

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
May 18, 2000**

**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, on May 18, 2000, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on May 5, 2000, to each and every member of said Board, said date being at least five days prior to this May 18, 2000 meeting. At the above-named place there were present the following members to wit: Mr. Thomas W. Colbert, Mr. William Sterling Crawford, Dr. Stacy Davidson, Ms. Ricki R. Garrett, Mr. Bryce Griffis, Mr. J. Roy Klumb, Dr. D. E. Magee, Jr., Ms. Virginia Shanteau Newton, Mr. Carl Nicholson, Jr., Mr. Scott Ross, and Ms. Amy Whitten. Mr. Calvin Neely was absent. The meeting was called to order by Mr. Carl Nicholson, President, and opened with prayer by Ms. Garrett.

**BOARD APPOINTMENTS**

Pursuant to Article 4, Section 103 and Article 8, Section 213-A of the Mississippi Constitution of 1890, and by Section 37-101-3 of the Mississippi Code of 1972, the Governor made the following appointments to the Board of Trustees of State Institutions of Higher Learning to serve a twelve-year term of office ending May 8, 2012. The appointments are as follows:

<b>NAME</b>	<b>CITY/TOWN</b>	<b>DISTRICT</b>
<b>Stacy Davidson</b>	<b>Cleveland, MS</b>	<b>Third Congressional District</b>
<b>Calvin Neely</b>	<b>Grenada, MS</b>	<b>Fourth Congressional District</b>
<b>Scott Ross</b>	<b>West Point, MS</b>	<b>Third Supreme Court District</b>
<b>Amy Whitten</b>	<b>Oxford, MS</b>	<b>Second Congressional District</b>

**Bryce Griffis of Starkville, MS, who was appointed from the First Congressional District, will be filling the unexpired term of Jake Mills with an office ending date of May 8, 2004.**

Mr. Nicholson introduced the four new Board members and welcomed them to the Board. A copy of the Governor's announcement is included in the minutes as **Exhibit 1**.

**APPROVAL OF THE MINUTES**

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

**RESOLVED,** That the Minutes of the meeting held on April 20, 2000, stand approved.

**UNANIMOUS CONSENT (UC)**

On motion by Mr. Crawford, seconded by Ms. Garrett, and unanimously passed by those present, it was

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

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**ADMINISTRATION/POLICY**  
Presented by Dr. Thomas Layzell  
Commissioner of Higher Education

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

**RESOLVED**, That the Board hereby approves **UNANIMOUS CONSENT** items #1, #2, and #3 as submitted in the following report on Administration/Policy. Agenda item #4 was taken up later in the Board meeting. Agenda items #5, #10, and #11 were approved on a separate motion by Mr. Klumb, seconded by Mr. Crawford, and unanimously passed by those present. Agenda item #6 was approved on a separate motion by Mr. Crawford, seconded by Mr. Klumb, and unanimously passed by those present. Agenda items #12 and #13 were committee recommendations and were approved on separate motions.

**System Administration**

1. (UC) Emergency approval to re-budget categories in the Mississippi Center for Supercomputing Research Budget for The University of Mississippi was granted by Commissioner Thomas D. Layzell per *Board Policy* 701.06, as follows:

<b>Object of Expenditure</b>	<b>Current Budget 1999-2000</b>	<b>Budget Revision #1</b>	<b>Revised Budget 1999-2000</b>
Salaries, Wages & Fringe Benefits	\$ 614,795	(\$ 90,490)	\$ 524,305
Travel & Subsistence	24,000	(10,238)	13,762
Contractual Services	1,044,346	(25,586)	1,018,760
Commodities	6,000	4,428	10,428
Capital Outlay:			
Other than Equipment	0	0	0
Equipment	49,984	121,886	171,870
Subsidies, Loans & Grants (Transfers)	<u>217,192</u>	<u>0</u>	<u>217,192</u>
<b>TOTAL:</b>	<b><u>\$1,956,317</u></b>	<b><u>\$0</u></b>	<b><u>\$1,956,317</u></b>

2. (UC) Emergency approval to re-budget categories in the FY 2000 Budget for the University of Mississippi Medical Center was granted by Commissioner Thomas D. Layzell per *Board Policy* 701.06, as follows:

	<b>1999-2000 Revised Budget</b>	<b>Revision #2</b>	<b>1999-2000 Revised Budget</b>	<b>Revision #3</b>	<b>1999-2000 Revised Budget</b>
<b>Expenditures:</b>					
Personal Services	\$265,672,171	\$10,495,730	\$276,167,901	\$1,246,630	\$277,414,531
Travel	522,384	5,000	527,384	10,000	537,384
Contractual Services	96,747,534	4,350,000	101,097,534	7,200,000	108,297,534
Commodities	70,153,381	4,250,000	74,403,381	3,500,000	77,903,381
Capital Outlay:					
Other than Equipment	37,640,191	(20,100,7630)	17,539,461	(11,956,630)	5,582,831
Equipment	17,101,041	1,000,000	18,101,041	0	18,101,041
Subsidies, Loans & Grants					
Interest	3,605,327	0	3,605,327	0	3,605,327
Programs Sponsored by Outside Agencies	<u>38,906,999</u>	<u>0</u>	<u>38,906,999</u>	<u>0</u>	<u>38,906,999</u>
<b>TOTAL:</b>	<b><u>\$530,349,028</u></b>	<b><u>\$0</u></b>	<b><u>\$530,349,028</u></b>	<b><u>\$0</u></b>	<b><u>\$530,349,028</u></b>
<b>Income:</b>					
General Fund Appropriation	\$151,170,980	0	\$151,170,980		\$151,170,980
Federal Funds	38,906,999	0	38,906,999		38,906,999
Student Fees	5,223,058	0	5,223,058		5,223,058
Other, Patient Revenue	328,040,758	0	328,040,758		328,040,758
Education Enhancement Fund	5,644,233	0	5,644,233		5,644,233
Education Enhancement Reserve	<u>1,363,000</u>	<u>0</u>	<u>1,363,000</u>		<u>1,363,000</u>

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<b>TOTAL:</b>	<u>\$530,349,028</u>	<u>\$0</u>	<u>\$530,349,028</u>	<u>\$0</u>	<u>\$530,349,028</u>
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7. **Information item.** Amendment of *Board Policies and Bylaws*–Tort Claims Funds; Automobile Liability–for first reading, as follows:

**712.06 TORT CLAIMS FUND; AUTOMOBILE LIABILITY**

In order to promote the safe operation of motor vehicles in the system, the Commissioner shall develop a motor vehicle procedures manual after consultation with the Institutional Executive Officers. The manual shall be distributed to the universities and other units under the jurisdiction of the Board.

8. **Information item.** Amendment of *Board Policies and Bylaws*–New Academic Programs and Units–for a first reading, as follows:

**501.03 ~~NEW DEGREE PROGRAMS~~ NEW ACADEMIC PROGRAMS AND UNITS**

~~New degree program requests~~ Requests to establish new degree programs, colleges, schools, departments, institutes, and centers will be considered by the Board on a schedule and in accordance with guidelines and procedures to be determined by the Commissioner after consultation with the Institutional Executive Officers. In developing such guidelines and procedures, the Commissioner shall consider state, system, and institutional priorities, institutional missions, institutional performance, comparative funding, and other appropriate criteria. All ~~new program~~ requests not receiving final action by the Board within nine months from the date of the original submission must be updated and resubmitted before being considered by the Board.

