

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
May 20, 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 the Board Office in Jackson, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on April 22, 2004, to each and every member of said Board, said date being at least five days prior to this May 20, 2004 meeting. At the above-named place there were present the following members to wit: Mr. 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 Patterson, Ms. Robin Robinson, Mr. Scott Ross, and Ms. Amy Whitten. The meeting was called to order and opened with prayer by Mr. Roy Klumb, President.

APPROVAL OF THE MINUTES

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

RESOLVED, That the Minutes of the Board meeting held on April 15, 2004 and April 30, 2004, stand approved.

UNANIMOUS CONSENT

On motion by Dr. Davidson, seconded by Mr. Patterson, 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.

BOARD DINNER

Mr. Klumb thanked Dr. Lester Newman, President of Mississippi Valley State University, and his faculty and staff for hosting the May Board dinner.

ANNOUNCEMENT

Mr. Klumb recognized Dr. Andy Mullins, Executive Assistant to the Chancellor at The University of Mississippi. Dr. Mullins introduced Dr. Tim Letzring and his class of doctoral students in higher education administration who are visiting policy makers on the state and federal level.

PLANNING

Presented by Ms. Virginia Shanteau Newton, Chair

1. **System Administration (Information item.)** - Dr. Magee introduced Jeralyn Sittig Cossman, Ph.D., Research Fellow at the Social Science Research Center and an Assistant Professor at Mississippi State

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University. Dr. Cossman presented an Executive Summary of her Health Policy White Paper - *Mississippi's Physician Labor Force: Current Status and Future Concerns*. Dr. Magee thanked Dr. Cossman for her presentation. Dr. Dan Jones, Vice Chancellor for Health Affairs and Dean, School of Medicine for the University of Mississippi Medical Center, thanked Dr. Magee for his intent and Dr. Cossman for her study.

ACADEMIC AFFAIRS
Presented by Mr. Roy Klumb, Chair

On motion by Dr. Davidson, seconded by Dr. Neely, 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 items #2 - #4 were approved on a separate motion by Dr. Neely, seconded by Dr. Davidson, and unanimously passed by those present.

1. **System Administration** - Approved the request for a department name change at MSU from the Department of Political Science to the Department of Political Science and Public Administration.

2. **System Administration** - Approved the following amendment to the *Board Policies and Bylaws* - 501.05 Academic Class Calendar - for first reading:

501.05 ACADEMIC CLASS CALENDAR

The academic class calendar shall include at a minimum the following:

- the Board required minimum of 2,450 minutes per three semester hour course, which may include final exam time; and
- ~~Fall semesters to cover 16 calendar weeks;~~
- ~~Spring semesters to cover 17 calendar weeks including spring break; and~~
- ~~Summer semesters to cover 10 calendar weeks and to begin the week of Memorial Day~~
the number of weeks must meet Federal financial aid requirements.

Each university may include variations of up to ~~three days~~ 180 minutes each semester depending upon the year's holiday schedule and "non-class days" during the semester.

3. **System Administration** - Approved the following amendment to the *Board Policies and Bylaws* - 504.0101 Hours to Degree - for first reading:

504.0101 HOURS TO DEGREE

Baccalaureate degrees offered by universities within the Institutions of Higher Learning system shall require 120 semester hours of credit. Any exception to this policy must be proposed by the university, reviewed by the Council of chief Academic Officers and the Office of Academic and Student Affairs, submitted to the Council of Institutional Executive Officers and the commissioner of Higher Education for their review and recommendation, and approved by the Board of Trustees. Exceptions will be limited in number and approved only on the basis of the following criteria:

1. Accreditation standards of the appropriate specialized accrediting agency mandate a baccalaureate program of over 120 credit hours.
2. Licensing standards of the profession involved require a baccalaureate program of over 120 credit hours.

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3. Employment and initial success in the profession requires a baccalaureate program of over 120 credit hours.

This policy takes effect for all undergraduate students first enrolled in the fall 2006 semester and thereafter.

4. **System Administration** - Approved the following amendment to the *Board Policies and Bylaws* - 504.0102 Tuition Charge for Excess Credit Hours - for first reading:

504.0102 TUITION CHARGE FOR EXCESS CREDIT HOURS

Undergraduate students earning a first baccalaureate degree will be subject to a 100% surcharge for all credit hours attempted in excess of 144 or 120% of the student's degree program, whichever is greater. The credit hours counted toward the limitation include all hours attempted by the student except:

1. Credit hours earned by the student through examination or other procedure by which credit is earned without registering for a course for which tuition is charged;
2. Credit hours earned by the student in remedial education courses;
3. Credit hours earned by the student in a previous enrollment with five years intervening; and
4. Credit hours earned by the student at a private or an out-of-state institution.

This policy takes effect for all undergraduate students first enrolled in the fall 2006 semester and thereafter.

5. **Other Business** -

- a. Mr. Klumb stated that a special meeting of the Academic Affairs Committee may be called at the same time as the scheduled special meeting of the Budget & Financial Affairs/Audit Committee.
- b. Mr. Klumb thanked Dr. Bill McHenry, IHL Assistant Commissioner of Academic and Student Affairs, for his services to the Board and wished him luck in Oklahoma.

BUDGET & FINANCIAL AFFAIRS/AUDIT

Presented by Mr. Thomas Colbert, Chair

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

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Budget & Financial Affairs/Audit Agenda. Agenda item #2 was approved on a separate motion by Mr. Colbert, seconded by Mr. Klumb, and unanimously passed by those present. Agenda items #3 - #9 were approved on a separate motion by Dr. Davidson, seconded by Mr. Blakeslee, and unanimously passed by those present. Agenda items #10 - #11 were approved on a separate motion by Mr. Colbert, seconded by Ms. Robinson, and unanimously passed by those present. Agenda item #14 was approved on a separate motion by Mr. Colbert, seconded by Ms. Whitten, and unanimously passed by those present.

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1. ASU - Approved MBA Budget Revisions as follows:

	<u>FY 2003-04</u>	<u>CHANGE</u>	<u>REVISED FY 2003-04</u>
Salaries	\$729,162	(\$63,787)	\$665,375
Wages	\$54,261	\$0	\$54,261
Fringe Benefits	\$198,574	(\$17,063)	\$181,511
Travel & Subsistence	\$53,906	\$0	\$53,906
Contractual Services	\$233,354	\$55,550	\$288,904
Commodities	\$26,781	\$0	\$26,781
Equipment	\$15,962	\$25,300	\$41,262
Other Than Equipment	\$0	\$0	\$0
Transfers	\$0	\$0	\$0
Total	<u>\$1,312,000</u>	<u>\$0</u>	<u>\$1,312,000</u>

2. **DSU** - Approved request to enter into a ten-year management services agreement with ARAMARK Corporation to provide food service operation, both board plan and retail, catering, and concessions. Through a public Intent to Negotiate/Request for Proposal process, ARAMARK's proposal was selected as the best over the Compass, Sodexo, and Valley proposals. The agreement will become effective on or before July 1, 2004 to coordinate both facility changes and personnel changes through orderly transitions. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
3. **UMMC** - Approved request to renew an agreement with Valley Services, Inc. to provide management of food service operations. The annual amount for the period July 1, 2004 through June 30, 2005 is \$346,640.16. Funds are available from patient revenue. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
4. **UMMC** - Approved request to renew an agreement with Kforce, Inc. to provide services for, but not limited to, medical records coding, clinic coding, assembly and analysis, Cancer Registry, transcription and trauma registry services by Health Information Management Consultants. The agreement is for the period July 1, 2004 through June 30, 2005 and will not exceed \$1 million. Funds are available from patient revenue. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
5. **UMMC** - Approved request to renew an agreement with Ft. Worth M. R. S., Inc., doing business as Medical Receivables Specialists ("MRS"), to provide an accounts receivable management program for insurance follow-up on accounts with balances in small financial classes. The agreement is for one year beginning July 1, 2004 through June 30, 2005 and will not exceed \$450,000. Funds are available from patient revenue. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
6. **UMMC** - Approved request to renew an agreement with On Assignment Healthcare Staffing (OAHS) to provide professional nursing services for the University Hospitals at times when the need to supplement its existing staff ensures efficient and quality functioning of the individual units. The one-year contract begins July 1, 2004 through June 30, 2005 and will not exceed \$1 million. A copy of the agreement is included in the *May 20, 2004 Board Working File*.

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7. **UMMC** - Approved request to renew an agreement with Mississippi Organ Recovery Agency, Inc. to furnish human organs for the purpose of transplantation. The agreement is effective July 1, 2004 and will continue for no more than a total of five years. Fees are estimated at \$1,155,000 for the first year. Funds are available from patient revenue. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
8. **UMMC** - Approved request to renew an agreement with AHC, Inc. in an effort to collect on certain third party payer patient account balances of \$1,000 and greater. The agreement will begin July 1, 2004 through June 30, 2005 and will not exceed \$700,000 for the contract period. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
9. **UMMC** - Approved request to enter into an agreement with Maxim Healthcare Services, Inc. and its affiliated companies ("Maxim") to provide professional nursing services for the University Hospitals at times when the need to supplement its existing staff ensures efficient and quality functioning of the individual units. The one-year contract begins July 1, 2004 through June 30, 2005 and will not exceed \$3.3 million. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
10. **USM** - Approve request to enter into a ten-year management services agreement with Barnes & Noble to provide a complete bookstore operation. Through a public Intent to Negotiate/Request for Proposal process, Barnes & Noble's proposal was selected over Follett and Nebraska Bookstore proposals. The agreement will be effective July 1, 2004 through June 30, 2014, with a 90-day right to cancel. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
11. **USM** - Approved request to enter into a ten-year management services agreement with ARAMARK Corporation to provide a complete food service operation. Through a public Intent to Negotiate/Request for Proposal process, ARAMARK's proposal was selected over Sodexo, Chartwell's, and Valley proposals. The agreement will be effective July 1, 2004 through June 30, 2014, with a 90-day right to cancel. A copy of the agreement is included in the *May 20, 2004 Board Working File*.
12. **System Administration (Information item.)** - The committee reviewed the Management Report of Financial Indicators. Mr. Colbert commended Dr. Linda McFall and her staff for their work on this project.
13. **Other Business** - Mr. Colbert called a special meeting of the Budget & Financial Affairs/Audit Committee immediately following today's Board meeting. This will be an information meeting for the new Board members to discuss the budget allocation formula and the financial indicators.
14. **System Administration** - Approved the proposed allocation of FY 2005 Appropriations. A copy of the proposal is included in the bound *May 20, 2004 Board Working File*.

