

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 21, 2013**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 27, 2012, to each and every member of said Board, said date being at least five days prior to this November 21, 2013 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee (by phone), Mrs. Karen L. Cummins, Dr. Ford Dye, Mr. Shane Hooper, Mr. Bob Owens, Mr. Hal Parker, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, and Mr. C.D. Smith. Mr. Bob Owens and Dr. Douglas Rouse were absent. The meeting was called to order by Trustee Aubrey Patterson, Vice President, and opened with prayer by Trustee Ford Dye.

INTRODUCTION OF GUESTS

- Vice President Aubrey Patterson welcomed Dr. William Bynum to his first IHL Board meeting at President of Mississippi Valley State University.
- Vice President Patterson then acknowledged the Student Government Association Officers individually: Avery Ford, SGA President at Alcorn State University; Sydney Hodnett, SGA President at Delta State University; Michael Hogan, SGA President at Mississippi State University; Timothy Mbogo, SGA President at the Mississippi University for Women; Gregory Alston, SGA President at the University of Mississippi; Bradley Deere, SGA President at the University of Mississippi Medical Center; and Ann Marie Chilcutt, SGA President at the University of Southern Mississippi.

APPROVAL OF THE MINUTES

On motion by Trustee Robinson, seconded by Trustee Dye, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on October 8, 2013, October 17, 2013 and November 7, 2013.

PRESENTATIONS

- Trustee C.D. Smith noted that last month the Board received updates from four of the universities regarding diversity initiatives on their campuses. The following presidents gave their updates: Mr. William LaForge, President of Delta State University; Dr. Mark Keenum, President of Mississippi State University; Dr. William Bynum, President of Mississippi Valley State University; and Dr. Rodney Bennett, President of the University of Southern Mississippi.

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CONSENT AGENDA

At Trustee Perry's request, item #15 concerning multi-year tuition rates was moved from the Finance Consent Agenda to the Finance Regular Agenda. On motion by Trustee Pickering, seconded by Trustee Robinson, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

ACADEMIC AFFAIRS

1. SYSTEM -Approved the following degrees to be conferred in December 2013 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	
Delta State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	8			
	Bachelor of Fine Arts	4			
	Bachelor of Music	1			
	Bachelor of Music Education	1			
	Bachelor of Science	17			
	Bachelor of Science in Education	3			
	Bachelor of Science in Social Justice and Criminology	7			
	Bachelor of Science in Interdisciplinary Studies	10			
			51		
	<i>College of Business</i>				
	Bachelor of Business Administration	24			
	Bachelor of Commercial Aviation	4			
			28		
	<i>College of Education</i>				
	Bachelor of Arts	3			
	Bachelor of Science	25			
	Bachelor of Science in Education	24			
			52		
	<i>School of Nursing</i>				
	Bachelor of Science in Nursing	18			
			18		
	<i>School of Graduate Studies</i>				
	Master of Applied Science	8			
	Master of Business Administration	61			
	Master of Commercial Aviation	10			
	Master of Education	49			
	Master of Arts in Teaching	9			
	Master of Professional Accountancy	3			
	Master of Science in Community Development	2			

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Institution		Degree to be Conferred	Number	Subtotal	Total	
		Master of Social Justice and Criminology	5			
		Master of Science in Sport and Human Performance	5			
		Master of Science in Natural Sciences	3			
		Educational Specialist	14			
		Doctor of Education	7			
				176		
					325	
Jackson State University						
	<i>Undergraduate</i>					
		Bachelor of Arts	30			
		Bachelor of Business Administration	87			
		Bachelor of Music	4			
		Bachelor of Music Education	3			
		Bachelor of Science	307			
		Bachelor of Science Education	27			
		Bachelor of Social Work	45			
				503		
	<i>Graduate</i>					
		Doctor of Education	5			
		Doctor of Philosophy	42			
		Specialist in Education	7			
		Master of Arts	21			
		Master of Arts in Teaching	5			
		Master of Business Administration	14			
		Master of Music Education	1			
		Master of Professional Accountancy	7			
		Master of Public Health	13			
		Master of Public Policy and Administration	13			
		Master of Science	70			
		Master of Science in Education	33			
		Master of Science in Teaching	1			
		Master of Social Work	7			
				239		
					742	
Mississippi State University						
	<i>College of Agriculture and Life Sciences</i>					
		Bachelor of Landscape Architecture	2			
		Bachelor of Science	90			
		Master of Agribusiness Management	2			
		Master of Landscape Architecture	2			
		Master of Science	29			

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Institution		Degree to be Conferred	Number	Subtotal	Total	
		Doctor of Philosophy	7			
				132		
		<i>College of Architecture, Art, and Design</i>				
		Bachelor of Fine Arts	29			
		Bachelor of Science	2			
				31		
		<i>College of Arts and Sciences</i>				
		Bachelor of Arts	157			
		Bachelor of Science	147			
		Bachelor of Social Work	7			
		Master of Arts	7			
		Master of Public Policy and Administration	12			
		Master of Science	27			
		Doctor of Philosophy	11			
				368		
		<i>College of Business</i>				
		Bachelor of Business Administration	188			
		Master of Arts	1			
		Master of Business Administration	41			
		Master of Science Information Systems	2			
		Doctor of Philosophy	1			
				233		
		<i>College of Education</i>				
		Bachelor of Science	189			
		Bachelor of Music Education	3			
		Master of Arts in Teaching	6			
		Master of Arts in Teaching Secondary	8			
		Master of Science	38			
		Master of Science Instructional Technology	2			
		Educational Specialist	4			
		Doctor of Philosophy	11			
				261		
		<i>College of Engineering</i>				
		Bachelor of Science	142			
		Master of Engineering	32			
		Master of Science	6			
		Doctor of Philosophy	23			
				203		
		<i>College of Forest Resources</i>				
		Bachelor of Science	16			
		Master of Science	9			
		Doctor of Philosophy	1			
				26		

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Institution		Degree to be Conferred	Number	Subtotal	Total	
	<i>College of Veterinary Medicine</i>					
		Master of Science	3			
		Doctor of Philosophy	3			
				6		
	<i>School of Accountancy</i>					
		Bachelor of Accountancy	24			
		Master of Professional Accountancy	7			
		Master of Taxation	1			
				32		
					1292	
Mississippi University for Women						
	<i>Undergraduate</i>					
		Bachelor of Arts	16			
		Bachelor of Fine Arts	7			
		Bachelor of Science	93			
		Bachelor of Science in Nursing	57			
		Bachelor of Technology	4			
				177		
	<i>Graduate</i>					
		Master of Education	7			
		Master of Fine Arts	4			
		Master of Science	8			
		Doctor of Nursing Practice	5			
				24		
					201	
University of Mississippi						
	<i>College of Liberal Arts</i>					
		Bachelor of Arts	120			
		Bachelor of Science	8			
		Bachelor of Fine Arts	4			
		Bachelor of Music	1			
				133		
	<i>School of Engineering</i>					
		Bachelor of Science in Chemical Engineering	4			
		Bachelor of Science in Civil Engineering	2			
		Bachelor of Science in Computer Science	7			
		Bachelor of Science in Electrical Engineering	1			
		Bachelor of Science in Mechanical Engineering	4			
		Bachelor of Science in Geological Engineering	5			
		Bachelor of Engineering	4			
		Bachelor of Science	1			

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Institution		Degree to be Conferred	Number	Subtotal	Total	
				28		
	<i>School of Education</i>					
		Bachelor of Arts in Education	20			
				20		
	<i>School of Business</i>					
		Bachelor of Business Administration	152			
				152		
	<i>School of Accountancy</i>					
		Bachelor of Accountancy	37			
				37		
	<i>School of Applied Sciences</i>					
		Bachelor of Science in Criminal Justice	36			
		Bachelor of Science in Exercise Science	37			
		Bachelor of Science	31			
		Bachelor of Social Work	15			
		Bachelor of Arts in Parks and Recreation Management	4			
		Bachelor of Paralegal Studies	3			
				126		
	<i>School of Journalism and New Media</i>					
		Bachelor of Arts in Journalism	34			
		Bachelor of Science (IMC)	11			
				45		
	<i>General Studies</i>					
		Bachelor of General Studies	49			
				49		
	<i>Graduate School</i>					
		Master of Arts	25			
		Master of Criminal Justice	5			
		Master of Science	45			
		Master of Social Work	4			
		Master of Accountancy	13			
		Master of Business Administration	31			
		Master of Taxation	2			
		Master of Education	15			
		Master of Music	1			
		Specialist in Education	22			
		Doctor of Education	1			
		Doctor of Philosophy	37			
		Certificate in TESL	1			
				202		
	<i>Law School</i>					
		Juris Doctor	25			
				25		

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Institution		Degree to be Conferred	Number	Subtotal	Total	
					817	
University of Mississippi Medical Center						
		Bachelor of Science in Nursing	50			
		Bachelor of Science in Dental Hygiene	4			
		Bachelor of Science in Health Sciences	15			
		Bachelor of Science in Medical Laboratory Science	2			
				71		
		Master of Health Science	10			
		Master of Health Information and Information Mgmt.	1			
		Master of Science in Nursing	4			
		Master of Science	2			
		Doctor of Philosophy	11			
		Doctor of Nursing Practice	1			
				29		
					100	
University of Southern Mississippi						
	<i>College of Arts and Letters</i>					
		Bachelor of Arts	120			
		Bachelor of Fine Arts	15			
		Bachelor of Interdisciplinary Studies	37			
		Bachelor of Music	1			
		Bachelor of Music Education	17			
		Bachelor of Science	15			
		Master of Arts	4			
		Master of the Arts in Teaching of Language	7			
		Master of Music	3			
		Master of Music Education	2			
		Master of Science	11			
		Doctor of Musical Arts	4			
		Doctor of Philosophy	9			
				245		
	<i>College of Business</i>					
		Bachelor of Science	9			
		Bachelor of Science in Business Administration	148			
		Master of Business Administration	3			
		Master of Professional Accountancy	3			
		Master of Science	3			
				166		
	<i>College of Education and Psychology</i>					
		Bachelor of Arts	10			
		Bachelor of Science	186			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Master of Arts	6			
	Master of Education	8			
	Master of Library and Information Science	24			
	Master of Science	5			
	Specialist in Education	1			
	Doctor of Education	1			
	Doctor of Philosophy	17			
			258		
	<i>College of Health</i>				
	Bachelor of Arts	22			
	Bachelor of Science	72			
	Bachelor of Social Work	19			
	Master of Public Health	13			
	Master of Science	32			
	Master of Social Work	22			
	Doctor of Audiology	1			
	Doctor of Philosophy	1			
			182		
	<i>School of Nursing</i>				
	Bachelor of Science in Nursing	70			
	Doctor of Nursing Practice	3			
	Doctor of Philosophy	2			
			75		
	<i>College of Science and Technology</i>				
	Bachelor of Arts	29			
	Bachelor of Science	112			
	Master of Arts	1			
	Master of Science	50			
	Doctor of Philosophy	15			
			207		
				1133	
System Total					4610

2. **System** – Approved the academic unit modifications as follows.

