

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

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 June 25, 2005, to each and every member of said Board, said date being at least five days prior to this February 15, 2006 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Mr. Thomas W. Colbert, Dr. Stacy Davidson, Mr. Roy Estess, Dr. D. E. Magee, Jr., Dr. Bettye Henderson Neely, Ms. Virginia Shanteau Newton, Mr. Bob Owens, Mr. Aubrey B. Patterson, and Ms. Robin J. Robinson. Mr. Scott Ross and Ms. Amy Whitten were absent. The meeting was called to order by Ms. Virginia Shanteau Newton, President, and opened with prayer by Dr. Magee.

ANNOUNCEMENT

Ms. Newton reminded the Board that in pre-Katrina days this month's meeting was scheduled to be held at The University of Southern Mississippi Gulf Coast Campus. She expressed her regret to Dr. Shelby Thames, President of The University of Southern Mississippi. She was looking forward to having the entire Board visit the campus.

EDUCATIONAL POLICIES & PROGRAMS AGENDA

Presented by Dr. Bettye Neely, Chair

1. **System Administration (Information item.)** - The 19th Annual Higher Education Appreciation Day, Working for Academic Excellence (HEADWAE) program will be held on Tuesday, February 28, 2006, in Jackson. Chaired by Lieutenant Governor Amy Tuck, HEADWAE is an annual program of the state legislature that honors faculty and students for academic excellence in Mississippi's 36 public and private colleges and universities. The program is funded by corporate sponsors. HEADWAE faculty and student honorees for 2005-2006 are as follows:

INSTITUTION	FACULTY HONOREE	STUDENT HONOREE
Alcorn State University	Darryl Vaurich Grennell	Jamaal L. James
Delta State University	George Clifton Wingard	Valerie Elma Orcutt
Jackson State University	Paulinus Chigbu	Justin L. Rice
Mississippi State University	Mark Goodman	Jon David Cole
Mississippi University for Women	James D. Roth	Katreece M. Ellis
Mississippi Valley State University	Lawrence Goldman	Tremeshia Waters
University of Mississippi	Wallace Mark Wilder	Rebecca Bertrand
University of Mississippi Medical Center	Jerry M. Farley, Sr.	Quincy C. Moore III
University of Southern Mississippi	George Carter	Jonathan Krebs

BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Aubrey Patterson, Chair

On motion by Mr. Patterson, seconded by Mr. Colbert, with Ms. Robinson, Mr. Ross and Ms. Whitten absent and not voting, it was

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Budget, Finance & Audit Agenda. Agenda item #2 was approved on a separate motion by Mr. Patterson, seconded by Mr. Owens, with Ms. Robinson, Mr. Ross and Ms. Whitten absent and not voting. Agenda items #3 and #4 were approved on a separate motion by Mr. Patterson, seconded by Mr. Colbert, with Ms. Robinson, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #5 was approved on a separate motion by Mr. Patterson, seconded by Mr. Colbert, with Ms. Robinson, Mr. Ross and Ms. Whitten absent and not voting.

1. **UMMC** - Approved the following contracts which have been reviewed and approved by the Attorney General's Office:
 - a. Approved the request to enter in a management agreement with the Central Parking System of Mississippi, Inc., to provide staffing for parking facilities. This new agreement is for two years beginning March 1, 2006 at \$385,656 per year with an option to renew for another three one-year periods. There is a provision for a rate increase in the last three years, not to exceed the percentage increase in the wholesale price index as published by the Bureau of Labor Statistics. The total contract cost is \$840,000. A copy of the agreement, which was reviewed and approved by the Attorney General's Office, is included in the *February 15, 2006 Board Working File*.
 - b. Approved the request to lease space from The University of Mississippi Foundation located at Millsaps Buie House, 628 North State Street, Jackson, MS 39202, for the purpose of offices and guest rooms. The new lease is for five years for the period March 1, 2006 through February 28, 2011. The annual rent is \$150,000. A copy of the agreement, which was reviewed and approved by the Attorney General's Office, is included in the *February 15, 2006 Board Working File*.
 - c. Approved the request to enter into an agreement with Medcore, Inc., for bad debt collection. The new agreement is for three years for the period March 1, 2006 through February 28, 2009. Collection rate is 15.5% on non-legal accounts; 40% on legal accounts. This contract will not exceed \$1 million per year. A copy of the agreement, which was reviewed and approved by the Attorney General's Office, is included in the *February 15, 2006 Board Working File*.
 - d. Approved the request to enter into an agreement with OSI Strategic Receivables Outsourcing, for bad debt collection. The new agreement is for three years for the period March 1, 2006 through February 28, 2009. The bad debt compensation rate is 15% on regular accounts. This contract will not exceed \$1 million per year. A copy of the agreement, which was reviewed and approved by the Attorney General's Office, is included in the *February 15, 2006 Board Working File*.
 - e. Approved the request to enter into a new agreement with Smith Rouchon and Associates, Inc., for the purpose of bad debt second placement residual collection. The agreement is for three years for the period January 1, 2006 through January 1, 2009. The compensation rate is 18% on second placement on insurance and 40% on collection service for second placement on regular and legal accounts. This contract will not exceed \$250,000 per year. A copy of the agreement, which was reviewed and approved by the Attorney General's Office, is included in the *February 15, 2006 Board Working File*.
2. **System Administration** – Approved for first reading the proposed amendment to the *Board Policies and Bylaws* – 301.0801 Duties of the Institutional Executive Officers. The previously approved amendment to section 401.0102 Delegation of Authority subsection a requires that section 301.0801 (E) be changed so that the dollar value of certain salaries requiring approval by the Board will be consistent. (See Exhibit 1.)

