

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
May 18, 2006**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed on May 9, 2006, to each and every member of said Board, said date being at least five days prior to this May 18, 2006 meeting. At the above-named place there were present the following members to wit: Mr. Thomas W. Colbert, Dr. Stacy Davidson, Mr. Roy Estess, Dr. D. E. Magee, Jr., Ms. Virginia Shanteau Newton, Mr. Bob Owens, Ms. Robin J. Robinson, Mr. Scott Ross and Ms. Amy Whitten. Mr. H. Ed Blakeslee, Dr. Bettye Henderson Neely and Mr. Aubrey B. Patterson were absent. The meeting was called to order by Dr. D. E. Magee, President. Mr. Scott Ross introduced Reverend Don Gann, Mississippi Baptist Convention, who opened the meeting with prayer.

EXECUTIVE SESSION

On motion by Dr. Magee, with Mr. Ed Blakeslee, Dr. Bettye Neely, and Mr. Aubrey Patterson absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Dr. Davidson, seconded by Mr. Owens, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, 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 litigation matter at The University of Southern Mississippi.

Discussion of a prospective Board land transaction.

On motion by Mr. Colbert, seconded by Mr. Owens, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, the Board voted to return to Open Session. During Executive Session the following business was conducted.

A motion was made by Ms. Whitten, seconded by Mr. Colbert, to approve the settlement of the case styled *Christopher Patrick Lott vs. USM, et al.* The motion passed on a 6 to 3 vote, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Board members voting for the motion were: Mr. Thomas Colbert, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, Mr. Bob Owens, Ms. Robin Robinson and Ms. Amy Whitten. Board members **voting against the motion were: Dr. Stacy Davidson, Mr. Roy Estess and Mr. Scott Ross.**

The Board discussed a prospective Board land transaction. **No action was taken.**

ANNOUNCEMENT

On behalf of the Board, Dr. Magee thanked Ms. Virginia Shanteau Newton for her year of service as Board President. He presented her with a plaque in recognition of all of her hard work and specifically for her work on the Governance Model. Ms. Newton thanked the Board.

APPROVAL OF THE MINUTES

On motion by Ms. Whitten, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting and with Ms. Newton abstaining, it was

RESOLVED, That the Minutes of the Board meeting held on April 20, 2006, stand approved.

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EDUCATIONAL POLICIES & PROGRAMS AGENDA

Presented by Dr. D. E. Magee, President

On motion by Dr. Magee, seconded by Mr. Owens, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 - #3 as submitted on the following Educational Policies & Programs Agenda.

1. **System Administration** - Approved the request by Mississippi State University for an exception to Board Policy 403.0101 Minimum Standards for Tenured Employment concerning tenure upon arrival. In addition, the Board approved the appointment with tenure of Dr. Gary R. Pike, Director of Institutional Research, as an Associate Professor in the Department of Counseling, Educational Psychology, and Special Education in the College of Education. The reviewing department faculty have evaluated Dr. Pike's academic credentials and concluded that he is deserving of tenure and the title of associate professor.
2. **System Administration** - Approved the request by the University of Mississippi Medical Center to confer four (4) Doctor of Medicine degrees on June 30, 2006.
3. **System Administration** - Approved a Master Affiliation Agreement for the University of Mississippi Medical Center's Gulf Coast consortium which will include UMMC, the 81st Medical Group located at KMC/Keesler Airforce Base and the Veterans Administration Gulf Coast Health Care System in Biloxi, MS. The Board further approved a training affiliation agreement between the 81st Medical Group at KMC at Keesler Airforce Base and UMMC.

BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Thomas Colbert, Presiding Chair

On motion by Ms. Whitten, seconded by Mr. Ross, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 - #3 as submitted on the following Budget, Finance & Audit Agenda and agenda item #2 on the Additional Items Agenda. Agenda item #4 was approved on a separate motion by Mr. Colbert, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Agenda item #5 was approved, as amended, on a separate motion by Mr. Colbert, seconded by Mr. Ross, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. **Agenda item #6 was approved on a split vote as shown below.** Agenda item #7 was approved on a separate motion by Mr. Colbert, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Agenda item #8 was approved on a separate motion by Mr. Colbert, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Agenda item #9a was approved on a separate motion by Mr. Colbert, seconded by Ms. Whitten, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Agenda item

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#9b was approved on a separate motion by Mr. Colbert, seconded by Ms. Whitten, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Agenda item #10 was approved on a separate motion by Mr. Colbert, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting.

1. **DSU** - Approved the following budget escalations. Note: Numbers may not add due to rounding.
- a. An escalation in the Education and General Budget to cover increased utility costs and other operating expenses including faculty salaries and student supplies. The \$910,000 escalation will be funded from the DSU Foundation, course fees, re-examination of institutional priorities and utilization of institutional reserves, if necessary.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$24,206,259	\$160,000	\$24,366,259
Travel	645,192	-	645,192
Contractual Services	8,476,537	700,000	9,176,537
Commodities	1,067,757	50,000	1,117,757
Capital Outlay:			
Other than Equipment	536,670	-	536,670
Equipment	141,224	-	141,224
Subsidies, Loans and Grants (Transfers)	1,185,588	-	1,185,588
Total	\$36,259,227	\$910,000	\$37,169,227

- b. An escalation in Off Campus budgets to cover additional adjunct faculty for workshops and other operating needs for off campus activities in Greenville and Clarksdale. The \$62,000 escalation will be funded from collection of additional tuition revenue.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$697,652	\$25,000	\$722,652
Travel	41,000	9,000	50,000
Contractual Services	226,621	-	226,621
Commodities	12,764	-	12,764
Capital Outlay:			
Other than Equipment	-	2,000	2,000
Equipment	7,500	11,000	18,500
Subsidies, Loans and Grants (Transfers)	556,492	15,000	571,492
Total	\$1,542,029	\$62,000	\$1,604,029

- c. An escalation in the Auxiliary Enterprises Budget to cover increased utility costs. The \$265,000 escalation will be funded from self-generated revenues.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$1,980,660	\$ -	\$1,980,660
Travel	19,650	-	19,650
Contractual Services	4,376,166	265,000	4,641,166
Commodities	305,557	-	305,557
Capital Outlay:			
Other than Equipment	20,000	-	20,000
Equipment	46,424	-	46,424
Subsidies, Loans and Grants (Transfers)	1,145,048	-	1,145,048
Total	\$7,893,505	\$265,000	\$8,158,505

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2. **JSU** - Approved the following budget escalations. Note: Numbers may not add due to rounding.
- a. An escalation in the Education and General Budget for re-allocation of institutional priorities and increased utility costs. The budget revision will be funded from additional tuition revenues over budget.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$59,793,376	\$1,888,607	\$61,681,983
Travel	1,677,673	448,320	2,125,993
Contractual Services	20,907,337	(1,375,193)	19,532,144
Commodities	737,542	1,708,073	2,445,615
Capital Outlay:			
Other than Equipment	855,346	(52,336)	803,010
Equipment	938,905	536,695	1,475,600
Subsidies, Loans and Grants (Transfers)	2,246,000	107,594	2,353,594
Total	\$87,156,179	\$3,261,760	\$90,417,939

- b. An escalation in the current Auxiliary Budget to cover increased costs for utilities and other auxiliary costs. The escalation of \$2,120,549 will be funded from additional auxiliary revenues.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$4,771,151	(\$1,885)	\$4,769,266
Travel	54,825	(1,751)	53,074
Contractual Services	5,088,502	(1,232,808)	3,855,694
Commodities	644,531	2,184,769	2,829,300
Capital Outlay:			
Other than Equipment	-	-	-
Equipment	45,975	50,033	96,008
Subsidies, Loans and Grants (Transfers)	1,775,267	1,122,191	2,897,458
Total	\$12,380,251	\$2,120,549	\$14,500,800

3. **MUW** - Approved the following budget escalations. Note: Numbers may not add due to rounding.
- a. An escalation in the Education and General Budget to cover increased utility costs and operational expenses. The \$880,000 escalation will be funded from additional collections of tuition revenues, re-examination of institutional priorities and utilization of existing university reserves, as necessary.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$17,859,794	(\$2,013,000)	\$15,846,794
Travel	286,766	(25,000)	261,766
Contractual Services	4,573,825	3,000,000	7,573,825
Commodities	847,811	(150,000)	697,811
Capital Outlay:			
Other than Equipment	244,573	-	244,573
Equipment	121,924	-	121,924
Subsidies, Loans and Grants (Transfers)	40,724	68,000	108,724
Total	\$23,975,417	\$880,000	\$24,855,417

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- b. An escalation in the Auxiliary Budget to cover increased utility and operational expenses. The \$100,000 escalation will be funded from housing revenues and utilization of existing auxiliary reserves, as necessary.

