

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
October 21, 2004**

**BE IT REMEMBERED**, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session at Delta State University in the Ewing Hall - Delta Room in Cleveland, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on April 22, 2004, to each and every member of said Board, said date being at least five days prior to this October 21, 2004 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 Klumb, Dr. D. E. Magee, Jr., Dr. Bettye Henderson Neely, Ms. Virginia Shanteau Newton, Mr. Bob Owens, Mr. Aubrey B. Patterson, Ms. Robin J. Robinson, Mr. Scott Ross, and Ms. Amy Whitten. The meeting was called to order by Mr. Roy Klumb, President. Dr. Stacy Davidson introduced Reverend Billy Owen who conducted the prayer.

**BOARD DINNER**

Mr. Klumb thanked Dr. John Hilpert, President of Delta State University, and his faculty and staff for hosting the October 21, 2004 Board meeting and dinner.

**APPROVAL OF THE MINUTES**

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

**RESOLVED**, That the Minutes of the Board meeting held on August 20, 2004, stand approved.

**EXECUTIVE SESSION**

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

Discussion of a personnel matter at the Board Office.

**On motion by Mr. Ross, seconded by Mr. Blakeslee, and unanimously passed by those present, the Board voted to return to Open Session.**

On motion by Mr. Ross, seconded by Ms. Whitten, and unanimously passed by those present, the Board approved the Inter-Agency Agreement for the Provision of Legal Services for the Fiscal Year 2004 between the Board of Trustees of State Institutions of Higher Learning and the Attorney General in the amount of \$405,829.25 as referenced by legal committee agenda item #2 in the Board Book. A copy of the contract is included in the bound *October 21, 2004 Board Working File*.

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***Ayers* Implementation Committee**

The committee was brought to order by Dr. Magee, Chair. The following items were discussed:

1. ***Ayers* Update**

The committee received an update on the *Ayers* case. Each historically black institution spoke to the implementation of the Settlement Agreement. Dr. Lester Newman, President of Mississippi Valley State University, thanked the Board for making the *Ayers* case a priority over the years.

2. **Other Business**

- a. Ms. Whitten stated that the universities (ASU, JSU, and MVSU) should be applauded for their good faith efforts.
- b. Dr. Magee stated that the Board needs to work diligently to get the money to fund the *Ayers* Settlement Agreement implementation.
- c. Dr. Neely commended ASU, JSU, and MVSU for moving forward to comply with the *Ayers* mandates.

The following committee members attended the meeting: Dr. D. E. Magee (Chair), Mr. Thomas Colbert, Mr. Ed Blakeslee, Ms. Virginia Shanteau Newton, and Mr. Bob Owens. Other Board members attending the meeting were: Dr. Stacy Davidson, Mr. Roy Klumb, Dr. Bettye Neely, Mr. Aubrey Patterson, Ms. Robin Robinson, Mr. Scott Ross, and Ms. Amy Whitten.

**UNANIMOUS CONSENT**

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

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

**PRESIDENTS' COUNCIL**

Dr. Charles Lee, President

The Council met for a luncheon meeting in the Kent Wyatt Building on the campus of Delta State University.

Commissioner Potter provided an overview of the proposed policies and operating procedures now under consideration by the Board.

The draft documents on internal auditing changes were introduced to the presidents and will receive further attention at the next meeting in about two weeks.

The Council received recommendations from the financial officers on multi-year tuition approaches, a long range capital development plan for facilities maintenance and on multi-year approaches to faculty and staff compensation. These recommendations will be discussed at the next meeting, and the Council anticipates bringing forth a consensus-based set of plans for the Board's consideration.

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The Council briefly discussed the employment trends data that is included in the Board book. This data would have the most meaning when discussed in the context of such elements as to the respective overall missions, changes in external findings, and the increasing federal and state reporting and regulatory compliance requirements that add to the personnel requirements.

The Council looks forward to a response from the Board to the suggestions that were included in the two memos that were mentioned by President Klumb.

The Council members present also agreed to share the cost of sponsoring a table at a November 18<sup>th</sup> luncheon honoring U. S. Senator Thad Cochran that is being sponsored by the Mississippi Council on Economic Education Forum. Commissioner Potter will allocate the cost among the campuses on the basis of the current budget allocation process.

**ACADEMIC AFFAIRS**

Presented by Ms. Robin Robinson, Chair

On motion by Ms. Robinson, seconded by Mr. Patterson, and unanimously passed by those present, it was

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the following Academic Affairs Agenda. Agenda item #2, as amended, was approved on a separate motion by Dr. Neely, seconded by Mr. Klumb, and unanimously passed by those present. Agenda item #4 was approved on a separate motion by Dr. Neely, seconded by Mr. Blakeslee, and unanimously passed by those present. Agenda item #5 was approved on a separate motion by Dr. Neely, seconded by Ms. Whitten, and unanimously passed by those present. Agenda item #6 was approved on a separate motion by Ms. Whitten, seconded by Dr. Davidson, and unanimously passed by those present. **AGENDA ITEM #7 WAS PULLED FROM THE AGENDA.** Agenda item #8 was approved on a separate motion by Ms. Whitten, seconded by Ms. Newton, and unanimously passed by those present. Agenda item #9 was approved on a separate motion by Dr. Neely, seconded by Ms. Newton, and unanimously passed by those present. **AGENDA ITEM #10 WAS REFERRED BACK TO THE STAFF.** Agenda item #11 was approved on a separate motion by Dr. Davidson, seconded by Ms. Whitten, and unanimously passed by those present. Agenda item #12 was approved on a separate motion by Dr. Neely, seconded by Dr. Davidson, and unanimously passed by those present. Agenda item #13 was approved on a separate motion by Dr. Davidson, seconded by Mr. Blakeslee, and unanimously passed by those present. Agenda item #14 was approved on a separate motion by Ms. Whitten, seconded by Ms. Newton, and unanimously passed by those present.

1. **UMMC** – Approved the award of degrees in November 2004, as follows:

Doctor of Philosophy	7
Master of Science	<u>1</u>
<b>Total Degrees</b>	<b><u>8</u></b>

2. **System Administration** – Approved the request for new academic programs, as follows:

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- a. ASU - Master of Science in Biotechnology (CIP 26.1201);
  - b. JSU - Bachelor of Science in Communicative Disorders (CIP 51.0201) (**THIS ITEM WAS PULLED FROM THE AGENDA**);
  - c. MVSU - Bachelor of Science in Recording Industry (CIP 50.0909);
  - d. USM
    - i. Bachelor of Arts/Science in Entertainment Industry (CIP 50.0909);
    - ii. Bachelor of Science in Forensics (CIP 43.0106); and
    - iii. Master of Science in Forensics (CIP 43.0106).
3. **Other Business** - Ms. Robinson asked for the following information to be available for the next Board meeting: 1) cost per student of a new program; 2) the placement of students graduating from that program broken down into four categories: Mississippi, southeastern part of the United States, nationally and internationally; and 3) projected salaries of the graduates broken down into four categories: Mississippi, southeastern part of the United States, nationally and internationally.
4. **System Administration** – Approved the request for the following administrative changes for USM:
- a. Rename the Center for Child and Family Studies to the Department of Child and Family Studies within the College of Education and Psychology;
  - b. Rename the Department of Criminal Justice to the Department of Administration of Justice within the College of Science and Technology;
  - c. Move the Department of Economic Development and Planning from the College of Business and Economic Development to the College of Science and Technology;
  - d. Move the Ph.D. program in International Development from the Department of Economic Development and Planning to the Department of Political Science in the College of Arts and Letters;
  - e. Rename the Department of Political Science to the Department of Government, International Development, and International Affairs in the College of Arts and Letters; and
  - f. Rename the College of Business and Economic Development to the College of Business.
5. **System Administration** – Approved the request for academic program name changes at USM, as follows:
- a. Bachelor of Arts/Science in Criminal Justice to Administration of Justice (CIP 43.0104) and
  - b. Master of Arts/Science in Criminal Justice to Administration of Justice (CIP 43.0104).
6. **System Administration** – Approved the amendment to the *Board Policies and Bylaws* – 403.0101 Minimum Standards for Tenured Employment – for first reading, as follows:  
**403.0101 MINIMUM STANDARDS FOR TENURED EMPLOYMENT**

All faculty contracts will specify whether the appointment is with tenure, tenure track, or non-tenure track. Beginning with a tenure track appointment to any professorial rank (assistant professor, associate professor, professor), a faculty member ~~may~~ must be ~~recommended~~ reviewed for tenure ~~after completing a probationary period of five to seven academic years, up to three of which may have been met in the rank of instructor during the sixth academic year of the probationary period.~~ Upon written agreement between the institution and the faculty member, credit up to a maximum of ~~four~~ (4) five (5) years toward fulfillment of the minimum probationary period may be allowed for service at ~~one or more other~~ an institutions of higher education. Such credit toward the probationary

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period ~~transferred from another institution~~ must be determined at the time of initial appointment to rank. Such allowance is to be granted only to an individual who possesses exceptional professional qualifications and achievements and is not to be construed as exempting said individual from any other institutional policies and procedures governing the award of tenure.

Once the probationary period has been ~~successfully~~ completed, a tenure track professor of any rank, if reappointed, ~~may~~ must be awarded tenure or a terminal contract. For tenure to be awarded, the Institutional Executive Officer must make a recommendation to the Board in writing. Only faculty members of professorial rank can be awarded tenure. The award of tenure is not vested until notice of the award is given in writing by the Institutional Executive Officer, after approval by the Board, and the written notice is actually received by the faculty member.

~~Faculty members who transfer from one institution to another within the Mississippi system are subject to the same probationary period in a given institution as any other faculty member who is new to the system.~~

At the time of initial employment by the Board, a faculty member or an administrative employee whose preceding employment included faculty rank at the level of assistant professor, associate professor, or professor and tenure may be granted tenure only if so recommended by ~~the department (or equivalent academic unit), the Dean, the Provost/Vice President, and~~ the President/Chancellor and approved by the Board.

There shall be appropriate tenure/grievance committees at the institutions.

7. **System Administration** – Proposed amendment to the *Board Policies and Bylaws* – 601.0201 Intermediate Courses – for first reading, as follows:

**601.0201 INTERMEDIATE COURSES**

- A. All entering freshmen enrolled at an IHL university with an ACT Mathematics subtest score of 16 or less will be required to take Intermediate Mathematics during their first semester of enrollment. Students whose Mathematics subtest score is 19 or less should be strongly encouraged to take Intermediate Mathematics.
- B. All entering freshmen enrolled at an IHL university with an ACT English subtest score of 16 or less will be required to take Intermediate English during their first semester of enrollment. Students whose English subtest score is 19 or less should be strongly encouraged to take Intermediate English.
- C. All entering freshmen with an ACT Reading subtest score of 16 or less will be required to take Intermediate Reading during their first semester of enrollment.

Students whose Reading subtest score is 19 or less should be strongly encouraged to take Intermediate Reading. ~~Students taking Intermediate Reading should not be permitted to take courses in Literature and Social Sciences.~~

- D. Students taking two or more intermediate courses must enroll in the year-long Academic Support Program and will not be permitted to take more than ~~45~~ 17 semester hours, including intermediate courses and the Academic Support Program.

~~These recommendations will take effect at the beginning of the 2000-2001 academic year.~~

**(THIS ITEM WAS PULLED FROM THE AGENDA.)**

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8. **System Administration** – Approved the changes/additions to the *Accreditation Standards and Rules and Regulations for Mississippi Nursing Degree Programs* as recommended by the Mississippi Council of Deans and Directors of Schools of Nursing. The changes are included in the bound *October 21, 2004 Board Working File*.
9. **System Administration** - Approved the appointment of Dr. Sue Minchew, Interim Dean of the College of Education at Mississippi State University, as the IHL Representative to the Commission on Teacher and Administrator Education, Certification and Licensure and Development to complete the term of former MSU Dean of the College of Education, Dr. Roy Ruby.
10. **System Administration (Information item.)** - The Board received the annual report of Post Tenure Review. A copy is included in the bound *October 21, 2004 Board Working File*. **This report was referred back to the staff to check for consistency of the numbers and to re-submit it at the February Board meeting.**
11. **System Administration** – Approved the establishment of the Institute for Community-Based Research within the Division of Social Sciences at Delta State University. The Institute aims to provide an avenue through which DSU students, especially those pursuing a Master of Science degree in Community Development, are able to collaborate with faculty and community organizations to engage in timely and meaningful research.
12. **System Administration** – Approved the request for Mississippi State University to conduct a 3-year pilot program beginning in the fall of 2005 to investigate using English as a Second Language (ESL) courses to satisfy the English language proficiency for admission purposes as an alternative for undergraduate international students not meeting the 525 TOEFL requirements.
13. **System Administration** – Approved request for Mississippi University for Women to offer the Master of Science in Health Education (CIP 13.1307) on-line in addition to the present on-campus program.
14. **System Administration** - Approved the amendment to the *Board Policies and Bylaws* – 505.01 Students Called to Active Duty– for immediate implementation in accordance with *Board Policy 201.0402 Procedures for Changing Board Policies and Adopting New Policies*, and retroactive to the beginning of the fall semester of 2004, as follows:

**505.01 STUDENTS CALLED TO ACTIVE DUTY**

Any student who has enrolled at an institution under the governance of the Board of Trustees, who is a member of the Mississippi National Guard, or one or more units of the Mississippi State Guard, or who is a member of any of the reserve components of the armed forces of the United States, and who has been placed in active duty status by orders of the President of the United States, or who has been drafted into any component of the armed forces of the United States, may be allowed to withdraw as a student of the institution, with a full refund of tuition, out of state fees (if applicable), student fees and any special fees, with room and board fees prorated with the approval of the Institutional Executive Officer.

Any student who withdraws from an institution under this policy will not receive any grades. The student record will show evidence of the withdrawal with documentation on file.

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Any student called to active duty who has completed at least 3/4 of the semester and is in good standing with the institution, and who needs to only take the final examination to complete the semester, has the option to leave the university pursuant to this policy, without his/her class standing effected, and without refund of any of the above fees or tuition. However, within ninety (90) days after release from active duty, the student ~~must~~ may make arrangements to take the final examination. The score of the final exam plus the unfinished semester's work will constitute the student's final grade.

Alternatively, any student called to active duty who has completed at least 3/4 of the semester and is in good standing with the institution, has the option to leave the university pursuant to this policy, without his/her class standing effected, and without refund of any of the above fees or tuition and shall have the option of receiving full credit for each enrolled course of study with the grade earned at the date he or she was called into active duty.

