

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

December 17, 1992

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session in Jackson, Mississippi on December 17, 1992, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on December 4, 1992, to each and every member of said Board, said date being at least five days prior to this December 17, 1992 meeting. At the above named place there were present the following members to wit: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Mr. Frank Crosthwait, Ms. Ricki R. Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James W. Luvene, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Dr. Cass Pennington, and Mr. Sidney L. Rushing. Mr. Carl Nicholson, Jr. was absent. The meeting was called to order by Mr. Crosthwait and opened with prayer by Mr. Crawford.

Approval of the Minutes

On motion by Mr. Ivey, seconded by Mr. Luvene, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Minutes of the Regular Meeting and Executive Session held on November 19, 1992, stand approved.

Unanimous Consent

On motion by Mr. Hickman, seconded by Ms. Garrett, and passed, **with Mr. Nicholson absent and not voting**, it was

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

Ayers Case Update

Mr. Crosthwait reported no change in the Ayers case events and stated that the Board had been mailed copies of all pertinent documents.

Administration/Policy

Presented by Dr. W. Ray Cleere, Commissioner of Higher Education

On motion by Mr. Ivey, seconded by Mr. Luvene, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, that the Board hereby approves the following Agenda Items as reported in Administration/Policy.

University of Southern Mississippi

1.Approved three agreements and execution thereof, shown as **EXHIBITS 1, 2, and 3**, between Rhodes College, The University of Tampa, and The University of Wisconsin Eau Claire and the Gulf Coast Research Laboratory to teach marine sciences to students enrolled at the Gulf Coast Research Laboratory.

System Administration

2.Approved resolution, shown as **EXHIBIT 4**, commending the life and work of the late Dr. Harold D. Howse, Director Emeritus of the Gulf Coast Research Laboratory, University of Southern Mississippi.

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3. Approved exception to the Board's nursing program accreditation Standard #28 for Delta State University to allow the nursing program dean to employ **for one semester only as an emergency measure** one of the students in University of Southern Mississippi's Delta satellite master's in nursing degree program who will graduate in August, 1993. This hiring will result in Delta State's nursing program employing a greater percentage of faculty without a master's in nursing degree than the maximum of 15 percent allowed under the standard.

The Board authorized administrative approval by IHL of requests from administrators of state-accredited nursing programs for exceptions to nursing program accreditation Standard #28 when the program has already reached the 15 percent maximum for hiring non-master's prepared faculty. This approval may be granted to nursing programs on an emergency basis **for one semester only** and with the provision that the prospective faculty is a student currently enrolled in a master's in nursing degree program.

4. Authorized the Commissioner to execute a one year consulting contract with Bill W. Dumbauld for executive services in overseeing the IHL workers' compensation program and in creating and implementing the IHL Tort Claim Fund; and for other purposes. It is anticipated that Mr. Dumbauld will be able to reduce costs associated with excess insurance, legal fees, and third party administration. The consulting contract contemplates continuing claims processing through the third party administrator and use of outside counsel as authorized by the Attorney General. It is also anticipated that the 1993 Mississippi Legislature will implement a Tort Claim Act. Under current law, IHL has the option of creating and operating a self insured tort claim fund. Mr. Dumbauld will evaluate and advise the Board as to its options, including cost, on various combinations of insurance and self insurance as it relates to the tort claim act.

5. Approved for consideration for final adoption in January the proposed revision of Section 602 - "Student Affairs," of the Board's Policies and Bylaws, effective Fall Semester 1993 as follows: (New language underlined)

SECTION 600 - STUDENT AFFAIRS

602 PROOF OF IMMUNIZATION

602.01 Proof of immunization for measles, mumps, and rubella is required of all students, unless exempt because of (a) actual, suspected, or planned pregnancy, (b) medical contraindication, or (c) birth prior to 1957. The effective date is Fall 1993.

(BT Minutes, 9/90), (BT Minutes, 1/93)

601.02 Proof of hepatitis B vaccination is required for students who are involved in health education programs that cause them to be potentially exposed to blood or body fluids. The effective date is Fall 1993.

(BT Minutes, 1/93)

602.03 Proof of test screening for tuberculosis by chest x-ray is required for all foreign students. The effective date is Fall 1993.

(BT Minutes, 1/93)

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Instruction/Students

Presented by Dr. Charles Pickett, Associate Commissioner of Academic Affairs and
Director of Project '95

On motion by Mr. Hickman, seconded by Ms. Baker, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby approves the following report on Instruction/Students.

Mississippi University for Women

1. Approved award of degrees as given below. Names of candidates are included in the "Board Meeting Agenda, Working File, December 17, 1992," on file in the Board office.

Bachelor of Arts.....	5
Bachelor of Fine Arts	2
Bachelor of Science.....	109
Bachelor of Science in Nursing.....	3
Master of Education	5
Master of Science in Nursing.....	2

Information:Dr. Pickett reported that his staff was continuing the process of reviewing teacher education, a project initiated in 1988. Dr. Robert Saunders, consultant who prepared the initial study, had been contacted concerning additional review.