9. **Information item.** Amendment of *Board Policies and Bylaws*–Environmental Report–for a first reading, as follows:

**901.0404 ENVIRONMENTAL REPORT**

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I Environmental Report satisfactory to the Board shall be completed by qualified personnel and submitted to the Board Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a “no further action” letter from the State’s Department of Environmental Quality. Wetlands or other environmental restrictions on the property are to be identified.

10. Approved resolution commending Ms. Dorothy C. Strain, Associate Director of the Mississippi Office of Student Financial Aid at the Board of Trustees of State Institutions of Higher Learning, for her accomplishments upon her retirement. **(See Exhibit 2.)**

11. Approved resolution recognizing Ms. Clare Nichols for winning a United Negro College Fund-Merck Science Initiative award. **(See Exhibit 3.)**

12. FY 2001 Appropriations.

**A motion was made by Mr. Crawford, seconded by Mr. Klumb, to approve the FY 2001 Appropriation with Option C. (See Exhibit 4.)**

**A substitute motion was made by Mr. Klumb, seconded by Ms. Garrett, to approve the FY 2001 Appropriation with Option D which raises the adjustment of the \$1.8 million to the five smaller schools from \$100,000 to \$250,000.** The substitute motion **failed** on a 4 to 7 vote with Mr. Calvin Neely absent and not voting. Board members voting for the motion were Ms. Ricki Garrett, Mr. Roy Klumb, Dr. D. E. Magee, and Ms. Virginia Shanteau Newton. Board members **voting against the substitute motion were Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Mr. Bryce Griffis, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten.**

A vote was taken on the **original motion** and it passed on a 10 to 1 vote with Mr. Calvin Neely absent and not voting. Board members voting for the motion were Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Ms. Ricki Garrett, Mr. Bryce Griffis, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, Mr. Carl Nicholson, Mr. Scott Ross, and Ms.

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Amy Whitten. **Mr. Roy Klumb was the only opposing vote.**

13. Approved the 2000-2001 Tuition and Fees.  
**A motion was made by Mr. Crawford, seconded by Mr. Colbert, to approve Dr. Thomas Layzell's recommendation authorizing all eight universities to implement a \$50 per term fee increase by Fall 2000 which would be dedicated for library or technology improvements and that this fee be considered as an offset against any future tuition increases that will be considered in upcoming years. The increase will be \$50 for full-time students and prorated for part-time students.** The motion passed on a 7 to 4 vote with Mr. Calvin Neely absent and not voting. Board members voting for the motion were: Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Mr. Bryce Griffis, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten. Board members **voting against the motion were: Ms. Ricki Garrett, Mr. Roy Klumb, Dr. D. E. Magee, and Ms. Virginia Shanteau Newton.**  
A detailed copy is included in the bound *Committee Book* in the *May 18, 2000 Board Working File*.

**INSTRUCTION/STUDENTS**

Presented by Dr. William McHenry  
Assistant Commissioner of Academic Affairs

On motion by Ms. Garrett, seconded by Mr. Crawford, and unanimously passed by those present, it was

**RESOLVED**, That the Board hereby approves Agenda Items as submitted in the following report on Instruction/Students.

**System Administration**

14. Approved request to proceed with developing a comprehensive teacher preparation policy framework to strengthen teacher preparation programs in the following areas: graduate warranties, shared responsibility, recruitment, partnerships, technologies, and quality teachers.

**PERSONNEL**

Presented by Dr. Thomas Layzell  
Commissioner of Higher Education

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

**RESOLVED**, That the Board hereby approves the following report on Personnel. **UNANIMOUS CONSENT** items were approved on a separate motion by Mr. Colbert, seconded by Mr. Klumb, and unanimously passed by those present.

The Personnel Report for May 1, 2000, is composed of **275 regular personnel actions** in the following categories:

**EMPLOYMENT**

Sullivan, Otha

**Alcorn State University**  
**Jackson State University**  
Bates, Evola C.

**Mississippi University for Women**

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Evans, Lea Helen

**University of Mississippi**

Stretch, Theresa

**University of Mississippi Medical Center**

Blake, Roger

Cofer, Edwin T.

Criddle, Frank J., III

Honaker, Thomas G., III

Thomas, Dwan (UC)

Watts, Steve A.

**University of Southern Mississippi**

Curtis, Austin

Carr, Jon C.

**TERMINATION**

**Alcorn State University**

Waters, Kathleen G.

**Delta State University**

Boswell, Pamela Kay

Burk, Deborah

Evans, Shiphrah Alicia Williams

Hailey, Willie Larry

Nixon, Dan

Ross, Mary Anne

Wilson, Lena Mae

Zachary, Tara

**Jackson State University**

Brooks, William

Christopher, Clyde

Cooper, Della

Loposer, Dan

Mathis, Johnny

Napier, Toy L.

Yang, Hai-Shou

**Mississippi State University**

Cashwell, Craig S.

**Mississippi University for Women**

Davison, Frieda

**Mississippi Valley State University**

Landry, Thomas J.

Langley, Carol

Linscomb, Subrina V.

Luciano, Salvatore R., Jr.

Lyons, Joel

Henderson, Robbye R.

Porchia, Lloyd

Wilson, Cleotha

**University of Mississippi**

Afilalo, Ari

Arnold, Vanessa D.

Ball, Dwight N.

Calhoun, Matthew

Deighton, Marilyn

Evans, Lea Helen

Farris, Rosanne

Liemer, Susan P.

Pinkston, Kathryn P.

Robinson, Terrie L.

Rogers, Cheryl M.

**University of Mississippi Medical Center**

Adams, Nancy H.

Ashley, Jon S.

Austin, Christy J.

Barlow, Walter B.

Bentley, Brad

Blanchard, Susan H.

Bolen, Francis

Brasel, Jill

Bross, Michael H.

Brown, Regina

Byrd, Thomas M.

Carroll, Bill

Chapman, Alan

Clark, Kim

Coates, Paula

Coleman, Scott

Crow, Martha W.

Dickerson, Melinda K.

Easley, Mary B.

Govani, Mahendra

Hamilton, Kathy K.

Higley, Susan

Hill, Katherine L.

Hoehner, Paul

Humphries, Joe E.

Jenkins, Donna S.

King, Darnyl M.

Kordmeirer, Kim

Lagoo, Anand S.

Lamkin, Beth

Lamothe, Paige H.

McGowan, Dianna

Meissner, Shirley

Mitchell, Catherine L.

Morris, Deborah S.

Neal, Danna K.