**BUDGET & FINANCIAL AFFAIRS**

Presented by Mr. Thomas Colbert, Chair

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

**RESOLVED**, That the Board hereby approved agenda item #1a as submitted on the following Budget & Financial Affairs Agenda. Agenda item #1b was approved on a separate motion by Mr. Colbert, seconded by Mr. Blakeslee, and unanimously passed by those present.

1. **System Administration** – Approved the following contracts:
  - a. **UM** - Approved request to enter into a contract with Mobius Management Systems, Inc., contingent upon ITS approval, for the purpose of implementing a document imaging and management system for several administrative offices. This will include the purchase of software licenses, development work, and training programs from Mobius. The estimated cost of the software and services is \$380,000. Annual service fees will be approximately \$40,000. A copy of the contract is included in the *October 21, 2004 Board Working File*.
  - b. **UMMC** - Approved request to renew an agreement with Medical Waste Solutions of Mississippi LLC for services that include medical waste management, pickup, transporting, treatment, disposal, documentation and verification for various facilities. The two-year renewal agreement is for the period November 1, 2004 through October 31, 2006 with an option to extend for one additional year and will not exceed \$900,000. It replaces the original agreement for the period November 1, 2001 through October 31, 2004. The rate for the University Hospitals and Clinics located at 2500 North State Street and the Jackson Medical Mall on Woodrow Wilson Drive is \$0.185 per pound. The other facilities are \$18.00 per container. A copy of the contract is included in the *October 21, 2004 Board Working File*.
2. **System Administration (Information item.)** – The Board received the Schedule of Complimentary Athletic Tickets issued during academic year 2003-2004. A copy of the report is included in the bound *October 21, 2004 Board Working File*.
3. **System Administration (Information item.)** – The Board received the Schedule of Participation and Optional Fees in effect for the 2004-2005 academic year. A copy of the report is included in the bound *October 21, 2004 Board Working File*.

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**AUDIT**

Presented by Mr. Aubrey Patterson, Chair

The committee continued its discussion of an annual audit plan for the system and operations of the university internal audit position. A copy of the *Proposed Internal Audit Charter* is included in the bound *October 21, 2004 Board Working File*. No action was taken.

**BUILDING/FACILITIES**

Presented by Mr. Scott Ross, Chair

On motion by Ms. Robinson, seconded by Dr. Davidson, and unanimously passed by those present, it was

**RESOLVED**, That the Board hereby approved the agenda items as submitted on the following Building/Facilities Agenda.

1. **ASU** - Approved the initiation of a project to renovate Dorm III (historic name). The building is not a dormitory and has been unoccupied for a number of years. The building will be renovated to be used for multi-cultural and international activities. The building will include office space, activity space, conference rooms and study space. The project budget is \$715,000 which includes \$500,000 federal funds and \$215,000 in-kind contributions.
2. **DSU** - Approved the initiation of **IHL #202-126, Baseball Annex and Selection of Project Professional**, and the appointment of Singleton Architects as the project professionals. Funds are available in the amount of \$300,000 through the DSU Foundation.
3. **JSU** - Approved the initiation of a project to renovate the old Unclaimed Freight building, and appointment of Manning Architects as project professionals for the Athletic Support Facility, Phase II. Funds are available from university sources in the amount of \$1,000,000. This project proposes to provide renovation and improvement of existing facilities that do not meet the NCAA Regulation for Division I level competition and Title IX requirements for multi-gender sports programs.
4. **MUW** - Approved the initiation of a new project to provide emergency generators for Hogarth Student Center, Hogarth Cafeteria, Welty Hall, and Eckford Hall. Also, approved the appointment of Atherton Consulting Engineers as the project professionals. Funds in the amount of \$350,000 are provided by a Federal Department of Justice award.
5. **MUW** - Approved the initiation of a new project to provide additional lighting and emergency telephones, and the appointment of Watkins O'Gwynn as the project professionals. Funds in the amount of \$212,550 are provided by a Federal Department of Justice award.

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6. **UM** - Approved the initiation of a project to renovate the existing Intercollegiate Athletic Building into academic administrative offices and to renovate of the existing Physical Plant Building into administrative office space. Also, granted the authority to hire a project professional. The funds are available from private and auxiliary funds.
7. **UM** - Approved the initiation of a project to renovate the women's softball stadium and the appointment of Mills and Mills as the project professionals. The budget of approximately \$900,000 is available from auxiliary self-generated income.
8. **UM** - Approved the initiation of a project to renovate a portion of the food service area in the Ole Miss Union to provide better seating areas and update finishes. The budget of approximately \$600,000 will be available from University self-generated income.
9. **UM** - Approved the initiation of a project to preplan an emergency service building for the University. The building is envisioned to house dispatchers from the University Police Department, Physical Plant Department, and all university emergency services. It will also house the fire and security alarms, video monitoring, and night maintenance. The budget will be determined by the preplanning effort. Funds are available from University self-generated income.
10. **UM** -Approved the initiation of a project to complete swing lab spaces in the Faser Hall addition and the appointment of Cooke Douglass Farr Lemons, Ltd. as the project professionals. This project will complete the first and second floor swing lab spaces in the Faser Hall addition. The third and fourth floor labs were completed by a recent project. This new project will complete the shelled out areas now available. Funds are available from a federal grant.
11. **UMMC** - Approved the initiation of a project to **Repaint Overhead Crosswalks '04, IHL #209-492**, and the appointment of Usry Architects, P.A. as project professionals. This project will repaint existing overhead crosswalks to the School of Dentistry and Hardy Building. Funds are available from University sources in the amount of \$300,000 from interest income.
12. **DSU** - Approved construction documents for **IHL #202-126, Baseball Annex** and authorized advertising for the receipt of bids. Funds are available in the amount of \$300,000 through the DSU Foundation.
13. **MSU** - Approved construction documents, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings for the **Simulation and Design Center, GS #105-294**. This project will construct a 27,800 square foot two-story addition to the Engineering Research Center which will house the Simulation and Design Center. Funds are available from S.B. 3197, Laws of 2002, in the amount of \$6,000,000.
14. **MUW** - Approved construction documents and authorized advertising for the receipt of bids for **IHL #204-124B, Warehouse Building #47, Renovation for Grounds Department**. Funds are available from FEMA and MEMA.

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15. **UMMC** - Approved construction documents and authorized advertising for the receipt of bids for the **Renovation of Primary Electrical Distribution System, IHL #209-491**. Funds are available in the amount of \$400,000 from interest income.
16. **USM** – Approved construction documents and authorized advertising for the receipt of bids for **IHL #208-257, West Memorial Drive Plaza**. Funds are available in the amount of \$325,000 from University Plant Funds.
17. **UMMC** - Approved construction documents and authorized advertising for the receipt of bids for **Pavilion Suite K Renovations, IHL #209-490**. Funds are available in the amount of \$430,000 from interest income.
18. **ASU** - Approved bids and award of contract in the amount of \$419,000 to the low bidder, Metro Mechanical, Inc., for **GS #101-247, Renovate Bathrooms/Locker Rooms - Davey Whitney Complex**, and request approval by the Bureau of Buildings. Bids were as follows:

Contractor	Base Bid
1. Metro Mechanical, Inc.	\$419,000
2. J. L. Roberts Mechanical Contracting, LLC	\$508,700
3. Buford Plumbing Company, Inc.	\$574,500

19. **ASU** - Approved bids and award of contract in the amount of \$823,500 to the low bidder, Smith Painting & Contracting, Inc., for **GS #101-211, Eunice Powell Renovations**, and request approval by the Bureau of Buildings. Bids were as follows:

Contractor	Base Bid
1. Smith Painting & Contracting, Inc.	\$823,500
2. Paul Jackson & Sons, Inc.	\$851,000
3. Flagstar Construction Co., Inc.	\$906,800
4. Barnard & Sons Construction, LLC	\$920,000
5. Owen Holland & Sons	\$944,000
6. R.A. Edgin Construction Co., Inc.	\$950,000

20. **DSU** – Approved bids and award of contract in the amount of \$448,330 to the low bidder, Roy Collins Construction Company, Inc., for **GS #102-189, Aircraft Hangar**, and request approval by the Bureau of Buildings. Funds are available at the Bureau of Buildings. Bids were as follows:

Contractor	Base Bid
1. Roy Collins Construction Company	\$448,300
2. Wright Steel Erectors, Inc.	\$499,000
3. Jackson Construction of Grenada, Inc.	\$503,000
4. Omega General Contractors, Inc.	\$537,000

21. **DSU** - Approved bids and award of contract in the amount of \$2,573,000 to the low bidder, Panola Construction Company, Inc., for **GS #102-190, 2002 Court of Governors, Phase III**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$500,000 through the Bureau of Buildings and in the amount of \$2,400,000 through DSU EBC Revenue Bonds. Bids were as follows:

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<b>Contractor</b>	<b>Base Bid</b>
1. Panola Construction Company, Inc.	\$2,573,000
2. Roy Collins Construction Company, Inc.	\$2,659,000
3. Inman Construction Corp.	\$2,981,000
4. Harvey C. Green Construction Company, Inc.	\$3,086,300

22. **JSU** - Approved bids and award of contract in the amount of \$207,000 to the low bidder, Harris Constructors, Inc., for **GS #103-218, 2003 Structural Repairs - Just Science Hall**, and request approval by the Bureau of Buildings. Funds are available from S.B. 2988, Laws of 2003, in the amount of \$207,000. Bids were as follows:

<b>Contractor</b>	<b>Base Bid</b>
1. Harris Constructors, Inc.	\$207,000
2. J. A. Moss Construction Company, Inc.	\$241,100

23. **MVSU** - Approved bids and award of contract in the amount of \$354,000 to the low bidder, Hunt Management and Construction, Inc., for **GS #106-191, ADA Compliance Phase I**, and request approval by the Bureau of Buildings. Funds for the project are available from S.B. 3158, Laws of 2001. Bids were as follows:

<b>Contractor</b>	<b>Base Bid</b>
1. Hunt Management and Construction, Inc.	\$354,000
2. Sullivan Enterprises, Inc.	\$363,000

24. **USM** – Approved bids and award of contract in the amount of \$564,131.50 (\$840,921.45 less deductive alternates #1 and #2 plus the negotiated amount of \$73,200) to the lowest bidder, Lane Construction Company of Mississippi, Inc., for **GS #108-203 Paving, Lighting, and Storm Drainage – Gulf Park Campus**, and request approval by the Bureau of Buildings. Funds are available in the project budget in the amount of \$650,000 from S.B. 3315, Laws of 2000. Bids were as follows:

<b>Contractor</b>	<b>Base Bid</b>	<b>Alternates</b>
1. Lane Construction Company	\$840,921.45	1. (\$136,846.95)
		2. (\$213,143.00)
		3. (\$ 15,922.00)
		4. (\$140,607.15)
2. SCI, Inc.	\$938,471.00	1. (\$ 98,000.00)
		2. (\$206,885.00)
		3. (\$ 21,100.00)
		4. (\$123,456.00)

25. **JSU** - Approved the request to execute a petition to close a portion of Cleary Street in Jackson, Mississippi, on which the new student union will be located. At the present time, the campus is undergoing an extensive expansion and renovation project in which said alley is needed to permit the University to construct its new student union upon.

26. **MSU** - Approved request to enter into lease agreement with Bulldog Club, Inc., to construct facilities to be located thereon, which facilities will be commonly known as the Palmeiro Center. Bulldog Club, Inc., is to bear all construction costs of this facility, which is designed to accommodate indoor practice fields for baseball and

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football. The primary term of the lease is for a period of twelve months, beginning November 1, 2004 and ending October 31, 2005, with the option to extend the lease for an additional one-year term on the same terms and conditions of this lease.

27. **MSU** - Approved the request to award timber sales to the following highest bidders:
- a. Timber Sale 04-08PT, Talking Warrior Unit, John W. Starr Memorial Forest
    - Georgia Pacific \$51,192.23
    - Richton Tie & Timber, LLC \$45,220.50
  - b. Timber Sale 04-09PP, Talking Warrior Unit, John W. Starr Memorial Forest
    - Richton Tie & Timber, LLC \$32,950.00
    - Hayes Hunt Logging, Inc. \$17,000.00
  - c. Timber Sale 04-10PP, Talking Warrior Unit, John W. Starr Memorial Forest
    - Hayes Hunt Logging, Inc. \$1,500.00
  - d. Timber Sale 04-11PP, Talking Warrior Unit, John W. Starr Memorial Forest
    - Hayes Hunt Logging, Inc. \$1,600.00
28. **MSU** - Approved the request for the Mississippi Agricultural and Forestry Experiment Station to sell approximately 17.26 acres located in Lee County to the Spearman Living Trust dated March 27, 2001 for the amount of \$61,275.00. Sales price for the described property is greater than the average of two appraisals obtained from Travis Gray Appraisal (\$43,150) and Jeff Short Appraisal Service (\$52,000).
29. **MUW** - Approved the request to purchase from the MUW Foundation in the amount of \$10.00 to acquire MTS Laundry, Inc, which is located at 424 11<sup>th</sup> Street South, Columbus. This property is a commercial lot and building containing approximately .126 acres. The building is approximately 1,993 square feet more or less and adjoins the campus to the east and south. The property has been appraised at \$78,000 and \$80,000.
30. **UMMC** - Approved the Twenty-Seventh Amendment to the lease agreement with the Jackson Medical Mall Foundation for Phases II and III for the Cancer Institute. The Phase II lease space currently consists of 42,670 square feet at \$10.00 per square foot and will increase based on this amendment to \$12.85 beginning November 1, 2004. The Phase III lease will increase to \$12.79 from \$10.00 per square foot and consists of 71,662 square feet. The lease for Phase III will begin once renovation is complete. The common area maintenance fees remain the same at \$2.88 for Phase II and Phase III at an annual cost of \$122,889.60 and \$206,386.56, respectively. The total annual lease costs for Phase II (42,670 square feet) will be \$671,199.10. Once substantial completion of the Phase III space (71,662 square feet) has occurred, the annual lease will be \$2,039,500.52.
31. **JSU** - Approved Change Order #6 in the amount of \$712,094 with no increase in contract time for **Walter Payton Health & Wellness Center, IHL #203-135**. Funds are available in the project budget. Per the August 2004 IHL Board discussion, the maximum price to complete the project was \$777,297. Through

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negotiations with Yates Construction and the other contractors, the price to complete the building will be \$712,094, which includes \$423,743 for General Condition days for Yates, and \$288,351 for construction.

