

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 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 March 14, 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., Ms. Virginia Shanteau Newton, Mr. Bob Owens, Mr. Aubrey B. Patterson, Ms. Robin J. Robinson, and Mr. Scott Ross. Dr. Bettye Henderson Neely and Ms. Amy Whitten were absent. The meeting was called to order and opened with prayer by Dr. D. E. Magee, President.

**APPROVAL OF THE MINUTES**

On motion by Ms. Robinson, seconded by Ms. Newton, with Mr. Colbert, Dr. Neely, Mr. Owens and Ms. Whitten absent and not voting, it was

**RESOLVED**, That the Board hereby approved the Minutes of the meetings held on the following dates:

- ◆ February 1, 2007 ASU Presidential Search Committee meeting;
- ◆ February 13, 2007 USM Presidential Search Committee meeting;
- ◆ February 13-14, 2007 ASU Presidential Search Committee meeting;
- ◆ February 14-15, 2007 Board meeting;
- ◆ February 23-24, 2007 USM Presidential Search Committee meeting;
- ◆ March 2, 2006 USM Presidential Search Committee meeting; and
- ◆ March 2, 2006 ASU Presidential Search Committee meeting.

**CONSENT AGENDA**

On motion by Mr. Patterson, seconded by Ms. Newton, with Mr. Colbert, Dr. Neely, Mr. Owens and Ms. Whitten absent and not voting, it was

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

**REAL ESTATE AND FACILITIES**

1. **MVSU** – Approved the request to initiate **IHL 206-023, Health and Wellness Pavilion Project, Phase I**, and to appoint Singleton Architects of Jackson, MS as project professionals. The project will construct a health and wellness pavilion which will house clinical services, lab exam rooms and community outreach support areas. Funding is available through Health Resources and Service Administration in the amount of \$960,000.
2. **MVSU** – Approved the request to initiate **GS 106-208, Renovation of Technical Education Building**, to request approval by the Bureau of Building, Grounds and Real Property Management and to appoint Mills and Mills Architects of Greenville, MS as the project professionals. Funding is available through GS 106-197, SB 2010, Laws of 2004, in the amount of \$749,457.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

3. **UM** – Approved the request to change the scope of repairs and renovations as prepared by Corbett Legge & Associates of Tupelo, MS, the project professionals, for **IHL 207-277, Sprinkler System for Crosby Hall**. Funding is available through self-generated funds in the amount of \$990,000.
4. **UM** – Approved the request to initiate **IHL 207-297, Sprinkler System for Stewart Hall**, and to appoint SSR Ellers of Memphis, TN as the design professionals. Funding is available through self-generated funds in the amount of \$700,000.
5. **UM** – Approved the request to initiate **IHL 207-298, Sprinkler System for Guess, Brown, and Miller Halls**, and to appoint SSR Ellers of Memphis, TN as the design professionals. Funding is available through self-generated funds in the amount of \$600,000.
6. **UM** – Approved the request to initiate **IHL 207-300, HVAC Upgrade to Stockard Hall**, and to appoint Corbett Legge & Associates of Tupelo, MS as the design professionals. Funding is available through self-generated funds in the amount of \$300,000.
7. **UMMC** – Approved the request to enter into an agreement in with Otis Elevator Company of Jackson, MS for installation of new elevonic systems at elevators #36 and #37 in the School of Dentistry. The contract agreement is in the amount of \$406,600. The contract agreement has been reviewed and approved by the Attorney General’s office.

**PERSONNEL REPORT**

**EMPLOYMENT**

**Mississippi State University**

Cox, Patricia D.  
Richardson, Lynne D.

**University of Mississippi - Athletics**

Corraro, David J.

**University of Mississippi Medical Center**

Hanigan, William C.  
Odom, Sylvia L.

**University of Southern Mississippi - Athletics**

Grant, Michael A.  
Gray, Jason T.

**CHANGE OF STATUS**

**Delta State University - Athletics**

Roberts, Ron

**Delta State University**

Morehead, William

**University of Mississippi Medical Center**

Aboul-Fettouh, Osama  
Hughes, James L.

**University of Southern Mississippi - Athletics**

Bower, Jeffrey  
Johnson, Jay R.

**University of Southern Mississippi**

Richmond, Beth

**TERMINATION**

**Delta State University - Athletics**

Rhoades, Richard E.

**Mississippi State University**

Nichols, Harold J.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

**Mississippi Valley State University**

Lee, Chung Ja  
Lee, Dae Sung

**SABBATICAL LEAVE**

**Mississippi State University**

Adams-Price, Carolyn E.  
Arnett, Kirk P.  
Baird, Richard E.  
Burroughs, Charlotte D.  
Clifford, Michael R.  
Cossman, Jeralynn S.  
Ebanks, Bruce R.  
Hare, R. Dwight  
Henry, William P.  
Levin, Martin L.  
Ma, Wenchao

Marsh, Kelly A.  
Millea, Meghan J.  
Ngoh, Soon E.  
Peacock, Claude E.  
Razzaghi, Mohsen  
Schneider, Judith A.  
Warkentin, Merrill

**University of Mississippi Medical Center**

Taylor, Tonia B.

