

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
August 15, 2007**

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 August 21, 2006, to each and every member of said Board, said date being at least five days prior to this August 15, 2007 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, Ms. Robin J. Robinson, Mr. Scott Ross and Ms. Amy Whitten. The meeting was called to order and opened with prayer by Dr. Stacy Davidson, President.

ANNOUNCEMENT

Dr. Davidson welcomed Mississippi State University Student Body President, Jeremy Johnson.

APPROVAL OF THE MINUTES

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

RESOLVED, That the Minutes of the Board meeting held on June 20, 2007 and July 9, 2007, stand approved.

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

RESOLVED, That the Minutes of the Board meeting held on July 9, 2007, stand approved.

CONSENT AGENDA

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

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

BUDGET, FINANCE AND AUDIT

1. **UM** - Approved the request to execute Modification Number 3 on IHL Contract Number 2005-114E with IHL – MARIS Technical Center for the purchase of GIS/Remote Sensing software licenses to be distributed and utilized by all institutions of higher learning and community colleges throughout Mississippi. The total university expenditure for the period July 1, 2007 through June 30, 2008 will be \$275,000. The cumulative contract price is hereby modified to \$582,567. The Mississippi Legislature has provided funds for this purpose to the university's Enterprise for Innovative Geospatial Solutions. A copy of this contract which has been reviewed and approved by the Attorney General's Office is included in the *August 15, 2007 Board Working File*.

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2. **UMMC** - Approved the request to amend the agreement with Hill-Rom Company, Inc. for the Patient Equipment Department, by increasing the “not to exceed” portion of the contract by \$200,000 creating a new “not to exceed” figure of \$1,400,000. This extension of funds will account for the addition of equipment since the inception of the original agreement. The dates of the contract are October 1, 2006 – September 30, 2009. A copy of this contract which has been reviewed and approved by the Attorney General’s Office is included in the *August 15, 2007 Board Working File*.
3. **System Administration** - Approved the request to enter into a higher education consulting services contract with Dr. Lester C. Newman. The intent of this agreement is for Dr. Newman to provide assistance to the Board through the Commissioner in the following areas: planning, *Ayers* implementation, academic affairs and in relation to other such areas that may be requested by the Board. The contract dates are from July 15, 2007 through June 30, 2008. The amount of the contract is \$275,625 to be paid in monthly installments. Should Dr. Newman accept full-time employment prior to the expiration date of this contract, the contract will automatically terminate upon the start date of the full-time employment. A copy of this contract which has been reviewed and approved by the Attorney General’s Office is included in the *August 15, 2007 Board Working File*.

REAL ESTATE AND FACILITIES

4. **MSU** - Approved the request to increase the project budget for **GS 105-320, Demolition of Tin Barn**, from \$80,000 to \$100,000 for an increase of \$20,000 and approved Change Order #1. Change Order #1 adds \$8,807.63 and fourteen (14) days to the contract of Wright Steel Erectors of Clarksdale, Mississippi. The change order will excavate and haul an additional two feet of contaminated soil from the tin barn area (approximately 400 tons of soil). Funds are available in the amount of \$100,000 from HB 1440, Laws of 2006.
5. **MSU** - Approved the request to increase the project budget for **GS 105-321, Lee Hall HVAC Replacement**, from \$300,000 to \$389,000 for an increase of \$89,000. Funds are available from HB 1634, Laws of 2006.
6. **MSU** - Approved the request to increase the project budget for **GS 113-117, Wise Center Storm Repairs**, from \$1,726,000 to \$1,790,000 for an increase of \$64,000. Funds are available from HB 1634, Laws of 2006, in the amount of \$1,726,000 and from the Mississippi University College of Veterinary Medicine in the amount of \$64,000.
7. **UMMC** - Approved the request to increase the project budget for **IHL 209-496, Wiser Courtyard Cath Lab Addition**, from \$410,190 to \$423,757 for an increase of \$13,567 for medical equipment. Funds are available in the project budget from hospital patient revenue.
8. **MVSU** - Approved the award of a contract in the amount of \$975,185 to the lower of two (2) bidders, Utility Contractors, Inc. of Jackson, Mississippi, for **GS 106-199, Landscape Draining and Infrastructure**, as recommended by the project professional, Susan Case. Also, authorized the request for approval by the Bureau of Buildings, Grounds and Real Property Management. The project award requires a budget increase from \$1,040,600 to \$1,190,600 for an increase of \$150,000. Funds are available from SB 3197, Laws of 2002.

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PERSONNEL REPORT

EMPLOYMENT

Mississippi State University

Abdelwahed, Sherif S.
Amburn, Elton P.
Barnett, Barry J.
Brinkman, Erin L.
Gammill, Teresa D.
Lathan, Patty A.
Watkins, Brian N.

Mississippi University for Women

Hunt, Joyce

Mississippi Valley State University

Bufkin, Benjamin A.

University of Mississippi

Case, David W.
Cooper, Benjamin P.
Margolis, Alicia K.
Morrison, James W.

University of Southern Mississippi - Athletics

Wommack, Dave

CHANGE OF STATUS

Delta State University

Hardy, Darry
Moon, Beverly
Moore, Billy Carl
Morehead, William
Thompson, Michael

Mississippi State University

Cavanaugh, Brenda S.
Grzybowski, Stanislaw
Jayroe, Teresa A.
Mitchell, Dennis J.
Watson, Vance
Wood, Peter B.

Mississippi University for Women

McCoy, Tammie

Mississippi Valley State University

Clark, Augusta
Collier, Lula
Greene, Jerome
Hudson, Roy C.
Johnson, Tonjanita
Peoples, Gerald
Osborne, Cassie, Jr.
Woolfolk, Jerald

University of Mississippi Medical Center

Austin, Barbara E.
Bell, Jeana
Duncan, James D.
Mitchell, Marc E.
Stasher-Booker, Bridgette S.
Wallace, Flynn J., Jr.

University of Southern Mississippi - Athletics

Palmer, Carlton

University of Southern Mississippi

Daves, David P.
Davies, David R.
Greer, Tammy
Henthorne, Tony L.
Kemker, Brett E.
Nored, Lisa S.

AWARD OF MULTI-YEAR CONTRACT

Mississippi State University - Athletics

Fanning, Sharon
Homan, Louis C.
Miller, Charles J.
Polk, Ronald G.
Sanders, Christi E.

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CONTRACT EXTENSION

University of Mississippi - Athletics
Dickerson, Ilnorme M.

Harris, Frank A.
Miller, James E.
Reeves, Patsilu
Tatum, David
Williams, Michael R.
Willis, Gene D.

EMERITA/EMERITUS STATUS

Mississippi State University
Forrest, Charlie S.

University of Southern Mississippi
Kazelskis, Richard

BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Aubrey Patterson, Chair

AGENDA ITEM #1 WAS TAKEN UP LATER IN THE MEETING.

1. **System Administration** – Contract for IHL’s third party tort claims administrator. AmFed Companies, LLC, IHL’s third party tort claims administrator, resigned via a letter dated July 23, 2007. The notification letter provided a ninety (90) day written notification of intent to cancel as allowed in the contract. Due to the termination of the current contract by AmFed Companies, LLC, approval is requested to award the contract for the balance of the original four (4) year AmFed contract, effective October 22, 2007, to F. A. Richard & Associates, the next lowest bidder, in an amount not to exceed \$488,932 for the tort claim administrative fees. **(THIS ITEM WAS TAKEN UP LATER IN THE MEETING.)**
2. **System Administration** - Mr. Brent Ballard, IHL Internal Auditor, presented the Summary of Reports Issued and the Audit Plan Update for Calendar Year 2007. A copy of the summary and update is included in the bound *August 15, 2007 Board Working File*.
3. **System Administration** - Mr. Bill Doss from the State Auditor’s Office presented a summary of the report on the Fiscal Year Ended June 30, 2006 University System Audit Report. A copy of the audit report is included on a CD in the *August 15, 2007 Board Working File*.