<i>Object of Expenditure</i>	<i>Current Budget FY 2005-2006</i>	<i>Budget Revision</i>	<i>Revised Budget FY 2005-2006</i>
Salaries, Wages & Fringe Benefits	\$551,125	(\$5,000)	\$546,125
Travel	5,000	30,000	35,000
Contractual Services	2,003,628	145,000	2,148,628
Commodities	160,484	-	160,484
Capital Outlay:			
Other than Equipment	-	-	-
Equipment	31,000	-	31,000
Subsidies, Loans and Grants (Transfers)	468,604	(70,000)	398,604
Total	\$3,219,841	\$100,000	\$3,319,841

4. **UMMC** - Approved the following contracts which have been reviewed and approved by the Attorney General's Office.
- a. A one-year agreement with Fort Worth M.R.S., Inc. for an accounts receivable management program to provide follow up on insurance claims. The agreement is not to exceed \$600,000 with an ending date of 06/30/2007. A copy of this agreement is included in the *May 18, 2006 Board Working File*.
- b. A five-year agreement with PHI, Inc. for helicopter transportation services in connection with the hospital's patients transport needs. The agreement provides for flight services including pilots, mechanics, maintenance and parts plus flight charges. The contract agreement has a fixed monthly charge of \$73,834 plus \$787 per flight hour and \$590 per flight hour for a back-up helicopter when in use. Additionally, PHI, Inc. will provide one hour of flight time per month to public relations and marketing activities beneficial to both parties at a rate of \$600 per hour. The monthly fee may be adjusted based on the annual change in operating expenses at a rate between 3% and 6% without additional negotiation by the parties. There is an insurance fee in addition to the monthly fee. The contract period is 07/01/2006 - 06/30/2011. A copy of this agreement is included in the *May 18, 2006 Board Working File*.
- c. A one-year agreement with RECORDMAX, a record's management system, to accept and service medical records and nurses notes from UMMC. The total amount of the contract is not to exceed \$350,000. The period of the contract is 07/01/2006 – 06/30/2007. A copy of this agreement is included in the *May 18, 2006 Board Working File*.
- d. A three-year lease purchase agreement with Stryker Financial Services. UMMC is leasing an endoscopy system which is used to provide diagnostic patient evaluation. During the period of the lease, it is a fixed rate contract not to exceed \$768,093.84. If not in default upon expiration of term, UMMC may purchase the equipment for \$1. The contract period is 07/01/2006 - 06/30/2009. A copy of this agreement is included in the *May 18, 2006 Board Working File*.
5. **System Administration** - Approved the request to extend for one year the contract with AmFed Companies, L.L.C., to act as the third party claims administrator for workers' compensation and tort claims services at the proposed FY 2007 rate.

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6. **System Administration** - Tuition increases for FY 2007.
A motion was made by Mr. Colbert, seconded by Ms. Robinson, to approve the Board Staff's recommendation of a 5.5% in-state tuition increase for each institution except for Alcorn State University who requested 5.0% and Mississippi Valley State University who requested 4.5% along with a one-time surcharge of 1% for utilities costs. The motion passed on an 8 to 1 vote, with Mr. Ed Blakeslee, Dr. Bettye Neely, and Mr. Aubrey Patterson absent and not voting. Board members voting for the motion were: Mr. Thomas Colbert, Dr. Stacy Davidson, Mr. Roy Estess, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, Mr. Bob Owens, Ms. Robin Robinson and Mr. Scott Ross. **Ms. Amy Whitten voted against the motion. (See Exhibit 1.)**
7. **System Administration** - Approved the request to increase room and board rates effective with the Fall 2006 academic term. **(See Exhibit 2.)**
8. **System Administration** - Approved the proposed funding priorities are required for the Fiscal Year 2008 Legislative Appropriation Request (LBR). The proposed funding priorities for FY 2008 include financial support for continuation of the *Ayers* Settlement Agreement, implementation of the funding formula, and increases for core operations for the separately budget and subsidiary budgetary units. Also, proposed as priorities are requests for funding for capital renewal and salary increases. A copy of the recommendations are included in the bound *May 18, 2006 Board Working File*.
9. **System Administration** -
- a. Approved the request to eliminate Board Policy 709.01 Authority for Financing Equipment Purchases and Lease/Purchase (shown below) and the request to use the Master Lease Purchase Program established by the Department of Finance and Administration until new legislation can be established.
- 709 BOND ISSUES**
~~709.01 AUTHORITY FOR FINANCING EQUIPMENT PURCHASES AND LEASE/PURCHASE~~
The Legislature of 1989 established a revolving bond authority of \$15,000,000 general obligation bonds for the use of the Board in purchasing equipment. The bonds are required to be paid from the regular appropriations to the Board of Trustees, or to any of its institutions or agencies.
- ~~As an alternative, the legislation authorized establishment of the Master Lease Purchase Program to finance lease/purchases. The alternative authority has no dollar limit, except the available funds of the institutions of higher learning.~~
- b. Approved the request to establish the Master Lease Program as a legislative priority for the FY 2007 legislative session.
10. **System Administration** - Approved the request for the following universities to pursue requests for proposals for audit services necessary for the completion of the 2006 university system audit as follows:
- Alcorn State University, Jackson State University and the University of Mississippi Medical Center* pursue requests for proposals for audit services to be performed on selected accounts as determined by the State Auditor's Office as necessary for completion of the 2006 system audit.
 - Mississippi Valley State University to pursue a request for proposal for a separate stand alone financial statement and federal compliance audit for the fiscal year ending June 30, 2006.

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The parties to these three-party contracts should be the State Auditor's Office, the private CPA firm and the university. These audit services should be completed and reports issued in a timely manner in order to facilitate the 2006 State of Mississippi Combined Annual Financial Report (CAFR) and the 2006 university system audit.

- * The University of Mississippi Medical Center has already entered into a contract with KPMG for certain audit services to be performed on the University Hospitals and Clinics. To the extent possible, the results of these audit services will be utilized to satisfy the audit requirements of the 2006 CAFR and the 2006 university system audit pertaining to this particular area.

REAL ESTATE & FACILITIES AGENDA

Presented by Mr. Scott Ross, Presiding Chair

On motion by Mr. Ross, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 - #14 as submitted on the following Real Estate & Facilities Agenda. Agenda item #4 on the Additional Items Agenda was approved on a separate motion by Mr. Ross, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting.