Reorganize and Rename

- a. **DSU** - Reorganize the Division of Biological and Physical Sciences by moving the Biological Sciences and the Physical Sciences into separate departments. As a result of this reorganization, the Division of Biological and Physical Sciences will be renamed the Department of Biological Sciences and the Department of Physical Sciences. The requested change to a two-departmental system is supported by both science faculty who believe that the separation will better meet the needs of students, and the new visibility will result in a positive increase in enrollment. The only anticipated cost to the university

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will be an additional \$15,000 annually for a Physical Sciences Chair and will be covered with existing funds.

Delete

- b. **UM** – Delete the Child Development Center.
- c. **UM** – Delete the Institute for Advanced Education in Geospatial Sciences.

FINANCE

- 3. **ASU** – Pending approval by the Attorney General's Office, the Board approved the request to enter into a five (5) year agreement with North American Cable Equipment, Inc. as an agent for DirecTV® of Westchester, PA to provide satellite reception television services on both the Lorman and Natchez campuses at the residential housing facilities, student center, dining halls, athletic venues, and select offices. North American Cable Equipment, Inc. provides services for 1150 units at the Lorman campus and Dish Network provides the service for 51 units at the Natchez campus at a combined annual cost of \$173,331. The term of the agreement is for five (5) years from November 21, 2013 through November 20, 2018. The total estimated contract cost for the five (5) year contract term is \$761,770.66 for the Lorman and Natchez campuses, including all applicable Federal and State assessments. A breakdown of costs is included in the bound *November 21, 2013 Board Working File*. Funds are available from university general funds. The agreement, which has been reviewed and approved by the Attorney General's Office pending receipt of the certificate of good standing from the vendor, is on file at the Board Office.
- 4. **ASU** – Approved the request to enter into a lease agreement with Cellular South Real Estate, Inc. for space on and under the ASU Drive Water Tower for the installation, operation, maintenance repair and/or replacement of telecommunications equipment. The term of the agreement is fifteen years beginning either on the date Cellular South begins operation of its equipment or forty-five days after the date of the agreement – whichever happens first. The agreement includes an initial five-year term and two five-year renewal terms. Cellular South has the right to enter into a renewal term by providing sixty days written notice to ASU prior to the end of the then current term. The total revenue generated by the agreement will be \$198,600. ASU will receive a monthly rental payment of \$1,000 for each month of the initial term of the agreement. For each succeeding term of the agreement, the monthly rental payment will increase by ten percent over the monthly rental payment for the preceding term. A breakdown of the monthly rental payments, yearly rental payments, and term rental payments is included in the bound *November 21, 2013 Board Working File*. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
- 5. **JSU** – Approved the request to enter into lease, maintenance and service agreements with Enterprise FM Trust and Enterprise Fleet Management, Inc. for the lease of vehicles, preventative maintenance and service. The purpose of the agreements is to enable JSU to assemble a fleet of forty six (46) new vehicles via Open-Ended Lease Schedules that will all receive routine preventative maintenance service. The new fleet will be used for administrative,

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maintenance and service purposes for JSU. A list of the fleet vehicles is included in the bound *November 21, 2013 Board Working File*. The terms of the agreements are as follows: 1) Master Equity Lease Agreement, under which JSU may order vehicles, is for a five (5) year period, on or about November 22, 2013 through November 21, 2018. 2) The Service Agreement term will correlate with the term of the Master Equity Lease Agreement. and 3) The Maintenance Agreement is for a five (5) year period which will commence on the delivery date of each vehicle leased pursuant to the Master Equity Lease Agreement and continue on through the lease term. The estimated cost for the five (5) year contract term is \$1,170,000 for lease, maintenance, and title and registration expenses. The annual cost will vary depending upon the current cost for vehicles incorporated into the fleet for a particular year. Funds are available from E&G funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

6. **JSU** – Approved the request to enter into a lease agreement with CP Jackson, LLC d/b/a Jackson Marriott for the lease of hotel rooms monthly for the housing of students enrolled in its Executive PH.D. program from January 2014 through June 2015. Under the current agreement, Hotel will provide up to 50 rooms monthly beginning in January 2014 and extending through June 2015. In addition, Hotel will provide a meeting room, a complimentary room for program-related participants, internet service, parking, and complimentary breakfast buffet. The term of the contract is for approximately one and one-half (1.5) years, January 8, 2014 through June 13, 2015. The total estimated cost of the agreement is \$359,136. This cost is based on the use of approximately 172 room nights at a rate of \$116 per night. Funds are available from E&G funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
7. **UMMC** – Approved the request to modify the total expenditure amount applicable to its agreement with National Marrow Donor Program, a Colorado nonprofit corporation, for bone marrow transplant services. The Board approved a five (5) year agreement in August 2010 for the term, October 1, 2010 through September 30, 2015. Total costs were estimated at \$2,892,131 and based on the performance of 16 transplants per year, an annual cost increase of 8% and, a fee of \$45,000 for research associated with donor matching. The terms of the original agreement remain the same. The total estimated cost for the contract period is being increased from \$2,892,131 to \$5,007,304.24. The request to spend an additional \$2,115,173.24 is due to an increase in the actual numbers of transplant patients and transplant costs. It was originally estimated that UMMC would perform an average of 16 transplants per year at an average cost of \$30,000 per transplant however UMMC now estimates that an average 24 transplants will be performed per year at an average cost of \$50,000 per transplant. Funds are available from patient revenues. Since this is a modification of the original agreement, the Attorney General's Office has chosen not to issue a formal approval.
8. **UMMC** – Approved the request to enter into an agreement with Nova Biomedical Corporation to purchase equipment and products for a point-of-care blood glucose testing system. The

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current manufacturer, LifeScan, Inc., will exit the point-of-care blood glucose testing marking and discontinue support of its system in December 2013. UMMC has purchased a sufficient number of products from LifeScan, Inc. for patient care needs through the end of the year. The new agreement with Nova will serve the entire patient population of the main-campus hospitals and their clinics, the Lexington Hospital and its clinics, the University Physician Clinics, and the College of Dentistry. The term of the agreement is five years starting on December 1, 2013 and ending on November 30, 2018. The estimated cost of the five-year agreement is \$724,006.59. The estimated annual totals include an annual purchase commitment of \$134,807.28 as well as a projected overage amount of seven percent of the previous year's estimated annual total. The projected overage amount for Year 1 is seven percent of the purchase commitment. A breakdown of the estimated annual costs is included in the bound *November 21, 2013 Board Working File*. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

9. **UMMC** – Approved the request to enter into an agreement with Vital Records Control of Mississippi, LLC (VRC) to provide off-site storage and retrieval services for medical records. UMMC previously contracted with RecordMax, Inc. and RecordMax Imaging, LLC (collectively RecordMax) to provide off-site storage and retrieval services for medical records before RecordMax was acquired by VRC. Since the end of the RecordMax/VRC agreement on October 31, 2012, VRC has provided off-site storage and retrieval services via a purchase order. The term of the new agreement is five years starting on December 1, 2013 and ending on November 30, 2018. The estimated cost of the five-year agreement is \$3,600,000. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
10. **UMMC** – Approved the request to enter into an agreement with Wechem, Inc. for a water treatment services program. UMMC has utilized Wechem, Inc.'s services on a month-to-month basis since the expiration of the original agreement on June 30, 2013 while a Request for Proposals (RFP) was conducted. The cost for the services after expiration of the agreement is \$54,345. Wechem, Inc. was selected as the vendor to be awarded the agreement for a water treatment services program from RFP #1188. The term of the agreement is for five (5) years from December 1, 2013 through November 30, 2018. The total committed cost of the agreement for the five (5) year term is \$470,697. Due to expanding operations, UMMC potentially may require additional service locations during the term of the agreement. The total estimated cost including the potential of additional service locations is \$670,697. The breakdown of the cost is included in the bound *November 21, 2013 Board Working File*. Funds are available from general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
11. **UMMC** – Approved the request to enter into an agreement with Depuy Synthes Sales, Inc. for the purchase of lower extremity joint components as needed to perform knee and hip repair and replacement procedures. The products will be purchased on an "as needed" basis. The initial

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term of the agreement is for three (3) years beginning on or about December 1, 2013. Prior to the end of the initial term, the agreement may be amended to extend the agreement for up to two (2) additional one (1) year periods. Should UMMC opt to extend the agreement, UMMC will submit its request to the Board for approval. The total estimated contract cost for the three (3) year agreement is \$8,250,000. UMMC has calculated a 10% increase into the annual cost for years two and three of the agreement in anticipation of an increase in patient volume. Assuming an annual 10% annual cost increase based on expected increases in patient volume each year after Year 1 of the agreement, UMMC would pay the following annually: Year 1 - \$2,500,000; •Year 1 - \$2,500,000; and Year 3 - \$3,000,000. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

12. **UMMC** – Approved the request to enter into an agreement with Zimmer US, Inc. for the purchase of lower extremity joint components as needed to perform knee and hip repair and replacement procedures. The products will be purchased on an “as needed” basis. The initial term of the agreement is for three (3) years beginning on or about December 1, 2013. Prior to the end of the initial term, the agreement may be amended to extend the agreement for up to two (2) additional one (1) year periods. Should UMMC opt to extend the agreement, UMMC will submit its request to the Board for approval. The total estimated contract cost for the three (3) year agreement is \$8,250,000. UMMC has calculated a 10% increase into the annual cost for years two and three of the agreement in anticipation of an increase in patient volume. Assuming an annual 10% annual cost increase based on expected increases in patient volume each year after Year 1 of the agreement, UMMC would pay the following annually: Year 1 - \$2,500,000; Year 2 - \$2,750,000; and Year 3 - \$3,000,000. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
13. **USM** – Pending approval by the Attorney General's Office, the Board approved two additional renewal periods to an existing contract with Perceptive Software, LLC for ImageNow software licensing, maintenance and support. The university has been using the software, ImageNow, since approximately 1999 primarily for financial aid documentation and student transcripts. Over the past several years, the university had evolved into two separate imaging software products. Both products provided more or less the same functions; however, ImageNow became the more widely used product and therefore became the *de facto* standard. In 2010, a project was initiated to combine the two products into one. ImageNow was the predominate choice due to its integration ability with the university's ERP system. In June 2011, a new Perceptive Software Master Agreement was signed. The university submitted and received the ITS Exemption request for the CP1 for this renewal. No CP1 has been needed until this renewal. The two renewal terms are: (1) 2014 Renewal Term: January 1, 2014 through December 31, 2014; and (2) 2015 Renewal Term: January 1, 2015 through December 31, 2015. The original contract term was June 8, 2011 through December 31, 2011 with two renewals that occurred in 2012 and 2013.