In response to a question by Mr. Luvane, Dr. Pickett indicated that a report on academic programs "red flagged" for review will be completed in approximately two months.

Personnel

Presented by Ms. Ann Homer Cook
Associate Commissioner/Executive Secretary

On motion by Mr. Hickman, seconded by Mr. Crawford, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby approves the following report on Personnel for December, 1992, which is composed of 71 regular personnel actions in the categories of: Employment - 19; Change of Status - 15; Termination - 15; Additional Pay - 1; Sabbatical - 12; Emeritus/Emerita - 2; and Tenure - 7.

Employment

(Alcorn State University)

Camphor, Zhukov

(Delta State University)

Adams, William S., Jr.
Bizzell, William H.
Mbosowo, Donald E.

Norwood, Malcolm
Vance, Bobby Taylor

(Mississippi State University)

Bian, Liangjiao
Mabry, Donald M.
Mutalib, Ahmed
Turcotte, Louis H.

(Mississippi University for Women)

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Wade, Marcia J.

(University of Mississippi)

Bell, Irwin W.
Hamann, Mark T.

(University of Southern Mississippi)

Bender, Kaye
Caveny, Regina S.
Lewis, Martha
Rachel, Marcia M.
Smith, James J.
York, William D.

Change of Status

(Alcorn State University)

Fluker, P. L.
Hayden, Vera
Huam, Liang
Humphrey, Willie
Konecky, Lawrence
Williams, Malvin

(Delta State University)

Sledge, Peggy

(Jackson State University)

Harden, Cheryl
McLemore, Leslie B.

(University of Mississippi)

Bhattacharyya, Sukanta
Blodgett, Jeffrey G.
Mueller, Jeffrey J.
Russell, Nathan S.

(University of Southern Mississippi)

Davis, John C., III
Huch, Donald W.

Termination

(Alcorn State University)

Todd, Mary Ann

(Delta State University)

Robbins, Michael D.
Weaver, Jo

(Jackson State University)

Izonfuo, Operetari
Render, Clarence

(Mississippi State University)

Fooshee, Sharon K.
Hodgins, W. Elwood
Mabry, Donald M.
Woody, Benny J.

(Mississippi University for Women)

Walsh, Mary Elizabeth

(University of Mississippi)

Hansen, Bradley H.
Lusk, Tracy W.

(University of Southern Mississippi)

Durkee, Peter E.
Saucier, Gene D.
Taylor, Wanda B.

Additional Pay

(Jackson State University)

Usher, Shirley

Award of Tenure

(Alcorn State University)

Fluker, P. L.
Hague, Amin
Hayden, Vera
Huam, Liang
Humphrey, Willie
Konecky, Lawrence
Williams, Malvin

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Award of Emeritus/Emerita

(Mississippi State University)

Jones, E. Wynn

(University of Mississippi)

Causey, William

Sabbaticals

(University of Mississippi)

Davis, James W.

Fowler, Doreen A.

Haws, Robert J.

Hoffheimer, Michael H.

Labuda, Iwo M.

Mann, James W.

Pojman, Louis P.

Quarles, Chester L.

Riggs, Robert D.

Schreiber, Sharon L.

Sykes, Dudley E.

Williams, Bruce B.

Information: There were **125 total personnel actions** approved in December which included **71 regular** personnel actions for the eight universities, **22 for Athletics** and **32 for Medicine**. The personnel action summary by race and gender for the eight system universities is as follows:

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**PERSONNEL ACTION SUMMARY BY RACE AND GENDER
December 17, 1992**

SUMMARY	T	BM	BF	WM	WF	OM	OF
Employment	19	1	0	11	6	1	0
Change of Status	15	4	2	6	1	2	0
Termination	15	2	0	8	5	0	0
Additional Pay	1	0	1	0	0	0	0
Sabbatical	12	0	0	10	2	0	0
Emeritus/Emerita	2	0	0	2	0	0	0
Tenure	7	3	1	1	0	2	0
Total	71						

Note: Table does not include personnel actions for Medical Center and Athletics.

Athletic Personnel Actions: Total - 22

Employment - 1 (WM); Change of Status - 1 (BM), 5 (WM)
Termination - 1 (BM), 4 (WM); Extension of Contract - 10 (WM)

Medical Personnel Actions: Total - 32

Employment - 6 (WM), 9 (WF), 1 (OM); Change of Status - 6 (WM), 6 (WF)
Termination - 2 (WF); Nullification - 1 (WF); Necrology - 1 (WM)

Athletics

Presented by Ms. Ann Homer Cook
Associate Commissioner/Executive Secretary

On motion by Mr. Hickman, seconded by Mr. Crawford, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby approves the following report on Athletics.