1. **MSU** – Approved the initiation of **GS #113-114, Pace Warehouse Storm Repairs**, the appointment of Shafer & Associates as project professionals, and request approval by the Bureau of Buildings, Grounds, and Real Property Management (Bureau of Buildings). Funds are available in the amount of \$750,000 from H.B. 1634, Laws of 2006.
2. **UM** - Approved the initiation of **IHL #207-278, Meek Hall - 2nd and 3rd floor Renovation**, and appointment of Shafer and Associates as project professionals. The project budget is approximately \$1,000,000 and will be funded by self-generated funds.
3. **UM** - Approved the initiation of **IHL #207-279, Interior of Old Chemistry**, and appointment of McCarty Architects as the project professionals. The budget is approximately \$2,000,000 and will be funded by self-generated funds.
4. **USM** – Approved the initiation of a project for repairs to the Advanced Education Center, Cox Library and other buildings at the Gulf Park Campus and the appointment of Allred/McNabb, P.A, as the project professionals. Funds are available from other unexecuted Gulf Coast projects.
5. **USM** – Approved the initiation of a project to update the Hattiesburg Campus Master Plan and the appointment of a design collaborative made up of Sasaki Associates, Victor Evans and Eley Associates. These firms were interviewed and recommended by the campus selection committee. The cost of the master plan is estimated to be \$300,000 to \$400,000 and will be funded from university sources.

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6. **UM** - Approved the Contract Documents as prepared by Cooke Douglas Farr Lemons, Ltd., and authorized advertising for the receipt of bids for **IHL #207-270, ROTC Plaza**. The budget for this project is \$500,000 and will be funded by self-generated funds.
7. **UM** - Approved the Contract Documents as prepared by Mullin & Associates Architects and authorized advertising for the receipt of bids for **GS #107-281, Campus Waterproofing**, and request approval by the Bureau of Buildings. The project budget is \$600,000 and will be funded by S.B. 2010, Laws of 2004.
8. **UM** - Approved Contract Documents as prepared by Corbett Legge & Associates and authorized advertising for the receipt of bids for **IHL #207-277, Repairs and Renovations to Crosby Hall**. The project budget is \$600,000 and will be funded by self-generated funds.
9. **UM** - Approved Contract Documents as prepared by Mills & Mills Architects and authorized advertising for the receipt of bids for **IHL #207-276, Martin Hall Renovations**. The project budget is \$850,000 and will be funded by self-generated funds.
10. **ASU** - Approved the bids and the award of a contract to Barnard & Sons Construction Company, the lowest of six bids, in the amount of \$1,251,000 for **GS #101-239, Baseball Field Improvements**, and request approval by the Bureau of Buildings. Funds are available in the project budget from S.B. 2010, Laws of 2004.
11. **UMMC** - Approved the bids and the award of a contract to Flagstar Construction Company, the lowest of three bids, in the amount of \$908,000 for **IHL #209-486, D520 Dental School Renovations**. Funds are available from student tuition and indirect cost recoveries.
12. **USM** - Approved the bids and the award of a contract to Sullivan Building Contractor, Inc., the lowest of five bids, in the amount of \$18,380,000 for **IHL #208-280, Construction of Village Housing Project**. Funds are available from University sources and proceeds from a Southern Mississippi Educational Building Corporation (SMEBC) bond issuer
13. **USM** - Approved the request to issue \$18,725,000 of revenue bonds to help finance the construction of the Village Housing Project on the Hattiesburg campus. The SMEBC has approved this issuance. University funds in the amount of \$2,400,000 are also available to help finance this project.
14. **MVSU** - Approved the Construction Documents as prepared by Foil Wyatt Architects and authorized advertising for the receipt of bids. Funds are available in the amount of \$15,100,000 from S. B. 2010, Laws of 2004.
15. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the April 20, 2006 Board meeting in accordance with Board Policy 901.03 Facilities Staff Responsibilities. **(See Exhibit 3.)**

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GOVERNANCE AGENDA

Presented by Dr. Stacy Davidson, Chair

On motion by Dr. Davidson, seconded by Ms. Whitten, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

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

1. **System Administration** - Approved the proposed new Board Policy 301.0704 Commissioner's Use of State Vehicle, as follows:
301.0704 COMMISSIONER'S USE OF STATE VEHICLE

The official duties of the Commissioner of Higher Education necessitate his/her taking a state vehicle home at night and on weekends as the Commissioner is on call at all times and must travel to the various institutions with little notice to conduct the official business of the agency. Since such use of a state vehicle is in the best interest of the Board, the Commissioner shall be permitted to take an agency vehicle home at nights and on weekends for official business purposes.

LEGAL AGENDA

Presented by Mr. Bob Owens, Chair

On motion by Mr. Owens, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Legal Agenda. Agenda item #3a was approved on a separate motion by Mr. Owens, seconded by Ms. Robinson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting. Agenda item #3b was approved on a separate motion by Mr. Owens, seconded by Dr. Davidson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting.

1. **System Administration** - Approved the amended Articles of Incorporation and Bylaws of the University of Mississippi Research Foundation conditioned upon further amendment of sentence 1 of Article III, Section 1 of the amended Bylaws to read as follows: "The number of the Directors of the Corporation shall be not less than three (3) nor more than fifteen (15), with the actual number thereof serving from time to time to be determined, within such variable minimum and maximum range, by resolution of the member." A copy of the amended document is included in the bound *May 18, 2006 Board Working File*.
2. **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 Lawrence Bernstein (Statement dated 3/7/06) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the license for WUMS radio.)

TOTAL DUE **\$62.50**

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- b. In relation to patent and other matters:
Payment of legal fees for professional services rendered by Stites & Harbison (Statement dated 3/24/06) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the patent application for “Cell Culture Model for Demyelination/Remyelination.”)

TOTAL DUE \$153.50

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 2/23/06) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with commercialization related to License Agreement with Chromadex, Inc.)

TOTAL DUE \$2,730.50

Payment of legal fees for professional services rendered by Cooper & Dunham (Statement dated 12/31/05) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the patent application for “Method and Compositions for Isolating Taxanes.”)

TOTAL DUE \$542.61

3. Executive Session

- a. Approved an additional right-of-way to the Mississippi Department of Transportation on the Point Cadet property to allow for rebuilding the Biloxi-Ocean Springs bridge.
- b. Approved a proposed agreement between the Secretary of State, the City of Biloxi, and the Isle of Capri Casinos, Inc. for razing the remains of the J. L. Scott Marine Education Center at no cost to IHL. The Isle of Capri will in return be allowed to use the area for surface parking until IHL decides how it plans to use the property.

STRATEGIC PLANNING AGENDA

Presented by Dr. D. E. Magee, President

The committee received a presentation on disaster recovery by Ms. Yvette M. Jones, Senior Vice President and Chief Operating Officer, Tulane University.

ADMINISTRATION/POLICY AGENDA

Presented by Dr. Thomas Meredith, Commissioner

- 1. **System Administration (Information item.)** - In compliance with Board policy, the following items have been approved by the Commissioner on behalf of the Board.
 - a. **UM** – Budget revision in the budget unit Mississippi Center for Supercomputing Research; no increase in the total budget but rather a reallocation among funds.

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- b. **System Administration** – Quarterly Employment Report for the Period Ending March 31, 2006.

PERSONNEL AGENDA

Presented by Dr. Thomas Meredith, Commissioner

On motion by Ms. Whitten, seconded by Dr. Davidson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

RESOLVED, That the Board hereby approved the agenda items as submitted on the following Personnel Agenda.

1. **Personnel Report.**

EMPLOYMENT

Jackson State University

Brown, Walter Andre
Johnson, Barbara J.

Mississippi State University

Hodge, Sharon H.