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Norvel, Robert  
Nuchiyom, Burin  
Osburn, Martha  
Owens, Sonya  
Patton, Lauren J.  
Perumaredda, Parvathi  
Probert, Laura  
Quilao, Mario T.A., Jr.  
Rush-Moore, Anna K.  
Sanders, Kathy  
Serlo, Matthew  
Sims, Patricia M.  
Smith, Michael J.  
Smith, Mitzi  
Smoot, Betty  
Sonnier, Bobbie Jo  
Sonnier, Stephen  
Stephan, Eileen  
Stone, David K.  
Sumlar, Kristin  
Thomas, Rebecca B.  
Triplett, Suzy  
Ventres, Steven W.  
Walley, Robin  
Watts, Reneda  
Welsh, James  
White, Elbert A., III  
Yarbrough, Benjamin W.  
Zein, Mohamed El

**University of Southern Mississippi**

Anderson, Howard N.  
Bedenbaugh, Edgar H.  
Bennett, R. Gregg  
Carter, Daniel R.  
Cox, Allen E.  
Essary, Alice  
Evetovich, Tammy K.  
Fletcher, Tyler  
Guice, John D. W.  
Jones, Jimmie J.  
Malone, Lisa  
Sanchez, Richard X.  
Sower, William A.  
Sullivan, Warren Clayton  
Webster, Porter G.  
Wheat, Edward M.  
Thompson, Michael

**Jackson State University**

Kocel, Katherine  
Liddell, Lewis  
Malluhi, Qutaibah M.  
Mitra, Debasis  
Omoregie, Idehen Mike

**EMERITUS/EMERITA STATUS**

**Delta State University**

Corley, Daniel Joel  
Hailey, Willie Larry  
Ouzts, James Wesley  
Owen, Eugene Kenyon  
Ross, Mary Anne  
Strahan, Richard Denman

**University of Southern Mississippi**

Hill, Robert B.  
Schoell, William F., III

**SABBATICAL LEAVES**

**Delta State University**

Barnwell, Marion G.

**LEAVE WITHOUT PAY**

**Jackson State University**

Fletcher, Betty Ward

**FACULTY TENURE**

**Alcorn State University**

Havard, Belinda  
Spencer, Thelma

**Delta State University**

Bentley, Joseph A.  
Cheney, Rebecca Gail  
Faulkner, Samuel P.  
Hartley, Vicki J.  
Haynes, Janice B.  
Hinton, Walter V., III  
Jennings, Garry E.  
Morgan, Chester  
Nylander, Albert, III  
Propst, Maureen G.  
Rakes, Sondra K.  
Robinson, Jerry W., Jr.  
Rutledge, Margaret M.  
Sridharan, K. P.  
Stewart, William S.

**Mississippi State University**

Armstrong, Kevin J.  
Barnett, Barry J.  
Blair, Benjamin F.  
Boyle, Carolyn R.  
Bumgardner, Joel D.  
Engelland, Brian T.

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Fabel, Andrew P.  
Glosoff, Harriet L.  
Grado, Stephen C.  
Greenwood, Allen G.  
Halpin, Regina  
Harkess, Richard L.  
House, Lisa O.  
LeClair, Debbie T.  
Lee, John E., Jr.  
Li, Michael Y.  
McDaniel, Christopher D.  
Nelson, Phillip D.  
Nowak, David G.

DeLima, Luiz G. R.  
Elkins, Stephanie  
Galli, Robert  
Hamrick-Turner, Jennifer E.  
Hardy, Kenneth J.  
Hicks, Gilliam S.  
Hosler, Jonathan P.  
Hyde, John  
Jones, Daniel W.  
Karns, Leslie  
Kastner, Joseph W.  
Kolb, James C.

Paulsen, Daniel B.  
Roberts, Scott D.  
Taylor, Christopher M.  
Thomson, John U.  
Tyler, John W.  
Uzoigwe, Godfrey N.

**University of Mississippi**

Buolamwini, John K.  
Burkhead, Ricky  
Burnham, Sonja C.  
Choinski, Elizabeth M.  
Coles, Felice A.  
Czarnetzky, John M.  
Foulkes-Levy, Laurdella  
Holland, Marjorie M.  
Lawhead, Pamela B.  
Love, Fannye E.  
McLaughlin, Richard J.  
Razzolini, Laura  
Sullivan-Gonzalez, Douglass C.  
Theilman, Gary D.  
Wilder, W. Mark  
Ziska, David S.

**University of Mississippi Medical Center**

Alemar, Gilberto  
Angel, Michael F.  
Arceneaux, Jean E. L.  
Barber, William Henry, IV  
Baumann, Michael H.  
Brown, David T.  
Brunson, Claude D.  
Buchanan, William T.  
Calvin, Rosie L.  
Cason, Zelma  
Castilla, Magolia A.  
Current, John D.  
Dautenhahn, Lawrence W.

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Magann, Everett F.  
McCluskey, William P.  
Mehta, Mahesh P.  
Miller, Margaret E.  
Moore, Charles K.  
Paul, Ian Arthur  
Peck, James E.  
Raila, Frank A.  
Rajkowska, Grazyna  
Ray, Tapati  
Seltzer, Ada  
Shaye, Robert  
Smith, Gary L.  
Smith, Patrick O.  
Streckfus, Charles F.  
Strong, Robert C.  
Stubbs, Paula  
Sullivan Sabra  
Tsao, Audrey K.  
Turner, Helen R.  
Waterer, J. Rebecca  
Woodward, LouAnn

**University of Southern Mississippi**

Bahm, Karl  
Bond, Bradley  
Caveny, Regina  
Coyne, Mary Louise  
Drummond, Jan L.  
Forster, Michael  
Harris, Elizabeth Kay  
Jaffe, Alexander  
Janes, Sharyn  
Kolbo, Jerome R.  
Lares, Jameela  
Mackamon, Douglas  
Malone, Susan  
McBride, Allan  
Mixon, Franklin G., Jr.  
Nelson, Janet S.  
Panella, Lawrence M.  
Rehner, Timothy  
Reinert, Bonita R.  
Reynolds, Allison  
Robinson, Mary  
Ross, Susan C.  
Sam-Abbenyi, Juliana  
Smithka, Paula  
Weinauer, Ellen M.

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**LEGAL**

Presented by Mr. Chuck Rubisoff  
Special Assistant Attorney General

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

**RESOLVED**, That upon review and recommendation of the Office of the Attorney General, the Board hereby approves **UNANIMOUS CONSENT** items #1 and #3. Agenda items #2 and #7 were approved on a separate motion by Dr. Magee, seconded by Ms. Garrett, and unanimously passed by those present. Agenda items #4, #5, and #6 were approved on a separate motion by Ms. Newton, seconded by Dr. Magee, and unanimously passed by those present.

**University of Mississippi Medical Center**

1. (UC) Approved request to hire the law firm of Page, Kruger and Holland to represent the University Hospitals and Clinics in the case styled *Alfred P. Bowles, M.D. vs. Dr. Thomas N. Skelton, Frederick D. Woodrell, and Dr. Andrew Parent, et al.*
2. Approved request to settle a medical malpractice claim of Brigette Townsend, in the amount of \$50,000.

**University of Southern Mississippi**

3. (UC) Approved request to hire Jon Mark Weathers as outside counsel to represent Dr. Horace Fleming, Dr. Aubrey Lucas, Dr. David Huffman, Dr. Glenn Harper, Dr. Ron Marquardt, Dr. Jerold Waltman, and Mr. Lee Gore at a rate of \$110 per hour plus any reasonable incidental expenses in the matter of *Krystek vs. USM, et al.*

**System Administration**

4. Approved payment of legal fees to outside counsel in relation to litigation, as follows:

Payment of legal fees for professional services rendered by Lawrence Bernstein (Statement dated 4/5/00) from the funds of Mississippi University for Women. (This statement represents services and expenses in connection with the MUW radio station.)

**TOTAL DUE.....\$48.75**

Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (Statement dated 3/28/00) from the funds of the University of Mississippi Medical Center. (This statement represents services in connection with the *Upshaw* case.)

**TOTAL DUE.....\$202.18**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 3/15/00) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with Tri-Span Audit— \$60,649.44 and \$39,299.64.)

