

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

October 18, 1990

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session in Columbus, Mississippi, on Thursday, October 18, 1990, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on October 5, 1990, to each and every member of said Board, said date being at least five days prior to this October 18, 1990. At the above named place there were present the following members to wit: Ms. Nan McGahey Baker, Mr. Frank O. Crosthwait, Jr., Mr. Bryce Griffis, Dr. Joe A. Haynes, Mr. J. Marlin Ivey, Mr. William M. Jones, Mr. James W. Luvene, Ms. Diane Miller, Dr. Cass Pennington, Mr. Sidney L. Rushing, Mr. Will A. Hickman, and Ms. Dianne Walton. The meeting was called to order by President Will A. Hickman and opened with prayer by Dr. Cass Pennington.

Unanimous Consent

On motion by Mr. Luvene, seconded by Mr. Ivey, and unanimously passed, it was

RESOLVED, that the Board unanimously passes the items reported hereinafter that required unanimous passage.

Approval of the September 20, Minutes

On motion by Mr. Jones, seconded by Dr. Haynes, and unanimously passed, it was

RESOLVED, that the Minutes of the September 20, 1990 meeting stand approved.

Presentation by Mr. Richard Barrett

The text of Mr. Barrett's speech in opposition to Martin Luther King, Jr. Day is shown in the bound "Board Meeting Agenda, Working File Copy, October 18, 1990."

Acknowledgements

President Hickman expressed the Board's appreciation to Dr. Clyda Rent, President, Mississippi University for Women, and her staff for their hospitality and superb job in hosting the October Board meeting.

Dr. Rent introduced and thanked staff members and department heads at Mississippi University for Women who assisted in the hosting of the October Board meeting.

Dr. Rent introduced Mr. David Nichels, who has been promoted this month to Executive Director of Institutional Research; and Ms. Jayne Perkins, Registrar, who has been promoted this month to Registrar and Coordinator of Institutional Effectiveness.

President's Council

Dr. Clyda Rent, President, reported that the President's Council met at 3:00 p.m. in the Education and Home Economics Building at Mississippi University for Women. The following topics were discussed:

1. The Commissioner, Dr. W. Ray Cleere, urged the institutions to use the textbook binding services of the State Penitentiary whenever feasible.
2. The Commissioner announced that Mississippi's schools, colleges, and universities would be sponsoring and hosting local town meetings across the state for the purpose of bringing the IHL story to the general public. The locations and dates for these town meetings are as

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follows:

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<u>Date</u>	<u>City/Town</u>	<u>Location</u>	<u>Hosts</u>
Tuesday, Oct. 30	Summit	Southwest Community College Fine Arts Building	Alcorn State University
Thursday, Nov. 1	Greenville	Greenville Civic Center	Delta State University, Mississippi Valley State University
Monday, Nov. 5 Mississippi	Biloxi	Biloxi High School Auditorium	University of Southern
Tuesday, Nov. 27 University	Meridian	Meridian Community College Ivy Hall Theater	Mississippi State
Tuesday, Dec. 4	Tupelo	Tupelo High School Civic Auditorium	Mississippi University for Women, University of Mississippi

3. A report on the Mississippi Research Consortium was given by the following research directors and members of the Consortium: Dr. Ralph Powe, Mississippi State University; Dr. Betty Fletcher, Jackson State University; Dr. Karen M. Yarbrough, University of Southern Mississippi; Dr. Michael Dingerson, University of Mississippi; and Dr. Franklin Jackson, Alcorn State University.
4. It was announced that a seminar on student retention will be held for institutional representatives.

Presidents' Reports

Reports were given by the following presidents: Dr. Clyda Rent, Mississippi University for Women; Dr. Aubrey Lucas, University of Southern Mississippi; Dr. William Sutton, Mississippi Valley State University; Dr. Donald Zacharias, Mississippi State University; Dr. Carol Surles, Vice President, Academic Affairs, for Dr. James Hefner, Jackson State University; Dr. R. Gerald Turner, University of Mississippi; Dr. Walter Washington, Alcorn State University; and Dr. Kent Wyatt, Delta State University.