**EMERITA/EMERITUS**

**Mississippi University for Women**

Bennett, Suzanne  
Cox, Linda  
Parker, William

**BUDGET, FINANCE & AUDIT AGENDA**

Presented by Mr. Aubrey Patterson, Chair

On motion by Mr. Patterson, seconded by Mr. Estess, with Mr. Colbert, Dr. Neely, Mr. Owens and Ms. Whitten absent and not voting, the Board approved the request to consider the Budget, Finance & Audit Agenda items as a Committee of the Whole in the absence of a quorum of the committee. On motion by Mr. Patterson, seconded by Mr. Colbert, with Dr. Neely and Ms. Whitten absent and not voting, it was

**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 Ms. Robinson, with Dr. Neely and Ms. Whitten absent and not voting. Agenda item #3 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Dr. Neely, Ms. Newton and Ms. Whitten absent and not voting. Agenda item #5 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Dr. Neely, Ms. Newton and Ms. Whitten absent and not voting.

1. **MSU** - Approved the request to enter into a management services contract with Aramark Higher Education to operate its Starkville campus dining and catering services. The proposed contract will be for a period of ten (10) years beginning July 1, 2007. A copy of the contract which was reviewed and approved by the Attorney General's Office is included in the *March 14, 2007 Board Working File*.
2. **UM** - Approved two budget escalations, as follows:
  - a. **Education and General Budget Escalation** - A budget escalation is needed to cover increased costs associated with personnel and operational expenses incurred as a result of additional class offerings. The escalation will be funded with tuition revenues, based on enrollments that exceeded expectations.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

<b>Object of Expenditure</b>	<b>Current Budget 2006-2007</b>	<b>Budget Revision # 1</b>	<b>Revised Budget 2006-2007</b>
Salaries, Wages & Fringe Benefits	\$126,851,003	\$679,214	\$127,530,217
Travel & Subsistence	1,636,186	0	1,636,186
Contractual Services	31,351,266	46,910	31,398,176
Commodities	4,938,711	(25,000)	4,913,711
Capital Outlay Other than Equipment	3,820,477	0	3,820,477
Equipment	2,747,317	10,000	2,757,317
Subsidies, Loans & Grants (Transfers)	<u>6,012,036</u>	<u>10,000</u>	<u>6,022,036</u>
<b>TOTAL</b>	<b>\$177,356,996</b>	<b>\$721,124</b>	<b>\$178,078,120</b>

- b. **Off-campus Budget Escalation** - A budget escalation is needed to cover increased costs associated with personnel and operational expenses incurred as a result of additional class offerings. The escalation will be funded with tuition revenues, based on enrollments that exceeded expectations.

<b>Object of Expenditure</b>	<b>Current Budget 2006-2007</b>	<b>Budget Revision # 1</b>	<b>Revised Budget 2006-2007</b>
Salaries, Wages & Fringe Benefits	\$4,623,981	\$380,000	\$5,003,981
Travel & Subsistence	113,050	0	113,050
Contractual Services	1,148,132	(62,000)	1,086,132
Commodities	164,858	1,500	166,358
Capital Outlay Other than Equipment	0	0	0
Equipment	117,898	95,000	212,898
Subsidies, Loans & Grants (Transfers)	<u>160,268</u>	<u>500</u>	<u>160,768</u>
<b>TOTAL</b>	<b>\$6,328,187</b>	<b>\$415,000</b>	<b>\$6,743,187</b>

3. **UMMC** - Approved the following contracts:
- a. A one-year contract with CSC Consulting, Inc. The proposal is a two-phase project starting March 19, 2007 and ends June 30, 2007. The contract is to provide an analysis of current operations to improve the operating margins targeted at \$20 to \$40 million annually with 18 months of completion of the project. The contract will not exceed \$556,500 and will be paid from patient fees. A copy of the contract which was reviewed and approved by the Attorney General's Office is included in the *March 14, 2007 Board Working File*.
  - b. A 5-year service contract with Siemens Medical Solutions USA, Inc. for a definition CT scanner. The cost of the contract is not to exceed \$1,311,820. The contract will be paid from patient fees. A copy of the contract which was reviewed and approved by the Attorney General's Office is included in the *March 14, 2007 Board Working File*.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