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

3. **System Administration** - Approved the increase of the monetary repayment period from five (5) years or 60 months to ten (10) years or 120 months in the Rules and Regulations and the Contract and Note for the Critical Needs Alternative Route Teacher Loan/Scholarship Program (CNAR). A copy of both documents is included in the bound *February 15, 2006 Board Working File*.
4. **System Administration** - Approved the increase of the monetary repayment period from five (5) years or 60 months to ten (10) years or 120 months in the Rules and Regulations and the Contract and Note for the Critical Needs Teacher Loan/Scholarship Program (CNTP). A copy of both documents is included in the bound *February 15, 2006 Board Working File*.
5. **System Administration** - Approved the FY 2006 budgets for the *Ayers* programs including amendments for Alcorn State University, Jackson State University, and Mississippi Valley State University. A copy of the budgets is included in the *February 15, 2006 Board Working File*.

REAL ESTATE & FACILITIES AGENDA

Presented by Mr. Ed Blakeslee, Chair

On motion by Mr. Blakeslee, seconded by Dr. Davidson, with Ms. Robinson, Mr. Ross and Ms. Whitten absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #2 - #6 as submitted on the following Real Estate & Facilities Agenda. **AGENDA ITEM #7 WAS PULLED FROM THE AGENDA**. Agenda items #8 - #14 were approved on a separate motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Ross and Ms. Whitten absent and not voting. Agenda items #15 - #17 were approved on a separate motion by Mr. Blakeslee, seconded by Mr. Estess, with Mr. Ross and Ms. Whitten absent and not voting. Agenda items #18 - #19 were approved on a separate motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Ross and Ms. Whitten absent and not voting. **AGENDA ITEM #20 WAS PULLED FROM THE AGENDA**. Agenda item #22a was approved on a separate motion by Mr. Blakeslee, seconded by Mr. Estess, with Mr. Ross and Ms. Whitten absent and not voting.

1. **Other Business** - Mr. Blakeslee reported on the special called committee meeting that was held on Thursday, February 9, 2006. The full committee discussed long-term issues in relation to becoming better stewards of the IHL System's assets. Several recommendations were made and will be taken to the Institutional Executive Officers for discussion before coming to the Board for approval.
2. **ASU** – Approved the initiation of **IHL #201-139, Agriculture Research Service Building**, to preplan a \$20,000,000 USDA Agriculture Research Service alternative crops research building. Funds for preplanning are available in the amount of \$2,000,000 from a USDA grant.
3. **UM** - Approved the initiation of **IHL #207-270, Library Archive Roof**, and the appointment of Eley and Associates of Jackson, Mississippi, as the Design Professional. The budget for this project will be \$350,000 from self-generated funds.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

