

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

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 1:30 p.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 December 15, 2004 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Mr. Thomas W. Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Jr., Ms. Virginia Shanteau Newton, Mr. Bob Owens, and Mr. Scott Ross. Dr. Bettye Henderson Neely, Mr. Aubrey B. Patterson, Ms. Robin J. Robinson, and Ms. Amy Whitten. The meeting was called to order by Mr. Roy Klumb, President.

PRESIDENTS' COUNCIL

Dr. Charles Lee, President

Dr. Lee reported that the Presidents' Council did not meet this month. The Council is scheduled to meet with Dr. Richard Crofts, Interim Commissioner, on Wednesday, January 5, 2005. Ms. Newton had asked the Council to provide information about other university systems. This request has been fulfilled. There is no other business to report at this time.

ACADEMIC AFFAIRS AGENDA

Wednesday, December 15, 2004

Presented by Mr. Roy Klumb, President

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

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Academic Affairs Agenda. Agenda item #2 was approved on a separate motion by Mr. Klumb, seconded by Dr. Davidson, with Dr. Neely, Mr. Patterson, Ms. Robinson, and Ms. Whitten absent and not voting.

1. **System Administration** - Approved the amendment to the *Board Policies and Bylaws* – 403.0101 Minimum Standards for Tenured Employment, as follows:

403.0101 MINIMUM STANDARDS FOR TENURED EMPLOYMENT

All faculty contracts will specify whether the appointment is with tenure, tenure track, or non-tenure track. Beginning with a tenure track appointment to any professorial rank (assistant professor, associate professor, professor), a faculty member ~~may~~ must be ~~recommended~~ reviewed for tenure ~~after completing~~ a probationary period of five to seven academic years, up to three of which may have been met in the rank of instructor during the sixth academic year of the probationary period. Upon written agreement between the institution and the faculty member, credit up to a maximum of ~~four (4)~~ five (5) years toward fulfillment of the minimum probationary period may be allowed for service at ~~one or more other~~ an institutions of higher education. Such credit toward the probationary period ~~transferred from another institution~~ must be determined at the time of initial appointment to rank. Such allowance is to be granted only to an individual who possesses exceptional professional qualifications and achievements and is not to be construed as exempting said individual from any other institutional policies and procedures governing the award of tenure.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

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

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

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

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

2. Other Business

- a. **System Administration** - Approved, for first reading, an Articulation Agreement between the Mississippi Board of Education, The Mississippi Board of Trustees of State Institutions of Higher Learning, and The State Board for Community and Junior Colleges relating to dual academic and vocational credit for dually enrolled secondary academic and vocational-technical education students. **(See Exhibit 1.)**

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

BUDGET & FINANCIAL AFFAIRS AGENDA

Wednesday, December 15, 2004

Presented by Mr. Thomas Colbert, Chair

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

RESOLVED, That the Board hereby approved agenda items #1 - #4 as submitted on the following Budget & Financial Affairs Agenda.

1. **UMMC** - Approved the request to amend an agreement with Siemens Medical Solutions USA, Inc., for the acquisition of a mainframe upgrade and disk storage solution for the health care information delivery system. The Department of Information Technology Services approved the bundled solution at its November 19, 2004, board meeting. The agreement is for a five-year period from December 31, 2004 through January 1, 2010. The monthly cost for the bundled package is \$41,425 or a total five-year cost of \$2,485,500. A copy of the agreement is included in the *December 15, 2004 Board Working File*.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

2. **UMMC** - Approved the request to enter into an agreement with Central Parking of Mississippi, Inc., based on a Request for Proposal to operate a shuttle bus system for University employees and customers. The defined routes will stop on the University campus and between the University campus and the Jackson Medical Mall and other scheduled trips off campus. The agreement will begin on or about March 1, 2005 (arrival of the new shuttle buses) through February 28, 2009, and will not exceed \$3 million over the five years. A copy of the agreement is included in the *December 15, 2004 Board Working File*.
3. **UMMC** - Approved the request to enter into a maintenance agreement with GE Healthcare to provide service support for two General Electric *Lightspeed* CT scanners for the Department of Radiology which are currently under warranty until January 2005. The agreement is for the period January 31, 2005 through January 31, 2010, at a monthly rate of \$25,832.25 or a total of \$1,549,935 for the five years. A copy of the agreement is included in the *December 15, 2004 Board Working File*.
4. **UMMC** - Approved the request to continue with a service agreement with GE Medical Systems based on a Request for Proposal for support services for the Interventional Magnetic Resonance Imaging (MRI) Signa SP System. The agreement is for the period January 1, 2005 through December 31, 2009, at a fixed annual cost of \$193,875 or \$969,374 for the five years. A copy of the agreement is included in the *December 15, 2004 Board Working File*.
5. **Other Business** - The committee received a presentation by Dr. Linda McFall, IHL Assistant Commissioner of Finance and Administration, on the Executive Office Budget.
The following committee members attended the meeting: Mr. Thomas Colbert (Chair), Mr. Ed Blakeslee, and Mr. Scott Ross. Mr. Thomas Colbert, Ms. Robin Robinson, and Ms. Amy Whitten were absent. Other Board members attending the meeting were: Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, and Mr. Bob Owens.