32. **MSU** - Approved the request to purchase a Magnetic Resonance Imaging System (MRI) and to enter into a maintenance agreement with General Electric. Payment for the MRI will be made in three installments. The total cost of the MRI is \$2.7 million. Grant Funds approved in 2004 will pay for \$1 million of the total cost. Funds appropriated in 2005 will be used to pay an additional \$1 million upon delivery of the MRI in 2005. A “lease to buy” option will pay the remaining balance of \$.7 million when the MRI installation is complete. The remaining funds will be generated by the operation of the Institute for Neurocognitive Science and Technology. The interest costs incurred through use of the lease to buy option will total approximately \$24,000 assuming a one-year loan at 4%. The first year's magnet maintenance and cryogen service is free of charge. Funds appropriated in 2005 will be used to pay the next year's service which totals \$171,010. Overhead earned from external awards in 2006 and beyond will be used to pay for service in subsequent years.
33. **MSU** - Approved the resolution authorizing the issuance of the Series 2004-A Bonds of the MSU EBC to finance a new residential housing facility which was previously approved by the Board. The issuance will not exceed \$31 million. Also, approved the refunding of approximately \$11 million of certain outstanding indebtedness of the MSU EBC. Further, approved the employment of Hancock Bank as Trustee and the execution and delivery of the appropriate documents.
34. **System Administration** – Approved the Capital Improvement/Repair and Renovation Request. A copy is included in the bound *October 21, 2004 Board Working File*.
35. **System Administration (Information item.)** - October Facilities Summary. (See Exhibit 1.)
36. **Other Business**
- a. **MVSU** - Approved bids and award of contract in the amount of \$261,812.97 to the low bidder, Camo Construction Company, Inc., for **IHL #206-016, Construction of Campus Amenity Lake**. Funds are available in the amount of \$275,000 from the Plant Fund. Bids were as follows:

<b>Contractor</b>	<b>Base Bid</b>
1. Camo Construction Co., Inc.	\$261,812.97
2. Malouf Construction Co.	\$274,534.00

**BUDGET & FINANCIAL AFFAIRS**

Presented by Mr. Thomas Colbert, Chair

**(Continued)** Agenda item #4 was approved on a separate motion by Mr. Colbert, seconded by Mr. Ross, and unanimously passed by those present.

4. **System Administration** – Approved the FY 2004 Fourth Quarter Employment Report for the period April 1, 2004 through June 30, 2004. A copy of the report is included in the *October 21, 2004 Board Working File*.

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**LEGAL**

Presented by Ms. Amy Whitten, Chair

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

**RESOLVED**, That the Board hereby approved agenda item #2a as submitted on the following Legal Agenda. Agenda items #2b and #2c, as submitted, and #2d, as amended, were approved on a separate motion by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present. Agenda item #2e was approved on a separate motion by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present. **AGENDA ITEM #3 WAS TAKEN UP EARLIER IN THE MEETING.**

1. **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 Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 8/11/04) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the *Durham v. MSCI* case.)

**TOTAL DUE ..... \$310.10**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 8/5/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with general advice.)

**TOTAL DUE ..... \$ 609.30**

Payment of legal fees for professional services rendered by Maxey, Wann (Statements dated 8/2/04 and 9/1/04) from the funds of the Board of Trustees of State Institutions of Higher Learning. (These statements represent services and expenses in connection with the *IHL v. State* case.)

**TOTAL DUE ..... \$12,921.13**

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statements dated 8/18/04, 8/18/04, and 8/20/04) from the funds of the University of Mississippi Medical Center. (These statements in the amounts of \$420.00, \$205.41 and \$28.00, respectively, represent services and expenses in connection with the *Sterling, Phillips and Cohly* cases, respectively.)

**TOTAL DUE ..... \$653.41**

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Payment of legal fees for professional services rendered by Bossier Kitchens (Statement dated 9/7/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Williams* case.)

**TOTAL DUE ..... \$7,130.17**

Payment of legal fees for professional services rendered by Collins May Potenza Baran & Gillespie (Statement dated 8/11/04) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the *Waters* case.)

**TOTAL DUE ..... \$307.27**

Payment of legal fees for professional services rendered by Verrill & Dana (Statement dated 8/23/04) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the Title IX Audit.)

**TOTAL DUE ..... \$4,047.74**

b. In relation to patent matters:

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 7/8/04, 7/19/04, 7/19/04, 7/19/04, 7/19/04, 7/28/04, 7/28/04, 7/28/04, and 7/28/04) from the funds of Mississippi State University. (These statements, in the amounts of \$380.00 - "Method for Determining Nematode Population on Cotton Plants;" \$4,380.49 - "Through-long Density Detector;" \$173.18 - "Method for Early Evaluation in Micropipeline;" \$113.29 - "Fiber Optic Moisture Sensor;" \$2,722.76 - "2343-169-[27 PCT];" \$400.00 - "Fiber Bragg Grating-Loop Ringdown Method and Apparatus;" \$1,286.42 - "Moisture and Density Detector;" \$2,392.83 - "Micro-Fluidic Device for Mon Biomolecular Interactions;" and \$400.00 - "Laparoscopic Surgical Grasper", respectively.)

**TOTAL DUE ..... \$12,248.97**

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 8/20/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with "Hiser/Provisional Application for Cell Culture Model for Demyelination/Remyelination" - \$68.80 and "Zwick/Saliva-Based Protein Profiling" - \$67.82.)

**TOTAL DUE ..... \$136.62**

2. **System Administration** – Approved the requests for legal services, as follows:

- a. **UM** - Retention of Collins, May, Potenza, Baran & Gillespie as outside counsel. The University is currently involved in a bankruptcy adversary proceeding in the U. S. Bankruptcy Court for the District of Arizona. The University Attorney's office has been primarily handling the matter, but the Court requires local Arizona counsel. The firm's hourly rates range from \$150 to \$280 depending on each

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lawyer's experience and expertise.

- b. **USM** - Retention of the law firm of Adams & Reese to provide legal assistance in the preparation and trial of *Servedio v. USM, et al.*; Circuit Court of Forrest County, Mississippi. Per the direction of the Attorney General's Office, the rate was reduced from \$175 per hour to \$150 per hour plus incidental costs and expenses. Payment for these services will be from University general funds.
- c. **USM** - Retention of J. T. Martin of Washington, DC, to provide legal assistance in the defense of *John Trevino v. USM*; U. S. District Court, Eastern District of Louisiana. The rate will be \$300 per hour plus incidental costs and expenses. Payment for these services will be from University general funds.

Because the Trevino case was filed in the Eastern District of Louisiana, it will be necessary to hire an attorney licensed in Louisiana to facilitate the entry of appearance of University Counsel and J. T. Martin *pro hoc vice* in the Louisiana federal court. Also, approved retention of Chris Perque of the New Orleans office of Adams & Reese at the rate of \$265 per hour plus incidental costs and expenses for that limited purpose.

- d. **USM** - Retention of the law firm of Adams & Reese to provide legal assistance in the preparation and trial of *Brewer v. USM, et al.*; Circuit Court of Forrest County, Mississippi. Per the direction of the Attorney General's Office, the rate was reduced from \$175 per hour to \$150 per hour plus incidental costs and expenses. Payment for these services will be from University general funds.
- e. **MSU** - Retention of Butler, Snow, O'mara, Stevens, & Cannada, PLLC as bond counsel for an initial term of one (1) year with an option for two one-year extensions, subject to approval by the Attorney General's Office. The fee will be at the rate of \$2.50 per thousand dollars of bonds issued plus out-of-pocket expenses not to exceed \$5,000 per closed bond issue.

- 3. **System Administration** - Inter-agency agreement for the provision of legal services for the fiscal year 2005 between the Board of Trustees of State Institutions of Higher Learning and the Office of the Attorney General. **(THIS ITEM WAS TAKEN UP EARLIER IN THE MEETING.)**

**AYERS IMPLEMENTATION**

Presented by Dr. D. E. Magee

- 1. **Other Business**
  - a. Dr. Magee stressed the need to work diligently to get the money that is due to the universities.
  - b. Dr. Neely commended Dr. Clinton Bristow, Dr. Lester Newman, and Dr. Ronald Mason for proceeding to fund *Ayers* concerns.
  - c. Ms. Whitten announced that a Legislative Committee meeting may be called before the November Board meeting. One of the topics to be discussed would be how the Board can assist in moving forward on funding the *Ayers* Settlement Agreement.

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**ADMINISTRATION/POLICY**

Presented by Dr. David Potter, Commissioner

**AGENDA ITEM #1 WAS PULLED FROM THE AGENDA.** On motion by Ms. Newton, seconded by Mr. Klumb, and unanimously passed by those present, it was

**RESOLVED**, That the Board hereby approved agenda item #2 as submitted on the following Administration/Policy Agenda. **AGENDA ITEM #3 WAS PULLED FROM THE AGENDA.** Agenda item #4 was approved on motion by Mr. Patterson, seconded by Ms. Robinson, and unanimously passed by those present. Agenda item #5 was approved on motion by Ms. Robinson, seconded by Dr. Davidson, and unanimously passed by those present.

1. **System Administration** – Proposed amendment to the *Board Policies and Bylaws* – 301.0512 Meeting Rules of Order – for first reading. A copy of the amendment is included in the bound *October 21, 2004 Board Working File*. **(THIS ITEM WAS PULLED FROM THE AGENDA.)** Mr. Colbert requested that this item be referred to the Legal Committee. Ms. Whitten requested that the Rules of Order be compared point by point with the Board’s *Policies and Bylaws*.
2. **System Administration** – Accepted the report entitled *A Review of the Operation of the Athletics Program at Mississippi State University*. A copy of the Executive Summary is included in the bound *October 21, 2004 Board Working File*.

Ms. Newton thanked Ms. Suzanne Sharpe, IHL Chief of Staff; Dr. Bill Smith, IHL Assistant Chief of Staff; the other IHL staff; and the MSU staff who diligently worked many hours on completing this project.

3. **System Administration** – *Changes in the Conduct of Board Business*. A copy is included in the bound *October 21, 2004 Board Working File*. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**

Ms. Whitten pointed out that the Board would utilize Committees of the Whole at the November Board Meeting.

4. **System Administration** – Approved the *Strategic Policy Agenda*. **(See Exhibit 2.)**
5. **System Administration** - Approved the agenda items considered subsequent to the August 20, 2004 Board meeting, as follows:
  - a. **ASU**
    - i. Approved bids and the award of a contract in the amount of \$298,000 to the low bidder, Griner Drilling Service, Inc., for the **Water Supply Well Project, GS #101-248**, and request approval by the Bureau of Buildings. Bids were as follows:

Contractor	Base Bid
1. Griner Drilling Service, Inc.	\$298,000
2. Lane Christensen Company	\$342,662

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- ii. Approved employment of Kimball Marshall and Edward Vaughn.
  - iii. Approved a change of status for Bruce McGowan, Lucy Miller, Debra McDonough, Phylliss Tanner, Benny Udemgba, and Lixin Yu.
  - iv. Approved termination of Solomon Terfa and Iva Irvin Ward.
  - v. Approved the award of Emeritus Status to the following personnel: Lawrence Barnes, George T. Bates, Frances C. Henderson, Joyce M. McManus, Thelma C. Spencer, and Michael L. Willey.
- b. **DSU**
- i. Approved bids and the award of a contract in the amount of \$518,000 to the low bidder, Century Construction and Realty, Inc., for **GS #102-198, 2003 ADA Compliance**, and request approval by the Bureau of Buildings. Funds are available at the Bureau of Buildings. Bids were as follows:
 

<b>Contractor</b>	<b>Base Bid</b>
1. Century Construction and Realty, Inc.	\$518,000
2. Roy Collins Construction Company, Inc.	\$668,000
  - ii. Approved request to name the following facilities in recognition of the Clarksdale and Coahoma County community coming together to support the creation of the Coahoma County Higher Education Center and to further recognize the largest financial contributors to the project. The names are as follows:
    - (1) The Cutrer Mansion - The Cutrer Cultural Arts Center,
    - (2) Multi-purpose building - The Norman Brown Commons Building, and
    - (3) Classroom - The Norman Brown Fine Arts Room.
  - iii. Approved employment of Jennie A. Gunn and Melinda E. Rush.
  - iv. Approved termination of the following personnel: Susan Adams, David Craig, Marion Eifling, Ellen Griffin, Anna Ingram, Thomas Lehman, and Bruce L. Seivertson.
- c. **JSU**
- i. Approved request for facility security clearance with the Department of Defense Services for the Commissioner and the Board members for access to classified information to the level of the facility security clearance granted to Jackson State University, as provided in the National Industrial Security Program Operating Manual. A copy of the document is included in the bound *October 21, 2004 Board Working File*.
  - ii. Approved the initiation of a project to construct two laundry facilities in the Transitional Dormitory Phases I and II, appointment of Barranco Architect as the project professionals, and request approval of the Bureau of Building, Grounds. Funds are available in the amount of \$450,000 from H.B. 1843, S.B. 3315, and S.B. 3197, Laws of 2003.
  - iii. Approved bids and award of a contract in the amount of \$3,879,265 to the low bidder, Harrell Contracting Group, for the **Renovation of John W. Dixon Hall, IHL #203-146**.
 

<b>Contractor</b>	<b>Base Bid</b>
1. Harrell Contracting Group, LLC	\$3,879,265
2. Flagstar Construction Company, Inc.	\$4,055,000
3. Benchmark Construction Corporation	\$4,637,000
  - iv. Approved the construction documents for the **New Student Center (Campus Union), IHL # 203-145**.