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The total expenditure amount of this contract is not anticipated to exceed \$301,580.55. This amount is based on an estimated cost of \$50,000 for 2014 and \$50,000 for 2015. Funds are available from general funds. The agreement, which has been reviewed and approved by the Attorney General's Office pending receipt of the certificate of good standing from the vendor, is on file at the Board Office.

14. **USM** – Approved the request to engage the CPA firm of Nicholson and Company, PLLC to conduct an annual audit for fiscal year end December 31, 2013 for the University of Southern Mississippi Research Foundation, Inc. as required by Policy 301.0806 D.9., University Foundation/Affiliated Entity Agreements.
15. **System** – Request final approval of the multi-year tuition rates effective for fiscal years 2015 and 2016. The Board was presented the multi-year tuition rates for first review at its October 17, 2013 meeting. **(THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA.)**
16. **System** – Approved the request to renew the excess workers' compensation insurance policy with Safety National Casualty Corporation for the IHL system. The purpose of the agreement is to provide required excess workers' compensation insurance coverage, with statutory limits, in excess of the primary self-insured retention of \$1,000,000 per occurrence. The term of the renewal is for one (1) year, December 1, 2013 through November 30, 2014. The estimated premium for the one (1) year term is \$404,612. The insurance policy is funded by the IHL Workers' Compensation Plan.

REAL ESTATE

17. **ASU** – Approved the initiation of **GS 101-296, Campus Safety Building Renovations**, and the appointment of Durrell Design Group as the design professional. This project will renovate two buildings on campus that will improve space for campus safety and emergency operations. The university intends to modernize the current Campus Safety building to accommodate the Campus' Police operations. The university will also renovate a second building known as the Parker Building located at the entrance of the Lorman campus. The Parker Building will house the Fire and EMT operations. The estimated project budget is \$1.2 million. Funds are available from S.B. 2851, Laws of 2013 (\$1.2 million).
18. **DSU** – Approved the appointment of Eldridge & Associates, P.A. Consulting Engineers as the design professional for **GS 102-255, Central Mechanical Plant Phase II**. This project is intended to add the second chiller to the Central Mechanical Plant which will allow the university to complete the second phase of the project. The project will include one (1) chilled water pump, one (1) condenser water pump, and one (1) cooling tower. This project also includes extending piping, controls, and electrical systems as required for a complete and operational 2,500 ton central plant. The project will provide final testing and balancing of the central plant and the existing campus chilled water loop. Phase II will complete the DSU Chiller Plant/Loop in its entirety. The estimated project budget is \$2 million. Funds are available from S.B. 2913, Laws of 2013 (\$2 million).

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19. **ERC** – Approved the initiation of **GS 111-052, Structural & Subsurface Repair**, and the appointment of JBHM Architects P.A. as the design professional. The project is intended to allow for the repair of structural damage to the Paul B. Johnson Building caused by the expansive soils on the site and repair the water infiltration into the basement level. The scope and budget will be determined in the design phase of the project. The estimated project budget of \$619,000 reflects design fees only. The remainder of the project cost is being sought as Priority #1 in the 2014 Legislative Session. Funds are available from SB 3100, Laws of 2011 (\$500,000); and HB 1701, Laws of 2010 (\$119,000).
20. **ASU** – Approved the initiation of **IHL 201-251, Student/Employee Housing**, and the appointment of the design professional using the “Request for Qualifications” process. The university plans to pursue an Educational Building Corporation (EBC) project to construct new on-campus student/employee housing. The need for both student and staff housing is due to the age and poor condition of the current facilities. The older residence halls and staff housing has outlived its useful life and requires a steady stream of maintenance funds to meet minimum levels of quality. Therefore, ASU plans to replace two residence halls with a new 400 bed student housing complex and will also replace the outdated current staff housing with 50 new staff housing units. The estimated project budget is \$24 million. Funds are available from EBC Bond Funds –pending approval (\$24 million).
21. **UM** – Approved the initiation of **IHL 207-375, Student Housing Phase II**, and the appointment of the design professional using the “Request for Qualifications” process. The university intends to construct one or more new residence halls to provide additional beds for on-campus, student housing. The exact number of beds, scope of work and location is not known at this time. The design professional will assist the university in determining the project scope, site, and budget; and finally produce design/construction documents for the scope determined. A subsequent agenda item will be submitted to request approval of the design professional after the selection process and to seek permission to increase the budget as required in order to reflect the established scope of work. The estimated project budget is \$2 million. Funds are available from Student Housing R&R Reserves (\$2 million).
22. **UMMC** – Approved the request to increase the project budget for **IHL 209-539, Lexington Hospital Renovations**, from \$3,790,477.00 to \$ 4,479,107.00, an increase of \$688,630.00. The project is currently in the design phase. This is the first budget escalation/change request made for this project by the university. During the design phase, it was realized that additional renovation costs would be involved to provide for minor renovations of existing space/areas required for the relocation of existing services during the construction period. It was also realized that additional support functions had to be incorporated into the renovation project. The size of the project has been increased after re-design options were reviewed and adjusted by the users to provide for the most economical and efficient solution. The project will include the renovation of approximately 13,800 square feet of existing first floor areas in order to provide a more functional and appropriately sized Emergency Department, increase utilization of the

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Outpatient/Specialty Clinic and provide better traffic control. Existing utility service, HVAC, plumbing, Fire Protection and medical gas systems will all be upgraded. Funds are available from Hospital Patient Revenues (\$4,479,107).

23. **DSU** – Approved the request to grant a permanent easement and right-of-way to Cleveland Music Foundation to construct the easternmost portion of the Statesman Park Boulevard in the property in such places and along such paths as the Foundation has graphically denoted on the plat., along with the right of reasonable pedestrian and vehicular ingress and egress to the property including without limitation, access to all utility easements, trenches, rights of way and common areas for the purposes of constructing the roadway. Approximately one year ago, Grammy Music at LA Live notified the City of Cleveland MS that it had been selected as the site of the Grammy Museum Mississippi. The Cleveland Music Foundation, Inc. was established to organize, fund, construct, and administer the museum. The agreement shall be permanent and shall remain in effect for the duration of the land lease. The agreement shall terminate not later than October 31, 2111, unless terminated sooner as a result of the termination of the “Ground Lease Agreement” between Delta State University and the Cleveland Music Foundation (CMF) dated February 1, 2013. Grantor/DSU may terminate this easement and all the rights incorporated herein at any time after eighteen (18) months of continuous non-use of the easement by Grantee/CMF unless extended by written agreement signed by the parties. The permanent easement is granted to CMF to operate and maintain a roadway and any appurtenances thereto, all over, under, across, and through the above described property owned by the Grantor/DSU. Grantor/DSU also grants the Grantee/CMF the right of ingress and egress at all times across and on all of the above described property while maintaining the said roadway. A copy of the legal description of the access easement is on file with the Office of Real Estate and Facilities. The Attorney General’s Office has reviewed and approved this item.
24. **MSU** – Approved the request to delete the Buildings 1468, 1471, 1472, 1616, 1617, 1601, 1638, 1475, 1487, 1488, 1476, 1494, 1495 1512, 1513, 1523, 1481, 1652, 1662, 1196, 1170, 1152, 1271, 1158, 1205, 1206, 1207, 1208, 1244, 1204, and 1443 from inventory and demolish them. The buildings are located in various counties all over the state and are in poor condition and no longer serve the mission of the MSU Experiment Station. The project will demolish and dispose of the remains of the buildings. Any usable material will be salvaged. A table showing a breakdown of the buildings by location scheduled to be demolished by the university is included in the bound *November 21, 2013 Board Working File.* The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities.
25. **MSU** – Approved the request to delete Building 0215, Longest House, from inventory and demolish it. This structure is an unoccupied residential house that is in very poor condition. The Longest House no longer serves the mission of MSU and is recommended for demolition. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities.

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26. **UM** – Approved the request to sole source the HVAC Control Systems for **IHL 207-370, Turner Center Basement Renovation**. This project will involve renovating parts of the locker room facilities located in the basement of the building. The current building controls system is Andover and is serviced by MACS, Inc. from Memphis, TN. Based on the current inventory of HVAC equipment serving this building, the building controls system is estimated to cost \$320,800. The proposed renovations will require the installation of additional HVAC equipment which will need to be supported by the building controls system. The estimated value of the building controls system to serve the new equipment is \$37,500. Since the new equipment is less than 25% of the value of the existing building controls, this equipment will be sole sourced to Andover to insure connectivity and continuity with the existing building control equipment. The estimated project budget is \$1.5 million. Funds are available from Internal R&R (\$1.5 million). The Attorney General's Office has reviewed and approved this item.
27. **UM** – Approved the request to name the Indoor Practice Facility when it re-opens in early 2014 as the "Olivia and Archie Manning Athletic Performance Center" in honor of their extraordinary contributions to the university. The renovation and expansion of the facility has been made possible by gifts to the Forward Together Campaign. In partnership with Ole Miss Athletics, the Manning family and others have made significant contributions to the campaign in order to honor Olivia and Archie Manning in this special way.

LEGAL

28. **MSU** – Approved the request to modify a contract with the firm of Valauskas Corder, LLC, 150 South Wacker Drive, Suite 620, Chicago, IL 60606, to provide services necessary in assisting the university with various patent applications, identification and forensic analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property and commercialization issues. The initial contract entered into on November 17, 2011 was modified by Modification #1 to extend the contract term for one (1) year or until November 16, 2013. Modification #2 will extend the term until November 16, 2014. All provisions of the Agreement for Legal Services dated November 17, 2011 shall remain in effect, with hourly rates ranging from \$250 - \$425 and the total amount payable not to exceed \$100,000. The Attorney General has approved this request.
29. **MSU** – Approved the request to amend a contract with the firm of Shulman, Rogers, Gandal, Pordy & Ecker, P.A., located at 11921 Rockville Pike, Rockville, MD 20852-2743, to provide services necessary in connection with re-banding negotiations with Nextel Communications. Under this Agreement, the Firm will continue to provide to MSU the following services: (1) Planning Funding Negotiation; (2) Re-Banding Negotiations (Nextel & Transition Administrator) for all phases of the project; and (3) New Frequency Evaluation with regard to co-channel and adjacent channel spacing. The previous contract with Shulman, Rogers was approved by the Board in 2006 and expired on October 5, 2007. The Board also granted

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retroactive approval of the agreement from October 5, 2007 through the present for using the firm of Shulman, Rogers, as well as approval to continue using Shulman, Rogers until the re-banding is complete, for up to one year. The Firm's compensation for all matters that are allowable reimbursements by Nextel or the FCC Transition Administrator shall be paid by Nextel or the Transition Administrator. The university will pay the Law Firm \$180/hour for paralegals/FCC filing specialists, \$435/hour for Alan Tilles, and \$385/hour for Jeffrey Rubin for additional services which are not covered by Nextel to upgrade the system. The total amount of all fees and costs for which the university is responsible shall not exceed \$40,000. The Attorney General has approved the request to use this firm.