Administration and Policy

Presented by Dr. W. Ray Cleere, Commissioner

System Administration

1. Final Vote for Formal Adoption of Five (5) Policies.

On motion by Mr. Griffis, seconded by Mr. Luvane, and unanimously passed, it was

RESOLVED, that the Board hereby approves and adopts the following five policies that were presented at the September 20, 1990 Board meeting as follows:

402.04 PROFESSIONAL LEAVE As stated by statute:

Subsequent to May 14, 1984, any member who is granted professional leave without compensation for professional purposes directly related to the employment in state service shall receive creditable service for the period of professional leave without compensation provided:

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- a. The professional leave is performed with a public institution or public agency of this state, or another state or federal agency;
- b. The employer approves the professional leave showing the reason for granting the leave and makes a determination that the professional leave will benefit the employee and employer;
- c. Such professional leave shall not exceed two (2) years during any ten-year period of state service;
- d. The employee shall serve the employer on a full-time basis for a period of time equivalent to the professional leave period granted immediately following the termination of said leave period;
- e. The member shall pay to the retirement system the actuarial cost as determined by the actuary for each year of professional leave;
- f. Such other rules and regulations consistent herewith as the board may adopt and in case of question, the board shall have final power to decide the question.

Miss. Code Ann., Section 37-101-109 (Supp. 1990).

801.02 EMPLOYMENT OF RELATIVES:

- A. No individual shall be employed in a department or unit under the supervision of a relative who has or may have a direct effect on the individual's progress, performance or welfare.
- B. For the purpose of this policy, relatives are defined as husbands, wives, parents and children, brothers, sisters, and any in-laws or any of the foregoing.
- C. This section does not apply to any employee who shall have been in said department or institution prior to the time his or her kinsman, within the third degree, became the head of said department or institution or member of the board of trustees. Miss. Code Ann., Section 25-1-53 (Supp. 1990).
- D. An employee who falls within (C) shall have all matters dealing with the individual's progress, performance, welfare, assignment, salary, tenure or promotion decided by the next highest administrative officer upon approval of the Board.

801.11 WITHHOLDING OF PAY

No deductions shall be made from the pay checks of employees unless they are required by law, relate directly to institution sponsored insurance or benefit plans or programs, are to satisfy any financial obligation to the institution of employment or are for recognized charities for which the institution has previously granted approval and which directly or indirectly benefit the institution of employment (such as the United Way, American Heart Association and the like).

No deductions are allowed for professional association dues, commercial products or ventures or insurance or benefit plans not specifically approved in advance as an

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authorized benefit provider sponsored by the institution, subject to board approval.

The limitations are necessary in order to limit the work load and costs incurred by the payroll-computer services facilities of the institution.

805.08 OFFICIAL HOLIDAY

"Unless the occasion requires otherwise, all offices are closed on the Fourth of July, Labor Day, Thanksgiving Day, Christmas Day, New Year's Day, and **Martin Luther King, Jr. Day**. Other days may be designated as holidays by the institutional executive officer."

901.0503 COED DORMITORIES

"The Board declares itself in opposition to coeducational dormitories at the various institutions and hereby directs the institutional heads not to approve joint housing facilities on campus for undergraduate single students of opposite sexes. **Any exceptions shall be approved by the Board.**"

Other: (1) Mr. Hickman requested that IHL staff draft a report outlining the procedures for changing the System of Universities' holiday schedule and mail to the Board for review. Final procedures are to be brought to the Board for approval at the November, 1990 Board meeting.