- c. A 3-year agreement with Sodexo Operations, LLC. for housekeeping/environmental services for Lexington Hospital and for the Lexington Nursing Home. The dates of the contract are April 1, 2007 – March 31, 2010, and the amount of the contract is not to exceed \$419,788.20. Commencing April 1, 2008 and annually thereafter, the contract price may be increased with approval from the university and the Board. The contract will be paid from patient fees. A copy of the contract which was reviewed and approved by the Attorney General's Office is included in the *March 14, 2007 Board Working File*.
  - d. An escalation to the Sharstaff, LLC contract of \$3.2M per fiscal year allocation, but not to exceed the \$9.M per the contract dates. A contract with Sharstaff, LLC was approved by the Board on June 14, 2006 for the provision of supplemental personnel for the University Hospitals and Clinics. The period of this contract was July 1, 2006 – June 30, 2009, and the amount was not to exceed \$9,600,000 (\$3,200,000 per fiscal year).
4. **Other Business** - Mr. Patterson stated that he, Dr. Magee, Mr. Colbert, Dr. Davidson and Commissioner Meredith participated in a full briefing with Chancellor Robert Khayat, Vice-Chancellor Dan Jones and their staff in the first meeting of the advisory committee to liaison between the IHL Board and the Medical Center, yesterday. A lot of time was spent talking about improvement issues necessary to reverse a clinical operation deficit to a positive return. It was a remarkably professional presentation showing strong leadership clearly moving the institution in a very positive direction. This is after twenty years of out-source management contracting. This is one more step in the direction that needs to be taken. Mr. Patterson further stated that he strongly supports what is being done and the manner in which the institution is going about it by working with CSC Consulting to identify areas of improvement, set standards and improve the overall financial performance.
5. **USM** - Approved the request to purchase equipment for the Forensic Science Program in the amount of \$341,008.10 from Perkin Elmer. Grant funds are available from the U.S. Department of Justice.
6. **Other Business**
- a. Dr. Linda McFall, IHL Assistant Commissioner for Finance and Administration, gave a presentation on the actions of the Mississippi Legislature during the 2007 Legislative Session.
  - b. Mr. Brent Ballard, IHL Internal Auditor, gave a status report on the request for proposal process regarding the retention of independent accounting firms to conduct the Fiscal Year 2007 Audit of the university system.

**REAL ESTATE & FACILITIES AGENDA**  
Presented by Mr. Ed Blakeslee, Chair

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

**RESOLVED**, That the Board hereby approved agenda items #1 - #7 as submitted on the following Real Estate & Facilities Agenda. Agenda item #8 was approved on a separate motion by Mr. Blakeslee, seconded by Mr. Patterson, with Dr. Neely and Ms. Whitten absent and not voting. Agenda item #9 was approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, with Dr. Neely and Ms. Whitten absent and not voting. Agenda item #10 was approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, with Dr. Neely and Ms. Whitten absent and not voting.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

1. **MUW** – Approved the request to initiate **IHL 204-131, Fant Hall Renovation**, and the appointment of Pryor Morrow Architects, as the design professionals for preplanning. Funding is available from university sources for preplanning. Funding for the entire project will be determined during the planning process.
2. **UM** – Approved the request to appoint Cooke, Douglass, Farr and Lemons and Eley Associates of Jackson, MS with Hanbury, Evans, Wright and Vlattas of Norfolk, VA as project professionals for **IHL 207-294, Residential Colleges**. Funding will be determined during the planning process.
3. **UM** – Approved the request to appoint Hanbury, Evans, Wright and Vlattas of Norfolk, VA as project professionals for **IHL 207-295, Master Plan**. Funding is available from university funds in the amount of \$500,000.
4. **UM** – Approved the request to initiate **IHL 207-299, Demolition of the Village Apartments**, and to appoint Eley and Associates of Jackson, MS as the design professionals. Funding is available through self-generated funds in the amount of \$500,000.
5. **UMMC** – Approved the request to initiate **IHL 209-499, Day Surgery HVAC**, and to appoint Atherton and Associates, Inc., of Jackson, MS as the design professionals for the installation of an HVAC system for the Day Surgery area. Funding is available from university sources in the amount of \$1,400,000.
6. **USM** – Approved the request to initiate **IHL 208-267, Residence Hall Space, Hattiesburg Campus** and to proceed with the selection of a project professional. The project will construct an 850 to 900 bed residence hall. Funding is available from university sources for preplanning. Funding for the entire project will be determined during the planning process.
7. **USM** – Approved the request to initiate **IHL 210-236, Wet Laboratory, Cedar Point, Gulf Coast Research Lab** and to appoint Allred-McNabb Architects of Pascagoula, MS as the architects. This project will expand the research facilities at Cedar Point. Funding is available through the Katrina Foreign Contributions Award, with a twenty-four month completion date, in the amount of \$2,442,775.
8. **UM** - Approved the request to re-name the newly renovated Fed Ex Student Athlete Academic Support Center to the “Doc Knight Field House”.
9. **USM** - Approved a resolution to sell Educational Building Corporation revenue bonds and the subsequent lease documents and other financing documents to complete the bond issuance. The university’s Educational Building Corporation was previously approved to issue up to \$29,000,000 in revenue bonds to finance the construction and expansion of the M. M. Roberts Football Stadium and to expand the Pete Taylor baseball park.
10. **System Administration** – Approved the proposed amendments to Policy 707.01 Land, Property and Service Contracts to maintain consistency with the new policy section 905 Real Estate Management subsection C. **(See Exhibit 1.)**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

11. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the Board staff subsequent to the February 14-15, 2007 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 2.)