University of Mississippi

Henyan, Nickole
Loftin, Jasper M.
McClendon, Katie S.
Moya-Aravena, Ivonne A.
Riche, Daniel M.

University of Mississippi - Athletics

Millier, Jr., Edward O.
Ward, Torrey L.

University of Mississippi Medical Center

Ferniany, Isaac W.
Kinard, Hugh C.
Mehta, Maheskumar
Smith, Jean A.

CHANGE OF STATUS

Jackson State University

Nwagwu, Emeka
Perkins, Issac

Mississippi University for Women

Adams, Sheila
Richardson, Thomas

University of Mississippi Medical Center

Karr, Elizabeth

TERMINATION

Alcorn State University

Arthur, Beth
Cavin, Regina
Johnson, Irene
Mascagni, Jennifer

Delta State University - Athletics

Batts, Scottie

Delta State University

Bowen, Melody
Cherry, Marsha
Crone-Todd, Darlene
Elkins, Carolyn
Gray, James R.
Hodges, Lacy L.
Johnston, Julie
Jones, James Reid
Long, Anna
Runnels, Sidney M.
Shawhan, Dorothy
Spencer, William

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Wilson, William T.

Mississippi State University

Freedman, Sara M.
Groce, A. Wayne
Heburn, George W.
Hudson, Winford B.
Sidaway, Brian K.
Watson, Clarence E.

Mississippi Valley State University

Boyd, Darrell
Dorsey, L. C.
Granderson, Rekeshia
Lacy, Frank
Moore, Robert
Piper, Kibbi
Proctor, Juan
Reed, Kylesha
Randle, Carver
Thomas, Barbara
Thomas, Curlew

University of Mississippi

Ellison, Eric H.
Foregger, Bert
Johnson, Leslie G.
Schwartz, Adam L.
Tyler, James L.
Waterstone, Michael E.

University of Mississippi - Athletics

Dildy, Tracy H.
Johnson, Mark F.
Pate, James G.

University of Mississippi Medical Center

Drake, Margaret L.
Harisdangkul, Valee
Herrington, Charles D.
Martin, Kelley N.
Matthews, Susan G.
Newcomb, Carol F.
Santa-Cruz, Robert W.

Tidwell, Gayle H.
Yerger, Jr., Louis B.

AWARD OF TENURE

Alcorn State University

Adzanue, Steve
Agyepong, Kwabena
Hawkins, Sidney
Malik, Peter
McTavish, Jan

Delta State University

Clark, Nancy G.
Moon, Beverly M.
Kandies, Jerry T.
Ford, Sharon K.

Jackson State University

Deardorff, Michelle
Freeman, Patricia
Hamme, Ashton
Hamadain, Elgenaid
Harrison, Fidel Ezala
Huang, Ming Ju
Leggette, Sophia
Mitchell, Jacquelyn
Perkins, Issac
White, Joann
Younis, Mustafa

Mississippi State University

Adams, James H.
Brenner, Devon G.
Burgess, Shane C.
Cossman, Jeralynn S.
Dampier, David A.
Eamon, Christopher D.
Hoover, Lona
Jacquin, Kristine M.
Jonkman, Jeffrey N.
Mackin, Andrew J.
Magbanua, Jr., Benjamin S.
Nghoh, Soon Ee

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Okojie, Mabel CPO
Pike, Gary R. (**THIS AWARD OF TENURE
ITEM WAS TAKEN UP EARLIER IN THE
MEETING.**)
Pinchuk, Lesya M.
Porter, Julia Y.
Stewart, Barry R.
Thompson, David S.
Wilkerson, G. Wayne
Wills, Robert W.
Wolverton, Jr., Robert E.

Mississippi University for Women

Alpe, Twila
Krogh, Holleen
Larson, Dee Anne
Pardo, Amy
Rhyne, Glenn

Mississippi Valley State University

Amadi, Emmanuel
Lee-Pruitt, Glennell
Mahone, William C.
Newsome, Abigail
Omishakin, Ademola
Peoples, Gerald
Stromile-Golden, Kathy

University of Mississippi

Cantu, Joe Turner
Cyree, Kendall B.
Davis, Walter D.
Gilliland, Kristy L.
Gohm, Carol L.
Harrell, Thomas Kristopher
Holt, Robert M.
Johnson, Ryan
Kline, Willaim B.
Kloman, Joy L.
Nordstrom, Timothy W.
Nowlin, Jack W.
Payne, Esim Erdim
Pedigo, Susan D.
Quinney, Anne H.
Repka, Michael A.

Ritchie, Jason E.
Schuesselin, John C.
Schwartz, Adam L.
Vorhies, Douglas W.
Willett, Kristine L.
Wilson, Kelly G.
Yakovlev, Alexander B.

University of Mississippi Medical Center

Adah, Felix
Brewer, Joyce
Doherty, Michael
Flowers, Rhyne
Giles, Henry
Gosche, John R.
Huang, Min
Lerant, Anna
Lindley, Sheila G.
Mehta, Inder
Mungan, Nils
Persing, Ronald
Ruiz, Fadel
Russell, George V.
Shores, Jennifer
Thompson, James R.
Wee, Abelardo S.
Zhou, Wu

University of Southern Mississippi

Austin, Curtis
Campbell, Christopher
Capper, Daniel
Chambers, Douglas
Dahlen, Eric
Fitzsimmons, Susan
Hallab, Zaher
Hartsell, Taralynn
Howden, Stephan
Kaufmann, Jeffrey
Kreiser, Brian
LaFleur, Elizabeth
Lansford, Tom
Neiberg, Michael
Nugent, Katherine
Peyrefitte, Joseph

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Reischman, Stacy
Sharp, David
Styron, Ronald
Watson, Sheree
White, Elaine
Williams, Judith

NECROLOGY

**University of Mississippi Medical Center
Cole, Wilfred Q.**

ADDITIONAL ITEMS AGENDA

Presented by Dr. Thomas Meredith, Commissioner

On motion by Ms. Robinson, seconded by Dr. Davidson, with Mr. Ed Blakeslee, Dr. Bettye Neely and Mr. Aubrey Patterson absent and not voting, it was

RESOLVED, That the Board hereby approved the agenda item #1 as submitted on the following Additional Items Agenda. **AGENDA ITEMS #2 - #4 WERE APPROVED EARLIER IN THE MEETING.**

1. **System Administration** - Approved the term appointment of Dr. Dennis Watts, IHL Academic Program Review Coordinator, to serve the unexpired term of Mr. Allen Lind, former IHL Chief Information Officer, as representative to the Mississippi Authority for Educational Television with a retroactive appointment date of August 1, 2005, and ending June 30, 2008.
2. **MVSU** - Request to escalate the FY 2006 Education and General Budget. The proposed escalations are in the following categories:

<i>Categories</i>	<i>Original Budget</i>	<i>Budget Revision</i>	<i>Revised Budget</i>
Salaries	\$ 15,072,475	-0-	\$ 15,072,475
Wages	\$ 1,695,561.00	-0-	\$ 1,695,561.00
Fringe Benefits	\$ 5,114,252.00	-0-	\$ 5,114,252.00
Travel	\$ 805,007.00	\$ 140,551.00	\$ 945,558.00
Contractual Services	\$ 7,973,446.00	\$ 546,806.00	\$ 8,520,252.00
Commodities	\$ 1,324,908.00	\$ 31,382.00	\$ 1,356,290.00
Capital Outlay other than Equipment	\$ 276,175.00	-0-	\$ 276,175.00
Equipment	\$ 436,175.00	\$ 11,261.00	\$ 447,436.00
Subsidies, Loans & Grants	\$ (174,553.00)	-0-	\$ (174,553.00)
TOTALS	\$ 32,523,446	\$ 730,000	\$ 33,253,446

The escalation is a result of student enrollments higher than budget projection enrollment increased by three (3) percent over the original budget of FY 2005-2006. The funds will be used to cover the expenses for departmental accreditation, NCAA Recertification, and increased utilities costs. The escalation will be funded from the additional collection of tuition revenues.