**TOTAL DUE.....\$99,949.09**

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Payment of legal fees for professional services rendered by Daniel Coker Horton & Bell (Statements dated 12/28/99, 12/29/99, 3/31/00, 3/28/00, 3/30/00, 3/30/00, 3/30/00, 3/28/00, 3/30/00, 3/27/00, and 3/31/00) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with “USA, LLC – Vascular Surgeons” – \$508.00; “Surgical Reorganization” – \$880.00; “Shack” – \$19,076.05; “Review Handbook” – \$1,587.50; “Background Investigation” – \$22.44; “Practice Plan” – \$25.00; “Personnel” – \$67.50; “Drug Policy” – \$20,00; “Personnel Policy” – \$20.00; “1998 DOL Review” – \$260.00; and “*Breeden v. UMC*” – \$1,373.58.)

**TOTAL DUE.....\$23,840.07**

Payment of legal fees for professional services rendered by James K. Dukes (Statement dated 4/10/00) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the USM Golf Course.)

**TOTAL DUE.....\$9,325.88**

Payment of legal fees for professional services rendered by Bennett, Lotterhos, Sulser & Wilson (Statement dated 3/24/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Shack* case.)

**TOTAL DUE.....\$32,696.85**

Payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 4/28/00) from the funds of The Board of Trustees of State Institutions of Higher Learning. (This statement represents services and expenses in connection with the *Ayers* case.)

**TOTAL DUE.....\$21,325.07**

Ratification of payment of legal fees for professional services rendered by Martin, Tate, Morrow & Marston (Statements dated 1/31/00 and 2/28/00) from the funds of Mississippi Valley State University. (These statements represent services and expenses in connection with the NCAA investigation— \$200.00 and \$14,248.50.)

**TOTAL DUE.....\$14,448.50**

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 2/29/00) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Ray v. IHL, et al.* case.)

**TOTAL DUE.....\$17,863.96**

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 4/28/00) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Ray v. IHL, et al.* case.)

**TOTAL DUE.....\$17,603.37**

Payment of legal fees for professional services rendered by McGlinchey Stafford (Statement dated 12/15/99) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with “Harrison, etc.”)

**TOTAL DUE.....\$3,188.75**

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5. Approved payment of legal fees to outside counsel in relation to patent work for universities, as follows:

Payment of legal fees for professional services rendered by Needle & Rosenberg (Statement dated 4/3/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with obtaining a patent on "Methods for Stabilization and Renaturation of Proteins Using Nucleolar Protein B23K.")

**TOTAL DUE.....\$571.71**

Payment of legal fees for professional services rendered by Long, Aldridge & Norman (Statements dated 3/4/00, 3/31/00, 11/29/99, and 3/31/00) from the funds of Mississippi State University. (These statements represent services and expenses in connection with "U. S. Patent #.9/500,072" – \$175.44; "Optical-Reflectance..." – \$131.32; "Nematode-Upregulated" – \$525.00; "Patent Amendment #09\234,715" – \$1,788.51; "Patent No. 5,540,954" – \$640.00.)

**TOTAL DUE.....\$3,260.27**

Payment of legal fees due for professional services rendered by Wenderoth, Lind & Ponack (Statement dated 4/4/00) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the U. S. Trademark Registration of "TM: MSU and Dog Design" – \$2,644.00 and "TM: MSU (Stylized)" – \$2,140.00.)

**TOTAL DUE.....\$4,784.00**

Payment of legal fees for professional services rendered by Long, Aldridge & Norman (Statement dated 4/6/00) from the funds of Mississippi State University. (This statement represents services and expenses in connection with a U. S. patent application for invention of "Acoustic Inspection of Concrete Decks.")

**TOTAL DUE.....\$5,014.93**

6. Approved, upon review and recommendation of the Office of the Attorney General, the Litigation Report for May 1, 2000. The report is included in the bound *May 1, 2000 Board Working File*.
7. Approved settlement of a workers' compensation case styled *Verda L. Walmon vs. The University of Southern Mississippi*, in the amount of \$67,500.

**FINANCE/FINANCIAL AID/FOREIGN TRAVEL**

Presented by Mr. Jim Rhodes  
Assistant Commissioner of Finance and Administration

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

**RESOLVED**, That the Board hereby approves agenda items #1, #2, #3, and #6 of the report on Finance/Financial Aid/Foreign Travel. Agenda item #5 was approved on a separate motion by Mr. Crawford, seconded by Mr. Klumb, and unanimously passed by those present.

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**Alcorn State University**

1. Approved request to renew the food service contract with Campus Chefs for FY 2001. The cost per student will be \$22.56 per week for twenty-one meals – an increase of four cents per meal.

**University of Mississippi Medical Center**

2. Approved request to enter into a subscriber agreement with Computer Credit, Inc., (CCI) to provide printing and mailing services to debtors and mail a notice on behalf of the University Hospitals and Clinics. The agreement includes a lease from Shared Medical Systems (SMS) for an integrated collection agency transaction interface which is a subsystem of the SMS INVISION System now in place at the University Hospitals and Clinics. This lease will provide directly to CCI information from the patient records. The agreement is for the period July 1, 2000 through June 20, 2003 and will not exceed \$425,000 in any given year.
3. Approved request to employ James Major, M.D., for physician surgery services to the Lexington campus. The services rendered by Dr. Major as director of the clinic will be \$285,000 net per year beginning June 1, 2000 through June 30, 2001. The agreement has an option for two additional one-year extensions.

**System Administration**

4. **Information item.** Accepted the Quarterly Financial Report for the period ending March 31, 2000. A copy of the report is included in the *May 18, 2000 Board Working File*.
5. Approved the Quarterly Employment Report for the quarter ending March 31, 2000. A copy of the report is included in the *May 18, 2000 Board Working File*.
6. Approved the following report on Foreign Travel:

**Delta State University**

Ford, Susan Allen	Stratford-upon-Avon, United Kingdom
Ford, John R.	Stratford-upon-Avon, United Kingdom
Outlaw, Henry	Andros Island, Bahamas
Wyatt, Kent	Madrid, Spain

**Jackson State University**

Bougere, Alan A.	Montreal, Canada
Leszczynski, Jerzy	Edmonton, Canada
Mitra, Debasis	Linkoping, Sweden

**Mississippi State University**

Alpuche-Aviles, Mario A.	Merida, Mexico
Altenkirch, Robert A.	Edinburgh, Scotland
Amro, Hanan	Copenhagen, Denmark
Banicescu, Ioana	Quebec City, Canada
Barnett, Barry	Vancouver, Canada
Batista, Juan C.	Chisinau, Moldova; Cluj-Npoca, Romania; and London, England
Borazjani, Abdolhamid	Kuala Lumpur, Malaysia
Buddington, Randal K.	Stockholm, Sweden; Oslo, Norway; and Belgium
Bumgardner, Joel D.	Bristol, England
Caprio, Michael	Iguassu Falls, Brazil