**LEGAL AGENDA**

Presented by Mr. Bob Owens, Chair

On motion by Mr. Owens, seconded by Dr. Davidson, with Dr. Neely 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 Dr. Davidson, with Dr. Neely and Ms. Whitten absent and not voting. **AGENDA ITEM #3 WAS APPROVED AS SHOWN BELOW.** Agenda item #4 was approved on a separate motion by Mr. Owens, seconded by Dr. Davidson, with Dr. Neely and Ms. Whitten absent and not voting. On motion by Mr. Owens, seconded by Ms. Newton, with Dr. Neely and Ms. Whitten absent and not voting, the Board approved moving agenda items #5 and #6 to the list of items to be taken up in Executive Session. **AGENDA ITEMS #5 AND #6 WERE TAKEN UP IN EXECUTIVE SESSION LATER IN THE MEETING.** Agenda item #7 was approved on a separate motion by Ms. Robinson, seconded by Dr. Davidson, with Dr. Neely and Ms. Whitten absent and not voting.

1. **ASU** - Approved the request to retain Brent Bourland as outside counsel to provide legal services regarding the purchase of land for the development of a digital technology park near the Natchez, MS campus. Mr. Bourland works for ImageZ in Natchez, MS. His legal services are needed to prepare any necessary legal documents involved in this transaction and to advise on any legal matters related thereto. The proposed hourly rate is \$125.00 per hour, not to exceed \$7,500.00. These legal services would be paid for with Small Business Administration grant funds. The digital technology park will house the Judicial Threat Analysis Technology Center, to be funded by the U.S. Department of Justice. Two congressional earmarks are funding this initiative.
2. **MSU** - Approved the request for the MSU President, Dr. Robert Foglesong, and the university's general counsel, Mr. Charles Guest, to serve as voting members of the board for The Bulldog Foundation, Inc. The Bulldog Foundation, Inc., is a Mississippi non-profit corporation, recognized as tax exempt under Section 501(c)(3) of the Internal Revenue Code. The purpose of this foundation is to support athletics at MSU by providing sports programming, publications and corporate marketing. IHL Board Policy 301.0806 University Foundation/Affiliated Entity Activities requires that universities obtain the IHL Board's permission in order for an IHL employee to serve on an affiliated entity's board as a voting member.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

3. **MSU** - In accordance with Board Policy 301.0806 University Foundation/Affiliated Entity Activities, an agreement with The Bulldog Foundation, Inc. was presented for approval. The Bulldog Foundation, Inc. is a Mississippi non-profit corporation, recognized as tax exempt under Section 501(c)(3) of the Internal Revenue Code, the purpose of which is to support athletics at MSU by providing sports programming, publications and corporate marketing. A copy of a proposed agreement which has been reviewed and approved by the Attorney General's Office is included in the bound *March 14, 2007 Board Working File*.

**On motion by Mr. Ross, seconded by Mr. Estess, with Dr. Neely and Ms. Whitten absent and not voting, the Board approved the original agreement with The Bulldog Foundation, Inc. as present to the Board at its November 2006 and January 2007 meetings. The Board also granted Dr. Robert Foglesong, President of Mississippi State University, the latitude to make changes in operational procedures with the Bulldog Foundation, Inc., and to report back to the Board at a later date.** The original agreement as presented to the Board at its November 2006 and January 2007 meetings was reviewed and approved by the Attorney General's Office. A copy of this original agreement is included in the *March 14, 2007 Board Working File*.

4. **MSU** - Approved the request to enter into a contract with the firm of Phelps Dunbar, LLP of Jackson, MS to provide services necessary in obtaining relief from a court order entered in 1975 in the case styled *Charlie F. Wade v. Mississippi Cooperative Extension Service*, Cause No. EC70-29-K, by the United States District Court of Mississippi, Northern District, Eastern Division. The contractual agreement shall expire upon completion of the case through the courts or upon settlement. The hourly rate of compensation for services will be a \$175.00 blended rate for attorneys and \$85.00 for paralegals. Legal services will be provided by Reuben Anderson, Fred Banks, and others as needed.
5. **UMMC** - Settlement of Tort Claim No. 1189. **(THIS ITEM WAS TAKEN UP DURING EXECUTIVE SESSION.)**
6. **UMMC** - Settlement of Tort Claim No. 1299. **(THIS ITEM WAS TAKEN UP DURING EXECUTIVE SESSION.)**
7. **USM** - Approved the request to enter into an agreement with the City of Hattiesburg, the City of Petal, the Board of Supervisors of Forrest County, the Board of Supervisors of Lamar County and the Forrest General Hospital Police Department creating the Metro Area Crime Scene Unit to be housed on the university's campus. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *March 14, 2007 Board Working File*.
8. **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 Adams & Reese (Statement dated 1/10/07) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with the *Servedio* case.)

**TOTAL DUE ..... \$ 165.40**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

Payment of legal fees for professional services rendered by Bryant, Dukes & Blakeslee (Statements dated 1/24/07) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,415.88, \$1,378.92 and \$2,814.51, represent services and expenses in connection with the *Mollaghan, O'Connor and Vincent* cases, respectively.)

**TOTAL DUE ..... \$ 5,609.31**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 1/11/07) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with general advice.)

**TOTAL DUE ..... \$ 11,077.50**

Payment of legal fees for professional services rendered by Currie Johnson Griffin Gaines & Myers (Statement dated 1/10/07) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Williams* case.)