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- v. Approved employment of Kamal Ali.
  - vi. Approved a change of status for Melissa Druckery, Mark Hardy, Gwendolyn Prater, Joseph M. Stevenson, and John Sullivan.
  - vii. Approved the termination of Jessie Hawkins.
  - viii. Approved the award of Emeritus Status to Melvin I. Evans.
  - ix. Approved foreign travel as follows: Abdul Mohamed - Beijing, China; Felix Okojie - Beijing, China; James Perkins - Beijing, China; Shelton Swanier - Beijing, China; Hiroyasu Tachikawa - Honolulu, Hawaii; and Xiatang Wang - Beijing, Xian, and Shanghai, China.
- d. **MSU**
- i. Approved bids and the award of a contract in the amount of \$858,337 to the low bidder, Gulf Services Contracting, for **IHL 205-207-A, Site Demolition, New Residence Hall Complex**. The project budget is \$1,000,000, with funds to be provided from MSU EBC Bond Funds. Bids were as follows:
 

Contractor	Base Bid	Alternate A	Alternate B
1. Gulf Services Contracting	\$858,337	(\$497,850)	(\$45,600)
2. Environmental Abatement	\$884,825	(\$485,000)	(\$52,000)
3. D. H. Griffin Wrecking Co.	\$976,750	(\$530,000)	(\$38,250)
4. Virginia Wrecking Co.	\$1,234,000	(\$550,000)	(\$42,000)
5. Holliday Construction & Culpepper Enterprises	\$1,493,653	(\$544,907)	(\$35,380)
  - ii. Approved a Resolution of Intent to issue MSU EBC Lease Revenue Bonds in the maximum principal amount of \$20 million to pay the costs of constructing new student housing on the Starkville campus.
  - iii. Approved request for the Mississippi Agricultural & Forestry Experiment Station to purchase 64.84 acres of property in the amount of \$100,000 from the Delta Research Foundation. Funds will be provided by Mississippi Agricultural & Forestry Experiment Station.
  - iv. Approved the request to name the **New Residence Hall Complex, IHL 205-207**, "The Roy H. Ruby Residence Hall," in recognition of Dr. Ruby's outstanding years of service.
  - v. Approved the request to name the new multipurpose building at Stoneville the Charles W. Capps, Jr. Entrepreneurial Center for Charles W. Capps, Jr., in recognition of his years of service.
  - vi. Approved the employment of the following personnel: Nathan W. Buehring; Jeffrey C. Carver; Qian Du; Sergio D. Felicelli; K. Kim; Wenlong Li; Ronald A. Palmer; Carlos G. Senties-Cue; John E. Swan, II; Cyprianna E. Swiderski; and Todd E. Tietjen.
  - vii. Approved a change of status for Sandra H. Harpole and Neil MacDonald.
  - viii. Approved the termination of the following personnel: Jeffrey S. Boone; Anna M. Chupa; Kent E. Cushman; Miriam J. Gunter; William W. Hill, II; Thomas D. Lowe; Jeffrey L. Pappas; Daniel W. Scruggs; John U. Thomson; and Elizabeth A. Trevathan.
  - ix. Approved foreign travel as follows: Tuncay Aktosum - Mexico City, Mexico; Linda S. Andrews - Nassau, Bahamas; Mac Alan Blaine - Stein, Switzerland; Gary Bradshaw - Kona, Hawaii; Hannah E. Britton - Seoul, Korea; Louay Chamra - Vancouver, Canada; Pasquale Cinnella - Bari, Italy; Charmain Courcelle (Resident)- Southampton, Bermuda; Justin Courcelle - Southampton, Bermuda; Eric Dibble - Maringa, PR, Brazil; Edwin H. Duett - London,

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England; Sara M. Freedman - Rome, Italy; Jane B. Greenwood - Delft, The Netherlands; Harry Glenn Hughes - Munich, Germany and Orvieto, Umbria, Italy; Bob L. Karr - Valdivia, Chili; Michael T. Kidd - Dublin, Ireland; Roger L. King - Waterloo, Ontario, Canada; Wiliam L. Kingery - Shijiazhuang, China; Richard P. Maiers - Maringa, PR, Brazil; Linda Mitchell - Dublin, Ireland; Irene Moorman - Dublin, Ireland; Michael Neumann - Granada, Spain; Benedict Posadas - Nassau, Bahamas; Colin G. Scanes - Seoul, Korea; Juan Luis Silva - Reynosa, Mexico; Jagdish P. Singh - India; Yi Su - Nanjing, China; D. Wayne Wells - Stein, Switzerland; and Junxiao Wu - Kanagawa, Japan.

e. **MUW**

- i. Approved the initiation of a project for data and telecommunications cabling for Martin Hall and appointment of Information Technology Services as the project professionals. Funds are available in the project budget.
- ii. Approved construction documents and authorize advertising for the receipt of bids for **IHL #204-122, Physical Education Assembly Building, Storm Damage**. The Recreation Center and the Pohl Building will replace the Physical Education Assembly Building that was destroyed by the November 10, 2002 tornado. Improvements, which will not be funded by FEMA or MEMA, include an elevated walking track, outdoor pool and the enclosed bridge between the two buildings. Funds will be provided by FEMA/MEMA and University Plant Funds.
- iii. Approved bids and award of a contract in the amount of \$3,203,697, to the low bidder, West Brothers Construction, for **IHL# 204-118, Fine Arts Building, Storm Damage**. Funds are available from FEMA and MEMA. Bids were as follows:

Contractor	Base Bid	Alternate #1	Total Bid
1. West Brothers Construction	\$3,244,997	\$17,000	\$3,203,697
	<u>(\$60,000)</u>		
2. Conn Construction Company	\$3,648,000	\$2,700	\$3,610,700
	<u>(\$40,000)</u>		
- iv. Approved employment of Rebecca Cagle and Linda Forte`.
- v. Approved termination of the following personnel: Marci Boswell, Nancy Bryson, Linnea Hall, Todd Liddell, and Telisa Young.
- vi. Approved foreign travel for B. Eric Daffron to London, England.

f. **MVSU**

- i. Approved employment of Kandy Krebs and Latosha Thomas-Davis.
- ii. Approved a change of status for Richard Maxwell, Joseph Wahome, and Robert Young.
- iii. Approved termination of the following personnel: James Burchfield, Jacqueline Green, Reginal Henderson, Hasan Krad, Keith Kearney, Marlon Reed, James Thurmond, and Macy Wooden.
- iv. Approved the extension of a leave of absence for Kathie S. Golden.
- v. Approved employment of Dorothy Idelburg. (**Unanimous Consent item.**)

g. **UM**

- i. Approved the initiation of a project to renovate acquired commercial space to establish The University Innovation Outreach Center and approved the request to employ an architect. The

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budget will be determined in the early planning stages and is available from Grants and University self-generated funds.

- ii. Approved the initiation of a project to renovate the exterior of Scruggs Hall and the request to employ an architect. The budget is estimated to be \$980,000 and is available from University self-generated funds.
- iii. Approved bids and the award of a contract in the amount of \$363,000 (base bid only) to low bidder, Hooker Construction Company, Inc., for **GS #107-270, Barnard Observatory Waterproofing and Exterior Repairs**. Funds are available from the Bureau of Buildings bond issue. Bids were as follows:

Contractor	Base Bid	Alternates
Hooker Construction Company, Inc.	\$363,000	1. (\$34,500) 2. (\$30,500) 3. (\$15,000) 4. (\$12,000) 5. (\$16,000)
Panola Construction Company, Inc.	\$421,000	1. (\$33,000) 2. (\$13,500) 3. (\$23,600) 4. (\$ 9,300) 4. (\$13,700)

- iv. Approved the bids and the award of contracts to the low bidders on four sections of the **Airport Expansion, IHL #207-208**. Funds are available from FAA Grants (95%), MDOT Grants (2.5%), and University self-generated funds (2.5%). The low bidders and negotiated amounts are as follows:

- (1) **Contract 1** - Pave, light and mark 900ft runway extension, low bidder - Lehman-Roberts, \$718,616.90;
- (2) **Contract 2** - Pave, light, and mark parallel taxiway, low bidder - B & B Concrete, \$556,130.50;
- (3) **Contract 3** - Relocate segmented circle and wind sock, low bidder - Woodall Electric, \$17,591; and
- (4) **Contract 4** - Install new automated weather observation station, low bidder - Gephart Electrical, \$97,218.75.

Bids were as follows:

**CONTRACT ONE**

Contractor	Base Bid	Total Alternate Bid
Lehman-Roberts	\$1,049,084.51	\$154,072.30

**CONTRACT TWO**

Contractor	Base Bid	Total Alternate Bid
B & B Concrete, Inc.	\$474,342.00	\$431,549.00

**CONTRACT THREE**

Contractor	Base Bid
1. Woodall Electric, Inc.	\$17,591.00
2. Webster Electric, Co.	\$25,425.50

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3. B & B Concrete, Inc.           \$29,516.50

**CONTRACT FOUR**

<b>Contractor</b>	<b>Base Bid</b>
1. Reid Electric	\$118,210.00
2. Gephart Electrical, Inc.	\$97,215.53*
3. Woodall Electric, Inc.	\$123,000.00
4. Webster Electric, Co.	\$103,453.00

\*Bidder's written price differs from numerical price;  
therefore, the written price was used.

- v. Approved request to execute a lease to King Air Foundation, for a 50' X 70' hangar on Lot 12-B, and a 100' X 100' hangar on Lot 18 at the University-Oxford Airport.
- vi. Approved termination of Dale D. Bowman, Laura Razzolini, Jennifer Robinson, and Rahul Ganguly.
- vii. Approved foreign travel as follows: Timothy R. Angle - Maui, Hawaii; Henry E. Bass - Vienna, Austria; Hobart, Tasmania, Australia; and Quito, Ecuador; Charles Brower - Montreal, Canada; Gerard Buskes - Delft, The Netherlands; Po-Yu Chen (Student) - Honolulu, Hawaii; Deborah Michelle Emanuel - Montreal, Canada; Jaime Harker - Vancouver, British Columbia, Canada; Samir Husni - Belgium; Charles Hussey - Honolulu, Hawaii; Yafei Jia - Yichang, China; Tom Muir - Madrid, Spain; S. N. Prasad - Yichang, China; James Sabatier - Madrid, Spain; Greg Tschumper - Cape Town, South Africa; Sam Wang - Beijing, Jichang, Wuhan, China; and Jordan Zjawiony - Qingdao, Beijing, China.
- h. **UMMC**
  - i. Approved the initiation of the **Renovation of Primary Electrical Distribution System '04 Project, IHL #209-491**, and appointment of Watkins & O'gwynn Consulting Electrical Engineers as project professionals. Funds are available in the amount of \$400,000 from interest income.
  - ii. Approved the request to renew a contract with the firm of Needle & Rosenberg, P.C., in Atlanta, Georgia, to provide legal services as patent counsel. The annual agreement is for the period September 16, 2004 through June 30, 2005 and will not exceed \$10,000.
  - iii. Approved the request to retain the law firm of Watkins & Eager, PLLC to review relevant documents and other activities deemed necessary for preparation of title opinions and related documents for real estate matters regarding donated pieces of property and purchase and sale of properties. The contractual agreement is for the period September 16, 2004 through June 30, 2005 and will not exceed \$15,000.
  - iv. Approved employment of Bruce T. Brakin, Akella Chendrasekhar, Heather Hillman, John T. Lam, Ellen C. Lee, Grayson S. Norquist, and Michael B. Rothman.
  - v. Approved the termination of the following personnel: Carol R. Black, Nettie Nichole Davidson, Leslie Dorsey, Waymond Lee Rone, Sammy K. Sabine, and Noel K. Toler, III.
  - vi. Approved sabbatical leave for Paula Laird Stubbs.
  - vii. Approved a necrology for J. Harold Conn.
  - viii. Approved foreign travel as follows: Giorgio M. Acru - Cancun, Mexico; Sheila J. Asghar (Resident) - Ottawa, Ontario, Canada; Larry Breeding - Ottawa, Canada; Shirley F. Brown -

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Vienna, Austria; Zhengwei Cai - Shanghai, China; Kenneth D. Call - Cancun, Mexico; Angela L. Chandler - Vienna, Austria; Kong T. Chong - Wenzhou, China; David J. Dzielak - Dublin, Ireland and Nuremberg, Germany; Owen B. Evans - Ottawa, Ontario, Canada; William B. Geissler - Sydney, Australia and Vina Del Mar, Chile; Pamela Gressett - Honolulu, Hawaii; Robert M. Herndon - Montreal and Toronto, Canada and Vienna, Austria; Teresa Hill - Ottawa, Ontario, Canada; Gail D. Hughes - Istanbul, Turkey; Mosul, Iraq; and Ammond, Jordan; James L. Hughes - Moscow, Russia; James R. Hupp - Tehran, Iran; S. Rubina Inamdar - Strasbourg, France; Brian Ladner (Student) - Maui, Hawaii; Kimberly L. Limbo (Resident) - Ottawa, Ontario, Canada; Colette C. Parker - Ottawa, Ontario, Canada; Patrick Sewell - Montreal, Canada; Barcelona, Spain; Honolulu, Hawaii; and Tokyo, Japan; Craig A. Stockmeier - Toronto, Canada; S. H. Subramony - Toronto, Ontario, Canada; Mecheri Sundaram - Montreal, Canada; Shelton Ray Taylor - Cambridge, United Kingdom; Hartmut Uschmann - Vienna, Austria; Mary Michele Vancor - Ottawa, Ontario, Canada; William L. Woolverton - San Juan, Puerto Rico; Cheng Yu - Toronto, Canada; Kan Yu (Resident) - Toronto, Ontario, Canada; and Feng Zhang - Shanghai, Peoples Republic of China.

- ix. Approved employment of Ted Alan Glass. (**Unanimous Consent item.**)
- i. **USM**
  - i. Approved the “Resolution for Exclusion of Certain Officers/Directors” which relates to facility security clearance for access to classified material (or the exclusion from access) by Board members with respect to classified research for the Department of Defense. This resolution is required by the Defense Investigative Service. A copy of the resolution is included in the bound *October 21, 2004 Board Working File*.
  - ii. Approved the request to close GS #108-233, Nursing Center Facility Renovations, and to transfer the funds to the projects listed below:
    - (1) Approved the initiation of a new project, **College Hall Restoration and Renovation**, and the transfer of funds from GS #108-233, Nursing Center Facility Renovation, which are available from S.B. 3197, Laws of 2002, in the amount of \$500,000 and from S.B. 2988, Laws of 2003, in the amount of \$1,500,000. Also, approved the request for Dale and Associates Architects, P. A. To remain as the project professionals.
    - (2) Approved the initiation of a new project, **Joseph A. Greene Hall--HVAC Upgrades**, and the transfer of funds from S.B. 2988, Laws of 2003, in the amount of \$900,000. Also, approved the request to appoint Eldridge and Associates Consulting Engineers and Sanders Engineering, LLC as joint professionals for this project from the Bureau of Building and Grounds.
  - iii. Approved the initiation of a project at M. M. Roberts Stadium to include a new south end zone complex and stadium club seating on the east side of the stadium. The project cost is estimated at from \$22 to \$28 million to be funded through a S. M. EBC bond issue that will be financed by the sale of new premium seating at the stadium. Also, authorized advertising for the receipt of bids and interviewing architectural candidates based on an RFP. Current funding of \$175,000 is in place for architectural fees through the schematic design phase.