ANNOUNCEMENTS

- Dr. Davidson recognized Dr. Roy Hudson as the Interim President of Mississippi Valley State University.
- Dr. Claudia Limbert, President of Mississippi University for Women, introduced Dr. Sandra Jordan, the new Provost and Vice President for Academic Affairs.
- Dr. Davidson complimented the other Board members for the high attendance at the special called meetings of the committees yesterday. Those committees were the Educational Policies and Programs Committee chaired by Dr. Neely, the Gulf Coast Committee chaired by Ms. Whitten, the Strategic Planning Committee chaired by Mr. Colbert and the Commissioner’s Evaluation Committee chaired by Mr. Colbert.

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**GULF COAST
COMMITTEE REPORT**

August 14, 2007

Ms. Whitten, Chair of the Gulf Coast Committee, reported that the committee met yesterday to discuss the progress of the university campuses on the coast. Ms. Whitten commended Mr. Robert Bass, IHL Project Director — Gulf Coast operations, for his presentation concerning Gulf Coast reconstruction. She also thanked Dr. Meredith for his help in moving the reconstruction process forward.

EDUCATIONAL POLICIES & PROGRAMS AGENDA

Presented by Dr. Bettye Neely, Chair

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

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Educational Policies & Programs Agenda. Agenda item #2 was approved on a separate motion by Dr. Neely, seconded by Ms. Newton, with Mr. Ross absent and not voting.

1. **System Administration** - Approved modifications to existing programs, as follows:
 - a. DSU - Rename the *Bachelor of Speech Communication and Theatre Arts* degree program (CIP 24.0102) to the *Bachelor of Communication Studies and Theatre Arts* degree program (CIP 24.0102) in order to better reflect the content and focus of the program. and
 - b. UM - Rename the *Bachelor of Science in Family and Consumer Sciences* degree program (CIP 19.0101) to the *Bachelor of Science in Dietetics and Nutrition* degree program (CIP 51.3101) in order to better align the dietetics and nutrition emphasis area of the present program with accreditation requirements and, therein, facilitate a smoother accreditation process.

2. **System Administration** - Approved the request to modify the following academic unit at the University of Mississippi: rename the *Department of Communicative Disorders* within the School of Applied Sciences to the *Department of Communication Sciences and Disorders*. This change will allow the department name to more accurately reflect the standard terminology used for identification of this profession with federal agencies, discipline terminology, and the actual research of faculty. The change will require minimal resources (e.g. change of campus sign, stationary, recruiting materials, etc.).

3. **System Administration** - The Board received the following information about online degree programs.
 - a. Mississippi State University plans to offer the *Master of Science in Industrial Engineering* (CIP 14. 3501) in an online format. Previously, in addition to the on-campus program, this program has been offered by video to meet the needs of working professionals. The change in format from video to online should increase student access and efficiency. No other institution has an industrial engineering program.
 - b. Mississippi State University plans to offer the Industrial Engineering concentration of the *Doctor of Philosophy in Engineering* (CIP 14. 0101) in an online format. Previously, in addition to the on-campus program, this program has been offered by video to meet the needs of working

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professionals. The change in format from video to online should increase student access and efficiency. No other institution has an industrial engineering program.

4. **System Administration** - The Board received the following information about institutes and centers.
 - a. The University of Mississippi is establishing the *Center for Excellence in Literacy Instruction*. This limited scope and outreach center will serve to support the undergraduate degree program in elementary education and the master's degree program in literacy education and provide professional development activities for school districts. Housed in the School of Education, the center will be funded through a five-year Hearin Foundation Grant.
 - b. The University of Southern Mississippi is establishing the Center for Black Studies. This limited scope and outreach center will serve to encourage and increase interdisciplinary exchanges between faculty members and students interested in the scholarly study of the Black experience in the Americas within the College of Arts and Letters. Housed in the Department of History, the center will be funded through sponsored dollars and/or private funds.
 - c. The University of Southern Mississippi is establishing the *Center for Professional Development and Outreach*. This limited scope and outreach center will serve to meet community needs for children and adults with developmental disabilities by building the capacity of families and service providers through training and demonstration of effective research based practices. Housed in the Department of Curriculum, Instruction, and Special Education within the College of Education and Psychology, the center will be funded through sponsored dollars and/or private funds and contracts with agencies such as local school districts and developmental disabilities service providers.

**STRATEGIC PLANNING
COMMITTEE REPORT
August 14, 2007**

Mr. Colbert, Chair of the Strategic Planning Committee, reported that the committee met yesterday and discussed ways to improve the educational standards of the populace of Mississippi. Only 17% of Mississippi's populace has a baccalaureate degree as compared to the nation of 24%. The Commissioner and his staff will present some recommendations to address this problem with the aid of the community and junior colleges and K-12.

LEGAL AGENDA

Presented by Ms. Amy Whitten, Chair

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

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

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1. **UM** - Approved the request to renew the university's contract with the law firm of Hunton & Williams so that it may continue to assist the university with pharmaceutical patent applications and intellectual property issues. The individuals to be employed are Mr. Gene Rzucidlo at the hourly rate of \$550, with other professionals who may work on university matters billing \$350 per hour and between \$210 - \$250 (paralegal). These rates are less than the rates of similarly qualified patent attorneys. The term of the contract is from July 1, 2007 to June 30, 2008 and will not exceed \$250,000. The Board also approved the request to renew the contract annually if the Chancellor determines that to do so would be in the best interest of the university and if hourly rates do not increase more than five percent per year.
2. **System Administration (Information item.)** - The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 1.)
3. **MSU** - Approved the request that the Board select Fiscal Year 2007-2008 as a fiscal year in which the Retirement Incentive Program is offered for eligible employees of Mississippi State University and approved designating the period beginning on October 1, 2007, and concluding on November 14, 2007 as the enrollment period during which eligible employees may elect to participate in the program. The Board also approved the amount of the cash incentive benefit to be equal to fifty percent (50%) of the participating employee's base salary as of July 1, 2007, subject to federal income tax, state income tax, FICA, Medicare, and any other applicable withholdings.

The Board further approved the following pertinent documents:

- Board of Trustees of State Institutions of Higher Learning Retirement Incentive Program Agreement, Waiver and Release and
- Board of Trustees of State Institutions of Higher Learning Retirement Incentive Program Rules and Regulations.

A copy of these documents is included in the bound *August 15, 2007 Board Working File*.

COMPENSATION COMMITTEE REPORT

Chairman Robinson explained the committee's role which is to review the compensation practices within the university system and report the findings to the Board. Then the Board decides if any action should be taken. The Compensation Committee is a "compliment" committee that works in concert with the Budget, Finance & Audit Committee, the presidential search committees, the evaluation committees and the Strategic Planning Committee.

COMMISSIONER'S REPORT

Presented by Dr. Thomas Meredith, Commissioner

The Commissioner presented his August report. The highlights were as follows:

- ▶ Thank you, Mr. President. It is my pleasure to present the August Commissioner's Report.
- ▶ Welcome, Dr. Hudson, to your first Board Meeting! Last month the Board named Roy the Interim President of Mississippi Valley, a position he assumed on July 15th. Roy has served Mississippi Valley as a faculty member and administrator for 34 years, making him a natural choice to lead the institution

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during this interim period. Since then, Roy has “hit the ground running,” facilitating campus dialog and helping the institution move forward as it begins its next academic year. Dr. Hudson, we appreciate your service and appreciate having you with us.