**TOTAL DUE ..... \$15,465.65**

Payment of legal fees for professional services rendered by Phelps Dunbar (Statements dated 12/31/06 and 1/31/07) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,031.89 and \$664.28, represent services and expenses in connection with the *DSH* Litigation.)

**TOTAL DUE ..... \$ 3,696.17**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 12/18/06) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$18,032.02 and \$8,882.00, represent services and expenses in connection with the general advice.)

**TOTAL DUE ..... \$ 26,914.02**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 1/18/07) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the *Durham v. MSC*.)

**TOTAL DUE ..... \$ 952.00**

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statements dated 11/7/06 and 1/24/07) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,600.00 and \$84.39, represent services and expenses in connection with Diversity Training – School of Nursing and the *Sterling* case, respectively.)

**TOTAL DUE ..... \$ 1,684.39**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

Payment of legal fees for professional services rendered by David S. Raines (Statement dated 11/1/06) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with deed work.)

**TOTAL DUE ..... \$ 1,612.00**

Payment of legal fees for professional services rendered by Scott, Sullivan, Streetman & Fox (Statement dated 1/19/07) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Teercase*.)

**TOTAL DUE ..... \$ 1,176.83**

b. In relation to patent and other matters:

Payment of legal fees for professional services rendered by DLA Piper US (Statements dated 12/11/06, 12/21/06, 12/21/06 and 12/21/06) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: “Method for Detecting and Managing Nematode Population” - \$1,250.00; “Acoustic Inspection of Structures” - \$775.15; “Device Generating Mechanical Vibration to Direct Movement of Subterranean Termites” - \$5,660.00 and “Vehicle Location and Performance Tracking System Using Wireless Communication” - \$1,520.25.)

**TOTAL DUE ..... \$ 9,205.40**

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 12/14/06) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent application: “Method to Control Regulation of Flowering in Poplar Trees” - \$100.00.)

**TOTAL DUE ..... \$ 100.00**

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 11/15/06) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: “Fire Ant Trap” - \$55.00 and “Plastic Grocery Bag Transport” - \$219.14.)

**TOTAL DUE ..... \$ 274.14**

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 1/19/07) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patent applications: “Saliva-Based Protein Profiling” - \$475.00; “Thermally-Targeted Delivery of Medicaments” - \$2,425.54 and “Inhibition of Cancer Metastasis by Cell Penetrating Peptides” - \$102.00.)

**TOTAL DUE ..... \$ 3,002.54**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

**GOVERNANCE AGENDA**  
Presented by Dr. Stacy Davidson, Chair

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

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the following Governance Agenda.

1. **UMMC** - Approved a mandate regarding the School of Medicine Faculty Practice Plan. The mandate shall apply to all existing and future faculty practice plans of the School of Medicine. The university has determined the need to reorganize the operations and management of the existing faculty practice plans into a single, multi-specialty faculty practice plan organized as University Physicians, PLLC, a Mississippi professional limited liability company (the "Faculty Practice Plan") in order to consolidate management, budgetary and accounting functions from among the existing faculty practice plans into one Faculty Practice Plan. A copy of the mandate which has been reviewed and approved by the Attorney General's Office is included in the *March 14, 2007 Board Working File*.

**ADDITIONAL AGENDA ITEM**

On motion by Mr. Estess, seconded by Ms. Robinson, with Dr. Neely and Ms. Whitten absent and not voting, the Board approved placing the item #1 on the agenda. On motion by Mr. Patterson, seconded by Ms. Robinson, with Dr. Neely and Ms. Whitten absent and not voting, it was

**RESOLVED**, That the Board hereby approved the following additional agenda item.

1. **System Administration** - Approved the request for the four comprehensive universities — Jackson State University, Mississippi State University, the University of Mississippi and the University of Southern Mississippi – to enter into an agreement with the Louisiana Optical Network Initiative (LONI). The agreement will allow the universities to connect to the commodity Internet via LONI which has a point-of-presence in Jackson, MS. The agreement will begin July 1, 2007. Supplemental documentation is included in the *March 14, 2007 Board Working File*.

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

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

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the following Administration/Policy Agenda. Agenda item #2 was approved on a separate motion by Mr. Owens, seconded by Ms. Newton, with Dr. Neely and Ms. Whitten absent and not voting. Agenda item #3 was approved on a separate motion by Ms. Robinson, seconded by Dr. Davidson, with Dr. Neely and Ms. Whitten absent and not voting.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

1. **JSU** - Approve the request to award a Doctor of Humane Letters honorary degree during its May 12, 2007 Spring Commencement Exercises. Supporting documents are included in the *March 14, 2007 Board Working File*.
2. **MUW** - Approved the request to award an honorary degree for one candidate at its May 2007 commencement events. Supporting documents are included in the *March 14, 2007 Board Working File*.
3. **System Administration** - Approved the request to reappoint Ms. Laura Diven-Brown, Director of Financial Aid at The University of Mississippi, to membership in the Mississippi Higher Education Assistance Corporation (MHEAC) for a four-year term ending on the day prior to the Annual Meeting of the Membership of the Corporation in 2011.
4. **System Administration (Information item.)** - In compliance with Board policy, the following items have been approved by the Commissioner on behalf of the Board.
  - a. **MUW** - Approved a contract according to Board Policy 707.01 Land, Property and Service Contracts. The university requested approval to amend the contract in the amount of \$116,435.20 with Sodexo. This amount does not exceed the original contract cost by more than 10%. The original contract was approved on August 17, 2005, in the amount of \$2,549,682.96.
  - b. **UM** - Program budget revisions:
    - i. The Mississippi Mineral Resources Institute Budget will provide commodity and equipment funds for projects related to sediment sampling and earthquake fault zones.
    - ii. The Mississippi Law Research Institute Budget will utilize funds for operating expenses that are available due to the delay in hiring personnel.

