

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
September 18, 2003**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on May 2, 2003, to each and every member of said Board, said date being at least five days prior to this September 18, 2003 meeting. At the above-named place there were present the following members to wit: Mr. Thomas W. Colbert, Mr. William S. Crawford, Dr. Stacy Davidson, Ms. Ricki R. Garrett, Mr. Bryce Griffis, Mr. Roy Klumb, Dr. D. E. Magee, Jr., Dr. Bettye Henderson Neely, Ms. Virginia Shanteau Newton, Mr. Carl Nicholson, Jr., Mr. Scott Ross, and Ms. Amy Whitten. The meeting was called to order and opened with prayer by Mr. Thomas Colbert, President.

APPROVAL OF THE MINUTES

On motion by Mr. Klumb, seconded by Ms. Newton, and unanimously passed by those present, it was

RESOLVED, That the Minutes of the Board meetings held on August 21, 2003 and September 11, 2003, stand approved.

UNANIMOUS CONSENT

On motion by Mr. Klumb, seconded by Mr. Griffis, and unanimously passed by those present, it was

RESOLVED, That consent to be considered is granted to all items not previously placed on the agenda and hereinafter reported.

ACADEMIC AFFAIRS AGENDA

Presented by Mr. Roy Klumb, Chair

1. Dr. Bill McHenry, Assistant Commissioner of Academic and Student Affairs, presented the following Notices of Intent for new programs as information items. The Notices will be brought before the committee again at the November meeting for further discussion.
 - a. **DSU**
 - i. Bachelor of Arts degree with a major in Speech Communication and Theatre Arts;
 - ii. Bachelor of Science degree with a major in Interdisciplinary Studies;
 - iii. Master of Science degree with a major in Human Resources Management;
 - iv. Master of Arts in Liberal Studies (MALS) degree; and
 - v. Master of Education degree with a major in Secondary Education (English, Fine Arts, History, Social Science).
 - b. **MSU** - Master of Arts in Teaching – Community College Instruction (MSU and ASU Joint Degree Program); and
 - c. **UM**
 - i. Bachelor of Arts degree with a major in African American Studies and

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- ii. Bachelor of Arts degree with a major in Public Policy Studies.
2. The Board received an update concerning the Academic Program Duplication Report.
3. The Board received an update concerning the Academic Program Review Strategy.
4. The Board received an update concerning the Study of Undergraduate Academic Program Degree Requirements.

ANNOUNCEMENT

Dr. Charles Lee, President of Mississippi State University, introduced Dr. Peter Rabideau, who is the new Provost and Vice President for Academic Affairs at of MSU.

BUDGET & FINANCIAL AFFAIRS/AUDIT AGENDA

Presented by Mr. Carl Nicholson, Chair

On motion by Mr. Nicholson, seconded by Ms. Garrett, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda item #1 - 4, #6 - 7, and #9 - 12, as submitted on the following Budget & Financial Affairs/Audit Agenda.

1. **UMMC** - Approved request to renew a contract with The SSI Group, Inc., for collection of past due patient accounts for the University Hospitals and Clinics. The original contract was for two years beginning October 1, 2001 through September 30, 2003 with an option to renew up to an additional three years in one-year increments. The agreement is for \$1 million beginning October 1, 2003 through September 30, 2004. A copy of the contract is included in the *September 18, 2003 Board Working File*.
2. **UMMC** - Approved request to enter into an agreement with Johnson Controls for preventative maintenance and repair services for the Facility Management System. The five-year contract begins October 1, 2003 through June 30, 2008 with an automatic renewal on a year-to-year basis after June 30, 2008. The contract will be paid quarterly and will not exceed \$683,820 for the five years. A copy of the agreement is included in the *September 18, 2003 Board Working File*.
3. **UMMC** - Approved request to renew a contract with OSI Collection Services, Inc., for collection of past due patient accounts for the University Hospitals and Clinics. The original contract was for two years beginning October 1, 2001 through September 30, 2003 with an option to renew up to an additional three years in one year increments. This additional year contract contingency fee begins at 16% for less than 150 days from placement with a maximum of 25% for more than 365 days from service placement. The agreement will not exceed \$800,000 for the period October 1, 2003 through September 30, 2004. A copy of the agreement is included in the *September 18, 2003 Board Working File*.

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4. **USM** - Approved request to purchase the following project components:
- a. From BellSouth - all routers, switches, active electronic components, and core maintenance for a total of \$1,141,569;
 - b. From PT Plus - cabling and connector hardware for a total of \$176,136; and
 - c. From BellSouth - network engineering services for installation, configuration, cut-over from the existing ATM network to the Gigabit Ethernet Network, and security validation testing/running up to 1250 hours at the rate of \$175 per hour and not to exceed the amount of \$218,750. The not-to-exceed amount and hours is based on the fact that over 5,000 IP addresses across three campus locations must be cut-over and configured into the new network.
- Funds are available from University funds. A copy of the purchase order is included in the bound *September 18, 2003 Board Working File*.
5. **System Administration (Information item.)** - Schedule of Participation and Optional Fees in effect for the 2003-04 academic year. A copy of the schedule is included in the bound *September 18, 2003 Board Working File*.
6. **System Administration** - Approved Letter of Engagement with Mr. Paul Breazeale, CPA, to serve as the auditor for the *Ayers* Agreement implementation. A copy of the letter is included in the bound *September 18, 2003 Board Working File*.
7. **System Administration** - Approved the Fourth Quarter Employment Report for the period April 1, 2003 through June 30, 2003. A copy of the report is included in the *September 18, 2003 Board Working File*.
8. **System Administration (Information item.)** - Schedule of Complimentary Athletic Tickets issued during the 2002-03 academic year. A copy of the schedule is included in the bound *September 18, 2003 Board Working File*.
9. **JSU** - Approved appointment of Citicorp Global Markets as underwriter for JSU's EBC \$49.5 million bond.
10. **MSU** - Approved the award of the sole source purchase in the amount of \$350,500 to Voltaire, Inc., for Infiniband computer networking equipment as part of a new high-performance computing "supercluster." Funds will be furnished from MSU designated funds. A copy of the purchase order is included in the bound *September 18, 2003 Board Working File*.
11. **MSU** - Approved bids and award of contract in the amount \$661,340 to the low bidder, IBM Corporation, to purchase computer equipment for the Engineering Research Center. Funds will be furnished from MSU designated funds. Bids were as follows:
- | Contractor | Base Bid |
|----------------------------------|--------------|
| 1. IBM Corporation | \$661,340.00 |
| 2. Logista, Inc. | \$696,096.30 |
| 3. Business Communications, Inc. | \$729,067.36 |
| 4. Zones, Inc. | \$861,268.84 |
- A copy of the purchase order is included in the bound *September 18, 2003 Board Working File*.
12. **System Administration** - Approved employment of Linda McFall.

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BUILDING/FACILITIES AGENDA

Presented by Mr. Scott Ross, Chair

On motion by Mr. Ross, seconded by Mr. Griffis, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda items #1 - #26 as submitted on the following Building/Facilities Agenda.

1. **ASU** - Approved initiation of a project to repair the Davey L. Whitney Health, Physical Education and Recreation Complex and request approval by the Bureau of Buildings. The budget for the project is \$500,000. Funds are available from S.B. 2988, Laws of 2003.
2. **ASU** - Approved initiation of a project to repair/renovate Bowles Hall and request approval by the Bureau of Buildings. The project budget is \$500,000. Funds are available from S.B. 2988, Laws of 2003.
3. **ASU** - Approved initiation of a project to renovate Rowan Hall and request approval by the Bureau of Buildings. The project budget is \$500,000. Funds are available from S.B. 2988, Laws of 2003.
4. **DSU** - Approved initiation of **GS #102-198, 2003 ADA Compliance**, appointment of Singleton Architects, P.A., as project professionals, and request approval by the Bureau of Buildings. Funds are available in the amount of \$315,000 from the Bureau of Buildings.
5. **DSU** - Approved initiation of **GS #102-200, 2003 Roofing Repair**, appointment of Architects South, Brent Holmes, as project professional, and request approval by the Bureau of Buildings. Funds are available in the amount of \$150,000 from S.B. 2988, Laws of 2003.
6. **DSU** - Approved initiation of **IHL #202-125, Delta Music Institute Recording Studio**, and appointment of Skip Wyatt of Foil-Wyatt Architects & Planners as project professional. Funds are available through the DSU Foundation not to exceed \$100,000.
7. **DSU** - Approved initiation of **GS #102-199, Central Mechanical Plant**, appointment of Eldridge and Associates as project professionals, and request approval by the Bureau of Buildings. Funds are available in the amount of \$150,000 from S.B. 2988, Laws of 2003.
8. **MSU** - Approved initiation of **IHL #205-202, Newell-Grissom Air Conditioning**, and appointment of Tompkins Barron, PLLC, Architects & Engineers as project professionals. Funds are available in the amount of \$385,000 from Athletic Department self-generated fund accounts.
9. **UM** - Approved appointment of the team of Foil-Wyatt and Forest Perkins as design professionals for **IHL #207-236, Alumni Center Hotel Expansion**. Funds are available from private funds from the Alumni Association.

