded by Trustee Rouse, with Trustee Pickering participating by telephone, all Trustees legally present and participating voted to only approve the recommended additional language regarding oil, gas and mineral leases to Policy 707.01 Land, Property and Service Contracts to be effective immediately and waiving the requirement that it be brought back to the Board for a second and final reading.

3. **System** - Request approval for first reading of the amendments to Policy 707.01 Land, Property and Service contracts. (See Exhibit 11.)

Trustee Perry made a motion to amend agenda item #4. This motion was withdrawn.

On motion by Trustee Perry, seconded by Trustee Owens, with Trustee Pickering participating by telephone, all Trustees legally present and participating voted to approve Board Policy 712 Internal Audit Policy, the System Internal Audit Charter and the amendment to substitute the phrase "Audit Committee" throughout the policy and charter with the phrase "Budget, Finance & Audit Committee".

4. **System** - Request approval of Board Policy 712 Internal Audit Policy and the revised System Internal Audit Chart reflecting the proposed new policy. (See Exhibit 12.)

**LEGAL AGENDA**

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Robinson, with Trustee Pickering participating by telephone, all Trustees legally present and participating voted in the affirmative, therefore, it was

**RESOLVED**, That the Board hereby approved the request to move agenda items #1 - #4 as submitted on the following Legal Agenda to the Executive Session Agenda. On motion by Trustee Whitten, seconded by Trustee Robinson, with Trustee Pickering participating by telephone and Trustee Blakeslee absent and not voting, all Trustees legally present and participating voted to add agenda items #17 & 18 to the Legal Agenda. Agenda items #5 - #14 and #17 & #18 were approved on a separate motion by Trustee Perry, seconded by Trustee Robinson, with Trustee Pickering participating by telephone and Trustee Blakeslee absent and not voting, all Trustees legally present and participating voted in the affirmative. Agenda item #15 was approved on a separate motion by Trustee Robinson, seconded by Trustee Perry, with Trustee Pickering participating by telephone and Trustee Blakeslee absent and not voting, all Trustees legally present and participating voted in the affirmative. Agenda item #16 was approved on a separate motion by Trustee Perry, seconded by Trustee Robinson, with Trustee Pickering participating by telephone and Trustee Blakeslee absent and not voting, all Trustees legally present and participating voted in the affirmative.

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1. **IHL** - Settlement of IHL self-insured Workers' Compensation Claim No. 870599. **(This item was handled during Executive Session.)**
2. **IHL** - Settlement of IHL self-insured Workers' Compensation Claim No. 925113. **(This item was handled during Executive Session.)**
3. **UMMC** - Settlement of Tort Claim No. 1593. **(This item was handled during Executive Session.)**
4. **UMMC** - Settlement of Tort Claim No. 1439. **(This item was handled during Executive Session.)**
5. **MSU** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MSU and the Mississippi State University Alumni Association. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
6. **MSU** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MSU and the Bulldog Club. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
7. **MSU** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MSU and the Bulldog Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
8. **MSU** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MSU and the Mississippi State University Foundation, Inc. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
9. **MUW** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MUW and the Mississippi University for Women Alumni Association. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
10. **MUW** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MUW and the Mississippi University for Women Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
11. **MVSU** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MVSU and the Mississippi Valley State University Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
12. **MVSU** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by MVSU and the Mississippi Valley State University Alumni Association. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
13. **UM** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by UM and the University of Mississippi Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
14. **UM** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by UM and the Alumni Association of the University of Mississippi. The alternate language is shown in the bound *June 16, 2010 Board Working File*.

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15. **UM** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by UM and the UMMA Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
16. **UM** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by UM and the University of Mississippi Research Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
17. **USM** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by USM and the University of Southern Mississippi Alumni Association. The alternate language is shown in the bound *June 16, 2010 Board Working File*.
18. **USM** - Approved the alternate procedure to that set out in Section I. of Board Policy 301.0806 University Foundation/Affiliated Entity Activities to be used by USM and the University of Southern Mississippi Foundation. The alternate language is shown in the bound *June 16, 2010 Board Working File*.

**ADMINISTRATION/POLICY AGENDA**

Presented by Commissioner Hank M. Bounds

1. **System** - On May 28, 2010, the IHL Board staff requested proposals from executive search firms for the presidential searches at Alcorn State University, Jackson State University and Mississippi University for Women. The executive search firms were asked to submit proposals for a single search, a combination of two, or all three presidential searches. Responses were due to IHL by June 10, 2010. Commissioner Bounds reported that 7 proposals were submitted. He recommended that the Board appoint a committee to meet with 1 or all 7 of the search firms to have conversations about the searches. Trustee Neely agreed that the committee should include the chairs of the 3 Board Search Committees, the President of the Board, and any other Board Member who would like to participate. This committee will be finalized by June 30.

**INFORMATION AGENDA**

Presented by Commissioner Hank M. Bounds

**ACADEMIC AFFAIRS**

1. **ASU – ACADEMIC PROGRAM SUSPENSION**  
*Alcorn State University* has suspended enrollment into the *BS in Sports Medicine* (CIP 51.0913) degree program. It is anticipated that this program will be deleted after the students currently enrolled have graduated. Note: Although students may earn degrees from suspended academic programs, no additional students will be allowed to enroll in suspended programs. If the institution does not request that a suspended program be **deleted** or **removed from suspension** within 3 academic years, the Office of Academic and Student Affairs will delete the program from the academic program inventory per the Academic Guidelines.

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**REAL ESTATE**

2. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the June 16, 2010 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 13.)

**LEGAL**

3. **System** - The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 14.)

**ADMINISTRATION/POLICY**

4. **System**- In compliance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to the annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board.
  - a. **MSU** - On June 3, 2010 approved the 2010-2011 Traffic Rules and Regulations in accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations.
  - b. **UM** - Approval was requested and granted for a budget revision to the State Court Education Program which does not increase the total amount of the budget.
  - c. **UM** - Approval was requested and granted for budget revisions to the Center for Manufacturing Excellence, the Mississippi Mineral Resources Institute, the Mississippi Small Business Development Center, and the Mississippi Center for Supercomputing Research.

**OTHER BUSINESS**

- ▶ Trustee Robinson brought attention to the brochure at each Board member's seat entitled "Easing the Transfer Process". She thanked Dr. Reggie Sykes, IHL Assistant Commissioner for Community and Junior College Relations, and Mrs. Leah Rupp Smith, IHL Director of Communications, for designing and distributing the brochures.
- ▶ Trustee Neely invited the Institutional Executive Officers to speak about events occurring on each of their campuses.

**EXECUTIVE SESSION**

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

Discussion of 2 litigation matters and 1 prospective litigation matter at the University of Mississippi Medical Center,  
Discussion of 2 litigation matters at the Board Executive Office, and

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Discussion of a personnel matter at the Board Executive Office.

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

On motion by Trustee Rouse, seconded by Trustee Davidson, with Trustees Pickering and Whitten absent and not voting, the Board approved the request to settle Tort Claim #1439, styled as *Edith Lundy vs. UMMC*, as recommended by counsel.

On motion by Trustee Rouse, seconded by Trustee Robinson, with Trustee Pickering absent and not voting, the Board approved the request to settle Tort Claim #1593, styled as *Akysia Osborne vs. UMMC*, as recommended by counsel.

On motion by Trustee Patterson, seconded by Trustee Perry, with Trustee Pickering absent and not voting, the Board voted to refer the prospective litigation matter for the University of Mississippi Medical Center to the Legal Committee for review and authorized the Committee to request counsel.

On motion by Trustee Blakeslee, seconded by Trustee Robinson, with Trustee Pickering absent and not voting, the Board approved the request to settle the IHL Self-Insured Workers' Compensation claim No. 870599, styled as *Joshua C. Whitehead vs. Jackson State University*, as recommended by counsel.

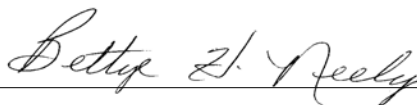
On motion by Trustee Blakeslee, seconded by Trustee Robinson, with Trustee Pickering absent and not voting, the Board approved the request to settle the IHL Self-Insured Workers' Compensation claim No. 925113, styled as *Danny R. Baldwin vs. the University of Southern Mississippi Department of Human Resources and Mississippi Institutions of Higher Learning Self-Insured Workers' Compensation Plan*, as recommended by counsel.

The Board discussed a personnel matter at the Board Executive Office.

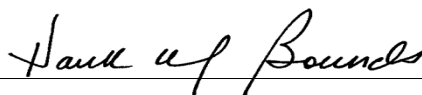
**On motion by Trustee Blakeslee, seconded by Trustee Ross, with Trustee Pickering absent and not voting, the Board voted to return to Open Session.**

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Trustee Neely, seconded by Trustee Robinson, with Trustee Pickering absent and not voting, the Board members voted to adjourn the meeting.