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Foster, Buckley T.	Munich, Germany and Prague, Czech Republic
Freedman, Sara M.	Montreal, Canada
Friend, Alexander L.	Merida, Mexico
Garner, James	Georgetown, Guyana
Hardin, William G., III	Beijing, China
Howell, Adam	Amman, Jordan
Howell, Beverly R.	San Juan, Puerto Rico
Jordan, Jack	San Juan, Puerto Rico
Kaiser, Paul J.	Dar es Salaam, Tanzania and Bujumbura, Burundi
Karr, Bob L.	Kuala Lumpur, Malaysia
King, Roger L.	Honolulu, Hawaii
Knecht, Tom W.	San Juan, Puerto Rico
Lawrence, Gary W.	Quebec, Canada
Lestrade, Patricia M.	San Jose, Costa Rica
Lusk, Jayson L.	Vancouver, Canada
Ma, Wenchao	Copenhagen, Denmark
McDaniel, Christopher D.	Montreal, Quebec, Canada
Myloie, Joan R.	Cluj, Romania
Myloie, John E.	Cluj, Romania
Mzoughi, Taha	Guelph, Ontario, Canada
Panuska, Bruce C.	San Salvador, Bahamas
Parker, Holly M.	Montreal, Quebec, Canada
Raymond, Robert	Quebec City, Quebec, Canada
Reece, Matthew A.	San Salvador, Bahamas
Soni, Bharat K.	Rome and Ischia, Italy
Steele, W. G.	Farnham, England
Sui, Ruixiu	Tuscany, Italy
Swain, Sherry	Utrecht, Holland
Tankson, Jeanetta D.	Montreal, Quebec, Canada
Thanxton, J. Paul	Montreal, Quebec, Canada
Thomasson, J. Alex	Tuscany, Italy
Thornton, Mitchell A.	Victoria, British Columbia, Canada and Freiburg, Germany
Trotter, J. Donald	Mannheim, Germany
Tryman, Mfanya Donald	Vera Cruz and Jalapa, Mexico
Younan, Nicolas H.	Honolulu, Hawaii

**Mississippi University for Women**

Balazs, Anne L.	Buenos Aires, Argentina and Girona, Spain
Glass, William	Poland
Richardson, Thomas C.	Glasgow and Edinburgh, Scotland

**University of Mississippi**

Alidaee, Bahram	Budapest
Ana, Anjan	Prague, Czechoslovakia
Nan, Anjan	Paris, France and Saarbrücken, Germany
Bass, Henry E.	Vienna, Austria and Paris, France
Berkepile, Deron	Discovery Bay Marine Lab, Jamaica
Bobzin, Steve	Discovery Bay Marine Lab, Jamaica
Bombelli, Luca	Rome, Italy and Barcelona, Spain
Fisher, Benjamin	London, England
Gaston, Gary	South Water Caye, Belize
George, K. P.	San Juan, Puerto Rico
Glover, Fred	Aachen, Bonn, Berlin, Poznan, Budapest
Green, Nell K.	Utrecht, The Netherlands

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Halda-Alija, Lidija	South Water Caye, Belize
Hamann, Mark	Discovery Bay Marine Lab, Jamaica
Hoffman, Blaine	Queretaro, Mexico
Keiser, Edmund	South Water Caye, Belize
King, Deborah S.	Coban, Guatemala
McClelland, Ben W.	Utrecht, The Netherlands
McClelland, Susan S.	Utrecht, The Netherlands
Noble, Sarah Linda	Coban, Guatemala
Ochs, Clifford	Copenhagen, Denmark
Quinn, Anna L.	Utrecht, The Netherlands and Saarbruken, Germany
Schwab, Andreas	Toronto, Canada
Seaman, Anthony	Montreal, Canada
Shaffer, Larry	South Water Caye, Belize
Tuttle, Donald W.	Montreal, Canada
Vinson, Barbara	Vancouver, British Columbia
Webb, Virginia	NAF Atsugi, Japan
Westbrook, Jessie	Toronto, Canada
Zarzeski, Marilyn T.	Cambridge, England and Budapest, Hungary

**University of Mississippi Medical Center**

Ali, Jeffrey	Canterbury, England
Bengtén, Eva	Honolulu, Hawaii and Cairns, Australia
Christ, Elizabeth A.	Montreal, Canada
Clem, L. William	Honolulu, Hawaii and Cairns, Australia
deShazo, Richard	Quebec and Jasper, Canada
Ebeid, Makram	Strasbourg, France
Freeland, Alan E.	Bogota, Columbia
Geissler, William	Southampton, Bermuda
Gomez-Sanchez, Celso E.	Toronto, Canada
Harisdangkul, Valee	Beijing, China
Hatzivlassiou, Dimitrios	Rhodes, Greece
Ho, Ing K.	Taipei, Taiwan
Kalogeras, Konstantine T.	San Juan, Puerto Rico
Lobb, Craig J.	Cairns, Australia
Mandybur, George T.	Waikoloa Beach, Hawaii and Barcelona, Spain
Meguro, Toshinari	Interlaken, Switzerland
Miller, Norman W.	Honolulu, Hawaii and Cairns, Australia
Mohammad, Yousef	Montreal, Canada
Nasrallah, Amelia T.	Brussels, Belgium
Nasrallah, Henry	Brussels, Belgium
Nicholas, William C.	Sydney, Australia
Quiniou, Sylvie	Honolulu, Hawaii and Cairns, Australia
Shen, Qing	Toronto, Canada
Subauste, Jose S.	Toronto, Canada
Vedanarayanan, V. V.	Ottawa, Canada
Wilson, Melanie	Honolulu, Hawaii and Cairns, Australia

**University of Southern Mississippi**

Barrau, Oscar	Mexico
Barrett, Wesley	Canada
Bransderfer, Rodney	Mexico
Cannon, Gordon	Vietnam
Fay, Temple	South Africa
Fuhriman, Jay Richard	Mexico
Heinhorst, Sabine	Vietnam

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Henry, Myron S.	Budapest and England
Keusinkueld, Paula	Mexico
Janes, Sharyn	Cuba
Kuskin, William	Germany and England
Lowe, Robert	Canada
Lucas, Aubrey K.	Spain
Medina, Manuel	Mexico
Phillis, George I.	France
Sanchez, Lourdes	Mexico
Schnur, James O.	Germany
Valencia, Diana	Mexico
Walker, Royal	Egypt

**FACILITIES**

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

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

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

**Jackson State University**

1. (UC) Approved contract documents for **GS #103-161, Transitional Dorm**, and request approval and authorization for the advertisement for the receipt of bids from the Bureau of Buildings. Funds are available in the amount of \$7,000,000 from H.B. 1843, Laws of 1997.
2. Approved bids and award of contract in the amount of \$307,000 to the low bidder, Sullivan Enterprise, Inc., for **IHL #203-132, Stewart Hall Restrooms Renovation**. Funds are available in the project budget.
3. Approved initiation of two projects to enhance JSU as stated in S.B. 3120, Laws of 1996, JSU main campus improvement fund. Funds are available in the project budget.

**Mississippi State University**

4. Approved Change Order #1 in the amount of \$2,730 for **Central Mississippi Research and Extension Building Phase I & II, GS #113-077**, and request approval by the Bureau of Buildings. The change allows for removal of wet soil and replacing it with select fill material. Funds are available in the amount of \$1,500,000 from H.B. 1666, Laws of 1996, in the amount of \$1,000,000 from H.B. 1843, Laws of 1997, for a total project budget of \$2,500,000.
5. Approved Change Order #2 in the amount of \$6,981.91 for **Central Mississippi Research and Extension Building Phase I & II, GS #113-077**, and request approval by the Bureau of Buildings. The change allows for a work stoppage and re-start as directed by IHL. Funds are available in the amount of \$1,500,000 from H.B. 1666, Laws of 1996, in the amount of \$1,000,000 from H.B. 1843, Laws of 1997, for a total project budget of \$2,500,000.
6. Approved request to advertise for the receipt of bids for approximately eighty-eight acres of timber on the Coastal Plains Branch Experiment Station.
7. Approved request to advertise for the receipt of bids for approximately twenty-six acres of

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timber on the MSU Meridian Branch Campus.