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15. **System Administration (Information item.)** - Pursuant to the *Board Policies and Bylaws 702.04* Approval Process, the rate increases for Student Room, Board and Other Living fees are brought to the Board for review and comment. IHL Policy dictates that a 30-day period be observed for Institutional Executive Officer comments. Therefore, these proposed increases will be brought to the Board for official action at the June 2004 Board meeting. A copy of the proposed increases is included in the bound *May 20, 2004 Board Working File*.

BUILDING/FACILITIES
Presented by Mr. Scott Ross, Chair

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

RESOLVED, That the Board hereby approved agenda items #1 - #26 as submitted on the following Building/Facilities Agenda. **AGENDA ITEM #27 WAS POSTPONED UNTIL THE NEXT BOARD MEETING.**

1. **ASU** - Approved appointment of Dwight Weatherford, Weatherford McDade, Ltd., as the project professionals to prepare the University's Master Plan.
2. **MSU** - Approved initiation of **IHL #205-207, New Residence Hall Complex**, and appointment of Luke & Kaye, P.A., as project professionals. The preliminary project budget is \$15 million with funds to be provided from MSU EBC Bond Funds.
3. **MSU** - Approved initiation of a project for renovation of Lloyd-Ricks - Phase I. Funds are available from the Department of Housing and Urban Development in the amount of \$1,000,000.
4. **MUW** - Approved initiation of a new project for the relocation of the Child Parent Development Center Playground and appointment of Singleton Architects as project professionals. Funds in the amount of \$25,000 are available in the University Plant Funds.
5. **UM** - Approved initiation of a project to design and construct a wind tunnel housing for the National Center for Physical Acoustics and to employ Cooke Douglass Farr Lemon, Ltd, as project professionals. The budget is approximately \$700,000 and is available from the U.S. Army Missile Defense Command, a research grant.
6. **USM** - Approved initiation of **IHL #208-255, Kiosk and Visitor Center**, and appointment of Eley and Associates/Architects, P.A., as project professionals. Funds are available from University sources.
7. **USM** - Approved initiation of **IHL #208-256, Baseball Stadium Addition**, and appointment of JH&H Architects as project professionals. Funds are available from University sources.
8. **USM** - Approved request for architects to complete construction documents for **GS #108-184, Union Building Renovation and Addition**, and request approval by the Bureau of Buildings. Funds are available to allow areas to be added to the existing contract.

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9. **ASU** - Approved construction documents for **GS #101-209, Furniture and Equipment for the Extension Building**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$444,665 from H.B. 1843, Laws of 1997.
10. **ASU** - Approved construction documents, authorize advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #101-245, Bowles Hall Repairs**. Funds are available in the amount of \$1,000,000 from S.B. 2988, Laws of 2003.
11. **DSU** - Approved construction documents, authorize advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #102-198, 2003 ADA Compliance**. Funds are available at the Bureau of Buildings in the amount of \$315,000.
12. **DSU** - Approved construction documents, authorize advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #102-202, Repair and Restore Cutrer House, Phase II**. Funds are available in the amount of \$650,000 through the Bureau of Buildings.
13. **MSU** - Approved construction documents and authorize advertising for the receipt of bids for **IHL #205-202, Newell-Grissom Air Conditioning**. Funds are available from Athletic Department Self-Generated Accounts in the amount of \$435,000.
14. **UM** - Approved construction documents, authorize advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #107-270, Barnard Observatory Waterproofing**. Funds are available from the Bureau of Buildings.
15. **UMMC** - Approved construction documents and authorize advertising for the receipt of bids for **Water System Improvements-Phase I, IHL #209-478**. Funds are available from interest income in the amount of \$1,485,000.
16. **USM** - Approved construction documents, authorize advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #108-203, Paving, Lighting & Storm Drainage - Gulf Park Campus**. Funds are available in the amount of \$650,000 from S.B. 3315, Laws of 2000.
17. **System Administration** - Approved construction documents, authorize advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #111-031, Board Room Renovations**. Funds are available in the project budget.
18. **MSU** - Approved bids and award of contract in the amount of \$751,535 to the lowest of three bidders, RAF Contracting, Inc., for **IHL #205-203, 2003 Street and Parking Program**. Funds are available from Plant Fund Accounts in the amount of \$975,000. Bids were as follows:

Contractor	Base Bid	Alternates
1. RAF Contracting, Inc.	\$751,535	1. (\$49,000) 2. (\$86,000) 3. (\$17,000)

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2. Eutaw Construction Co., Inc.	\$782,400	1. (\$37,000)
		2. (\$80,975)
		3. (\$18,500)
3. Ausbern Construction Co.	\$1,291,265	1. (\$33,102)
		2. (\$80,975)
		3. (\$ 5,000)

19. **MVSU** - Approved bids and award of contract in the amount of \$980,000 to the low bidder, Sullivan Enterprises, for **GS #106-180, Student Health Center**, and request approval by the Bureau of Buildings. Funds are available in the project budget. Bids were as follows:

Contractor	Base Bid	Alternate
1. Sullivan Enterprises, Inc.	\$980,000	(\$60,000)
2. Jackson Construction of Grenada, Inc.	\$999,977	(\$100,000)
3. Hunt Management and Construction, Inc.	\$1,012,500	(\$69,500)
4. Fountain Construction Co., Inc.	\$1,082,000	(\$46,000)

20. **UM** - Approved bids and award of contract in the amount of \$377,167.88 to the low bidder, Hooker Construction for **IHL #207-241, Guyton Hall West Parking Lots**. Funds are available University self-generated funds. Bids were as follows:

Contractor	Base Bid	Alternate
1. Prairie Construction, LLC	\$573,544.50	(\$60,000.00)
2. Rutledge Contractors, Inc.	\$533,901.00	(\$115,000.00)
3. EnDevCo, Inc.	\$455,038.00	(\$52,000.00)
4. Panda Construction Co., Inc.	\$538,102.99	(\$96,900.00)
5. Hooker Construction, Inc.	\$377,167.88	(\$29,900.00)
6. Jay Bearden Construction, Inc.	\$379,282.10	(\$8,200.00)

21. **USM** - Approved bids and award of contract in the amount of \$569,115 to the low bidder, Doleac Electric, for **GS #108-204, Electrical/Communications Service - Gulf Park Campus**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$500,000 from S.B. 3315, Laws of 2000, and the transfer of funds as needed from project GS #108-220 (Cox Building Renovation), S.B. 3315, Laws of 2000. Bids were as follows:

Contractor	Base Bid	Alternate
1. Doleac Electric Company, Inc.	\$569,115	(\$134,196)
2. B & B Electrical Contractors, Inc.	\$623,000	(\$123,700)
3. Edwards Electrical Service	\$647,000	(\$103,000)
4. Haynes, J. H., Electric Company, Inc.	\$649,000	(\$155,000)
A & B Electric Co., Inc.	\$670,200	(\$950,034)

22. **USM** - Approved bids and award of contract in the amount of \$314,549 to the low bidder, Doleac Electric, for **GS #108-210, Security Lighting Phase 2**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$310,000 from S.B. 1675, Laws of 1999, and additional funds from S.B. 3197, Laws of 2002, as needed. Bids were as follows:

Contractor	Base Bid	Alternate
1. Doleac Electric Company, Inc.	\$314,549	1. (\$28,910)
	(\$320,549 - Deduct	2. (\$16,721)
	\$6,000 from Base Bid	3. (\$25,800)
	on front of envelope.)	4. (\$36,449)

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2. McInnis Electric	\$380,463	1. (\$34,350) 2. (\$19,422) 3. (\$32,169) 4. (\$41,682)
3. Chain Electric	\$383,900 (\$388,900 - Deduct \$5,000 from Base Bid on front of envelope.)	1. (\$38,000) 2. (\$23,500) 3. (\$35,000) 4. (\$48,000)
4. B & B Electric Contractors, Inc.	\$391,862	1. (\$42,220) 2. (\$22,887) 3. (\$37,111) 4. (\$48,452)
5. Webster Electric	\$392,972	1. (\$35,700) 2. (\$16,900) 3. (\$35,000) 4. (\$48,600)
6. A & B Electric Company, Inc.	\$463,809	1. (\$37,192) 2. (\$18,692) 3. (\$31,438) 4. (\$48,086)
7. Edwards Electric Service	\$464,000	1. (\$19,600) 2. (\$19,647) 3. (\$30,000) 4. (\$41,950)

23. **MSU** - Approved request to remove from inventory the following buildings:

Inv	Description	Square Footage	Year Built	Original Cost
68	Duggar Hall	42,714	1959	\$559,000
69	Hightower Hall	42,714	1959	\$566,000
103	Hamlin Hall	107,280	1966	\$1,524,000

The three structures above are residence halls. They no longer meet the needs of students who desire more modern facilities. Also, they do not meet safety codes and accessibility requirements. These buildings cannot be economically renovated for any other use. They will be demolished.