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- iv. Approved employment of the following personnel: Francis K. Adams, Carole V. deCasal, Youping Deng, William Derwostyp, Judson Carter Edwards, Richard D. Farley, Brian T. Gregory, Sherry S. Herron, Nadine James, Vafa Kamali, Elizabeth Kerley LaFleur, Louis Marciani, Douglas Masterson, Wujian Miao, Daniel F. Michael, Daniel C. Monchuk, Claire G. Rea, Beth Richmond, Susan M. Ross, Jennifer M. Sequeira, Kyna Shelley, Weihua Shi, Steven Stevenson, Andrew Strelzoff, Linghui Tang, and Cory Wengreen.
- v. Approved a change of status for the following personnel: Debra Copeland, Robert N. Hopkins, Faqing Huang, John Koeppel, Tom Lansford, Mark Leach, Gail Macklin, and Russell Willis.
- vi. Approved termination for the following personnel: Vincent Fortunato, Terry Kinney, Francis X. Kuhn, Kenneth D. McMurtrey, Ehsan Sheybani, and Teneramie Colette Smith.
- vii. Approved the award of Emeritus Status to Kenneth D. McMurtrey.
- viii. Approved foreign travel as follows: Gary Adam - Scotland; Barry Babin - Mexico; William Crosby - Spain; Sheri Glowinski (Student) - Nicaragua; John Harsh - Czechoslovakia; Jeremy Iggers - France; Doris A. Kemp - Spain; Eric Nelson - Canada; Tulio A. Sulbaran - Spain; Janice P. Thompson - Japan; Lisa G. Williams - Japan; and Vanessa Wright (Student) - Australia.

**j. System Administration**

- i. Approved the request to purchase coverage from Employers Reinsurance Company, the only bidder, for an estimated annual premium of \$363,846, or from one of the other reinsurance companies in the event a lower quote is received.
- ii. Approved the settlement of the tort claim case styled *John and Ramona Robuck vs. UMMC, et al.*
- iii. **(Information item.)** - Payment of legal fees to outside counsel, as follows:
  - (1) In relation to litigation and other matters:  
Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 5/11/04 and 6/29/09) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$9,664.05 and \$4,870.17, represent services and expenses in connection with general advice.)

**TOTAL DUE ..... \$14,534.22**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 7/13/04) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the *Durham v. MSCI* case.)

**TOTAL DUE ..... \$58.55**

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Payment of legal fees for professional services rendered by Bossier Kitchens (Statements dated 6/1/04) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,485.90 and \$3,372.00, represent services and expenses in connection with the *Williams* and *Powell* cases, respectively.)

**TOTAL DUE ..... \$4,857.90**

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statements dated 6/4/04, 6/4/04, 6/4/04, 7/1/04, 7/1/04, 7/1/04, 7/13/04, and 7/13/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the *Thompson* case - \$133.09, the *Sterling* case - \$66.97, the *Hari Cohly* case - \$56.00, the *Hari Cohly* case - \$210.00, the *Sterling* case - \$530.54, the *Phillips* case - \$343.60, the *Sterling* case - \$42.00, and the *Phillips* case - \$309.50, respectively.)

**TOTAL DUE ..... \$1,691.70**

Payment of legal fees for professional services rendered by Sims Moss Kline & Davis (Statements dated 10/6/03 and 6/25/04) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$70.00 and \$187.64, respectively, represent services and expenses in connection with the *Business Computer Applications, Inc.* case.)

**TOTAL DUE ..... \$257.64**

Payment of legal fees for professional services rendered by Phelps Dunbar (Statements dated 4/30/04) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$118.65 and \$75.00, represent services and expenses in connection with DSH Litigation.)

**TOTAL DUE ..... \$193.65**

Payment of legal fees for professional services rendered by Ted L. Smith (Statement dated 6/16/04) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the airport expansion property.)

**TOTAL DUE ..... \$1,162.50**

Payment of legal fees for professional services rendered by Bossier Kitchens (Statements dated 7/31/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the

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following cases: *Powell* - \$626.33; *Powell* (federal) - \$4,077.69; and *Williams* - \$2,967.19.)

**TOTAL DUE ..... \$7,671.21**

Payment of legal fees for professional services rendered by Gore, Kilpatrick, Purdie, Metz and Adcock (Statement dated 7/23/04) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Davida Williams* case.)

**TOTAL DUE ..... \$10,332.00**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statement dated 7/30/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with general advice.)

**TOTAL DUE ..... \$1,347.25**

Payment of legal fees for professional services rendered by Page, Kruger & Holland (Statement dated 7/22/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Bowles* case.)

**TOTAL DUE ..... \$22,336.74**

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 6/30/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Bowles* case.)

**TOTAL DUE ..... \$171.77**

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statement dated 7/22/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Hari Cohly* case.)

**TOTAL DUE ..... \$1,610.00**

(2) In relation to patent matters:

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 5/24/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent

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applications: “Cleary/Amphotercicin BHP” - \$1,185.74; “Repka/PCT for Medicaments to Nail & Perionychiu” - \$1,915.16; “Pasco/Immunostimulatory Agents in Echinacea” - \$10,787.82; “Matthews/Process for Disposal Solubilization of Radioactive Scale & Sludge from Oil & Gas Production” - \$845.80; “Seiner/Corrugated and Ported Prism Engine Exhaust Noise” - \$112.50; “LI/Antifungal Cyclopentenediiones” - \$131.50; and “Roux/Multiple Dual Port Injection Chamber for the Pultrusion Manufacturing of Composite Materials” - \$28.50.)

**TOTAL DUE ..... \$15,007.02**

Payment of legal fees for professional services rendered by Stites & Harbison (Statement dated 5/24/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the patent application for “Streckfus/Method of Diagnosing & Monitoring Malignant Breast Carcinomas.”)

**TOTAL DUE ..... \$1,475.00**

Payment of legal fees for professional services rendered by Needle & Rosenberg (Statement dated 4/19/04) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the patent application for “Helavalent Chrominum Detector/Monitor.”)

**TOTAL DUE ..... \$53.37**

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 4/26/04, 4/28/04, 4/30/04, 5/6/04, 5/6/04, 5/17/04, 5/26/04, 5/26/04, 5/26/04, and 5/26/04) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: “Fiber Optic Moisture Sensor” - \$301.72; “Fiber Optic Sensor for NO2” - \$1,133.50; “Method for Determining Superficial Residual Stress as Applied to ... Surfaces” - \$4,448.37; “Optical Fiber Sensor Having Fiber Core...” - \$1,203.02; “On-Site Biological Treatment of Contaminated Fluids” - \$1,905.41; “Method for Maize Transformation Coupled” - \$1,190.00; “Complementary Accumulation-Mode JFET Intergrated” - \$803.44; “Fiber Optic Laser-Induced B Spectroscopy Sensor” - \$384.30; “A High Power Density, Full Bridge Parallel Loaded Resonant DC-DC Converter...” - \$380.00; and “Compact Time-of-Flight Mass Spectrometer” - \$380.00.)

**TOTAL DUE ..... \$12,129.76**

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Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 4/13/04, 4/13/04, 4/13/04, 4/28/04, 4/28/04, 4/28/04, 4/28/04, and 4/30/04) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: "Mico-Fluidic Device for Mon Biomolecular Interactions" - \$2,094.79; "Through-Log Density Detector" - \$780.18; "Positive Directed Movement of Termites by Radio Waves..." - \$763.70; "Tagging Systems for Solutions Phase Synthesis" - \$387.54; "Methods for Genotype-Independent Nuclear and Plastic" - \$100.00; "Rotary Engine" - \$1,328.81; "Engineered Nanophase Materials for the Removal of Inorganic Contaminants" - \$381.67; and "Silicon and Related Wide-Transistors..." - \$2,406.90.)

**TOTAL DUE ..... \$8,243.59**

Payment of legal fees for professional services rendered by Needle & Rosenberg (Statement dated 5/14/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the patent application for "Method for Stabilization and Renaturation of Proteins Using Nucleolar Protein B23.")

**TOTAL DUE ..... \$54.75**

Payment of legal fees for professional services rendered by Greenberg Traurig (Statements dated 5/13/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "General" - \$52.14; "Stable Suppository Formulations Effecting Bioavailability" - \$21.53; "Sampangine and Derivates Useful as Antifungal Agents - Austria" - \$43.50; "Sampangine and Derivates Useful as Antifungal Agents - Belgium" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Denmark" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - France" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Germany" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Greece" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Italy" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Luxembourg" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - The Netherlands" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Spain" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Sweden" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - Switzerland" - \$36.00; "Sampangine and Derivates Useful as Antifungal Agents - The United Kingdom" - \$36.00; "New Compound and Composition Useful - Canada" - \$36.00; "Compounds and Compositions Useful as Antifungal and Antimycobacterial Agents - Japan" - \$36.00; "National Phase European Patent Applications" - \$228.90; "National Phase South African Patent Application No. 2001/3330" - \$226.00; "National Phase

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Canadian Patent Application” - \$225.00; “Stable Suppository Formulations Effecting Bioavailability of 9-THC - Australia” - \$1,236.00; “Stable Suppository Formulations Effecting Bioavailability of 9-THC - U.S.” - \$1,225.00; “Method of Preparing Delta-9-Tetrahydrocannabinol Esters - AU” - \$1,588.27; “Method of Preparing Delta-9-Tetrahydrocannabinol Esters - RU” - \$864.73; “Method of Preparing Delta-9-Tetrahydrocannabinol Esters - A” - \$225.00; “High Molecular Weight Polysaccharide from Aloe Vera with Immunostimulatory Activity - US Natl Phase” - \$89.90; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Sweden” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Switzerland” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Austria” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Belgium” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Denmark” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - France” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Germany” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Great Britain” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Greece” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Italy” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Luxembourg” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - The Netherlands” - \$36.00; “Sampangine Derivates Useful as Antifungal and Antimycobacterial Agents - Spain” - \$36.00; “Dihydroartemisinin and Dihydroartemisinin Dimers as Anti-Cancer and Anti-Infective Agents” - \$2,965.10; and “Methods of Treating Drug-Resistant Infections, Cancer and Inflammatory Diseases Through the Administration of Pharmaceutical Compositions Comprising Manadomanzamines, Three New Manzamines, Papuamines or Rationally Modified Manzamine Alkaloids” - \$198.60.)

**TOTAL DUE ..... \$9,981.87**

Payment of legal fees for professional services rendered by Bacon & Thomas (Statement dated 5/31/04) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the patent application for “Thermoacoustic Refrigeration Device and Method.”)

**TOTAL DUE ..... \$80.00**

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 6/17/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patent applications: “Rockhold/Novel Inhibitors of NNOS” - \$96.00,

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“Hiser/Provisional Application for Cell Culture Model for Demyelination/Remyelination” - \$321.00; and “Golanov/Method for the Treatment and Prevention of Brain Damage” - \$289.96.)

**TOTAL DUE ..... \$706.96**

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 6/4/04, 6/14/04, 6/14/04, 6/14/04, and 6/23/04) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: “Fiber Reinforced Foamed Glass Material” - \$380.00; “Mechanically Stressing Wood to Improve It” - \$735.00; “Oligofructose and Insulin Reduce Growth of Listeria” - \$3,171.26; “Fiber Optics Laser Induce Spectroscopy Probe” - \$1,820.77; and “Detector for Heterogeneous Materials...” - \$1,325.00.)

**TOTAL DUE ..... \$7,432.03**

Payment of legal fees for professional services rendered by Wenderoth, Lind & Ponack (Statement dated 7/9/04) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the trademark application for “TM: Mississippi Horse Park & Logo” - Class 25.)

**TOTAL DUE ..... \$66.00**

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 7/20/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patent applications: “Golanov, et al./Method for the Treatment and Prevention of Brain Damage” - \$90.00 and “Hiser/Provisional App. for Cell Culture Model for Demyelination/Remyelination” - \$28.50.)

**TOTAL DUE ..... \$118.50**

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 7/16/04, 6/17/04, 6/17/04, 6/17/04, 6/17/04, 6/17/04, and 6/17/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: “Zkawoiony/Cembranoids/ Chemopreventive” - \$353.28; “Repka/PCT for Medicaments to Nails & Perionychiu” - \$111.92; “Misc. IP Matters” - \$2.00; “Nagle/Saururus Cernuus Compounds that Inhibit Cellular Responses to Hypoxia” - \$9,560.06; “Pasco/Immunostimulatory Agents in Echinacea” - \$19.00; “Matthews/Process for Disposal & Solubilization of Radioactive Scale & Sludge” -

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\$285.15; “Roux/Multiple Dual Port Injection Chamber for the Pultrusion Manufacturing of Composite Materials” - \$96.00.)

**TOTAL DUE ..... \$10,427.41**

- iv. **(Information item.)** - August and September Facilities Summary. **(See Exhibit 3.)**
- v. Emergency approval of foreign travel was granted by Commissioner David Potter per *Board Policy 705.0103*, as follows:

**Jackson State University**

Ford-Green, Jason (Student)	Wroclaw, Poland
Hill, Clarke	Warsaw, Poland
Holmes, Tiffany (Student)	Wroclaw, Poland
Robinson, Terr (Student)	Wroclaw, Poland
Saez, Ilza Cordova (Student)	Wroclaw, Poland
Simeon, Tomekia (Student)	Wroclaw, Poland
Williams, Mary L. (Student)	Wroclaw, Poland

**Mississippi State University**

Davenport, Deborah S.	Stockholm, Sweden
Horstemeyer, Mark F.	Beijing, China
Lewis, David C.	Rhodes, Greece
Mzoughi, Taha	Tunisia

**University of Mississippi**

Barber, Frank	Kyoto, Japan
Bass, Henry	Marshall Islands
Church, Charlie	Kyoto, Japan and Hangzhou, China
Davis, Sara	Honolulu, Hawaii
Husni, Samir	Samona Magazine, Finland
Raymond, Jason	Montreal, Canada and Honolulu, Hawaii
Rychlak, Ronald	Hague, The Netherlands
Willett, Kristie	Helsinki, Finland

**University of Southern Mississippi**

Bass, Linda	Cozumel and Playa del Carmen
Bertram, Dean	Cozumel and Playa del Carmen
Blaylock, Reg	Canada
Davies, David R.	Canada
Hawkins, William	Canada
Iggers, Jeremy	France
Kuczaj, Stan	Honduras
Lotz, Jeff	Canada
Mattson, Gerald	Cozumel and Playa del Carmen

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McIlwain, Tom	Canada
Moore, Frank	Germany and China
Sartin, David	France
Stephen, Kevin M.	Trinidad
Ward, David	France

**PERSONNEL/FOREIGN TRAVEL**

Presented by Dr. David Potter, Commissioner

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

**RESOLVED**, That the Board hereby approved the agenda items as submitted on the following Personnel/Foreign Travel Agenda. Agenda item #2 was approved on a separate motion by Mr. Patterson, seconded by Mr. Blakeslee, and unanimously passed by those present.