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10. **MSU** - Approved construction documents for **GS #105-295, Allen Hall Roofing & Waterproofing**, and request approval by the Bureau of Buildings. The schematic budget of \$940,000 has been decreased to \$900,000 by deleting the roof-mounted scaffolding system from the project. Funds are available in the amount of \$900,000 from S.B. 3158, Laws of 2001.
11. **MUW** - Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #204-119, Pohl Gymnasium Debris Removal and Demolition**. Funds in the amount of \$260,000 are available from FEMA and MEMA.
12. **MUW** - Approved construction documents, authorize the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #104-130, Martin Hall Renovation**. Funds are available in the amount of \$4.9 million in the project budget.
13. **MVSU** - Approved construction documents, authorize the advertisement for the receipt of bids for **GS #106-180, Student Health Center Renovation**, and request approval by the Bureau of Buildings. Also, approved the transfer of \$51,000 from S.B. 3158, Laws of 2001, to this project. Total project budget is \$501,000.
14. **UM** - Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #207-226, Lester Hall Renovation**. Funds are available from University self-generated funds.
15. **UM** - Approved construction documents, authorize the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #107-263, Renovation of Old Education**. Funds are available in the amount of \$3.4 million in the project budget.
16. **UM** - Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #207-230, Renovation of Wastewater Treatment Plant**. Funds are available in the amount of \$650,000 from University self-generated funds.
17. **UM** - Approved bids and award of contract in the amount of \$3,004,770 (base bid plus alternate #2) to the low bidder, Grayco Construction Company, for **IHL #207-190, Runway Extensions**. Funds are available from an FAA 90% grant and a 10 % MDOT grant. Bids were as follows:

Contractor	Base Bid	Alternate
1. Grayco Construction Company	\$1,064,770.00	1. \$1,062,000.00
		2. \$1,940,000.00
		3. \$2,803,700.00
2. Hill Brothers Construction	\$1,586,401.00	1. \$1,740,000.00
		2. \$2,400,000.00
		3. \$3,156,000.00
3. L & T Construction	\$1,495,130.05	1. \$1,290,000.00
		2. \$2,250,000.00
		3. \$3,090,250.00

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18. **UMMC** - Approved Change Order #1 in the amount of \$164,616 with an increase in contract time of 180 calendar days for **IHL #209-451, Pavilion Atrium Renovation**. Funds are available in the project budget from medical overage income.
19. **DSU** - Approved the resolution stating the intention to approve the issuance of DSU EBC Lease Revenue Bonds in the approximate principal amount of \$2.4 million for **GS #102-190, Court of Governors, Phase III**, and request approval by the Bureau of Buildings. The resolution also satisfies the federal tax requirements necessary to allow for costs incurred before the Bonds are issued to be reimbursed from Bond proceeds. A copy of the resolution is included in the bound *September 18, 2003 Board Working File*.
20. **DSU** - Approved request to name the addition to the Chadwick-Dickson Building the Billy Dorgan, Jr. Student Performance Center. Mr. and Mrs. Billy Dorgan, Sr. gifted the University with \$1 million dollars to build this new addition.
21. **DSU** - Approved request to negotiate and enter into a revenue contract with Cingular Wireless and Cellular South to lease space on the DSU water tower. Anticipated agreements will be for five-year terms with options to renew for subsequent five-year terms. The anticipated initial agreement will provide a minimum of \$1,500 per month per vendor.
22. **MSU** - Approved request to accept from the Riley Foundation a gift of the northern part of the Newberry Building located at 2215 6th Street in Meridian, Mississippi.
23. **MVSU** - Approved a marketing agreement with Valley State Student Housing, L.L.C. The University will collaborate with the Valley Community Development Corporation in providing affordable, accessible, and accommodating housing for the University students, faculty, and staff populations.
24. **USM** - Approved a request to grant a forty-foot wide easement for ingress and egress to run with the property currently owned by the USM Foundation lying south of and contiguous with said easement. A copy of the easement description is included in the bound *September 11, 2003 Board Working File*.
25. **UM** - Approved the ratification of the amended lease entered into with the Ole Miss Loyalty Foundation for a larger parcel of land. The amended lease is consistent with the originally approved lease on November 21, 2002, except that the amended lease includes an eight (8) acre parcel of land to allow for construction of the indoor practice facility.
26. **UMMC** - Approved request to enter into a lease agreement with FRD Limited Partnership for the UMMC Pediatric Clinic. The space is located at 5959 I-55 North and consists of 6,500 square feet at \$11.00 per square foot. The lease begins October 1, 2002 for thirty-two months at a rate of \$5,958.33 per month or \$190,666.56 for the contract period.
27. **System Administration (Information item.)** - Facilities Summary. **(See Exhibit 1.)**

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28. **Other Business** - Beginning with the October Board meeting, each month the committee will receive a report on the Master Plan from one of the universities. Next month the Board will meet at MSU; therefore, MSU will give the first report.

LEGAL AGENDA

Presented by Ms. Amy Whitten, Chair

On motion by Ms. Whitten, seconded by Mr. Crawford, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda item #5 as submitted on the following Legal Agenda. Agenda item #6 was approved on a separate motion by Ms. Whitten, seconded by Mr. Ross, and unanimously passed by those present.

1. **System Administration (Information item.)** - Payment of legal fees to outside counsel in relation to litigation and other matters.
Payment of legal fees for professional services rendered by Forman Perry Watkins Krutz & Tardy (Statement dated 6/11/03) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Williams* case.)

TOTAL DUE **\$21.96**

Payment of legal fees for professional services rendered by Bryan, Nelson, Randolph and Weathers (Statements dated 6/5/03) from the funds of The University of Southern Mississippi. (These statements, in the amounts of \$165.00 and \$66.00, represent services and expenses in connection with the *Gospodarski* and *Krell* cases, respectively.)

TOTAL DUE **\$231.00**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 5/31/03) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$4,483.60 and \$13,821.35, represent services and expenses in connection with the Anesthesia Internal Investigation and General Advice.)

TOTAL DUE **\$18,304.95**

Payment of legal fees for professional services rendered by McMahan & Brinkley (Statement dated 6/16/03) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Jordan* case.)

TOTAL DUE **\$15,704.50**

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Payment of legal fees for professional services rendered by Bryan, Nelson, Randolph and Weathers (Statement dated 7/1/03) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Amaraneni* case.)

TOTAL DUE \$6,699.02

Payment of legal fees for professional services rendered by Bryan, Nelson, Randolph and Weathers (Statement dated 7/9/03) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Krystek* case.)

TOTAL DUE \$638.00

Payment of legal fees for professional services rendered by Gore, Kilpatrick, Purdie, Metz and Adcock (Statement dated 6/30/03) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Williams* case.)

TOTAL DUE \$4,383.17

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 7/23/03) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with general advice.)

TOTAL DUE \$6,832.60

Payment of legal fees for professional services rendered by Lewis, Fisher, Henderson, Claxton and Mulroy (Statements dated 7/1/03) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$139.14, \$42.00, \$151.81, \$180.00, \$732.13 and \$70.00, represents services and expenses in connection with the *Thompson, Shack, Phillips, Thompson v. Boyte, Sterling* and *Sterling* cases, respectively.)