- ▶ As you know, the next president for Alcorn State, Dr. George Ross, announced recently that his leukemia is in remission. Today the Board approved Dr. Ross to start at Alcorn on January 3rd, a change that will allow him to continue his medical treatment program without interruption at Ann Arbor’s University of Michigan Hospital. George is as excited about coming to Alcorn as you are about having him. Please continue to keep both George and his wife, Elizabeth, in your prayers as they go through these final treatments this fall!
- ▶ The Board had a full day of committee meetings yesterday, including a successful Strategic Planning Committee meeting. The driving goal is to produce more baccalaureate graduates of higher quality for our state. To do so takes institutional involvement.
- ▶ The exciting, innovative projects of your Board Office staff, like the Blue Ribbon Committee for the Redesign of Teacher Preparation you heard about today, under the direction of Dr. Neely and Dr. House, and the Mississippi.edu website, among many others, all must be done to support the goals and objectives of the strategic plan. To do anything else would be a disservice to the Board, and ultimately, a disservice to the state. I look forward to helping formalize the Board’s goals and objectives into a quantifiable strategic plan.
- ▶ This leads me to the question: what do people want from their state boards and their executives? In May, Paul Lingenfelter, the Executive Director for the State Higher Education Executive Officers (SHEEO), presented a PowerPoint presentation during an Association of Governing Boards (AGB)/SHEEO conference at which Dr. Davidson and I were in attendance. I thought the information was extremely valuable, and think it will be of interest to you. A copy of the presentation has been placed in front of you.
- ▶ Finally, in good news:
 - ▶ IHL has received a \$50,000 Community Heritage Preservation Grant from the Mississippi Department of Archives and History to assist with restoration and future planning needs of the **University of Southern Mississippi's Gulf Park Campus**. The grant will be used to formulate an expanded campus vision, create a campus redevelopment program and implementation study, and assist with the design of a campus master plan.
 - ▶ The **Alcorn State University** School of Agriculture, Research, Extension and Applied Sciences has initiated a relationship with Russia’s Voronezh State Agricultural University that is expected to result in student and faculty exchanges as well as joint research. An ASU delegation visited Russia in May and a reciprocal visit from the Russian delegation is scheduled for September.
 - ▶ **Delta State University** recently received yet another large gift from long-time supporter, Robert E. Smith of Cleveland. Smith contributed \$30,000 to nursing scholarships and \$25,000 to the Wesley Foundation. In the past, Smith has endowed six scholarships benefitting the School of Nursing and he has named the university and the Wesley Student Foundation as a beneficiary to a charitable remainder trust.
 - ▶ For the second year in a row, **Jackson State University** was ranked number one among the nation’s colleges and universities in educating African-American teachers in an annual report conducted by *Diverse Issues in Higher Education*. The report also found that JSU ranked third in producing African-Americans with master’s degrees in English. The university’s masters and doctoral programs also ranked in the top 30.

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- ▶ **Mississippi State University** recently announced that the university received more than \$56 million in private gifts and donations in FY 2007 – marking the third consecutive year that giving has topped \$50 million. With \$372 million raised since 2001, the university is well within reach of meeting its capital campaign goal to raise \$400 million by December 2008.
- ▶ **Mississippi University for Women** recently ranked No. 8 of the top 50 best values among colleges and universities nationwide, according to the June edition of *Consumer's Digest*. A formula measuring student's academic excellence, the quality of education offered, and the average cost of attendance was used to compile the rankings.
- ▶ **Mississippi Valley State University** hosted the third annual Greenwood-Leflore Corporate Golf Invitational at the Greenwood Country Club last Thursday. The tournament, which is MVSU's second largest fund-raising event of the year for student scholarships, was a success, raising more than \$10,000.
- ▶ Six **University of Mississippi** engineering professors submitted five proposals for research grants to the Southeast Region Research Initiative, which is funded by the U.S. Department of Homeland Security. All five proposals were accepted, resulting in an overall award of \$4 million. The professors will use their grants to conduct research to support national security.
- ▶ **University of Southern Mississippi** librarian, Ellen Hunter Ruffin, curator of the de Grummond Children's Literature Collection at Southern Miss, has been elected to the John Newbery Medal Committee for the year 2009. The committee selects the recipient of what is considered by many the most prestigious awards in children's literature. To be elected to the committee by fellow librarians is a tremendous honor.
- ▶ That, Mr. President, brings me to the end of my report. Thank you!

REAL ESTATE & FACILITIES AGENDA

Presented by Mr. Scott Ross, Chair

On motion by Mr. Ross, seconded by Mr. Blakeslee, with Mr. Colbert absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 - #10 as submitted on the following Real Estate & Facilities Agenda. Agenda items #11 - #12 were approved on a separate motion by Mr. Ross, seconded by Mr. Blakeslee, with Mr. Colbert absent and not voting. Agenda item #13 was approved on a separate motion by Mr. Ross, seconded by Mr. Blakeslee, with Mr. Colbert absent and not voting. Agenda item #14 was approved on a separate motion by Mr. Ross, seconded by Mr. Blakeslee, and unanimously passed by those present. Agenda item #15 was approved on a separate motion by Mr. Ross, seconded by Ms. Robinson, and unanimously passed by those present.

1. **ASU** - Approved the request to initiate a project and to appoint Duvall-Decker Architects of Jackson, Mississippi as project professionals for the renovations of the Davey L. Whitney Complex. Funds are available in the amount of \$950,000 from HB 246, Laws of 2007.
2. **ASU** - Approved the request to initiate preplanning for the Roads and Pipeline Infrastructure, Phase I, and the appointment of SJB Group as project professionals. The project will repair water and gas pipes, install pipe cut-off valves and repair streets, and roads and parking lots on campus. The project budget is \$500,000 and funds are available from HB 246, Laws of 2007.

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3. **MSU** – Approved the request to initiate a project and to proceed with the selection of the project professional for the design and construction of a new entrance road along the east boundary of the south farm connecting Poorhouse Road to Stone Boulevard. Funds are available in the amount of \$5,000,000 from the Mississippi Department of Transportation.
4. **MSU** – Approved the request to initiate a project and to proceed with the selection of the project professional for the design and renovation of the existing Evans Residence Hall. Funds are available in the project budget in the amount of \$9,000,000 from Education Building Corporation bonds.
5. **MSU** – Approved the request to initiate **GS 113-121, Building 1532, R&R (Stoneville, MS)**, to appoint Robert Lewis Architects as project professional and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available from HB 1634, Laws of 2006 in the amount of \$255,000.
6. **MSU** – Approved the request to initiate **IHL 213-136, Building 1533, R&R (Stoneville, MS)**, and to appoint Mills & Mills Architects as project professionals. The project budget is \$990,000. Funds are available through self-generated funds.
7. **UM** – Approved the request to initiate **IHL 207-302, The Innovation Center**, formerly known as “The Oxford Mall,” and to proceed with the selection of the project professional. Funds are available through federal grants totaling \$2,500,768.
8. **UM** – Approved the request to initiate a project to provide design services for **IHL 207-303, Research Park-Infrastructure and Initial Building Design**. The project budget is approximately \$17,000,000 and will be funded by a federal grant.
9. **USM** – Approved the request to initiate a project and to proceed with the selection of a project professional to develop initial renderings and drawings for fund raising efforts for **IHL 214-013, Gulf Park- Entertainment Industry Facility**. Funding is available in the amount \$65,000 to perform the schematic design for fund raising efforts.
10. **USM** – Approved the request to initiate **IHL 208-281, Chain Technology HVAC Upgrade**, and the appointment of Atherton Consulting Engineers of Jackson, Mississippi as design professionals. Funding is available in the amount of \$700,000 from university sources.
11. **DSU** - Approved the request to name the current football stadium, “Horace McCool Stadium” in honor of Coach Horace McCool’s many years of service as head football coach and athletic director.
12. **USM** - Approved the request to award timber sales to Scotch Plywood Company of Waynesboro, Mississippi the highest of six (6) bidders in the amount of \$305,388.90, from bids received on June 26, 2007. The timber is located on three tracts of wooded property owned by the university in Hattiesburg, Mississippi.

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13. **ASU** - Approved the university's request to terminate its contract with Claiborne Natural Gas (Claiborne) on August 31, 2007. The university has a natural gas services contract with Claiborne which expires on December 31, 2007. Claiborne receives its natural gas from Mississippi River Gas, LLC (MRG). Claiborne's contract with MRG ends on August 31, 2007. MRG has expressed its intent not to extend its contractual relationship with Claiborne once their contract expires on August 31, 2007. A copy of the termination agreement is included in the *August 15, 2007 Board Working File*.
14. **ASU** - Approved the university's request to enter into a natural gas transportation contract with Mississippi River Gas, LLC (MRG) beginning September 1, 2007 and ending on August 31, 2010. Under this contract, the university shall pay MRG a Transportation Rate of up to \$4.95 per MMBtu. The Transportation Rate is subject to approval by the Mississippi Public Service Commission. (*Note: MRG will transport the gas from Atmos to the end of Claiborne's line in Fayette, MS where Claiborne will begin transport.*) The contract which has been reviewed and approved by the Attorney General's Office is included in the *August 15, 2007 Board Working File*.
15. **ASU** - Approved the university's request to enter into a natural gas transportation contract with Claiborne beginning September 1, 2007 and ending on August 31, 2010. Under this contract, the university shall pay Claiborne a Transportation Rate of \$4.67 per MMBtu. (*Note: Claiborne will transport the gas from MRG's line in Fayette, MS to the ASU Campus.*) The contract which has been reviewed and approved by the Attorney General's Office is included in the *August 15, 2007 Board Working File*.