30. **UMMC** – Pending approval by the Attorney General's Office, the Board approved the request to contract with Butler, Snow, O'Mara, Stevens and Cannada, PLLC to advise on intellectual property matters, healthcare regulatory and compliance matters, healthcare administrative hearings, human resource issues and commercial and general matter. The contract period will be from December 1, 2013 to November 30, 2014. The maximum amount payable under the contract will be \$150,000. The proposed hourly rates are \$225 - \$245 for attorneys and \$85 for paralegals.

31. PERSONNEL REPORT

EMPLOYMENT

Mississippi State University

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

- Margaret L. Khaita; Professor, College of Veterinary Medicine, Pathobiology and Population Medicine; salary of \$140,000, per annum, pro rata; E&G funds; effective December 1, 2013

TENURE

Mississippi State University

(Twelve-month contract with an effective date of December 1, 2013)

- Margaret L. Khaita; Professor, College of Veterinary Medicine, Pathobiology and Population Medicine *(New hire with tenure; twelve-month contract)*

University of Mississippi Medical Center

(Twelve-month contract with an effective date of July 1, 2013)

- William Little, M.D., Professor of Medicine

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SABBATICAL

Mississippi State University

Correction of sabbatical dates and salary (approved at the April 2013 Board Meeting)

Original

Adele L. Crudden, Professor, Sociology, from salary of \$83,905 per annum, pro rata; E&G Funds; to salary of \$41,953 for sabbatical period; effective August 16, 2013 to May 15, 2014; professional development

Corrected

Adele L. Crudden, Professor, Sociology, from salary of \$83,905, per annum, pro rata; E&G Funds to salary of \$41,952.50 for sabbatical period; effective August 16, 2013 to December 31, 2013; professional development

Mississippi University for Women

- Bryan Hilliard, Professor of Philosophy, from salary of \$53,410 per annum, pro rata; E&G Funds; to salary of \$26,705 for sabbatical period; E&G Funds; effective August 13, 2014 to December 15, 2014; professional development

EMERITUS STATUS

University of Southern Mississippi

(Effective November 2013)

- Harriet Perry; Assistant Professor Emeritus of Coastal Sciences

ADMINISTRATION/POLICY

32. **JSU** – approved the request to bestow one honorary degree at its December 13, 2013 commencement ceremony. Supporting documents are on file at the Board Office.

ACADEMIC AFFAIRS

Presented by Trustee Robin Robinson, Chair

On motion by Trustee Robinson, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to accept the recommendation of the Academic Affairs Committee to approve agenda item #1. On motion by Trustee Robinson, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to accept the recommendation of the Academic Affairs Committee to approve agenda item #2.

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1. **System** – Approved the following new academic programs:
 - a. **MSU** - Bachelor of Science in Environmental Science in Agricultural Systems degree. (CIP 03.0101);
 - b. **MSU** - Bachelor of Science in Natural Resource and Environmental Conservation degree. (CIP 03.0101);
 - c. **UM** - Master of Arts or the Master of Science in Interdisciplinary Studies degree. (CIP 30.0000); and
 - d. **UMMC** - Master of Science in Clinical Anatomy degree. (CIP 26.0403).
2. **System** – Approved for final reading the proposed changes to Board Policy 201.0507 Subsection E. as follows.

E. **OFF-CAMPUS CONFLICTS**

~~Whenever one institution desires or is requested to offer programs or courses in close proximity to another state university, such instruction may be offered providing an agreement is made with the closest institution. Any exceptions shall be mediated by the Institutional Executive Officers and reported to the Commissioner. If necessary, the Commissioner shall mediate any remaining conflicts and make recommendations as to a resolution to the Board as needed.~~

Whenever one institution desires or is requested to offer a program/course within 50 miles of the main and/or branch campuses of another state university that currently does not offer that program/course, state universities should first explore offering the program/course collaboratively.

If attempts for collaborative program/course delivery have been exhausted, the program/course may be offered by the requesting institution providing an agreement is made with the closest institution.

- i. The IEO at the institution requesting to offer a program/course within the area/region of another IHL institution(s) must notify (in writing) the IEO(s) at the closest IHL institution(s) of that intent at least one full semester prior to the anticipated date of enrolling students, and copy the Commissioner. IEO notification is required, regardless of the program/course availability at the closest institution(s).
- ii. The IEO(s) at the closest institution(s) must respond (opposing or not opposing the intent in writing) to the IEO at the requesting institution within 30 days of receiving the request and copy the Commissioner.
- iii. If the IEO(s) at the closest institution(s) does not oppose the intent of the requesting institution, then the requesting institution has satisfied Board policy 201.0607 E.
- iv. Opposition by the closest institution(s) to the requesting institution delivering a program/course in the area/region of the closest institution(s) should be based on program/course duplication or future plans of the closest institution(s) to deliver said program/course.
- v. If the closest institution(s) plans to offer said program/course in the near future, that institution(s) must provide the IEO at the requesting institution and the Commissioner documentation of current efforts to offer said program/course, a reasonable timeline for implementation, and the institution must adhere to that timeline.
- vi. Following written opposition from the IEO(s) at the closest institution(s), the IEO from the requesting institution may request that the Commissioner mediate the conflict.
- vii. If mediation from the Commissioner is necessary to resolve a conflict, the Commissioner will inform the IEOs of his/her decision to resolve the conflict and report his/her decision to the Board.

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3. **Other Business** – Trustee Robinson congratulated the universities for conferring 4,610 degrees in December 2013. She noted that five of the public universities offer existing academic programs online to expand student access. Trustee Robinson also congratulated the winners of the Halbrook Awards for academic achievement.

FINANCE AGENDA

Presented by Trustee Alan Perry, Chair

Agenda item #1 on the Finance Agenda was held for future consideration. On motion by Trustee Perry, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to accept the recommendation of the Finance Committee to approve agenda items #2 and #3. On motion by Trustee Perry, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to accept the recommendation of the Finance Committee to approve agenda items #4 & #5. On motion by Trustee Perry, seconded by Trustee Robinson, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #6 & #7. Agenda item #8 was held for future consideration. On motion by Trustee Perry, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to accept the recommendation of the Finance Committee to approve agenda item #9.

1. **JSU** – Request approval to enter into a Management Agreement with University Park of Jackson I, LLC (UPJ), a Mississippi limited liability company and wholly owned affiliate of the Jackson State University Development Foundation, Inc. (Foundation) to govern the management and operation of a residential living-learning community for students. JSU expects growth in enrollment and a need for on-campus and near campus housing for students. In order to fulfill this expected need, the Foundation, through its wholly owned affiliate, UPJ will develop and construct a six hundred (600) bed living-learning community for students, a dining facility and an Event Center (Project). UPJ will be responsible for land purchase, design and construction of the Project. The management and operation of the Project will be provided by JSU pursuant to the terms and conditions of the Management Agreement. This is a five year contract with automatic renewal for successive one year terms. This is a revenue contract. The university will receive a management fee of \$25,000 per semester, excluding Summer terms. After the initial 5 year term, the university management fee will be an amount agreed to by JSU and the Foundation. A breakdown of the fee by year is included in the bound *November 21, 2013 Board Working File*. **(THIS ITEM WAS HELD FOR FUTURE CONSIDERATION.)**
2. **MSU** – Pending approval of the chosen agreement by the Mississippi Department of Information Technology Services, the Board approved the request to enter into an agreement with Nextel South Corp. for reconfiguration and rebanding of its public safety radio system as ordered by the FCC. MSU and Sprint (parent company of Nextel South Corp.) have submitted two agreements

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to the FCC for consideration. The Board approved both agreements with the understanding that only one agreement will be executed. The Board also granted to the university the authority to approve change orders that include no cost increases and to the IHL staff the authority to approve change orders that include cost increases of less than 10%. These requests are due to the urgency to comply with the FCC order. Public safety radio systems and commercial wireless systems both operate in portions of the 800 MHz band. In July 2004, the FCC adopted a comprehensive plan to reconfigure this band to address harmful interference to public safety radio systems caused by commercial wireless systems in the band. MSU and Nextel are currently licensed on frequency allocations subject to reconfiguration. MSU and Sprint (parent company of Nextel South Corp.) have submitted two agreements to the FCC for consideration – a Traditional Frequency Reconfiguration Agreement (Traditional Agreement) and an Upgrade Frequency Reconfiguration Agreement (Upgrade Agreement). Although MSU believes it is better to enter into the Upgrade Agreement, the FCC will ultimately select the agreement both parties will enter. If the FCC selects the Upgrade Agreement, the Upgrade Agreement will automatically initiate an agreement with Harris Corporation for equipment, software, and services necessary both for compliance with the FCC order and for upgrades to MSU's existing radio system (See item #3 below). The selected agreement will begin on the date it is signed by all parties and will end on the date work has been completed. It is expected that work will be completed by June 15, 2014 as required by the FCC order. The Attorney General's Office has reviewed and approved both agreements, whichever is authorized and approved by the FCC, and contingent upon MSU receiving approval of this agreement from the Mississippi Department of Information Technology Services. A copy of the executed agreement will be on file at the Board Office.

3. **MSU** – Pending approval of the agreement by the Mississippi Department of Information Technology Services, the Board approved the request to enter into an agreement with Harris Corporation for equipment, software, and services necessary for compliance with the FCC order and for upgrades to MSU's existing radio system. MSU will only enter into this agreement if the FCC selects the Upgrade Frequency Reconfiguration Agreement (See item #2 above). The Board also granted to the university the authority to approve change orders that include no cost increases and to the IHL staff the authority to approve change orders that include cost increases of less than 10%. These requests are due to the urgency to comply with an FCC order. MSU has submitted this agreement to the Mississippi Department of Information Technology Services and the Wireless Communication Commission for approval. The agreement will start on the date it is signed by all parties and will end on the date work has been completed. It is expected that work will be completed by August 15, 2014. The estimated cost of the agreement is \$1,477,564. Funds are available from Nextel South Corp. (\$1,090,812) and the balance will come from university funds specifically radio system subscriber fees. The Attorney General's Office has reviewed and approved the System Purchase Contract with Harris Corporation should it become necessary to execute it and contingent upon approval from the Mississippi Department of Information Technology Services. A copy of the contract will be on file at the Board Office.