TOTAL DUE \$1,315.08

Payment of legal fees for professional services rendered by Phelps Dunbar (Statements dated 6/11/03 and 6/30/03) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$8,707.17 and \$608.88, respectively, represent services and expenses in connection with the DSH Litigation.)

TOTAL DUE \$9,316.05

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Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 9/30/03) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,782.25 and \$997.50, represent services and expenses in connection with general advice and the Anesthesia Internal Investigation, respectively.)

TOTAL DUE \$4,779.75

Payment of legal fees for professional services rendered by Lewis, Fisher, Henderson, Claxton and Mulroy (Statements dated 7/25/03) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$280.00, \$10,671.70, and \$173.29, represent services and expenses in connection with the *Phillips, Sterling, and Thompson* cases.)

TOTAL DUE \$11,124.99

2. **System Administration (Information item.)** - Payment of legal fees to outside counsel in relation to patent matters:

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 5/7/03, 5/7/03, 5/13/03, 5/16/03, 5/16/03, 5/16/03, 5/20/03, 5/20/03, and 5/20/03) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: "DNA Molecular Encoding a 33KDCysteine Proteinase and Its Use..." - \$1,150.00; "Substituted Phenylheterocyclic Herbicides" - \$1,150.00; "Nematode-Upregulated Peroxidase Gne and Promoter..." - \$2,983.55; "Acoustic Inspection of Structures" - \$466.69; "Self-Aligned Transistor and Diode Topologies in Silicon Carbide..." - \$606.75; "Positive Directed Movement of Termites by Radio Waves..." - \$297.35; "Optical-Reflectance-Based Mass-Flow Sensor" - \$2,997.95; "Silicon Carbide and related wide-bandgap transistors on Semi-insulating epitaxy..." - \$2,477.31 and "Decorticating Machine with Variable Speed Feed and Beater Rollers" - \$1,285.00, respectively.)

TOTAL DUE \$13,414.60

Payment of legal fees for professional services rendered by Needle & Rosenberg (Statement dated 6/9/03) from the funds of Mississippi State University. (This statement represents services and expenses in connection with a patent application for "Hexavalent Chromium Detector/Monitor".)

TOTAL DUE \$75.25

Payment of legal fees for professional services rendered by Wenderoth, Lind & Ponack (Statements dated 4/30/03) from the funds of Mississippi State University. (These statements represent services and expenses in connection with trademark application for "NWAC 103 - Class 31" - \$1,043.00 and "TM:MS Live Mascot - Class 41" - \$316.00.)

TOTAL DUE \$1,359.00

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EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$1,048.17, “Greece Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$691.41, “Italy Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$779.62, “Luxembourg Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$316.81, “Netherlands Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$622.34, “Spain Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$505.51, “Sweden Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$572.38, “Switzerland Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$588.77, “United Kingdom Nat’l. Phase of EP Patent: Sampagine and Derivatives Useful as Antifungal Agents” - \$525.17, “8-Aminoquinolines” - \$137.30, “Compounds and Compositions Useful as Antifungal and Antimycobacterial Agents” - \$2,059.19, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases” - \$79.06, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - US Natl Phase” - \$1,314.80, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - EP Regional Natl Phase” - \$570.00, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Japan Natl Phase” - \$720.45, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Australian Natl Phase” - \$645.00, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Canada Natl Phase” - \$645.00, “8-Aminoquinolines - Mexico Pat.” - \$609.57, “Potent Immunostimulants from Microalgae - U.S. Natl Phase” - \$130.00, “Sweden/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$617.62, “Switzerland/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$588.04, “Austria/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$1,085.99, “Belgium/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$399.58, “Denmark/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$743.54, “France/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$443.47, “Germany/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$1,048.09, “Great Britain/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$525.17, “Greece/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$691.36, “Italy/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$779.41, “Luxembourg/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$316.75, “Netherlands/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$560.66, “Spain/Sampagine and Derivatives Useful as Antifungal and Antimycobacterial Agents” - \$505.77, “Dihydroartemisinin Dimers as New Anti-Cancer and Anti-Infective Agents” - \$50.47, “Method of Preparing Delta-9 Tetrahydrocannabinol - PCT Application of US CIP” - \$181.30, “8-Aminoquinolines - European Pat.” - \$934.90, “Compounds and Compositions Useful as Antifungal and Antimycobacterial Agents - Japan” - \$151.70, “.012000 - National Phase Australian Patent” - \$913.30, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases” - \$1,208.33, “(EP Regional) New Manzamine Alkaloids with Potent Activity Against Infectious Diseases” - \$6,677.12, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Japan Natl Phase” - \$1,868.32, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Australian Natl Phase” - \$1,686.78, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Canada Natl Phase” - \$515.53, “8-Aminoquinolines - Mexico Pat.” - \$300.00, “Potent Immunostimulants from Microalgae - U.S. Natl Phase” - \$256.30, “General” - \$12.39, “8-Aminoquinolines - Mexico Patent” - \$1.20, “Compounds and Compositions Useful as Antifungal and Antimycobacterial Agents - Japan” - \$1,524.85, “New Manzamine Alkaloids with Potent Activity Against

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Infectious Diseases - PCT” - \$2.86, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - U.S. Natl” - \$10.00, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Australian Natl Phase” - \$50.47, “New Manzamine Alkaloids with Potent Activity Against Infectious Diseases - Canada Natl Phase” - \$1,013.64, “.013800 - New PCT App. Priority from US 60/217,001” - \$191.16, “Potent Immunostimulants from Microalgae - U.S. Natl Phase” - \$602.45, “Transmucosal Delivery of Cannabinoids - PCT US” - \$108.15, and “Dihydroartemisinin Dimers as New Anti-Cancer and Anti-Infective Agents” - \$2,079.30.

TOTAL DUE \$48,548.08

3. **System Administration (Information item.)** - The Board received the Litigation Report. The Office of the Attorney General has reviewed and approved the Litigation Report for September 1, 2003. A copy of the report is included in the bound *September 18, 2003 Board Working File*.
4. **UMMC** - Settlement of the Tort Claim #821-TC, styled *Gwendolyn Thompson vs. UMMC, et al.* (**THIS ITEM WAS TAKEN UP IN EXECUTIVE SESSION.**)
5. **DSU** - Approved request to enter into a legal agreement with Richard Myers in the law firm of Stites and Harbison to officially coordinate efforts to trademark logos. Fees authorized are not to exceed \$30,000. A copy of the agreement is included in the *September 18, 2003 Board Working File*.
6. **System Administration** - Approved resolution honoring Mary Ann Connell for her years of service to UM and the State of Mississippi. (**See Exhibit 2.**)

ANNOUNCEMENT

Mr. Colbert thanked Dr. Ronald Mason, President of Jackson State University, and his faculty and staff for hosting the September Board dinner.

PLANNING AGENDA
Presented by Mr. Crawford, Chair

On motion by Mr. Crawford, seconded by Dr. Neely, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda item #2 as submitted on the following Planning Agenda.

1. **Other Business** - Mr. Crawford read the mission statement for the Board of Trustees.

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2. **ASU** - Approved the revised mission statement. A copy of the mission statement is included in the bound *September 18, 2003 Board Working File*.
3. **Other Business** - The committee adopted a guide for analyzing future mission statements. It also will address the three new charges to review the standardization of data, a Board Code of Conduct, and the Board's responsibilities.

ADMINISTRATION/POLICY

Presented by Dr. David Potter, Commissioner

On motion by Mr. Colbert, seconded by Mr. Crawford, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Administration/Policy Agenda. Agenda item #2 was approved on a separate motion by Ms. Garrett, seconded by Ms. Newton, and unanimously passed by those present.

1. **System Administration** - Approved resolution commending Dr. Robert C. Khayat. **(See Exhibit 3.)**
2. **System Administration** - Approved agenda items considered subsequent to the August 21, 2003 Board meeting:
 - a. **MVSU** - Approved employment of Ricky Hill.
 - b. **UMMC** - Approved employment of Christopher B. Powe, Ray E. Melton, Jonathan Burch, and Heather Mangum.