4. **UM** - Approved the initiation of **IHL #207-271, Communication/Ticket Office Roof**, and the appointment of Eley and Associates of Jackson, Mississippi, as the Design Professional. The budget for this project will be \$250,000 from self-generated funds.
5. **UM** - Approved the initiation of **IHL #207-272, Ole Miss Research Park**, and the appointment of Cooke Douglass Farr Lemons, LTD. of Jackson, Mississippi, as the Design Professional. The project is in the preplanning. The budget will be determined.
6. **UM** - Approved the request to continue with Phase II of the **Electrical System Upgrade, IHL #207-255**, with McElroy Electrical. The total budget for this project is estimated at \$3,065,670 as previously approved. The Phase II work budget is \$1,400,000 from University self-generated funds.
7. **JSU** - The Construction Documents as prepared by Moody-Nolan, Inc., for **IHL #203-145, New JSU Campus Union**, and advertising for the receipt of bids. Funds are available from the JSU EBC. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**
8. **MUW** – Approved the Construction Documents as prepared by Johnson Bailey Henderson Architects for **GS #104-153, Martin Hall Renovation, F & E**, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. The budget is \$800,000 from S.B. 2010, Laws of 2004.
9. **UM** - Approved the Construction Documents as prepared by Mills and Mills Architects for **IHL #207-250, Emergency Services Building**, and authorized advertising for the receipt of bids. The budget is \$998,000 from University self-generated funds.
10. **UM** - Approved the Construction Documents as prepared by Shafer and Associates for **IHL #207-257, David Nutt Auditorium Renovation**, and authorized advertising for the receipt of bids. The budget is \$750,000 from University self-generated funds.
11. **USM** - Approved the Construction Documents as prepared by McCarty and Associates for **IHL #208-260, Village Housing Project**, and authorized advertising for the receipt of bids. The construction budget of approximately \$18,000,000 will be funded by a combination of University funds and revenue bond proceeds.
12. **USM** - Approved the Construction Documents as prepared by Allred McNabb Architects, P.A., for **GS #108-231, High Performance Visualization Center (Phase II)** at the Stennis Space Center, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the project budget in the amount of \$951,692 from S.B. 2988, Laws of 2003.
13. **USM** - Approved the Construction Documents as prepared by Eley and Associates for **GS #108-241, Mannoni Performing Arts Center Repairs**, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the project budget in the amount of \$850,000 from S.B. 2988, Laws of 2003.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

14. **UMMC** – Approved the Contract Documents as prepared by Simons and Associates for **IHL #209-486, D520 Dental School Renovations**, and authorized advertising for the receipt of bids. Funds are available from student tuition and indirect costs recoveries in the amount of \$1,352,500.
15. **JSU**- Approved the request that deductive Alternates #3 and #4 in the amount of \$1,900,000 be added to the original construction contract for **GS #103-179, School of Engineering**, and request approval by the Bureau of Buildings. The original construction contract was approved at the December 2005 Board meeting. The new project budget will be \$20,522,000. The additional funds are available from a U.S. Department of Energy grant in the amount of \$2,000,000.
16. **MSU** – Approved the bids and the award of a contract in the amount of \$8,646,000 to the lowest bidder, Jesco Construction Company, for **GS #113-102, Ag/Bio Engineering Building**, and request approval by the Bureau of Buildings. Funds for the project are available from S.B. 2988, Laws of 2003, in the amount of \$4,750,000 and S.B. 2010, Laws of 2004, in the amount of \$4,750,000.
17. **MVSU** - Approved the bids (2) and the award of a contract to the lowest bidder, Sullivan Enterprises, Inc., of Magee, Mississippi, in the amount of \$519,000 for **GS #106-196, Re-Roof Magnolia and Leflore Halls, Phase I**, and request approval by the Bureau of Buildings. The current project budget is \$585,000. Funds are available from S.B. 2988, Laws of 2004.
18. **JSU** - Approved the request to execute a petition to close a portion of Utica Street on which the new residence for the president will be located. Said street closing is needed to complete the project. Supporting documents are on file at the Board Office.
19. **JSU** - Approved the ratification of the First, Second, and Third Amendments to the Lease Agreement with the Jackson Medical Mall Foundation. The original lease was for 53,358 per sq. ft. at \$9.75 per sq. ft. The First Amendment added 6,770 per sq. ft. at \$10.86 per sq. ft. for the Community Health Program. The Second Amendment added 6,419 per sq. ft. at \$10.20 per sq. ft. for The Mississippi Urban Research Center. The Third Amendment added 5,806 per sq. ft. at \$13.79 per sq. ft. for the JSU Institute. The amendments provide additional space to further the mission of the College of Public Service. The amendments have been reviewed and approved by the Attorney General’s Office. A copy of the amendments is included in the *February 15, 2006 Board Working File*.
20. **JSU** - Requested approval of certain stipulations in relation to the issuance of JSU Educational Building Corporation Revenue Bonds (Campus Facilities Project), Series 2006-A, in aggregate principal amount not to exceed \$12,000,000. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**
21. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the January 19, 2006 Board meeting in accordance with Board Policy 901.03 Facilities Staff Responsibilities. **(See Exhibit 2.)**
22. **Other Business** -
 - a. Approved the revised *2006 Legislative Session Facility Needs Request* to include changes for Alcorn State University and Jackson State University. ASU originally requested \$6.5 million for general repair and renovation and equipment for the Vegetable Processing Facility. After

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

- further review, the committee recommended that the \$6.5 million be allocated to a transitional dormitory instead. JSU's original request was for \$10 million to replace the Charles F. Moore building. The committee recommended that the \$10 million to be allotted to general campus repair and renovation which would include bringing the campus into compliance with the Americans with Disabilities Act as well as continuing with the plans for the Charles F. Moore building. A copy of the revised request is included in the *February 15, 2006 Board Working File*.
- b. Mr. Blakeslee, Dr. Meredith, and Mr. Frank Alley, IHL Assistant Commissioner of Construction and Physical Affairs, gave a brief summation of the discussions that were held at the special meeting of the Real Estate & Facilities committee on February 9, 2006. Ms. Newton thanked Mr. Blakeslee, Dr. Meredith, and Mr. Alley for the informative committee meeting last week. The discussions were very in-depth.