(2) *IHL staff will submit to the Board in November, 1990 a list of dorms that have been approved in the past as exceptions to Board policy "901.0503, Coed Dormitories."*

(3) *IHL staff will submit to the Board in January, 1991 the following revised Board policies that relate to promotions, tenure, rank, grievances, and student appeal: 401.01 through 401.07 and 610.01.*

2. Approve Resolution for ITFS.

Upon motion by Mr. Luvene, seconded by Mr. Jones, and unanimously passed, it was

RESOLVED, that the Board hereby approves the resolution shown as **EXHIBIT 1** which limits and restricts the authority of the Mississippi Board of Trustees of Mississippi State Institutions of Higher Learning's representative appointed and serving as a director on the Board of Directors for Mississippi Ednet Institute, Inc. This resolution will rescind the resolution shown as **EXHIBIT 5** in the Minutes of the August 16, 1990 Board meeting.

Personnel

Presented by Ms. Ann Homer Cook, Associate Commissioner

On motion by Mr. Ivey, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following report on Personnel which is composed of 139 actions in the categories of: Employment - 81; Change of Status - 21; Termination - 34; Leave of Absence - 1; and Emeritus/Emerita - 2.

Employment of Personnel

(Alcorn State University)

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Anderson, Juliet
Bradford, Liz
Granger, Kelvin C.
Jones, Herbert
Jones, Marita
Kumar, Ravinder
Lias, Lorraine
Parker, Deann
Reed, Gretchen A.
Roberts, Ernest
Rogers, Leslie
Smith, Claver J.
Smith, Robert Lee
Stokes, Edward
Todd, Mary Ann
Watts, Sandra E.
White, Polly Ann

(Delta State University)

Barry, Peter
Bays, Barry Thomas III
Collins, Timothy O-Lynn
Hayes, Carol A.
Henley, Jessie
McClellan, Mary Elizabeth
Payne, Connie
Spencer, Kim McLean
Strickland, Virgil
Tatum, Billy G.
Taylor, Cindy Flanagan
Whelan, Michael

(Jackson State University)

Ahang, Huazhong
Alegria, Mauricio
Bishop, Darice
Brookins, Geraldine
Burton, Otha
Coleman, Mary
Daley, Charlotte
Drew, Nancy
Feazell, Fred
Heard, Pamela
Jackson, Bonnie
Leszczynski, Jerzy
McCord, Charline
Mofidi, Hossein
Moore, Pamela
Rankin, Barbara
Roberts, Geraldine
Rollins, Bernice

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Spencer, Hattie
Terney, William
Yang, Jen Rong
Young, Billie
Young, Gene

(Mississippi State University)

Adams-Price, Carolyn E.
Andrews, Ann P.
Buehler, Linda
Carte, Karen J.
Cole, Mary Katherine
Khadhiri, Raidh
Little, Randall D.
Pledger, Tobi
Schoenholtz, Stephen H.
Thompson, Leland
Walls, Stephen B.

(Mississippi Valley State University)

Nagappa, Hosalli Y.

(University of Mississippi)

Bakenhus, Douglas E.
Dean, Wanda L.
Gowdy, Robert C.
Kiger, Joseph C.
Richardson, Murphy A.

(University of Southern Mississippi)

Anderson, Delia M.
Bain, Sherry K.
Blossom, Mary Helen
Branton, Dorothy Ann
Evans, MaryBeth
Hartman, Sherry L.
Huch, Donald W.
Jackson, Robert
Krell, Lynn
McDowell, Lida G.
Schaser, Dorothy
Tisdale, Martha R.

Change in Status of Personnel

(Alcorn State University)

Bailey, Shirley
Pierce, Debra
Smith, Joyce

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(Jackson State University)

Ahire, Sanjay
Hurns, Walter
Saunders, Doris
White, William

(Mississippi State University)

Buehring, Normie W.
Irvin, Lemond D.
Lane, James R.

(Mississippi University for Women)

Nickels, David
Perkins, Jayne

(University of Mississippi)

Edmonds, Mike L.
Fuller, Nancy F.

(University of Southern Mississippi)

DeChiaro, John P.
Holliman, W. Bruce
Huch, Mary
Hynes, Frank
Johnson, Sue Ellen
McMillen, Neil R.
Morrison, Carol S.
Nettles, Ronald E.