1. **Personnel Report.**

**EMPLOYMENT**

**Jackson State University**

Ali, Kamal  
Cannon-Smith, Gerri  
Ejiwale, James  
Gompa, Raghu  
Gompa, Vijaya  
Khadivi, Mohammad  
Nabulsi, Mahmoud  
Stammerjohn, Elizabeth  
Williams, Sabrina  
Xhang, Zueji

**Jackson State University - Athletics**

Carpenter, Tehran

**Mississippi State University**

Dalton, Larry G.  
Lu, Qiqi  
Olsen, Carrie D.  
Olsen, Gregory D.  
Polk, Noel E.

Stocker, IV, Russell S.  
Sun, Jianzhong  
Tomlinson, Julia E.  
Wang, Paul T.  
Zhuk, Igor

**Mississippi Valley State University**

Haire, Marvin

**University of Mississippi**

Gurley, Donna L.  
Highsmith, Raymond

**University of Mississippi Medical Center**

Bishop, Charles  
Mehta, Netta  
Roberts, Marilyn Mock  
Smith-Howard, Rosalyn  
Stonecypher, Kimberly

**University of Southern Mississippi**

Filce, Hollie G.  
Hillman, Elizabeth E.

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Meincke, Stephanie F.

**CHANGE OF STATUS**

**Alcorn State University**

McDonough, Debra

**Jackson State University**

Aworuwa, Olorundare

Begonia, Gregorio

Belton, Larry

Druckrey, Melissa

Farah, Ibrahim

Foster, Velvelyn

Matlack, Elizabeth

Mawson, Anthony

McLaurin, Sidney

Nwagwu, Emeka

Shahbazi, Mohammed

**Mississippi State University**

Steele, Wilbur G.

Taylor, Robert P.

**Mississippi Valley State University**

Johnson, Tony

**Mississippi Valley State University - Athletics**

Sims, Donald R.

**University of Mississippi**

Watkins, Blake

**University of Southern Mississippi - Athletics**

Berry, Scott M.

**CONTRACT EXTENSION**

**University of Southern Mississippi - Athletics**

Bower, Jeffrey J.

**TERMINATION**

**Delta State University**

Shannon, Rodrick

**Delta State University - Athletics**

Smith, Paul

**Jackson State University**

Welch, Edward

**Mississippi State University**

Taylor, Robert P.

Tomlinson, Julia E.

**Mississippi University for Women**

Whitten, Carmen

**Mississippi Valley State University**

James, Tawanna

**University of Mississippi Medical Center**

Gholston, Linda

Kartal, Feyza

Khan, Hashim

Kuo, Jay

**University of Southern Mississippi**

Cooksey, Elizabeth

Creed, David

Hudson, Tim

Keith, Dana

Parker, David

Polk, Noel

**SABBATICAL LEAVE**

**Delta State University**

Morgan, Bo

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**Mississippi State University**

Johnson, Kerry A.  
Picone, Joseph

**LEAVE OF ABSENCE**

**Mississippi University for Women**

Huggins, Calvin  
Laster, William Seth

**AWARD OF TENURE**

**Alcorn State University**

Beke, Herbert  
Hill, Mary H.

**Delta State University**

Rush, Melinda E.

**2. Foreign Travel Report.**

**Delta State University**

Bonta, Mark Xalapa, Mexico

**Jackson State University**

Amini, Farshad St. Thomas, Virgin Islands  
Phillips, Ivory Honolulu, Hawaii  
Taylor, Vivian Honolulu, Hawaii  
Watkins, Daniel Honolulu, Hawaii  
Yuan, Pao-Chiang Taipei, Taiwan, Republic of China

**Mississippi State University**

Allen, Edward B. Kona, Hawaii  
Causey, Wayne Japan  
Dobson, Edward T. Ljubljana, Slovenia  
Duffy, Vincent Japan  
Estes, Yolanda Dublin, Ireland  
Hutto, Kendall C. (Student) Honolulu, Hawaii  
Jenkins, William (Student) St. Thomas, Virgin Islands  
Kelley, Kristin (Student) Akumal, Quintana Roo, Mexico  
Kim, Seong-Gon Montreal, Quebec, Canada  
Lascu, Ioan (Student) Long Island, Bahamas

**Mississippi Valley State University**

Hill, Rickey  
Moore, Maxine  
Reger, Mark  
Terfa, Solomon

**System Administration**

Limbirt, Claudia

**NULLIFICATION OF EMPLOYMENT**

**University of Mississippi Medical Center**

Qureshi, Faiza

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Li, Wei (Student)	Kona, Hawaii
Luthe, Dawn S.	Delemont, Switzerland
Mazzola, Michael S.	Kanagawa, Japan
McCullough, Lindsay (Student)	San Salvador Island, Bahamas
Molen, G. Marshall	Japan
Monroe, William A.	Honolulu, Hawaii
Myroie, Joan	San Salvador Island, Bahamas
Myroie, John E.	Long Island and San Salvador Island, Bahamas
Pike, Gary R.	Honolulu, Hawaii
Raymond, Richard	Honolulu, Hawaii
Reynolds, Daniel B.	Honolulu, Hawaii
Smith, Brady (Student)	Akumal, Quintana Roo, Mexico
Taylor, James M.	Honolulu, Hawaii
Toepke, Kevin (Student)	Long Island and San Salvador Island, Bahamas
Vaughn, Rayford	Capetown, South Africa
Vilella, Francisco J.	Venezuela and Ecuador

**University of Mississippi**

Ammeter, Anthony	Waikoloa, Hawaii
Angle, Timothy	Halifax, Nova Scotia, Canada
Davis, Sara	Honolulu, Hawaii
Fant, Charlotte	Halifax, Nova Scotia, Canada
Gabrynowicz, Joanne	Rio de Janeiro, Brazil and Riyadh, Saudi Arabia
Gates, Kathryn	Waldorf, Germany
Guo, Gang	Shanghai, Wuhan, and Beijing, China
Hale, E. F.	Waldorf, Germany
Howie, Donald R.	Halifax, Nova Scotia, Canada
Johansson, Michael	Nice and Paris, France
Johnson, Jerbrina (Student)	Puerto Vallarta, Mexico
Kishk, Ahmed	Nice, France
Kumar, Minu (Student)	Seoul, Korea
Labuda, Iwo	Oaxaca, Mexico
Mizenko, Jennifer	Paris, France; Geneva, Switzerland; and London, England
Noble, Charles	Seoul, Korea
Patterson, Virginia	Halifax, Nova Scotia, Canada
Ramsey, Cheryl Nadine	Halifax, Nova Scotia, Canada
Raymond, Jason	Honolulu, Hawaii
Robinson, Bradley	Honolulu, Hawaii
Stark, Belinda Jo	Halifax, Nova Scotia, Canada
Vorhies, Douglas	San Juan, Puerto Rico
Williams, Johnny	Waldorf, Germany

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

**October 21, 2004**

**University of Mississippi Medical Center**

Bailey, Jessica	Cozumel, Mexico
Esposito, Domenic P.	Milan, Italy
Ho, I. K.	Taipei, Taiwan and Seoul, Korea
McDaniel, D. Olga	Toronto, Canada
McGuire, Robert A.	Davos Platz, Switzerland
O'Reilly, Wilhelmina	Cozumel, Mexico
Parent, Andrew D.	Maui, Hawaii
Rudman, Bill	Cozumel, Mexico
Vance, Ralph B.	Guatemala
Yates, Becky	Cozumel, Mexico

**University of Southern Mississippi**

Lochhead, Robert	Australia
Moser, Steven	Hawaii
Ogle, John	Hawaii
Pood, Elliott	France
Shank, Jennifer	Hawaii
Urban, Marek W.	Russia

**System Administration** - Emergency approval of foreign travel was granted by Commissioner David Potter per *Board Policy 705.0103*, as follows:

**Jackson State University**

Mack, Alley	New Delhi, Hyderabad, and Guntur, India and London, France
Maddirala, James	New Delhi, Hyderabad, and Guntur, India and London, France
Mason, Ronald, Jr.	New Delhi, Hyderabad, and Guntur, India
Okojie, Felix A.	San Tiago, Cuba
Piletz, Mei-Chi C.	Beijing, Xian, Gullin in China
Prater, Gwendolyn S.	Paris, France and New Delhi, Hyderabad, and Guntur, India

**Mississippi State University**

Brown, Michael E.	San Salvador, Bahamas
Coltharp, David	Camp Smith, Hawaii
Daniewicz, Steven R.	Geneva, Switzerland
Lewis, David C.	Santiago, Chile
Morris, Matthew J. (Student)	Udine, Italy

**Mississippi Valley State University**

Love, Albert	Mosul, Iraq
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**University of Mississippi**

Gochfeld, Deborah	Bahamas
Ingene, Charles	Singapore
Jao, Shyh-Hua Eric	Beijing, China
Johansson, Michael	Mexico City and San Luis Potosi, Mexico
Wilson, Kelly	Malmö, Linköping, Sweden and Tampere, Finland
Wu, Weiming	Yichang, China
Yang, Xiaobin	Beijing, China

**University of Southern Mississippi**

Cameron, Amy	France
Hawkins, William	Halifax, Canada
Lares, Jameela	England

3. **System Administration (Information item.)** - The Board received a review of total employees by institution and by EEO category between 1992 and 2003. A copy of the report is included in the bound *October 21, 2004 Board Working File*.
4. **Other Business** - In response to discussion, Ms. Newton stated that the Planning Committee would look into devising a plan to review the total number of employees versus productivity at each university.

**UNANIMOUS CONSENT**

Presented by Dr. David Potter, Commissioner

**AGENDA ITEMS #1 AND #2 WERE TAKEN UP EARLIER IN THE MEETING.**

1. **System Administration**- Proposed amendment to the *Board Policies and Bylaws* – 505.01 Students Called to Active Duty– for first reading. **(THIS ITEM WAS TAKEN UP EARLIER IN THE MEETING.)**
2. **MVSU** - Bids and award of contract in the amount of \$261,812.97 to the low bidder, Camo Construction Company, Inc., for **IHL #206-016, Construction of Campus Amenity Lake**. Funds are available from the Plant Fund. **(THIS ITEM WAS TAKEN UP EARLIER IN THE MEETING.)**

**ANNOUNCEMENTS**

1. The Board reached a consensus to have the Commissioner contact Attorney General Jim Hood concerning an upcoming meeting with various legislators in relation to the *Ayers* Settlement Agreement implementation.
2. Dr. Potter introduced Dr. Debra Buchanan, Vice Provost of Student Affairs at JSU, who has been awarded a national fellowship by American Counsel on Education. The fellowship involves an internship to learn more about the range of higher education with the intent of identifying a group of people who will be the next

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- generation of university leaders. Dr. Buchanan asked to intern at the IHL.
3. Dr. Davidson expressed his concern for Dr. Ronald Mason, President of Jackson State University, who recently underwent back surgery. Dr. Mason is out of the hospital and doing well. Dr. Davidson also stated concern for Dr. Rudy Waters, Executive Vice President at Alcorn State University. Dr. Bristow, President of Alcorn State University, stated that Dr. Waters is doing fine. He also noted that the University recently held a special gala honoring Dr. Waters.
  4. Ms. Newton thanked Dr. Hilpert for doing a great job of hosting the Board meeting.

**EXECUTIVE SESSION**

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

Discussion of a personnel matter at The University of Southern Mississippi.

Discussion of a personnel matter at Alcorn State University.

Discussion of a personnel matter at the Board Office.

**On motion by Mr. Blakeslee, seconded by Ms. Whitten, and unanimously passed by those present, the Board voted to return to Open Session.**

The Board discussed a personnel matter at The University of Southern Mississippi.

The Board postponed discussion of the personnel matter at Alcorn State University until the November Board meeting.

The Board discussed a personnel matter at the Board Office.

**COMMITTEE REPORTS**

**ANNOUNCEMENT**

Ms. Newton thanked Dr. John Hilpert, President of Delta State University, and his faculty and staff for hosting the Board meetings. Dr. Hilpert welcomed the Board to the DSU campus.

**MINUTES OF THE BOARD OF TRUSTEES OF  
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**October 21, 2004**

**Academic Affairs Committee  
Wednesday, October 20, 2004**

The committee was brought to order by Ms. Robinson, Chair. The following items were discussed:

1. **UMMC - Award of Degrees**

On motion by Dr. Davidson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the degrees to be granted at UMMC as referenced by committee agenda item #1 in the Board Book.

2. **New Academic Programs**

On motion by Dr. Davidson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the new academic program for ASU as referenced by committee agenda item #2 in the Board Book.

A motion was made by Dr. Davidson, seconded by Mr. Patterson, to accept the staff recommendation to deny JSU's request for a new academic program as referenced by committee agenda item #2 in the Board Book. The motion passed on a 4 to 1 vote. Committee members voting for the motion were: Ms. Robin Robinson (Chair), Dr. Stacy Davidson, Mr. Aubrey Patterson, and Mr. Scott Ross. **Dr. Bettye Neely voted against the motion.**

On motion by Mr. Patterson, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the new academic program for MVSU as referenced by committee agenda item #2 in the Board Book.

On motion by Dr. Neely, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the new academic program, Bachelor of Arts/Science in Entertainment Industry, for USM as referenced by committee agenda item #2 in the Board Book.

On motion by Dr. Neely, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the new academic program, Bachelor of Science in Forensics, for USM as referenced by committee agenda item #2 in the Board Book.

On motion by Dr. Davidson, seconded by Mr. Ross, and unanimously passed by those present, the committee recommended that the Board approve the new academic program, Master of Science in Forensics, for USM as referenced by committee agenda item #2 in the Board Book.

3. **Administrative Changes**

On motion by Mr. Ross, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the administrative changes for USM as referenced by committee agenda item #3 in the Board Book.

4. **Academic Program Name Changes**

On motion by Mr. Patterson, seconded by Mr. Ross, and unanimously passed by those present, the committee recommended that the Board approve the academic program name changes for USM as referenced by committee agenda item #4 in the Board Book.

**MINUTES OF THE BOARD OF TRUSTEES OF  
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**October 21, 2004**

5. **Amendment to Board Policies and Bylaws**

On motion by Dr. Davidson, seconded by Mr. Patterson, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to 403.0101 Minimum Standards for Tenured Employment for first reading as referenced by committee agenda item #5 in the Board Book.

6. **Amendment to Board Policies and Bylaws**

Committee agenda item #6 which refers to the proposed amendment to 601.0201 Intermediate Courses for first reading was pulled from the agenda.

7. **Mississippi Nursing Degree Programs**

On motion by Dr. Davidson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the proposed changes/additions to the Accreditation Standards and Rules and Rules and Regulations for Mississippi Nursing Degree Programs as referenced by committee agenda item #7 in the Board Book.

8. **Appointment to Commission**

On motion by Dr. Davidson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the appointment of Dr. Sue Minchew, Interim Dean of the College of Education at MSU, to the Commission on Teacher and Administrator Education, Certification and Licensure and Development as referenced by committee agenda item #8 in the Board Book.