LEGAL AGENDA

Presented by Mr. Bob Owens, Chair

On motion by Mr. Owens, seconded by Ms. Robinson, with Mr. Ross and Ms. Whitten absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Legal Agenda. Agenda item #2 was approved on a separate motion by Mr. Owens, seconded by Ms. Robinson, with Mr. Ross and Ms. Whitten absent and not voting. Agenda item #3 was approved on a separate motion by Mr. Owens, seconded by Ms. Robinson, with Mr. Ross and Ms. Whitten absent and not voting.

1. **USM** - Approved the operating agreement with The University of Southern Mississippi Alumni Association to build a feeling of pride and loyalty among the alumni of the institution while strengthening participation in alumni and University programs; to coordinate the efforts of alumni on behalf of the University as a whole; and to provide a unified voice for all alumni in the affairs of the University. This agreement has been reviewed and approved by the Attorney General's Office. A copy of the agreement is included in the *February 15, 2006 Board Working File*.
2. **USM** - Approved the operating agreement with The University of Southern Mississippi Research Foundation to coordinate research projects and intellectual property management. This agreement has been reviewed and approved by the Attorney General's office. A copy of the agreement is included in the *February 15, 2006 Board Working File*.
3. **System Administration** - Approved the request to retain the services of Mr. Ben Stone and the law firm of Balch & Bingham to assist with various real property issues. The maximum hourly attorney rate for these services will be \$150 per hour. The Attorney General has approved this request, including the hourly rate.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

4. **System Administration (Information item.)** - Payment of legal fees to outside counsel, as follows:

a. In relation to litigation and other matters:

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statements dated 11/28/05 and 12/22/05) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$98.00 and \$42.00, respectively, represent services and expenses in connection with the *Sterling* case.)

TOTAL DUE **\$140.00**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 11/30/05 and 12/29/05) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$27,076.66 and \$17,265.00, respectively, represent services and expenses in connection with general advice.)

TOTAL DUE **\$44,341.66**

Payment of legal fees for professional services rendered by Adams & Reese (Statements dated 12/21/05) from the funds of The University of Southern Mississippi. (These statements, in the amounts of \$430.00 and \$131.25, represent services and expenses in connection with the *Servedio* and *DePree* cases, respectively.)

TOTAL DUE **\$561.25**

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 11/30/05) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with DSH litigation.)

TOTAL DUE **\$65.45**

b. In relation to patent and other matters:

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 11/23/05, 12/28/05, 12/28/05, 12/28/05, 12/28/05, and 12/28/05) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patent applications: "Streckfus/Method of Diagnosing & Monitoring Malignant Breast Carcinomas" - \$40.00, "Abell/Method for Localizing Enteric Nervous System" - \$20.00, "Abell/Temporary Mucosal Gastric Electrical Stimulation Device and Method for Treating Gastroparesis" - \$20.14, "Taylor/Synergistic Combinations of Chrome-Free Corrosion Inhibitors" - \$30.14, "Streckfus/Method of Diagnosing & Monitoring Malignant Breast Carcinomas" - \$102.00, and "Hiser/Cell Culture Model for Demyelination/Remyelination" - \$6,109.60.)

TOTAL DUE **\$6,321.88**

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

Payment of legal fees for professional services rendered by Sutherland, Asbill & Brennan (Statement dated 11/17/05) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent application: “Fully Scalable Computer Architectures for Parallel Discrete Event.”)

TOTAL DUE \$1,388.80

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 10/24/05, 11/9/05, 11/9/05, 11/9/05, 11/9/05, 11/9/05, 11/9/05, 11/9/05, 11/9/05, 11/28/05, 11/28/05, and 11/30/05) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: “Moisture Sensor Based on Evanescent Wave Light” - \$325.80, “MOS Charge Pump” - \$74.81, “Silicon Carbide Through the Use of ...” - \$76.02, “Self-Aligned Transistor and Diode Topologies” - \$217.20, “Silicon Carbide and Related Wide-Bandgap Transistors” - \$286.22, “Method for Transformation of Cotton and Organogenic...” - \$209.87, “Kenaf Core Board Material” - \$186.35, “Decorticating Machine with Variable Speed...” - \$186.65, “Method for Detecting and Managing Nematode Population” - \$66.52, “Analytical Method Using Laser-Induced...” - \$1,461.35, “A Fiber Optic Sensor for NO2” - \$1,304.27, and “Surfactant Process for Promoting Gas Hydrate Formation” - \$760.00.)