BUILDING/FACILITIES AGENDA

Wednesday, December 15, 2004

Presented by Mr. Scott Ross, Chair

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

RESOLVED, That the Board hereby approved agenda items #1, #2, and #5 as submitted on the following Building/Facilities Agenda. **AGENDA ITEMS #3 AND #4 WERE PULLED FROM THE AGENDA.**

1. **UMMC** – Approved the initiation of **IHL #209-494, CCC Renovations**, to make necessary miscellaneous renovations to Children’s Cancer Clinic and the appointment of Simmons Associates/A.I.A., Architect as project professionals. The estimated cost is \$350,000. Funds are available from private donations and hospital patient revenue.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

2. **JSU** – Approved construction documents, authorized the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #103-209, Digital Transmission System - TV23**. Funds are available from S.B. 3197, Laws of 2002 in the amount of \$700,000. The documents include the acquisition and installation of any equipment necessary in the establishment and maintenance of a digital transmission system for Station TV23.
3. **MVSU** – The construction documents, authorized the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for the **Academic Skills Building, GS #106-182**. The proposed budget for Phase I is \$2,113,000. Funds are available from S.B. 3158, Laws of 2001. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**
4. **DSU** – Bids and award of a contract, for **GS #102-200, 2003 Roofing Repairs**, and request approval by the Bureau of Buildings. Funds are available in the project budget. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**
5. **MUW** – Approved bids and the award of a contract in the amount of \$13,177,000 to the low bidder, West Brothers Construction, Inc., for **IHL #204-122, Recreation Center and Pohl Building**. Funds are available from FEMA, MEMA, and University Plant Funds. Acceptance of this contract is pending FEMA approval. Bids were as follows:

Contractor	Base Bid
1. West Brothers Construction, Inc.	\$13,177,000
2. Inman Construction Corp.	\$13,679,000
3. Sanderson Construction Company, Inc.	\$13,968,000
4. Conn Construction Co., Inc.	\$14,298,000
5. Yates W. G. & Sons Construction Company	\$14,942,000
6. Worsham Brothers, Inc.	\$15,140,000

6. **System Administration (Information item.)** - Facilities Summary. **(See Exhibit 2.)**
7. **Other Business** -
 - a. Mr. Ross noted that construction on the new Board meeting room will commence on Monday, December 20, 2004.
 - b. Mr. Ross read an Official Attorney General’s Opinion that allows a state entity to charge and collect rent from other entities using office space in a building. A copy of the opinion is included in the *December 15, 2004 Board Working File*.
Mr. Colbert suggested that the head of each entity within the Paul B. Johnson building be notified that the issue of charging rent is under consideration by the Board. It should also be explained that this issue arose from an increase in utilities.

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

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

**LEGAL AGENDA
Wednesday, December 15, 2004
Presented by Mr. Roy Klumb, President**

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

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Legal Agenda. **AGENDA ITEMS #2 AND #3 WERE TAKEN UP LATER IN THE MEETING.**

1. **UM** - Approved the request to retain the services of Butler, Snow, O'Mara Stevens & Cannada to assist with pharmaceutical patent applications, intellectual property issues, and commercialization of intellectual property. The rate per hour plus incidental costs and expenses is being negotiated by the Office of the Attorney General.
2. **USM** - The request to retain the law firm of Adams & Reese to provide legal assistance regarding a series of public records requests from a University faculty member. The rate for such work will be \$175 per hour plus incidental costs and expenses. Payment for these services will be from University general funds. **(THIS ITEM WAS TAKEN UP LATER IN THE MEETING.)**
3. **USM** - The request to retain the law firm of Adams & Reese to provide legal assistance with drafting employment contracts for the following persons: Mr. Jeffrey J. Bower, Head Men's Football Coach; Mr. Larry R. Eustachy, Head Men's Basketball Coach; and Ms. Joye Nell Lee-McNelis, Head Women's Basketball Coach. The rate for such work will be \$175 per hour plus incidental costs and expenses. Payment for these services will be from University general funds. **(THIS ITEM WAS TAKEN UP LATER IN THE MEETING.)**
4. **System Administration (Information item.)** - The Board reviewed *Board Policy* 301.08052 Foundation Activities. The policy appears as follows:

301.0805 FOUNDATION ACTIVITIES

The Board recognizes the important role of private gifts to the university foundations in supporting the academic and extracurricular activities on each campus. The Board shall exercise appropriate oversight regarding the relationship institutions and the Commissioner have with foundations, including foundations specifically created to support athletic programs.