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4. **UMMC** – Approved the request to enter into an agreement with HHA Services, Inc. an ABM Company for professional management services for its Environmental Services Department (housekeeping). HHA Services will provide the management, supervisory and hourly paid staff to accomplish the services. The term of the agreement is for five (5) years – December 29, 2013 through December 28, 2018. The total contract cost for the five (5) year contract term is \$27,750.584. A breakdown of costs is included in the bound *November 21, 2013 Board Working File*. Funds are available from patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
5. **UMMC** – Approved the request to enter into an agreement with Kurt Salmon US, Inc. for the purpose of developing an institution wide Strategic Plan. The agreement will provide the professional services needed to help UMMC develop a comprehensive and implementable strategic plan that will guide UMMC through challenges that will be faced by the healthcare industry, including the areas of academia and research in the coming years. The term of the agreement is for one (1) year from December 1, 2013 through November 30, 2014. The total estimated contract cost for one (1) year contract term and is \$510,000. The overall cost includes the following: professional fees not to exceed \$425,000; allocated charges (communications, document preparation, use of market intelligence center) of \$27,625; and Travel of \$57,375. Funds are available from general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
6. **UMMC** – Pending review of the financial plan, the Board approved the request to enter into a Purchase and Sale Agreement for the Landmark Center, 175 East Capitol Street in the amount of \$6,250,000. UMMC will purchase the property from Capitol Street Associates. Landmark Center is a building containing approximately 366,500 square feet in seven floors. The first floor is approximately 49,100 square feet and floors two (2) through seven (7) contain approximately 52,900 square feet each. A central atrium extends from the ground floor lobby to the top of the seventh floor. The building is located at 175 East Capitol Street in downtown Jackson on a parcel of approximately 1.79 acres. UMMC is in need of additional space with the projected increase in the size of the medical school class and other growing needs. The university has received two independent property appraisals for the property. The first appraisal of the property reflected a total property value of \$11,000,000. The second appraisal of the property reflected a total property value of \$9,500,000. The total purchase price for the property is \$6,250,000 which is below the average of the two appraisals and complies with Board Policy for the purchase of property. A Phase I Environmental Site Assessment was conducted and the following was noted: Recognized Environmental Conditions and Historical Recognized Environmental Conditions were identified in connection with the site and include the following: 1) location of an Underground Storage Tank (UST) associated with the on-site generator and 2) Historical Recognized Environmental Condition associated with historical site operation of UST system and at least two off-site UST systems located within 500 feet of the site. Terracon recommended that a Limited Site Investigation (LSI) be completed to determine if impacts exist

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at the site relative to the on-site UST. Upon Board Staff's review of the LSI, Asbestos Survey, and the Lead-Based Paint Survey as received from UMMC, Board Staff has the following comments:

- a. The Limited Site Investigation (LSI), in regards to the 2500 gallon diesel Underground Storage Tank (UST) shows some minor ground contamination from the soil borings. However, these contaminants are all well below Mississippi Department of Environmental Quality (MDEQ) limits that require mitigation. IHL staff has also spoken with MDEQ and has a copy of their latest inspection report (January 2013) on the tank, which passed inspection. If UMMC purchases the building the university will need to transfer ownership and register the tank with MDEQ to continue these inspections on an annual basis or remove the tank. Should UMMC plan on using the tank for the emergency generator the university will need to maintain the tank in accordance with UST Regulations and have it inspected annually by MDEQ.
- b. No asbestos was shown to be present in the building.
- c. There is a minor amount of lead-based paint in the building as indicated by the report. However, since it is not in high traffic areas and is intact, MDEQ does not require this to be removed. UMMC may want to consider removing this paint after purchasing the building as it may become an issue in the future.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

7. **UMMC** – Pending approval of the Landmark Center property purchase (item #6 above) prior to the execution of this agreement, the Board approved a Parking License Agreement for parking spaces in the facility located at 100 East Capitol Street in Jackson, Mississippi. These spaces are needed for UMMC's use in connection with the purchase of the Landmark Center property located at 175 East Capitol. The term of the agreement will be set at twenty (20) years. Depending on the closing date of the Landmark Center building purchase, UMMC estimates that the agreement will begin sometime during the second half of December 2013. At a minimum, UMMC will pay a total of \$3,835,800 for 400 parking spaces over the 20 year period. If the maximum 700 parking spaces are utilized, that cost could grow to \$6,696,900 over the entire period. A schedule of possible parking fees as noted in the agreement are included in the bound *November 21, 2013 Board Working File*. Funds are available from self-generated funds. Employees will be charged parking rates in line with general on-campus parking rates. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
8. **System** – Request approval for first reading of the proposed amendments to Board Policy 906 Educational Building Corporations as shown below. **(THIS ITEM WAS HELD FOR FUTURE CONSIDERATION.)**

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906 EDUCATIONAL BUILDING CORPORATIONS

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

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

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

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

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

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

Prior to the approval of the resolution by the Board, the educational building corporation should submit to the Board staff, for informational purposes only, the form of any documents to be entered into by the

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educational building corporation in connection with the issuance of bonds or other debt, but to which the Board is not a party.

9. **System** – Approved the proposed multi-year tuition rates for resident and non-resident students effective FY 2015 and FY 2016 for final reading. The Board was presented the multi-year tuition rates for first review at its October 17, 2013 meeting in compliance with Board Policy 702.04 (C) Consideration of Request, which requires a thirty-day review prior to final approval of the tuition rates. (This item was moved from the Consent Finance Agenda.) (**See Exhibits 1 and 2.**)

LEGAL AGENDA

Presented by Trustee Aubrey Patterson, Vice President

On motion by Trustee Perry, seconded by Trustee Cummins, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Legal Agenda. On motion by Trustee Perry, seconded by Trustee Robinson, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **UMMC** – Approved the request for retroactive approval of a contract with Mississippi Legislative Consulting Group for the provision of business development consulting services and government relations services. The contract was for the period January 2, 2013 to June 30, 2013. The maximum amount payable under the contract was \$48,000.00. State funds were used for the payment of this contract. The contract is compliant with state law, but it does not include some of the Board Policy requirements for such contracts, such as the inclusion of a duty to disclose all new clients to IHL through the Commissioner, the inclusion of a provision requiring the lobbyist to apprise the Commissioner of lobbying activities related to IHL or any IHL institution, and to coordinate those activities within IHL system strategies, nor the inclusion of a provision making the contract terminable at will, or that it may be terminated by IHL or UMMC if IHL or UMMC determines that a new client list of the lobbyist creates a conflict. The letter agreement for which retroactive approval is sought is included in the bound *November 21, 2013 Board Working File*.
2. **System** – Approved for final reading of the new Board Policy 1105.01 Institutional Real Property as follows.

1105.01. INSTITUTIONAL REAL PROPERTY

All real property on the campus of any institution of higher learning (which includes the Education and Research Center housing the Board's Executive Offices, Mississippi Public Broadcasting and the Universities Center, as well as our eight state universities), including without limitation all campus grounds, buildings, facilities, stadiums or other improvements, that is owned, leased, used, or otherwise controlled by an institution ("Institutional Property"), is dedicated for the specific purpose of furthering the educational, research, and/or service missions of the institution. Accordingly, access to Institutional Property is limited to those persons with the specific and exclusive purpose of furthering the institutions' missions. Institutional Property is not open for general public use.

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issues for the institution and the Board. Therefore, all persons on Institutional Property must abide by all applicable laws and regulations as well as policies of the institution and the Board in order to further the missions of the institution and for the protection of the students, employees and guests of the institution.

Thus, an institution may deny or condition entrance onto or into Institutional Property or remove from the same, any person whose presence interferes with or does not advance the institution's missions or any person who violates or refuses to comply with any Board or institutional policy or applicable law or regulation. Under no circumstances shall Institutional Property be utilized to carry out unlawful activity.

ADMINISTRATION/POLICY AGENDA

Presented by Commissioner Hank M. Bounds

On motion by Trustee Perry, seconded by Trustee Cummins, with Trustees Blakeslee, Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Administration/Policy Agenda. Item #2 was postponed until the next Board meeting.

1. **System** – Approved the dates and locations for the January through December 2014 Board meetings as follows.

Thursday, January 16, 2014	Board Office
Thursday, February 20, 2014	Board Office
Thursday, March 20, 2014	Board Office
Thursday, April 17, 2014	Board Office
Thursday, May 15, 2014	Board Office
Thursday, June 19, 2014	Alcorn State University
Thursday, July 17, 2014	Subject to Call
Thursday, August 21, 2014	Board Office
Thursday, September 18, 2014	(Board Retreat)
Thursday, October 16, 2014	University of Southern Mississippi
Thursday, November 20, 2014	Board Office
Thursday, December 18, 2014	Subject to Call
2. **System** - Election of Vice President of the Board of Trustees for the term beginning February 1, 2014 and ending December 31, 2014. **(This item was postponed until the next Board meeting.)**

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INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

ACADEMIC AFFAIRS

1. **System** – The institutions below are offering the existing academic programs online to expand student access by providing an alternative program delivery method to traditional classrooms instruction.
 - a. **ASU** is offering the Bachelor of Science in Computer Science.
 - b. **ASU** is offering the Master of Science in Computer and Information Science.
 - c. **ASU** is offering the Bachelor of Science in Mathematics.
 - d. **ASU** is offering the Bachelor of Science in Secondary Education.
 - e. **DSU** is offering the Master of Arts in Teaching – Elementary and Secondary Tracks.
 - f. **MSU** is offering the Master of Science in Secondary Education.
 - g. **MSU** is offering the Master of Science in Mechanical Engineering.
 - h. **MSU** is offering the Doctor of Philosophy in Engineering with a concentration in Mechanical Engineering.
 - i. **MVSU** is offering the Master of Business Administration in Business Administration.
 - j. **USM** is offering the Master of Science in Human Performance.
 - k. **USM** is offering the Master of Science in Economic Development.
2. **System** – A copy of the annual report on institutional accreditation for the period July 1, 2012 through June 30, 2013 as required by Board Policy 508 (2) Accreditation Procedures is included in the bound *November 21, 2013 Board Working File*.
3. **System** - Below is the annual report of the winners of the Halbrook Awards for academic achievement among athletes for 2012-2013.