TOTAL DUE \$5,155.06

5. **System Administration (Information item.)** - The Board received the quarterly litigation expense report relating to the IHL Tort Plan. A copy of the report is included in the bound *February 15, 2006 Board Working File*. Mr. Owens pointed out the chart of the tort claim assignments to outside counsel in FY 2006. This chart shows the Board’s support for diversity.

6. **System Administration (Information item.)** - The Board received the quarterly litigation expense report relating to the IHL Workers’ Compensation Plan. A copy of the report is included in the bound *February 15, 2006 Board Working File*.

ADMINISTRATION/POLICY AGENDA

Presented by Dr. Thomas Meredith, Commissioner

On motion by Mr. Patterson, seconded by Dr. Davidson, with Mr. Ross and Ms. Whitten absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 and #2 as submitted on the following Administration/Policy Agenda.

1. **System Administration** - Approved the following agenda item considered subsequent to the January 19, 2006 Board meeting:
 - a. **UMMC** - Employment of Karen W. Davidson.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

2. **DSU** - Approved the request to bestow an honorary doctorate degree at its May 2006 commencement events.
3. **System Administration (Information item.)** - In compliance with Board policy, the following reports have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office:
 - a. Quarterly Employment Reports for the periods ending March 31, 2005, June 30, 2005, September 30, 2005, and December 31, 2005; and
 - b. Foreign Travel requests submitted subsequent to the January 19, 2006 Board meeting.

PERSONNEL AGENDA

Presented by Dr. Thomas Meredith, Commissioner

On motion by Dr. Neely, seconded by Dr. Davidson, with Mr. Ross and Ms. Whitten absent and not voting, it was

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

1. **Personnel Report.**

EMPLOYMENT

Mississippi State University

Bland, Brock G.
Xia, Kang

University of Mississippi

Liebenberg, Andre

University of Mississippi - Athletics

Kehoe, Arthur F.
McLauchlin, Thomas C.
Werner, Daniel E.

NULLIFICATION OF EMPLOYMENT

University of Mississippi Medical Center

Iacono, Robert P.

CHANGE OF STATUS

Jackson State University

Bates, Evola

Belton, Larry
Brown, Willie
DeBerry, Roy
Foster, Velvelyn
Okojie, Felix
Posey, Della
Quinn, Regina

University of Mississippi

Vaughn, Deborah S.

University of Mississippi - Athletics

Freeze, Danny H.

University of Mississippi Medical Center

Koch, Christian Albert

CONTRACT EXTENSION

University of Mississippi

Holeman, Stephen A.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

TERMINATION

Delta State University

Abel, J. Kevin
Bailey, Colleen V.
Jones, Xavier L.
Moon, Lisa

Jackson State University

Phillips, Ivory
Mohamed, Abdul

Mississippi State University

Arwood, Tracy S.
Capella, Louis M.
Seale, Douglas
Snipes, Charles E.
Williams, Michael R.

Mississippi Valley State University

Hoover, Tanya
Jones, Devona
Nwanko, Pieter
Richardson, Margaret

University of Mississippi

Grisham, Vaughn L.
Hooper, William, Jr.

Krapels, Roberta H.
Puckett, Bettie T.

University of Mississippi - Athletics

DeLeone, George J.

University of Mississippi Medical Center

Childress, Robert E.
Christensen, Erin K.
Dobbs, James B.
Dunn, Jack, III
Fowler, Jackson E., Jr.
Hamada, Aboulnasr H.
Hines, Brenda
Jordan, Michael L.
Tsao, Keh C.

SABBATICAL LEAVE

University of Mississippi Medical Center

Peden, Ann H.

NECROLOGY

University of Mississippi Medical Center

Johnson, Ben B.

2. Other Business

- a. **JSU** - Approved the employment of Robert Braddy to the athletic staff.

COMMISSIONER'S REPORT

Presented by Dr. Thomas Meredith, Commissioner

1. Dr. Meredith noted that February is Black History Month. Dr. Meredith further noted that over the years Mississippi has been blessed with outstanding African American individuals from Margaret Walker Alexander, Richard Wright, Walter Peyton, James Earl Jones, B.B. King, Morgan Freeman, and many others. The Board will recognize its honorees at the March Board meeting.
2. Dr. Meredith commented that the legislative session is in full swing. He continues to receive positive feedback from Governor Haley Barbour, Lieutenant Governor Amy Tuck, and the legislative leadership that this is the year for higher education. He noted that the state revenue estimates still look promising.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