8. Approved request to advertise for the receipt of bids for approximately 297 acres of timber on the John W. Starr Memorial Forest.
9. Approved bids and award of contract in the amount of \$403,528 to the low bidder, Sanderson Construction Company, Inc., for **IHL #213-125, Aquatic Facility**. Funds are available in the amount of \$441,864 from MSU EBC bonds. Bids were as follows:

<b>Contractor</b>	<b>Base Bid</b>	<b>Alternates</b>
1. Sanderson Construction Company, Inc.	\$375,036	1. \$10,071 2. \$18,421
2. Moffett Construction Company, Inc.	\$381,000	1. \$10,000 2. \$18,750
3. Conn Construction Company, Inc.	\$381,000	1. \$11,000 2. \$21,500
4. Cherokee Construction Company, Inc.	\$388,430	1. \$ 9,054 2. \$17,052
5. Sam Oswalt & Son, Inc	\$386,000	1. \$11,000 2. \$21,000
6. Rick Williams Construction Company, Inc.	\$398,965	1. \$ 8,800 2. \$18,000
7. Burks-Mordecai Builders, Inc.	\$399,610	1. \$ 9,900 2. \$17,109
8. VanLandingham Lumber Company, Inc.	\$427,887	1. \$ 9,427 2. \$25,227
9. Gillis Construction LLC	\$475,000	1. \$16,500 2. \$27,500
10. Crowson Construction Company, Inc.	\$488,000	1. \$ 9,500 2. \$21,600

10. Approved construction documents for **IHL #205-184, George D. Perry Tower Repairs**. Funds will be transferred in the amount of \$231,500 from H.B. 1675, Laws of 1999 (GS #105-277, YMCA Building Renovation) to supplement the \$92,000 from the Criss Foundation, for a total budget of \$323,500.
11. Approved Change Order #1 which adds \$33,038.40 and 143 calendar days to the contract time for **GS #105-273, '98 Classroom Renovations**, and request approval by the Bureau of Buildings. The changes include (1) compensation to the contractor for delays in start-up due to the university's being unable to vacate space, (2) revisions to the duct work in Dorman Hall, and (3) changes to the stairs in Dorman Hall. Funds are available in the amount of \$500,000 from S.B. 3254, Laws of 1998.

**Mississippi University for Women**

12. Approved bids and award of contract in the amount of \$6,400 to the low bidder, Rick Williams Construction, for **IHL #204-114, Franklin Hall Porch Stabilization**. Funds are available from the university plant fund.
13. Approved construction documents, authorize the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #104-127, Mable Ward Home Renovation**. Funds are available in the amount of \$542,000 in the project budget.
14. Approved construction documents, authorize the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #104-126, Puckett House Renovation**. Funds are available in the amount of \$661,000 in the project budget.

**Mississippi Valley State University**

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15. Approved initiation of a project to repair and renovate faculty and staff housing; appointment of project professional, Bowman & Bowman; and the establishment of an MVSU EBC to manage the project. The project budget is set at \$2.4 million.

**University of Mississippi**

16. Approved Change Order #2 in the amount of \$15,190 with an increase in time of ten calendar days for **'98 Roofing and Waterproofing, GS #107-233**, and request approval of the Bureau of Buildings. The change order will provide for additional roofing requested by the owner. Funds are available in the project budget.
17. Approved Change Order #3 in the amount of \$14,380 with an increase in time of seventy days for **'98 Roofing and Waterproofing, GS #107-233**, and request approval by the Bureau of Buildings. The change order will provide for additional roofing requested by the owner. Funds are available in the project budget.
18. Approved Change Order #4 in the amount of \$30,183.20 for **Lyceum Renovation, GS #107-204**, and request approval by the Bureau of Buildings. The change will provide for various owner requested changes. Funds are available in the project budget.
19. Approved Change Order #4 in the amount of \$1,300 with an increase in time of two days for **'98 Roofing and Waterproofing, GS #107-233**, and request approval by the Bureau of Buildings. The change order will provide for additional roofing requested by the owner. Funds are available in the project budget.
20. Approved Change Order #5 in the amount of \$10,308 for **Lyceum Renovation, GS #107-204**, and request approval by the Bureau of Buildings. The change will provide for various owner requested changes. Funds are available in the project budget.
21. Approved appointment of Fisher and Arnold, Inc., as project professional for the development and design of an **Electrical Power Generation Project, IHL #207-188**, to be built and owned by the university and operated and maintained by the university's power supplier, North East Mississippi E. P. A. Funds are available in the amount of \$7,000,000 from the University EBC bonds.
22. Approved initiation of **IHL #207-189, Dormitory Repairs**; appointment of Mills & Mills as project professionals; construction documents; and authorize the advertisement for the receipt of bids. The project calls for miscellaneous repairs to Garland Hall, Crosby Hall, Kincannon Hall, Martin/Stockard Tower, Miller Hall, Brown Hall, and Stewart Hall. Funds are available in the amount of \$400,000 from university auxiliary revenues.

**University of Mississippi Medical Center**

23. Approved Change Order #3 for **Chiller #6 and Cooling Tower #1 Replacement, GS #109-172**, with an increase in contract time of 139 calendar days with no change in the contract sum and request approval by the Bureau of Buildings. Funds are available from S.B. 3254, Laws of 1998.
24. Approved Change Order #4 for **Chiller #6 and Cooling Tower #1 Replacement, GS #109-172**, in the amount of \$5,631 with an increase in contract time of sixty-three calendar days and request approval by the Bureau of Buildings. The change will provide labor, supervision, supplies, equipment, air monitoring, and disposal as required to remove the asbestos containing insulation on the condenser water piping to the old Cooling Tower #1. Funds are available from S.B. 3254, Laws of 1998.

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25. Approved Change Order #5 for **Chiller #6 and Cooling Tower #1 Replacement, GS #109-172**, in the amount of \$47,140 with an increase in contract time of forty-five calendar days and request approval by the Bureau of Buildings. The change will provide all piping and insulation required to connect basins of Cooling Tower #8 to Cooling Tower #7 and connect over-head piping. Funds are available from S.B. 3254, Laws of 1998.
26. Approved Change Order #5 for **Hospital Renovations, '97-Phase I, IHL #209-372A**, in the amount of \$1,256 with no increase to the contract time. Funds are available from patient revenues.
27. Approved the contract documents and authorize the advertisement for the receipt of bids for **Renovate N036, IHL #209-417**. Funds are available from interest income.
28. Approve the contract documents and authorize the advertisement for the receipt of bids for **Cooling Tower Screen Wall, IHL #209-413**. Funds are available from the Medical Center EBC.