(THIS ITEM WAS APPROVED EARLIER IN THE MEETING.)

3. **MVSU** - Construction Documents as prepared by Foil Wyatt Architects and authorized advertising for the receipt of bids. Funds are available in the amount of \$15,100,000 from S. B. 2010, Laws of 2004. **(THIS ITEM WAS APPROVED EARLIER IN THE MEETING.)**

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4. **System Administration** - The Facilities Needs Requests for FY 2007. A copy of the list is included in the bound *May 18, 2006 Board Working File*. **(THIS ITEM WAS APPROVED EARLIER IN THE MEETING.)**

COMMISSIONER'S REPORT

Presented by Dr. Thomas Meredith, Commissioner

1. A May 16, 2006, news article entitled *College grads back in demand* from the *USA Today* was distributed to the Board. Dr. Meredith noted that job offers seem to be up by 14%. This article coincides with yesterday's discussion on the worth of a college degree.
2. Dr. Meredith thanked Dr. Magee for assuming the presidency of the Board and being willing to take on the responsibility. Dr. Meredith repeated the Board's appreciation for Ms. Newton's service as the Board president. Ms. Newton led the Board through some major milestones including the creation and implementation of the Governance Model, the transition to a new commissioner, the search for a president at Mississippi State University and the greatest national disaster to this country, Hurricane Katrina.
3. On Tuesday, May 16, 2006, the Commissioner met with the legislative liaisons to plan for the next legislative session. In the near future, the Board will be presented with a plan to establish a better connection with our funding partners in the executive and legislative branches. Dr. Andy Mullins, Executive Assistant to the Chancellor at The University of Mississippi, and Mr. John Tomlinson, Coordinator of Government Relations at Mississippi State University, have formulated a plan to hold twelve meetings around the state hosted by business leaders in each of the areas and assisted by the institutions.
4. Most of the institutions have held their commencement ceremonies by now. Actor Morgan Freeman was awarded an honorary degree, Doctorate of Arts and Letters, at DSU's commencement ceremony. Dr. Meredith recognized some of the notable speakers for the ceremonies: NASA's Chief Financial Officer, Gwendolyn Sykes spoke at DSU; Sally-Ann Roberts Craft, a tv personality, spoke at USM; and Mr. Ashley Ambrose, CEO and President of the Thurgood Marshall Scholarship Fund, Inc. spoke at MVSU. Dr. Meredith thanked those Board members who attended the ceremonies. As of this May, 8,800 new degree holders have entered the economy which is a major asset for this state.
5. One of IHL's long-time employees, Dr. Bill Graves, IHL Deputy Assistant Commissioner of Finance and Administration, has accepted a finance position at The University of Mississippi. Dr. Meredith thanked Dr. Graves for his years of service and wished him well.
6. The June Board meeting will be brief followed by a Board Retreat where the Board will focus on establishing its goals for the next year.
7. Yesterday the Board attended the taping of *Mississippi's Mandate: Why the Investment in Education Pays Off in Mississippi*, prepared and presented by the Institute of Higher Education Policy in Washington and sponsored by USA Funds.
8. Dr. Meredith reminded the Board that it would be receiving good news items from the IEOs. This month's item is from Alcorn State University. ASU has developed a high-technology incubator in Natchez to help the economy in all of Southwest Mississippi. This endeavor was funded by a \$2.5 million grant from the Department of Defense for the equipment and for a high-tech digital imaging project. Dr. Meredith thanked Dr. Clinton Bristow, president of ASU, for the good work and for sharing the news with the Board.

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9. Dr. Meredith introduced Ms. Suzanne Sharpe, IHL Assistant Commissioner of Governmental Relations and Legal Affairs, to present a summary of the 2006 general legislative matters in regard to higher education. He commented that the other day Dr. Andy Mullins, Executive Assistant to the Chancellor at The University of Mississippi, stated that more legislation has been passed this year than in the past ten years. Several legislators complimented the Dr. Meredith for the coordinated and combined efforts of the legislative liaisons. Dr. Meredith thanked the liaisons and Ms. Sharpe for all of their work. Ms. Sharpe thanked the legislative liaisons for their talents and cooperation. They are the ones who really made it happen.
10. A week or so ago, a letter to the editor was published in *The Clarion Ledger* which gave a lot of incorrect information on the funding of higher education. Dr. Linda McFall, IHL Assistant Commissioner of Finance and Administration, wrote a letter in response that clarified the funding issue. Dr. Meredith thanked her and her staff for the timely response.

COMMITTEE REPORTS

**ANNOUNCEMENTS
Wednesday, May 17, 2006**

Dr. Meredith recognized Dr. Andy Mullins, Executive Assistant to the Chancellor at The University of Mississippi. Dr. Mullins introduced Dr. Tim Letzring and his education policy class. Every year Dr. Letzring's class attends one of the Board meetings to observe the Board at work. Tomorrow the class will be visiting the State Board of Education. Dr. Magee welcomed the class.

**Strategic Planning Committee
Wednesday, May 17, 2006**

The committee was brought to order by Mr. Roy Estess, Chair.

1. **Disaster Recovery Presentation**

Dr. Ron Mason, president of Jackson State University, introduced Ms. Yvette M. Jones, Senior Vice President and Chief Operation Officer at Tulane University. Ms. Jones gave a presentation on Disaster Recovery, as referenced by committee agenda item #1 in the Board Book.

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

**Educational, Policies & Programs Committee
Wednesday, May 17, 2006**

The committee was brought to order by Dr. D. E. Magee, Ex Officio. The following items were discussed.

1. **Tenured Employee**

On motion by Ms. Whitten, seconded by Dr. Davidson, with Dr. Neely absent and not voting, the committee recommended that the Board approve the request for an exception to Board Policy 403.0101 Minimum Standards for Tenured Employment in order to grant tenure to Dr. Gary R. Pike in an attempt

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to retain him, as referenced by committee agenda item #1 in the Board Book. The Chief Academic Officers will review this policy and come back with recommended amendments in the near future.

2. **Degrees Conferred**

On motion by Ms. Whitten, seconded by Dr. Davidson, with Dr. Neely absent and not voting, the committee recommended that the Board approve the request to award four Doctor of Medicine degrees at UMMC, as referenced by committee agenda item #2 in the Board Book.

3. **Master Affiliation Agreement**

On motion by Mr. Estess, seconded by Ms. Whitten, with Dr. Neely absent and not voting, the committee recommended that the Board approve the request to expand and formalize UMMC's relationship with the Keesler Medical Center by entering into a Master Affiliation Agreement for UMMC's Gulf Coast Consortium, as referenced by committee agenda item #3 in the Board Book.

The committee further recommended that the Board approve a training affiliation agreement between the 81st Medical Group at Keesler Medical Center at Keesler Airforce Base.

The following committee members were present: Dr. Stacy Davidson, Mr. Roy Estess, Ms. Robin Robinson and Ms. Amy Whitten. Dr. Bettye Neely was absent. Other Board members attending the meeting were: Mr. Thomas Colbert, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, Mr. Bob Owens and Mr. Scott Ross.