\_\_\_\_\_  
President, Board of Trustees of State Institutions of Higher Learning



\_\_\_\_\_  
Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
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**EXHIBITS**

- |              |  |
|--------------|--|
| Exhibits 1-9 | Operating Budgets for the institutions and separately budgeted units, <i>Ayers</i> Budgets, Intercollegiate Athletics and institutions' Financial Aid Budgets for the fiscal year ending 2011. |
| Exhibit 10   | FY 2012 funding priorities which are required for the FY 2012 Legislative Budget Request.  |
| Exhibit 11   | Amendments to Board Policy 707.01 Land, Property and Service Contracts.  |
| Exhibit 12   | Board Policy 712 Internal Audit Policy and the revised System Internal Audit Charter reflecting the proposed new policy.   |
| Exhibit 13   | Real Estate items that were approved by the IHL Board staff subsequent to the June 16, 2010 Board meeting.   |
| Exhibit 14   | Report of the payment of legal fees to outside counsel.  |

# EXHIBIT 1

## Proposed Operating Budget FY 2011

<b>Budget</b>	<b>State Appropriation</b>	<b>Self- Generated</b>	<b>Total Budget</b>
Education & General	\$ 342,781,837	\$ 511,717,609	\$ 854,499,446
UMMC	215,332,977	983,722,198	1,199,055,175
Agricultural	75,445,986	35,099,775	110,545,761
SFA	31,100,215	1,523,102	32,623,317
Subsidiary	28,548,351	19,964,383	48,512,734
Restricted	-	766,558,208	766,558,208
Ayers	25,950,000	1,553,902	27,503,902
Auxiliary	-	222,063,031	222,063,031
Non-IHL Volunteer Com.	363,913	12,422,268	12,786,181
<b>Total Budget</b>	<b>\$ 719,159,366</b>	<b>\$ 2,542,202,208</b>	<b>\$ 3,261,361,574</b>

# EXHIBIT 2

## Proposed Operating Budget Original FY 2010 Compared to FY 2011

Budget	Original FY 2010	Proposed FY 2011	Dollar Change	Percent Change
Education & General	\$ 863,735,390	\$ 854,499,446	\$ (9,235,944)	-1.1%
UMMC	1,096,114,693	1,199,055,175	102,940,482	9.4%
Agricultural	116,271,777	110,545,761	(5,726,016)	-4.9%
SFA	32,216,856	32,623,317	406,461	1.3%
Subsidiary	39,498,993	35,726,552	(3,772,441)	-9.6%
Restricted	764,582,099	766,558,208	1,976,109	0.3%
Ayers	25,950,000	27,503,902	1,553,902	6.0%
Auxiliary	206,198,666	222,063,031	15,864,365	7.7%
Volunteer	29,238,586	12,786,181	(16,452,405)	-56.3%
<b>Total Budget</b>	<b>\$ 3,173,807,060</b>	<b>\$ 3,261,361,573</b>	<b>\$ 87,554,513</b>	<b>2.8%</b>

# EXHIBIT 3

## Education & General Proposed Operating Budget FY 2010 and FY 2011

Institution	Original FY 2010	Proposed FY 2011	Dollar Change	Percent Change
ASU	\$ 40,549,177	\$ 39,526,345	\$ (1,022,832)	-2.5%
DSU	44,028,088	42,354,964	(1,673,124)	-3.8%
JSU	88,078,833	86,211,783	(1,867,050)	-2.1%
MSU	227,707,573	231,596,953	3,889,380	1.7%
MUW	29,136,170	27,740,108	(1,396,062)	-4.8%
MVSU	33,638,051	32,217,313	(1,420,738)	-4.2%
UM	216,902,840	219,015,134	2,112,294	1.0%
USM	181,644,658	175,836,846	(5,807,812)	-3.2%
Total	\$ 861,685,390	\$ 854,499,446	\$ (7,185,944)	-0.8%

# EXHIBIT 4

## Education and General Functional Budget Change in FY 2010 Original Budget to Proposed FY 2011

Functional Area	Original FY 2010 <sup>(1)</sup>	Proposed FY 2011	Dollar Change	Percent Change
Instruction	\$ 385,353,748	\$ 380,679,620	\$ (4,674,128)	-1.2%
Research	21,941,086	27,017,605	5,076,519	23.1%
Public Service	4,756,972	3,968,431	(788,541)	-16.6%
Academic Support	88,369,831	85,883,223	(2,486,608)	-2.8%
Student Services	57,173,037	59,873,509	2,700,472	4.7%
Institutional Support	107,112,895	104,573,079	(2,539,816)	-2.4%
Operation & Maintenance	106,964,905	104,829,589	(2,135,316)	-2.0%
Scholarships	83,165,581	82,465,072	(700,509)	-0.8%
Transfers	5,847,335	5,209,317	(638,018)	-10.9%
Increase in Fund Balance	1,000,000	-	(1,000,000)	-100.0%
<b>Total</b>	<b>\$ 861,685,390</b>	<b>\$ 854,499,445</b>	<b>\$ (7,185,945)</b>	<b>-0.8%</b>

(1) FY 2010 Original Budget did not include \$2,050,000 for System Audit, Course Redesign, or Washington Scholarship. This was allocated mid-year.  
6/16/2010

June Board of Trustees Meeting

# EXHIBIT 5

## Education and General Major Object Category Budget Change in FY 2010 Original Budget to Proposed FY 2011

Category	Original FY 2010 <sup>(1)</sup>	Proposed FY 2011	Dollar Change	Percent Change
Personnel	\$ 604,854,350	\$ 589,391,138	\$ (15,463,212)	-2.6%
Travel	8,320,022	7,305,768	(1,014,254)	-12.2%
Contractual	192,122,374	200,652,423	8,530,049	4.4%
Commodities	21,044,950	20,044,883	(1,000,067)	-4.8%
Capital	17,514,310	16,502,349	(1,011,961)	-5.8%
Other	17,829,384	20,602,884	2,773,500	15.6%
<b>Total</b>	<b>\$ 861,685,390</b>	<b>\$ 854,499,445</b>	<b>\$ (7,185,945)</b>	<b>-0.8%</b>

(1) FY 2010 Original Budget did not include \$2,050,000 for System Audit, Course Redesign, or Washington Scholarship. This was allocated mid-year.  
6/16/2010

June Board of Trustees Meeting

# EXHIBIT 6

## University of Mississippi Medical Center Proposed Operating Budget Original FY 2010 Compared to Proposed FY 2011 (in millions)

Budget	Original FY 2010	Proposed FY 2011	Dollar Change	Percent Change
School of Dentistry	\$ 23,717,642	\$ 23,428,760	\$ (288,882)	-1.2%
School of Health Related Professions	11,713,768	12,016,918	303,150	2.6%
School of Medicine	225,621,206	224,261,267	(1,359,939)	-0.6%
School of Nursing	11,593,402	11,406,463	(186,939)	-1.6%
Service Area	115,939,139	136,929,224	20,990,085	18.1%
University Hospital	707,529,536	791,012,543	83,483,007	11.8%
Total Budget	\$ 1,096,114,693	\$ 1,199,055,175	\$ 102,940,482	9.4%

# EXHIBIT 7

## Agricultural Units Proposed Operating Budgets FY 2011 (in millions)

Budget	State Appropriations	Self Generated	Total Budget
ASU Agricultural Programs	\$ 5,213,674	\$ -	\$ 5,213,674
Agricultural & Forestry Experiment Station	21,365,833	6,411,854	27,777,687
Mississippi Cooperative Extension	27,269,914	14,306,013	41,575,927
Forest & Wildlife Research Center	5,392,854	816,108	6,208,962
College of Veterinary Medicine	16,203,711	13,565,800	29,769,511
Total Budget	\$ 75,445,986	\$ 35,099,775	\$ 110,545,761

# EXHIBIT 8

## Subsidiary Units, Executive Office, University Press & Student Financial Aid Change in Total Operating Budget FY 2010 to FY 2011