This request is made based on Board Policy, Section 701.06 Budget Escalations and Revisions which states “all revisions to the annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner.” (There was no increase in the total budget. It is a realignment of categories.)

**COMMISSIONER’S REPORT**

Presented by Dr. Thomas Meredith, Commissioner

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

- This has been a busy time for all of you, and I appreciate everything you continue to do for higher education in Mississippi.
- I’d like to recognize the student body presidents with us today: Roun McNeal (UM) and Jeremy Johnson (MSU). Jeremy was recently elected president.
- At each of your desks, there is a copy of the publication *Fast Facts*. This is a small brochure created by Dr. Phil Pepper and his department. More copies are available. I encourage you to distribute them every chance you get to help tell our story.
- The searches for President at Alcorn State and Southern Miss continue to progress on schedule.
  - ▶ The final round of interviews for the next president of Alcorn State University was held last Thursday. Search Consultant Jan Greenwood, the full Board, representatives of the Alcorn State

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

Search Advisory Committee, and I participated in the interviews. You will soon select the preferred candidate, who will be invited to the Lorman campus on April 3<sup>rd</sup>, to participate in a full day of open interviews. Members of the Alcorn State community will participate in the interviews and will have an opportunity to submit to you their personal feedback on the preferred candidate.

- ▶ Tomorrow, I will join you, the Southern Miss. Search Advisory Committee, and Search Consultant Jan Greenwood, for the final round of interviews for the next president of the University of Southern Mississippi. As with the Alcorn State search, following the final interviews, you will name a preferred candidate to come to the Hattiesburg campus on April 5<sup>th</sup> for open interviews.
- ▶ Both searches are on-target, and we expect both Presidents will be announced in early April. Visit [www.mississippi.edu](http://www.mississippi.edu) for the most up-to-date information on the search process.
- ▶ Before moving on, let me express my appreciation for Alcorn's Board Search Committee Chair, Dr. D.E. Magee, Jr., and for Southern Miss' Board Search Committee Chair, Trustee Robin Robinson, for their excellent leadership through this highly demanding selection period.
- I also appreciate your taking the time to attend the House Appropriation Committee hearing last month. I think your message was well received.
- Your IEOs have "rallied the troops" by sending personalized correspondence to the key alumni in their area, asking them to contact their local legislators and impress upon them the importance of higher education funding to our state. The System's students, spearheaded by Student Government Association President J.R. Love of Mississippi State University, have begun a letter writing campaign to their local legislators as well.
- The Board Office continues to produce the weekly *News from the System*, which is hand-delivered to the desks of the legislators, as well as the weekly e-newsletter the *System Review*, to help communicate our needs. You should receive both of these publications via email or fax. Dr. Reggie Sykes, along with the legislative liaisons and the IEOs from our eight universities, continues to be your face at the Capitol, working with the legislators to answer their questions. This is an important session, and we are doing everything we can to help the legislators understand the importance of their investment in higher education.
- A few weeks ago, Mr. Blakeslee, Mr. Estess, Ms. Robinson, Dr. Davidson, President Magee and I traveled to Ole Miss to designate on your behalf the National Food Service Management Institute as the R. Gerald Turner Hall, named after former Chancellor R. Gerald Turner, who served Ole Miss from 1984 to 1995.
- Dr. Neely, Dr. Davidson and I also had the privilege of attending the ribbon-cutting ceremony of the Business Education Building at Mississippi Valley State University, the first academic building to be constructed on the campus in more than 30 years.
- In the last few weeks, we have initiated a couple of very important task forces as well.
  - ▶ The Tuition Task Force, which is being chaired by Dr. Joseph Paul, Vice President for Student Affairs at Southern Miss, has been called to think creatively about tuition and consider options for making a university education more affordable. As you well know, we have been forced to increase tuition by approximately 50 percent since 2000 to make up for missing state dollars and to service increasing numbers of students. The task force first met on Wednesday, February 21<sup>st</sup>, and is expected to submit its recommendations for your consideration during next month's Board meeting.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