Delta State University

1. **Employment of Personnel**

Knight, Frederick Todd

2. **Termination of Personnel**

Bridges, Ray

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Campbell, Steven Mark
Skelton, Don Allen
Stender, Britt

Mississippi State University

3.Approved a contract extension for Jackie W. Sherrill, Head Football Coach, from November 30, 1995, to January 1, 1997; salary remains unchanged.

3-a.Approved the following one-time bonuses (one-month salary) be paid to athletic personnel for working during the holiday period. **UNANIMOUS CONSENT**

Ray Berryhill	\$ 3,198.25	
Ricky Black	.....	3,859.75
David Boles	.....	4,105.92
Watson Brown	.....	5,463.08
Rick Christophel	.....	4,124.42
Bill Clay	.....	5,260.17
Andy Commer	.....	1,742.75
Joe Dier	.....	2,801.25
Roman Grace	.....	2,583.33
Jimmy Helms	.....	5,463.08
Pete Jenkins	.....	5,009.83
Strat Karatassos	.....	3,356.92
Duncan McKenzie	.....	4,101.17
Paul Mock	.....	2,536.67
Mike Nemeth	.....	3,378.08
Ken Pope	.....	4,833.33
Wesley Reed	.....	4,416.67
Jackie Sherrill	.....	7,500.00
Phil Silva	.....	2,157.00
Larry Templeton	.....	6,916.67
Greg Tiner	.....	2,801.25
Bobby Tomlinson	.....	2,231.25
Jim Tompkins	.....	3,850.00
Rick Trickett	.....	4,506.25
Pat Wallace	.....	<u>2,514.08</u>
TOTAL	.....	\$ 98,771.17

Mississippi Valley State University

4. **Termination of Personnel**

Kilbert, Nathaniel

University of Mississippi

5. **Change of Status of Personnel**

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Beckish, Lawrence M.
Carmody, Jr., James E.
Crawford, Edward S.

By request of Dr. Turner, Mr. Crawford's title was changed from Associate Athletic Director to Senior Associate Athletic Director. No change in salary approved for Mr. Crawford.

Dunn, Joseph L.

6. Approved contract extensions for the following athletic personnel:

Homer E. "Billy" Brewer; Head Football Coach and Instructor in Physical Education; \$90,000 per annum, prorata; unchanged, July 1, 1993, to June 30, 1997.

Winston V. Chancellor; Head Women's Basketball Coach and Instructor in Physical Education; \$62,000 per annum, prorata; unchanged; July 1, 1993, to June 30, 1997.

7. Approved Liberty Bowl bonuses (one-month salary) for athletic personnel working during holiday period as follows:

Warner Alford	\$ 6,868.75
Reed Davis	4,550.00
Eddie Crawford	3,822.00
Langston Rogers.....	3,731.00
Kitty Jones	2,511.58
David Wells.....	3,276.00
Virginia Hall.....	2,762.66
Billy Brewer	7,500.00
Larry Beckish	5,416.66
Keith Daniels.....	3,458.33
Melvin Smith.....	3,416.66
Joe Wickline.....	3,724.41
Ken Matous	3,988.83
Joe Lee Dunn.....	5,416.66
Jim Carmody	4,166.66
John Neal.....	4,166.66
Freeman Horton	3,090.00
Gary Withrow.....	2,959.33
Charles Okey	2,527.00
Leroy Mullins.....	3,249.33
Blake Barnes	2,833.33
Tom Sears.....	2,137.58
Bonnie Bishop.....	1,961.33
Jeff Romero	1,638.00
Cornelia Mason	1,358.75
Debra Cole.....	1,135.75
Lane Thomas	1,300.08
Angela Avent.....	878.00
Brenda Brannon	878.00
Spence Fletcher	1,875.00
Leslie Beeman	<u>1,666.66</u>
TOTAL.....	\$ 98,265.00

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University of Southern Mississippi

8. Change of Status of Personnel

Thompson, John W.
Withers, Everett R.

Changed salary increase for Mr. John W. Thompson from \$5,996 to \$2,500 to comply with 5 percent maximum increase authorized by Board. Approved increase of \$2,500 for a salary change of \$50,004 to \$52,504.

9. Approved extensions of football coaches' contracts for the period of January 1, 1993, through December 31, 1993, at the present salary as follows:

Thamas N. Coleman.....	\$33,000
Rodney G. Allison.....	43,848
G. Jeffrey Bowden.....	36,552
John M. Bryan	36,552
E. Stephen Hale.....	42,000
Bradley D. Peveto	36,000
Joseph D. Robinson	38,004

Medicine

Presented by Ms. Ann Homer Cook
Associate Commissioner/Executive Secretary

Personnel - University of Mississippi Medical Center

On motion by Mr. Hickman, seconded by Ms. Baker, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, that the Board hereby approves the personnel report for Medicine, which includes the following 32 actions in the categories of: Employment - 16; Change of Status - 12; Termination - 2; Nullification - 1; and Necrology - 1.