David C. Halbrook Awards for Academic Achievement Among Athletes ^a			
Public University Division – Men		University of Southern Mississippi	
Public University Division – Women		Mississippi State University	
Independent College Division Overall		William Carey University	
Community and Junior College Division Overall		Mississippi Gulf Coast Community College	
John C. and Ernestine McCall Halbrook Improvement Award ^b		Itawamba Community College	
David M. Halbrook Certificate Award for Academic Achievement Among Athletes ^c			
	Institution	Male Recipient	Female Recipient
Public Division	Alcorn State University	Marti Shelby	Renelle Richmond
	Delta State University	Tyler Aldridge	Kendall Sizemore
	Jackson State University	Antoine D. Guice	Christine Edwards
	Mississippi State University	Samuel T. Frost	Chloe E. Phillips
	Mississippi Valley State University	Daniel Kibet	Joyce Chumo
	University of Mississippi	Adrian Forberg Skogeng	Cornelia Tisher
	University of Southern Mississippi	Brandon Francesconi	Stephanie Ledgerwood
Independent Division	Belhaven University	Daniel Duarte	Ashley Ventura
	Blue Mountain College	Adam Hall	Anna Brooke Page

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	Millsaps College	Garrett Coble	Alexis Guice
	Mississippi College	Kyle Blount	Morgan Tynes
	Rust College	J'Hony Salvador	Nakesa Oliver
	Tougaloo College	Marcus Brumfield	Raven Ashley
	William Carey University	Kyle Curtis	Lauren Douglas
Community and Junior College Division	Coahoma Community College	Elias Wells	Breanna Wiley
	Copiah-Lincoln Community College	Jay W. Case	Kaitlin A. Moak
	East Central Community College	Andrew Hannah	Alana Turner
	East Mississippi Community College	Smokey Ethridge	Sarah H. Dudley
	Hinds Community College	Cullen Burnett	Cassandra A. Brown
	Holmes Community College	David Carter	Lauren Tharp
	Itawamba Community College	Matthew T. Peugh	Ragan H. Ostrowski
	Jones County Junior College	Benjamin Stevens	Kimberly Murray
	Meridian Community College	Edward Harrison Warren	Tara-Beth Hall
	Mississippi Delta Community College	Jody Harbour	Jackie Corder
	Mississippi Gulf Coast Community College	Michael Gilbert	Julie Butler
	Northeast Mississippi Community College	Kyle Gregory Stephenson	Julia Kaitlyn Garvin
	Northwest Mississippi Community College	Tim Smith	Kristin Baddley
	Pearl River Community College	Michael Cannon	Georgia Whitney Waits
	Southwest Mississippi Community College	Kade Scivicque	Haley Roalson

^a Trophy award.

^b Cash award to institution with greatest improvement in percentage of student athletes graduating.

^c Certificate awarded to student athletes who have excelled in academics, leadership, and/or service.

REAL ESTATE

- System** – The Board received the Real Estate items that were approved by the Board staff subsequent to the October 17, 2013 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 3.)

LEGAL

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

ADMINISTRATION/POLICY

- System** – 2013 Commencement Schedule:

Delta State University

Time/Date: 10:00 a.m., Saturday, December 14, 2013

Location: Walter Sillers Coliseum

Speaker: Ms. Debra Allan, 2013 Recipient of S. E. Kossman Outstanding Teacher Award, Delta State University

Jackson State University

Time/Date: 6:00 p.m., Friday, December 13, 2013

Location: Lee E. Williams Athletics and Assembly Center

Speaker: Congressman Bennie G. Thompson

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Mississippi State University

Meridian Campus

Time/Date: 11 a.m., Friday, December 13, 2013
Location: MSU Riley Center
Speaker: Rebecca Combs-Delaney, CEO, The Phil Hardin Foundation

Starkville Campus

Time/Date: 10 a.m., Saturday, December 14, 2013
Location: Humphrey Coliseum
Speaker: U.S. Senator Roger Wicker

Mississippi University for Women

Time/Date: 2:00 p.m., Friday, December 13, 2013
Location: Rent Auditorium, Whitfield Hall
Speaker: Mr. Ed Blakeslee, IHL Board of Trustees

The University of Southern Mississippi

Time/Date: 10:00 a.m. and 2:30 p.m., Friday, December 13, 2013
Location: Reed Green Coliseum
Speaker: 10:00 a.m. Supreme Court Justice James W. Kitchens
2:30 p.m. Supreme Court Justice Randy G. Pierce

7. **System** – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.
- a. **System** - In accordance with Board Policy 702.03 Approval of Tuition, Fees, and Other Student Charges, each institution is required to submit a report of their annual participation/optional fees to the Board through guidelines established by the Commissioner's Office. Participation/Optional Fees are defined in Board Policy 702.02 Definitions as assessments for "supplies, activities, or services made available to students or as fines for misconduct, violation of institutional policy, or violation of contractual agreements". The fees became effective July 1, 2013 and remain in effect throughout the 2013-14 fiscal year. On October 10, 2013, the Commissioner approved the submitted report. The Executive Office financial staff has reviewed and approved the institutions' submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration for review.
 - b. **System** – In accordance with Board Policy 703.04 Institutional Scholarships, Tuition Waivers and Fellowships Subsection F Policy Guidelines, each institution is required to submit an annual summary of actual expended E&G Scholarships, Fellowships and Tuition Waivers for the past fiscal year. Included in this presentation would be a summary of the actual E&G student aid expenditures by financial aid category as well as the number of category award recipients. On October 10, 2013, the Commissioner reviewed and approved the FY 2013 presentation. The Executive Office financial staff

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has reviewed and approved the institutions' submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration for review.

- c. **System** - On October 21, 2013, the Commissioner reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for the period beginning July 1, 2013 and ending September 30, 2013. These reports are required by Board Policies 401.0102 Delegation of Authority and 801.09 Resignations. The Executive Office financial staff has reviewed and approved the institutions' submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration.

OTHER BUSINESS

- Vice President Patterson invited the university presidents to report on significant events or news on their campuses.

**FINANCE COMMITTEE
MEETING REPORT**

Wednesday, November 20, 2013

The committee was brought to order by Chairman Alan Perry at approximately 3:30 p.m.

1. On motion by Trustee Pickering, seconded by Trustee Cummins, with Trustee Rouse absent and not voting, all Committee members legally present and participating voted unanimously to recommend approval of agenda items #1 - #4 and #6 on the Consent Finance Agenda.
2. Agenda item #1 on the Regular Finance Agenda regarding the request for permission to enter into a management agreement between University Park of Jackson, LLC and Jackson State University was postponed for further review.
3. On motion by Trustee Pickering, seconded by Trustee Robinson, with Trustee Rouse absent and not voting, all Committee members legally present and participating voted unanimously to recommend approval of agenda items #2a and #2b on the Regular Finance Agenda.
4. On motion by Trustee Robinson, seconded by Trustee Cummins, with Trustee Rouse absent and not voting, all Committee members legally present and participating voted unanimously to recommend approval of agenda item #3a on the Regular Finance Agenda.
5. On motion by Trustee Pickering, seconded by Trustee Patterson, with Trustee Rouse absent and not voting, all Committee members legally present and participating voted unanimously to recommend approval of agenda item #3b on the Regular Finance Agenda.
6. Agenda items #3c and #3d concerning the Landmark Center for UMMC were not discussed due to time constraints. Agenda item #4 regarding the amendments to Board Policy 906 Educational

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Building Corporations required all trustees who are bankers to recuse themselves from the vote. In doing so, the committee did not have a quorum to handle this item. Therefore, consideration of agenda item #4 was postponed.

7. On motion by Trustee Pickering, seconded by Trustee Cummins, with Trustee Rouse absent and not voting, all Committee members legally present and participating voted unanimously to adjourn the meeting.

The following Committee members were present: Mr. Alan Perry (Chair), Ms. Karen Cummins, Mr. Aubrey Patterson, Ms. Christy Pickering, and Ms. Robin Robinson. Committee member Dr. Doug Rouse was absent. Trustee Shane Hooper also attended the meeting.

**HEALTH AFFAIRS COMMITTEE
MEETING REPORT**

Wednesday, November 20, 2013

The committee was brought to order by Chairman Aubrey Patterson at 4:30 p.m.

1. Dr. James Keeton, Vice Chancellor of the University of Mississippi Medical Center, gave a brief overview of the future of healthcare. Trustee Patterson commended UMMC and Dr. Keeton for having completely converted to electronic medical records.
2. **Executive Session**

On motion by Trustee Perry, seconded by Trustee Dye, with Trustees Blakeslee and Rouse absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether or not is should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustees Blakeslee and Rouse absent and not voting, all Committee members legally present and participating voted unanimously **to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows: Discussion of two possible land transactions and a hospital records matter at the University of Mississippi Medical Center.

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

The Committee received an update regarding a possible land transaction. No action was taken.

On motion by Trustee Hooper, seconded by Trustee Perry, with Trustees Blakeslee and Rouse absent and not voting, all Committee members legally present and participating voted unanimously to recommend approval of the purchase of the Landmark Center located at 175 East Capitol Street, Jackson, MS by the University of Mississippi Medical Center. (See agenda item #3c on the Regular Finance Agenda.)

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The Committee discussed a hospital records matter. No action was taken.

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

3. On motion by Trustee Dye, seconded by Trustee Perry, with Trustees Blakeslee and Rouse absent and not voting, all Committee members legally present and participating voted unanimously to recommend that the Board grant retroactive approval of the contract between UMMC and Mississippi Legislative Consulting Group for the provision of business development consulting services and government relations services. (See agenda item #1 on the Regular Legal Agenda.)
4. On motion by Trustee Hooper, seconded by Trustee Perry, with Trustees Blakeslee and Rouse absent and not voting, all Committee members legally present and participating voted unanimously to adjourn the meeting.

The following Committee members were present: Mr. Aubrey Patterson (Chair), Dr. Ford Dye, Mr. Shane Hooper, and Mr. Alan Perry. Committee members, Mr. Ed Blakeslee and Dr. Doug Rouse, were absent. Other Trustees attending included Ms. Karen Cummins and Ms. Christy Pickering.

**ACADEMIC AFFAIRS COMMITTEE
MEETING REPORT**

Thursday, November 21, 2013

The committee was brought to order by Chairman Robin Robinson at 8:30 a.m.

1. On motion by Trustee Smith, seconded by Trustee Dye, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to recommend approval of agenda item #1 on the Regular Academic Affairs Agenda.
2. On motion by Trustee Dye, seconded by Trustee Hooper, with Trustee Blakeslee absent and not voting, all Committee members present and participating voted unanimously to adjourn the meeting.

The following Committee members attended the meeting: Ms. Robin Robinson (Chair), Dr. Ford Dye, Mr. Shane Hooper and Mr. C.D. Smith. Committee member Mr. Ed Blakeslee was absent. Others Trustees attending the meeting were: Ms. Karen Cummins and Mr. Aubrey Patterson.

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EXECUTIVE SESSION

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

Discussion of three personnel matters at one of the state universities and
Discussion of a prospective litigation matter at one of the state universities.

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

The Board discussed three personnel matters at one of the state universities. **No action was taken.**

The Board discussed a prospective litigation matter at one of the state universities. **No action was taken.**

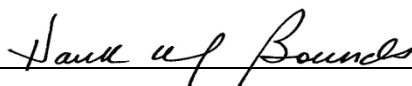
On motion by Trustee Perry, seconded by Trustee Hooper, with Trustees Owens and Rouse absent and not voting, all Trustees legally present and participating voted unanimously to return to Open Session.

ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Proposed multi-year tuition rates for resident students effective FY 2015 and FY 2016 for first reading. |
| Exhibit 2 | Proposed multi-year tuition rates for non-resident students effective FY 2015 and FY 2016 for first reading. |
| Exhibit 3 | Real Estate items that were approved by the IHL Board staff subsequent to the August 15, 2013 Board meeting. |
| Exhibit 4 | Report of the payment of legal fees to outside counsel. |

EXHIBIT 1



Resident Tuition Proposed Rate Increases Summary Slide

FY 2015

	Approved	Proposed	\$ Change	% Change
ASU	\$ 6,108	\$ 6,200	\$ 92	1.5%
DSU	6,012	6,012	-	0.0%
JSU	6,348	6,602	254	4.0%
MSU	6,672	7,040	368	5.5%
MUW	5,640	5,540	(100)	-1.8%
MVSU	5,916	5,916	-	0.0%
UM	6,660	6,996	336	5.0%
USM	6,744	6,980	236	3.5%
UMMC	6,660	6,996	336	5.0%

FY 2016

	Proposed	\$ Change	% Change
ASU	\$ 6,386	\$ 186	3.0%
DSU	6,012	-	0.0%
JSU	6,866	264	4.0%
MSU	7,392	352	5.0%
MUW	5,540	-	0.0%
MVSU	5,916	-	0.0%
UM	7,344	348	5.0%
USM	7,224	244	3.5%
UMMC	7,344	348	5.0%

EXHIBIT 2



Non-Resident Tuition Proposed Rate Increases Summary Slide

FY 2015

FY 2016

	Approved	Proposed	\$ Change	% Change		Proposed	\$ Change	% Change
ASU	\$ 15,108	\$ 15,433	\$ 325	2.2%	ASU	\$ 16,205	\$ 772	5.0%
DSU	N/A	N/A			DSU	N/A	N/A	
JSU	15,552	16,174	622	4.0%	JSU	16,821	647	4.0%
MSU	16,860	18,378	1,518	9.0%	MSU	20,032	1,654	9.0%
MUW	15,360	15,260	(100)	-0.7%	MUW	15,260	-	0.0%
MVSU	N/A	N/A			MVSU	N/A	N/A	
UM	17,628	19,044	1,416	8.0%	UM	20,574	1,530	8.0%
USM	15,024	15,550	526	3.5%	USM	16,094	544	3.5%
UMMC	17,628	19,044	1,416	8.0%	UMMC	20,574	1,530	8.0%

EXHIBIT 3

November 21, 2013

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE October 17, 2013 BOARD MEETING SUBMISSION DEADLINE

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

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

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

Staff Approval #1 : In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$318,170.29 and seventeen (17) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2 : In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$134,647.14 and twenty (20) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: (#1) August 15, 2013; (#2) September 20, 2013

Change Order Justification: **Change Order #5** is necessary to change the size of downspouts & add new ones, to omit the new gutter lining, to install a floor leveling product to correct uneven floor locations, to omit the majority of the slate roof replacement, add plywood closure to the rafter ends, replace the existing roof soffit, to replace the existing tapered roof insulation with new insulation, to change the flooring in the lobby, reception, corridor & president's office, to change the third and fourth flooring, and to add electrical & data provisions in the third and fourth floor conference rooms. **Change Order #6** is necessary to replace the primary loop cable with a cable that meets the size requirement, to revise the fourth floor lobby ceiling to remove the conflict with the new fire curtain caused by an existing steel truss, to revise the fourth floor conference room to include the added IT provisions, to add lighting & power in the existing telephone room in the basement, to revise the floor box locations on the fourth floor, to add additional data & power to the two classrooms located in the basement and to install a toilet in the fourth floor west office wing.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$638,453.82.

Project Initiation Date: June 16, 2011

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

General Contractor: West Brothers Construction, Inc.

Project Budget: \$20,700,000.00

EXHIBIT 3

November 21, 2013

2. MSU– GS 105-345 (GC01) – Classroom Building with Parking

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

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

Staff Approval Date: September 9, 2013

Project Initiation Date: August 19, 2010

Design Professional: Belinda Stewart Architects, P.A.

General Contractor: TBD

Project Budget: \$37,509,471.00

3. MSU– GS 113-130 – Necropsy Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #11** in the amount of \$26,315.23 and twelve (12) additional days to the contract of T. L. Wallace Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: August 30, 2013

Change Order Justification: **Change Order #11** is necessary to relocate a temporary fence, add furring to conceal a roof drain pipe, exchange hose reels, to remove existing sidewalk, to pour a new sidewalk and provide handrails.

Total Project Change Orders and Amount: Eleven (11) change orders for a total amount of \$813,919.86.

Project Initiation Date: October 21, 2010

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

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

Project Budget: \$12,197,791.22

4. MVSU– GS 106-237 – Harrison Renovation

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Pryor & Morrow Architects/Vernell Barnes Architect, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

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

Staff Approval Date: October 2, 2013

Project Initiation Date: January 20, 2011

Design Professional: Pryor & Morrow Architects/Vernell Barnes Architect

General Contractor: TBD

Project Budget: \$17,500,000.00

EXHIBIT 3

November 21, 2013

5. UM – GS 107-305 – Central Mechanical Plant

Staff Approval #1 : In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$42,573.25 and twenty-seven (27) additional days to the contract of Tri-Star Mechanical Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2 : In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the **credit amount** of \$48,160.71 and sixty-two (62) additional days to the contract of Tri-Star Mechanical Contractors, Inc.

Staff Approval Date: September 4, 2013

Change Order Justification: **Change Order #5** is necessary to install power to two hot water heaters, to install power to one door, to supply & install 110 v power to 30 control valves, to add stairs, handrails and stair nosings to the steps at the south end of the building, to add labor for networking DDC controls for both the chilled & hot water systems, including adding a hot tap flow meter to both systems, programming & wiring and to add picture-frame joints to the building walks. **Change Order #6** is necessary to add six flow switches to the cooling towers, to add anti-climb spikes for the concrete retaining wall, to paint the vertical portion of the equipment pad facing safety yellow, to add a handrail connecting the south end steps to the retaining wall, to add ADA ramps in four locations, to deduct the unused balance of the controls allowance and to add thirty-two days to the contract for rain delays.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$417,165.58.

Project Initiation Date: November 21, 2008

Design Professional: Tri-Star Mechanical Contractors, Inc.

General Contractor: Eley Guild Hardy Architects, P.A.

Project Budget: \$13,200,000.00

6. UM– GS 107-311 – Music Hall Mechanical Upgrade & West Wing Renovation

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

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

Staff Approval Date: September 18, 2013

Project Initiation Date: November 15, 2012

Design Professional: Shafer & Associates

General Contractor: TBD

Project Budget: \$4,650,000.00

7. UM– IHL 207-346 – Stockard Hall & Martin Hall Brick Veneer Replacement

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$6,679.73 and fifty-six (56) additional days to the contract of Evan Johnson & Sons Construction, Inc.

EXHIBIT 3

November 21, 2013

Staff Approval Date: September 27, 2013

Change Order Justification: **Change Order #5** is necessary to modify the existing exhaust fire sprinkler heads to accommodate the removal of the skylights and maintain life safety requirements in the building.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$42,491.74.

Project Initiation Date: February 17, 2011

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

General Contractor: Evan Johnson & Sons Construction, Inc.

Project Budget: \$8,000,000.00

8. UM– IHL 207-348 – Johnson Commons West Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$45,565.57 and zero (0) additional days to the contract of Zellner Construction.

Staff Approval Date: October 9, 2013

Change Order Justification: **Change Order #7** is necessary to modify fabric ceiling panels to coordinate with approved fire suppression system & sprinkler locations, to remove & replace the existing storm drain & gas pipe that is in conflict with the new construction to allow for installation of the new sanitary sewer, to install three type M ceiling fixtures and two XA fixtures in the existing FLP vestibule and south exterior, additional power, data and TV receptacle locations, to install a trench drain at the south exterior Johnson Commons East door, to drain water accumulating in front of the door as the existing concrete slab cannot be modified, and to make revisions to the south terrace masonry retaining wall to accommodate the actual existing and required finish grade.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$1,262,470.82.

Project Initiation Date: May 19, 2011

Design Professional: Tipton Associates, A Professional Architectural Corporation

General Contractor: Zellner Construction

Project Budget: \$14,500,000.00

9. UM – IHL 207-353 – Coulter Hall Addition and Renovation

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

Staff Approval Date: September 4, 2013

Project Initiation Date: February 16, 2012

Design Professional: BEJ-CDFL – A Professional Association

General Contractor: Carothers Construction, Inc.

Project Budget: \$18,000,000.00

10. UM– IHL 207-354 – Honors College Renovation and Addition

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

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Staff Approval Date: August 23, 2013
Project Initiation Date: March 21, 2013
Design Professional: The McCarty Company Design Group, P.A.
General Contractor: TBD
Project Budget: \$6,300,000.02

11. UM– IHL 207-357 – Natural Products 1 – Interior Heating Modification

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$119,585.63 and two hundred ninety-two (292) additional days to the contract of South Central Heating & Plumbing Co., Inc..

Staff Approval Date: August 26, 2013

Change Order Justification: **Change Order #1** is necessary to deduct for web base building management system allowance, to modify door access which offers better future service access to the mechanical room, to install new pumps & loop bypass to achieve chilled water design flow conditions, to install a campus loop side pump which will increase delivery pressure of the chilled water, and a price increase from the manufacturer & crane rental to install two boilers that were being deleted from the contract.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$119,585.63.

Project Initiation Date: March 15, 2012

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

General Contractor: South Central Heating & Plumbing Company, Inc.

Project Budget: \$2,500,000.00

12. UM– IHL 207-361 – Lamar Hall Phase IIB

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$323,823.00 and thirty-seven (37) additional days to the contract of D. Carroll Construction, LLC.

Staff Approval Date: September 9, 2013

Change Order Justification: **Change Order #1** is necessary to add for crack injection and pedestrian epoxy waterproofing system at the east monumental stair entrance plaza to stop water infiltration to the classrooms below, to install electrical & data at the writing center, to remove the existing fluted CMU in its entirety and provide new dampproofing (full height), new membrane flashing, mow strip, and reinstall the fluted CMU.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$323,823.00.

Project Initiation Date: August 16, 2012

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

General Contractor: D. Carroll Construction, LLC

Project Budget: \$7,500,000.00

13. UM – IHL 207-363 – Library Cooling Tower Replacement

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

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Staff Approval Date: September 9, 2013
Project Initiation Date: February 16, 2012
Design Professional: The CGM Group
General Contractor: Shackelford Plumbing Corporation
Project Budget: \$1,500,000.00

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Engineering Solutions, Inc., design professional.