The Institutional Executive Officer of each institution and the Commissioner shall:

- A. Provide the Board with an annual audited financial report of each of its foundations, disclosing in appropriate detail all expenditures for the past fiscal year;
- B. Prior to the beginning of the State's fiscal year, provide the Board with an approved foundation budget(s) containing estimated or anticipated unrestricted revenue and expenditures by both major object and programmatic area, including proposed supplemental compensation to university officials, faculty, employees and athletic staff;

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

- C. Provide access to the foundations for Board internal audit staff to routinely monitor compliance with Board policy, determine the value, if any, of university provided service and facilities, highlight major non-budgeted expenditures of unrestricted funds of the foundations and evaluate major changes, if any, in the structure, organization and operation of the foundations; and,
- D. Encourage continuing communications between members of the Board of Trustees and directors of the various foundations. At a minimum, there should be annual meetings between Board members, the Executive Committee of the Foundations' Board of Directors and the Institutional Executive Officers.

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

**LEGISLATIVE AGENDA
Wednesday, December 15, 2004**

Presented by Dr. Richard Crofts, Interim Commissioner

1. **Upcoming Issues** - The Board discussed several issues related to the 2005 legislative session. Ms. Suzanne Sharpe, IHL Chief of Staff, gave a brief overview of these issues.
The following committee members attended the meeting: Mr. Roy Klumb (Ex Officio), Ms. Virginia Shanteau Newton, and Mr. Scott Ross. Mr. Aubrey Patterson and Ms. Amy Whitten were absent. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Dr. Stacy Davidson, Dr. D. E. Magee, and Mr. Bob Owens.

**ADMINISTRATION/POLICY AGENDA
Wednesday, December 15, 2004**

Presented by Dr. Richard Crofts, Interim Commissioner

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

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

1. **System Administration** - Approved the agenda items considered subsequent to the November 18, 2004 Board meeting, as follows:
 - a. **UMMC** - Approved employment of the following personnel: Tommie K. Jones, Charles Kennedy, and Kent Vaughn.
2. **System Administration** - Approved the revision to a proposed amendment to the *Board Policies and Bylaws* – 102.06 Diversity Statement – for first reading, as follows:

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

102.06 Diversity Statement

One of the strengths of Mississippi is the diversity of its people. This diversity enriches higher education and contributes to the capacity that our students develop for living in a multicultural and interdependent world. Our system of government, rooted in respect for all people and respect for each individual, is based on understanding. Dealing with this diversity continues to be a challenge.

As one of the qualities essential to Mississippi's success, diversity creates the rich environments so critical to democratic, real-world learning. Since population projections show that by 2025 the American workforce will be predominantly comprised of people of color, access to higher education for historically underserved individuals is also in our best interest. The Board believes that institutions of higher learning have a moral and educational responsibility to ensure that talent is developed in all our citizens, and that our universities, individually and collectively, are strengthened by diversity in student bodies, faculties, administration, and in all areas offering employment opportunities, including construction, financing, and consulting.

This diversity statement applies to citizens or lawful residents of the United States who are: African American, Hispanic, Asian American, American Indian, Alaskan Native, and Female.

This statement shall be applicable to the various institutions and the Board Office.

PERSONNEL/FOREIGN TRAVEL AGENDA

Wednesday, December 15, 2004

Presented by Dr. Richard Crofts, Interim Commissioner

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

RESOLVED, That the Board hereby approved the personnel items as submitted on the following Personnel/Foreign Travel Agenda. Agenda item #2 was approved on a separate motion by Mr. Ross, seconded by Dr. Davidson, with Dr. Neely, Mr. Patterson, Ms. Robinson, and Ms. Whitten absent and not voting.

1. Personnel Report.

EMPLOYMENT

Mississippi State University

Easley, Jennifer B.
Rodgers, Paul C., Jr.
Rush, Jennifer G.

University of Mississippi

Di, Xiao
Ekimov, Alexander E.
Flechas, Enrique J.
Sanders, Laura

University of Mississippi Medical Center

Jenkins-Lonidier, Lora Lee
Molina, Jorge
Santa-Cruz, Robert

CONTRACT EXTENSION

Mississippi State University - Athletics

Croom, Sylvester, Jr.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

CHANGE OF STATUS

Mississippi State University

Schultz, Kirk H.
Steele, Wilbur G., Jr.

Jackson, Amanda
Kenter, Leroy
Vincent, Shelia

University of Mississippi

Eymann, Kimberly S., III

TERMINATION

Mississippi State University

Courson, Jackie L.

University of Mississippi Medical Center

Camarano, Gustavo
Currier, Mary
DeMoss, Thomas
Krokos, Jerry
Marshall, Derek

Mississippi University for Women

Burt, Robyn
Swindle, Nicole
Westberry, Marsha
Wright, Christy

NULLIFICATION OF EMPLOYMENT

University of Mississippi Medical Center

Chendrasekhar, Akella

Mississippi Valley State University

Anderson, Maria
Green, Wayne
Harris, Jerry

2. Foreign Travel Report.

Alcorn State University

Cuadra, Evelin
Huam, Liang
Oliver, Velma
Whittaker, Wesley

Managua, Nicaragua
Managua, Nicaragua
Managua, Nicaragua
Managua, Nicaragua

Jackson State University

Channell, Linda
Gentry, LaVerne

Honolulu, Hawaii
Honolulu, Hawaii

Mississippi State University

Buddington, Karyl
Buddington, Randal K.
Causey, Wayne
Ezell, Andrew W.
Grace, Cathy
Horstemeyer, Mark F.
King, Roger L.