**Budget, Finance & Audit Committee
Wednesday, May 17, 2006**

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

1. **Budget Escalations**

- a. On motion by Ms. Whitten, seconded by Mr. Ross, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the budget escalations at DSU, as referenced by committee agenda items #1 in the Board Book.
- b. On motion by Mr. Ross, seconded by Ms. Whitten, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the budget escalations at JSU, as referenced by committee agenda items #2 in the Board Book.
- c. On motion by Ms. Whitten, seconded by Mr. Ross, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the budget escalations at MUW, as referenced by committee agenda items #3 in the Board Book.
- d. On motion by Mr. Ross, seconded by Ms. Whitten, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the budget escalations at MVSU, as referenced by agenda item #2 in the Additional Items section in the Board Book.

2. **UMMC Contracts**

On motion by Mr. Ross, seconded by Mr. Ross, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the contracts with Fort Worth M.R.S., Inc., PHI, Inc., RECORDMAX, and Stryker Financial Services, as referenced by committee agenda item #4 in the Board Book.

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3. **Third Party Claims Administrator**

On motion by Ms. Whitten, seconded by Mr. Ross, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the request to award the contract for third party claims administrator to AmFed Companies, L.L.C., as referenced by committee agenda item #5 in the Board Book.

4. **Tuition Increases for FY 2007**

A motion was made by Dr. Magee and seconded by Ms. Whitten, to recommend that the Board grant final approval of the proposed rate increases for in-state tuition, out-of-state tuition and professional schools tuition effective with the Fall 2006 academic year and the 1% utilities surcharge which is only for the 2006-2007 academic year, as referenced by committee agenda item #6 in the Board Book.

Note: The tuition increase request for UMMC's Nursing Program and Health Related Programs is different from the increase requested at the April Board meeting because they were trying to match the tuition increase charged on the Oxford campus.

A motion was made by Mr. Ross to recommend that the Board approve the tuition increases for FY 2007 at the amounts recommended by the Institutional Executive Officers. **The motion failed for the lack of a second.**

The question was called on the original motion, to recommend that the Board grant final approval of the proposed tuition rate increases effective with the Fall 2006 academic year and the 1% utilities surcharge which is only for the 2006-2007 academic year. The motion passed on a 2 to 2 vote, with Dr. Neely and Mr. Patterson absent and not voting and with Ms. Whitten and Mr. Ross abstaining. Committee members voting for the motion were: Mr. Thomas Colbert and Dr. D. E. Magee.

5. **Room and Board Rates**

On motion by Mr. Ross, seconded by Dr. Magee, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board grant final approval of the proposed room and board rate increases effective with the Fall 2006 academic term, with an amendment to allow JSU to increase room rates from 5.1% to 6% and to increase board rates from 3% to 5%, as referenced by committee agenda item #7 in the Board Book.

6. **Funding Priorities for FY 2008**

On motion by Mr. Ross, seconded by Ms. Whitten, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the FY 2008 Funding Priorities for the system, as referenced by committee agenda item #8 in the Board Book.

7. **Master Lease Purchase Program**

On motion by Ms. Whitten, seconded by Dr. Magee, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the elimination of Board Policy 709.01 Authority for Financing Equipment Purchases and Lease/Purchase and further approve the request to use the Master Lease Purchase Program established by the Department of Finance and Administration until new legislation can be established, as referenced by committee agenda item #9 in the Board Book.

The committee further recommended that the Board approve the request to make the establishment of the legislation authorizing IHL to manage the Master Lease Program a legislative priority for the FY 2007 legislative session, as referenced by committee agenda item #9 in the Board Book.

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8. FY 2006 University System Audit

On motion by Ms. Whitten, seconded by Mr. Ross, with Dr. Neely and Mr. Patterson absent and not voting, the committee recommended that the Board approve the requests from ASU, JSU, MVSU and UMMC to seek requests for proposals for audit services necessary for the completion of the FY 2006 University System Audit, as referenced by committee agenda item #10 in the Board Book.

The following committee members were present: Mr. Thomas Colbert (presiding member), Dr. D. E. Magee (ex officio), Mr. Scott Ross, and Ms. Amy Whitten. Dr. Bettye Neely and Mr. Aubrey Patterson were absent. Other Board members attending the meeting were: Dr. Stacy Davidson, Mr. Roy Estess, Ms. Virginia Shanteau Newton, Mr. Bob Owens, and Ms. Robin Robinson.

**Real Estate & Facilities Committee
Wednesday, May 17, 2006**

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

1. Facilities Items

On motion by Ms. Robinson, seconded by Mr. Owens, with Mr. Blakeslee and Dr. Neely were absent and not voting, the committee recommended that the Board approve items #1 - 13 on the Real Estate and Facilities agenda and item #3 in the Additional Items section, as shown below:

- a. The initiations of projects/appointments of professionals at MSU, UM, and USM, as referenced by committee agenda items #1 - #5 in the Board Book;
- b. The construction document items for UM, as referenced by committee agenda items #6 - #9 in the Board Book;
- c. The award of contracts for ASU, UMMC, and USM, as referenced by committee agenda item #10 - #12 in the Board Book;
- d. The issuance of \$18,725,000 of revenue bonds at USM, as referenced by agenda item #13 in the Board Book; and
- e. The construction document item for MVSU, as referenced by agenda item #3 in the Additional Items section in the Board Book.

2. Facilities Summary

The committee received the summary listing the Real Estate & Facilities items that were approved subsequent to the April 20, 2006 Board meeting, as referenced by committee agenda item #14 in the Board Book.

3. Facilities Needs Requests

A motion was made by Ms. Robinson, seconded by Mr. Ross, to recommend that the Board approve the facilities needs requests from the universities for FY 2007, as referenced by committee agenda item #4 on the Additional Items section in the Board Book. The motion passed on a 2 to 1 vote, with Mr. Blakeslee and Dr. Neely were absent and not voting. Committee members voting for the motion were: Mr. Scott Ross and Ms. Robin Robinson. **Mr. Bob Owens voted against the motion.**

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

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**Governance Committee
Wednesday, May 17, 2006**

The committee was brought to order by Dr. Stacy Davidson, Chair. The following item was discussed.

1. **New Policy**

On motion by Mr. Estess, seconded by Ms. Robinson, and unanimously passed by those present, the committee recommended that the Board approve the new policy 301.0704 Commissioner's Use of State Vehicle, as referenced by committee agenda item #1 in the Board Book.

The following committee member were present: Dr. Stacy Davidson (chair), Mr. Roy Estess, Ms. Virginia Shanteau Newton, Mr. Bob Owens and Ms. Robin Robinson. Other Board members attending the meeting were: Mr. Thomas Colbert, Dr. D. E. Magee, Mr. Scott Ross and Ms. Amy Whitten.

**Legal Committee
Wednesday, May 17, 2006**

The committee was brought to order by Mr. Bob Owens, Chair. The following items were discussed.

1. **UM Research Foundation**

On motion by Ms. Whitten, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the amended Articles of Incorporation and Bylaws of the University of Mississippi Research Foundation, as referenced by committee agenda item #1 in the Board Book.

2. **Payments to Outside Counsel**

The committee received the report concerning legal fees paid to outside counsel for litigation and other matters and for patent matters, as referenced by committee agenda item #2 in the Board Book.

3. **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 Mr. Owens, seconded by Ms. Whitten, and unanimously passed by those present, the committee **voted to go into Executive Session** for the reason later reported by the Chair in Open Session and stated in these minutes, as follows:

Discussion of 2 prospective Board land transactions.

Discussion of 8 personnel matters, one at each of the 8 universities.

Discussion of a potential litigation matter at Mississippi State University.

Discussion of a potential litigation matter at Mississippi University for Women.

On motion by Mr. Ross, seconded by Mr. Colbert, and unanimously passed by those present, the committee voted to return to Open Session. During Executive Session, the following business was discussed.