Dr. Meredith thanked Ms. Keyla McCullum, Special Assistant Attorney General; Mr. Van Gillespie, Special Assistant Attorney General; and Mr. Harry Sims, Interim Assistant Commissioner for Real Estate and Facilities, for their hard work towards executing these natural gas transportation contracts.

16. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the Board staff subsequent to the July 9, 2007 Board meeting in accordance with Board Policy 904 Board Approval. (**See Exhibit 2.**)

ADMINISTRATION/POLICY AGENDA
Presented by Dr. Thomas Meredith, Commissioner

On motion by Ms. Newton, seconded by Dr. Neely, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda item #1a as submitted on the following Administration/Policy Agenda. Agenda items #1b and #1c were approved on a separate motion by Dr. Neely, seconded by Ms. Robinson, and unanimously passed by those present. Agenda item #1d was approved on a separate motion by Ms. Robinson, seconded by Dr. Neely, and unanimously passed by those present. Agenda items #1e - #1 l were approved on a separate motion by Ms. Robinson, seconded by Dr. Neely, and unanimously passed by those present. Agenda item #1n was approved on a separate motion by Ms. Newton, seconded by Mr. Blakeslee, and unanimously passed by those present. Agenda item #2 was approved on a separate motion by Ms. Robinson, seconded by Mr. Owens, and unanimously passed by those present. Agenda item #3 was approved on a separate motion by Mr. Blakeslee, seconded by Mr. Patterson, and unanimously passed by those present.

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1. **System Administration** - Agenda items considered subsequent to the June 20, 2007 Board meeting. The Commissioner granted approval and now request Board ratification.

Educational Policies and Programs

- a. **System Administration** - Approved the following degrees to be conferred in August 2007:

Institution	Degree to be Conferred	Number	Subtotal	Total	
Jackson State University					
	<i>Graduate Degrees</i>				
	Doctor of Education	1			
	Doctor of Philosophy	14			
	Specialist in Education	19			
	Master of Arts	5			
	Master of Arts in Teaching	9			
	Master of Business Administration	3			
	Master of Music Education	1			
	Master of Science	42			
	Master of Science in Education	18			
	Master of Science in Teaching	2			
			114		
	<i>Undergraduate Degrees</i>				
	Bachelor of Arts	20			
	Bachelor of Business Administration	41			
	Bachelor of Music Education	1			
	Bachelor of Science	65			
			127		
				241	
Mississippi State University					
	<i>College of Agriculture and Life Sciences</i>				
	Bachelor of Landscape Architecture	1			
	Bachelor of Science	27			
	Master of Landscape Architecture	2			
	Master of Science	20			
	Doctor of Philosophy	4			
			54		
	<i>College of Architecture, Art, and Design</i>				
	Bachelor of Fine Arts	1			
	Bachelor of Science	18			
			19		
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	76			

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Institution	Degree to be Conferred	Number	Subtotal	Total	
	Bachelor of Science	74			
	Bachelor of Social Work	1			
	Master of Arts	6			
	Master of Public Policy and Administration	2			
	Master of Science	138			
	Doctor of Philosophy	2			
			299		
	<i>College of Business and Industry</i>				
	Bachelor of Business Administration	96			
	Master of Arts	2			
	Master of Business Administration	22			
	Master of Science Information Systems	2			
	Doctor of Philosophy	2			
			124		
	<i>College of Education</i>				
	Bachelor of Science	80			
	Bachelor of Science (MR)	1			
	Master of Arts in Teaching	2			
	Master of Arts Teaching Secondary	2			
	Master of Science	46			
	Master of Science Instructional Technology	9			
	Educational Specialist	12			
	Doctor of Philosophy	14			
			166		
	<i>College of Engineering</i>				
	Bachelor of Science	13			
	Master of Science	24			
	Doctor of Philosophy	6			
			43		
	<i>College of Forest Resources</i>				
	Bachelor of Science	4			
	Master of Science	5			
			9		
	<i>College of Veterinary Medicine</i>				
	Master of Science	3			
	Doctor of Philosophy	1			
			4		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	20			
	Master of Professional Accountancy	11			
	Master of Taxation	6			
			37		

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Institution	Degree to be Conferred	Number	Subtotal	Total	
				755	
Mississippi University for Women					
	<i>Undergraduate Degrees</i>				
	Bachelor of Arts	10			
	Bachelor of Fine Arts	6			
	Bachelor of Science	28			
	Bachelor of Science in Nursing	7			
			51		
	<i>Graduate Degrees</i>				
	Master of Education	8			
	Master of Science	3			
	Master of Science in Nursing	29			
			40		
				91	
University of Mississippi					
	<i>College of Liberal Arts</i>				
	Bachelor of Arts	41			
	Bachelor of Science	3			
			44		
	<i>School of Business</i>				
	Bachelor of Business Administration	20			
			20		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	2			
			2		
	<i>School of Applied Sciences</i>				
	Bachelor of Arts	1			
	Bachelor of Science	3			
	Bachelor of Science in Family and Consumer Sciences	7			
	Bachelor of Arts in Parks and Recreation Management	2			
	Bachelor of Paralegal Studies	2			
			15		
	<i>Graduate School</i>				
	Master of Arts	6			
	Master of Science	4			
	Master of Taxation	3			
	Master of Education	12			
	Doctor of Philosophy	5			
			30		

**MINUTES OF THE BOARD OF TRUSTEES OF
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Institution	Degree to be Conferred	Number	Subtotal	Total	
<i>Law School</i>					
	Juris Doctor	1			
			1		
				112	
University of Mississippi Medical Center					
<i>Graduate/Professional</i>					
	Doctor of Philosophy	3			
	Master of Science	3			
	Master of Science in Nursing	3			
	Bachelor of Science in Nursing	7			
	Bachelor of Science in Health Sciences	7			
			23		
				23	
System Total					
					1,222

Real Estate and Facilities

In accordance with Board Policy 904B, Board Approval, Mr. Ross as chair of the Real Estate and Facilities Committee, approved these items.

- b. **UM** - Approved the appointment of Engineering Solutions, Inc. as the design professional for **IHL 207-281, Golf Course -Landscaping, Drainage and Irrigation**. The project began as three separate smaller projects with the budgets for each to be determined by preplanning. For bidding purposes the university has combined all three projects into one. Funding is available in the amount of \$3,400,000 from UM EBC 2006 B-1 as approved by the Board.
- c. **USM** - Approved the request to initiate **IHL 208-269, Commons Building**, and the appointment of Allred/McNabb Architects of Pascagoula, Mississippi as project professionals for asbestos abatement. Also, approved the construction documents and authorized advertising for the receipt of bids. Funds are available in the amount of \$500,000 from university sources.
- d. **UM** - Approved the award of a contract in the amount of \$794,686 to the lowest of two (2) bidders, Panola Construction Company, Inc. of Batesville, Mississippi, for **IHL 207-296, Kincannon Hall-Sprinkler System**, as prepared by design professional SSR Ellers of Memphis, Tennessee. The project award requires a budget increase from \$600,000 to \$907,977.36 and is funded through self-generated funds.
- e. **MSU** - Approved the request to increase the project budget from \$13,000,000 to \$13,380,000 for an increase of \$380,000 for planning and construction of **GS 113-115, Lloyd-Ricks Building Renovation**. The renovation is to the exterior and interior of the building including furniture, equipment, landscaping and technology. Funds are available from the Department of Housing and Urban Development in the amount of \$2.85 million; unexpended funds in project GS 113-097, Renovation of Pace Seed Technology Building; SB 3197, Laws of 2002, in the amount of \$530,000; HB 246, Laws of 2007, in the amount of \$5,000,000; and SB 3201, Laws of 2007, in the amount \$5,000,000.