Berne, Switzerland
Berne, Switzerland
Vancouver, Canada
Honolulu, Hawaii
Honolulu, Hawaii
Kauai, Hawaii
Pietermaritzburg, Johannesburg, Pretoria, Thohoyandou, and Cape Town,
South Africa
Honolulu, Hawaii
Helsinki, Finland

Lammons, Cathy
Lewis, David C.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

Madsen, John D.	Honolulu, Hawaii
Minnis, Richard B.	Kanpala, Uganda; Rhuengeri, Rwanda; and Goma, Congo, Africa
Miranda, Leandro E.	Foz Iguazu, Brazil
Potirniche, Gabriel	Kauai, Hawaii
Prince, Debra	Honolulu, Hawaii
Wang, Chinling	Taipei, Taiwan

Mississippi Valley State University

Bland, Edgar	Honolulu, Hawaii
Dixon, Joyce Ann	Honolulu, Hawaii

University of Mississippi

Approximately 15 Students	London, England
Esposito, Chiarella	Beijing, China
Gispen, Kees	Dusseldorf, Germany
Gochfeld, Deborah	Bahamas
Goulet, Denis	Bahamas
Hamann, Mark	Bethel, Geneva, Switzerland and Madrid, Spain
Johansson, Michael	Nepal, India; Bhutan, Korea; and Taiwan
Laurenzo, Fred	London, England
Nagle, Dale	Tronso, Norway
Seiner, John	Delhi, India
Uddin, Waheed	Abudhabi, United Arab Emirates
Ukeiley, Lawrence	Delhi, India

University of Mississippi Medical Center

Hu, Eric	Fajardo, Puerto Rico
Hughson, Michael D.	Melbourne, Australia
Lineaweaver, William	Fajardo, Puerto Rico
Olson, Mark	Panama City, Panama
Nash, Binford T.	Beijing and Chengdu, China
Parham, Shannon	San Juan, Puerto Rico
Ross, Ian	Val D'lere, France
Wilson, Kay	Edmonton, Alberta, Canada
Wofford, Marion R.	San Juan, Puerto Rico
Zhang, Feng	Fajardo, Puerto Rico

University of Southern Mississippi

Ding, Jiu	China
Mitra, Amal K.	Bangladesh
Wooton, John	Puerto Rico

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

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

Discussion of a personnel matter at the University of Mississippi Medical Center.

On motion by Mr. Blakeslee, seconded by Dr. Davidson, with Dr. Neely, Mr. Patterson, Ms. Robinson, and Ms. Whitten absent and not voting, the Board voted to return to Open Session.

On motion by Mr. Colbert, seconded by Dr. Magee, with Dr. Neely, Mr. Patterson, Ms. Robinson, and Ms. Whitten absent and not voting, the Board declined to review a request for appeal of a termination at the University of Mississippi Medical Center.

THE BOARD RECESSED UNTIL 8:30 TOMORROW MORNING.

The Board meeting reconvened at 8:30 a.m. on Thursday, December 16, 2004. There were present the following members to wit: Mr. H. Ed Blakeslee, Mr. Thomas W. Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Jr., Ms. Virginia Shanteau Newton, Mr. Bob Owens, Mr. Aubrey B. Patterson, and Mr. Scott Ross. Dr. Bettye Henderson Neely, Ms. Robin J. Robinson, and Ms. Amy Whitten were absent. The meeting was called to order by Mr. Roy Klumb, President, and opened with prayer by Mr. Aubrey Patterson.

BOARD DINNER

Mr. Klumb thanked Dr. Dr. Robert Khayat, Chancellor of The University of Mississippi, and his faculty and staff, as well as, Dr. Dan Jones, Vice Chancellor for Health Affairs and Dean, School of Medicine, at The University of Mississippi Medical Center, and his faculty and staff, for hosting the December 16, 2004 Board dinner/reception for Dr. David Potter. Mr. Klumb also thanked former Board member, Ms. Ricki Garrett, for allowing the dinner/reception to take place in the Mississippi Nursing Center's conference room.

APPROVAL OF THE MINUTES

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

RESOLVED, That the Minutes of the special Board meeting held on November 17, 2004 and the Board meeting held on November 18, 2004, stand approved.

UNANIMOUS CONSENT

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

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

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

EXECUTIVE SESSION

On motion by Mr. Klumb, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Newton, seconded by Mr. Patterson, with Dr. Neely, Ms. Robinson, and Ms. Whitten 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 litigation matters at The University of Southern Mississippi.

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

On motion by Mr. Owens, seconded by Mr. Colbert, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board approved the request to retain the law firm of Adams & Reese to provide legal assistance regarding a series of public records requests from The University of Southern Mississippi faculty. The rate for such work will be \$175 per hour plus incidental costs and expenses. Payment for these services will be from University general funds. Further, the Board approved an amended item to reflect that these requests had come from a single University faculty member and not any representative faculty organization.