1. (Employment of Personnel)

Baker, Rodney C.
Brent, Deanna R.
Brown, Charman M.
Crumpton, Althea H.
DeVille, Robert Allen
El-Newihi, Hussein M.
Freeman, David Ron
Gandy, Stephen Roy
Halaris, Angelos E.
Hill, Angelia B.
Jarrett, Cynthia Watts
Moore, Becky C.
Nathanson, Lisa G.
Vance, Anna M.
Veltum, Lois
Williamson, Charles Michael

2. (Change of Status of Personnel)

Bly, Jan Elizabeth
Chandler, Lisa Leigh
Etheridge, Cynthia L.
Fullerton, Stephanie Diane
Gill, Jimmy Stacy
Hardy, Maureen Ann
Hughes, Michael Patrick
Miller, Jimmy Dixon
Ratliff, Donald Wayne
Street, Lorraine McAllister
Summers, Jeffrey Thomas
Taylor, Joe E.

3. (Termination of Employment).....

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Hamilton, Peggy M.
Liss, Deborah Ruth

4. **(Nullification of Employment)**

Ainsworth, Bryce Cotterman

5. **(Necrology)**

Evers, Carl Gustav.....

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Legal

Presented by Mr. Lloyd Arnold, Assistant Attorney General

On motion by Mr. Hickman, seconded by Mr. Ivey, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby approves the following Legal report, as reviewed and recommended by the Office of the Attorney General.

System Administration

1. Payment of Legal Fees to Outside Counsel.

Payment of legal fees for professional services rendered by William D. Stokes (Statement dated 10/21/92) from the funds of The University of Mississippi. (This statement represents services and disbursements regarding a patent of the Research Institute of Pharmaceutical Sciences).

TOTAL DUE\$ 162.81

Payment of legal fees for professional services rendered by Oblon, Spivak, McClelland, Maier & Neustadt, P.C. (Statement dated 10/13/92) from the funds of Mississippi State University. (This statement represents services rendered and disbursements in connection with obtaining a patent on an active sensor system).

TOTAL DUE \$ 1,049.57

2. Received Litigation Report.

"Status of Current Litigation, December 1, 1992," is included in the bound "Board Meeting Agenda, Working File, December 17, 1992," on file in the Board office.

Finance/Financial Aid/Foreign Travel

Presented by Dr. Lucy Martin, Associate Commissioner of Finance and Planning

On motion by Mr. Baker, seconded by Mr. Crawford, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby approves the following report of Finance/Financial Aid/Foreign Travel.

Mississippi State University

- 1.**Information:** Mississippi State University notified Board of the institution's participation in a Pre-Exit Conference on its FY 91 Financial Reports. On November 5, 1992, Mississippi State University staff and staff from the State Department of Audit met in an informal pre-exit conference. MSU will receive an unqualified audit opinion on each of its FY 91 financial reports. The University as a whole will respond to only three minor findings under the Management Report section of the audit. Because of the overall excellence of this audit report, MSU will not hold a formal audit exit conference for FY 1991.

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University of Mississippi

2. Approved increase of contractual services by \$180,000, Capital Outlay: Non Equipment by \$200,000, Equipment by \$50,000, and transfers by \$95,410; and decrease salaries, wages, and fringe benefits by \$525,410 as follows:

MAJOR OBJECT OF EXPENDITURE	TOTAL BUDGET 1992-93	BUDGET REVISION NO. 1	REVISED BUDGET 1992-93
Salaries, Wages & Fringe Benefits	\$52,810,458	\$-525,410	\$52,285,048
Travel & Subsistence	792,522	-0-	792,522
Contractual Services	14,330,080	180,000	14,510,080
Commodities	2,975,828	-0-	2,975,828
Capital Outlay:			
Non Equipment	1,916,499	200,000	2,116,499
Equipment	1,757,843	50,000	1,807,843
Transfers	<u>3,429,281</u>	<u>95,410</u>	<u>3,524,691</u>
 TOTAL EDUCATION & GENERAL	 <u>\$78,012,511</u>	 <u>\$ -0-</u>	 <u>\$78,012,511</u>

This budget revision is needed to provide funds for (1) matching on EPSCOR grants, (2) modifications needed to bring instructional areas into compliance with ADA requirements, (3) additional library acquisitions, and (4) additional instructional equipment.
(THIS ITEM WAS TRANSFERRED FROM "FACILITIES.")