- ▶ We have also created a Textbook Task force to explore ways to make textbooks more affordable for Mississippi's students. The increasing cost of textbooks is a national problem and is not unique to Mississippi. Nevertheless, it is affecting our students, so we must take action. The prices have risen to the point that some students are opting not to purchase textbooks at all, a decision which will ultimately affect the quality of education they receive. The textbook task force, which is being chaired by Mr. Troy Stovall, Senior Vice President for Finance and Operations, at Jackson State University, met for the first time on Thursday, March 1<sup>st</sup>, and plans to submit their recommendations for your consideration during your May meeting.
- ▶ We are going to be creating a financial aid task force. Understanding financial aid is not easy to figure out for anybody. Ms. Mary Jane Covington, IHL Director of State Student Financial Aid, is educating us about issues relating to applying for financial aid. She has some great plans on how that can be facilitated. The task force will be charged with evaluating all of the financial aid available in our state to determine if we are meeting the students' needs. Dr. Bucky Wesley, Vice President for Student Services at Mississippi University for Women, will chair this task force.
- ▶ Finally, the last two months have given me a lot of good news to report from throughout the System:
  - ▶ Mississippi University for Women's Department of Nursing received the coveted honor of being named Mississippi's Nursing School of the Year by the Mississippi Nurses Association and the Mississippi Nurses Foundation during the 2007 Nightingale Awards Gala back in January. Dr. Sheila Adams also won the night's award for best Dean of a School of Nursing. In addition, the Research Chefs Association of the W's Culinary Arts Institute was awarded second place at the National Culinology Competition in New Orleans. The team finished just behind the University of Cincinnati and ahead of Cornell University. They were awarded a prize of \$2,500.
  - ▶ Four Alcorn State University scientists were recently awarded a U.S. patent for discovering that the vegetable crop Waterleaf can be used to reduce cardiovascular disease risks. Alcorn has also been selected by Congressman Bennie Thompson and the Monsanto Company to take the lead in a project that will include a number of other "1890" institutions. The project aims to provide more opportunities for students interested in pursuing careers in agriculture.
  - ▶ The University of Southern Mississippi's Department of Curriculum, Instruction and Special Education has been rated 10th in America by measure of scholarly output of its faculty members. The results of the study, conducted by Academic Analytics', were highlighted in the January 12<sup>th</sup> edition of *The Chronicle of Higher Education*. Southern Miss is also proud to announce the opening of its new Math Zone, a computer-based learning system designed to improve performance in introductory math classes.
  - ▶ The University of Mississippi Medical Center's School of Dentistry has cut the ribbon on a state-of-the-art simulation suite designed to help students train on lifelike models and prepare for dental licensure examinations.
  - ▶ *The MURC Digest*, a publication of Jackson State University's Mississippi Urban Research Center, recently published a report detailing the university's impact on the capital city. According to the data, Jackson State produces \$170.1 million in goods and services, provides 2,086 jobs, and \$56.4 million in labor income. In short, Jackson State's economic impact far outweighs its cost to taxpayers.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

- ▶ And finally, Mississippi State University received a gift of more than \$440,000 from a private Lauderdale County foundation to assist with the development of the university's new leadership program for high school students. Conceived by President Foglesong, the "Young Guns Summer Leadership Camp" will stress personal character and leadership development to rising seniors.
- I am proud of the work that is going on at our institutions. I want to thank the IEOS, the IHL staff and the Board for their hard work.
- And that, Mr. President, brings me to the end of my report. Thank you.

**ANNOUNCEMENTS**

- Dr. Magee thanked the Board for their cooperation and the fantastic work that they are doing.
- Dr. Magee then announced that Commissioner Meredith was re-elected president of the National Association of System Heads (NASH), held last weekend. NASH is an organization of chief executives of the nation's 52 public higher education systems, whose primary goal is to improve the governance of public higher education systems.
- Ms. Newton commended Dr. Shelby Thames, President of the University of Southern Mississippi, and the university's nursing program. In February, twenty-nine senior nursing students did a fine job of conducting a health fair at her daughter's school. Ms. Newton then thanked Dr. Faye Mitchell, Coordinator of the School of Nursing, for their extraordinary efforts.

**EXECUTIVE SESSION**

On motion by Dr. Magee, with Dr. Neely 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 Dr. Magee, seconded by Dr. Davidson, with Dr. Neely and Ms. Whitten absent and not voting, the Board **voted to go into Executive Session** for the reasons later reported by the President in Open Session and stated in these minutes, as follows:

- Discussion of two litigation matters at the University of Mississippi Medical Center.
- Discussion of a personnel matter at Mississippi Valley State University.
- Discussion of a personnel matter at Delta State University.
- Discussion of a personnel matter at Jackson State University.
- Discussion of a personnel matter at University of Southern Mississippi.

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

On motion by Mr. Owens, seconded by Mr. Colbert, with Dr. Neely and Ms. Whitten absent and not voting, the Board approved the settlement of Tort Claim No. 1299 styled as *Suber vs. UMMC*.

On motion by Dr. Davidson, seconded by Mr. Blakeslee, with Dr. Neely and Ms. Whitten absent and not voting, the Board approved the settlement of Tort Claim No. 1189 styled as *Rogers vs. UMMC*.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

The Board discussed personnel matters at Mississippi Valley State University, The University of Southern Mississippi, Jackson State University and Delta State University. No action was taken.