On motion by Mr. Colbert, seconded by Mr. Blakeslee, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board approved the request to retain the law firm of Adams & Reese to provide legal assistance with drafting employment contracts for the following persons: Mr. Jeffrey J. Bower, Head Men's Football Coach; Mr. Larry R. Eustachy, Head Men's Basketball Coach; and Ms. Joye Nell Lee-McNelis, Head Women's Basketball Coach. The rate for such work will be \$175 per hour plus incidental costs and expenses. Payment for these services will be from University general funds.

EXECUTIVE SESSION

On motion by Mr. Klumb, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Patterson, seconded by Ms. Newton, with Dr. Neely, Ms. Robinson, and Ms. Whitten 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 personnel matter at the Board Office.

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

The Board discussed a personnel matter at the Board Office. No action was taken.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

EXECUTIVE SESSION

On motion by Mr. Klumb, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session for the reason later reported by the President in Open Session and stated in these minutes, as follows:

Discussion of a personnel matter at the Board Office.

On motion by Mr. Klumb, seconded by Mr. Blakeslee, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board **voted to not go into Executive Session.**

OTHER BUSINESS

1. **USM's Probation by the Southern Association of Colleges and Schools (SACS)**

Dr. Shelby Thames, President of The University of Southern Mississippi, introduced Dr. Joan Exline, Assistant to the President for Accreditation, Planning, and Articulation at The University of Southern Mississippi. Dr. Thames outlined the steps that have been taken to correct this situation. Dr. Thames and Dr. Exline will meet with Dr. Gerald Lord, SACS this afternoon in Atlanta, Georgia. Dr. Richard Crofts, Interim Commissioner, gave the history leading up to the present situation.

On motion by Mr. Patterson, seconded by Ms. Newton, with Dr. Neely, Ms. Robinson, and Ms. Whitten absent and not voting, the Board approved Dr. Crofts' recommendation to hire an outside, experienced consultant to counsel the Board and USM.

The Board agreed with Dr. Crofts' recommendation to create a policy that sets forth a process for the campuses to report to the Board on accreditation matters. The policy could be ready by the January or February Board meeting.

Ms. Newton expressed her disappointment with the situation. Mr. Colbert congratulated Dr. Thames on the corrective steps that are being taken. Mr. Owens thanked Dr. Crofts for doing an outstanding job under the circumstances. Dr. Davidson wished Dr. Thames the best in his endeavors.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

ADJOURNMENT

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

Roy Klumb

President, Board of Trustees of State Institutions of Higher Learning

Richard A. Crofts

Interim Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
December 16, 2004**

EXHIBITS

- Exhibit 1 Articulation Agreement relating to dual academic and vocational credit for dually enrolled secondary academic and vocational-technical education students.
- Exhibit 2 Facilities Summary for December 2004.

EXHIBIT 1

AN ARTICULATION AGREEMENT BETWEEN THE MISSISSIPPI BOARD OF EDUCATION, THE MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING, AND THE STATE BOARD FOR COMMUNITY AND JUNIOR COLLEGES RELATING TO DUAL ACADEMIC AND VOCATIONAL CREDIT FOR DUALY ENROLLED SECONDARY ACADEMIC AND VOCATIONAL-TECHNICAL EDUCATION STUDENTS

AGREEMENT is made on this ____ day of _____, 200_, by and between the Mississippi Board of Education (hereinafter referred to as the MBE), the Mississippi Board of Trustees of State Institutions of Higher Learning (hereinafter referred to as the IHL), and the State Board for Community and Junior Colleges (hereinafter referred to as the SBCJC).

PERIOD OF AGREEMENT

The period of performance of this Agreement shall begin on July 1, 2005.

PURPOSE

The purpose of this agreement is to enter into a system-wide articulation agreement for the transfer of appropriate credits earned by qualified high school students enrolled in dual enrollment programs from the various community and junior colleges and universities offering such credit to the appropriate home school district of the student.

LEGAL AUTHORIZATION

The legal authorization for the transfer of appropriate credits earned by qualified high school students enrolled in dual enrollment programs from various community and junior colleges and universities to the appropriate home school district of the student is §37-101-28 of the Mississippi Code of 1972.

The legal authorization for the dual enrollment of students in Mississippi high school and community and junior college courses is §37-29-1 of the Mississippi Code of 1972.

The legal authorization for the dual enrollment of students in Mississippi high school and State Institutions of Higher Learning courses is §37-15-37, Section 2 of the Mississippi Code of 1972.

TERMS OF THE AGREEMENT

1.0 Student Eligibility

Prior to the transfer of appropriate credits earned by qualified high school students from Community and Junior Colleges and State Institutions of Higher Learning to the students' home school district, the student must be properly enrolled in a dual enrollment program.