3. Shortly after the January Board meeting, the Commissioner, Ms. Newton, Mr. Blakeslee, and the Institutional Executive Officers met with the Senate and House Appropriations committees. Dr. Meredith thanked the IEOs for their remarks which effectively portrayed the needs of the system. Dr. Meredith received numerous compliments from the legislators on the unified presentation which highlighted the individual needs of the universities.
4. The House Ways and Means Committee met on Tuesday, February 14, 2006. Dr. Meredith commended Mr. Blakeslee who did an excellent job of explaining how the Board is reviewing its handling of real estate and facility matters. Dr. Meredith received a lot of positive feedback from the legislators.
5. Dr. Meredith commented that the energy costs are up 40% nationally since fiscal 2000. Most of the public universities had budgeted for a dramatic increase in energy costs. By now, however, the actual costs have gone over those estimates. The good news is that the cost of natural gas is coming down.
6. Dr. Meredith reported that the IHL staff has been placing a one-pager newsletter entitled *IHL News from the System* on each legislator's desk that addresses a particular major topic for the week. This week the topic was diploma mills since that bill is moving through the legislature. Dr. Meredith met with Senator Alice Harden about this issue yesterday. Mississippi is becoming known as the Mecca for diploma mills.
7. As promised at the January meeting, the Board received the acronym publication that contains the most common acronyms used in higher education. The Board staff will continuously update and distribute this publication.
8. Dr. Meredith expressed his continuing appreciation of the tough job the IEOs have and how well they are managing it. There is a competition that was initiated some time ago on the Best Practices in four categories: (a) finance, business, and administration; (b) academics; (c) student services; and (d) technology. The deadline for submissions is this Friday. The intent is to find out who is utilizing the best practices in the four categories and to share those practices with others. Sharing information saves money and time. There are some cash prizes as a small incentive. About \$60,000 in total awards will be given out to the first and second place winners.
9. The Mississippi State University presidential search process is moving forward. Dr. Meredith remarked that the committee has received applications from a diverse pool of candidates. The Campus Search Advisory Committee will meet next Tuesday to narrow the pool to five candidates. The names of the five candidates will be submitted to the MSU Presidential Search Committee which is scheduled to meet on March 6th and 16th. Mr. Blakeslee who is the chairman of this committee has invited all of the Board members to attend these meetings. The finalists' interviews are tentatively set for the end of March. If the process stays on track, the committee plans to select the new president by the second week in April.
10. Next month Dr. Meredith plans will to invite a four-year undergraduate faculty member to speak about his/her typical work week. Dr. Meredith also plans to invite other faculty members to future Board meetings.

ANNOUNCEMENTS

1. Mr. Owens stated that every February the Board celebrates Black History Month by paying tribute to the African Americans who have contributed to Mississippi. Due to time constraints of today's one-day meeting, the Board will recognize and honor noteworthy African American faculty members from each of the state's eight public universities, the University of Mississippi Medical Center, and the Mississippi

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

State University Division of Agriculture, Forestry and Veterinary Medicine, during its March Board meeting. Ms. Newton thanked Mr. Owens for chairing the Black History Month committee. She also thanked Dr. Magee, Dr. Neely, and Ms. Robinson for serving on the committee.

2. Dr. Charles Lee, President of Mississippi State University, informed the Board that Dr. Richard Holmes, a physician at the University's student health center and the first African American to enroll at MSU, was recently named Mississippi State's "Alumnus of the Year."
3. Dr. Meredith reported that he and the Institutional Executive Officers discussed student participation in the Board meetings. Every third month, the student body presidents will be invited to meet with the Institutional Executive Officers as they conduct their business. Only general issues that apply to all of the universities and the students will be discussed. The Board has agreed to reserve a seat among the staff seating area for the president of the Student Body Presidents' Council of Mississippi.
4. Dr. Neely announced that the Board is hosting its annual luncheon today which honors the student government association presidents and the university newspaper editors. Ms. Newton thanked Dr. Neely for chairing this event as part of the Educational Policies & Programs Committee.

ADDITIONAL AGENDA ITEMS

Presented by Dr. Thomas Meredith, Commissioner

AGENDA ITEM #1 WAS APPROVED EARLIER IN THE MEETING.

1. **JSU - The employment of Robert Braddy to the athletic staff. (THIS ITEM WAS TAKEN UP EARLIER IN THE MEETING.)**

APPROVAL OF THE MINUTES

On motion by Dr. Davidson, seconded by Mr. Blakeslee, with Mr. Ross and Ms. Whitten absent and not voting, it was

RESOLVED, That the Minutes of the Board meeting held on January 19, 2006, stand approved.