Budget	Original FY 2010	Proposed FY 2011	Dollar Change	Percent Change
Urban Research Center	\$ 536,212	\$ 502,407	\$ (33,805)	-6.3%
Center for Advanced Vehicular Systems	3,809,266	3,926,291	117,025	3.1%
State Chemical Laboratory	2,409,294	2,195,338	(213,956)	-8.9%
Water Resources Research Institute	128,331	120,531	(7,800)	-6.1%
Stennis Institute	1,087,670	965,739	(121,931)	-11.2%
Alcohol Safety Education Program (Special Funds)	1,454,761	1,454,761	-	0.0%
Law Research Institute	884,346	829,232	(55,114)	-6.2%
Mineral Resources Institute	498,033	423,586	(74,447)	-14.9%
Research Institute of Pharmaceutical Sciences (RIPS)	3,686,942	3,208,655	(478,287)	-13.0%
Supercomputer	846,676	727,661	(119,015)	-14.1%
Small Business Center	297,853	270,984	(26,869)	-9.0%
Center for Manufacturing Excellence	1,000,000	826,132	(173,868)	-17.4%
State Court Education Program (Special Funds)	1,582,832	1,582,832	-	0.0%
Mississippi Polymer Institute	670,115	692,525	22,410	3.3%
Gulf Coast Research Laboratory	5,775,816	5,549,885	(225,931)	-3.9%
Stennis Center	547,025	444,485	(102,540)	-18.7%
Executive Office	10,092,289	9,346,313	(745,976)	-7.4%
Delta Revitalization	150,000	150,000	-	0.0%
Student Financial Aid	32,216,856	32,623,317	406,461	1.3%
University Press	2,495,936	2,509,196	13,260	0.5%
<b>Total</b>	<b>\$ 70,170,253</b>	<b>\$ 68,349,870</b>	<b>\$ (1,820,383)</b>	<b>-2.6%</b>

# EXHIBIT 9

## Auxiliary Fund Proposed Operating Budgets FY 2011 Compared to FY 2010 Original

Institution	Original FY 2010	Proposed FY 2011	Dollar Change	Percent Change
Alcorn State University	\$ 8,330,820	\$ 10,086,233	\$ 1,755,413	21.1%
Delta State University	8,262,680	9,289,162	1,026,482	12.4%
Jackson State University	17,339,084	16,850,569	(488,515)	-2.8%
Mississippi State University	30,062,267	32,947,939	2,885,672	9.6%
Mississippi University for Women	3,772,845	3,928,664	155,819	4.1%
Mississippi Valley State University	8,391,516	8,842,050	450,534	5.4%
University of Mississippi	70,768,168	76,401,612	5,633,444	8.0%
University of Southern Mississippi	59,271,286	63,716,802	4,445,516	7.5%
<b>Total Auxiliaries</b>	<b>\$ 206,198,666</b>	<b>\$ 222,063,031</b>	<b>\$ 15,864,365</b>	<b>7.7%</b>

# EXHIBIT 10

## Proposed Budget Request Priorities Original FY 2012 Compared to FY 2011 Appropriations

<b>Budget</b>	<b>FY 2011 Appropriation</b>	<b>FY 2012 Budget Request</b>	<b>Dollar Change</b>	<b>Percent Change</b>
Education and General	\$ 342,781,837	\$ 349,637,474	\$ 6,855,637	2.0%
Subsidiaries	20,920,240	21,347,288	427,048	2.0%
UMMC	215,332,977	219,639,637	4,306,660	2.0%
Agricultural Units	75,445,986	76,954,905	1,508,919	2.0%
Student Financial Aid	31,100,215	31,722,219	622,004	2.0%
Executive Office	7,264,198	7,409,482	145,284	2.0%
Ayers	25,950,000	25,950,000	-	0.0%
<b>Total Request (1)</b>	<b>\$ 718,795,453</b>	<b>\$ 732,661,005</b>	<b>\$ 13,865,552</b>	<b>1.9%</b>

(1) Does not include non-IHL Volunteer Commission.

# EXHIBIT 11

June 16, 2010

Although other amendments were proposed, only the amendments shown below were approved.

## 707.01 LAND, PERSONAL PROPERTY, AND SERVICE CONTRACTS

Board approval prior to execution of the purchase contract is required for all land acquisitions that exceed \$100,000. An institution acquiring real property shall receive two appraisals prior to purchase, and the purchase price of the property shall not exceed the average of the two appraisals. Board approval prior to the execution of a contract for the sale of real property is required for all land sales regardless of sale price. An institution disposing of real property shall receive two independent appraisals. The sale price shall be no less than the average of the two appraisals. Requests for Board approval of land contracts shall include property descriptions, terms of purchase, lease or sale and intended use of the property, if applicable. See Board Policy 905 (B) for environmental report requirements prior to the purchase or acceptance of real property from any source.

Board approval prior to execution of all leases, easements, oil and mineral leases and timber sales is required. Board approval prior to execution of the contract is required for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. Board approval prior to the execution of leases in an amount greater than \$100,000 is required. However, Board approval is required prior to the execution of all oil, gas and mineral leases, regardless of amount. The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.

The Commissioner is authorized and empowered to approve renewals of service expenditure contracts if the original contract was previously approved by the Board of Trustees, and if the contract amount does not exceed 110% of the current contract. An information item will be presented to the Board of Trustees monthly of any and all contracts approved by the Commissioner on behalf of an institution.

Board approval prior to execution of the contract is required for any bookstore, food service, or athletic concession contract projected to generate aggregate total revenues for a university of more than \$250,000 or if the term of such contract exceeds four years. The Commissioner is authorized and empowered to approve renewal revenue contracts for bookstores, food service, or athletic concession contracts where the contract results in additional revenues to the institution. An information item will be presented to the Board of Trustees monthly of any and all contracts approved by the Commissioner on behalf of an institution.

# **EXHIBIT 11**

**June 16, 2010**

Approval by the Board is not required for the following purchases: natural gas, utility services, entertainment services paid for with student fees and/or ticket sales receipts.

Institutional Executive Officers and the Commissioner are authorized and empowered to approve and execute on behalf of their respective institutions all other land, personal property and service contracts. All such contracts shall be executed in accordance with state law and board policy.

# EXHIBIT 12

JUNE 16, 2010

Below is the new Board Policy 712 Internal Audit Policy and the System Internal Audit Charter as amended by the Board during its meeting on June 16, 2010.

## 712 INTERNAL AUDIT POLICY

- A. The Board shall appoint its own system internal audit director with the appropriate support staff. The Budget, Finance and Audit Committee may designate one or more members of the committee to serve as a channel of communication with the internal auditors and to have other duties as designated. The Board's system internal audit director shall report to the Budget, Finance and Budget, Finance and Audit Committee and ultimately to the Board, but will report administratively to the Commissioner and be independent of any other IHL division, section, branch or officer. The Board's system internal audit director and his/her staff shall perform duties as directed by the Board's Budget, Finance and Audit Committee and as set out in the Board's System Internal Audit Charter. The Board approved System Internal Audit Charter shall be in supplementation to this Internal Audit Policy and shall apply to all Board and university internal auditors, whether located at the Board's executive office or on one of the university campuses. The Commissioner may at any time direct the Board's system internal audit director to perform an audit or inquiry of any special program, activity, function or organizational unit of the system.
- B. The Board directs each Institutional Executive Officer (IEO) to appoint a university internal audit director. Employment of each university internal audit director shall be contingent upon the approval of both the IEO and the Board's system internal audit director. In addition, each IEO shall employ a sufficient number of professional and support staff to assist the university internal audit director in implementing an effective program of internal auditing. The university internal audit staff shall have organizational status outside of the university's staff, management, functions or units subject to audit, and shall be free of operational and management responsibilities that would impair the ability to make independent audits of any aspects of the university's operations. The university audit directors shall be functionally responsible to the Budget, Finance and Audit Committee and ultimately the Board of Trustees through the Board's system internal audit director, but will administratively report to the IEO. University internal audit employees may only be terminated following university compliance with any applicable state laws, and following notification of the Budget, Finance and Audit Committee upon recommendation of the IEO and the Board's system internal audit director. If there is disagreement between the IEO and the Board's system internal audit director regarding a recommendation of termination of a university internal audit employee, the dispute shall be brought to the Board, which shall make the decision regarding termination.
- C. The Board's System and University internal audit directors shall have the following duties:

# EXHIBIT 12

JUNE 16, 2010

1. To conduct financial, compliance, electronic data processing and operational and efficiency audits of system and university programs, activities and functions and prepare audit reports of findings;
2. To review and evaluate internal controls over system and university programs, accounting systems, administrative systems, electronic data processing systems and all other major systems necessary to ensure accountability of the system and universities;
3. To develop annual and three year strategic audit plans to be based on the findings of periodic documented risk assessments. The plan shall show the individual audits to be conducted during each year and the related resources to be devoted to each of the respective audits. The audit plan shall ensure that internal controls are reviewed on a periodic basis. The plan shall address concerns of the Board of Trustees, Commissioner and IEOs. The Board 's system internal audit director shall submit the plan to the Budget, Finance and Audit Committee for approval after consultation with the Commissioner and IEOs; and,
4. To determine the scope and assignment of the audits. However, the IEO may at any time direct the university internal audit director to perform an audit or inquiry of any special program, activity, function or organizational unit of their institution.