PERSONNEL/FOREIGN TRAVEL AGENDA

Presented by Dr. David Potter, Commissioner

On motion by Mr. Nicholson, seconded by Dr. Davidson, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved the agenda items as submitted on the following Personnel/Foreign Travel Agenda.

1. **Personnel Report**

EMPLOYMENT

Alcorn State University
Sanders, Sheila

Jackson State University - Athletics
Banks, Pauline

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Jackson State University

Ellis, Yvonne
Kim, Hyunju
Liu, Chia-Pin R.
Meng, Yan
Mosley, Sr., Ivan T.
Pridgen, Annette K.
Shaw-Jackson, Jane
Williams, Quinton L.

Mississippi State University

Clary, Jane M.
Cooper, Elizabeth T.
Droege, Scott B.
Eksioglu, Burak
Eubanks, Diana L.
Evans, Garen K.
Foster, Cheryl A.
Fritts, Christine A.
Grier, William Boyd
Ibendahl, Gregory A.
Jankun-Kelly, T. J.
Jordan, Joe D.
Landry, Walter
Li, Tingyu
Meyer, Robert E.
Minerick, Adrienne R.
Parkhurst, Gregory M.
Pearson, Philip E.
Pike, Lynn M.
Ramkumar, Mahalingam
Ross, Matthew K.
Schilling, Mark W.
Shin, Seung Jae
Sun, Changyou
Sygula, Andrzej
Topsakal, Erdem
Tucci, Jack E.
Vizzini, Anthony J.
Walters, Dibbon Keith
Ward, Wallace B.

Mississippi Valley State University

Funderburk-Moore, Maxine

Mississippi Valley State University - Athletics

Coleman, Leon
Jackson, D'Jamel D.

University of Mississippi

Alli, Aleta L.
Danforth, Richard A.
Godfrey, Murrell
Sangasubana, Nisaratana

University of Mississippi Medical Center

Hoover, Kim
Precheur, Harry

University of Southern Mississippi

Boyes, Stephen G.
Dvorak, Mark S.
Goodman, Mark S.
Larmon, Marilyn M.
Murali, Beddhu
Zhang, Chaoyang

CONTRACT EXTENSION

University of Mississippi - Athletics

Bianco, Michael

CHANGE OF STATUS

Jackson State University

Stevenson, Joseph M.

Mississippi State University

McGilberry, Joseph H.

University of Southern Mississippi

Grimes, Darrell Jay
Hudson, Mabel Jane

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Hudson, Tim W.

TERMINATION

Delta State University

Adams, John Scott
Barnes, Kyra J.
Bowen, Melody
Brewer, Summer M.
Green, Angelia Michelle
Nicodemus, Karla J.
Roncali, Nola
Zheng, Peijun

Mississippi University for Women

Casey, Cort
Vinzant, Carol

Mississippi Valley State University

Beruk, Djuana
Carpenter, Tepolitan
Holston, Timothy
Livingston, Aaron
Martin, Dexter
Muriki, Agnes
Nash, Gary
Phillip, Jones
Wright-Phillip, Joann

University of Mississippi

Xiang, Ning

University of Mississippi Medical Center

Anderson, William
Aviles, Jr., Frank
Balconis, Andrea J.
Barrera, Delina
Caine, Curtis W.
Coghlan, Robert W.
Glasgow, Richard M.
Gupta, Amit

Henson, L.C.

Hill, Mary
Johnson, Jr., Sidney A.
Kendall, Jeffery P.
Knott, Ena C.
Kruckeberg, Walter
Leavell, Larry
Russel, Alecia Boren
Sawyer, Anne R.
Shrock, Jr., W. Fletcher
Simpson, Tommy Thompson
Strange, Jr., D. Clark
Thaggard, Anson Lee
Zavarella, Gwen

University of Southern Mississippi

Applin, Harold
Autry, Sallie
Azria-Evans, Muriel
Bell, Heather
Douglas, Dvanna
Drummond, Jan
Evans, Ronnie
Ezell, Jeanne R.
Hatfield, Laura
Keaster, Richard
Leewer, William
Roudebush, Eldon Lee
Schweinle, William E.
Sirochman, Rudy
Soukup, Jeff

EDUCATIONAL LEAVE

Alcorn State University

Adjaye, John

SABBATICAL LEAVE

Mississippi State University

Kaminski, Richard M.

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Neumann, Michael M.

Mississippi University for Women
McClintock, Maggie

University of Southern Mississippi
Marquardt, Ronald G.
Norris, Donald E.
Quarnstrom, I. Blaine
Waltman, Jerold

LEAVE WITHOUT PAY

Mississippi Valley State University
Joiner, Burnett

EMERITA/EMERITUS STATUS

Mississippi State University
Koshel, Richard D.
Verrall, George L.

System Administration - Approved foreign travel as follows:

FOREIGN TRAVEL

Delta State University

Bonta, Mark
Ford, Susan Allen

Tuxtla Gutierrez, Mexico
Winchester, United Kingdom

Jackson State University

Mack, Ally
Maddirala, James S.

Hyderabad, India
Hyderabad, India

Mississippi State University

Burroughs, Charlotte D.
Cravens, Shane (Student)
Cummings, Timothy
Davenport, Deborah S.
Grzybowski, Stanislaw
Howard, Esther
Huston, Carla
Keirs, Robert W.
Koshka, Yaroslav
Mazzola, Michael S.
Pace, Lanny
Razzaghi, Mohsen
Read, Robert

Mexico City, Mexico
Darwin, Australia
Winnipeg, Canada
Salzburg, Austria
Winnipeg, Canada
Mexico City, Mexico
Vina del Mar, Chile
Berlin, Germany
Lyon, France
Lyon, France
Banff, Alberta, Canada
Honolulu, Hawaii
Banff, Alberta, Canada

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Rogers, Errol	St. Thomas, U.S. Virgin Islands
Shim, Jung P.	Seoul, Korea
Vice, Carol	Banff, Alberta, Canada
Wills, Robert	Grenada, West Indies
Zhang, Jilei	Quebec, Canada

Mississippi University for Women

Reddy, Narem	Bangkok, Thailand
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Mississippi Valley State University

Golden, Kathie Stromile	Verona, Italy
Moss, Orlando	Verona, Italy

University of Mississippi

Bass, Henry	Palau, Koror and Vienna, Austria
Buchannon, Robin	JeJu Island, Korea
Cantu', Joe Turner	Lima, Peru
Dyer, Donald	Toronto, Ontario, Canada
Gabrynowicz, Joanne	Bremen, Germany
Gochfeld, Deborah	Bahamas
Hamann, Mark	Chiba, Japan and Manado, Indonesia
Hasan, Khaled	Honolulu, Hawaii
Henton, Nathan (Student)	Lima, Peru
Jia, Yafei	Warsaw, Poland
Kasanah, Noer (Student)	Chiba, Japan and Manado, Indonesia
Khan, Ikhlas	Bombay, Malaysia
Lee, Kai Fong	Munich, Germany
Li, Xing-Cong	Kumming, China
Mizenko, Jennifer	Tuscany, Italy
Pulliam, Rene	Lima, Peru
Ross, Samir	Almaty, Kazakhstan
Serrao, Jacqueline	Bremen, Germany
Stewart, David (Student)	Naples, Italy
Upton, Eddie	Lima, Peru
Vieira, Dalmo	Warsaw, Poland

University of Mississippi Medical Center

Ho, I. K.	Taipei, Taiwan
Horton, Nancy N.	Banff, Alberta, Canada
Hupp, James R.	Las Croabas, Puerto Rico
Jones, Warren A.	Biskhet, Kyrgystan
Mangum, Carl	Toronto, Canada

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Markov, Angel K.
Wiener, John S.