**On motion by Dr. Magee, seconded by Ms. Robinson, with Dr. Neely and Ms. Whitten absent and not voting, the Board voted to return to Open Session.**

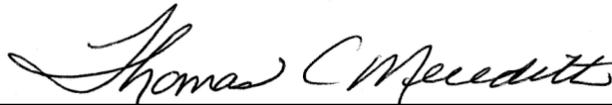
**ADJOURNMENT**

There being no further business to come before the Board, on motion by Dr. Magee, seconded by Dr. Davidson, with Dr. Neely 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

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
March 14, 2007**

**EXHIBITS**

- Exhibit 1                      Amendments to Policy 707.01 Land, Property and Service Contracts.
- Exhibit 2                      Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the February 14-15, 2007 Board meeting.

# EXHIBIT 1

March 14, 2007

## 707.01 LAND, PROPERTY, AND SERVICE CONTRACTS

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

Board approval prior to execution of all leases, easements, oil and mineral leases and timber sales is required. Board approval prior to execution of the contract is required for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The Commissioner is authorized and empowered to approve renewals of service expenditure contracts if the original contract was previously approved by the Board of Trustees, and if the contract amount does not exceed 110% of the current contract. An information item will be presented to the Board of Trustees monthly of any and all contracts approved by the Commissioner on behalf of an institution.

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

~~Board approval prior to execution of an easement is required.~~

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

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

# EXHIBIT 2

March 14, 2007

**Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the February 14-15, 2007 Board meeting in accordance with Board Policy 904 Board Approval.**

## **Jackson State University**

The Board staff approved the request for a transfer of funds in the amount of \$123,000 from GS 103-207, Land Acquisition Phase III, SB 2010, Laws of 1996, to GS 103-179, School of Engineering and requested approval by the Bureau of Building, Grounds and Real Property Management. The transfer is needed to add back deductive Alternate 1.

The Board staff approved the request for a transfer of funds in the amount of \$200,000 from GS 103-207, Land Acquisition Phase III, SB 2010, Laws of 1996, to GS 103-231, E-City Center, for schematic design and requested approval by the Bureau of Building, Grounds and Real Property Management.

## **Mississippi State University**

The Board staff approved the request to bid the exterior signage and landscape packages for GS 113-099, Mississippi Veterinary Research & Diagnostic Lab. Funds are available from SB 3197, Laws of 2002, in the amount of \$55,000.

The Board Staff approved the demolition of Building 1656, a machinery shed located at Crystal Springs, Mississippi. The approval from Department of Archives and History is on file in the IHL Board Office.

The Board staff approved the demolition of Building 1565 which is a paint shed located at Stoneville, Mississippi. The approval from Department of Archives and History is on file in the IHL Board Office.

## **Mississippi University for Women**

The Board staff approved Change Order 1 in the amount of \$9,776 and seven additional days to the contract for GS 104-148, 2003 ADA Program, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

## **Mississippi Valley State University**

The Board staff approved the Schematic Design Documents for GS 106-199, Campus Landscape Drainage and Infrastructure, prepared by Susan Case and requested approval by the Bureau of Building, Grounds and Real Property Management. The proposed budget total is \$1,840,000. Funding is available from SB 3197, Laws of 2003.

## **University of Mississippi**

The Board staff approved Change Order 3 in the amount of \$3,808 for GS 107-268, Bryant Hall, Phase II 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 amount of \$14,868.87 and Change Order 3 in the amount of \$68,780.08 for GS 107-266, Farley Hall Renovation, with an additional 18 calendar days added to the contract and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from the university.

**University of Mississippi Medical Center**

The Board staff approved Change Order 11 in the amount of \$249,981.20 for IHL 209-454 C, Firewall Revisions 2002, Contract II, with no increase in contract time. Funds are available from Hospital Patient Revenues.

The Board staff approved the revised Design Development Documents prepared by Simmons Associates for GS 109-186, New Teaching Facility, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the revised project budget in the amount of \$4,000,000 from SB 2988, Laws of 2003, and \$805,000 from Interest Income.

The Board staff approved the Contract Documents for IHL 209-498, DIS Generator 2006, prepared by Power Source, PLLC and authorized advertising for the receipt of bids. Funds are available from Interest Income in the amount of \$350,000.

The Board staff approved Change Order 2 in the amount of \$41,517 with no increase in contract time for IHL 209-435 "C", Guyton Building Expansion. Funds are available in the project budget from Grants and Contracts, Federal Funds, and Medical Center Education Building Corporation Bonds

**University of Southern Mississippi**

The Board staff approved the Design Development Documents prepared by Andrews-Ford Engineering Services Paving Repairs and Maintenance for GS 108-245, Campus Paving Repairs, and requested approval by the Bureau of Building, Grounds and Real Property Management. The project budget is approximately \$600,000. Funds are available from SB 2010, Laws of 2004.

The Board staff approved the award of a contract to Harrell Contractors of Jackson, MS the lowest of six bidders, in the amount of \$28,643,000. Funds are available from university sources and proceeds from an S.M. Educational Building Corporation Bond as follows: EBC Bond - \$21,250,000, USM Athletic Foundation donation - \$9,000,000, Private Donations (through February 2007) - \$1,445,000 and Facility Fees - \$450,000, for a total project budget of \$32,145,000.