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- f. **UMMC** - Approved the request to increase the project budget from \$1,400,000 to \$1,500,000 for an increase in the amount of \$100,000 for **IHL 209-499, Day Surgery - HVAC**. Also, approved the award of a contract to Fountain Construction Company, Inc. in the amount of \$1,315,000 for HVAC revisions. Funds are available in the amount of \$1,500,000 from patient revenues.
- g. **USM** - Approved the request to increase the project budget from \$4,200,000 to \$9,300,000, and to expand the scope of work for **GS 110-089, Cedar Point-Research Office/Lab Facility**. The project is being executed by the Bureau of Building, Grounds and Real Property Management in the amount of \$4,200,000. Additional funds have been received and designated in the amount of \$5,100,000 from NOAA grant (GR02773).
- h. **USM** - Approved the request to increase the project budget from \$2,157,000 to \$4,157,000 for an increase of \$2,000,000 for **GS 115-002, 2005, Oceanographic Facility, Stennis**, that is in the design phase and being executed by the Bureau of Building, Grounds and Real Property Management. Additional funding is required to accomplish the basic scope of the project. Original funding is from SB 3197, Laws of 2002, and SB 2010, Laws of 2004. Additional new funding is from HB 246, Laws of 2007.
- i. **USM** - Approved the request to increase the project budget from \$19,000,000 to \$23,000,000 to install elevators and add back interior and exterior finishes to the **Trent Lott Center for Economic Development, IHL 208-251**. As additional funding is made available, primarily from private donations, design features are added back to the construction. Funds are provided through continued private donations.
- j. **USM** - Approved the request to increase the project budget from \$3,000,000 to \$5,000,000 for additions and alterations to the **Ogletree Alumni House, IHL 208-263**. Funds are provided through continued private donations and university sources.
- k. **USM** - Approved the request to increase the project budget from \$950,000 to \$1,800,000 and to change the scope of **IHL 210-234, Cedar Point – Aquaculture Visitor’s Center, Phase III**. This project will construct a public interactive marine aquaculture education and training facility at the Cedar Point campus of the Gulf Coast Research Laboratory in Ocean Springs, Mississippi. Funds have been received in the amount of \$1,800,000 from the NOAA grant (GR02439).
- l. **USM** - Approved the request to increase the project budget from \$850,000 to \$1,400,000 and to change the scope for **IHL 210-235, Cedar Point – Aquaculture Demonstration Laboratory**. The project will expand the research and demonstration facilities to allow the culture of marine species in an environmentally sustainable manner in that the rearing will be in a closed/low discharge culture system. Funds have been received in the amount of \$1,400,000 from the NOAA grant (GR02439).
- m. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the Board staff subsequent to the June 20, 2007 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 3.)**
- n. **PERSONNEL REPORT**

EMPLOYMENT

Mississippi State University - Athletics
Franklin, Gregory P.

Mississippi State University
Crawford, Caleb
Brett, James A.
Clevinger, Donna L.

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Lunsford, Kari V.

University of Mississippi

Gauthier, Lane R.

University of Mississippi Medical Center

Griggs, Jason A.

Herrington, John

Janorkar, Amol V.

Mathew, Trini A.

McCowan, Nancye K.

Mihas, Anastasios

Sprayberry, Brian

NULLIFICATION OF EMPLOYMENT

Mississippi State University

Horn, Terry S.

CHANGE OF STATUS

Alcorn State University

Dollar, Carolyn

Delta State University

Tabb, Myrtis S.

Mississippi State University

Abraham, Jimmy W.

Bland, Jerry W.

Dunaway, R. Gregory

Epperson, William B.

Hemphill, James V., IV

Jordan, Jack L.

Kaminski, Richard M.

Leightley, Liam E.

Maynard, Scott N.

Myers, Gary L.

Mitchell, Dennis J.

Moore, James E.

Poros, John G.

Razzaghi, Mohsen

Reichert, Nancy A.

Rogers, Kevin E.

Shmulsky, Rubin

Tollison, James R.

University of Mississippi

Drewrey, David R.

University of Mississippi Medical Center

Alford, Geary

Barnes, Helen B.

Boronow, Richard C.

Hutto, Darrel M.

Silberman, Stephen L.

University of Southern Mississippi

Middlebrooks, Bobby L.

EMERITA/EMERITUS STATUS

Mississippi State University

Bauman, Leslie E.

Boyle, John A.

Bryant, James A.

Capella, Louis M.

Champlin, Franklin R.

Emplaincourt, Edmond A.

Frese, Wolfgang

Fuller, Marty J.

Harden, James C.

Laughlin, David

LeMay, Stephen A.

Morgan, Wallace

Nebeker, T. Evan

Underwood, Joe R.

Wall, Diane E.

Wells-Parker, Elisabeth

White, Larry R.

SABBATICAL LEAVE

Mississippi Valley State University

Turk, Esin

**MINUTES OF THE BOARD OF TRUSTEES OF
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2. **System Administration** - Approved the following items considered subsequent to the July 9, 2007 Board Meeting.
- a. **UMMC** – The following employment items were approved at the May 16-17, 2007 Board meeting. This request is to add tenure to both individuals listed below. Tenure was a part of the letter of offer given to both but was not reported as such on the May 17, 2007 agenda.
 - i. Srinivasan Vijayakumar – Professor and Chairman of Radiation Oncology, School of Medicine; MD; \$510,000 per annum, prorated; full-time; effective November 1, 2007 to June 30, 2008. (add “tenured”).
 - ii. Vani Vijayakumar – Professor of Radiology and Chief of the Division of Nuclear Medicine, School of Medicine; MD; \$102,080 per annum, prorated; full-time; effective August 1, 2007 to June 30, 2008. (add “tenured”)
 - b. **UMMC** – The following employment items were emergency approval requests:
 - i. Request for emergency approval to hire Pinelopi Zenoudi, Assistant Professor of Periodontics and Preventive Sciences, School of Dentistry; DDS; \$76,871 per annum, prorated; full-time; effective July 1, 2007.
 - ii. Ashley H. Seawright as Instructor/Clinical Nurse Practitioner in Surgery, School of Medicine; MS; \$78,200 per annum, prorated; full-time; effective September 1, 2007 to June 30, 2008.

3. **System Administration** - Approved the dates and locations for the January through December 2008 Board Meetings as shown below.

Thursday, January 17, 2008	Board Office
Wednesday-Thursday, February 20-21, 2008	Campus Meeting - TBA
Thursday, March 20, 2008	Board Office
Wednesday, April 16, 2008	Board Office
Wednesday-Thursday, May 21-22, 2008	Board Office
Thursday, June 19, 2008	Board Office
Wednesday, July 16, 2008	Subject to Call
Thursday, August 21, 2008	Board Office
Wednesday-Thursday, September 17-18, 2008	Campus Meeting - TBA
Tue., Wed., Thurs. October 14, 15, 16, 2008	Board Retreat - TBA
Thursday, November 20, 2008	Board Office
Thursday, December 18, 2008	Subject to Call

4. **System Administration (Information item.)** - In compliance with Board policy, the following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.
- a. **ASU** – Budget revision for the ASU On Campus budget; no increase in the total budget but rather a reallocation among funds.
 - b. **JSU** - Budget revision of the *Ayers* Program(s); no increase in the total *Ayers* budget rather a reallocation among funds.
 - c. **MVSU** - Budget revision of the *Ayers* Program(s); no increase in the total *Ayers* budget rather a reallocation among funds.

**MINUTES OF THE BOARD OF TRUSTEES OF
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- d. **UM** - Budget revision in the budget unit Mississippi Law Research Institute Budget Transfer; no increase in the total budget but rather a reallocation among funds.
- e. **MSU** – Policies for Traffic Rules and Regulations.
- f. **USM** – Policies for Traffic Rules and Regulations.
- g. **Quarterly Employment Hires Reports** for the period(s) of April 1, 2007 through June 30, 2007 as required by IHL Board Policy 401.0102, Delegation of Authority.
- h. **Quarterly Employment Resignation Reports** for the period(s) of April 1, 2007 through June 30, 2007 as required by IHL Board Policy 801.09, Resignations.

**BLUE RIBBON COMMITTEE
REDESIGN OF TEACHER PREPARATION**

Dr. Neely introduced Mr. Johnny Franklin, Educational Policy Advisor in the Governor’s Office, and Mr. Charles McClelland who is Dr. Neely’s counterpart with the Mississippi State Board of Education. Mr. McClelland introduced Mr. Claude Hartley, President of the State Board of Education. Mr. Hartley introduced the other members present from the State Board of Education: Ms. Sondra Caillavet, Ms. Rebecca Harris, and Mr. Will Harold Jones. Dr. Meredith introduced Dr. Hank Bounds, State Superintendent of Education, and Dr. Daphne Buckley, Assistant Superintendent for Quality Professionals and Special Schools.