D. Audits shall be conducted in accordance with the Standards for the Professional Practice of Internal Auditors, Inc. and, when required by law, regulation, agreement, contract or policy, in accordance with Government Auditing Standards issued by the Comptroller General of the United States. All audit reports issued by internal audit staff shall include a statement that the audit was conducted pursuant to the appropriate standards.

University audit reports shall be confidential, but shall be provided to the Board upon completion. The Board hereby delegates to the Board's system internal audit director the responsibility of collecting and reviewing the confidential university audit reports on behalf of the Board. The Board's system internal audit director shall then brief the Budget, Finance and Audit Committee regarding the confidential university audit reports. The Budget, Finance and Audit Committee will forward such reports to the full Board with appropriate recommendations for action when warranted.

- E. The IEO and the Board's system internal audit director shall review and approve the annual university internal audit plan and budget, internal and external audit reports, and follow-up reports and quality assurance reviews. The IEO shall periodically meet with the Board's system and university's internal audit directors to discuss pertinent matters, including whether there are any restrictions on the scope of audits. Any perceived limitation must be reported to the Budget, Finance and Audit Committee through the Board's system internal audit director.
- F. The Commissioner and IEOs shall require that the Board's system internal audit staff and the university's internal audit staff liaise with all auditors from the State Auditor's Office,

# EXHIBIT 12

JUNE 16, 2010

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

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

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

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

## **Revised System Internal Audit Charter**

### ***I. The Charter***

The Board of Trustees of Mississippi's State Institutions of Higher Learning (Board) hereby establishes a System Internal Audit Office and appoints a director to assist the Board in meeting its fiduciary responsibilities. This charter establishes the authority and responsibility conferred by the Board of Trustees within which the Office of Internal Audit will operate to make a positive contribution to the system of higher education by examining and evaluating the business and administrative activities of the system's universities and executive office.

The Board directs each Institutional Executive Officer (IEO) to appoint an internal audit director. Employment of each university internal audit director shall be contingent on the approval of both the IEO and the Board's System Internal Audit Director. In addition, each IEO shall employ a sufficient number of professional and support staff to assist the university internal audit director in implementing an effective program of internal auditing.

### ***II. Nature of Internal Audit***

Internal auditing is an independent appraisal of the operations and systems of control within the Institutions of Higher Learning. The audit examines and evaluates the institutions' activities and their systems of controls to determine whether acceptable policies and procedures are followed, whether legislative requirements and established

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standards are met; whether resources are used efficiently and economically, whether planned missions are accomplished effectively, and whether the objectives of higher education are being achieved.

### ***III. Role and Objective of the Office of Internal Audit***

The Board's Office of Internal Audit will assist the Board of Trustees, the Commissioner and IEOs to achieve sound managerial control over all aspects of the operations of higher education, including accounting, asset management, information management and control systems, and other such activities for which the Board is responsible. The Board's System Internal Audit Office will also coordinate the internal audit activities throughout the system and its institutions and assist the IEOs, Commissioner and the Board of Trustees.

The attainment of the overall objective of the Board's System Office of Internal Audit may involve:

- reviewing and assessing the adequacy and effectiveness of the system of internal controls;
- appraising the relevance, reliability and integrity of management, financial and operating data and reports;
- reviewing the systems established to ensure compliance with those policies, plans, procedures, statutory requirements and regulations which could have a significant impact on operations (all funds, including external funds, excluding foundations);
- reviewing the means of safeguarding assets and, as appropriate, verifying the existence of such assets;
- evaluating the economy, efficiency and effectiveness with which resources are employed, including reviews of business practices;
- reviewing operations or programs to ascertain whether results are consistent with IHL's established objectives and goals, and whether the operations or programs are being carried out as planned;
- assessing the adequacy of established systems and procedures; and
- conducting special assignments and investigations on behalf of the Board of Trustees, the Commissioner and IEOs into any matter or activity affecting the probity, interests and operating efficiency of the IHL.

Internal auditing is an advisory function to management having independent status within the system. The Board's System Internal Audit Office Director:

- shall be functionally responsible to the Budget, Finance and Audit Committee and ultimately to the Board of Trustees, but administratively will report to the Commissioner and be independent of any other IHL division, section, branch or officer;
- shall have oversight of the internal auditing functions of the various campuses, whose directors shall be functionally responsible to the Budget, Finance and Audit Committee and ultimately the Board of Trustees through the Board's System Internal Audit Director, but will administratively report to the IEO;
- shall, in agreement with the IEO, appoint all university internal audit directors; and

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- shall, in agreement with the IEO, make recommendation of the termination of any university internal audit staff after notification to the Budget, Finance and Audit Committee and the university's compliance with applicable state law and system policy; If there is disagreement between the IEO and the Board's system internal audit director over a recommendation of termination of a university internal audit employee, the Board shall be informed of same and shall make the decision regarding the termination.

Both the Board's System Internal Audit Director and the University Internal Audit Directors:

- shall have no executive or management powers, functions or duties except those relating to the management of the Internal Audit office;
- shall not be involved in the day-to-day operations of the system;
- shall not be responsible for the detailed development and/or implementation of new systems, but should be consulted during the system development process on the control measures to be incorporated in new or amended systems, and be advised of approved variations or new developments.

#### *IV. Authority*

Subject to the approval of the Budget, Finance and Audit Committee, the Board's System Internal Audit Director and University Internal Audit Directors are authorized to establish an effective internal audit function. No officer, administrator, or staff member shall prohibit the Board's System Internal Auditors from examining any university record or interviewing any faculty/staff member or student that the auditors deem to be pertinent to their audits and reviews. Additionally, the Board's System Internal Auditors have the authority to audit or cause to be audited the accounts of all organizations required to submit financial statements to the system or of any of its universities.

Both the Board's System and University Internal Auditors shall:

- develop an internal audit plan, in consultation with the Budget, Finance and Audit Committee of the Board of Trustees on the nature, scope and timing of audits;
  - develop an annual and three year audit plan to be based on the findings of periodic documented risk assessment;
  - ensure that internal controls are reviewed periodically;
  - address concerns of the Board of Trustees, Commissioner and IEOs;
  - submit proposed individual university internal audit plans to the respective IEOs, and submit all proposed internal audit plans to the Commissioner and to the Board's System Internal Audit Director for review and approval by each before submission for approval to the Budget, Finance and Audit Committee by the Board's System Internal Audit Director.
- have access at all reasonable times to all books, documents, accounts, property, vouchers, records, correspondence and other data of the system, which are necessary for the proper performance of the internal audit function; and
- have the right at reasonable times to enter any premises of the system and to request any employee or officer to furnish all information and such explanations deemed necessary for them to form an opinion on the probity of action, adequacy of systems

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and/or of controls. The employee or officer concerned shall respond promptly to such inquiries.

All system employees must cooperate fully with the Board's System Internal Audit Staff on any system issues, allegations, or audit matters directed to be performed on behalf of the Board, the Budget, Finance and Audit Committee and/or the Commissioner.

## ***V. Responsibilities***

Subject to the overall guidelines and policies of the Board of Trustees and the Budget, Finance and Audit Committee, the Board's System and University Internal Audit Offices shall be solely responsible for the planning, implementation, and reporting of the audits. For this purpose, the Director of the Board's System Internal Audit Office is entrusted with the responsibility to appraise the policies, procedures, and management controls of the system to ensure that the activities are properly managed and to promote effective controls at reasonable cost. In discharging the responsibility, the Board's Director of the System Internal Audit Office shall be responsible to the Board of Trustees' Budget, Finance and Audit Committee for the functional control of system and university audit activities in relation to:

- preparing a strategic plan to set the long-range direction and approach of audits;
- presenting a detailed annual audit plan and an annual budget in consultation with the Commissioner and IEOs for submission to the Budget, Finance and Audit Committee for approval and to the Board of Trustees;
- assessing and recruiting the necessary personnel for appropriate levels of staff;
- carrying out all activities in an effective, proficient and timely manner;
- reporting to the auditee as soon as practical on completion of each audit;
- reporting, at least quarterly, to the Budget, Finance and Audit Committee;
- conducting oversight of campus Internal Audit's methods and procedures;
- preparing the scope and boundaries of audits;
- fulfilling the objectives of Internal Audit;
- utilizing the Internal Audit resources to maximize the efficiency and effectiveness of the Internal Audit function;
- reviewing systems and operations to assess achievement of institutional objectives, efficient use of resources, and adequacy of controls over activities;
- evaluating the reliability, integrity, and pertinence of management and financial information;
- assessing the method of safeguarding assets and verifying their existence;
- determining the extent of compliance with established policies, procedures and instructions;
- advising improvements in procedures and systems to prevent waste, abuse, overspending, and fraud;
- directing attention on any failure to take remedial action;
- executing any *ad hoc* evaluations, assessments, investigations, examinations or reviews requested by the Budget, Finance and Audit Committee or by senior management of the Executive Office or university; and
- appraising the overall systemic risk assessment and management.