24. **UM** - Approved request to enter into a quitclaim deed for 0.119 acres in favor of Ms. Evelyn Pegues in order to reconcile the property description in Ms. Pegues' deed with the historically accepted property boundary line as marked by a University fence. Also, approved the request for a twenty-foot easement in lieu of the current, shared driveway across University property, in favor of Ms. Evelyn Pegues, Ms. Mary L. Pegues, Ms. Sandra Johnson, Mr. Johnny Pegues, and their heirs and assigns.
25. **MSU** - Approved request to enter into a lease agreement with the Bulldog Club, Inc., (Lessee) for the purpose of permitting the Lessee to renovate facilities and construct improvements and additions to the area commonly known as the Shira Complex. The primary term of the lease is for a period of 13 months, beginning June 1, 2004 and ending June 30, 2005. The Lessee shall have the option to extend the lease for an additional one-year term on the same terms and conditions of this lease.
26. **UMMC** - Approved a resolution authorizing the Medical Center Educational Building Corporation ("MCEBC") to issue Variable Rate Demand Revenue Bonds, Series 2004 (the University of Mississippi Medical Center Pediatric and Research Facilities Project) in the maximum principal amount of

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\$44,000,000 (the "Series 2004 Bonds"). The purpose is to provide moneys to finance (i) the expansion and equipping of UMMC's Children's Hospital, and (ii) the construction, acquisition and equipping of a new Research Building located on the campus and to pay the related costs of the issuance, sale and delivery of the Series 2004 Bonds.

27. **System Administration** - Request permission to grant the Board staff the authority to approve contract documents, advertising for bids and award of contracts on those construction projects which are being handled through the Construction Management process. The construction management process was instigated to save time during design and construction. Rather than have one general contractor, there will be multi-prime contractors whose work and materials will be bid separately. Approved items will be brought to the Board for ratification at the next scheduled meeting on the Facilities Summary.

A motion was made by Mr. Ross, seconded by Dr. Davidson, to approve the request for the Board staff to approve contract documents, advertising for bids and award of contracts on those construction projects which are being handled through the Construction Management process. Mr. Ross withdrew the motion. (THIS ITEM WAS POSTPONED UNTIL THE NEXT BOARD MEETING.)

28. **System Administration (Information item.)** - Facilities Summary. (See Exhibit 1.)

PLANNING

Presented by Ms. Virginia Shanteau Newton, Chair

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

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

1. **System Administration** - Approved the IHL Management Indicators. A copy of the list is included in the bound *May 20, 2004 Board Working File*.

LEGAL

Presented by Ms. Amy Whitten, Chair

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

RESOLVED, That the Board hereby approved agenda item #3 as submitted on the following Legal Agenda.

1. **System Administration (Information item.)** - Payment of legal fees to outside counsel in relation to litigation and other matters, as follows:

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Payment of legal fees for professional services rendered by Bryan Nelson Randolph (Statements dated 12/9/94 and 1/14/04) from the funds of The University of Southern Mississippi. (These statements, in the amounts of \$1,100.00 and \$89.88, respectively, represent services and expenses in connection with the *Krell* case.)

TOTAL DUE \$1,189.88

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statements dated 3/10/04, 2/26/04, 2/26/04, and 2/26/04) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,100.00; \$229.74; \$84.00; and \$504.00, respectively, represent services and expenses in connection with the *Sterling, Thompson, Shack* and *Cohly* cases, respectively.)

TOTAL DUE \$2,917.74

Payment of legal fees for professional services rendered by Adams & Reese (Statements dated 1/13/03 and 2/13/03) from the funds of The University of Southern Mississippi. (These statements, in the amounts of \$205.00 and \$105.75, respectively, represent services and expenses in connection with general advice.)

TOTAL DUE \$310.75

Payment of legal fees for professional services rendered by Bossier Kitchens (Statement dated 3/1/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Powell* case.)

TOTAL DUE \$3,008.37

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 3/15/04 and 4/7/04) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,482.50 and \$1,680.00, represent services and expenses in connection with general advice.)

TOTAL DUE \$5,162.50

Payment of legal fees for professional services rendered by Bossier Kitchens (Statements dated 4/1/04) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,268.00; \$1,727.50; and \$957.51, represent services and expenses in connection with the *Williams, Powell* and *Powell* cases, respectively.)

TOTAL DUE \$4,953.01

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Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 3/31/04) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with DSH litigation.)

TOTAL \$112.50

2. **System Administration (Information item.)** - Payment of legal fees to outside counsel in relation to patent matters, as follows:

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 1/30/04, 2/6/04, 2/6/04, 2/9/04, 2/9/04, 2/13/04, 2/13/04, 2/18/04, 2/20/04, 2/20/04, 2/23/04, 12/11/03, and 12/11/03) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: "Rotary Engine" - \$170.00; "Delivery System for Supplemental Preservative" - \$531.00; "Moisture and Density Detector" - \$2,981.21; "Use of Novel Virulence-Specific Genes as Targets for Diagnosis..." - \$11,121.52; "Mechanically Stressing Wood to Improve..." - \$444.00; "Fiber Optic Laser-Induced..." - \$1,812.19; "Intelligent Tutoring Method and Device that Characterizes..." - \$735.00; "Method for Early Evaluation in Micropipeline Processors" - \$9,641.24; "Self-Aligned Transistor and Diode Topologies in Silicon Carbide..." - \$741.63; "Silicon Carbide and R... Wide-band Gap Transistors..." \$952.34; and "On-Site Biological Treatment of Contaminated Fluids" - \$3,983.81.)

TOTAL DUE \$33,113.94

Payment of legal fees for professional services rendered by Greenberg Traurig (Statements dated 2/10/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "New Compounds and Compositions Useful as an Antifungal Agent - Japan Patent" - \$1,793.25; "New Manzine Alkaloids with Potent Activity Against Infectious Diseases - Canada Patent" - \$4.00; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - AU Patent" - \$1,472.25; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - GB Patent" - \$531.80; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - IL Patent" - \$304.29; "High Molecular Weight Polysaccharide from Aloe Vera with Immunostimulatory Activity - US Nat'l Phase App." - \$1,060.00; and "Dihydroartemisinin Dimers as New Anti-Cancer and Anti-Infective Agents - US" - \$1,463.80.)

TOTAL DUE \$6,629.39

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 11/14/03) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "Zjawiony/Cembranoids/Chemopreventive" - \$282.06; "Cleary/Amphotericin BHP" - \$10,388.59; "Miscellaneous IP Matters" - \$47.50; "Avery/Novel Antigiardial Agents" - \$194.59; "Repka/PCT for Medicaments to Nails & Perionychiu" - \$207.00; and "Cheboyina/Spherical Pellett Production Provisional..." - \$208.82.)

TOTAL DUE \$11,328.56

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Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 3/23/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "Cleary/Amphotericin BHP" - \$321.98, "Avery/Novel Antigiardial Agents" - \$292.50, "Repka/Patent Maintenance" - \$90.44, "Pasco/Immunostimulatory Agents in Echinacea" - \$13.65, and "Seiner/Corrugated and Ported Prism Engine Nozzel for Reduction of Supersonic Jet Exhaust Noise" - \$359.85.)

TOTAL DUE \$1,078.42

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 2/11/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "Cleary/Amphotericin BHP" - \$322.75, "Repka/Patent Maintenance" - \$100.00, "PCT for Medicaments to Nail & Perionychiu" - \$168.42, "Cheboyina/Spherical Pellet Production ..." - \$96.56, "Pasco/Immunostimulatory Agents in Echinacea" - \$696.24, and "Seiner/Corrugated and Ported Prism Engine Nozzel for Reduction of Supersonic Jet Exhaust Noise" - \$492.40.)

TOTAL DUE \$1,886.37

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 1/19/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "Zjawiony/Cembranoids/Chemopreventive" - \$27.00, "Cleary/Amphotericin BHP" - \$27.00, "Miscellaneous IP Matters" - \$167.00, "Avery/Novel Antigiardial Agents" - \$303.80, and "Seiner/Corrugated and Ported Prism Engine Nozzel for Reduction of Supersonic Jet Exhaust Noise" - \$1,431.24.)

TOTAL DUE \$1,956.04

Payment of legal fees for professional services rendered by Greenberg Traurig (Statements dated 1/20/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: "Stable Suppository Formulations Effecting Bioavail" - \$234.00; "Compounds and Compositions Useful as Antifungal and Antimycobacterial Agents - Japan Patent" - \$1,287.28; "National Phase European Patent Applications" - \$789.64; National Phase South African Patent Application No. 2001/3330" - \$115.00; "National Phase Canadian Patent Application" - \$216.23; "EP Regional Phase of PCTUS01/27035 New Manzine Alkaloids with Potent Activity Against Infectious Diseases" - \$225.00; "Canada National Phase of PCTUS01/27035 New Manzine Alkaloids with Potent Activity Against Infectious Diseases" - \$369.50; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - AU Patent" - \$54.40; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - CN Patent" - \$1,059.65; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - GB Patent" - \$285.60; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - MX Patent" - \$1,777.12; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - RU Patent" - \$831.50; "Methods of Preparing Delta-9-Tetrahydrocannabinol Esters - ZA Patent" - \$215.33; "Transmucosal Delivery of Cannabinoids - US Provisional" - \$1,023.80; "Peroxide Compounds as Anti-Infective Agents - US" - \$705.64; and "Dihydroartemisinin Dimers as New Anti-Cancer and Anti-Infective Agents" - \$9.00.)

TOTAL DUE \$9,198.69

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Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 11/14/03) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: “Zjawiony/Cembranoids/Chemopreventive” - \$282.06; “Cleary/Amphotericin BHP” - \$10,388.59; “Miscellaneous IP Matters” - \$47.50; “Avery/Novel Antigiardial Agents” - \$194.59; “Repka /PCT for Medicaments to Nails & Periontychiu” - \$207.00; and “Cheboyina/Spherical Pellett Production Provisional...” - \$208.82.)

TOTAL DUE \$11,328.56

3. **UMMC** - Approved request to settle the Tort Claim case styled *Bustin vs. UMMC*.