Dr. Lynn House, IHL Assistant Commissioner for Academic and Student Affairs, introduced a new member of her staff, Ms. Susan Lee, Director of P-16 Initiatives. Ms. Lee will be instrumental in keeping a strong connection with the fine work of the State Board of Education and of the Mississippi Department of Education.

Dr. House then discussed the purpose of the Blue Ribbon Committee. She gave a presentation listing and explaining the recommendations of the Committee. Dr. House introduced Dr. Sue Jolly, chair of the Department of Education and coordinator of field experiences from Mississippi University for Women, and Dr. Doug McQueen, Leadership Development Counsel in the School of Education at the University of Mississippi, both of whom helped compile the recommendations of the Blue Ribbon Committee. Dr. Meredith thanked the Committee for their hard work. Dr. Bounds commented on the unprecedented level of cooperation between the Mississippi Department of Education and IHL and thanked Dr. House for her work. Dr. Neely, Ms. Newton and Ms. Whitten all expressed their appreciation for the Commission’s hard work.

THE BOARD RECESSED FOR LUNCH AT 11:30 A.M.

THE BOARD MEETING RECONVENED AT 12:30 P.M.

EXECUTIVE SESSION

On motion by Dr. Davidson, 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 Ms. Newton, and unanimously passed by those present, the Board **voted to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

**MINUTES OF THE BOARD OF TRUSTEES OF
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Discussion of a litigation matter at Alcorn State University,
Discussion of a litigation matter at the University of Southern Mississippi,
Discussion of a personnel matter at Mississippi State University,
Discussion of a litigation matter at Mississippi Valley State University,
Discussion of a personnel matter at Mississippi State University,
Discussion of a personnel matter at the University of Southern Mississippi,
Discussion of two prospective Board litigation matters,
Discussion of a personnel matter at the University of Southern Mississippi,
Discussion of a personnel matter at Alcorn State University, and
Discussion of a personnel matter at the Board Office.

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

On motion by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present, the Board authorized the legal counsel to ask the Chancery Court of Jefferson County to approve the termination of the current contract on August 31, 2007 between Alcorn State University and Claiborne Natural Gas, Inc. and to approve a new contract between Alcorn State University and Claiborne Natural Gas, Inc. for the transportation of natural gas to the Alcorn campus.

The Board discussed a prospective Board litigation matter. **No action was taken.**

On motion by Ms. Whitten, seconded by Dr. Neely, and unanimously passed by those present, the Board approved the settlement of the case styled *Jordan v. the University of Southern Mississippi* as presented and recommended to the Board by legal counsel.

After thorough consideration and deliberation of Dr. Yul Chu's request for the Board to review Mississippi State University's denial of tenure to Dr. Chu, a motion was made by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present, denying Dr. Yul Chu's request for Board review.

The Board discussed personnel matters at Alcorn State University and the University of Southern Mississippi. **No action was taken.**

The Board discussed a litigation matter at Mississippi Valley State University. **No action was taken.**

The Board discussed a personnel matter at the Board Office. **No action was taken.**

The Board discussed a personnel matter at Mississippi State University. **No action was taken.**

The Board discussed a personnel matter at the University of Southern Mississippi. **No action was taken.**

The Board discussed a prospective Board litigation matter. **No action was taken.**

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

In open session, Mr. Patterson presented agenda item #1 on the Budget, Finance and Audit agenda.

Contract for IHL's third party tort claims administrator - AmFed Companies, LLC, IHL's third party tort claims administrator, resigned via a letter dated July 23, 2007. The notification letter provided a ninety (90) day written notification of intent to cancel as allowed in the contract. Due to the termination of the current contract by AmFed Companies, LLC, approval is requested to award the contract for the balance of the original four (4) year contract, effective October 22, 2007, to F. A. Richard & Associates, the next lowest bidder, in an amount not to exceed \$488,932 for the tort claim administrative fees.

On motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert and Ms. Whitten absent and not voting, the Board voted to approve the award of a contract for the balance of the original four (4) year AmFed contract, effective October 22, 2007, to F. A. Richard & Associates, the next lowest bidder, in an amount not to exceed \$488,932 for the tort claim administrative fees.

The Board then discussed a proposed increase in the Mississippi State University Foundation, Inc. salary supplement for President Robert Foglesong. The increase was recommended by the MSU Foundation, Inc.'s Board of Directors. The proposed increase was from \$199,000 annually to \$208,500 annually. On motion by Dr. Magee, seconded by Dr. Neely, with Mr. Colbert and Ms. Whitten absent and not voting, the Board approved the recommended increase effective July 1, 2007.

The Board next discussed a proposed increase in the University of Southern Mississippi Foundation salary supplement for President Martha Saunders. The increase was recommended by the USM Foundation's Board of Directors. The proposed increase was from \$50,000 annually to \$75,000 annually. On motion by Mr. Blakeslee, seconded by Ms. Robinson, with Mr. Colbert and Ms. Whitten absent and not voting, the Board approved the recommended increase effective July 1, 2007.

The Board then discussed a salary increase for Commissioner Thomas C. Meredith. On motion by Ms. Robinson, seconded by Dr. Neely, with Mr. Colbert and Ms. Whitten absent and not voting, the Board approved a 5% increase to the Commissioner's \$325,000 annual salary, effective July 1, 2007.

**EDUCATIONAL POLICIES & PROGRAMS
COMMITTEE MEETING REPORT**

August 14, 2007

The Committee was called to order by Chairman Bettye Neely. The following topics were discussed: goals for IHL's Office of Academic and Student Affairs, the Chief Academic Officers' Retreat, recommendations of the Blue Ribbon Committee for the redesign of Teacher Preparation, a new degree program approval process, staff recommendations for authorizations to plan new degree programs, agenda items for the August 15, 2007 Board meeting. Actions taken during the committee meeting are shown below.

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On motion by Mr. Blakeslee, seconded by Ms. Robinson, with Dr. Magee absent and not voting, the Committee recommended that the Board authorize the health care sales and sports science program to continue with the proposal process with the understanding that certain details need to be worked out and that this authorization is a one-time event.

On motion by Ms. Robinson, seconded by Mr. Blakeslee, with Dr. Magee absent and not voting, the Committee recommended that the Board approve the modifications to existing academic programs for DSU and UM, approve the modifications to an existing academic unit for UM, and to receive the information concerning online degree programs and institutes and centers.

The following Committee members attended the meeting: Dr. Bettye Neely (Chair), Mr. Ed Blakeslee, Ms. Virginia Shanteau Newton, and Ms. Robin Robinson. Committee member Dr. D. E. Magee was unable to attend.

**COMMISSIONER'S EVALUATION
COMMITTEE MEETING REPORT
August 14, 2007**

The committee was called to order by Chairman Thomas Colbert. Mr. Colbert requested that Dr. Meredith briefly speak about his tenure as Commissioner of Higher Education. The Committee then went into executive session.

On motion by Ms. Robinson, and unanimously passed by those present, the Committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Robinson, seconded by Ms. Whitten, with Dr. D. E. Magee absent and not voting, the Committee **voted to go into Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Evaluation of Dr. Thomas C. Meredith, Commissioner of Higher Education.

During Executive Session, the Committee evaluated Dr. Thomas C. Meredith's performance as Commissioner of Higher Education. No action was taken.

The following committee members attended the meeting: Mr. Thomas Colbert (Chair), Dr. D. E. Magee, Mr. Aubrey Patterson, Ms. Robin Robinson, and Ms. Amy Whitten.

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ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Blakeslee, seconded by Ms. Robinson, with Mr. Colbert and 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

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EXHIBITS

- Exhibit 1 Report of the payment of legal fees to outside counsel.
- Exhibit 2 Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the July 9, 2007 Board meeting.
- Exhibit 3 Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the June 20, 2007 Board meeting.