# EXHIBIT 12

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## *VI. Scope of Internal Audit*

The scope of Internal Audit shall be sufficiently comprehensive to enable the effective and regular review of all operational, financial and related activities.

The scope of Internal Audit coverage extends to all areas under the management and control of the Board of Trustees and include financial, accounting, administrative, data quality, computing and other operational activities.

## *VII. Audit Programs*

An annual Internal Audit plan consistent with the long-term strategic plan shall be prepared by the Board's System and University Internal Auditors, in consultation with the Commissioner and IEOs, for approval by the Budget, Finance and Audit Committee and shall be provided to the full Board of Trustees, if practicable, prior to commencement of each fiscal year.

The system-wide audit plan will identify areas of audit concern on a campus-by-campus basis, as well as a system-wide approach. Proposed individual audit plans by the university internal auditors on campuses will identify audits to be conducted at each campus during the year and will be incorporated into the proposed system-wide audit plan. A final system-wide plan will be reviewed and, if necessary, revised and approved by the Budget, Finance and Audit Committee and then provided to the Board of Trustees at an open meeting.

However, the Commissioner may direct at any time the Board's System Internal Audit Director and the IEO may direct at any time the University Internal Audit Director to perform an audit, inquiry or investigation of any special program, activity, function or organizational unit related to their respective institution.

The Budget, Finance and Audit Committee may designate one or more members of the committee to serve as a channel of communication with the internal auditors and to have other duties as designated.

Some of the objectives of the Board of Trustees' Budget, Finance and Audit Committee are:

- to review the proposed scope of the internal and the external audit functions;
- to review audit performance and to ensure that no limitation on audit has been interposed by management;
- to appraise the effectiveness of the audit;
- to review the management letter provided by the State Auditor's Office (or Internal Auditors on campuses) regarding any weaknesses in internal controls; organization and operating controls; and to consider the recommendations made by the auditor and the actions taken by management in response to the auditor's suggestions; and
- to review and/or initiate any other act necessary to promote:
  - compliance with policies, plans, procedures, laws and regulations;
  - safeguarding of System's assets;

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- efficient and proper use of resources;
- accomplishment of established objectives and goals for operations or programs; and
- attention to failure to take prompt remedial action relating to previously identified shortcomings.

## ***VIII. Audit Methodology***

For all audit projects, the person responsible for the activity under review shall be advised and given the opportunity to discuss:

- the objectives and scope of the audit to be conducted, prior to the commencement of such audit; and
- findings and proposed recommendations on the completion of an audit, and where appropriate make comment.

## ***IX. Audit Reports***

A written report will be prepared and issued by Internal Audit at the conclusion of each audit. Internal audit reports shall be confidential, but shall be provided to the Board upon completion. The Board hereby delegates to the Board's System Internal Audit Director the responsibility of collecting and reviewing the confidential audit reports on behalf of the Board. The Board's System Internal Audit Director shall then brief the Budget, Finance and Audit Committee regarding the confidential audit reports. The Budget, Finance and Audit Committee will forward such reports to the full Board with appropriate recommendations for action when warranted.

A copy of the complete report will be distributed to the applicable Commissioner and/or IEOs to which the audit applies. A summary of each report, including all audits performed on externally funded contracts, audits or investigations, is to be made available to the Budget, Finance and Audit Committee and the Commissioner within thirty days of completion of the audit. Audit reports related to issues that are of system-wide importance or audits that disclose issues that are material or recurring in nature will be presented to the Budget, Finance and Audit Committee at the next scheduled committee meeting following completion of the report. The Budget, Finance and Audit Committee will forward such reports along with appropriate recommendations to the Board of Trustees for action. Audit reports will normally explain the scope and objectives of the audit, present findings and conclusions in an objective manner relevant to the specific user's needs, and make recommendations where appropriate. Each institution audited will be given an opportunity to submit its responses to the audit findings to be included in the final audit report.

## ***X. Liaison with other Auditors***

The Commissioner and IEOs shall ensure the Board's System Internal Audit staff and University internal audit staff liaise with all auditors from the State Auditor's Office, with the Legislative PEER Committee, with externally funded contracts and grants auditors and/or external investigators/auditors regarding audits, investigations or inquiries to:

- Coordinate all review, evaluation and/or investigation activities;
- Ensure that the audit programs are complementary;

# EXHIBIT 12

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- Foster a cooperative working relationship;
- Reduce the incidence of duplication of effort; and
- Promote appropriate sharing of information.

The Commissioner, IEOs and University Internal Audit Directors shall make known to the Board's System Internal Audit Director any determined fraud, waste or abuse or reasonably substantiated fraud, waste or abuse as a result of the audits, inquiries, investigations or complaints so such cases can be communicated to the Commissioner and the Budget, Finance and Audit Committee and so that efforts can be made to ensure internal controls are sufficient to deter such actions in the future.

The Board's System Internal Audit Director shall make available to the State Auditor's Office all Internal Audit working papers, programs, flow charts, and reports upon request.

## ***XI. Audit Standards***

The Board's System Internal Audit Director is responsible for requiring that university internal auditors conduct audits and reviews according to generally accepted auditing standards using such audit programs, techniques, and procedures considered necessary under the circumstances. The operation of the internal audit function is to be carried out consistent with The Code of Ethics, Professional Practices Framework, and Practice Advisories as defined by the Institute of Internal Auditors. The standards for the performance of the audit function are to be developed from the following:

- Standards for the Professional Practice of Internal Auditing (Institute of Internal Auditors);
- Standards for Information Systems Auditing (Information Systems Audit and Control Associations); and
- Statements of Auditing Standards (American Institute of Certified Public Accountants).

## ***XII. Quality Assurance***

To ensure that the quality of the Internal Audit is consistently at a high standard, the Board's System Internal Audit Director, in conjunction with members of the Board of Trustees' Budget, Finance and Audit Committee, shall:

- develop and maintain comprehensive work reporting systems;
- maintain a regular review of audit plans, reports and working papers, and
- provide for staff training, as appropriate.

# EXHIBIT 13

June 16, 2010

## SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MAY 20, 2010 BOARD MEETING SUBMISSION DEADLINE

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

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

### **1. DSU – GS 102-226 – Science Lab Renovations, Phase II**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$56,651.97 and one hundred-seven (107) additional days to the contract of Century Construction and Realty. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** April 23, 2010

**Change Order Justification:** The change order is necessary to remove additional asbestos that was discovered during construction, to relocate existing electrical service to the elevator, to relocate existing underground telecom lines, and to provide for additional structural floor framing beneath the new mechanical room.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$56,651.97

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

**Design Professional:** Architecture South

**General Contractor:** Century Construction and Realty

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

**Project Budget:** \$4,750,000

**Funding Source(s):** HB 1641, Laws of 2008; HB 1722, Laws of 2009

### **2. JSU – GS 103-234 – ADA Compliance Phase II-B (BP.1)**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Wayne F. Timmer, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

**Staff Approval Date:** April 20, 2010

**Project Initiation Date:** August 17, 2006

**Design Professional:** Wayne F. Timmer

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$4,532,985.50

**Funding Source(s):** SB 3197, Laws of 2002; HB 246, Laws of 2007

# EXHIBIT 13

June 16, 2010

## 3. JSU – GS 103-255 – Fire Suppression System, Phase I

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

**Staff Approval Date:** April 20, 2010

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

**Design Professional:** CGM Group

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$1,200,000

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

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$179,181.09 and zero (0) additional days to the contract of Harrell Contracting Group. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

**Staff Approval Date:** April 23, 2010

**Change Order Justification:** This change order is necessary to replace existing CMU block with bricks to maintain consistent interior wall finish and to re-roof the existing Harned Hall Annex building.

**Total Project Change Orders and Amount:** Three (3) change orders for a total amount of \$231,873.09

**Project Initiation Date:** May 1, 2007

**Design Professional:** Eley and Associates

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

**Contract Award Date:** April 7, 2009

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

**Funding Source(s):** SB 2010, Laws of 2004; HB 246, Laws of 2007

## 5. MSU – GS 105-314 – Middleton Hall Waterproofing Phase II

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Weathers Construction, the lower of eight (8) bidders for a total contract amount of \$2,105,000.