1.1 Student Qualifications for Dual Enrollment in Community and Junior College Programs

The boards of trustees of the community and junior college districts are authorized to establish a dual enrollment program under which high school students meeting the requirements prescribed in this section (37-29-1) may enroll at a community or junior college while they are still attending high school and enrolled in high school courses. Students may be admitted to enroll in community or junior college courses under the dual enrollment program if they meet the following recommended admission requirements:

- (a) Students must have completed a minimum of fourteen (14) core high school units;
- (b) Students must have a 3.0 grade point average on a 4.0 scale, or better, on all high school courses, as documented by an official high school transcript; a home-schooled student must submit a transcript prepared by a parent, guardian or custodian with a signed, sworn affidavit to meet the requirement of this paragraph; and
- (c) Students must have an unconditional written recommendation from their high school principal and/or guidance counselor. A home-schooled student must submit a parent, legal guardian or custodian's written recommendation to meet the requirement of this paragraph.

Students may be considered for the dual enrollment program who have not completed the minimum of fourteen (14) core high school units if they have a minimum ACT composite score of thirty (30) or the equivalent SAT score, and have the required grade point average and recommendations prescribed above.

Students admitted in the dual enrollment program shall be counted for adequate education program funding purposes in the average daily attendance of the public school district in which they attend high school. Any additional transportation required by a student to participate in the dual enrollment program shall be the responsibility of the parents or legal guardians of the student. Grades and college credits earned by students admitted to the dual enrollment program shall be recorded on the college transcript at the community or junior college where the student attends classes. The transcript of such college course work may be released to another institution or used for college graduation requirements only after the student has received his high school diploma.

1.2 Student Qualifications for Dual Enrollment in State Institutions of Higher Learning Programs

The local school boards of public school districts and the Board of Trustees of State Institutions of Higher Learning are authorized to establish a dual enrollment program under which high school students meeting the requirements prescribed in this section (37-15-37) may enroll at an institution of higher learning in Mississippi while they are still attending high school and enrolled in high school courses, with tuition and costs to be paid by grants, foundations or other private sources. Students may be admitted to enroll in university-level courses under the dual enrollment program if they meet the following recommended admission requirements:

- (a) Students must have completed a minimum of fourteen (14) core high school units;
- (b) Students must have a 2.5 grade point average on a 4.0 scale, or better, on all high school courses, as documented by an official high school transcript; a home-schooled student must submit a transcript prepared by a parent, guardian or custodian with a signed, sworn affidavit to meet the requirement of this paragraph; and
- (c) Students must have an unconditional written recommendation from their high school principal and/or guidance counselor. A home-schooled student must submit a parent, legal guardian or custodian's written recommendation to meet the requirement of this paragraph.

Students may be considered for the dual enrollment program who have not completed the minimum of fourteen (14) core high school units if they have a minimum ACT composite score of thirty (30) or the equivalent SAT score, and have the required grade point average and recommendations prescribed above.

Tuition and costs for university-level courses under this program shall be paid from grants, foundations or other private sources, to be paid directly to the participating university. Students admitted in the dual enrollment program shall be counted for adequate education program funding purposes in the average daily attendance of the public school district in which they attend high school. Any additional transportation required by a student to participate in the dual enrollment program shall be the responsibility of the parents or legal guardians of the student, but may be paid for from private sources. Grades and college credits earned by students admitted to the dual enrollment program shall be recorded on the college transcript at the university where the student attends classes. The transcript of such university course work may be released to another institution or used for college graduation requirements only after the student has received his high school diploma.

2.0 Definition of Prerequisite 14 High School Core Credits

The 14 prerequisite high school credits, required for dual enrollment, shall be made up of 14 of the 33 units listed in Appendix B of the Mississippi Public School Accountability Standards. (See Attachment A.)

3.0 Tuition and Cost Responsibility

Tuition and costs for university-level courses, and community and junior college courses under this dual credit program shall be the responsibility of the parents or legal guardians of the student, but may be paid from grants, foundations or other private sources, and shall be paid directly to the credit-granting institution.

4.0 Transportation Responsibility

Any transportation required by a student to participate in the dual enrollment/dual credit program shall be the responsibility of the parents or legal guardians of the student, but may be paid for from other private sources.

5.0 School District Average Daily Attendance Credit

Students admitted in the dual enrollment/dual credit programs shall be counted for adequate education program funding purposes in the average daily attendance of the public school district in which they attend high school.

6.0 High School Student Transcript Transfer Requirements

Grades and college credits earned by students admitted to the dual enrollment program shall be recorded on the college transcript at the university, or community and junior college where the student attends classes. The transcript of such university or community and junior college course work may be released to another institution or used for college graduation requirements only after the student has received a high school diploma or has successfully completed the General Educational Development (GED) test.

7.0 Determining Factor of Prerequisites for Enrollment in Dual Credit Courses

Students shall meet the requirements for dual enrollment of Community and Junior Colleges or of State Institutions of Higher Learning. The postsecondary institutions will determine course prerequisites for enrolling and receiving dual credit.

8.0 Process for Determining Articulation of Curriculum Between High School, University, and Community and Junior College Courses

Postsecondary curricula for eligible courses currently offered through Mississippi Curriculum Frameworks shall meet the outlined competencies requirements. Eligible courses not offered in Mississippi Curriculum Frameworks shall meet the standards established at the postsecondary level. Postsecondary level developmental courses shall not meet the requirements of this program. Dual credit memorandum of understandings shall be established between each postsecondary institution and the district implementing a dual credit program.