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

Staff Approval Date: August 28, 2013
Project Initiation Date: October 18, 2012
Design Professional: Engineering Solutions, Inc.
General Contractor: TBD
Project Budget: \$2,500,000.00

15. UM– IHL 207-370 – Turner Center Basement Renovation

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **a waiver of Design Development Documents.**

Staff Approval Date: August 28, 2013
Project Initiation Date: March 21, 2013
Design Professional: The McCarty Company Design Group, P.A.
General Contractor: TBD
Project Budget: \$1,500,000.00

16. UM – IHL 207-371 – Stockard Hall Elevator Refurbishment

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

Staff Approval Date: August 29, 2013
Project Initiation Date: March 21, 2013
Design Professional: Corbett Legge and Associates, PLLC
General Contractor: Barnes & Brower, Inc.
Project Budget: \$1,100,000.00

17. UM– IHL 207-373 – Faser Hall Second Floor Skills Lab

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board

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staff approved **Contract Documents** as submitted by Cooke Douglass Farr Lemons Architects & Engineers, P.A.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids.**

Staff Approval Date: (#1) October 2, 2013; (#2 - #3) October 11, 2013

Project Initiation Date: November 17, 2011

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

General Contractor: TBD

Project Budget: \$1,500,000.00

18. UMMC – IHL 209-526 – Cafeteria/Kitchen Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #15** in the **credit amount** of \$120,071.00 and zero (0) additional days to the contract of Fountain Construction Company, Inc. .

Staff Approval Date: September 18, 2013

Change Order Justification: **Change Order #15** is necessary to credit for unused project allowances

Total Project Change Orders and Amount: Fifteen (15) change orders for a total amount of \$24,529.00.

Project Initiation Date: August 20, 2009

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

General Contractor: Fountain Construction Company, Inc.

Project Budget: \$7,750,000.00

19. UMMC– IHL 209-539 – Lexington Hospital Renovations

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by The McCarty Company Design Group, P.A.

Staff Approval Date: (#1) September 25, 2013; (#2) October 3, 2013

Project Initiation Date: February 16, 2012

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

General Contractor: TBD

Project Budget: \$3,790,477.00

20. UMMC – IHL 209-548 – School of Medicine Utilities

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by CDFL + ELEY, A Joint Venture, design professional.

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

Staff Approval Date: August 26, 2013

Project Initiation Date: August 15, 2013

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Design Professional: CDFL + ELEY, A Joint Venture

General Contractor: TBD

Project Budget: \$10,000,000.00

21. UMMC– IHL 209-532 – Cardiovascular Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #10** in the amount of \$74,886.00 and eighty (80) additional days to the contract of Fountain Construction Company.

Staff Approval Date: September 20, 2013

Change Order Justification: **Change Order #10** is necessary due to the redesign of the corridor to incorporate the columns into walls instead of within the corridor. The new design creates five alcoves & five storage rooms which includes doors, metal studs, gypsum board, finishes, can lighting in alcoves, additional 2x2 lighting, HVAC reconfiguration & additions, electrical & communications additions, and additional wall protection.

Total Project Change Orders and Amount: Ten (10) change orders for a total amount of \$334,454.84.

Project Initiation Date: February 18, 2010

Design Professional: Cooke Douglas Farr Lemons Architects & Engineers, PA

General Contractor: Fountain Construction Company

Project Budget: \$20,182,526.00

22. USM – GS 108-217 and GS 114-015 – Science Building & Recreation Bldg. Repair & Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #10** in the amount of \$22,085.28 and zero (0) additional days to the contract of J. F. Pate and Associates Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: August 29, 2013

Change Order Justification: **Change Order #10** is necessary to modify the existing detention basin to prevent erosion at the detention pond during heavy rain events.

Total Project Change Orders and Amount: Ten (10) change orders for a total amount of \$1,614,500.62.

Project Initiation Date: January 21, 2010

Design Professional: Studio South/Allred Architectural Group

General Contractor: J. F. Pate and Associates Contractors, Inc.

Project Budget: \$12,292,109.24

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$38,835.36 and twenty-two (22) additional days to the contract of Hanco Corporation.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$43,152.56 and eighteen (18) additional days to the contract of Hanco Corporation.

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Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$28,756.58 and five (5) additional days to the contract of Hanco Corporation.

Staff Approval Date: (#1) September 9, 2013; (#2 - #3) September 16, 2013

Change Order Justification: **Change Order #5** is necessary for additional structural steel along concrete walls at column lines 7 and 14, additional steel for theatrical equipment, to add an exit device to door 1018A, to modify structural concrete at the roof slab between column lines O and H and to revise the window head framing. **Change Order #6** is necessary to add drapery linings to curtains located in the auditorium and to modify concrete & electrical in the tiered classrooms to allow for a center aisle. **Change Order #7** is necessary for work related to electrical requirements for the selected motorized shades & controls, and modifications to various doors.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$179,168.48.

Project Initiation Date: March 2, 2005

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

General Contractor: Hanco Corporation

Project Budget: \$34,000,000.00

24. USM– IHL 208-310 – The Ogletree House Tornado Restoration

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **a waiver of Design Development Documents**.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Albert and Associates, design professional.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids**.

Staff Approval #4: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **the award of contract** to BW Sullivan.

Staff Approval Date: August 29, 2013

Project Initiation Date: August 29, 2013

Design Professional: Albert and Associates

General Contractor: BW Sullivan – Hattiesburg, MS

Project Budget: \$2,500,000.00

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Allred Architectural Group, design professional.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids**.

Staff Approval Date: September 20, 2013

Project Initiation Date: June 4, 2013

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Design Professional: Allred Architectural Group

General Contractor: TBD

Project Budget: \$4,664,516.57

26. ERC– GS 111-049 – Road Improvements

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$26,561.29 and zero (0) additional days to the contract of Southern Rock, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$47,305.63 and fifty-nine (59) additional days to the contract of Southern Rock, LLC.

Staff Approval Date: (#1) August 30, 2013; (#2) October 18, 2013

Change Order Justification: **Change Order #6** is necessary to deduct for deletion of sodding, to add seed where sodding was removed, to lower the sprinkler line found under the existing asphalt at one location, to add lime stabilization to the failed soil sub-base between certain stations, to undercut one additional foot of depth and replace with sand-clay gravel underlain by Tensar from between certain stations, and to remove two bars of #5 rebar from the concrete curb & gutter for the remaining concrete curb and gutter left to install. **Change Order #7** is necessary to lower the existing sprinkler line found under the existing asphalt so that it is beneath the sand-clay gravel layer of the pavement system, to remove two additional vertical feet of unstable soil that was encountered in various segments and replace with sand-clay gravel and prior to the placement of the sand-clay gravel Tensar was installed over the unstable soil, allowing for the installation of stable material and due to multiple underground utilities, Tensar was installed directly on the existing soil under the required 12" sand-clay gravel, installation of cement up to 6" deep to the required 12" of sand-clay gravel due to unstable soil at various locations, to adjust for the elevations of the sewer & water line, the required 12" RCP between certain locations was removed from the contract & replaced with two 8" ductile iron piping to include adjustment for the elevations, inlet boxes were cut down as required, an electrical junction box to be installed behind one area to correct electrical wiring for the street lighting, existing electrical wiring was found in the concrete & removed, the required inlet box was installed at the same location, all costs associated with the crack injection & seal coating for the parking lots is removed from the contract due to budget constraints, removal of existing concrete pipe found directly under the existing pavement section, removal of existing sprinkler lines found in the existing storm sewer piping were placed in a 6" PVC sleeve, to install a 6" PVC sleeve for future expansions on both sides of the road & under the pavement system, to repair cracked concrete curb & gutter due to water seeping into the cracks, to install a steel tubing handrail on the existing stairs located by the maintenance building, to remove two additional vertical feet of soil and replace with sand-clay gravel where unstable soil was encountered (cross-over between the medians & east of the north entrance drive to the parking garage), and an additional 59 days due to rain/construction delays at the site.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$273,400.80.

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Project Initiation Date: October 20, 2011
Design Professional: W. L. Burle Engineers, P.A.
General Contractor: Southern Rock, LLC
Project Budget: \$2,551,057.07

EXHIBIT 4

November 21, 2013

SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Julie W. Brown (statement dated 10/12/13) from the funds of Mississippi State University. (This statement, in the amount of \$536.25, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 536.25

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 10/22/13) from the funds of Mississippi State University. (This statement, in the amount of \$3,762.50, represents services and expenses in connection with general legal advice - The Mills Development Project.)

TOTAL DUE.....\$ 3,762.50

Payment of legal fees for professional services rendered by Bradley, Arant, Boult & Cummings (statement dated 9/24/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,268.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 1,268.50

Payment of legal fees for professional services rendered by Jones Walker (statement dated 9/9/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,705.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 1,705.00

Payment of legal fees for professional services rendered by Kitchens, Hardwick & Ray (statement dated 10/10/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,006.50, represents services and expenses in connection with general legal advice and litigation matters.)

TOTAL DUE.....\$ 1,006.50

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 9/10/13, 9/19/13 and 10/2/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$27,716.60, \$22,283.40 and \$9,555.50, respectively, represent services and expenses in connection with general legal advice and litigation matters.)

TOTAL DUE.....\$ 59,555.50

EXHIBIT 4

November 21, 2013

Payment of legal fees for professional services rendered by Bryan Nelson (statement dated 9/30/13) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$7,280.35, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 7,280.35

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 10/1/13) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,224.00, represents services and expenses in connection with general legal advice - J.L. Scott Marine Education Center.)

TOTAL DUE.....\$ 1,224.00

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

Payment of legal fees for professional services rendered by Valauskas Corder (statements dated 9/17/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Bio-Oil Pretreatment" - \$187.50 and "Blue Stain System" - \$187.50.)

TOTAL DUE.....\$ 375.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 6/20/13, 7/15/13, 9/18/13, 9/20/13, 9/20/13, 9/20/13, 9/20/13, 9/20/13, 9/20/13, 9/20/13 and 9/20/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$104.50, \$87.50, \$796.40, \$2,654.20, \$3,594.00, \$366.00, \$208.50, \$104.00, \$144.50, \$795.00 and \$927.50, represent services and expenses in connection with intellectual property/patents.)

TOTAL DUE.....\$ 9,782.10

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 9/11/13, 9/17/13, 9/27/13, 10/14/13 and 10/22/13) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: "Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks" - \$1,942.50; "Lockhead - Oil Dispersant Patent" - \$85.00; "Trademark Application for the Centennial Anniversary" - \$120.00; "Trademark Application for the Centennial Anniversary" - \$383.50 and "Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks" - \$1,032.00, respectively.)

TOTAL DUE.....\$ 3,563.00