ANNOUNCEMENTS

1. Dr. Hilpert, President of Delta State University, pointed out that DSU has seven athletics teams and all seven are ranked among the top twenty-five in the nation. Ms. Newton congratulated Dr. Hilpert and DSU for this accomplishment.
2. Dr. Shelby Thames, President of The University of Southern Mississippi, thanked Dr. Meredith and the Board staff for crafting the legislation for Senate Bill 2701 that will allow USM to borrow funds to help rebuild more quickly. The borrowed money would be paid back from insurance payments and FEMA monies.
3. Ms. Newton thanked the Board staff for the news clips links that are being e-mailed to the Board members each day. The e-mails have been very helpful in keeping her up-to-date. She encouraged the Institutional Executive Officers to continue keeping the Board informed of special events occurring on the campuses.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

4. Ms. Newton recognized and congratulated Mr. Patterson who was recently named "Tupelo, Mississippi's Citizen of the Year."
5. Ms. Newton belatedly congratulated Dr. Magee on the birth of his second grandson who was born in January 2006.
6. Dr. Hilpert announced that the *Commercial Appeal* out of Memphis, Tennessee called attention to a story that has not been told about Dr. Robert Khayat, Chancellor of The University of Mississippi, who was named to the Entrepreneur's Hall of Fame.
7. Ms. Newton thanked everyone for their continued support in the aftermath of the hurricanes.
8. Dr. Meredith mentioned that the Legislature will be reviewing all the appropriation bills in mid-March. He encouraged the Board members to contact the legislators.
9. Ms. Newton noted that in March the Board will meet for two days.

EXECUTIVE SESSION

On motion by Mr. Patterson, with Mr. Ross and Ms. Whitten absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Estess, seconded by Ms. Robinson, with Mr. Ross and Ms. Whitten absent and not voting, 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 Board personnel matters.

Discussion of a prospective land transaction The University of Southern Mississippi.

On motion by Mr. Patterson, seconded by Ms. Robinson, with Ms. Whitten absent and not voting, the Board voted to return to Open Session.

On motion by Dr. Magee, seconded by Dr. Neely, with Mr. Ross and Ms. Whitten absent and not voting, the Board voted to renew the four-year contract for Dr. Claudia Limbert, President of Mississippi University for Women.

On motion by Mr. Colbert, seconded by Dr. Magee, with Mr. Ross and Ms. Whitten absent and not voting, the Board voted to renew the four-year contract for Dr. Lester Newman, President of Mississippi Valley State University.

The Board discussed a prospective land transaction at The University of Southern Mississippi. No action was taken.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

February 15, 2006

ADJOURNMENT

There being no further business to come before the Board, on motion by Ms. Newton, seconded by Mr. Colbert, with Ms. Whitten absent and not voting, the Board members voted to adjourn.



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 15, 2006**

EXHIBITS

- Exhibit 1 Amendment to the *Board Policies and Bylaws* – 301.0801 Duties of the Institutional Executive Officers – for first reading.
- Exhibit 2 Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the January 19, 2006 Board meeting.

EXHIBIT 1

February 15, 2006

301.0801 DUTIES OF THE INSTITUTIONAL EXECUTIVE OFFICERS

- A. The Institutional Executive Officer of each of the several state institutions shall report directly to the Commissioner of Higher Education, who reports to the Board of Trustees.
- B. The Institutional Executive Officer of each of the several state institutions of higher learning shall be responsible for the administration of the divisions and departments of his/her institution and for keeping its expenditures strictly in harmony with the budgetary authorizations of the Board and within the limitations provided therein. The Chief Financial Officer under the direction of the Institutional Executive Officer shall be responsible for all financial matters of the university.
- C. The Institutional Executive Officer shall have the initiative in shaping the educational policy and academic standards of his/her institution in consultation with the Commissioner. The Commissioner may recommend such policy to the Board for approval.
- D. The Institutional Executive Officer shall have the initiative in the selection and recommendation for election by the Board of all employees and faculty members of his/her institution; and he/she shall have authority to fill vacancies that occur as emergencies, when the salary outlay is within the budget appropriations provided for such positions, all subject to authority for review and rejection or approval by the Board, in which body rests the sole power of election and confirmation or rejection of all appointments.
- E. All personnel appointments at the level of deans and above or employees making a salary of ~~\$50,000~~ \$75,000 or more shall be submitted separately for approval before appointments have been finalized and/or announced.
- F. The Institutional Executive Officer is charged with the responsibility for maintaining appropriate standards of conduct of students, and is authorized to expel, dismiss, suspend, and place limitations on continued attendance and to levy penalties for disciplinary violations, subject to procedures of due process.
- G. After ten or more years of satisfactory service, Institutional Executive Officers (including the Commissioner) may apply for Board Distinguished Professorships. These positions would be funded at a salary rate of no less than 75 percent of the last salary and could be based in any institution under the governance of the Board. Each appointment must be approved by the Board based upon merit and possible future contributions to higher education in the state.