Fribourg, Switzerland
Santiago, Chile

University of Southern Mississippi

Blackwell, Audrey
Jackson, Barbara
Lundin, George E.
Mitra, Amal K.
Stanberry, Anne H.
Wiesenburg, Denis
Williams, Lisa G.
Yuen, "Steve" Chi-Yin

Monterrey, Guadalajara, Mexico City
Monterrey, Guadalajara, Mexico City
United Kingdom and Germany
Bangladesh
Taiwan
Australia
United Kingdom and Germany
Hong Kong

System Administration - Emergency approval of foreign travel was granted by Commissioner David Potter per the *Board Policies and Bylaws* Section 705.0103 Approval for Travel Abroad for the following:

University of Mississippi

Barnette, Andrew
Bass, Henry
Buchannon, Robin
Fischer, Nikolaus H.
Garces, Milton
Gochfeld, Deborah
Grace, Cathy
Haley, Bryan S.
Husni, Samir
Kishk, Ahmed A.
Marshall, Thomas C.
Mehmedic, Zlatko
Munxayaphom, Bountnanom
Placek, James
Rogers, Laura
Ross, Samir
Slattery, Marc
Wicker, Nancy
Zjawiony, Jordan

Managua, Nicaragua
Koror, Palau and Honolulu, Hawaii
Belize City, Belize
Mexico City, Mexico
Koror, Palau
Crete, Greece
Belize City, Belize
Barcelona, Spain
Finland
Honolulu, Hawaii
Nizhni Novgorod, Russia
Cologne, Germany
Calgary, Alberta, Canada
Koror, Palau
Koror, Palau
Quebec, Canada
Crete, Greece
St. Petersburg, Russia
Kolympari, Crete, Greece and Naples, Italy

University of Southern Mississippi

Ding, Jiu

Canada

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UNANIMOUS CONSENT AGENDA
Presented by Dr. David Potter, Commissioner

1. **JSU** - Approved appointment of Citicorp Global Markets as underwriter for JSU's EBC \$49.5 million bond. **(THIS ITEM WAS TAKEN UP ON THE BUDGET & FINANCIAL AFFAIRS /AUDIT AGENDA.)**
2. **MSU** - Approved the award of the sole source purchase in the amount of \$350,500 to Voltaire, Inc., for Infiniband computer networking equipment as part of a new high-performance computing "supercluster." Funds will be furnished from MSU designated funds. **(THIS ITEM WAS TAKEN UP ON THE BUDGET & FINANCIAL AFFAIRS/AUDIT AGENDA.)**
3. **MSU** - Approved bids and award of contract in the amount \$661,340 to the low bidder, IBM Corporation, to purchase computer equipment for the Engineering Research Center. Funds will be furnished from MSU designated funds. **(THIS ITEM WAS TAKEN UP ON THE BUDGET & FINANCIAL AFFAIRS/AUDIT AGENDA.)**
4. **System Administration** - Approved employment of Linda McFall. **(THIS ITEM WAS TAKEN UP ON THE BUDGET & FINANCIAL AFFAIRS/AUDIT AGENDA.)**

PRESIDENTS' COUNCIL
Dr. Ronald Mason, President

CALL TO ORDER

Dr. Ronald Mason called the meeting to order at 10:00 a.m. Dr. John Hilpert was welcomed as the new President of Delta State University

COMMISSIONER'S REPORT

- IEOs need to review the proposal about certification of agenda items.
- The Board is going to begin meeting with each IEO, beginning with Dr. Bristow in October and continuing on an alphabetical basis.
- Each institution was asked to designate someone to work with Dr. Bristow on a presentation to the Board about accreditation.
- Need to reach closure on submission of mission statements in response to Mr. Crawford's suggestions.

LEGISLATIVE ISSUES

- McCoy Initiative – Progress report expected in October.
- Agreed that Dr. Potter would develop proposal for regional meetings with legislators.

ALLOCATION MODEL

- Dr. Potter will propose a list of critical issues for discussion by IEOs.

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SHARED COMPUTING INITIATIVE

- Will propose a warranty data approach to data that is of key interest to Board members. Dr. Potter will help to refine list of variables that will be proposed to the Board committee. Dr. Thames, Dr. Khayat, Dr. Lee, and Dr. Potter will meet with Mr. Colbert, Mr. Crawford and Mr. Griffis to promote this concept. Secondly, institutional representatives will proceed with development of proposal for an external consultant to assess feasibility of a shared computing environment.

The meeting adjourned at 11:30 a.m.

ANNOUNCEMENTS

1. Mr. Colbert expressed his appreciation to the Institutional Executive Officers for their efforts and cooperation in regard to determining the uniform data and the discussions about the shared computing initiative.
2. Mr. Colbert announced that beginning next month a president will be invited to visit with the Board after the Board meeting.
3. Mr. Colbert had asked Ms. Garrett to survey each university to determine the level at which ethics courses were being introduced to the students. Dr. McHenry and his staff have put together a report of the survey results. A copy is included in the *September 18, 2003 Board Working File*. Mr. Colbert charged the Academic Affairs Committee with following up on the ethics issue to determine if any further work needs to be done. Ms. Garrett accepted the charge.
4. Mr. Colbert announced that the Legislative Committee would meet immediately following the Board meeting.
5. Mr. Colbert stated that a video about the College Fair would be shown at the end of the Board meeting. He encouraged everyone to stay for the viewing. IHL produced the video that features students from each of the eight universities and their experience with the College Fair. The video was produced by a local film maker, Jim Dollarhide.
6. Mr. Crawford read part of an editorial in the September 17, 2003 issue of the newspaper *USA Today* which was entitled "Public Students Take Double Hit for College Funding Woes." He then commented on the need for the Board to incorporate some standards, benchmarks, or operational guidelines to indicate the systematic long-term effort of making a college education affordable for Mississippi students. A copy of the editorial is included in the *September 18, 2003 Board Working File*. In response, Ms. Whitten commented on the need to address the funding model for allocations. Mr. Nicholson mentioned that the Budget & Financial Affairs/Audit Committee would probably address this issue at the November meeting.
7. As chair of the Bimonthly Meeting Evaluation Committee, Dr. Magee requested that by the first of November the Board members, the Institutional Executive Officers, and the IHL staff submit suggestions about the scheduled Board meetings (e.g., committee structure, president's term of service, frequency of meetings). The committee will begin evaluating the suggestions in November.
8. After viewing the IHL College Fair video, Ms. Garrett thanked the Board staff and the producer, Jim Dollarhide, for their work on the video. She also thanked all of the sponsors who contributed towards the making of the video.

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9. Mr. Griffis noted that this is the last Board meeting for *The Clarion-Ledger* reporter, Andy Kanengiser. Mr. Kanengiser will be reporting on the Legislative beat and the Lieutenant Governor's race.

COMMITTEE REPORTS

ACADEMIC AFFAIRS

Wednesday, September 17, 2003

The committee was called to order by Mr. Klumb, Chair. Dr. Bill McHenry, Assistant Commissioner of Academic and Student Affairs, presented the Notices of Intent for information purposes only. The committee then received an update on the Academic Program Duplication Report, the Academic Program Review Strategy, and the Study of Undergraduate Academic Program Degree Requirements.

The following committee members were present: Mr. Klumb (Chair), Ms. Garrett, and Mr. Ross. Mr. Crawford was absent. Other Board members attending the meeting were: Mr. Colbert and Dr. Neely.

BUDGET & FINANCIAL AFFAIRS/AUDIT

Wednesday, September 17, 2003

The committee was brought to order by Mr. Carl Nicholson. The following items were discussed:

1. **UMMC Renew a Collection Service Contract**
On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the request to renew a contract with the SSI Group, Inc., for collection of past due patient accounts for the University Hospitals and Clinics as referenced by committee agenda item #1 in the Board Book.
2. **UMMC Maintenance Agreement**
On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the request to enter into an agreement with Johnson Controls for preventative maintenance and repair services for the Facility Management System as referenced by committee agenda item #2 in the Board Book.
3. **UMMC Renew a Collection Service Contract**
On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the request to renew a contract with OSI Collection Services, Inc., for collection of past due patient accounts for the University Hospitals and Clinics as referenced by committee agenda item #3 in the Board Book.
4. **USM Purchase of Gigabit Ethernet Network**
On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the request to purchase a Gigabit Ethernet Network as referenced by committee agenda item #4 in the Board Book

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5. **Participation and Optional Fees Report**

The committee received the Schedule of Participation and Optional Fees in effect for the 2003-04 academic year, as referenced by committee agenda item #5 in the Board Book.