**Staff Approval Date:** April 23, 2010

**Project Initiation Date:** November 18, 2005

**Design Professional:** Shafer and Associates

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

**Contract Award Date:** April 23, 2010

**Project Budget:** \$3,750,000

**Funding Source(s):** HB 246, Laws of 2007; SB 2010, Laws of 2004

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June 16, 2010

6. **MSU – GS 113-127 – Bost/Forest Products-Electrical**

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

**Staff Approval Date:** April 12, 2010

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

**Design Professional:** Atwell & Gent

**General Contractor:** N/A

**Contract Award Date:** N/A

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

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

7. **MSU – IHL 205-250 – Addition to CAVS Dynamometer Building**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Weathers Construction, the lower of five (5) bidders for a total contract amount of \$273,235.00.

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

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

**Design Professional:** Foil Wyatt Architects & Planners, PLLC

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

**Contract Award Date:** May 7, 2010

**Project Budget:** \$350,000

**Funding Source(s):** State Appropriation to CAVS from Legislature

8. **MSU – IHL 205-252 – Tennis Courts Parking Lot**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Wright Steel Erectors, Inc., the lower of three (3) bidders for a total contract amount of \$299,000.

**Staff Approval Date:** May 12, 2010

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

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

**General Contractor:** Wright Steel Erectors, Inc.

**Contract Award Date:** May 12, 2010

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

**Funding Source(s):** MSU Parking Services

9. **MUW – GS 104-163 – Fire Suppression Phase II (Frazer)**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Dynamic Fire Protection, LLC, the lower of three (3) bidders for a total contract amount of \$210,850. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** April 27, 2010

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

**Design Professional:** Atherton Consulting Engineers

# EXHIBIT 13

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**General Contractor:** Dynamic Fire Protection, LLC  
**Contract Award Date:** April 27, 2010  
**Project Budget:** \$500,000  
**Funding Source(s):** HB 1722, Laws of 2009

## 10. UM – GS 107-284 – Faser Hall Third Floor

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #11** in the amount of \$3,768.00 and thirty (30) additional days to the contract of CIG Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** April 20, 2010

**Change Order Justification:** The change order is necessary to re-work ductwork, to replace existing disconnects with three phase disconnects, and for delay of project due to computer programming.

**Total Project Change Orders and Amount:** Eleven (11) change orders for a total amount of \$206,633.35

**Project Initiation Date:** November 17, 2005

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

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

**Contract Award Date:** November 16, 2007

**Project Budget:** \$3,600,000

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

## 11. UM – GS 107-287 – Hill Hall Renovations

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$3,540.00 and zero (0) additional days to the contract of D. Carroll Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** April 20, 2010

**Change Order Justification:** The change order is necessary to repair stair tread and riser covering.

**Total Project Change Orders and Amount:** Four (4) change orders for a total amount of \$21,425.00

**Project Initiation Date:** September 20, 2006

**Design Professional:** Belinda Stewart Architects

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

**Contract Award Date:** September 25, 2008

**Project Budget:** \$1,962,907

**Funding Source(s):** HB 1634, Laws of 2006; SB 2101, Laws of 2004

## 12. UM– GS 107-297 – Waste Water Treatment Plant

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Prairie Construction, LLC, the lower of six (6) bidders for a total contract amount of \$1,843,000. Approval is requested from the Bureau of Building, Grounds, and Real Property.

# EXHIBIT 13

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

**Project Initiation Date:** June 18, 2008

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

**General Contractor:** Prairie Construction, LLC

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

**Project Budget:** \$2,200,000

**Funding Source(s):** HB 1641, Laws of 2008; HB 246, Laws of 2007; Internal R&R funds

## **13. UM – IHL 207-279 – Old Chemistry Interiors**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$13,660.68 and twenty-one (21) additional days to the contract of Panola Construction Company.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$126,092.60 and forty-four (44) additional days to the contract of Panola Construction Company.

**Staff Approval Date:** (#1-2) April 27, 2010

**Change Order Justification:** Change Order #6 is necessary to reconfigure Room 144 for the School of Engineering based on the Architectural sketch. Change Order #7 is necessary to demo and replace ceiling in Room 133, add drywall to stud wall in back of auditorium, add acoustical grid framing and ceiling tile furr down above windows, demo existing ductwork and wood ceiling above Communications room. This change order is due to latent conditions, owner/user requests and recommendations made by the Mississippi Department of Archives and History (MDAH).

**Total Project Change Orders and Amount:** Seven (7) change orders for a total amount of \$249,272.70

**Project Initiation Date:** May 18, 2006

**Design Professional:** The McCarty Group

**General Contractor:** Panola Construction Company

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

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

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

## **14. UM – IHL 207-294 – Residential Colleges**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #17** in the amount of \$50,036 and thirty (30) additional days to the contract of Harrell Construction Group, LLC.

**Staff Approval Date:** April 19, 2010

**Change Order Justification:** The change order is necessary to provide elevator card readers, shunt trip breakers for kitchen equipment, bollards in parking areas, and to replace grate covers with protected heel guards.

**Total Project Change Orders and Amount:** Seventeen (17) change orders for a total amount of \$2,154,582

**Project Initiation Date:** January 18, 2007

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**Design Professional:** Cooke Douglass Farr Lemons, Ltd and Eley & Associates, a Joint Venture

**General Contractor:** Harrell Construction Group, LLC

**Contract Award Date:** February 28, 2008

**Project Budget:** \$46,500,000

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

## **15. UM – IHL 207-303 A – Research Park & Innovation Center – Medicinal Plant Garden**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** for a credit in the amount of (\$19,223.00) and zero (0) additional days to the contract of Hooker Construction.

**Staff Approval Date:** April 27, 2010

**Change Order Justification:** The change order is necessary to apply a credit for the difference in the web base building management system allowance of \$42,000 and the awarded bid proposal of \$22,777 by Johnson Controls.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of (\$19,223.00)

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

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

**General Contractor:** Hooker Construction

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

**Project Budget:** \$2,500,000

**Funding Source(s):** Small Business Administration (SBA), HUD, and NOAA Grant

## **16. UM – IHL 207-306 A – Carrier Hall Addition & Renovation**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$5,659.86 and three (3) additional days to the contract of Panola Construction Company.

**Staff Approval Date:** April 27, 2010

**Change Order Justification:** The change order is necessary due to extended wet weather patterns, excavation of wet soil and replacement of dry prescribed soil to keep project on schedule.

**Total Project Change Orders and Amount:** Three (3) change orders for a total amount of \$30,933.83

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

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

**General Contractor:** Panola Construction Company

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

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

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

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June 16, 2010

## **17. UM– IHL 207-318 – Brown Hall Fire Sprinkler System**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Fireline, Inc. the lower of five (5) bidders for a total contract amount of \$133,000.

**Staff Approval Date:** April 27, 2010

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

**Design Professional:** SSR Ellers

**General Contractor:** Fireline, Inc.

**Contract Award Date:** April 27, 2010

**Project Budget:** \$600,000

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

## **18. UM – IHL 207-320 – Mississippi Small Business Development Center**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the amount of \$6,891.00 and zero (0) additional days to the contract of Murphy and Sons, Inc.

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

**Change Order Justification:** This change order is necessary to add 30 feet of primary and secondary service conductors and to add 6” of perforated pipe under-drain.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$6,891.00

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

**Design Professional:** The McCarty Group

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

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

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

**Funding Source(s):** Federal Grant #SBAHQ-06-I-0032

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of \$8,425.00 and zero (0) additional days to the contract of United Forming.

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

**Change Order Justification:** The change order is necessary to add three grade beams to the foundation so that the pavilion can be built.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$12,750.00

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

**Design Professional:** Cooke Douglass Farr Lemons, Ltd and Eley & Associates, a Joint Venture

**General Contractor:** United Forming

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

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

**Funding Source(s):** Educational Building Corporation (EBC) Bonds; Internal R&R funds; Private donations

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$2,560.00 and zero (0) additional days to the contract of Drywall Systems Plus, Inc.

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

**Change Order Justification:** The change order is necessary to add three grade beams to the foundation so that the pavilion can be built.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$13,165.00

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

**Design Professional:** Cooke Douglass Farr Lemons, Ltd and Eley & Associates, a Joint Venture

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

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

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

**Funding Source(s):** Educational Building Corporation (EBC) Bonds; Internal R&R funds; Private donations

## **21. UM – IHL 207-321 – North Residential College – Bid Package H**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$2,750.00 and zero (0) additional days to the contract of Specialty Finishes, Inc.