9. **Post Tenure Review Report**

The committee received the annual report of post tenure review as referenced by committee agenda item #9 in the Board Book. The committee recommended that this report be referred back to staff to check for consistency of the numbers and submit the report back in February.

10. **DSU - Creation of an Institute**

The committee was notified of the creation of the Institute for Community-Based Research within the Division of Social Sciences at DSU as referenced by committee agenda item #10 in the Board Book.

11. **MSU - Pilot Program**

The committee was notified that a 3-year pilot program will be established at MSU to Investigate ESL course completion as a means of satisfying language proficiency requirements for admission purposes as referenced by committee agenda item #11 in the Board Book.

12. **MUW - Master of Science in Health Education**

The committee was notified that a Master of Science in Health Education (CIP 13.1307) will be offered on-line at the MUW as referenced by committee agenda item #12 in the Board Book.

13. **Other Business**

a. On motion by Dr. Davidson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to 505.01 Students Called to Active Duty for first reading as referenced by Unanimous Consent agenda item #1 in the Board Book. On motion by Dr. Neely, seconded by Dr. Davidson, and unanimously passed by those present, the committee also recommended that the policy be implemented immediately and be made retroactive to the beginning of the fall semester of 2004.

b. Mr. Klumb requested that the program duplication issue be revisited.

c. Ms. Newton noted that information about the enrollment figures including Fall 2004 in relation to the remedial courses was reported. The information was distributed to the Board for informational purposes. Ms. Newton asked that this topic be discussed at the November Board meeting.

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The following committee members attended the meeting: Ms. Robin Robinson (Chair), Dr. Stacy Davidson, Dr. Bettye Neely, Mr. Aubrey Patterson, and Mr. Scott Ross. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Roy Klumb, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, Mr. Bob Owens, and Ms. Amy Whitten.

**Budget & Financial Affairs Committee  
Wednesday, October 20, 2004**

The committee was brought to order by Mr. Klumb, President. The following items were discussed:

1. **Award of Contracts**  
On motion by Mr. Klumb, seconded by Ms. Newton, and unanimously passed by those present, the committee recommended that the Board approve the award of a contract with Mobius Management Systems, Inc. as referenced by committee agenda item #1 in the Board Book.  
On motion by Mr. Klumb, seconded by Ms. Newton, and unanimously passed by those present, the committee recommended that the Board approve the renewal of a contract with Medical Waste Solutions of Mississippi LLC for UMMC as referenced by committee agenda item #1 in the Board Book.
2. **2004 Fourth Quarter Employment Report**  
On motion by Mr. Klumb, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the 2004 Fourth Quarter Employment Report as referenced by committee agenda item #2 in the Board Book.
3. **Complimentary Athletic Tickets**  
The committee received the Schedule of Complimentary Athletic Tickets issued during academic year 2003-2004 as referenced by committee agenda item #3 in the Board Book.
4. **Participation and Optional Fees**  
The committee received the schedule of Participation and Optional Fees in effect for the 2004-2005 academic year as referenced by committee agenda item #4 in the Board Book.

The following committee members attended the meeting: Mr. Roy Klumb (Ex Officio), Mr. Ed Blakeslee, Ms. Robin Robinson, Mr. Scott Ross, and Ms. Amy Whitten. Committee member Mr. Thomas Colbert was absent. Other Board members attending the meeting were: Dr. Stacy Davidson, Dr. D. E. Magee, Dr. Bettye Neely, Ms. Virginia Shanteau Newton, Mr. Bob Owens, and Mr. Aubrey Patterson.

**Audit Committee  
Wednesday, October 20, 2004**

The committee was brought to order by Mr. Patterson, Chair. The following item was discussed:

1. **System Audit Plan and Operations of Internal Audit Position**  
The committee chair recommended changes to the draft annual audit plan for the system and operations of the university internal audit position. The committee chair requested that the modified draft be circulated and that a final report be submitted to the Board next month.
2. **Other Business**  
Mr. Klumb commended Mr. Patterson and all who were in attendance at the September 1st Audit Committee meeting for moving so quickly on this issue.

**MINUTES OF THE BOARD OF TRUSTEES OF  
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The following committee members attended the meeting: Mr. Aubrey Patterson (Chair), Ms. Virginia Shanteau Newton, and Mr. Bob Owens. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye Neely, Ms. Robin Robinson, Mr. Scott Ross, and Ms. Amy Whitten.

**Building/Facilities Committee  
Wednesday, October 20, 2004**

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

1. **Building/Facilities Requests**
  - a. On motion by Mr. Ross, seconded by Mr. Klumb, and unanimously passed by those present, the committee recommended that the Board approve the Initiations of Projects / Appointments of Professionals for ASU, DSU, JSU, MUW, UM, and UMMC as referenced by committee agenda items #1 - #11 in the Board Book.
  - b. On motion by Mr. Ross, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the construction documents for DSU, MSU, MUW, MVSU, UMMC, and USM as referenced by committee agenda items #12 - #17 in the Board Book.
  - c. On motion by Mr. Ross, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the award of contracts for ASU, DSU, JSU, MVSU, and USM as referenced by committee agenda items #18 - #24 in the Board Book.
2. On motion by Mr. Ross, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the following agenda items as referenced by committee agenda items #25 - #33 in the Board Book.
  - a. Miscellaneous Items -
    - i. **JSU** - The committee recommended that the Board approve the execution of a petition to close a portion of Cleary Street as referenced by committee agenda item #25 in the Board Book.
    - ii. **MSU** - The committee recommended that the Board approve the request to enter into a lease agreement with Bulldog Club, Inc. For the construction of facilities as referenced by committee agenda item #26 in the Board Book.
    - iii. **MSU** - The committee recommended that the Board approve the award of various timber sales to the highest bidders as referenced by committee agenda item #27 in the Board Book.
    - iv. **MSU** - The committee recommended that the Board approve the request the Mississippi Agricultural and Forestry Experiment Station for the sale of approximately 17.26 acres in Lee County as referenced by committee agenda item #28 in the Board Book.
    - v. **MUW** - The committee recommended that the Board approve the request to purchase MTS Laundry, Inc. from the MUW Foundation as referenced by committee agenda item #29 in the Board Book.
    - vi. **UMMC** - The committee recommended that the Board approve the Twenty Seventh Amendment to the Jackson Medical Mall Foundation to amend the Twenty Fifth Amendment for Phases II and III for UMMC's Cancer Institute as referenced by committee agenda item

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#30 in the Board Book.

b. **JSU - Walter Payton Health and Wellness Center**

The committee recommended that the Board approve Change Order #6 for IHL #203-135, Walter Payton Health and Wellness Center as referenced by committee agenda item #31 in the Board Book. Mr. Frank Alley, IHL Assistant Commissioner of Construction and Physical Affairs, commended JSU for working with the contractor and the architects for over a year to reach this reasonable conclusion.

c. **MSU - MRI System**

The committee recommended that the Board approve the purchase of a Magnetic Resonance Imaging System (MRI) as referenced by committee agenda item #32 in the Board Book.

d. **MSU - EBC Resolution**

The committee recommended that the Board approve the EBC resolution for the residence hall and refunding project as referenced by committee agenda item #33 in the Board Book.

3. **MVSU – Campus Amenity Lake Construction**

On motion by Mr. Ross, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the award of contract from Camo Construction Company as referenced by Unanimous Consent item #2.

4. **Other Business**

The committee reached a consensus to allow staff to move forward with working out a proposal and to enter into negotiations with Neill Schaeffer to conduct a utilities survey.

The committee reached a consensus to allow staff to negotiate an agreement with a private partner to finance and construct numerous revenue generating projects for the system.

5. **Capital Improvement / Repair and Renovation Request**

A motion was made by Mr. Ross, seconded by Ms. Robinson, to approve the Capital Improvement / Repair and Renovation request as referenced by committee agenda item #34 in the Board Book.

On a substitute motion by Mr. Owens, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve an amendment to the original request which increases the funds for repair and renovation for MVSU by \$3 million for a total of \$7.5 million.

Mr. Owens thanked the Building/Facilities Committee and Mr. Frank Alley, IHL Assistant Commissioner of Construction and Physical Affairs, for delivering a good proposal.

6. **Facilities Summary**

The committee received the facilities summary for informational purposes only.

The following committee members attended the meeting: Mr. Scott Ross (Chair), Dr. Stacy Davidson, Dr. D. E. Magee, Mr. Bob Owens, and Ms. Robin Robinson. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Mr. Roy Klumb, Dr. Bettye Neely, Ms. Virginia Shanteau Newton, Mr. Aubrey Patterson, and Ms. Amy Whitten.

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**Legal Committee  
Wednesday, October 20, 2004**

The committee was brought to order by Ms. Whitten, Chair. The following items were discussed:

1. **Legal Fees**

The Board received the reports concerning legal fees paid to outside counsel in relation to litigation and other matters and in relation to patent matters as referenced by committee agenda item #3 in the Board Book.

2. **Requests for Legal Services**

On motion by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the requests for legal services as follows:

- a. Retain Collins, May Potenza, Barahn & Gillespie for a bankruptcy proceeding in Arizona for UM as referenced by committee agenda item #1 in the Board Book; and
- b. Retain Adams & Reese as counsel for USM in the cases styled *Brewer v. USM, et al.* and *Servedio v. USM, et al.*, subject to a fee reduction from \$175 per hour to \$150 per hour, as referenced by committee agenda item #1 in the Board Book; and
- c. Retain J. T. Martin of Washington, DC, to provide legal assistance in the defense of John Trevino v. USM, as referenced by committee agenda item #1 in the Board Book.

On motion by Ms. Whitten, seconded by Mr. Owens, and unanimously passed by those present, the committee recommended that the Board approve the request to retain Butler, Snow, O'Mara, Stevens, & Cannada, PLLC as bond counsel for the MSU Educational Building Corporation, subject to approval by the Attorney General's Office, as referenced by committee agenda item #1 in the Board Book

3. **Inter-Agency Agreement**

This item was deferred until tomorrow's Board meeting.

4. **Other Business**

- a. Ms. Whitten stated that the complaint in the case styled *IHL vs. The State of Mississippi* has been filed by our attorney John Maxey of Maxey Wann, LLC. She also noted that an update on this case is scheduled for the November Board meeting.
- b. Ms. Whitten also noted that before the November Board meeting she and Cliff Tucker, IHL Director of Insurance and Risk Management, will collaborate on briefing the Legal Committee on some potential risk management training, particularly in the employment practices area at the campus level. This briefing is a step towards creating a standard training format to be implemented.

The following committee members attended the meeting: Ms. Amy Whitten (Chair), Mr. Bob Owens, Ms. Robin Robinson, and Mr. Scott Ross. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye Neely, Ms. Virginia Shanteau Newton, and Mr. Aubrey Patterson.

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**EXECUTIVE SESSION  
Wednesday, October 20, 2004**

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

Discussion of a personnel matter at the Board Office.

**On motion by Mr. Owens, seconded by Ms. Newton, and unanimously passed by those present, the Board voted to return to Open Session.**

The Board discussed a personnel matter at the Board Office.

**ADJOURNMENT**

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

Roy Klumb

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President, Board of Trustees of State Institutions of Higher Learning

David Potter

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Commissioner, Board of Trustees of State Institutions of Higher Learning

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**EXHIBITS**

- |           |  |
|-----------|--|
| Exhibit 1 | Facilities Summary for October 2004.             |
| Exhibit 2 | Strategic Policy Agenda                          |
| Exhibit 3 | Facilities Summary for August and September 2004 |

# EXHIBIT 1

## FACILITIES SUMMARY OCTOBER 2004

### ALCORN STATE UNIVERSITY

Approve the Contract Documents prepared by Dale and Associates for GS #101-250, Business Administration Building, Furniture and Equipment and proceeding with the purchase of equipment by the Bureau of Buildings. Funds are available in the project budget.

Approve the purchase of furniture and equipment for Business Administration Building, Phase I Furniture & Equipment, GS #101-250, in the amount of \$354,178.32 and request approval by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

### DELTA STATE UNIVERSITY

Approve Change Order #4 in the amount of \$15,010.58 with an increase of 18 days to the contract for Jobe Hall Renovations, GS #102-188, and request approval by the Bureau of Buildings, Grounds, and Real Property Management.

### JACKSON STATE UNIVERSITY

Approve Change Order #9 in the amount of \$46,889 for School of Business, GS #103-178, and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

Approve the early purchase camera substitution for Digital Transmission System - TV23, GS #103-209, and request approval by the Bureau of Buildings, Grounds, and Real Property Management. The substitution will increase the cost by \$10,237.27 from \$113,360 to \$123,597.23. Funds are available in the project budget.

### MISSISSIPPI UNIVERSITY FOR WOMEN

Approve the removal of the following buildings from the building inventory:

- (1) Warehouse - 1000 11<sup>th</sup> Street South
- (2) Warehouse - 802 11<sup>th</sup> Street South

The appropriate DEQ and MDAH forms were completed.

## **MISSISSIPPI STATE UNIVERSITY**

Approve the appointment of Engineering Associates, Inc., Jackson, MS to survey the site for accessibility improvements to be made on the campus drill field. The survey fee of \$4,800 is very reasonable considering the size of the drill field and the surrounding buildings.

Approve Change Order #5 for Stoneville Multi-Purpose Building, GS #113-094, in the deductive amount of \$8,745 and request approval by the Bureau of Buildings. This change order is for deducting a portion of asphalt work from the contract.

Approve Change Order #1 for Harned Hall New Roof/Waterproofing, GS #105-297, in the amount of \$8,350 with 74 additional days to the contract of Graham Roofing of Columbus Mississippi, and request approval by the Bureau of Buildings. Funds are available in the project budget.

Approve the bids and award of contract to Inman Construction Company, Memphis, TN, in the amount of \$13,502,000 (Base Bid + Alt #2) for Roy H. Ruby Residence Hall, IHL #205-207-C. Funds will be provided from Mississippi State University Educational Building Corporation Bond Funds.

## **UNIVERSITY OF MISSISSIPPI**

Approve the Construction Documents for Farley Hall Renovation, GS #107-266, and request approval and advertising for receipt of bids by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

Approve Change Order #1 in the amount of \$21,410.40 for Renovation of Bryant Hall- Phase I, GS #107-268, and request approval by the Bureau of Buildings. Funds are available in the project budget.

## **UNIVERSITY OF SOUTHERN MISSISSIPPI**

Approve the request to investigate relocating the Health and Science Facility to another location. A new topographical survey will need to be done and concur with hiring a consultant agreeable to Studio South Architects.