6. **Ayers Auditor**

On motion by Mr. Nicholson, seconded by Dr. Neely, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the Letter of Engagement with Mr. Paul Breazeale, CPA, to serve as the auditor for the *Ayers* Agreement implementation, as referenced by committee agenda item #6 in the Board Book.

7. **Complimentary Athletic Tickets Report**

The committee received the Schedule of Complimentary Athletic Tickets issued during the 2002-03 academic year, as referenced by committee agenda item #8 in the Board Book.

8. **Employment Report**

On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the Fourth Quarter Employment Report for the period April 1, 2003 through June 30, 2003, as referenced by committee agenda item #7 in the Board Book.

9. **MSU – Approve Award of Sole Source Purchase to Voltaire, Inc., for InfiniBand Networking Equipment and Award of Contract to IBM Corporation for Computer Equipment for the Engineering Research Center**

On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve award of sole source purchase to Voltaire, Inc., for InfiniBand Networking Equipment in the amount of \$350,000 and purchase of computer equipment for the Engineering Research Center as referenced by unanimous consent agenda items #2-3 in the Board Book.

10. **JSU - Appointment of CitiCorp Global Markets as Underwriter**

On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the appointment of CitiCorp Global Markets as underwriter for Jackson State University's Educational Building Corporation's \$49.5 million bond as referenced by unanimous consent agenda item #1 in the Board Book.

11. **System Administration - Employment of Personnel**

On motion by Mr. Nicholson, seconded by Mr. Klumb, with Ms. Whitten absent and not voting, the committee recommended that the Board approve the employment of Linda McFall as Assistant Commissioner of Finance and Administration as referenced by unanimous consent agenda item #4 in the Board Book.

Committee members attending the meeting were: Mr. Nicholson (Chair), Mr. Klumb, Dr. Neely, and Ms. Newton. Ms. Whitten was absent. Other Board members attending the meeting were: Mr. Colbert, Ms. Garrett, and Mr. Ross.

BUILDING/FACILITIES
Wednesday, September 18, 2003

The committee was called to order by Mr. Ross, Chair. The following items were discussed:

1. **Other Business** - Mr. Ross introduced Mr. Stewart Swayze and Mr. Lewis Ridgway of Swayze Consultants, LLC. The consultants have two charged from this committee and the Board: 1.) What can be done within the

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existing state law to be more efficient in the design/build process? and 2.) What laws should be changed and why?

2. **Other Business** - The committee received a special presentation about construction management from Mr. William Yates, Sr., Mr. William Yates, Jr., Jody Tidwell, Dusty Rhodes, and Jason McNeel of Yates Construction Company.
3. **Initiation of Projects and Appointment of Professionals**
On motion by Mr. Ross, seconded by Dr. Davidson, and unanimously passed by those present, and as referenced by committee agenda items #1-26 in the Board Book, the committee recommended that the Board approve the following items:
 - a. The initiation of project items;
 - b. The construction documents items;
 - c. The UM award of contract item;
 - d. The UMMC change order item;
 - e. The DSU EBC resolution item;
 - f. The DSU naming of the building;
 - g. The DSU revenue contract;
 - h. The MSU item referring to the acceptance of the Newberry Building;
 - i. The MVSU marketing agreement item, subject to the approval of the Attorney General's Office;
 - j. The USM easement item;
 - k. The UM land lease item; and
 - l. The UMMC lease agreement item.

4. **Facilities Summary**

The committee received the facilities summary for information purposes only.

Committee members attending the meeting were: Mr. Ross (Chair), Dr. Davidson, Ms. Garrett, and Mr. Klumb. Other Board members attending the meeting were: Mr. Colbert, Mr. Crawford, Mr. Griffis, Dr. Neely, Mr. Nicholson, and Ms. Newton.

PLANNING

Wednesday, September 17, 2003

The committee was called to order by Mr. Bill Crawford, Chair. The following items were discussed:

1. **ASU Mission Statement**
On motion by Mr. Crawford, seconded by Ms. Garrett, and unanimously passed by those present, the committee received the revised mission statement for ASU as referenced by committee agenda item #1 in the Board Book.
2. **Other Business**
The standardization of data will run parallel with the Management Report. The committee chair asked the Commissioner to get Board staff to research Board responsibilities and Board Codes of Conduct from other states and bring recommendations back to the Board at a later date.

Committee members attending the meeting were: Mr. Crawford (Chair), Ms. Garrett, Dr. Neely, and Ms. Newton. Other Board members attending the meeting were: Mr. Colbert, Dr. Davidson, Mr. Griffis, Mr. Klumb, Mr. Nicholson, and Mr. Ross.

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EXECUTIVE SESSION

On motion by Ms. Whitten, seconded by Mr. Crawford, and unanimously passed by those present, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Whitten, seconded by Mr. Nicholson, and unanimously passed by those present, the Board **voted to go into Executive Session** for the reason later reported by the President in Open Session and stated in these minutes, as follows:

Discussion of the settlement of a tort claim at the University of Mississippi Medical Center.

On motion by Mr. Crawford, seconded by Dr. Magee, and unanimously passed by those present, the Board voted to return to Open Session.

On motion by Ms. Whitten, seconded by Dr. Neely, and unanimously passed by those present, the Board approved the settlement of the Tort Claim case #821-TC styled *Gwendolyn Thompson vs. UMMC, et al.*

ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Crawford, seconded by Ms. Whitten, and unanimously passed by those present, the Board members voted to adjourn.

Thomas Colbert

President, Board of Trustees of State Institutions of Higher Learning

David Potter

Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBIT

- | | |
|-----------|-------------------------------------------|
| Exhibit 1 | Facilities Summary. |
| Exhibit 2 | Resolution honoring Mary Ann Connell. |
| Exhibit 3 | Resolution honoring Dr. Robert C. Khayat. |

EXHIBIT 1

I. H. L. FACILITIES SUMMARY SEPTEMBER 2003

1. ASU - Approve **Change Order #2** for an increase of 65 days to the contract time for **GS #101-231, 2002 Clarifier Emergency**, and request approval by the Bureau of Buildings. Funds are available in the project budget.
2. ASU - Approve **Change Order #1** in the amount \$6,931.90 for **GS #101-201, Waste Water Treatment Facility**, and request approval by the Bureau of Buildings. Funds are available in the project budget.
3. ASU - Approve the **appointment of McElroy, Ward and Associates, PLLC**, as the project professional for **GS #101-238, Transitional Dormitory**. The appointment is requested based on the firm's prior involvement with Demby Hall renovations. Funds are available in S.B. 3197, Laws of 2002.
4. ASU - Approve the **initiation** of a project for mechanical renovations on **GS #101-242, Lanier Hall**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$60,000 from S.B. 3158, Laws of 2001. Funds were appropriated directly to the Bureau of Buildings and not IHL funds.
5. ASU - Approve **Change Order #2** in the amount of \$6,676 for the **GS #101-222, Business Administration Building**, and request approval by the Bureau of Buildings. Funds are available in the project budget.
6. JSU - Approve **Change Order #6** for a credit of \$201,240 for **GS #103-178, School of Business**, add an additional 15 days to the contract time, and request approval by the Bureau of Buildings.
7. JSU - Approve **Change Order #2** in the amount of \$11,886 for **IHL #203-141, Ayer Hall Fourth Floor Restoration**. Funds are available from University sources.
8. MUW - Approve the **Schematic Documents** prepared by Pryor & Morrow Architects for **GS #104-144, Physical Plant/Warehouse Building**, and request approval by the Bureau of Buildings. The estimated cost is \$600,000. Funds are available from S.B. 3158, Laws of 2001.
9. MSU - Approve **Change Order #1** for **GS #105-296, Dorman Hall Roofing and Waterproofing**, in the amount of \$80,000 and 60 additional calendar days to the contract of G & G Construction, and request approval by the Bureau of Buildings. The change order is for additional replacement of deteriorated roof decking which covers the auditorium roof. Funds are available from S.B. 3158, 2001, in the amount of \$300,000.
10. MSU - Approve the **Schematic Documents** for **GS #113-102, Ag./Bio. Engineering Building, Phase I**, and request approval by the Bureau of Buildings. Funds are available from S.B. 2988, Laws of 2003, in the amount of \$4,750,000.
11. MSU - Approve the **Schematic Documents** for **GS #105-299, Memorial Hall Roofing and Waterproofing**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$300,000 from S.B. 3158, Laws of 2001.
12. MSU - Approve **Change Order #1** in the amount of \$20,160 for **IHL #205-190, Renovation of the Marks-Rothenberg Grand Opera House**. Funds are available from private gifts in the amount of \$2,000,000; in the amount of \$3,000,000 from Lauderdale County; and in the amount of \$3,000,000 from the Economic Development Administration, for a total budget of \$8,000,000.