**Staff Approval Date:** April 27, 2010

**Change Order Justification:** The change order is necessary to furnish and install colored concrete sealer in lieu of clear concrete sealant.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$2,750.00

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

**Design Professional:** Cooke Douglass Farr Lemons, Ltd and Eley & Associates, a Joint Venture

**General Contractor:** Specialty Finishes, Inc.

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

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

**Funding Source(s):** Educational Building Corporation (EBC) Bonds; Internal R&R funds; Private donations

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

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$4,232.37 and zero (0) additional days to the contract of Advance Electric Co., Inc.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$2,333.97 and zero (0) additional days to the contract of Advance Electric Co., Inc.

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June 16, 2010

**Staff Approval #3:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$11,972.91 and zero (0) additional days to the contract of Advance Electric Co., Inc.

**Staff Approval Date:** April 27, 2010

**Change Order Justification:** The change order is necessary to furnish and install additional power outlets and communication boxes for TV installation as well as install power and switches for window shades in the Commons space.

**Total Project Change Orders and Amount:** Eight (8) change orders for a total amount of \$65,374.99

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

**Design Professional:** Cooke Douglass Farr Lemons, Ltd and Eley & Associates, a Joint Venture

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

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

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

**Funding Source(s):** Educational Building Corporation (EBC) Bonds; Internal R&R funds; Private donations

## **23. UM – IHL 207-328 – MEMA/FEMA Emergency Generator**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$40,500.00 and zero (0) additional days to the contract of J.M. Moore Contractors, Inc.

**Staff Approval Date:** April 27, 2010

**Change Order Justification:** The change order is necessary to add bid alternate #2-Generator 5-Kinyard Water Tower. The generator was originally bid as part of the original bid package (October 1, 2009), but the university chose not to accept the alternate that time. The Physical Plant Department has since requested that bid alternate #2 be included in the project. At the time of original bidding the price was \$38,000, but has increased to \$40,500 since the original bid thus requiring a change order for the new amount for bid alternate #2.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$40,500.00

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

**Design Professional:** Corbett Legge & Associates, PLLC

**General Contractor:** J.M. Moore Contractors, Inc.

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

**Project Budget:** \$389,721

**Funding Source(s):** Internal R&R funds; Federal Grant DR-1604-MS-0245-CFA No. 97.0

## **24. UM – IHL 207-331 – Data Center Generator Upgrade**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$40,196.16 and zero (0) additional days to the contract of Robinson Electric

**Staff Approval Date:** April 27, 2010

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June 16, 2010

**Change Order Justification:** The change order is necessary to add a maintenance by-pass switch to the incoming electrical service for the existing 100 KVA UPS system. This will allow the user to by-pass the UPS system and feed the loads directly to the Data Center. This change order also includes the removal of a tree that hindered the placement of the Generator.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$40,196.16

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

**Design Professional:** Corbett Legge & Associates, PLLC

**General Contractor:** Robinson Electric

**Contract Award Date:** N/A

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

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

## **25. UM – IHL 207-332 – Golf Course Improvement**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$5,707.00 and zero (0) additional days to the contract of Bennett Construction

**Staff Approval Date:** April 27, 2010

**Change Order Justification:** The change order is necessary to remove and replace existing 15" HDPE with 18" HDPE and to extend the existing 15" HDPE. These changes were made to enhance the storm water drainage.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$5,707.00

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

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

**General Contractor:** Bennett Construction

**Contract Award Date:** January 29, 2010

**Project Budget:** \$490,000

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

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

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Barge Waggoner Sumner & Cannon, Inc., design professional.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Barge Waggoner Sumner & Cannon, Inc., design professional.

**Staff Approval Date:** (#1-2) April 27, 2010

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

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

**General Contractor:** N/A

**Contract Award Date:** N/A

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

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**Funding Source(s):** University/Oxford Airport Capital R&R funds; MDOT Multi-Modal Airport Grant #MM-0057-021

## **27. UM – IHL 207-339 – Hot and Chilled Water Loop Upgrade**

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

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

**Staff Approval Date:** (#1-2) April 23, 2010

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

**Design Professional:** Shackelford Plumbing

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$750,000

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

## **28. UMMC – IHL 209-513 – Misc. Boiler and Chiller Revisions**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$78,268.00 and zero (0) additional days to the contract of Fountain Construction Co.

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

**Change Order Justification:** The change order is necessary to change the steam valves, flanges, and gasket sets from a #150 rated system to a #250 rated system. The #250 rated steam valves should last 40 years. Also the change order will re-route existing electrical conduits due to existing conduits being in the way of the installation of the new steam headers therefore requiring the electrical conduits to be relocated.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$78,268.00

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

**Design Professional:** Eldridge & Associates, Consulting Engineers

**General Contractor:** Fountain Construction Co.

**Contract Award Date:** August 20, 2009

**Project Budget:** \$3,985,000

**Funding Source(s):** Service fees and hospital patient revenue

## **29. UMMC – IHL 209-517 – Pavilion Parking Expansion-Contract 1**

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

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

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

**Staff Approval Date:** (#1-2) April 16, 2010; (#3) May 7, 2010

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

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

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$1,625,000

**Funding Source(s):** Auxiliary parking fees

## **30. UMMC – IHL 209-520 – School of Health Related Professions, Lab Renovation**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$39,041.00 and thirty-two (32) additional days to the contract of Sunbelt General Contractors, Inc.

**Staff Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$733.00 and zero (0) additional days to the contract of Sunbelt General Contractors, Inc.

**Staff Approval Date:** (#1-2) April 16, 2010

**Change Order Justification:** Change Order #1 is necessary to (1) modify the sprinkler system to accommodate new unistrut system and furr out existing east wall duct, (2) fire stop existing penetrations, and (3) cut out drywall and framing for new wall duct, pull boxes, etc., lead wrap in scan room, fire stop all new work, add walk blocking, control room counter, lay-in ceiling to accommodate unistrut changes, electrical revisions, revise storage room counter, epoxy level new table, replace north corridor entrance door and adjust existing doorframe as well as additional cleanup work for the door work. Change Order #2 is necessary for custom modifications to the emergency light fixtures that allow for low light in the event of power failure so experiments and training sessions will not be disrupted.

**Total Project Change Orders and Amount:** Two (2) change orders for a total amount of \$39,774.00

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

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

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

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

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

**Funding Source(s):** Student tuition and fees

## **31. UMMC – IHL 209-521 – Pediatric ICU Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$18,778.00 and zero (0) additional days to the contract of Fountain Construction Co.

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

**Change Order Justification:** The change order is necessary for user/owner requested modifications to replace the plastic laminate counter tops in consultation rooms and

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replace with Corian, solid surface tops to match tops specified in adjacent construction areas.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$18,778.00

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

**Design Professional:** The McCarty Group

**General Contractor:** Fountain Construction Co.

**Contract Award Date:** December 2, 2009

**Project Budget:** \$3,122,978

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

## **32. UMMC – IHL 209-525 – Gamma Knife Addition**

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

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

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

**Design Professional:** The McCarty Group

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$1,650,000

**Funding Source(s):** Hospital Patient Revenue

## **33. UMMC – IHL 209-529 – 4-East Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Wilkinson Construction, the lower of eight (8) bidders for a total contract amount of \$631,000.00.

**Staff Approval Date:** April 19, 2010

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

**Design Professional:** Mark Vaughan

**General Contractor:** Wilkinson Construction

**Contract Award Date:** April 19, 2010

**Project Budget:** \$753,000

**Funding Source(s):** Student Tuition Revenue

## **34. UMMC – IHL 209-531 – O.R. 8 and O.R. 9 Renovations 2009**

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

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

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

**Design Professional:** Canizaro Cawthon Davis

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$390,000

# EXHIBIT 13

June 16, 2010

**Funding Source(s):** Hospital Patient Revenue

**35. UMMC – IHL 209-533 – Occupational Therapy Renovation 2010**

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

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

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

**Design Professional:** The McCarty Group

**General Contractor:** N/A

**Contract Award Date:** N/A

**Project Budget:** \$318,000

**Funding Source(s):** Hospital Patient Revenue

**36. USM– GS 108-258 – Paving Repairs**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to B.W. Sullivan Building Contractors Inc., the lower of four (4) bidders for a total contract amount of \$614,465. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** April 29, 2010

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

**Design Professional:** Andrews-Ford Engineering Services

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

**Contract Award Date:** April 29, 2010

**Project Budget:** \$725,000

**Funding Source(s):** HB 246, Laws of 2007

**37. USM– GS 208-281 – Chain Technology HVAC Upgrade**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Pat L. McKenzie, Inc., the lower of five (5) bidders for a total contract amount of \$519,100.