**University of Southern Mississippi**

29. (UC) Approved contract documents and authorize the advertisement for the receipt of bids for **IHL #208-248, Addition to Pete Taylor Park**. Funds are available in the amount of \$705,000 from The University of Southern Mississippi Foundation.
30. Approved construction documents, authorize advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #108-161, Security Lighting Project**. Funds are available in the amount of \$132,909.78 from S.B. 3199, Laws of 1995 and H.B. 1675, Laws of 1999.
31. Approved bids and award of contract in the amount of \$475,490 (base bid less deductive alternates #1 - #4) to the low bidder, Ray C. Weaver Mechanical Contractors, Inc., for **GS #110-075, '99 Mechanical Renovation-GCRL**, and request approval by the Bureau of Buildings. Funds are available from S.B. 3254, Laws of 1998 and H.B. 1675, Laws of 1999. Funds in the amount of \$10,000 were also transferred from GS #110-077, Campus Facilities Renovations-GCRL for a total budget of \$518,644.22. Bids were as follows:

<u>Contractor</u>	<u>Base Bid</u>	<u>Alternates</u>
1. Ray C. Weaver Mechanical Contractors, Inc.	\$527,100	1. (\$17,630) 2. (\$27,220) 3. (\$ 960) 4. (\$ 5,800) 5. (\$10,600)
2. Batchelor's Mechanical Contractors, Inc.	\$576,000	1. (\$16,000) 2. (\$35,800) 3. (\$ 1,000) 4. (\$ 5,500) 5. (\$23,800)
3. HUB Mechanical Contractors, Inc.	\$591,700	1. (\$17,878) 2. (\$46,564) 3. (\$ 935) 4. (\$ 5,650) 5. (\$ 7,910)
4. James B. Donaghey, Inc.	\$675,000	1. (\$40,000) 2. (\$57,000) 3. (\$ 850) 4. (\$ 5,136) 5. (\$10,000)
5. W. D. Rogers Mechanical Contractors, Inc.	\$680,688	1. (\$13,879) 2. (\$54,418)

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		3. (\$ 1,400)
		4. (\$ 1,700)
		5. (\$14,219)
6. MCC Mechanical	\$688,000	1. (\$31,000)
		2. (\$47,000)
		3. (\$ 900)
		4. (\$ 6,000)
		5. (\$11,500)
7. The Gottfried Corporation	\$712,000	1. (\$21,000)
		2. (\$59,000)
		3. (\$ 1,000)
		4. (\$ 6,000)
		5. (\$28,000)
8. K. E. L. Construction Co., Inc.	\$713,927	1. (\$19,191)
		2. (\$52,000)
		3. (\$ 3,000)
		4. (\$ 2,500)
		5. (\$24,670)
9. Schwegman Constructors and Engineers, Inc.	\$723,000	1. (\$28,500)
		2. (\$43,500)
		3. (\$ 1,500)
		4. (\$ 4,300)
		5. (\$15,800)
10. Air Masters Inc.	\$750,188	1. (\$15,000)
		2. (\$39,000)
		3. (\$ 1,200)
		4. (\$ 6,500)
		5. (\$12,500)
11. D. N. P., Inc.	\$822,885	1. (\$33,600)
		2. (\$53,000)
		3. (\$11,000)
		4. (\$ 6,000)
		5. (\$15,000)

32. Approved the sell of bonds to finance construction of a **Satellite Chiller Plant, IHL #208-247**, for the Wilbur Panhellenic Building and Roberts Hall area of campus in the amount of \$1,600,000 and in the additional amount of \$1,400,000 for finishing of dormitory rooms and study rooms, **IHL #208-234, Residence Hall**. Total bond sale proposed is \$3,000,000 through the SMEBC.
33. Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #210-227, Additions and Alterations to Dormitory & Residence Facilities**. Funds are available in the amount of \$412,000 from a NOAA Grant.
34. Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #210-230, Shrimp Production Research Project**. Funds are available in the amount of \$900,000 form a NOAA Grant.

**BOARD DINNER**

Ms. Ricki R. Garrett thanked Dr. Robert Khayat, Chancellor of The University of Mississippi, Dr. Wallace Conerly, Vice Chancellor for Health Affairs and Dean, School of Medicine for the University of Mississippi Medical Center, and their faculty and staff for hosting the May Board dinner.

**PRESIDENTS' COUNCIL**

Presented by Dr. Clinton Bristow, Jr., President

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1. The meeting was brought to order by President Bristow at 10:30 a.m.
2. The minutes of the previous meeting were approved.
3. Commissioner Layzell reported to the Presidents' Council on items for the afternoon agenda.
  - a. Commissioner Layzell indicated that the only major substantive items would be those before the Budget and Finance Committee. Two allocation methods for this year's legislative appropriation were circulated to the Council, and a discussion followed.
  - b. Commissioner Layzell reported on a meeting he had with the chief financial officers on approaches to funding allocation. The question is how can the process and method be improved. This will be a major topic at the upcoming Council of Presidents' retreat.
  - c. Tuition and fees will be a major subject of discussion by the Board in the Budget and Finance Committee meeting. Mississippi State University has requested a fee for library enhancement in order to achieve membership in the American Association of Research Libraries. The opportunity exists how to become a member, but Mississippi must respond expeditiously. Following discussion of the MSU concept, the council voted unanimously to request that the board allow all IHL institutions to implement this fee for library and technology enhancements.
  - d. Chancellor Khayat raised the question whether the Board must act specifically to allow The University of Mississippi to continue salary increases for Law, Pharmacy and Liberal Arts from the private funds contributed last year and designated for this purpose. The first year of such increases was last year; this will be the second year. The Commissioner indicated that he will take up the matter with the Board.
  - e. There was further discussion as to the necessity of requesting Board approval to continue in FY 2001 granting salary increases for promotions and degree completions. As indicated at the last Council meeting, institutions will be allowed to act within their own policies in this regard, but the Commissioner will bring this before the Board so that they will be at least informed on this issue. It is understood that otherwise there will be no general salary increases.
  - f. The Council members agree that the compilations of news clippings for Board meetings will be discontinued immediately.
  - g. The Council recommended that Dr. Fleming serve as interim IHL representative on the Mississippi Accreditation Council for the Mississippi Association of Colleges through October in place of Dr. Clyde Ginn, who recently retired from The University of Southern Mississippi. At the end of the October Council meeting, a delegate will be elected.
4. The Council received two resolutions forwarded by the Mississippi Association of Staff Council Organizations (MASCO) and asked Commissioner Layzell to do a cost analysis of the proposals and report findings back to the Council.
5. The Council went into executive session at 11:20 a.m. No actions were taken.

**COMMITTEE REPORTS**

**Academic & Student Affairs Committee  
Wednesday, May 17, 2000**

The Committee was brought to order by Ms. Garrett, Chair. The following items were discussed:

1. **New Academic Programs and Units Policy**  
The Committee accepted the amendment to the *Board Policies and Bylaws*—New Academic Programs and Units—for a first reading.
2. **Teacher Preparation Policy**  
On motion by Mr. Crawford, seconded by Ms. Newton, and unanimously passed by those

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present, the Committee recommended that the Board approve the request to proceed with developing a comprehensive teacher preparation policy framework.

**No further action was taken.**

The following Committee members were present: Ms. Garrett (Chair), Mr. Crawford, Mr. Klumb, Dr. Magee, Ms. Newton, and Mr. Nicholson. Mr. Colbert was absent.

**Ayers Implementation Committee  
Wednesday, May 17, 2000**

This Committee met during the Executive Session of the Board on Thursday, May 18, 2000.

**Budget & Financial Affairs Committee  
Wednesday, May 17, 2000**

The Committee was brought to order by Mr. Crawford, Chair. The following items were discussed:

3. **Outside Compensation Policy**

On motion by Mr. Nicholson, seconded by Mr. Klumb, and unanimously passed by those present, the Committee recommended that the Board approve the amendment to the *Board Policies and Bylaws*—Compensation from Outside Employment.

4. **Automobile Liability Policy**

The Committee accepted the amendment to the *Board Policies and Bylaws*—Tort Claims Fund; Automobile Liability—for a first reading.