13. **MSU** - Approve **Change Order #2** in the amount of \$179,600 and 60 days of additional time to the contract of West Brothers Construction, Inc., for **GS #105-276, Bowen Hall Renovation**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$10,697 from H.B. 1666, Laws of 1996; in the amount of \$175,447 from S.B. 3254, Laws of 1998; and funds will be increased to \$3,590,523 from H.B. 1675, Laws of 1999, for a revised total budget of \$3,776,667.00.
14. **MSU** - Approve **Change Order #3** in the amount of \$56,370.34 and 72 additional days to the contract of Pryor & Frazier Construction, Inc., of Tupelo, MS for **GS #105-267, Montgomery Hall Renovations**, and request approval by the Bureau of Buildings. The funding source is H. B. #1843, Laws of 1997, in the amount of \$5,250,000.
15. **MSU** - Approve **Change Order #4** for **IHL #205-189 B, Renovation of Hathorn and Cresswell Hall**, which deducts \$120,120.60 from the contract of Larry J. Sumrall Contractors, Inc. Funds are available from MSU EBC Bonds in the amount of \$7,107,201 and from Housing and Residence Life Renewal & Replacement Auxiliary Accounts in the amount of \$1,049,683 for a total project budget of \$8,156,884.
16. **MSU** - Approve the **Design Development Documents** for **GS #113-101, R & R Campus Facilities**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$900,000 from S.B. 3197, Laws of 2002; in the amount of \$180,000 from MAFES Designated funds; and in the amount of \$170,000 from the Veterinary Medicine Designated Funds.
17. **MSU** - Approve **Change Order #2** in the amount of \$38,515.98 and an additional 30 days to the contract time for **GS #113-096, Renovation of Laboratories for Biotechnology and Life Sciences Research**, and request approval by the Bureau of Buildings. Funds are available in the project budget in the amount of \$950,000 from S.B. 3158, Laws of 2001.
18. **MSU** - Approve **Change Order #2** in the amount of \$3,770.37 with no additional time for **GS #113-079, Research and Extension Building**, and request approval by the Bureau of Buildings. The total project budget is \$3,750,000. Funds are available in the project budget from H.B. #1843, Laws of 1997, and S.B. 3254, Laws of 1998.
19. **MSU** - Approve **Change Order #1** in the amount of \$11,584 with no additional days to the contract for **IHL #213-131, Renovation of Building 1585 Delta Research and Extension Center**. Funds are available from the Department of Health and Human Services in the amount of \$600,000.
20. **MSU** - Approve the University's request to extend the appointment of **Foil-Wyatt Architects & Planners** as the project professionals for **GS #113-099, Phase II of the Mississippi Veterinary Diagnostic Laboratory**, and request approval by the Bureau of Buildings. It is also requested that the F & E project be established with a budget of \$2,000,000. Funds are available in the amount of \$6,000,000 from S.B. 2988, Laws of 2003.
21. **MVSU** - Approve the recommendation of Mississippi Valley State University to prepare an **Operations and Maintenance Manual** for **GS #106-177, Waste Water Treatment Improvements**. The cost is \$6,600. Funds are available from S.B. 3315, Laws of 2000.
22. **MVSU** - Approve revised scope of work for Capital Air Balance, Inc., on the **GS #106-187, Administration Building Re-Roofing, Structural & Corrective Work**. The revision will increase the fee from \$4,500 to \$33,000. Funds for the project are available in the amount of \$100,000 from S.B. 3158, Laws of 2001.
23. **MVSU** - Approve the bids for **GS #106-174, Administration Building Changes**, and request approval and **award of contract** by the Bureau of Buildings to the low bidder, Jackson Construction Company of Grenada, Inc., in the amount of \$242,698 (base bid). A transfer of \$68,096 from S.B. 3158, Laws of 2001, to the subject project is also requested. The balance of \$81,830.28 will be provided from the Mississippi Valley State University Plant Account.

24. **UM** - Approve **Change Order #1** in the amount of \$9,917 for **GS #107-157, Physical Plant Relocation**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$2,000,000 from S.B. 3158, Laws of 2001.
25. **UM** - Approve a **transfer** of \$275,000 from **GS #107-266, Circle ADA Access** to **GS#107-268, Renovation of Bryant Hall**. The first phase of Bryant is totally ADA issues, elevators, ramps, access and ADA restrooms, so it would fulfill the intent of the original project purpose and would allow both projects to be accomplished more efficiently.
26. **UM** - Approve a transfer of funds in the amount of \$200,000 from **GS #107-258, Guyton Hall**, to **GS #107-270, Barnard Observatory Exterior Waterproofing and Repairs**, and \$400,000 from **GS #107-258, Guyton Hall**, to **GS #107-268A, Bryant Hall Renovation Phase II**. The Bryant Hall Project, Phase II, has been approved at \$2,500,000 but has not been funded awaiting Bond sale. This will allow the University to use internal funds intended for Bryant to provide furniture and equipment for the Guyton Hall project. The legislation for Guyton would only allow funds to be expended for construction and repair and renovation but not for furniture and equipment. This transfer will allow both projects to be completed as scheduled.
27. **UMMC** - Approve **Change Order #1** for **IHL #209-458, 3 East Ophthalmology Renovations**, in the amount of \$15,297.30 with an increase of 30 calendar days to the contract time of Wilkinson Construction, Inc. Funds are available in the project budget from Indirect Cost Recoveries.
28. **UMMC** - Approve the **initiation** of an in-house project, **IHL #209-477, Parking Lot Revisions at the Pavilion and Lot #14**. Funds are available in the amount of \$52,000. The funding source is Medical Overage Income.
29. **UMMC** - Approve **Change Order #1** in the amount of \$15,458 **GS #109-181, Anatomy Classroom Renovations**, and request approval by the Bureau of Buildings. Funds are available in the project budget from H.B. 1675, Laws of 1999.
30. **UMMC** - Approve the **Schematic Documents** prepared by Dean and Dean/Associates Architects for **IHL#209-476, Medical School Lobby Renovations '03**. Funds are available from Interest Income in the amount of \$98,000.
31. **UMMC** - Approve **Change Order #1** in the amount of \$13,650 with an increase in contract time of 128 calendar days for **GS#109-180, Classroom Facilities**, and request approval by the Bureau of Buildings. Funds are available in the project budget. The funding sources are UMMC (Interest income) and S.B. 3159, Laws of 2001, and S.B. 2407, Laws of 1994.
32. **UMMC** - Approve the **Design Development Documents** prepared by Simmons Associates/A.I.A, Architect for **IHL #209-474, X022 Renovations**. Funds are available from Patient Revenue in the amount of \$475,000.
33. **UMMC** - Approve the bids and **award of contract** to the low bidder, Brandt Construction Services, Inc., in the amount of \$87,061 for **IHL #209-473, E055 X-Ray Renovations '03**. Funds are available from Patient Revenue in the amount of \$95,000.00.
34. **UMMC** - Approve **Change Order #1** in the amount of \$820 with no increase in contract time for a project to renovate **IHL #209-467, H506 & H507**. Funds will be provided by the University of Mississippi Medical Center from Patient Revenue in the amount of \$92,000.
35. **UMMC** - Approve **Change Order #9** in the **deductive** amount of \$224 with no increase in contract time for **IHL # 209-435 B, Guyton Building Utilities Relocation**. Funds are available from Federal Grants and Contracts and Indirect Cost Income.
36. **UMMC** - Approve **Change Order #21** in the amount of \$97,886 with an increase in contract time of 14 calendar days for **IHL#209-381, Adult Tower**. Funds are available from the Medical Center Educational Building Corporation and from Patient Revenue.