EXHIBIT 1

August 15, 2007

REPORT OF THE PAYMENT OF LEGAL FEES TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Phelps Dunbar (Statements dated 5/31/07 and 6/26/07) from the funds of Mississippi State University. (These statements, in the amounts of \$1,686.72 and \$135.41, respectively, represent services and expenses in connection with the *Charlie F. Wade v. MS Cooperative Extension Service* case.)

TOTAL DUE \$1,822.13

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 5/10/07 and 6/11/07) from the funds of the University of Mississippi. (These statements, in the amounts of \$1,141.28 and \$142.56, respectively, represent services and expenses in connection with the *Durham v. MSCI* case.)

TOTAL DUE \$1,283.84

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statements dated 5/17/07 and 6/21/07) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$230.80 and \$2,490.02, respectively, represent services and expenses in connection with the *Sterling* case.)

TOTAL DUE \$2,720.82

Payment of legal fees for professional services rendered by Page, Kruger & Holland (Statements dated 5/31/07 and 6/6/07) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$79.27 and \$98.08, represent services and expenses in connection with the *Williams* and *Bowles* cases, respectively.)

TOTAL DUE \$177.35

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 6/7/07) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *DSH* Litigation.)

TOTAL DUE \$2,497.93

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

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 4/5/07, 4/5/07, 5/20/07, 5/20/07, 5/20/07, 5/20/07, 6/8/07, 6/8/07, 6/8/07 and 6/8/07) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: "Light Scattering, etc." - \$1,602.50; "Organic Wood Preservatives" - \$2,646.50; "Organic Wood Preservatives" - \$332.64; "Light Scattering, etc." - \$1,168.50; "Light Scattering, etc." - \$2,615.50; "Compact Time-of-Flight Mass Spectrometer" - \$85.00; "Compact Time-of-Flight Mass Spectrometer – CA" - \$1,824.17; "Compact Time-of-Flight Mass Spectrometer – GM" - \$754.50; "Compact Time-of-Flight Mass Spectrometer – UK" - \$6,202.23 and "Compact Time-of-Flight Mass Spectrometer – JP" - \$5,427.57.)

TOTAL DUE \$22,659.11

Payment of legal fees for professional services rendered by DLA Piper (Statements dated 11/6/06, 5/10/07, 5/10/07, 5/10/07, 5/10/07, 5/10/07, 5/11/07, 5/17/07, 5/17/07, 5/22/07, 5/29/07, 5/31/07 and 5/31/07) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: "Substituted Phenylheterocyclic Herbicides" - \$712.76; "Nucleotide Sequence of a Complementary" - \$1,475.75; "Substituted Phenylheterocyclic Herbicides" - \$1,475.15; "Fiber Ringdown Pressure/Force Sensor" - \$300.00; "Determination and Potential Control of Pathogenic Bacteria or Bacterial Strains" - \$1,350.30; "Speech Recognition Applications for Control of Manned and Unmanned Aircraft in the Controlled Airspace Environment" - \$8,696.45; "Micro-Particulate Microbound Diet for the Culture of Larval Fish and Crustaceans" - \$775.15; "Decorticating Machine with Variable Speed" - \$4,125.45; "Method for Transformation of Cotton and Organogenic . . ." - \$389.20; "Self-Aligned Transistor and Diode Topologies" - \$123.45; "Fiber-Bragg Grating-Loop Ringdown" - \$1,350.00; "A Fiber Optic Sensor for NO₂" - \$1,100.45 and "Speech Recognition Applications for Control of Manned and Unmanned Aircraft in the Controlled Airspace Environment" - \$343.00.)

TOTAL DUE \$22,217.11

Payment of legal fees for professional services rendered by Lawrence Bernstein (Statement dated 6/5/07) from the funds of the Mississippi University for Women. (This statement represents services and expenses in connection with an operating license for the WMUW Radio Station.)

TOTAL DUE \$275.00

Payment of legal fees for professional services rendered by Hunton & Williams (Statements dated 5/7/07, 5/7/07, 5/7/07, 5/7/07, 5/7/07, 6/12/07, 6/12/07, 6/12/07, 6/12/07, 6/12/07, 6/12/07, 6/12/07, 6/12/07, 6/12/07 and 6/12/07) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: “Stable Suppository Formulations Effecting Bioavailability of Delta-9-THC – IT” - \$125.00; “Potent Immunostimulants from Microalgae” \$18.09; “High Molecular Weight Polysaccharide from Aloe Vera with Immunostimulatory Activity” - \$18.84; “Anticancer and Antiprotozoal Dihydroartemisinin and Dihydroartemisinin Dimers with Desirable Chemical Functionalities – MX” - \$233.50; “Potent Immunostimulants from Microalgae” - \$4,967.55; “Stable Suppository Formulations Effecting Bioavailability of Delta-9-Tetrahydrocannabinol Esters – IT” - \$125.00; “8-Aminoquinolines” - \$2,101.33; “Design and Synthesis of Optimized Ligands and PPAR – CA” - \$95.37; “Design and Synthesis of Optimized Ligands and PPAR – EP” - \$31.25; “Method of Preparing Delta-9-Tetrahydrocannabinol Esters” - \$94.05; “Method of Preparing Delta-9-Tetrahydrocannabinol Esters – NZ” - \$493.59; “Methods and Compositions for Isolating Taxanes – CA” - \$62.66”; “Anticancer and Antiprotozoal Dihydroartemisinin and Dihydroartemisinin Dimers with Desirable Chemical Functionalities – CA” - \$37.59; “Anticancer and Antiprotozoal Dihydroartemisinin and Dihydroartemisinin Dimers with Desirable Chemical Functionalities – EP” - \$31.88 and “Method of Controlling Toxicity of Aminoquinoline Compounds” - \$109.14.)

TOTAL DUE \$8,544.84

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 5/23/07) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with General Rep. of the Med. School & Facility Practice Plan.)

TOTAL DUE \$7,740.00

Payment of legal fees for professional services rendered by Mayo Mallette (Statement dated 6/11/07) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with the OFCCP Audit.)

TOTAL DUE \$10,020.52

EXHIBIT 2

August 15, 2007

Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the July 9, 2007 Board meeting in accordance with Board Policy 904 Board Approval.

Alcorn State University

The Board staff approved the university's request to close out the Rowan Hall Project, GS 101-246, by transferring the remaining balance of \$10,650.90 to the Baseball Project, GS 101-239, and requested approval by the Bureau of Building, Grounds and Real Property Management.

The Board staff approved Change Order #1 for the Biotechnology Research Center, GS 101-254, in the amount of \$7,388 with an increase of three (3) contract days for the issuance of credit for the deletion of steel angle frames with an addition for electrical upgrades in the environment rooms and an addition for mechanical equipment upgrades and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from the *Ayers* settlement.

The Board staff approved Change Order #2 for the Biotechnology Research Center, GS 101-254, in the amount of \$12,015 to relocate a water line and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from the *Ayers* settlement.

The Board staff approved Change Order #3 for the Biotechnology Center, GS 101-254, in the amount of \$4,344 to add steel supports for the sliding partition door and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from the *Ayers* settlement.

The Board staff approved Change Order #6 for the Dining Facilities Preplanning, GS 101-277, in the amount of \$30,733 with an increase in forty-eight (48) calendar days to furnish and install ADA push button door operators, to enclose window transoms over several doors, rework the finish look of interior columns, to enclose a stair with additional drywall, and to add wood trim to several door facings. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The project budget is \$14,640,597.24. Funds are available from HB 1634, Laws of 2006.

Mississippi State University

The Board staff approved Change Order #7 for the Colvard Student Union, GS 105-309, in the amount of \$239,973 with no increase in contract days. This change order is required to install additional storm drainage piping and structures to complete systems not shown on the survey, to remove and replace unsuitable soils on the north end of the site, to install additional storm drainage structures and piping to bypass steam tunnel, to relocate a water line and a fire hydrant, to make site changes to accommodate Old Main Mall and to add acoustical wall panels and wood trim in the Ball Room and small auditorium. Funds for this Change Order are from contingency funding. Project funding is from SB 3197, Laws of 2003; SB 2010, Laws of 2004; and university funds.

The Board staff approved the Design Development documents for Pre-Plan Wise Center Renovations, GS 113-110, as prepared by design professionals Pryor & Morrow Architects and requested approval by the Bureau of Building, Grounds and Real Property Management. The preplanning budget is \$275,000 with funding provided from SB 2010, Laws of 2004.