3. Approved Foreign Travel Requests.

Mississippi State University

Bagley, C. Pat	Auckland, Hamilton and Palmerstown N., New Zealand
D'Abramo, Louis R.	Taipei and Keelung, Taiwan
Delouche, James C.	Cairo, Egypt, and other places in Egypt, and intermediate stop-overs in Frankfurt, Germany, and Paris, France
Gill, Duane A.	Anchorage, Alaska
Lightsey, George R.	Puerto Rico
Miller, W. Frank, Jr.	Beersheva and Jerusalem, Israel
Rendon-Herrero, Oswald	Vancouver, British Columbia
Zitta, Victor L.	Czechoslovakia

University of Mississippi

Arrington, Melvin S.	Antigua, Guatemala
Martin, Josephine	Honolulu, Hawaii
Roberts, Kenneth B.	Hobart, Tasmania, Sidney and Melbourne, Australia

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University of Mississippi Medical Center

Desaiah, Durisala	New Delhi, India
Dickman, J. David	Moscow, Russia
Morrison, John C.	St. Thomas, Virgin Islands
Phillips, D. Melessa	Johannesburg, South Africa
Raju, Seshadri	Marseille, France

University of Southern Mississippi

Burr, Ronald L.	Delhi, India
Hall, James	Jamaica
Hartman, Sherry	Delhi, India
Hawkins, William E.	Lisbon, Portugal

Facilities

Presented by Mr. John Bowman, Assistant Commissioner
of Construction and Physical Affairs

On motion by Mr. Ivey, seconded by Mr. Luvenc, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby approves the following report on Facilities.

Alcorn State University

- 1.Approved change order on Orchard Building to delete sanitary septic tank and drainage field, and furnish all labor, materials and equipment to install the outfall sanitary sewer line as indicated by the plans and specifications as Alternate No. 6, an add alternate as bid. This change adds \$6,000 to the contract. Approved change order on Orchard Building to delete the LP Gas Supply piping, tank, etc. as indicated by the plans and specifications and furnish all labor, materials, equipment and rerouting of gas line as indicated in specification Addendum No. 3 as Alternate 7, an add alternate as bid. This change adds \$2,800 to the contract. The above changes add \$8,800 to the contract of \$300,000; thereby, increasing the amount of the contract to \$308,800. Funds are available in the project budget funded by the United States Department of Agriculture.
- 2.Approved the appointment of Albert and Lewis, Hattiesburg, Mississippi, as architects for the ADA Compliance Projects. **UNANIMOUS CONSENT**
- 3.Approved the appointment of Cooke-Douglass-Farr-Lemons as architects for Phase I of the Math/Science Building. **UNANIMOUS CONSENT**

Jackson State University

- 4.Approved the appointment of Dean/Dale and Dean, Architects, and Eley and Associates, to prepare a comprehensive facilities master development plan for Jackson State University. **UNANIMOUS CONSENT**
- 5.Approved the appointment of Dean/Dale and Dean, Architects, and Eley and Associates, as the project professionals for the pre-planning of the School of Liberal Arts Building. **UNANIMOUS CONSENT**

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6. Approved the appointment of Foil Wyatt and Associates as the project professional for the Jackson State University Library Additions. **UNANIMOUS CONSENT**

Mississippi State University

7. Approved initiation of a project for shower and bathroom renovations for Suttle, Cresswell & Hathorn Halls. Construction plans and specifications have been prepared by the Department of Housing and Residence Life to contract the needed renovations and approved advertisement for receipt of bids. Funds will be provided by the Department of Housing and Residence Life in the amount of \$410,000.

Information: A set of plans and specifications has been transmitted to the Board of Trustees and is on file in the Office of Construction and Physical Affairs of the Board of Trustees.

8. Approved contract documents and advertisement for receipt of bids for IHL 205-132, Campus Utility Renovation - Phase II. This project will install underground heating and cooling utilities from the Steam Plant to Simrall Engineering with connections for future service to the Library and the Rehabilitation Engineering Training Center. Funds will be provided from university sources in the amount of \$380,000.

Information: A set of plans, specifications and estimates has been transmitted to the Board of Trustees and is on file in the Office of Construction and Physical Affairs of the Board of Trustees.

9. Approved bids and request approval and award of contract by the Bureau of Buildings, Grounds and Real Property Management to the low bidder, Dunn Construction, for GS 105-227, Library Addition, in the amount of \$13,523,000. This project will construct an addition of approximately 100,000 square feet to Mitchell Library. Project funds are provided by the Bureau of Buildings, Grounds and Real Property Management in the amount of \$14,850,000.

Information: A list of bidders and locations has been transmitted to the Board of Trustees and is included in the bound "Board Meeting Agenda, Working File, December 17, 1992," on file in the Board office.

A proposed budget and bid tabulation was forwarded to the Board office and is on file in the Office of Construction and Physical Affairs of the Board of Trustees.

10. Approved Change Order #4 in the amount of \$4,239 and an increase of three (3) calendar days to the contract time of Roxco, Ltd., of Brandon, Mississippi, for School of Forest Resources (Phases II), #213-107. This change modifies the storm drainage pipe, adds irrigation and landscape materials, adds a floor tile pattern, and adjusts the carpet contract allowance. Funds are available in the project budget.

Mississippi University for Women

11. Approved bids and request approval and award of contract by the Bureau of Building, Grounds and Real Property Management to the low bidder, Rick Williams Construction Company for GS #104-090, Reneau Dorm Reroofing, in the amount of \$70,258. Funds are available in the project budget.