Termination of Personnel

(Jackson State University)

Allen, Janelle
Anthony, Elayne
Bryant, Ester
Gill, Sharon
Givhan, Angela
Givhan, Reginald
Green, Oridessa
Howell, Walter
Jackson, Elaine
Lindsey, Reginald
Liu, Yue-Sheng
Myers, Lena
Simms, Bobbie
Stokes, Sonja
Thomas, Ruth

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Thompson, I. D.

(Mississippi State University)

Bolinger, Dean R.
Crosby, Martin D.
Edmisten, Keith L.
Golden, Dennis L.
Ma, Mark S.
Randolph, Thomas C., Jr.
Rice, Robert W.
Tyson, Greta E.

(University of Mississippi)

Dauphine, James G.
Gundavajhala, Anand
Mahadevan, Karthikeyan
Williams, Lucius L., Jr.

(University of Southern Mississippi)

Allen, Michael T.
Boone, Barbara G.
Gleason, John L.
Haywood, Barry P.
Jaeger, Michael A.
Kinsler, Mark R.

Leave of Absence

(Jackson State University)

Harrison, Alferdteen

Emeritus/Emerita

(University of Mississippi)

Longest, William D.
Wooten, Kenneth L.

Information: Ms. Cook reported 184 total personnel actions for the month of October, 1990 which included 139 for the eight universities, 9 for Athletics, and 36 for the University of Mississippi Medical Center. The personnel action summary by race and gender for the eight system universities as presented by Ms. Cook is as follows:

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**PERSONNEL ACTION SUMMARY BY RACE AND GENDER
October 18, 1990**

SUMMARY	T	BM	BF	WF	WM	OM	OF
Employment	81	7	18	29	21	5	1
Change of Status	21	3	4	5	8	1	0
Termination	34	4	11	2	13	4	0
Sabbatical	0	0	0	0	0	0	0
Leave of Absence	1	0	1	0	0	0	0
Emeritus/Emerita	2	0	0	0	2	0	0
Total	139						

Note: Table does not include personnel actions for Medical Center and Athletics.

Athletic Personnel Actions: Total - 9
Employment - 2 (BM), 2 (WM), 1 (WF)
Termination - 2 (BM), 2 (WM)

Medical Personnel Actions: Total - 36
Employment - 1 (BM), 5 (WM), 6 (WF), 2 (OM)
Change of Status - 4 (BF), 5 (WM), 4 (WF)
Termination - 1 (BM), 6 (WM), 1 (OM)
Sabbatical - 1 (WF)

Medicine

Presented by Ms. Ann Homer Cook, Associate Commissioner

On motion by Mr. Ivey, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following report on Medicine.

Personnel - University of Mississippi Medical Center

Ms. Cook reported that the University of Mississippi Medical Center had the following personnel actions: Employment - 14; Change in Status - 13; Terminations - 8; and Sabbatical - 1.

1. **(Employment of Personnel)**

Aleman, Pedro P.
Ball, Sheldon S.
Boyte, William Richard
Clemmer, David K.
Chawla, Anwantbir S.
Cox, Lesa M.
Freedle, Jenny A.

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Graham, W. P.
Hinsz, Verlin B.
Jackson, Kathy Maples
O'Connell, John B.
Ruffner, Suzanne M.
Santoro, Tammy
Taylor, Susan Henry
Vaughan, Thomas A. J.

2. **(Change of Status)**

Agnew, Samuel G.
Anderson, Ann Albert
Ashley, Dorothy D.
Brantley, John
Bruce, David L.
Calvin, Rosie L.
Crow, Dorothy P.
Hoskins, Beth
May, Robert A., Sr.
Norman, Patricia F.
Packa, Donna Rogers
Richardson, John David
Scott-Conner, Carol E. H.
Wright, Maude A.

3. **(Termination)**

Brown, Edwin G.
Capra, Norman F.
Dalton, Martin L., Jr.
Forster, Jeffrey
Fuchs, Paul
Kelly, Jeffrey A.
Shirota, Tsunemichi
Simon, Kenneth B.

4. **(Sabbatical)**

Evers, Janella M.