ADMINISTRATION/POLICY

Presented by Dr. David Potter, Commissioner

On motion by Mr. Klumb, seconded by Dr. Neely, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Administration/Policy Agenda. Agenda item #2 was approved on a separate motion by Dr. Davidson, seconded by Ms. Newton, and unanimously passed by those present. Agenda item #3 was approved on a separate motion by Mr. Klumb, seconded by Ms. Whitten, and unanimously passed by those present. **AGENDA ITEM #5 WAS TAKEN UP EARLIER IN THE MEETING.**

1. **System Administration** - Approved resolution recognizing the Mississippi State University Men’s Basketball Team. **(See Exhibit 2.)**
2. **System Administration** - Approved agenda items considered subsequent to the April 15, 2004 Board meeting, as follows:
 - a. **UMMC** - Approved employment of April Morris and Jennifer Ann Skirtech.
3. **System Administration** - Approved the 2004-2005 committee appointments for Mr. Roy Klumb’s term as President of the Board, as follows:

Academic Affairs Committee

Roy Klumb, Chair
L. Stacy Davidson, Jr.
Bettye Henderson Neely
Robin Robinson
Scott Ross

Ayers Implementation Committee

D. E. Magee, Jr., Chair
Thomas Colbert
Virginia Shanteau Newton
Bob Owens

Bimonthly Meeting Evaluation Committee

D. E. Magee, Chair
Stacy Davidson
Ron Mason
Scott Ross

Black History Month Committee

Bettye Henderson Neely, Chair
Virginia Shanteau Newton
Bob Owens

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Budget and Financial Affairs/Audit Committee

Thomas Colbert, Chair
H. Ed Blakeslee
Robin J. Robinson
Scott Ross
Amy Whitten

Building/Facilities Committee

Scott Ross, Chair
L. Stacy Davidson, Jr.
D. E. Magee, Jr.
Bob Owens
Robin J. Robinson

IEO Search Process Committee

L. Stacy Davidson, Chair
Thomas Colbert
Virginia Shanteau Newton
Aubrey B. Patterson
Scott Ross

Inter-Collegiate Athletics Committee

Scott Ross, Chair
H. Ed Blakeslee
Thomas Colbert
Amy Whitten

Legal Committee

Amy Whitten, Chair
Bob Owens
Robin J. Robinson
Scott Ross

Legislative Committee

Amy Whitten, Chair
Virginia Shanteau Newton
Aubrey B. Patterson
Scott Ross

Planning Committee

(Monthly Review of Management Report Indicators, etc.)
Virginia Shanteau Newton, Chair
H. Ed Blakeslee
Bettye Henderson Neely
Aubrey B. Patterson

Student Affairs Committee

Bettye Henderson Neely, Chair
L. Stacy Davidson
Virginia Shanteau Newton

Technology/Efficiency Committee

(Primary Objective: Implementation of Shared Operating Center)

Thomas Colbert, Chair
H. Ed Blakeslee
L. Stacy Davidson
Robin J. Robinson

Shared Computing Subcommittee:

REPRESENTATION APPOINTMENTS

ADVISORY BOARD OF THE EMPLOYEE STATE HEALTH PLAN

Faculty Senates Association Chair

INTER-ALUMNI COUNCIL REPRESENTATIVE

D. E. Magee, Jr.

MISSISSIPPI RESOURCE DEVELOPMENT CORPORATION BOARD

Virginia Shanteau Newton
Scott Ross

MISSISSIPPI UNIVERSITY RESEARCH AUTHORITY

Virginia Shanteau Newton, Vice President, Board of Trustees of State Institutions of Higher Learning

UNIVERSITY PRESS REPRESENTATIVE

Bettye Henderson Neely

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TERM APPOINTMENTS AS SPECIFIED

AUTHORITY FOR EDUCATIONAL TELEVISION

Allen Lind, Chief Information Officer Term: May 17, 2001 - June 30, 2004

MEDNET

Scott Ross Term: Length of Member's Term

MISSISSIPPI COMMISSION FOR VOLUNTEER SERVICE

Vacant

MISSISSIPPI HIGHER EDUCATION ASSISTANT CORPORATION

David Potter Term: Length of Appointee's Term

MISSISSIPPI VETERANS' MEMORIAL STADIUM COMMISSION

D. E. Magee, Jr. Term: May 1, 2002 - April 30, 2007

SOUTHERN REGIONAL EDUCATION BOARD

Henry Johnson Term: July 1, 2003 - June 30, 2007

4. **System Administration (Information item.)** - Earlier this year the Presidents' Council and Commissioner brought to the Board a recommendation to publish a series of policy briefs on key issues facing higher education in Mississippi and nationally. The intended purpose is to provide opportunities for reflective consideration of these issues in discussion among the Board members and with the Institutional Executive Officers. The hope is that these discussions would help the Board to conduct its business within the framework of broad policy parameters, which would then inform actions the Board takes on specific matters related to these policies. The Board endorsed this recommendation. The policy brief is presented to the Board with the unanimous endorsement of the Presidents' Council. A copy of the brief is included in the bound *May 20, 2004 Board Working File*.

5. **System Administration (Information item.)** - In discussions about the IHL Shared Computing Initiative, Board members stated their concern for reliable data and for a concise set of indicators for assessing system and institutional performance. A list of the performance indicators are presented to the Board for approval. This list has the unanimous endorsement of the Presidents' Council and the Commissioner. A copy of the list is included in the bound *May 20, 2004 Board Working File*. **(THIS ITEM WAS TAKEN UP EARLIER IN THE MEETING.)**

PERSONNEL/FOREIGN TRAVEL

Presented by Dr. David Potter, Commissioner

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

RESOLVED, That the Board hereby approved the employment of personnel items as submitted on the following Personnel/Foreign Travel Agenda. The change of status items for UM and USM were approved on a separate motion by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present. **THE MSU CHANGE OF STATUS ITEM WAS TAKEN UP IN EXECUTIVE SESSION.** The termination items were approved on a separate motion by Ms. Robinson, seconded by

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Dr. Neely, and unanimously passed by those present. The emeritus status items were approved on a separate motion by Ms. Robinson, seconded by Mr. Blakeslee, and unanimously passed by those present. The request for leave items were approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, and unanimously passed by those present. The award of tenure items were approved on a separate motion by Dr. Davidson, seconded by Mr. Colbert, and unanimously passed by those present. Agenda item #2 was approved on a separate motion by Dr. Neely, seconded by Ms. Robinson, and unanimously passed by those present.

1. Personnel Report.

EMPLOYMENT

Jackson State University - Athletics
Jones, Daryl

Jackson State University
Price, Gregory
Sallar, Anthony

Mississippi State University
Collins, Michael
Porter, Wayne C.
Scanes, Colin G.
Sheely, Robert A.
Xia, Tian

Mississippi Valley State University
Jangsombatsiri, Witaya
Sanders, Alphonso
Sanders, Roosevelt

University of Mississippi
Alford, Jr., John W.
Doerksen, Robert J.
McElreath, David H.
Tarvin, John T.

University of Mississippi - Athletics
Dildy, Tracy H.

University of Mississippi Medical Center
Gunn, Janice
Monahan, Ken
Mullenburg, Jessica

Neff, Brian Alan
Pearson, Mary E.
Pound, Charles R.
Scribner, Kevin P.

University of Southern Mississippi - Athletics
Barnes, Steven T.

University of Southern Mississippi
Fos, Peter J.
Mercier, Stacy
Swaykos, Joseph W.

CHANGE OF STATUS

Mississippi State University - Athletics
Templeton, Larry O. (THIS ITEM WAS TAKEN UP IN EXECUTIVE SESSION.)

University of Mississippi
Lafleur, Louis D.

University of Southern Mississippi - Athletics
Giannini, Richard C.
Pollard, Claybron Lytrel

University of Southern Mississippi
Pierce, Willie Lee

TERMINATION

Delta State University - Athletics
Boone, Angela
Boone, Keith

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Delta State University

Boyd, Carol M.
Ellis, Joseph Andrew
McCrary, Janette S.
Pantin, Melanie Kristi
Pennington, William A.
Romaine, Karan
Spell, Donna Buford
Young, Jerry

Jackson State University

Lee, Raphael
Montgomery-Collier, Roberta
Wilson, Allison
Wilson, Rodger

Mississippi State University

Embree, Howard Dan
Gatlin, Boyd
Miller, Duane I.
Pearson, J. Michael
Pounders, Jr., Cecile T.

Mississippi University for Women

Alexander, Thomas
Belcher, Patricia R.
Delk, Jacqueline Lynnette
Gray, Tony W.
Manzollilo, Mike
Nabors, Darrell
Strickland, Harry R.
Sullivan, Sandra

Mississippi Valley State University

Barnes, Jimmie
Crockett, Casimiro
Crockett, Kelvin
Davis, Rafus
Payne, Jessie

University of Mississippi

Borne, Ronald F.
Bullion, Stuart J.
Caldwell, Lloyd N.
Deweese, Jr., Herbert E.

Guidice, Rebecca M.
Mason, Thomas R.
Raiteri, Charles E.
Siriwardena, Aloysius H.
Wren, Daniel G.

University of Mississippi Medical Center

Forks, Thomas P.
Habeeb, George E.
Hardy, S. G. Patrick
Mansel, Keith
Martin, Miki
McKinney, E. Churchill
Pride, Jeffery B.
Strange, Thad

EMERITA/EMERITUS STATUS

Delta State University

Williams, Ed

University of Southern Mississippi

Harper, Glenn Terry
Smith, Michael Clay

SABBATICAL LEAVE

Delta State University

Buchanan, Mary Lenn
Butler, Mark
Elkins, Carolyn

University of Mississippi Medical Center

Mehta, Mahesh

AWARD OF TENURE

Alcorn State University

Gill, John
Pinney, William
Rajanna, Bettaiya
Reeves, Shirley

Delta State University

Alvarez, John G.

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Campbell, Barry
Cummins, Cheryl J.
Griffin, Leslie L.
Hughes, Keith J.