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12.Approved appointment of Pryor & Morrow, Architects, Columbus, Mississippi, as project professional for GS Project #104-092, Calloway/Hastings/Orr Hall Renovation and request approval by the Bureau of Buildings, Grounds & Real Property Management. Funds are available in the project budget. **UNANIMOUS CONSENT**

Mississippi Valley State University

13.Approved appointment of Bowman and Bowman, Ltd., Greenwood, Mississippi, as project professional for GS #106-140 College Hall II renovations and request approval by the Bureau of Buildings, Grounds and Real Property Management. This project will renovate and restore College Hall II, a dormitory for female students. The work includes refabrication of the interior, general mechanical and electrical upgrade, roofing, and security windows. Funds for the project are available in the amount of \$450,000 from Senate Bill 3057, Laws of 1992.

14.Approved appointment of Atherton Consulting Engineers, Jackson, Mississippi, as project professional for GS #106-141 Delta and LeFlore Hall renovations and request approval by the Bureau of Buildings, Grounds and Real Property Management. Work is to include painting, replacement and refinishing of doors and fixtures, replacement of stationary furniture, and repair of utility panels. Funds for the project are available in the amount of \$325,000 from Senate Bill 3057, Laws of 1992.

15.Approved appointment of EnCon Engineering, Jackson, Mississippi, as project professional for GS #106-142, Dormitory Security Program. This project includes the installation of electronic and structural security devices in the following dormitories: Edna Horton, Magnolia, Magnolia Annex, College Hall I, University, Mississippi, Delvian, and Leflore. Funds for the project are available in the amount of \$150,000 from Senate Bill 3057, Laws of 1992.

16.Approved appointment of EnCon Engineering, Jackson, Mississippi, as project professional for GS #106-143, '93 Roofing Program and request approval by the Bureau of Buildings, Grounds and Real Property Management. This project includes the replacement of roofs on the Devil's Den, Leflore Hall, and Faculty Apartment building; and the repair of metal roof and vents on the Technical Education Building. Funds for the project are available in the amount of \$225,000 from Senate Bill 3057, Laws of 1992.

17.Approved appointment of Atherton Consulting Engineers, Jackson, Mississippi, and EnCon Engineering, Jackson, Mississippi, as project professionals for GS #106-144 Dormitory A/C Program, which includes the initial installation of air conditioning in the following residents halls: College Hall I, College Hall II, Magnolia, Magnolia Annex, Delvian, and Mississippi; and request for approval by the Bureau of Buildings, Grounds and Real Property Management. The project also includes mechanical upgrade and repairs of existing air conditioning systems in Edna Horton, University, Leflore and Delta. Funds for the initial phase of the project are available in the amount of \$2,000,000 from Senate Bill 3057, Laws of 1992. **UNANIMOUS CONSENT**

18.Approved appointment of Wenzel, Simmons and Associates, P.A., Tunica, Mississippi, as project professional for GS #106-145, Fielding Wright Building renovations and request approval by the Bureau of Buildings, Grounds and Real Property Management. This project includes general repairs to the Fielding Wright Mathematics, Science, and Computer Science Building. Work will correct structural deficiencies and provide better accommodations for

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instructional equipment. Funds for the project are available in the amount of \$425,000 from Senate Bill 3057, Laws of 1992.

19. Approved appointment of John Clark Hudson and Associates, Ltd., Sardis, Mississippi, as project professional for GS #106-146, Student Union renovations and request approval by the Bureau of Buildings, Grounds and Real Property Management. This project includes general reconditioning and mechanical repairs to the Student Union Building. The scope of the project also includes the replacement of exterior metal doors and repairing and painting roof vent hoods at the Technical Education Building. Funds for the project are available in the amount of \$300,000 from Senate Bill 3057, Laws of 1992.

University of Mississippi

20. Approved initiation of a project and the selection of project professionals to develop plans to renovate the Alumni House Motel on the Oxford Campus in order to provide new furnishings and decor. The Alumni Association is proceeding with a \$1 million fund raising campaign to update this facility. Sufficient funding is now available to appoint a project professional to oversee development of plans and specifications for this project.
21. Approved initiation of a project and appointment of McCarty Architects, Tupelo, Mississippi, as consulting project design professionals for renovation of Room 107, Old Chemistry. The project scope anticipates approximately 2,700 square feet of existing classroom lecture area, to be renovated to provide a state-of-the-art lecture room teaching environment. The overall project has an estimated cost of \$250,000 and funds are available from university sources.
22. Approved appointment of Pryor and Morrow, Columbus, Mississippi, as consulting project design professionals for the Teleproductions Resource Center. The project scope anticipates approximately 8,000 square feet of new studio area construction, with support facilities and offices. The overall project has an estimated cost of \$983,325 and funds are available from indirect cost recoveries from a Federal/State Educational Training Grant.
23. Approved bids and request approval and award of contract to JESCO (AMCA INTERNATIONAL), low bidder, for GS #107-192, Library addition in the amount of \$11,953,800. Funds are available from Senate Bill 3192, Laws of 1990 ('91 69M Bond) and Senate Bill 3057, Laws of 1992 ('93 98M Bond). **UNANIMOUS CONSENT**