37. **UMMC** - Approve **Change Order #3** in the amount of \$5,568.71 with no increase in contract time for **IHL #209-469, LI Building Renovations, 838 Lakeland Drive**. Funds are available in the project budget from Interest Income.
38. **UMMC** - Approve the Medical Center's request to accept a donation of approximately 2 acres of land from the City of Lexington, Mississippi, in October 2000. As this property was not used for health services, it shall be noted on the IHL Board Minutes that the land is reverting to the City of Lexington. A copy of the deed is on file in the Board office.
39. **USM** - Approve **Change Order #3** in the amount of \$5,324.40 for **GS #108-183, Marine Sciences Hydrographic Facilities/Stennis Center**, and request approval by the Bureau of Buildings. Funds are available from S.B. 3197, Laws of 2002, in the amount of \$250,000; from S.B. 3158, Laws of 2001, in the amount of \$100,000; and from University sources in the amount of \$35,000.
40. **USM** - Approve the bids for **GS # 108-205, Sewer System Improvements**, and request approval and **award of contract** by the Bureau of Buildings to the low bidder, Pipe Services, Inc., in the amount of \$41,772.94. Funds are available in the project budget in the amount of \$95,000 from S.B. 3315, Laws of 2000. We request that \$25,000 be transferred from GS #108-205 to GS #108-208, Roofing and Waterproofing, Gulf Park Campus.
41. **USM** - Approve **Change Order #7** in the amount of \$23,366 for **GS #108-185, Polymer Science Addition**, and request approval by the Bureau of Buildings. Funds are available in the project budget.
42. **USM** - Approve **Change Order #1** in the amount of \$12,855 for **GS #108-212, College of International and Continuing Education, Hattiesburg Campus, (Original IHL #208-241)** and request approval by the Bureau of Buildings. Funds are available in the project budget in the amount of \$4,000,000 from S.B. 3158, Laws of 2001; and the USM CICE Reserve Funds in the amount of \$1,900,000; and the SMEBC Bond Sale Funds in the amount of \$2,000,000, for a total budget of \$7,900,000.

RESOLUTION

WHEREAS, Mary Ann Connell has ably served as University Counsel for The University of Mississippi and Special Assistant Attorney General for over twenty years; and,

WHEREAS, Mary Ann Connell has consistently provided wise advice and counsel to The University of Mississippi; and,

WHEREAS, Mary Ann Connell has represented The University of Mississippi and participated in numerous cases involving matters affecting higher education in Mississippi; and,

WHEREAS, Mary Ann Connell has served as Adjunct Professor of School Law and Higher Education Law, Instructor in Business Law, and Adjunct Instructor of Legal Bibliography and Writing; and,

WHEREAS, Mary Ann Connell has served with distinction in various capacities during her association with the National Association of College and University Attorneys, including President, President-Elect, First Vice President, Second Vice President, member of the Board of Directors, Co-chair of Section on Athletics, Delegate to the American Bar Association House of Delegates and many Committee Assignments; and,

WHEREAS, Mary Ann Connell has written and co-written numerous articles for legal publications and professional presentations; and,

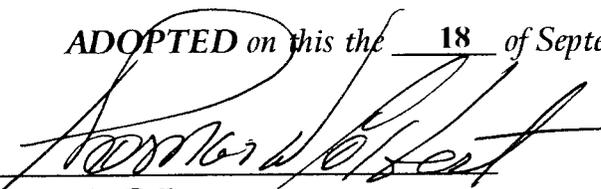
WHEREAS, Mary Ann Connell has been active in civic and community activities; and

WHEREAS, the Board of Trustees desires to recognize Mary Ann Connell's career in public service by way of appropriate resolution and Attorney General Mike Moore desires to join in such resolution;

NOW, BE IT THEREFORE RESOLVED that the Board of Trustees of State Institutions of Higher Learning and Attorney General Mike Moore recognize and commend Mary Ann Connell for her dedicated service to The University of Mississippi and the State of Mississippi;

BE IT FURTHER RESOLVED that this Resolution become a part of the Board's minutes for all to know and that a copy be provided to Mary Ann Connell.

ADOPTED on this the 18 of September, 2003.


Thomas A. Colbert
President

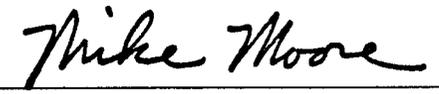

Mike Moore
Attorney General

EXHIBIT 3

RESOLUTION

WHEREAS, the Board of Trustees of State Institutions of Higher Learning recognizes the outstanding achievements of Dr. Robert C. Khayat, Chancellor of the University of Mississippi; and

WHEREAS, Dr. Robert Khayat is to receive the Distinguished American Award from the National Football Foundation and College Hall of Fame at their 46th annual awards dinner on December 9, 2003 at the Waldorf-Astoria in New York City; and

WHEREAS, this award honors someone who has applied the character building attributes learned from amateur sport in their business and personal life, exhibiting superior leadership qualities in education, amateur athletics, business and in the community; and

WHEREAS, Jon F. Hanson, the Chairman of the National Football Foundation and College Hall of Fame, stated, "As a former standout athlete, teacher, and university chancellor, Dr. Khayat's devotion and influential leadership has made a lasting contribution towards the advancement and betterment of intercollegiate athletics;" and

WHEREAS, Dr. Robert Khayat is a native of Moss Point, Mississippi, attended The University of Mississippi as an undergraduate, excelled at football by leading the nation in scoring by a kicker in 1958 and 1959, became the only player in school history to do so in consecutive seasons, and excelled in baseball as the catcher of the Ole Miss baseball team which won back to back Southeastern Conference championships in 1959 and 1960; and

WHEREAS, Dr. Khayat was inducted into the Ole Miss Athletic Hall of Fame in 1993 and the Mississippi Sports Hall of Fame in 2000 and was named by fans to the "Team of the Century" as the kicker during the Ole Miss Football Centennial in 1993; and

WHEREAS, Dr. Khayat played professional football for the Washington Redskins of the National Football League (NFL) from 1960-1964 and was chosen to play in the 1961 NFL Pro Bowl; and

WHEREAS, Dr. Khayat is living proof that athletes can succeed academically since he earned Academic All-American and Academic All-Southeastern Conference honors in 1959; and

WHEREAS, Dr. Khayat returned to The University of Mississippi to attend law school and graduated third in his class and three years later joined the law school faculty of The University of Mississippi; and

WHEREAS, after several years in private practice and teaching, Dr. Khayat took a leave of absence from the university and earned a Masters of Law from Yale; and

WHEREAS, Dr. Khayat was promoted to associate law dean and then moved up to serve as Vice Chancellor for University Affairs in 1984, a post which he held until 1989 when he became the first president of the NCAA Foundation; and

WHEREAS, after three years with the NCAA, Dr. Khayat returned to Ole Miss as a law professor and was chosen by the Law School Student Body as its 1993-94 Outstanding Law Professor of the Year and a scholarship was established in his name in 1995 by the Mississippi Law Journal staff; and

WHEREAS, Dr. Khayat was named The University of Mississippi's 15th Chancellor on July 1, 1995 and oversees the Oxford campus, the University of Mississippi Medical Center in Jackson, as well as degree-granting centers in Southaven and Tupelo; and

WHEREAS, Dr. Khayat has been lovingly supported in all his endeavors by his lovely wife, the former Margaret Denton, and their two children, Margaret D. Khayat Bratt of Grand Rapids, Michigan, and Robert C. Khayat, Jr. of Atlanta, Georgia.

THEREFORE, BE IT RESOLVED, The Board of Trustees of State Institutions of Higher Learning does hereby commend and expresses its heartfelt appreciation to Dr. Robert C. Khayat for his distinguished service to The University of Mississippi, the Board of Trustees of State Institutions of Higher Learning, and the State of Mississippi and congratulates him upon the occasion of this award and wishes him continued success in his endeavors.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Dr. Robert C. Khayat and his family and spread upon the face of the minutes.

DONE, this the 18th day of September, 2003.

Thomas Colbert

THOMAS COLBERT, PRESIDENT
BOARD OF TRUSTEES OF STATE INSTITUTIONS
OF HIGHER LEARNING