9.0 Ineligible Courses for Dual Credit Programs

All courses that are required for subject area testing as a requirement for graduation from Mississippi Public Schools are not eligible for dual credit.

10.0 Eligible Courses for Dual Credit Programs

Courses eligible for dual credit should include foreign languages, advanced math courses, advanced science courses, performing arts, advanced business and technology, and career and technical courses. These courses and any additional courses considered for dual credit must receive unconditional approval from the superintendent of the local school district and the chief academic officer at the participating community and junior college or university. Universities and community and junior colleges shall make the final decision on what courses they shall grant semester hour credit. The local school district superintendent shall make the final decision on the transfer of college or university credit to the student's high school transcript.

11.0 High School Carnegie Unit Equivalency

One 3-hour university or community and junior college course shall be equal to one-half high school Carnegie unit. A full Carnegie unit may be awarded for a three-hour university or college course upon approval of the Mississippi Department of Education. Partial credit agreements for postsecondary courses that are less than three hours shall be developed between the local school district and participating postsecondary institutions.

12.0 Course Alignment

Once alignment is achieved between university courses, community and junior college courses, and Mississippi Board of Education approved high school courses, the universities, community and junior colleges and high schools have the duty to review their respective policies and assess the place of dual credit courses within the context of their traditional offerings.

13.0 Maximum Dual Credits Allowed

A qualified dually enrolled high school student shall be allowed to earn an unlimited number of college or university credits for dual credit as long as a B average is earned on the first two approved dual credit courses. After the completion of two courses if a B average is not maintained, the student shall not be allowed to continue participation in the dual credit program. Disallowance of participation in the dual credit program may or may not affect participation in the dual enrollment program.

14.0 Dual Credit Program Allowances

- 14.1 Examination Preparation – taught at high school by qualified teacher; credit at secondary level obtained after completion of course and passing exams, i.e., Advanced Placement and International Baccalaureate courses whereby high school students are allowed CLEP credit by making a 3 or higher on end-of-course exams.
- 14.2 School-Based – taught at high school or may be taught at designated postsecondary site by a district-employed qualified teacher approved as instructor by collaborating college or university.
- 14.3 College/University-Based – taught at college, university, or high school by instructor employed by college or university and approved by collaborating district.
- 14.4 On-line – may include eligible courses offered by the Mississippi On Line Learning Institute (MOLLI) or postsecondary institution.

15.0 Qualifications of Dual Credit Instructors

Dual credit academic instructors shall have a master's degree with a minimum of 18 graduate semester hours in their field of expertise. University and community and junior college personnel shall have the sole authority in the selection of dual credit instructors.

Dual credit career and technical education instructors shall meet the requirements set forth by the State Board for Community and Junior Colleges in the qualifications manual for postsecondary Career and Technical personnel. University and community and junior college personnel shall have the sole authority in the selection of dual credit instructors.

16.0 Guidance on Local Agreements

The chief academic officer of the Mississippi Board of Trustees of State Institutions of Higher Learning and the chief academic officer of the State Board for Community and Junior Colleges shall develop a template to be used by the individual Community Colleges and area Institutions of Higher Learning for consistent implementation across the State of Mississippi.

17.0 Approvals

The officials below warrant that they are the duly authorized SIGNATORY OFFICIALS of the contracting parties herein, agree to the provisions contained in this Agreement, and have full authority to sign this Agreement on behalf of the contracting parties.

Approved:

Mrs. Rosetta Richard, Chair
State Board of Education

Date

Mr. George Walker, Chair
State Board for Community and Junior Colleges

Date

Mr. Roy Klumb, Chair
Board of Trustees of State
Institutions of Higher Learning

Date

Witnessed:

Dr. Henry Johnson
State Superintendent of Education

Date

Dr. Wayne Stonecypher
Executive Director
State Board for Community and Junior Colleges

Date

Dr. David Potter
Commissioner
Board of Trustees of State
Institutions of Higher Learning

Date

**REQUIRED COURSES
IN THE CURRICULUM OF EACH SECONDARY SCHOOL
STANDARD 32**

CURRICULUM AREA	COURSES	UNITS	TOTAL UNITS
ENGLISH	English I English II English III English IV	1 1 1 1	4
MATHEMATICS	Algebra I Algebra II Geometry Pre-Algebra Transition to Algebra Elective Mathematics Courses	1 1 1 1 1 1	6
SCIENCE	Biology I Chemistry Physics Elective Science Courses	1 1 1 3	6
SOCIAL STUDIES	U.S. History U.S. Government Mississippi Studies World History Economics <i>or</i> Intro to Geography	1 ½ ½ 1 ½	3½
BUSINESS & TECHNOLOGY	Computer Applications ¹ Keyboarding ¹ Personal Finance <i>or</i> Financial Technology	½ ½ ½	1½
HEALTH	Comprehensive Health ² Physical Education	½ ½	1
THE ARTS	Any approved 500.00 course	1	1
FAMILY & CONSUMER SCIENCE	Family Dynamics	½	½
VOCATIONAL EDUCATION	Any combination of courses ³	4	4
ELECTIVES	Foreign Language (IHL) <i>or</i> Advanced World Geography (IHL)	1	5½
TOTAL UNITS REQUIRED			33

¹ Or one unit in Computer Discovery.