University of Mississippi Medical Center

24. Approved request for initiation and appointment of Usry Architects, P.A., Clinton, Mississippi, as project professional for 3 West revisions, #209-272. Funds are available from university sources in the amount of \$187,000. Source of Funds: Hospital Inpatient Revenues.
25. Approved appointment of Tompkins, Barron, Fields and Muzzi, Architects, Jackson, Mississippi, as project professional for G.S. #109-148, Kitchen renovations and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds in the amount of \$725,000 will be provided from those authorized by Senate Bill 3057, Laws of 1992. **UNANIMOUS CONSENT**
26. Approved appointment of Foil Wyatt Architects & Planners, P.A., Jackson, Mississippi, as project professional for G.S. #109-155, Preplan Health Professional Building and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds in the amount of \$400,000 will be provided from those authorized by Senate Bill 3057, Laws of 1992. **UNANIMOUS CONSENT**

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27. Granted permission to purchase a parcel of property in the 800 block of Lakeland Drive, Jackson, Mississippi, for use by the Department of Family Medicine, at a negotiated price not to exceed the average of two appraisals of subject property during calendar year 1992. The property proposed for purchase is a parcel of land, approximately 74,000 square feet (1.7 acres) in size upon which is situated an approximate 5,500 square foot medical clinic (built in 1974) and an approximate 5,000 square foot two-story house (built in 1949), the house having been converted for use as a physical therapy clinic and medical offices in recent years by the current owners. The property is currently occupied by the owners who practice orthopedic surgery. The subject property is zoned C-2, Limited Commercial District, by the City of Jackson. The existing site and the two structures thereon are in conformity with legal zoning. Use of the property by the Medical Center will be that of a family medicine clinic and offices, this use also being in conformity with current zoning. Two appraisals of the subject property have been performed during 1992 by highly respected appraisers in the Jackson area. It is requested that the Medical Center be allowed to negotiate the purchase price and that this price not exceed the average of the two appraisals, \$772,750. Funds for this purchase are available from private practice income overage funds of the School of Medicine. **UNANIMOUS CONSENT**

28. Approved Change Order #3 in the amount of \$1,254 with an increase in contract time of 14 calendar days for D528 Office Revisions - School of Dentistry, #209-217. The change order will provide for installation of solid core flush doors. Funds are available in the project budget from the Dental School Patient Clinic Fees.

29. Approved Change Order #3 in the amount of \$623 and no increase to the contract time of Harris Contractors for 1-East Revisions, OB/GYN #209-205. The change will provide a new door and frame in room #117. Funds are available from Hospital Inpatient Income.

30. Approved Change Order #1 in the amount of \$7,091 with an increase in contract time of 18 calendar days for Laundry Access Road Revisions, #209-241. The change will provide labor and materials to replace the existing gas main. Funds are available in the project budget.

31. Approved the appointment of Canizaro Trigiani as the project professional for Paint Aerial Walkway, #209-251 and advertisement for receipt of bids for the project. Funds are available in the project budget.

32. Approved Change Order #8 in the amount of \$2,439 with no increase in contract time for Laboratory Research Building, #209-175. The change will allow for miscellaneous changes to the fire alarm system and ceiling exhaust system. Funds are available in the project budget.

University of Southern Mississippi

33. Approved initiation of Asbestos Abatement Project in the George Commons Building, University of Southern Mississippi. This project is for removal of friable asbestos containing building materials located in the George Commons Building which has a high exposure rate to personnel. The material has received extensive damage from physical contact by umbrellas and other sharp objects. Area requested for removal are the lobby and banquet areas on the first floor and the lobby area of the second floor. The estimated cost of the project is \$154,400 and funds are available from the Flintkote Settlement of 1992 with the State of Mississippi.

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34. Approved bids and request approval and award of contract to the low bidder, Finlo Construction Company of Hattiesburg, Mississippi, for GS #108-136, Library Addition, University of Southern Mississippi, in the amount of \$8,659,000. Funds are available from Senate Bill 3192, Laws of 1990 ('91 69M Bond - LI) in the amount of \$4,850,000, and from Senate Bill 3057, Laws of 1992 ('93 98M Bond - LI) in the amount of \$8,700,000 for a total amount of \$13,550,000.

System Administration

35. Facilities Summary. Facilities Summary Items are shown above under the applicable institutional sections.

36. Authorized the Chair of the Facilities Committee, Mr. Marlin Ivey, to take appropriate action on award of contract for the Fine Arts Facility at Delta State University, after receipt of bids if the project is within the available funds.

Information: A copy of the "Construction Progress Report, December 17, 1992," is shown in the bound "Board Meeting Agenda, Working File, December 17, 1992," on file in the Board Office.