## **UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

Approve Change Order #3 in the amount of \$14,133 with no increase in contract time for IHL #209-472, Suite "A" Renovations. Funds are available from Medical Overage Income.

Approve Change Order #3 in the amount of \$62,039 with no increase in contract time for Firewall Revisions '02 - Contract I, IHL #209-454. Funds are available from Hospital Patient Revenues.

Approve the Schematic Design Documents for D101/117 Lounge Central Supply Renovations, IHL #209-489. Funds are available from Indirect Cost Recoveries in the amount of \$460,000.

Approve the Schematic Design Documents for Renovating Primary Electrical Distribution System, IHL #209-491. Funds are available from Interest Income in the amount of \$400,000.

Approve the Design Development Documents for Renovating Primary Electrical Distribution System, IHL #209-491. Funds are available from Interest Income in the amount of \$400,000.

Approve the initiation of a project for Children's Hospital 5<sup>th</sup> Floor, IHL #209-493. The funding source for the project is Hospital Patient Revenue.

Approve the bids and award of contract to the low bidder, Flagstar Construction Company, Inc., in the amount of \$212,300.00 for Children's Hospital 5<sup>th</sup> Floor, IHL #209-493. The funding source for the project is Hospital Patient Revenue.

Approve Change Order #4 in the amount of \$8,112 with no increase in contract time for Firewall Revisions '02-Contract I, IHL #209-454 B. Funds are available from Hospital Patient Revenues.

### **MISSISSIPPI EDUCATION & RESEARCH**

Approve the bids and award of contract to Cal-Mar Construction Company, LLC, Jackson, MS, in the amount of \$593,517 for 2004 Mississippi Education & Research Renovation - Phase II, GS #111-035, and request approval by the Bureau of Buildings. Funds are available in the project budget.

# EXHIBIT 2

## STRATEGIC POLICY AGENDA

The Commissioner recommends that the Board:

1. Endorse a strategic agenda for the year. This agenda will help to define the Board's work for the upcoming months, based on issues of critical importance to the future of higher education in Mississippi;
2. Request the Planning Committee to develop a plan of work to address these issues. The plan should include an analysis of each issue as it affects the IHL system's ability to accomplish its strategic goals, a statement of the policy implications associated with the issues, a suggested plan for Board actions to strengthen the system's ability to tackle these issues, and a proposed means to measure whether or not the Board's goals for the issue are accomplished. The Committee can be assisted in this assignment by other Board committees, by IHL staff and by institutional officers; and
3. Ask the Presidents' Council to pursue its recommendations for a strategic examination of the system's academic programs.

The issues recommended for this agenda are:

1. **A Lifelong Learning Initiative:** The future of the IHL system is highly interdependent with K-12 and community college education. Last year the Board, along with the Boards of the other two education sectors, endorsed nine goals for a collaborative PreK-20 initiative to strengthen teacher preparation and continuing education, students' educational attainment and preparation for further education, and transitions from one level of education to another. Recently, Blueprint Mississippi recommended eleven broad goals for advancing the state's economic development, business climate and education. Four of those goals were related directly to the state's education system, encompassing all sectors. Other studies of educational achievement among Mississippi citizens reveal deficiencies not only among traditional school and college-age students but also older adults. Our state needs a full-scale, frontal attack on these problems.
2. **Financing Higher Education:** The future of higher education funding nationally is undergoing a sea change. The historic social compact that inspired the development of American public higher education has eroded. The consensus has shifted from an affirmation of higher education's contributions to the public good to an emphasis on its private benefits. The privatization of public higher education is evidenced by declining state support and by proposals in several states to redefine or sever the relationship between public institutions and the state. At the same time, costs and enrollments have increased. Institutions have adapted by generating new sources of revenue-- including increases in tuition, private fund-raising, grants and contracts and business enterprises, and by seeking efficiencies

and other cost savings. Our system needs to take into account these changes and to ensure a stable financial future for our institutions.

3. **Advocacy on Behalf of Higher Education:** The future of our state is intimately tied to the value our citizens and public officials place on education, and to how effectively our institutions fulfill their mission of service to the state's economic and social development. Creative and knowledgeable people are the fundamental resource in the new knowledge-based economy. States that have been successful in this economy retain and attract a well-educated, continuously learning population and feature effective, entrepreneurial universities. These universities provide the ideas that seed that economy, through research transformed into commercial products and services. They produce its human capital by educating for the top jobs in its workforce. And they enrich the quality of life in communities sought by this workforce and its enterprises. Crucial to success in the new economy is the public's understanding and support of the role universities play in the life of the state. We in Mississippi have enjoyed a positive view of our universities by citizens and public officials. But that endorsement has not fully penetrated the population, translated into stable funding, or resulted in productive partnerships with business, industry and communities to advance our state's standing in the emerging economy and society. The governor's recent actions to establish Momentum Mississippi and to activate the Statewide Economic Development Planning Act, offer one opportunity for the IHL system to overcome these deficiencies. Our institutional executive officers and key IHL staff are participants in these endeavors. But we also need an advocacy program to promote higher education among our citizens and public officials (both state and federal), and to build partnerships on its behalf that benefit our universities, our businesses and our communities.
  
4. **Academic Programs Initiative (Presidents Council):** The inventory of academic programs offered at our universities should meet student, state and societal needs. As we plan for the future, changes in these needs and advances in knowledge, now occurring at rapid rates in many disciplines, will require adjustments in the inventory, additions of new programs and elimination of old programs. For those programs we do offer, we must ensure that they are of the highest quality-- incorporating the latest findings, knowledge and pedagogy, and staffed by faculty with appropriate backgrounds who remain current in their fields. Because we have limited resources, we need to distribute key programs carefully within our system, limit unnecessary duplication, and relate programs to institutions' distinctive missions. The Presidents' Council has pledged to pursue these matters, and to make recommendations to the Board or how we can best develop, assign and assess our academic programs to ensure that they continue to serve our constituencies.

# EXHIBIT 3

## FACILITIES SUMMARY AUGUST 2004 SEPTEMBER 2004

### ALCORN STATE UNIVERSITY

Approve Change Order #2 in the amount of \$9,468 for Thompson Women's Tower, GS #101-243 and request approval by the Bureau of Buildings. Funds are available in the project budget.

Approve removal of the Johnny B. Collins Beef Facility from the Mississippi Buildings Inventory and request approval by the Bureau of Buildings. The forms required by DEQ and MDAH are completed.

### DELTA STATE UNIVERSITY

Approve Change Order #3 in the deductive amount of \$39,484.93 for GS #102-188, Jobe Hall Renovations and request approval by the Bureau of Buildings, Grounds, and Real Property Management.

Approve the initiation of IHL#202-126, J.A. "Bud" Thigpen Annex, and the appointment of Larry Singleton as the professional. The estimated budget is \$249,000. Funds are available from Delta State University Foundation.

Approve the Contract Documents prepared by Larry Singleton for IHL#202-126, J.A. "Bud" Thigpen Annex. The estimated budget is \$249,000. Funds are available from DSU Foundation.

### JACKSON STATE UNIVERSITY

Approve Change Order #3 for GS #103-202, Transitional Dormitory Phase II, in the amount of \$3,288 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available from Senate Bill #3315, Laws of 2000.

### MISSISSIPPI UNIVERSITY FOR WOMEN

Approve the Schematic Design Documents for IHL #204-124B, Warehouse Building #47 Renovation for Grounds Department. Funds will be provided by the Federal Emergency Management Agency and the Mississippi Emergency Management Agency.

Approve the Design Development Documents prepared by Johnson, Bailey, Henderson, McNeil for storm damage repairs for Fine Arts, IHL #204-118. The estimated budget is \$1,487,938.32. Funding is available through the Federal Emergency Management Agency and Mississippi Emergency Management Agency.

Approve the bids for GS #104-144, Physical Plant/Warehouse Building, the demolition of warehouses, and request approval and award of contract by the Bureau of Buildings to the lowest and best bidder, Virginia Wrecking Company, as follows:

- (1) Warehouse -1000 11<sup>th</sup> Street South = \$154,399
- (2) Warehouse - 802 11<sup>th</sup> Street South = \$178,699

Approve Change Order #2 for South Callaway Renovation, GS #104-128, which will add 15 additional days to the contract in order to install a concrete cap around the perimeter of the top of the masonry walls at a cost of \$4,500 and to remove existing foundations at a cost of \$13,914.66 and request approval by the Bureau of Buildings. These costs are directed to be charged against the \$25,000 contingency allowance.

Approve the Schematic Design Documents for GS #104-148, 2003 ADA Program (Shackleford Warehouse Elevator) and request approval by the Bureau of Buildings. Funds are available in the project budget.

### **MISSISSIPPI STATE UNIVERSITY**

Approve the Design Development Documents for Simulation and Design Center, GS #105-294 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are currently available in the amount of \$6,000,000 from S.B. #3197, Laws of 2002.

Approve the transfer of funds from GS #113-083, Laws of 2000 Bond Funds to GS #113-101 R&R Campus Facilities in the amount of \$18,114.63; from GS #113-089, South Farm Water System Renovation to GS #113-101 R&R Campus Facilities in the amount of \$105,412.85 and from GS #113-079 Coastal R&E Building to GS #113-101 R&R Campus Facilities in the amount of \$21,705.53. The total amount of the funds to be transferred is \$145,233.01.

Approve the Schematic/Design Development Documents for North Mississippi Research & Extension Center, GS #105-304, prepared by Johnson Bailey Henderson McNeel, and request approval by the Bureau of Building. Funds are available from S.B. #2988, Laws of 2003 in the amount of \$960,000

Approve the Schematic Documents and estimates for New Residence Hall Complex, IHL #205-207. The estimated budget for the project is \$15,000,000. Funds will be provided from Mississippi State University Educational Building Corporation Bond Funds.

Approve the university's request to remove Building 1597, a Garage located at the North Mississippi Branch Station at Holly Springs, wood construction, 324 square feet, built in 1951 at a cost of \$500.

Approve Change Order #1 for IHL #205-203, 2003 Street & Parking Program in the deductive amount of \$49,000 from the contract of RAF Contracting, Inc., of Columbus, MS.

Approve the purchase of a mass spectrometer in the amount of \$466,774 for F & E Pace Seed Laboratory, GS #113-105. Funding for the equipment is available in the project budget from S.B. #3197, Laws of 2002.

Approve the bids and award of contract to Paul T. Staples Contracting, Greenwood, MS, in the amount of \$805,000 for New Residence Hall Complex-Site Preparation, IHL #205-207-B. Funds will be provided from Mississippi State University Educational Building Corporation Bond Funds.

Approve Change Order #2 which deducts \$61,803 from the contract of JESCO, Inc., Tupelo, MS and adds 27 days to the contract time for Power Generation Plant - Building Construction, IHL #205-191. Funds are available in the project budget from Mississippi State University Educational Building Corporation Bonds.

### **UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

Approve the Design Development Documents for Guyton Building Expansion, IHL # 209-435 C. Funds are available in the amount of \$996,817 from Federal Grants and Contracts.

Approve the Contract Documents and advertisement for receipt of bids for Landscape Improvements 2004, IHL #209-485. Funds are available from Hospital Patient Revenue sources in the amount of \$194,800.00.

Approve Change Order #6 in the amount of \$76,650 with an increase of 5 calendar days for Classroom Facilities, GS #109-180 and request approval by the Bureau of Buildings. We also request the remaining monies in GS #109-181, Anatomy Classroom Renovations, be transferred to cover this Change Order and other future expenses.

Grant the university permission to enter into a lease agreement between Admiral Retirement Center and the University of Mississippi Medical Center for temporary lodging for patients that require a non covered preoperative stay. The lease will provide six rooms at \$3,500 per month or \$42,000 per year and will not exceed \$240,000.

Approve the Schematic Documents prepared by Dean and Dean/Associates Architects, P.A., for Cardiovascular Institute Planning, IHL #209-483. Funds are available from Hospital Patient Revenue in the amount of \$350,000.00.

Approve the Design Development Documents for 2-C Infant Care Renovations, IHL #209-488, prepared by Simmons Associates, A.I.A., Architect. Funds are available from Hospital Patient Revenue in the amount of \$25,000.

Approve Change Order #3 in the amount of \$237 with no increase in contract time for IHL #209-471, N524 Lab Renovations. Funds are available in the project budget. The funding source is Grants and Contracts and Student Tuition.

Approve the bids and award of contract to the lowbidder, Wilkerson Construction, in the amount of \$83,810 for U017 Renovations '04, IHL #209-482. Funds are available from Interest Income.

Approve Change Order #1 in the amount of \$538 with no increase in contract time for E055 X-Ray Renovations '03, IHL #209-473. Funds are available from Patient Revenue.

Approve Change Order #1 in the amount of \$70,329 with an increase in contract time of 45 calendar days. Funds are available from Hospital Patient Revenues.

Approve Change Order #3 in the amount of \$6,577 with an increase of 20 calendar days to the contract of Sunbelt General Contractors. Funds are available in the project budget from Medical Overage Income.

Approve the initiation of Preplanning Suite K Renovations, IHL#209-490 and appointment of Simmons Associates/A.I.A., as project professional. Funds are available from Interest Income in the amount of \$35,000.

Approve Change Order #1 in the amount of \$23,404 with an increase of 143 calendar days to the contract time for 8 East VAC. Replacement, GS #109-182, and request approval by the Bureau of Buildings, Grounds and Real Property Management. The funding source for this project is S. B. #3315, Laws of 2000.

Approve Change Order #2 in the amount of \$14,440 with an increase of 60 calendar days to the contract time for 8 East VAC. Replacement, GS #109-182, and request approval by the Bureau of Buildings, Grounds and Real Property Management. The funding source for this project is S. B. #3315, Laws of 2000.

Approve the Design Development Documents prepared by Simmons Associates for Preplanning Suite K Renovations, IHL#209-490. Funds are available from Interest Income in the amount of \$35,000.

Approve the Schematic Documents prepared by Simmons Associates for Preplanning Suite K Renovations, IHL#209-490. Funds are available from Interest Income in the amount of \$35,000.

Approve Change Order #2 in the amount of \$7,736 with no increase in contract time for Firewall Revisions '02 - Contract I, #209-454. Funds are available from Hospital Patient Revenues.

Approve Change Order #8 for Exterior Repairs–Clinical Sciences, IHL #209-462, in the amount of \$54,115.49 with an increase in contract time of 60 calendar days. Funds are available in the project budget. The funding source for this project is Indirect Cost Recoveries and Interest Income.

Approve the bids and award of contract to the low bidder, Brandt Construction in the amount of \$219,000 for Pavilion Miscellaneous Renovations '03, IHL #209-481. Funds are available in the project budget from Patient Revenue.