² Family and Individual Health may be offered in lieu of Comprehensive Health.

³ Includes Agriculture; Business Technology; Cooperative and Marketing Education; Family and Consumer Sciences; Health Education; Home Economics; Lodging and Hospitality; Technology Education; and Trade and Industrial.

EXHIBIT 2

FACILITIES SUMMARY DECEMBER 2004

ALCORN STATE UNIVERSITY

Approve the Design Development Documents for Baseball Field Renovation, GS #101-239 prepared by Dale and Associates. Funds are available in the amount of \$500,000 from SB #2988, Laws of 2003.

Approve Change Order #8 in the deductive amount of \$11,799 with an additional 162 days to the contract time for GS #101-222, Business Administration Building and request approval by the Bureau of Buildings. Funds are available in the project budget.

DELTA STATE UNIVERSITY

Approve Change Order #5 in the amount of \$23,777 with an increase of 14 days to the contract for GS#102-188, Jobe Hall Renovations and request approval by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

Approve the Contract Documents for Landscaping /Irrigation for Kent Wyatt Hall, GS #102-203 and request approval and advertizing for receipt of bids by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

JACKSON STATE UNIVERSITY

Approve the contract documents for School of Engineering, GS #103-179, submitted at 45% completion and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

MISSISSIPPI UNIVERSITY FOR WOMEN

Approve Change Order #3 for South Calloway Renovation, GS #104-128 which will add 45 days to the contract time and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

Approve Change Order #1 for Martin Hall Renovation, GS #104-130 in the amount of \$23,342 with no additional time to the contract of West Brothers Construction. Funds are available in the project budget.

MISSISSIPPI STATE UNIVERSITY

Approve Change Order #4 in the amount of \$29,938.48 and no additional time to the contract of West Brothers Construction, Inc., for Bowen Hall Renovation, GS #105-276 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the amount of \$10,697 from HB#1666, Laws of 1996, \$175,447 from SB#3254, Laws of 1998 and funds will be increased to \$3,599,722 from HB#1675, Laws of 1999 for a revised total budget of \$3,785,866.00.

Approve Change Order #6 for Stoneville Multi-Purpose Building, GS# 113-094, which will add 27 calendar days to the contract time for Harvey C. Green Construction Company, Inc., and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

Approve Change Order #2 and #3 for 2003 Street and Parking Improvements, IHL #205-203 in the total amount of \$73,465.25, with an addition of 61 days to the contract time of RAF Contracting, Inc., of Columbus, MS. and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

MISSISSIPPI VALLEY STATE UNIVERSITY

Approve Change Order #1 in the amount of \$23,266.80 with a 10 week time extension for GS #106-180, Renovation Student Health Center, and request approval by Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

UNIVERSITY OF MISSISSIPPI

Approve the request of University of Mississippi to redesign Bryant Hall Bryant Hall - Phase II, GS #107-268. The scope of the project has been changed to include much needed classroom space. The university realizes that additional fees will be required and agrees to pay Foil Wyatt for these services.

Approve Change Order #2 in the amount of \$5,946.40 with an increase of 27 days to the contract time for Bryant Hall Phase I, GS #107-268 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

UNIVERSITY OF SOUTHERN MISSISSIPPI

Approve the Schematic Design Phase Master Plan and proceeding with the Design Development Phase for Reed Green Multipurpose Facility Improvements Phase I, GS#108-229, and request approval by the Bureau of Buildings. Funds are available in the amount of \$3,000,000 from SB#2988, Laws of 2003.

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

Approve Change Order #9 for Exterior Repairs–Clinical Sciences, IHL #209-462, in the amount of \$17,446.05 with an increase in contract time of 90 calendar days. Funds are available in the project budget. The funding source for this project is Indirect Cost Recoveries and Interest Income.

Approve Change Order #10 for Exterior Repairs–Clinical Sciences, IHL #209-462, in the amount of \$65,621 with no additional time to the contract. Funds are available in the project budget. The funding source for this project is Indirect Cost Recoveries and Interest Income.

Approve Change Order #11 for Exterior Repairs–Clinical Sciences, IHL #209-462, in the amount of \$25,663.01 with no additional time to the contract. Funds are available in the project budget. The funding source for this project is Indirect Cost Recoveries and Interest Income.

Approve Change Order #7 in the amount of \$21,297 with no increase in contract time for Firewall Revisions '02 - Contract I, IHL #209-454 B. Funds are available from Hospital Patient Revenues.

Approve the award of contract to the low bidder, Wilkerson Construction Company, in the amount of \$146,700 for Landscape Improvements 2004, IHL #209-485. Funds are available from Interest Income.

EDUCATION AND RESEARCH CENTER

Approve the bids and request approval and award of contract by the Bureau of Buildings to the low bidder, Jeffcoat Fence Company, Inc., in the amount of \$59,464.00 for Security Gates, GS#111-034. Funds are available in the project budget.