Jackson State University

Carraway, Charles
Chigbu, Paulinus
Ekunwe, Stephen
Farah, Ibrahim
Mosley, Alisa
Russell, Richard
Williams, Edith
Wilson, Locord

Mississippi State University

Allen, Edward B.
Barnett, Timothy R.
Burroughs, Charlotte D.
Carr, Russell L.
Chrisman, James J.
Duffy, Vincent G.
Elder, Steven H.
Estes, Yolanda D.
Gaunt, Patricia S.
Haupt, Jeffrey S.
Kidd, Michael T.
Kiser, Terry E.
Lawrence, Mark L.
Lee, Matthew R.
Lestrade, Patricia M.
Lynch, Francis L.
Ma, Wai K.
Marsh, Kelly A.
Meyer, Robert E.
Millea, Meghan
Miller, Patrick S.
Moore, Melissa
Parisi, Domenico
Peacock, Claude E.
Pharr, Gregory T.
Ryan, Peter L.
Schulz, Noel N.
Willard, Scott T.
Wu, Shu-hui

Xu, Jianzhong

Mississippi University for Women

Bunnell, Gorla
Hatton, Marty
Whitwam, Ross
Yates, Joyce

Mississippi Valley State University

Lee, Tazinski
Turk, Esin

University of Mississippi

Brower, II, Charles H.
Buchholz, Richard
Dellinger, Kirsten
Eftink, Susan
Ford, Jennifer W.
Higdon, Carolyn Wiles
King, Deborah S.
Noble, Charles H.
Rock, David
Rowland, Sidney T.
Smothers, Bobbie C.
Van Ness, Bonnie F.
Van Ness, Robert A.
Wu, Haidong
Yang, Xiaobin

University of Mississippi Medical Center

Bennett, Kenneth R.
Bishop-Nowicki, Phyllis
Bofill, James A.
Borman, Karen R.
Bouldin, Marshall J.
Cooley-Faulk, Catherine
Dellinger, Tracy Michelle
Duhe, Roy J.
Elkin, T. David
Fletcher, Audwin
Hildebrandt, Drew A.
Hart-Hester, Susan
Jackson-Williams, Loretta E.
Jenkins, John
Kemp, Stephen

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Lancon, John A.
Lineaweaver, William C.
Low, Annette
Mychaskiw, George
Newcomb, Carol F.
Nowicki, Michael J.
Richert, Allen Carl
Rock, William Alexander
Taybos, George M.
Tonore, Thais
Valley, Verena T.
Walker, Jean
Zhang, Feng

Bruton, Samuel
Comyns, Bruce H.
Gandy, Rex F.
Gillespie, Jeanne L.
Huang, Faqing
Jestice, Phyllis G.
Khoury, Amal J.
Kuskin, William
O'Brien, Gregory
Poody, Elliott
Spencer, Jay B.
Sterling-Turner, Heather
Unnold, Yvonne
Wells, Kathleen

University of Southern Mississippi

Agler, Lin-Miao
Anderson, Patsy L.
Applin, Mary Elizabeth

System Administration

Newman, Lester C.

2. Foreign Travel Report.

Alcorn State University

Adams, Beverly
Bristow, Jr., Clinton
Byrge, Duane
Conner, Deondra
Johnson, Irene H.
Moses, Napoleon
Wells, Steve

Waikiki, Hawaii
Accra, Ghana
Toronto, Ontario, Canada
Waikiki, Hawaii
San Juan, Puerto Rico
Accra, Ghana
Waikiki, Hawaii

Delta State University

House, Lynn J.
Parker, Collier
Seivertson, Bruce L.

Hong Kong
Florence, Italy
Belgium, France, Germany, and The Netherlands

Jackson State University

Leszczynski, Jerzy
Liu, Yiming
Payton, Marinelle
Shahbazyan, Tigran
Stevenson, Joseph M.
Yu, Hongtao

London, England
Shanghai, China
The Netherlands (The Hague suburbs)
Dresden, Germany
Mexico City, Mexico
Jeju, Korea

Mississippi State University

Allen, Rechelle Lees (Student)

Edmonton, Alberta, Canada

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Barlow, Brad N. (Student)	Garching, Germany
Boring, Joseph Gregg	Montreal, Quebec, Canada
Bryant, James A.	Ottawa, Canada
Burroughs, Charlotte D.	Bucharest, Romania and Budapest, Hungary
Busby, David P. (Student)	Edmonton, Alberta, Canada
Castle, Amy R. (Student)	Edmonton, Alberta, Canada
Chen, Jen-Ping	Cambridge, England
Chrisman, James J.	Calgary, Alberta, Canada
Clay, R. Torsten	Wollongong, New South Wales, Australia
Creel, Jeremy D. (Student)	Edmonton, Alberta, Canada
DeLaughter, Angela R. (Student)	Edmonton, Alberta, Canada
Derrick, Brandon J. (Student)	Edmonton, Alberta, Canada
Duffy, Vincent	Galway, Ireland
Duke, Robert W. (Student)	Edmonton, Alberta, Canada
Ellerby, Orlando (Student)	Edmonton, Alberta, Canada
Evans, David L.	Edmonton, Alberta, Canada
Grace, Laura A.	Quebec City, Canada
Gray, Cody J.	Honolulu, Hawaii
Grebner, Donald L.	Edmonton, Alberta, Canada
Greenwood, Allen G.	Stockholm, Sweden and Tampere and Helsinki, Finland
Hansen, Eric	Whistler, British Columbia, Canada
Haupt, Tomasz	Honolulu, Hawaii
Hayes, C. Ray	Play del Carmen, Mexico
Henderson, Clayton M. (Student)	Edmonton, Alberta, Canada
Hitt, Holli C. (Student)	London, England
Hosie, Thomas	Honolulu, Hawaii
Hursh, Joseph E. (Student)	Edmonton, Alberta, Canada
Jordan, Jack	Amsterdam, The Netherlands and Paris, France
Koshka, Yaroslav	Kiev, Ukraine
Lee, SangMi (Student)	Ottawa, Canada
Liddell, Gloria J.	Ottawa, Canada
Liddell, Jr., Pearson	Ottawa, Canada
Linder, Eric	Gioania, Brazil
Man, Cameron R. J.	Christchurch, New Zealand
Miller, Beth R.	London, England
Miller, Jr., Dalton W.	London, England
Miller, Phyllis Bell	London, England
Morse, David T.	Honolulu, Hawaii
Morse, Linda W.	Honolulu, Hawaii
Nelson, Katie L. (Student)	Edmonton, Alberta, Canada
Netterville, Thomas B. (Student)	Edmonton, Alberta, Canada
Norris, Jeremy A. (Student)	Edmonton, Alberta, Canada
Prevost, Jon D. (Student)	Edmonton, Alberta, Canada
Reese, Robert B.	Bologna, Italy
Rezek, Jon	Vancouver, British Columbia, Canada

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Rodgers, III, John C.	San Salvador Island, Bahamas
Sheng, Chunhua	Vienna, Austria
Silva, Juan Luis	Tegucigalpa, Honduras and Fortaleza, Brazil
Snodgrass, C. Edward	Honolulu, Hawaii
Southward, Linda H.	South Africa
Spencer, Barbara A.	London, United Kingdom
Stevenson, Jr., Tommy J.	Honolulu, Hawaii
Strange, Michael F. (Student)	Edmonton, Alberta, Canada
Stuart, William B.	Quebec City, Canada
Thornton, Tonya E. (Student)	San Salvador Island, Bahamas
Vilella, Francisco J.	Scotland, United Kingdom
Wise, Swayne A.	London, England
Wu, Dongfeng	Toronto, Canada
Zhou, Rong	Whistler, British Columbia, Canada

Mississippi University for Women

Rush, Melinda C.	Oxford, England
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Mississippi Valley State University

Jones, Mack H.	Ghana, Africa
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University of Mississippi

Alabi, Adetayo	Nigeria and Banjul, Gambia
Altinkar, Mustafa	Brisbane, Australia
Approximately 7 Students	Beijing, China
Avery, Bonnie	Honolulu, Hawaii
Bombelli, Luca	Dublin, Ireland
Cavaglia, Marco	Dublin, Ireland and Erice, Italy
Cheng, Alexander	Cartagena, Spain
Cozad, Laurie	Honolulu, Hawaii
Daigle, John	Paris, France
Ding, Yan	Brisbane, Australia
Field, Lester	Prato, Italy
Fokina, Margarita	Delft, The Netherlands
Gochfeld, Deborah	Okinawa, Japan and Taiwan
Grayzel, Susan	London, England
Group of 30 Students	San Jose, Costa Rica
Gutierrez, John	San Jose, Costa Rica
Hale, Jr., Paul	Toronto, Canada
Hanks, Leah	Brisbane, Australia
Havard, Drew (Student)	Honolulu, Hawaii
Heyworth, Gregory	Dresden, Germany
Holland, Marjorie	Lahti, Finland
Holleman, John	Beijing, China
Huang, Derek (Student)	Beijing, China

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Ingene, Charles	Rotterdam, The Netherlands
Jansen, Bernard	Adelaide, Australia
Kloman, Joy	Balatonfured, Budapest, Hungary
Leppa, Ellen	Honolulu, Hawaii
Lin, Yi	Beijing, China
Long, Ashley (Student)	Vancouver, Canada
Matalgah, Mustafa	Paris, France
McCurdy, Chris	Brussels, Belgium
Mills, Janice	Brisbane, Australia
Moore, Jean Renee	Cambridge, England
Morgan, David (Student)	Honolulu, Hawaii
Oakley, Charlotte	Honolulu, Hawaii
Oliphant, Susan	San Jose, Costa Rica
Ostrovskii, Igor	Kiev, Ukraine
O'Sullivan, Dan	Paris, France and Dresden, Germany
Piletz, Andrew (Student)	Beijing, China
Prasad, S. N.	Brisbane, Australia
Quinney, Anne	Paris, France
Reithel, Brian	Beijing, China
Reynolds, Holly	San Paulo, Bahia, Rio de Janeiro, Brazil
Rogers, Langston	Calgary, Canada
Sadana, Ajit	Montreal, Canada
Scovazzo, Paul	Honolulu, Hawaii
Shaw, Wayne	Waldorf, Germany
Shi, Tao (Student)	Shanghai, China
Showalter, Stephanie	Halifax, Canada
Sinha, Hans	Sweden
Slattery, Marc	Okinawa, Japan and Taiwan
Smith, Paul	Brisbane, Australia
Upton, Edward	Waldorf, Germany
Wachter, Kathy	Prague, Czech Republic
Wang, Sam	Brisbane, Australia
Webb, Virginia	Honolulu, Hawaii
Womer, Keith	Beijing, China
Xu, Yichun	Brisbane, Australia
Ying, Xinya	Brisbane, Australia
Zhu, Ting Ting	Brisbane, Australia