5. **Quarterly Financial Reports**

The Committee received the Quarterly Financial Report for information purposes.

6. **Quarterly Employment Report**

On motion by Mr. Nicholson, seconded by Ms. Newton, and unanimously passed by those present, the Committee recommended that the Board approve the Quarterly Employment Report.

7. **2000-2001 Tuition and Fees**

**A motion was made by Mr. Nicholson, seconded by Mr. Crawford, to recommend authorizing Mississippi State University to implement a \$3 per semester credit hour library fee to be used for library holdings and services in order to obtain membership in the Association of Research Libraries and that this fee be considered as an offset against any future tuition increases that will be considered in upcoming years and that other institutions be given a similar option for library and technology improvements.** The motion failed on a 2 to 4 vote with Mr. Thomas Colbert absent and not voting. Board members voting for the motion were Mr. Carl Nicholson and Mr. Bill Crawford. Board members **voting against the motion were Ms. Ricki Garret, Mr. Roy Klumb, Dr. D. E. Magee, and Ms. Virginia Shanteau Newton.**

8. **FY 2001 Appropriations**

On motion by Mr. Crawford, seconded by Mr. Klumb, Option C was placed on the table for discussion.

A substitute motion was made by Ms. Garrett, seconded by Mr. Klumb, and unanimously passed by those present, recommending to the Board the FY 2001 Appropriations. The Committee also recommended that the Board choose among allocation options B, C, or any other allocation options.

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9. **Executive Session**

On motion by Mr. Klumb, and unanimously passed by those present, the Committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Newton, seconded by Dr. Magee, 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 an *Ayers* related matter.

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

The following report on the Executive Session was given by the Chair:

Update on *Ayers* related matter.

**No action was taken.**

10. **Other Business**

The Commissioner reported that no funds for general salary increases were included in the FY 2001 Appropriation. He further reported that if funds permitted the institutions planned to award increases for promotions and degree completions.

**No further action was taken.**

The following Committee members were present: Mr. Crawford (Chair), Ms. Garrett, Mr. Klumb, Dr. Magee, Ms. Newton, and Mr. Nicholson. Mr. Colbert was absent.

**Building/Facilities Committee  
Wednesday, May 17, 2000**

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

1. **University Facilities' Requests**

On motion by Mr. Crawford, seconded by Dr. Magee, and unanimously passed by those present, the Committee recommended that the Board approve the university facilities' requests. The agenda item concerning the initiation of two projects to enhance Jackson State University as stated in S.B. 3120, Laws of 1996, is contingent upon review by *Ayers* Counsel.

2. **Environmental Report Policy**

The Committee accepted the amendment to the *Board Policies and Bylaws*—Environmental Report—for a first reading.

3. **Capital Improvements Requests Process**

The Committee discussed the capital improvements requests process.

4. **Other Business**

On motion by Dr. Magee, seconded by Mr. Crawford, and unanimously passed by those present, the Committee recommended that the Board approve the MVSU financial analysis related to \$2.4 million in additional borrowing and the initiation of the project funding to be provided through the EBC mandated that net revenues from faculty and staff housing be increased to adequately address debt service.

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On motion by Dr. Magee, seconded by Ms. Garrett, and unanimously passed by those present, the Committee recommended that the Board approve the USM financial analysis related to \$3.0 million in additional borrowing and the initiation of the project funding to be provided through the EBC.

**No further action was taken.**

The following Committee members were present: Mr. Klumb (Chair), Mr. Crawford, Ms. Garrett, Dr. Magee, and Mr. Nicholson. Mr. Colbert and Ms. Newton were absent.

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**Legal Committee  
Wednesday, May 17, 2000**

The Committee was brought to order by Dr. Magee, Chair. The following discussion ensued:

5. **Executive Session**

On motion by Mr. Nicholson, and unanimously passed by those present, the Committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Ms. Newton, seconded by Mr. Crawford, 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 Workers' Compensation Case at The University of Southern Mississippi;  
Discussion of a Malpractice Claim at the University of Mississippi Medical Center;  
and  
Discussion of a Case at The University of Southern Mississippi.

**On motion by Mr. Crawford, seconded by Ms. Garrett, and unanimously passed by those present, the Committee voted to return to Open Session.**

The following report on the Executive Session was given by the Chair:

On motion by Ms. Garrett, seconded by Ms. Newton, and unanimously passed by those present, the Committee recommended that the Board approve the settlement of the case styled *Verda L. Walmon vs. The University of Southern Mississippi*.

On motion by Mr. Crawford, seconded by Ms. Garrett, and unanimously passed by those present, the Committee recommended that the Board approve the settlement of the medical malpractice claim at the University of Mississippi Medical Center.

The Committee held a discussion concerning a case at The University of Southern Mississippi.

**No further action was taken.**

The following Committee members were present: Dr. Magee (Chair), Mr. Crawford, Ms. Garrett, Ms. Newton, and Mr. Nicholson. Mr. Colbert and Mr. Klumb was absent.

**Committee Appointments and Board Meeting Schedule**

The President of the Board, Mr. Carl Nicholson, appointed committee chairs via memorandum. (See Exhibit 5.)

**A motion was made by Mr. Colbert seconded by Mr. Ross, to accept Mr. Carl Nicholson's recommendation of conducting the Committee meetings and the Board meeting all in one day.** The motion passed on an 8 to 3 vote with Mr. Calvin Neely absent and not voting. Board members voting for the motion were Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Mr. Bryce Griffis, Mr. Roy Klumb, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten. Board members **voting against the motion were Ms. Ricki Garrett, Dr. D. E. Magee, and Ms. Virginia Shanteau Newton.**

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Mr. Charles Rubisoff, Special Assistant Attorney General, will render an opinion on whether or not the time of the Board meeting must be posted prior to the meeting.

**EXECUTIVE SESSION**

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

Discussion of *Ayers* Case; and  
Discussion of the case styled *Dr. Olon E. Ray, et al. vs. Board of Trustees, et al.*

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

The following report on the Executive Session was given by the President:

Update on *Ayers* case.

Update on the case styled *Dr. Olon E. Ray, et al. vs. Board of Trustees, et al.* **A motion was made by Dr. Magee, seconded by Ms. Whitten, to file an Interlocutory Appeal at the Supreme Court Level.** The motion passed on a 7 to 3 vote with Mr. Calvin Neely and Dr. Stacy Davidson absent and not voting. Board members voting for the motion were Mr. Thomas Colbert, Ms. Ricki Garrett, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten. Board members **voting against the motion were Mr. Bill Crawford, Mr. Bryce Griffis, and Mr. Roy Klumb.**

**No further action was taken.**

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Mr. Crawford, seconded by Ms. Newton, the Board members voted unanimously 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**

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|-----------|--|
| Exhibit 1 | Letter from Governor Ronnie Musgrove announcing Board member appointments.   |
| Exhibit 2 | Resolution commending Ms. Dorothy C. Strain, Associate Director of the Mississippi Office of Student Financial Aid at the Board of Trustees of State Institutions of Higher Learning, for her accomplishments upon her retirement. |
| Exhibit 3 | Resolution recognizing Ms. Clare Nichols for winning a United Negro College Fund-Merck Science Initiative award.   |
| Exhibit 4 | FY 2001 Appropriations Option C.   |
| Exhibit 5 | Mr. Carl Nicholson's Memorandum to the Members of the Board regarding the 2000-2001 Committees.  |