The Board staff approved the university's request to remove from inventory (pending final approval by DEQ) Building 1658-Sweet Potato Storage and Building 1661-Boiler Building, both located at Crystal Springs, Mississippi. Approval to advertise for the receipt of bids was requested from the Bureau of Building, Grounds and Real Property Management. The IHL Office of Real Estate and Facilities has received approval letters from MDAH and MDEQ which are on file.

Mississippi Valley State University

The Board staff approved the bids and the award of a contract in the amount of \$1,745,000, which includes add alternates 1-3 as recommend by the project professional Duvall/Decker Architects, to the lower of two (2) bidders, Carothers Construction, Inc. of Water Valley, Mississippi, for Academic Skills, GS 106-203. Funds are available from SB 3158, Laws of 2001 in the amount of \$2,399,904.

University of Mississippi

The Board staff approved the university's request to relocate and/or remove from inventory faculty houses, J 3-8, J 11-21 and J 24-27, pending final approval by DEQ. The IHL Office of Real Estate and Facilities has received approval letters from MDAH and MDEQ which are on file.

The Board staff approved the fee proposal for GS 107-286, Coulter Hall Renovation, for Master Planning services in the amount of \$74,035 as prepared by Barlow, Eddy, Jenkins, P.A., and requested approval from the Bureau of Building, Grounds and Real Property Management. The budget for this project will be \$3,000,000. Funds are available from HB 1634, Laws of 2006.

University of Mississippi Medical Center

The Board staff approved the bids and the award of a contract in the amount of \$2,068,430 with add alternates 1-3 as prepared by design professionals Dean and Dean Architects to the lower of six (6) bidders, Wilkinson Construction Company, Inc., for the South Pediatric Renovations II, IHL 209-495. The project budget is \$2,771,750. Funds are available through self-generated funds and donations.

University of Southern Mississippi

The Board staff approved Change Order #1 for the Reed Green Multipurpose Facility Improvements Phase I, GS 108-229, in the amount of \$30,671 with an increase of forty-nine (4) calendar days to the contract for miscellaneous electrical and plumbing work and requested approval from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$9,198,513. Funds are available from HB 1634, Laws of 2006.

The Board staff approved payment in the amount of \$222,000 for the Polymer Institute Produce Process Building, GS 108-230, for additional design costs for additive bid items as recommended by project professionals Eley & Associates and as approved by the university. Approval was requested from the Bureau of Building, Grounds and Real Property Management.

The Board staff approved Change Order #4 for The Village, IHL 208-260, in the deductive amount of \$7,643.87 with no change in contract time for the issuance of credit for installation of painted parking strips in lieu of thermoplastic stripping, deletion of exterior building letters, addition for installing conduit for Comcast and addition for the installation of conduit for the gate camera.

EXHIBIT 3

August 15, 2007

Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the June 20, 2007 Board meeting in accordance with Board Policy 904 Board Approval.

Delta State University

The Board staff approved the bids and the award of a contract in the amount of \$1,366,000 (base bid and add alternates 1-3) to the lowest of four (4) bidders, David Smith Contractors, Inc., for GS 102-213, Delta Music Institute, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from SB 2010, Laws of 2004, HB 246, Laws of 2007 and a DSU grant in the amount of \$150,000.

Jackson State University

The Board staff approved the Schematic Design Documents prepared by Eley & Associates for GS 103-233, Twelve Tennis Courts, and requested approval by the Bureau of Building, Grounds and Real Property Management. The project budget is \$1,600,000. Funds are available from SB 3120, Laws of 1996.

The Board staff approved an increase of the original budget from \$500,000 to \$4,500,000 for GS 103-234, ADA Compliance, Phase II-B and requested approval by the Bureau of Building, Grounds and Real Property Management. The additional new funding of \$4,000,000 is available from SB 3120, Laws of 1996.

Mississippi University for Women

The Board staff approved the revised contract documents for GS 104-154, Storm Drainage Project, as prepared by Neel Schaffer, Inc., and requested approval by the Bureau of Building, Grounds and Real Property Management. The project budget is \$698,580. Funds are available from SB 2988, Laws of 2003, and HB 1634, Laws of 2006.

The Board staff approved Change Order 2 in the amount of \$8,288.72 for IHL 204-129, Eckford Hall Renovation. Funds in the amount of \$992,000 are available from Federal appropriations for the Department of Health and Human Services.

Mississippi State University

The Board staff approved Change Order 3 for IHL 205-163, Band and Choral Rehearsal Hall, in the amount of \$5,576 with no time change to the contract of Frazier and Williams Construction, Inc. Funds are available in the project budget from university sources.

The Board staff approved the contract documents for GS 105-294, Simulation and Design Center Landscaping, and requested approval for the advertisement for the receipt of bids by the Bureau of Building, Grounds and Real Property Management. The landscaping budget is \$75,000. The project budget is \$6,000,000. Funds are available from SB 3197, Laws of 2002.

The Board staff approved the bids and the award of a contract in the amount of \$354,000 to the lower of six (6) bidders, Wright Steel Erectors, Inc. for IHL 213-135, Stoneville Pesticide Handling Facility. Funds are available in the amount of \$450,000 from MAFES self-generated funds.

Mississippi Valley State University

The Board staff approved Change Order 1 for GS 106-202, Sutton Administration Building Repairs for additional mold remediation in the amount of \$6,000 and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from House Bill 246, Laws of 2007.

University of Mississippi

The Board staff approved the bids and the award of a contract in the amount of \$2,852,100 (base bid plus add alternates 1 and 2) to the lower of two bidders, Panola Construction for GS 107-277, Old Chemistry Renovations, and requested approval and award of contract by Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$4,000,000 from SB 2010, Laws of 2004.

The Board staff approved Change Order 3 in the amount of \$16,904 for GS 107-279, Bishop Hall, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$3,000,000 from SB 2010, Laws of 2004.

The Board staff approved the contract documents for GS 107-284, Faser Hall Third Floor, as prepared by Cooke Douglass Farr Lemons, Ltd. and requested approval to advertise for the receipt of bids by the Bureau of Building, Grounds and Real Property Management. The project budget is \$3,600,000. Funds are available from SB 2010, Laws of 2004.

The Board staff approved Change Order 4 in the amount of \$34,902 for IHL 207-284, Meek Auditorium/2nd & 3rd Floor Renovation. Funds are available in the project budget in the amount of \$2,000,000 from self-generated sources.

University of Mississippi Medical Center

The Board staff approved the contract documents as prepared by Simmons Associates for GS 109-186, New Teaching Facility and requested approval to advertise for the receipt of bids by the Bureau of Building, Grounds and Real Property Management. The project budget is \$5,005,000. Funds are available from SB 2988, Laws of 2003, and UMMC self-generated funds.

The Board staff approved the award of a contract in the amount of \$93,504 to the lowest of four (4) bidders, RMD Holdings, LTD d/b/a Nationwide Fence & Supply Company of Chesterfield, MI, for IHL 209-432, Perimeter Fencing, Phase II. Funds are available in the amount of \$300,000 from interest income.

The Board staff approved Change Order 3 for IHL 209-486, D250, Dental School Renovations, in the amount of \$1,906.06 with an increase in contract time of fourteen (14) calendar days to Flagstar Construction Company. Funds are available in the project budget in the amount of \$1,352,500 from student tuition and indirect cost recoveries.

The Board staff approved Change Order 4 in the amount of \$38,270 for IHL 209-486, D250, Dental School Renovations, which increases the contract time by one hundred ninety one (191) days. Funds are available in the project budget in the amount of \$1,352,500 from student tuition and indirect cost recoveries.

University of Southern Mississippi

The Board staff approved the award of a contract in the amount of \$387,234.50 to the lower of four (4) bidders, Dunn Roadbuilders, LLC, for GS 108-245, Campus Paving and Repair, and requested approval by the Bureau of Building, Grounds and Real Property Management. The project budget is \$600,000. Funds are available from Senate Bill 2010, Laws of 2004.

The Board staff approved Change Order 4 for IHL 208-260, The Village, in the deductive amount of \$7,643.78 with no change to the contract time. Funds are available in the project budget in the amount of \$20,524,141.57 from Southern Mississippi EBC Bonds.