University of Mississippi Medical Center

Adair, Catherine M.	Paris, France
Chinchar, V. Gregory	Montreal, Quebec, Canada
Cooper, Jan	Dublin, Ireland
Cowan, Bryan D.	Ottawa, Ontario, Canada
Davis, Sheila P.	Honolulu, Hawaii
Dhossche, Dirk	Paris, France

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Doddata, Terry	Dublin, Ireland
Elliott, Rowena	Dublin, Ireland
Esposito, Domenic P.	Stockholm, Sweden
Evenhuis, Jason (Student)	Montreal and Quebec City, Canada
Freeland, Alan E.	Budapest, Hungary; Bucharest, Romania; and Edinburgh, Scotland
Geissler, William B.	Bucharest, Romania
Haber, Lawrence L.	Buenos Aires, Argentina
Ho, I. K.	Taipei, Taiwan and Beijing, China
Hughes, James L.	Venice, Italy
Long, Scott (Student)	Montreal and Quebec City, Canada
Martin, Tina	Dublin, Ireland
McCaa, Connie S.	Taipai, Taiwan
Miller, Norman W.	Quebec City, Canada
Nicholas, William C.	Lisbon, Portugal
Penzien, Donald B.	Vancouver, British Columbia, Canada
Pfeifer, Mary R.	Paris, France
Rack, Sarah	Montreal, Quebec City, Canada
Regunathan, Soundar	Montreal, Canada and Paris, France
Schenk, Laura	Dublin, Ireland
Sewell, Patrick	Kauai, Hawaii and Tokyo, Japan
Stafford, James	Montreal and Quebec City, Canada
Vedanarayanan, V. V.	Chennai and Bokard, India

University of Southern Mississippi

Bisland, Ralph	England
Butler, David	Ireland
Caruthers, Jerald	The Netherlands
Clinton, Kenneth	England
Davis, Clifton	Honduras and England
Duhon, David	England
Escobar, Luz Marina	Spain
Florenzier, Vance	United Kingdom
Frair, John	England
Franks, Jr., James	Cuba
Gemeinhard, Greg (Student)	France
Gwozdz, Lawrence	Poland
Hallab, Zaher	Canada
Harper, G. Terry	Austria
Herzinger, Kim	England
Hudson, Tim	Cuba and Great Britain
Klinedinst, Mark	Nova Scotia
Kuczaj, Stan A.	Honduras
Lares, Jameela	England
Luo, Yuan	Brussels
Mackaman, Douglas	France

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Mathias, Lon	England
McCandless, Amy	England
McCormack, Edward	China
McRee, Patricia Ann	Canada
Miles, Christopher	Mexico
Moore, Robert B.	France
Morizur, Jean Francois (Student)	England
Mullican, Larry	England
Nuwer, Deanne S.	Cuba
Panton, Kenneth	England
Prange, Laura	Italy
Redruello, Laura	Spain
Regan, Jennifer	Canada
Rowley, Lucille M.	Canada
Shiller, Alan	Canada
Storey, Robson	France
Trevino, Len J.	Sweden
Wadley, William	England
Wang, Junzuo (Student)	England
Wheeler, Paul A (Student)	Turkey
Williams, Alvin	England

System Administration

Biggins, Walter Vancouver, British Columbia, Canada

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

Alcorn State University

Moses, Napoleon	Ghana, West Africa
Rajanna, Sharada	India
Spinks, Delores	San Pablo, Bolivia

Delta State University

Harper, Alicia N. Halifax, Nova Scotia, Canada

Jackson State University

Anderson, Tevester	San Juan, Costa Rica
Hagelberg, Frank	Innsbruck, Austria
Mohamed, Abdul	San Juan, Puerto Rico
Perkins, James	San Juan, Puerto Rico
Swanier, Shelton	San Juan, Puerto Rico
Tchounwou, Paul	San Juan, Puerto Rico
Walters, Wilbur	Wroclaw, Poland

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Mississippi State University

Aktosum, Tuncay	Mexico City, Mexico
Fossi, Monica (Student)	Puebla, Mexico
Harland, Robert	Malaga, Spain
Lestrade, Patricia	Puebla, Mexico
Swindell, Marian Lorraine	Catania, Italy
Upton, Minda (Student)	Paris, France

Mississippi University for Women

Anderson, Brian	London, England
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University of Mississippi

Bello, German (Intern)	San Jose, Costa Rica
Reardon, Thomas	Rome, Italy
Schiferl, Karen	San Jose, Costa Rica
Seiner, John	Manchester, England
Smith, Ted	Montreal, Canada
Urbanek, James	Lisbon, Portugal
Yang, Xiaobin	Beijing, China
Zjawiony, Jordon	Poland

University of Mississippi Medical Center

King, Edwin	Karaganda, Kazakhstan
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University of Southern Mississippi

Craig, Susanne (Student)	United Kingdom
Mitchell, Brian (Student)	Stockholm, Sweden

System Administration

Langston, John	Montreal, Quebec, Canada
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UNANIMOUS CONSENT

Presented by Dr. David Potter, Commissioner

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

RESOLVED, That the Board hereby approved agenda item #2 as submitted in the following Unanimous Consent Agenda. Agenda item #3 was approved on a separate motion by Mr. Colbert, seconded by Dr. Davidson, and unanimously passed by those present.

1. **ASU - Request to increase the athletic fee of \$100 per year – \$50 a semester. This increase is necessary because of Title IX which requires the university to offer the equivalence of sports and expenditures for women as for men and to fund the increased costs of athletic scholarships. (THIS ITEM WAS PULLED FROM THE AGENDA.)**

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2. **System Administration** - Approved employment of Michael Switzer.
3. **System Administration** - Approved the FY 2005 salary increase guidelines, as follows: State funds were not appropriated for salary increases for FY 2005. If the financial condition of the institution or agency permits, other funds may be used to award salary increases for meritorious performance, market adjustments, or equity adjustments at the discretion of the Executive Officer.

PRESIDENTS' COUNCIL

Dr. Charles Lee, President

Call to Order:

- Dr. Ronald Mason called the meeting to order at 10:00 a.m.
- Chairmanship for 2004-2005 was transferred from Dr. Ronald Mason to Dr. Charles Lee. Secretary for 2004-2005 will be Dr. Claudia A. Limbert.
- Dr. Lee and the Presidents' Council commended Dr. Mason for his fine leadership as Chairperson of the Presidents' Council during 2003-2004 and for the clarity of his presentations to the Board on the Council's behalf.

Commissioner's Report:

Academic Committee:

- Three first readings of academic policies to come forward: class calendar changes, hours to degree changes, and increased tuition charges for students with more than 140 credit hours. The presidents expressed concerns about the second and third proposed changes including the need for faculty input, accreditation requirements for various programs, what appeared to be a cumbersome process for program exceptions, today's reality of students having more hours because of change of major or because they add another major or minor for greater employability, community college linkages, the institutions' desire to give students the best possible education, financial impact on the institutions, and the increased bodies of knowledge needed for various professions, etc.

Budget Committee:

- Allocation of appropriations process fund—won't move to formula until the institutions get more funds and then would "hold harmless," about \$6M down from last year with some money for health benefits. The Board wants to move to a consolidated budget. The Budget & Financial Affairs/Audit Committee wants to talk with each university regarding tuition and room/board increases.
- Chancellor Khayat suggested that the Council might want to look at taking a long-term approach to tuition planning, perhaps going to a five-year plan.

Other Business and Concerns:

- **Bond Bill:** There was consensus on the importance of the bond bill and the need to continue the ongoing projects and routine maintenance as well as begin new projects.
- **Casino Management:** There was a general discussion of the casino management degree.
- Dr. Lee suggested that we might want to avoid reactionary postures on issues by meeting outside the urgency of the IHL Board agenda to share our thinking on various issues at the university level.

Meeting adjourned at 10:45 a.m.

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OTHER BUSINESS

1. Ms. Robinson thanked the other Board members for making her feel so welcome. She also thanked Dr. Potter and his staff for their assistance.
2. **A motion was made by Ms. Robinson, seconded Dr. Neely, for the Board to adopt a policy on annual post-tenure review for all tenured professors at the eight universities beginning in the summer semester.** Mr. Klumb noted that there is a policy already in place and agreed that it needs to be reviewed. Pursuant to *Board Policies and Bylaws* Section 301.0517 Postponement of Board Consideration, Ms. Whitten **invoked the privilege of temporarily postponing Board action** on this item until the next regularly scheduled Board meeting.

EXECUTIVE SESSION

On motion by Ms. Whitten 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. Patterson, 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.

On motion by Ms. Whitten, seconded by Mr. Blakeslee, 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.

EXECUTIVE SESSION

On motion by Mr. Ross, seconded by Mr. Colbert, 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 potential litigation at The University of Southern Mississippi.