EXHIBIT 2

February 15, 2006

Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the January 19, 2006 Board meeting in accordance with Board Policy 901.03 Facilities Staff Responsibilities.

ALCORN STATE UNIVERSITY

The Board Staff approved Change Order #1 in the amount of \$10,166.67 with an increase of 45 days to the contract time of Griner Drilling Service for GS #101-249, New Water Treatment Plant and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

The Board Staff approved Change Order #2 in the deductive amount of [\$10,166.67] with an additional 61 days to the contract time for Griner Drilling Services for GS #101-248, Water Supply Well, and requested approval by the Bureau of Building, Grounds and Real Property Management. This Change Order will finalize this project.

The Board Staff approved Change Order #1 in the deductive amount of [\$39.60] with an increase of 30 calendar days to contract of Smith Painting & Contracting, Inc., for GS #101-240, ADA Compliance, Phase II.

DELTA STATE UNIVERSITY

The Board Staff approved Change Order #4 in the deductive amount of [\$49,850] with no change to the contract time for GS #102-190, 2002 Court of Governors, Phase III, and requested approval by the Bureau of Building, Grounds and Real Property Management..

JACKSON STATE UNIVERSITY

The Board Staff approved the University's request to delete the School of Education Building from GS #103-223, ADA Compliance (Elevators) and to add the Administration Tower Building

MISSISSIPPI UNIVERSITY FOR WOMEN

The Board Staff approved the Contract Documents prepared by Johnson Bailey Henderson McNeel for GS #104-153, Martin Hall Renovation, Furniture and Equipment, and authorized advertisement for receipt of bids. Funds are available from S.B. #2010, Laws of 2004.

MISSISSIPPI STATE UNIVERSITY

The Board Staff approved the university's request to proceed with preplanning for the renovation of Harned Hall in its entirety. The project will have three phases as follows:

1. Exterior waterproofing and window restoration
2. Interior renovations
3. The exterior and interior renovations of the annex building

Partial funds have already been allocated to the project. We approved the University's request to proceed immediately with the design and construction of Phase I, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project from S.B. #2010, Laws of 2004.

MISSISSIPPI VALLEY STATE UNIVERSITY

The Board Staff approved Change Order #1 in the amount of \$142,495 with no change in the contract time for GS #106-185, Campus Drainage, and requested approval by the Bureau of Building, Grounds and Real Property Management. The Change provided for labor and materials to replace an existing undersized and deteriorated sewage pipe. Funds are available from S.B. #3197, Laws of 2002.

The Board Staff approved Change Order #2 in the amount of \$60,321 with an additional 77 calendar days to the contract of David Smith Construction Company, Inc., for GS #106-202, Administration Building Repairs, Phase I, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

The Board Staff approved Change Order #5 in the amount of \$11,314.38 with an additional 30 calendar days to the contract of Sullivan Enterprises, Inc., for GS #106-180, Renovation of the Student Health Center, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

The Board Staff approved Change Order #5 in the amount of \$19,113 with no change to the contract time for GS #106-170, Business Education Building, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

The Board Staff approved Change Order #3 for an additional 138 days to the contract time of McCarty Company for GS #106-191, ADA Compliance Phase I, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from S.B. #3158, Laws of 2001.

UNIVERSITY OF MISSISSIPPI

The Board Staff approved the Design Development Documents prepared by Cooke Douglass Farr Lemons, Ltd., for GS #107-279, Bishop Hall Renovations, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from S.B. #2010, Laws of 2004.

The Board Staff approved the University's request to change the project scope of GS #107-275, Physical Plant Department Outbuildings, to consist of the Physical Plant Department Outbuildings only, due to the present budget of \$1,000,000 being insufficient to build both the Physical Plant Department and Landscape Services buildings. The Landscape Services building will be constructed on a separate site and funded from University sources. Funds in the amount of \$995,000 are available from S.B. #2988, Laws of 2003.

The Board Staff approved Change Order #2 for GS #107-167, Longstreet Hall Renovations, with an additional 30 days to the contract for Panola Construction Company and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

The Board Staff approved Change Order #1 in the amount of \$167,764 with no time change to the contract for Sunbelt General Contractors for IHL#209-454C, Firewall Revisions '02- Contract II,. Funds are available from Hospital Patient Revenue.

UNIVERSITY OF SOUTHERN MISSISSIPPI

The Board Staff approved Change Order #5 in the amount of \$12,249 with no change to the contract time for GS #108-212, College of International and Continuing Education, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$4,000,000 from S.B. #3158, Laws of 2001, and USM CICE Reserve Funds in the amount of \$1,900,000, and SMEBC Bond Sale Funds in the amount of \$2,000,000 for total budget of \$7,900,000.