On motion by Ms. Whitten, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve a proposed agreement between the Secretary of State, the City of Biloxi, and the Isle of Capri Casinos, Inc. for razing the remains of the J. L. Scott Marine Education Center at no cost to IHL. The Isle of Capri will in return be allowed to use the area for surface parking until IHL decides how it plans to use the property.

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On motion by Mr. Colbert, seconded by Mr. Ross, and unanimously passed by those present, the committee recommended that the Board approve an additional right-of-way to the Mississippi Department of Transportation on the Point Cadet property to allow for rebuilding the Biloxi-Ocean Springs bridge.

The committee discussed 8 personnel matters, one at each of the 8 universities. **No action was taken.**

The committee discussed a potential litigation matter at Mississippi State University. **No action was taken.**

The committee discussed a potential litigation matter at Mississippi University for Women. **No action was taken.**

The following committee members were present: Mr. Bob Owens (chair), Mr. Thomas Colbert, Dr. Stacy Davidson, Mr. Scott Ross and Ms. Amy Whitten. Other Board members attending the meeting were: Mr. Roy Estess, Dr. D. E. Magee, Ms. Virginia Shanteau Newton and Ms. Robin Robinson.

ADJOURNMENT

There being no further business to come before the Board, on motion by Ms. Whitten, seconded by Mr. Owens, with Mr. Blakeslee, Dr. Neely and Mr. Patterson absent and not voting, the Board members voted to adjourn.



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|-----------|--|
| Exhibit 1 | Tuition increases for FY 2007. |
| Exhibit 2 | Room and board rate increases for FY 2007. |
| Exhibit 3 | Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the April 20, 2006 Board meeting. |

Mississippi Institutions of Higher Learning
Proposed In-State Tuition Rates - Fiscal Year 2006-07
(Effective with Fall 2006 Term)

EXHIBIT 1

May 18, 2006

Institution (% increase)	General Tuition Rate	1% Fuel Surcharge	F.Y. 2006-07 Total		F.Y. 2005-06 Rate	Total Increase
Alcorn State University (5%)	\$ 4,115	\$ 41	\$ 4,156		\$ 3,919	\$ 237
Delta State University (5.5%)	\$ 3,968	\$ 40	\$ 4,008		\$ 3,761	\$ 247
Jackson State University (5.5%)	\$ 4,182	\$ 42	\$ 4,224		\$ 3,964	\$ 260
Mississippi State University (5.5%)	\$ 4,549	\$ 45	\$ 4,595		\$ 4,312	\$ 283
Mississippi University for Women (5.5%)	\$ 3,894	\$ 39	\$ 3,933		\$ 3,691	\$ 242
Mississippi Valley State University (4.5%)	\$ 4,205	\$ 42	\$ 4,247		\$ 4,024	\$ 223
University of Mississippi (5.5%)	\$ 4,558	\$ 46	\$ 4,603		\$ 4,320	\$ 283
University of Southern Mississippi (5.5%)	\$ 4,547	\$ 45	\$ 4,593		\$ 4,310	\$ 283

Assumption:

a one percent fuel surcharge has been added into each institution's tuition proposal

Mississippi Institutions of Higher Learning
Proposed Out-of-State Tuition Rates - Fiscal Year 2006-07
(Effective with Fall 2006 Term)

Institution (% increase)	General Tuition Rate	Out-of-State Surcharge	F.Y. 2006-07 Total		F.Y. 2005-06 Rate	Total Increase
Alcorn State University (5%)	\$ 4,156	\$ 5,176	\$ 9,332		\$ 8,887	\$ 445
Delta State University (7%)	\$ 4,008	\$ 5,566	\$ 9,574		\$ 8,947	\$ 627
Jackson State University (8%)	\$ 4,224	\$ 5,329	\$ 9,553		\$ 8,845	\$ 708
Mississippi State University (8%)	\$ 4,595	\$ 5,956	\$ 10,551		\$ 9,769	\$ 782
Mississippi University for Women (9.1%)	\$ 3,933	\$ 5,791	\$ 9,724		\$ 8,915	\$ 809
Mississippi Valley State University (4.5%)	\$ 4,247	\$ 5,454	\$ 9,701		\$ 9,283	\$ 418
University of Mississippi (9%)	\$ 4,603	\$ 5,963	\$ 10,566		\$ 9,744	\$ 822
University of Southern Mississippi (11%)	\$ 4,593	\$ 6,218	\$ 10,811		\$ 9,740	\$ 1,071

Assumption:

a one percent fuel surcharge has been added into each institution's general tuition rate proposal

**University of Mississippi - Schools of Law, Pharmacy and MBA
Professional School Tuition and Required Fees
Proposed Rates - F.Y. 2006-07**

UM - School of Law	FY 2002	FY 2003	FY 2004	Board Approved		FY 2007	FY 2008	% Change 02 - 08
				FY 2005	FY 2006			
Mississippi Resident Rate	\$ 5,384	\$ 6,215	\$ 6,615	\$ 7,210	\$ 7,520	\$ 7,820	\$ 8,120	50.8%
Non-Resident Surcharge	\$ 5,488	\$ 5,927	\$ 5,927	\$ 6,170	\$ 6,380	\$ 7,080	\$ 8,280	50.9%
Non-Resident Rate	\$ 10,872	\$ 12,142	\$ 12,542	\$ 13,380	\$ 13,900	\$ 14,900	\$ 16,400	50.8%

UM - M.B.A.	FY 2002	FY 2003	FY 2004	Board Approved		Requested FY 2007	% Change 02 - 07
				FY 2005	FY 2006		
Mississippi Resident Rate	\$3,626	\$3,916	\$3,916	\$4,110	\$4,320	\$ 5,328	46.9%
Non-Resident Surcharge	\$4,546	\$4,910	\$4,910	\$5,154	\$5,424	\$ 6,696	47.3%
Non-Resident Rate	\$8,172	\$8,826	\$8,826	\$9,264	\$9,744	\$ 12,024 23.3% increase	47.1%

UM - School of Pharmacy	FY 2002	FY 2003	FY 2004	Board Approved		FY 2007	% Change 02 - 07
				FY 2005	FY 2006		
Mississippi Resident Rate (P1 & P2)	\$ 3,856	\$ 4,550	\$ 4,762	\$ 5,178	\$ 5,178	\$ 5,178	34.3%
Non-Resident Surcharge	\$ 4,546	\$ 5,364	\$ 5,614	\$ 5,878	\$ 5,878	\$ 5,878	29.3%
Non-Resident Rate	\$ 8,402	\$ 9,914	\$ 10,376	\$ 11,056	\$ 11,056	\$ 11,056	31.6%
Mississippi Resident Rate (P3 & P4)	\$ 4,140	\$ 5,471	\$ 6,471	\$ 7,471	\$ 7,471	\$ 7,471	80.5%
Non-Resident Surcharge	\$ 5,004	\$ 5,404	\$ 5,404	\$ 5,404	\$ 5,404	\$ 5,404	8.0%
Non-Resident Rate	\$ 9,144	\$ 10,875	\$ 11,875	\$ 12,875	\$ 12,875	\$ 12,875	40.8%
Mississippi Resident Rate (P5 & P6)	\$ 5,290	\$ 6,713	\$ 7,713	\$ 8,713	\$ 8,713	\$ 8,713	64.7%
Non-Resident Surcharge	\$ 6,154	\$ 6,646	\$ 6,646	\$ 6,646	\$ 6,646	\$ 6,646	8.0%
Non-Resident Rate	\$ 11,444	\$ 13,359	\$ 14,359	\$ 15,359	\$ 15,359	\$ 15,359	34.2%