**Staff Approval Date:** May 10, 2010

**Project Initiation Date:** August 17, 2007

**Design Professional:** Atherton Consulting Engineers, Inc.

**General Contractor:** Pat L. McKenzie, Inc.

**Contract Award Date:** May 10, 2010

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

**Funding Source(s):** University Year End Funds in a Plant Account

# EXHIBIT 14

June 16, 2010

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

Payment of legal fees for professional services rendered by Phelps Dunbar (statement dated 4/23/10) from the funds of Mississippi State University. (This statement, in the amount of \$350.00, represents services and expenses in connection with *Wade vs. MS Cooperative Extension Service*.)

**TOTAL DUE.....\$ 350.00**

Payment of legal fees for professional services rendered by David Ware & Associates (statements dated 12/10/09, 4/1/10, 4/1/10, 4/1/10, 4/1/10, 4/15/10, 4/15/10, 4/23/10, 5/1/10 and 5/1/10) from the funds of Mississippi State University. (These statements, in the amounts of \$482.80, \$11.46, \$9.00, \$10.78, \$10.78, \$2,500.00, \$200.00, \$2,000.00, \$500.00 and \$11.46, respectively, represent services and expenses in connection with labor certifications.)

**TOTAL DUE.....\$ 5,736.28**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 4/13/10) from the funds of the University of Mississippi. (This statement, in the amount of \$9,156.50, represents services and expenses in connection with legal fees related to the purchase of Campus Walk Apartments from American Campus Communities.)

**TOTAL DUE.....\$ 9,156.50**

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (statement dated 4/12/10) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$848.60, represents services and expenses in connection with the *Bernard v. UMMC* case.)

**TOTAL DUE.....\$ 848.60**

Payment of legal fees for professional services rendered by John Kitchens, Esq. (statements dated 4/30/10 and 5/6/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with cases styled *Kermode* - \$2,013.00 and *Thornton* - \$8,850.00, respectively.)

**TOTAL DUE.....\$ 10,863.00**

# EXHIBIT 14

June 16, 2010

## 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 4/14/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Compact Time-of-Flight Mass Spectrometer-Canada" - \$242.50; "Compact Time-of-Flight Mass Spectrometer-UK" - \$347.84; "Compact Time-of-Flight Mass Spectrometer-Japan" - \$42.50; "Organic Wood Preservatives" - \$535.00; "Methods of Preparation of Live Attenuated Bacterial Vaccines" - \$1,912.50; "Live Attenuated Catfish Vaccine" - \$127.50; "Method for Transformation of Cotton and Organogenic Regeneration" - \$85.00; "Device that Interacts with Target Applications" - \$1,282.50 and "Srinivasan-Elusieve Processing CIP Application" - \$127.50.)

**TOTAL DUE.....\$ 4,702.84**

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10, 3/19/10 and 3/31/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "MSU-Windspeed Utility Patent Application" - \$1,055.00; "Plant Patent-St. Augustine Grass Cultivers" - \$1,317.50; "MSU-Temporal Mapping and Analysis" - \$233.75; "MSU-Linear Correspondence" - \$1,458.75; "MSU-Change Analyst" - \$1,466.25; "Giant Myscanthis Trademark Application-Wordmark" - \$722.50; "Termite Control Methods and Apparatus" - \$2,820.00; "Termite Control Methods and Apparatus" - \$3,543.75; "Selective Anti-Cancer Immunoconjugates" - \$513.75; "MSU-Methods and Compositions for Biomarker Probes" - \$492.50; "System and Method for Charging Rechargeable Batteries-PCT Application" - \$430.00; "System and Method for Charging Rechargeable Batteries-PCT Application" - \$2,125.05; "Diethylene Tricarbamide and Diethylene Tricarbamide-Formaldehyde Condensation Resins" - \$2,273.75; "Novel Oxime Therapeutics for Organophosphate" - \$425.00; "Buckscore" - \$970.00; "Buckscore.com" - \$970.00; "MSU-Patent Functional Enhancement of Antimicrobials" - \$1,384.50 and "MSU-Trademark JUVA" - \$532.50, respectively.)

**TOTAL DUE.....\$ 22,734.55**

# EXHIBIT 14

June 16, 2010

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 4/13/10, 4/14/10 and 5/7/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques"- \$1,935.00; "Emerging Models for Wireless Communications Systems Over Multipath Fading Channels" - \$5,197.50 and "Chick Separation-Anxiety-Depression (SAD) Model" - \$42.50, respectively.)

**TOTAL DUE.....\$ 7,175.00**

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 1/8/10, 1/8/10, 2/23/10, 3/5/10, 3/24/10, 3/31/10, 3/31/10, 3/31/10, 4/1/10, 4/2/10, 4/2/10, 4/2/10, 4/2/10, 4/2/10, 4/12/10, 4/12/10, 4/15/10 and 5/14/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Canada: Method of Preparing Delta-9-Tetrahydrocannabinol" - \$1,035.53; "Europe: Methods of Controlling Toxicity of Aminoquinoline" - \$295.33; "Potent Immunostimulants from Microalgae" - \$125.00; "Potent Immunostimulatory Extracts from Microalgae" - \$3,165.60; "Australia: Transmucosal Delivery of Cannabinoids" - \$502.83; "Transmucosal Delivery of Cannabinoids" - \$125.00; "Canada: Methods of Controlling Toxicity of Aminoquinoline" - \$125.00; "Europe: Dihydroartemisinin and Dihydroartemisitene Dimers as Anti-Cancer and Anti-Infective Agents" - \$199.73; "New Zealand: Method of Controlling Toxicity of Aminoquinoline" - \$1,104.42; "Canada: 8-Aminoquinoline" - \$805.68; "Australia: 8-Aminoquinoline" - \$1,009.00; "Switzerland: 8-Aminoquinoline" - \$1,092.99; "France: 8-Aminoquinoline" - \$1,423.02; "United Kingdom: 8-Aminoquinoline" - \$1,229.21; "Australia: Dihydroartemisinin and Dihydroartemisitene Dimers as Anti-Cancer and Anti-Infective Agents" - \$278.50; "Potent Immunostimulatory Extracts from Microalgae" - \$3,402.00; "High Molecular Weight Polysaccharide from Aloe Vera with Immunostimulatory Activity" - \$1,754.00 and "Novel Sigma Receptor Antagonists" - \$2,338.00, respectively.)

**TOTAL DUE.....\$ 20,010.84**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 3/25/10, 3/25/10, 3/25/10, 3/25/10, 3/25/10, 3/25/10, 4/26/10, 4/26/10, 4/26/10, 4/26/10, 4/26/10, 4/26/10, 4/26/10, 4/26/10, 4/26/10 and 4/26/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Canada: Highly Purified Amphotericin-B" - \$1,674.00; "In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative" - \$1,026.00; "Canada: High Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$275.86; "India: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$54.00; "Africa: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$456.18; "Method of Detecting Vibration and Sound Signatures of Human Footsteps" - \$163.30; "Underwater Biomass Assessment Device and Method" - \$133.50; "In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative" - \$1,674.00; "Canada: Highly Purified Amphotericin-B" - \$1,209.00; "Highly Purified Amphotericin-B" - \$412.50; "Japan: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$4,233.98; "Delivery of Medicaments to the Nail

# EXHIBIT 14

June 16, 2010

and Perionychium via ‘Etching’” - \$899.00; “Canada: Stabilized Formulation of Triamcinolone Acetonide” - \$226.50; “Canada: Method of Detecting Vibration and Sound Signatures of Human Footsteps” - \$350.00; “Europe: Method of Detecting Vibration and Sound Signatures of Human Footsteps” - \$350.00 and “Agents with Selective K-Opioid Receptor Activity” - \$134.48, respectively.)

**TOTAL DUE.....\$ 13,272.30**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 3/25/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patents: “Abell/Miniature Wireless Gastric Electrical Stimulators” - \$335.50; “Abell/System for Diagnosis and Prediction of Therapy for Nutritional and Metabolic Disorders” - \$517.54; “Abell/Temporary Mucosal Gastric Electrical Stimulation Device” - \$427.50; “Raucher/US/Thermally Targeted Delivery of Medicaments Including Doxorubicin” - \$106.02; “Raucher/Canada/Thermally Targeted Delivery of Medicaments” - \$807.47; “Raucher/Europe/Thermally Targeted Delivery of Medicaments Including Doxorubicin” - \$1,001.07 and “Vig/Thermally Targeted Delivery of Therapeutic Peptides to the Cerebellum” - \$89.02.)

**TOTAL DUE.....\$ 3,284.12**