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

The recent Attorney General's opinion on the teaching of gaming courses, presented subsequent to Board Action to approve a degree program at the University of Southern Mississippi with an emphasis in Casino Management, requires that the Board consider its legal options in this matter. On motion by Mr. Patterson, seconded by Ms. Whitten, and unanimously passed by those present, the Board authorized the Commissioner to seek approval from the Attorney General to allow the Board to employ

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independent counsel to address the issue of educational offerings related to gaming. The Board specifically requested the Commissioner to seek approval for the services of Reuben Anderson and Jim Craig with the Phelps, Dunbar firm.

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

The Board discussed a personnel matter at the Board Office.

EXECUTIVE SESSION

On motion by Mr. Blakeslee, seconded by Dr. Davidson, and unanimously passed by those present, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Whitten, seconded by Dr. Neely, 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 Mississippi State University.

On motion by Ms. Robinson, seconded by Dr. Neely, and unanimously passed by those present, the Board voted to return to Open Session.

On motion by Ms. Robinson, seconded by Dr. Magee, and unanimously passed by those present, the Board extended the contract of the Athletic Director at Mississippi State University for an additional year. The Board, in cooperation with the President, will conduct a review of the operation of the athletic program at Mississippi State University.

COMMITTEE REPORTS

Mr. Klumb welcomed the four new Board members to the Board.

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**Academic Affairs Committee
Wednesday, May 19, 2004**

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

1. **Administrative Change**

On motion by Mr. Klumb, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the administrative change at Mississippi State University as referenced by committee agenda item #1 in the Board Book.

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

On motion by Mr. Klumb, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the amendment to policy 501.05 Academic Class Calendar for first reading as referenced by committee agenda item #2 in the Board Book.

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

On motion by Mr. Klumb, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve policy 504.0101 Hours to Degree for first reading as referenced by committee agenda item #3 in the Board Book.

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

On motion by Mr. Klumb, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the amendment to policy 504.0102 Tuition Charge for Excess Credit Hours for first reading as referenced by committee agenda item #4 in the Board Book.

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

**Budget & Financial Affairs/Audit Committee
Wednesday, May 19, 2004**

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

1. **Management Report of Financial Indicators**

Dr. Linda McFall, IHL Assistant Commissioner of Finance and Administration, gave a presentation about the Management Report of Financial Indicators as referenced by committee agenda item #13 in the Board Book. Dr. McFall introduced Mr. Bill Graves, IHL Deputy Assistant Commissioner of Finance and Administration; Mr. Chris Halliwell, IHL Director of Accounting and Financial Analysis; and the Chief Financial Officer for each university. Ms. Whitten commended Dr. Linda McFall on the development of the financial indicators.

2. **ASU Budget Revisions**

On motion by Ms. Whitten, seconded by Mr. Ross, and unanimously passed by those present, the committee recommended that the Board approve the MBA Budget Revisions for ASU as referenced by committee agenda item #1 in the Board Book.

3. **DSU Agreement**

On motion by Ms. Robinson, seconded by Mr. Blakeslee, and unanimously passed by those present, the committee recommended that the Board approve the management services agreement with Aramark as referenced by committee agenda item #2 in the Board Book.

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4. **UMMC Agreements**

On motion by Ms. Whitten, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the requests to renew agreements with Valley Services, Inc.; KFORCE, Inc.; Ft. Worth M. R. S., Inc.; On Assignment Healthcare Staffing; Mississippi Organ Recovery Agency, Inc.; AHC, Inc.; and Maxim Healthcare Services, Inc. as referenced by committee agenda items #3 - #9 in the Board Book.

5. **USM Agreements**

On motion by Ms. Robinson, seconded by Ms. Whitten, and unanimously passed by those present, the committee recommended that the Board approve the bookstore management agreement and the food services management agreement as referenced by committee agenda items #10 and # 11 in the Board Book.

6. **Allocation of FY 2005 Appropriations**

On motion by Mr. Ross, seconded by Ms. Whitten, and unanimously passed by those present, the committee recommended that the Board approve the allocation of FY 2005 appropriations as referenced by committee agenda item #12 in the Board Book.

7. **Proposed Rate Increases for Student Room, Board and Other Living Fees**

The committee received the proposed rate increases for student room, board and other living fees as referenced by committee agenda item #14 in the Board Book.

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

**Building/Facilities Committee
Wednesday, May 19, 2004**

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

1. **Initiation of Projects/Appointment of Professionals**

On motion by Mr. Ross, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the initiation of projects and/or appointment of project professionals at ASU, MSU, MUW, UM, and USM as referenced by committee agenda items #1 - #7 in the Board Book.

2. **Construction Documents**

On motion by Mr. Ross, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the change order for USM and the construction document items for ASU, DSU, MSU, UM, UMMC, and USM, as referenced by committee agenda items #8 - #16 in the Board Book.

3. **Award of Contracts**

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 items for MSU, MVSU, UM, and USM as referenced by committee agenda items #18 - #22 in the Board Book.

4. **Removal of Buildings from Inventory, Quitclaim Deed and Easement, Lease, and EBC Resolution**

On motion by Mr. Ross, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the removal of three buildings from inventory at MSU,

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the execution of a quitclaim deed and easement at UM, a lease agreement at MSU, and an EBC Resolution for UMMC's Pediatric and Research Facilities as referenced by committee agenda items #23 - #26 in the Board Book.

5. **Construction Management Procedures**

On motion by Mr. Ross, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the Construction Management Procedures as referenced by committee agenda item #27 in the Board Book.

6. **Construction Documents**

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 the Board Room renovations as referenced by committee agenda item #17 in the Board Book.

7. **Facilities Summary**

The committee received the facilities summary for informational purposes only.

8. **Other Business** - Mr. Ross gave a report of the highlights concerning the progress of the Building/Facilities Committee in the past few years.

The following committee members attended the meeting: Mr. Scott Ross (Chair), Dr. Stacy Davidson, Dr. D. E. Magee, 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. Bob Owens, Mr. Aubrey Patterson, and Ms. Amy Whitten.

**Planning Committee
Wednesday, May 19, 2004**

The committee was brought to order by Ms. Newton, Chair. The following item was discussed:

1. **Other Business** - Ms. Newton gave an overview of the history of the Planning Committee. She then introduced Dr. Phil Pepper, IHL Assistant Commissioner of Policy Research and Planning. Dr. Phil Pepper, Assistant Commissioner of Policy Research and Planning, introduced Dr. Glenda Lester, IHL Director of Educational Planning and Research; Mr. Jim Hood, IHL Director of Institutional Research and Analysis; and Mr. Christian Pruett, Senior Research Statistical Analyst.

2. **IHL Management Indicators**

On motion by Ms. Newton, seconded by Mr. Blakeslee, and unanimously passed by those present, the committee recommended that the Board approve the IHL Management Indicators as referenced by agenda item #5 in the Administration/Policy Section of the Board Book.

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

**Legal Committee
Wednesday, May 19, 2004**

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

1. **Legal Fees**

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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 items #2- #3 in the Board Book.

2. **Other Business** - Former Board member, Mr. Bill Crawford, served as the Board's parliamentarian. Mr. Klumb charged the committee with determining those individuals eligible to become the parliamentarian to the Board.
3. **UMMC Settlement of Tort Claim**

Executive Session

On motion by Ms. Whitten and unanimously passed by those present, the committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Whitten, seconded by Ms. Newton, and unanimously passed by those present, the committee **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 the settlement of a tort claim case at University of Mississippi Medical Center.

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

On motion by Ms. Whitten, seconded by Mr. Ross, and unanimously passed by those present, the committee recommended that the Board approve the settlement of a tort claim case at University of Mississippi Medical Center as referenced by committee agenda item #1 in the Board Book.

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.

ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Klumb, seconded by Mr. Owens, and unanimously passed by those present, the Board members voted to adjourn.

Roy Klumb

President, Board of Trustees of State Institutions of Higher Learning

David Potter

Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- Exhibit 1 Facilities Summary for May 2004.
- Exhibit 2 Resolution recognizing the Mississippi State University Men's
Basketball Team.

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EXHIBIT 1

ALCORN STATE UNIVERSITY

Approve the schematic design documents prepared by Duvall Decker for Rowan Hall, GS #101-246, and request approval by the Bureau of Buildings. Funds are available in the project budget from SB #2988, Laws of 2003.

Approve the design development documents prepared by Duvall Decker for Bowles Hall, GS #101-245, and request approval by the Bureau of Buildings. Funds are available in the project budget from SB #2988, Laws of 2003.

Approve the Design Development Documents for Dining Facilities, GS # 101-227, and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

Approve the transfer of funds in the amount of \$350,000 from GS #101-237, Demby Hall Renovations to GS #101-200, Alternate Water Source, and request approval by the Bureau of Buildings, Grounds, and Real Property Management.

Approve a transfer of funds in the amount of \$200,000 from SB #2988, Laws of 2003, and \$100,000 from the Bureau of Buildings Discretionary ADA Account to Bowles Hall, GS #101-245, and request approval by the Bureau of Buildings.

Approve the bids for Thompson Women's Tower, GS #101-243, and request approval and award of contract by the Bureau of Buildings to the lowest of six bidders, Blanchard Mechanical Contractors, Inc., in the amount of \$1,294,500 (Base bid = \$1,498,000 less deductive Alternates #2 = \$193,200 and Alternate #4 = \$10,300). Funds are available in the project budget. (Approved by the Building Committee Chairman on April 13, 2004.)

DELTA STATE UNIVERSITY

Approve the request of the Department of Finance to issue RFQ's for the Design and Construction Administration for Central Mechanical Plan, GS #102-199. We would like to set the interviews as soon as possible to proceed with the mechanical plan renovations.

Approve Change Order #4 for Classroom/Administration Building, GS #102-171, in the amount of \$40,139 and an additional 118 days to Malouf Construction Corporation contract and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the amount of \$8,000,000 from HB #1675, Laws of 1999 and SB #3158, Laws of 2001.

JACKSON STATE UNIVERSITY

Approve Change Order #7 for the School of Business, GS #103-178, in the amount of \$1,002 and a time increase of 126 calendar days to the contract of Harrell Construction Group, LLC and request approval by the Bureau of Buildings, Grounds and Real Property Management.