Mississippi Institutions of Higher Learning
Institutions' Room and Board Requests - Fall & Spring Terms Combined
(Effective with Fall 2006 Term)

Institution	FY 2005-06 Old Rate	Annual Increase	FY 2006-07 New Rate	Percentage Increase
Room (Dormitory) Rates:				
Alcorn State University				
-- average double occupancy	\$2,428	\$195	\$2,623	8.0%
Delta State University				
-- average of all double occupancy plans	\$2,528	\$176	\$2,704	7.0%
-- average of all single occupancy plans	\$3,678	\$258	\$3,936	7.0%
Jackson State University				
-- average of all double occupancy plans	\$2,970	\$178	\$3,148	6.0%
-- average of all single occupancy plans	\$4,950	\$297	\$5,247	6.0%
Mississippi State University				
-- average of all double occupancy plans	\$3,236	\$275	\$3,511	8.5%
-- average of all single occupancy plans	\$3,880	\$330	\$4,210	8.5%
Mississippi University for Women				
-- average of all double occupancy plans	\$2,500	\$150	\$2,650	6.0%
-- average of all single occupancy plans	\$3,700	\$250	\$3,950	6.8%
Mississippi Valley State University				
-- average of all double occupancy plans	\$2,142	\$161	\$2,303	7.5%
-- average of all single occupancy plans	\$3,124	\$234	\$3,358	7.5%
University of Mississippi				
-- average of all double occupancy plans	\$2,952	\$148	\$3,100	5.0%
-- average of all single occupancy plans	\$4,182	\$209	\$4,391	5.0%
University of Southern Mississippi				
-- average of all double occupancy plans	\$2,758	\$207	\$2,965	7.5%
-- average of all single occupancy plans	\$4,137	\$311	\$4,448	7.5%
University of MS Medical Center				
-- average of all double occupancy plans	\$2,236	\$0	\$2,236	0.0%
-- average of all single occupancy plans	\$3,354	\$0	\$3,354	0.0%
Board (Food Service) Rates:				
<i>(most commonly chosen plan per institution)</i>				
-- Alcorn State University	\$1,844	\$148	\$1,992	8.0%
-- Delta State University	\$1,720	\$75	\$1,795	4.4%
-- Jackson State University	\$1,996	\$100	\$2,096	5.0%
-- Mississippi State University	\$1,822	\$68	\$1,890	3.7%
-- Mississippi University for Women	\$1,760	\$106	\$1,866	6.0%
-- Mississippi Valley State University	\$1,804	\$135	\$1,939	7.5%
-- University of Mississippi	\$1,354	\$70	\$1,424	5.2%
-- University of Southern Mississippi	\$2,060	\$107	\$2,167	5.2%
-- University of MS Medical Center	N/a	N/a	N/a	

EXHIBIT 3

May 18, 2006

Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the April 20, 2006 Board meeting in accordance with Board Policy 901.03 Facilities Staff Responsibilities.

ALCORN STATE UNIVERSITY

The Board Staff approved the Schematic Documents prepared by Dale & Associates for GS #101-255, Fine Arts Building Renovation & Addition, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

DELTA STATE UNIVERSITY

The Board Staff approved Change Order #5 in the amount of \$18,353 for GS #102-190, 2002 Court of Governors, Phase III, and requested approval by the Bureau of Building, Grounds, and Real Property Management. Funds are available in the project budget.

The Board Staff authorized a transfer of funds in the amount of \$20,000 from GS #102-196, Chadwick-Dickson Building Renovations, to GS #102-209, New Athletic Facilities.

The Board Staff authorized a transfer of funds in the amount of \$50,000 from GS #102-196, Chadwick-Dickson Building Renovations, to GS #102-204, S.B. 2010, Laws of 2004.

JACKSON STATE UNIVERSITY

The Board Staff approved Change Order #1 for GS #103-196, W. Lynch Street Corridor - Phase II, in the amount of \$213,000 with an additional 90 days to the contract and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

The Board Staff approved Change Order #2 for GS #103-196, W. Lynch Street Corridor, Phase II, in the amount of \$43,075.62 with an additional 20 days to the contract and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

The Board Staff approved Change Order #3 in the amount of \$20,439 for GS #103-225, F& E Digital Transmission System – TV23, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget from S.B. 2988, Laws of 2003.

The Board Staff approved Jackson State University's request to continue the president's home project with self-generated funds and requested the Bureau of Building, Grounds and Real Property Management to close GS #103-203, President's Home, and transfer funds in the amount of \$106,193.76 to Mr. Troy Stovall, Senior Vice President for Finance & Operations.

MISSISSIPPI UNIVERSITY FOR WOMEN

The Board Staff approved the bids (2) for GS #104-156, Fant Library Chiller- Emergency, and requested approval and award of a contract to Upchurch Plumbing, Inc., in the amount of \$65,545 by the Bureau of Building, Grounds and Real Property Management. Approval was also requested for Alternate #1 in the amount of \$16,424 for rental of a chiller for one month. Funds are available in the project budget.

MISSISSIPPI STATE UNIVERSITY

The Board Staff approved Change Order #2 in the amount of \$23,593 with an additional 23 days to the contract time for GS #105-294, Simulation and Design Center, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from S.B. 3197, Laws of 2002, in the amount of \$6,000,000.

The Board Staff approved Change Order #13 in the amount of \$12,026 with an additional 3 days to the contract time for GS #113-099, MS Veterinary Research & Diagnostic Lab, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from S.B. 3197, Laws of 2002, in the amount of \$12,000,000.

UNIVERSITY OF SOUTHERN MISSISSIPPI

The Board Staff approved Change Order #9 for GS #108-184, Union Building Renovation, and Addition (Student Life), in the amount of \$44,471.50 with an increase of 71 calendar days to the contract time and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget from the following sources: \$5,000,000 from H.B. 1843, Laws of 1997; \$5,000,000 from S.B. 3254, Laws of 1998; \$20,000,000 from SMEBC Bond Issue/SGF; and \$1,700,000 from University Funds.

The Commissioner and Board Staff approved the sole bid and award of contract to J. O. Collins Contractor, Inc., in the amount of \$3,350,000 for GS #110-089, Research Office/Laboratory Facility, Phase I. The project began with a grant from the National Oceanographic and Atmospheric Administration (NOAA). The project has additional funds from S.B. 2010, Laws of 2004, and the Mississippi Department of Marine Resources. (*Policy & Bylaws 901.3 D*)

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

The Board Staff approved Change Order #1 in the amount of \$151,190 with an increase in contract time of 69 calendar days for GS #109-187, Acute Services Re-Roofing '04, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from H.B. 1675, Laws of 1999.

The Board Staff approved Change Order #3 in the amount of \$120,986 with no increase in contract time for IHL #209-454 C, Firewall Revisions '02 - Contract II. Funds are available from Hospital Patient Revenues.

The Board Staff approved Change Order #4 in the amount of \$101,990.80 with no increase in contract time for IHL #209-454 C, Firewall Revisions '02 - Contract II. Funds are available from Hospital Patient Revenues.

The Board Staff approved Change Order #5 in the amount of \$111,878.80 with an increase in contract time of 27 calendar days for IHL #209-454 C, Firewall Revisions '02 - Contract II. Funds are available from Hospital Patient Revenues.

The Board Staff approved Change Order #39 for IHL #209-381, Adult Tower, in the amount of \$36,668 with an increase in contract time of 10 calendar days. Funds are available in the project budget from Medical Center Educational Building Corporation and Patient Revenue.

The Board Staff approved Change Order #40 for IHL #209-381, Adult Tower, in the amount of \$8,912 with no increase in contract time. Funds are available in the project budget from Medical Center Educational Building Corporation and Patient Revenue.