Presidents' Council

Presented by Dr. Donald Zacharias, President

The Presidents' Council met at 8:30 a.m. on Wednesday, December 16, 1992, in the Trustees Conference Room of the Education and Research Center. The following business was conducted:

- Discussed legislative appropriations request
- Reviewed capital improvements and repair and renovations request
- Discussed the issue of handling Workers' Compensation claims
- Received report from Avanti Travel
- Preliminarily discussed goals and operation of universities with further discussion to take place the first week in January

Presidents' Reports

The following institutional executive officers presented reports: Dr. Walter Washington, Alcorn State University; Dr. Kent Wyatt, Delta State University; Dr. James E. Lyons, Sr., Jackson State University; Dr. Don Zacharias, Mississippi State University; Dr. Clyda Rent, Mississippi University for Women; Dr. William Sutton, Mississippi Valley State University; Dr. R. Gerald Turner, University of Mississippi; and Dr. Aubrey Lucas, University of Southern Mississippi. Also reporting was Dr. Norman Nelson, Vice Chancellor for Health Affairs, University of Mississippi Medical Center.

Other Business/Announcements

1. Ms. Diane Miller, the Board's representative on the University Press Board of Directors, announced the opening of the Learning Store on the first floor of the Paul B. Johnson Building.
2. Mr. Crosthwait asked the Board to remember in their prayers Mr. Carl Nicholson's son, Jeffrey, who was recently hospitalized.
3. Dr. Cleere announced that his staff would be ready to discuss affirmative action at the January meeting of the Presidents' Council.

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4. Mr. Crosthwait commended Dr. William Sutton, President, Mississippi Valley State University, for his leadership in retiring Valley's deficit.
5. Mr. Crosthwait thanked Commissioner Cleere and his staff for hosting the Christmas dinner.
6. On motion by Mr. Rushing, seconded by Mr. Luvane, and passed, **with Mr. Nicholson absent and not voting**, it was

RESOLVED, That the Board hereby accepts a resolution, shown as **EXHIBIT 5**, on Trustee Code of Conduct, for discussion at the January Board meeting and in the interim, requests a legal review for compliance with Section 1200, Ethics Policy, of the Board's Policies and Bylaws.

Appearances/Recognitions

Mr. Alton Bankston, Board Member, State Board for Community and Junior Colleges
Mr. Tommy Campbell, Consultant to the Board

Executive Session

On motion by Mr. Ivey, seconded by Mr. Hickman, and passed, **with Mr. Nicholson absent and not voting**, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Hickman, seconded by Mr. Ivey, and passed, **with Mr. Nicholson 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.

The President reopened the meeting and announced the Board had voted unanimously to go into Executive session to **hear from the Board's attorneys concerning settlement possibilities in the case styled, Ken Snow and USAA, Plaintiffs v. Ocie Brown, Defendant, #CV-92-148, in the Circuit Court of Marengo County, Alabama.** Alcorn State University is involved in this case.

In Executive Session, the following action was taken and later reported by the President in Open Session:

On motion by Mr. Ivey, seconded by Ms. Baker, and passed, with Mr. Nicholson absent and not voting, the Board voted to authorize its attorneys to settle the case styled, Ken Snow and USAA, Plaintiffs v. Ocie Brown, Defendant, #CV-92-148, in the Circuit Court of Marengo County, Alabama.

On motion by Mr. Hickman, seconded by Ms. Garrett, and passed, **with Mr. Nicholson absent and not voting**, the Board voted to return to Open Session.

Persons Attending the Executive Session were:

Members of the Board: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Mr. Frank Crosthwait, Ms. Ricki R. Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James W. Luvane, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Dr. Cass Pennington, and Mr. Sidney L. Rushing. Mr. Carl Nicholson, Jr., was absent.

Board Administrative Staff: Dr. W. Ray Cleere, Commissioner; and Ms. Ann Homer cook, Associate Commissioner and Executive Secretary.

Office of the Attorney General: Mr. Lloyd Arnold, Assistant Attorney General; and Mr. Bob

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Jenkins, Special Assistant Attorney General.

Institutional Executive Officers: Dr. Walter Washington, President; and Dr. R. E. Waters, Vice President, Alcorn State University.

Adjournment

There being no further business to come before the Board, on motion by Ms. Baker, seconded by Ms. Miller, and passed, **with Mr. Nicholson absent and not voting**, the Board voted to adjourn.

President, Board of Trustees of State Institutions of Higher Learning

**Associate Commissioner/Executive Secretary, Board of Trustees of
State Institutions of Higher Learning**

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EXHIBITS

EXHIBIT 1 Agreement between Rhodes College and Gulf Coast Research Laboratory

EXHIBIT 2 Agreement between University of Tampa and Gulf Coast Research Laboratory

EXHIBIT 3 Agreement between University of Wisconsin Eau Claire and Gulf Coast Research
Laboratory

EXHIBIT 4 Resolution Commending Life and Work of the late Dr. Harold Howse, University of
Southern Mississippi

EXHIBIT 5 Proposed Trustee Code of Conduct for Discussion at January, 1993 Board Meeting

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