MISSISSIPPI UNIVERSITY FOR WOMEN

Approve the Contract Documents and advertising for receipt of bids for Fine Arts Demolition-Storm Damage, Phase I, IHL #204-123. The estimated project budget is \$270,000. Funding is available through Federal Emergency Management Agency and Mississippi Emergency Management Agency and Mississippi Emergency Management Agency.

Approve the Design Documents prepared by Pryor and Morrow Architects for Physical Plant/Warehouse Building, GS #104-144, and request approval by the Bureau of Buildings. Funds are available from SB #3158, Laws of 2001.

MISSISSIPPI STATE UNIVERSITY

Approve Change Order #6 in the amount of \$60,662.50 with an increase of 275 days to the contract time for Blackjack Road Improvements, GS #105-272, and request approval by the Bureau of Buildings, Grounds and Real Property Management. Also, requested is a transfer of funds from HB #1675, Laws of 1999, in the amount of \$62,764 to pay for Change Order #6.

Approve Change Order #5 in the amount of \$25,278 with an additional seven days to the contract of Polk Construction Corporation for MS Veterinary Research and Diagnostic Lab, GS #113-099, and request approval by the Bureau of Buildings. Funds are available from SB #3197, Laws of 2002, in the amount of \$12,000,000.

Approve Change Order #6 for MS Veterinary Research and Diagnostic Lab, GS #113-099, in the amount of \$28,850 with an additional 14 days to the contract of Polk Construction Corporation and request approval by the Bureau of Buildings. Funds are available from SB #3197, Laws of 2002, in the amount of \$12,000,000.

Approve Change Order #8 and Change Order #9 for Hand Chemical Laboratory Renovation - Phase III, GS #105-293, in the amount of \$17,463 with two calendar days to the contract of West Brothers Construction, Inc., and request approval by the Bureau of Buildings. Funds are available from SB #3158, Laws of 2001 in the amount of \$6,000,000 and from SB #3315, Laws of 2000 in the amount of \$1,230,408 for a total project budget of \$7,230,408.

Approve Change Order #1 for Industrial Education Roofing and Waterproofing, GS #105-298, in the amount of \$23,040 with no change in time to the contract of Sneed Construction Company, Inc., and request approval by the Bureau of Buildings. Funds are available from SB #3158, Laws of 2001, in the amount of \$900,000.

MISSISSIPPI VALLEY STATE UNIVERSITY

Approve the Schematic Documents for ADA Compliance Phase I, GS #106-191, and request approval by the Bureau of Buildings. Funds are available in the project budget from SB #3158, Laws of 2001.

Approve the Design Development Documents for the Academic Skills Communication building, GS #106-182, and request approval by the Bureau of Buildings. Funds are available in the project budget from SB #3158, Laws of 2001.

UNIVERSITY OF MISSISSIPPI

Approve change Order #1 in the amount of \$18,110.80 for Faser Hall Re-Roofing and Mechanical and request approval by Bureau of Buildings. Funds are available in the project budget.

Approve Change Order #2 in the amount of \$168,656 and an increase of 105 days to the contract time for Faser Hall, GS #107-269, and request approval by the Bureau of Buildings. A transfer of funds from GS #107-272, 2003 Repair and Renovation, is requested to cover this change.

UNIVERSITY OF SOUTHERN MISSISSIPPI

Approve the transfer of IHL discretionary funds from SB #2988, Laws of 2003, in the amount of \$104,000 to GS #108-227, Coliseum HVAV Repairs and request approval by the Bureau of Buildings. Upon transfer of the discretionary funds, we request that Alternate #1 in the amount of \$11,000 and Alternate #2 in the amount of \$93,000, be added to the contract awarded to McLain Plumbing & Electrical service, Inc.

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

Approve the initiation of a project and appointment of Simmons Associates/A.I.A., Architect, as project professional for R002/R010 Renovations '03, IHL #209-484. Funds are available from Hospital Patient Revenue sources in the amount of \$245,000.00.

Approve the Schematic Documents prepared by Dean and Dean/Associates Architects, P. A., U017 Renovations '04, IHL #209-482. The estimated cost is \$186,406 and will be provided by Interest Income.

Approve the Design Development Documents prepared by Dean and Dean/Associates Architects, P. A., U017 Renovations '04, IHL #209-482. The estimated cost is \$186,406 and will be provided by Interest Income.

Approve Change Order #4 for Exterior Repairs-Clinical Sciences IHL #209-462, in the amount of \$25,716 with an increase in contract time of 30 calendar days. Funds are available in the project budget. The funding source for this project is Indirect Cost Recoveries and Interest Income.

Approve the Contract Documents and advertising for receipt of bids for Pavilion Miscellaneous Renovations '03, IHL #209-481. Funds are available from University sources in the amount of \$234,030.00 form Patient Revenue.

Approve Change Order #5 in the amount of \$54,193 with no increase in time to the contract of W.G. Yates and Sons Construction Co. for IHL #209-446, Children's Hospital Addition 2001. Funds are available from the Patient Revenue and private donations.

Approve Change Order #6 in the amount of \$68,386 with an increase in time of 24 calendar days to the contract of W.G. Yates and Sons Construction Co. For IHL #209-446, Children's Hospital Addition 2001. Funds are available from the Patient Revenue and private donations.

Approve Change Order #7 in the deductive amount of \$875,506 with an increase in contract time of 30 calendar days to the contract of W. G. Yates and Sons Construction Co. for IHL #209-446, Children's Hospital Addition 2001. Funds are available from the Patient Revenue and private donations.

Approve Change Order #2 in the amount of \$1,633 with no increase in contract time for IHL #209-479, U170 Renovations. The funding source is Interest Income.

Approve Change Order #28 in the amount of \$708,885 with an increase of 90 calendar days for IHL #209-381, Adult Tower. Funds are available from the Medical Center Educational Building Corporation and from Patient Revenue. (Approved by the Commissioner and Buildings Chairman on April 21, 2004.)

Approve Change Order #1 in the deductive amount of \$321,315 with no time increase to the contract of Wilkinson Construction, Inc., for X022 Renovations Project, #209-474

Approve Change Order #4 in the amount of \$2,586 with no increase of time for Classroom Facilities, GS #109-180, and request approval by the Bureau of Buildings. Funds are available in the project budget. The funding sources are U.M.C. (Interest Income) and SB #3159, Laws of 2001 and SB #2407, Laws of 1994.

EDUCATION AND RESEARCH CENTER

Approve the Schematic Documents prepared by Ramos & Rosser Architects and request approval by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

Approve the Design Documents prepared by Ramos & Rosser Architects and request approval by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

Approve the Contract Documents prepared by Ramos & Rosser Architects for Tower Roofing Program, GS #111-033 and requests approval and advertising by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

EXHIBIT 2

RESOLUTION

WHEREAS, the Board of Trustees of State Institutions of Higher Learning places great value on the importance of personal character and athletic achievement; and

WHEREAS, the Mississippi State University (MSU) Bulldog Basketball Team won the Southeastern Conference regular season title outright for the first time since 1962-63 with a school-best 14-2 conference record and advanced to the NCAA Tournament for the third consecutive year; and

WHEREAS, the MSU Bulldog Basketball Team ranked as high as fourth nationally in the AP poll to mark the school's highest regular AP ranking since 1961-62 and earned a season-ending No. 8 national ranking in the AP poll to mark the school's highest final AP ranking since 1962-63; and

WHEREAS, the Bulldogs became the first MSU team in school history to reach 25 wins during the regular season and to win 14 SEC games in the regular season; and

WHEREAS, the Bulldogs earned the highest NCAA Tournament seeding (No. 2 in the Atlanta Region) in school history; and

WHEREAS, the Bulldogs ranked as one of three NCAA Division I schools to go undefeated (12-0) in regular-season road competition in 2003-04 and became the first team in school history to go undefeated (8-0) in SEC road competition during an entire season; and

WHEREAS, special honors were garnered by Lawrence Roberts and Timmy Bowers who were selected as first team All-SEC; and

WHEREAS, Senior Co-Captain Timmy Bowers completed his career as the all-time winningest player in MSU basketball history with 92 career wins; and

WHEREAS, Lawrence Roberts made school history by becoming MSU's first basketball player to be named to the John R. Wooden Award All-American Team; and

WHEREAS, Lawrence Roberts was also named SEC Player of the Year and was the school's first AP First Team All-American since Naismith Memorial Basketball Hall of Fame member Bailey Howell in 1959, and has also been recognized as a first-team All-American by both the National Association of Basketball Coaches and the United States Basketball Writers Association; and

WHEREAS, Lawrence Roberts also earned first-team national honors from SportsIllustrated.com, CollegeInsider.com, and the Adolph F. Rupp Award committee; and

WHEREAS, Head Coach Rick Stansbury was named SEC Coach of the Year by the Associated Press; and

WHEREAS, Head Coach Rick Stansbury was named Coach of the Year by the National Association of Basketball Coaches for District 6 and was named Coach of the Year by the United States Basketball Writers Association for District IV; and

WHEREAS, it is with great pride that we recognize these fine student athletes whose school has a longstanding tradition of championship tournament performance, and who continue to bring honor to their school, their community and to the State of Mississippi;

THEREFORE, BE IT RESOLVED that the Board of Trustees of State Institutions of Higher Learning takes great pride in recognizing and commending the Mississippi State University Men's Basketball Team and Head Coach Rick Stansbury for their outstanding 2003-2004 season, and wishes them continued success in their athletic, academic and career endeavors.

BE IT FURTHER RESOLVED that copies of this resolution be presented to the Mississippi State University Men's Basketball Team and Head Coach Rick Stansbury.

DONE, this the 20th day of May, 2004.

Roy Klumb

ROY KLUMB, PRESIDENT
BOARD OF TRUSTEES OF STATE INSTITUTIONS
OF HIGHER LEARNING