5. Proposed Revisions to the Medical Staff Rules and Regulations.

On separate motion by Mr. Griffis, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following revisions to the Medical Staff Rules and Regulations which were approved by the Accreditation and Bylaws Committee on June 11, 1990 (*Presented directly to the Executive Committee), approved by the Executive Committee on July 11, 1990 (*Approved September 5, 1990), and approved by the Medical Staff on September 27, 1990. These revisions are recommended by the Chancellor and Vice Chancellor for approval by the Board.

ADD UNDERLINED PARTS. DELETIONS NOTED.

A. ADMISSION AND DISCHARGE OF PATIENTS

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3. A member of the medical staff shall be responsible for the medical care and treatment of each patient in the hospital, for the prompt completeness and accuracy of the medical record, for necessary special instructions, and for transmitting reports of the condition of the patient to the referring practitioner and to relatives of the patient. The resident staff shall participate in the care of the patient, when appropriate to a professional graduate education program, in compliance with these bylaws, rules and regulations. Supervision of resident staff shall, at all times, remain the responsibility of the appropriate faculty practitioner or the attending medical staff member to whom care of the patient is assigned. Whenever these responsibilities are transferred to another staff member, a note covering the transfer of responsibility shall be entered on the order sheet of the medical record.

19. *...Provisional anatomic diagnoses shall be recorded on the medical record within twenty-four hours and the complete protocol should be made a part of the record within sixty days. **(Delete three months and add sixty days)**

B. MEDICAL RECORDS

1. The attending practitioner shall be responsible for the preparation of a complete and legible medical record for each patient in accordance with hospital policy and procedure for medical record documentation as approved by the executive committee. Its contents shall be pertinent and current. This record shall include, when reasonable and the patient's condition warrants, identification data; complaint, personal history; family history; summary of the patient's psychosocial needs (age appropriate); history of present illness; physical examination; special reports such as consultations, clinical laboratory and radiology services, and others; provisional diagnosis as well as a statement of the course of action planned for the patient while in the hospital; medical or surgical treatment with periodic review of the planned course of action, and documentation of changes in the course of action, will be made when appropriate; operative report; pathological findings; progress notes; final diagnosis; condition on discharge; summary of discharge note; clinical resume; and autopsy report when performed.

2. A complete admission history and physical examination shall be recorded within twenty-four hours of admission, including a statement of conclusions or impression drawn from the admission history and physical examination. ...

6. *...Operative reports shall be written (or dictated) immediately **(Delete within twenty-four hours and add immediately)** following surgery for outpatients as well as inpatients and the report promptly authenticated by the surgeon and made a part of the patient's current medical record.

13. ...Discharge summaries shall be authenticated by the signatures of the attending physician and the physician dictating the summary. The final progress note or discharge summary should note appropriate instructions related to physical activity, medication, diet, and follow-up care shall be documented in the clinical resume.

C. GENERAL CONDUCT OF CARE

1. ...In addition to obtaining the patient's general consent to treatment, specific consents that require informing the patient of the nature of the risks inherent in any special treatment or surgical procedure shall be obtained, and documented in the medical record by the responsible practitioner. ...

2. All orders for treatment shall be in writing. A verbal order shall be considered to be in writing if dictated to a licensed nurse or other hospital employee who is licensed or otherwise appropriately credentialed as determined and approved by the executive committee of the medical staff and functioning within her sphere of competence and authenticated by the responsible practitioner or appropriate member of the house staff. **...Delete the following sentence: Only licensed nurses may be authorized to accept verbal orders.**

D. GENERAL RULES REGARDING SURGICAL CARE

2. A patient admitted for dental care is a dual responsibility involving the dentist and attending physician member of the medical staff (see exception D.2.(b)(1)).

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- (b) Physicians' responsibilities:
 - (1) A medical history pertinent to the patient's general health;
 - (2) A physical examination to determine the patient's condition prior to anesthesia and surgery;
 - (3) The supervision of the patient's general health status while hospitalized.

Changed to:

- (b) Physicians' responsibilities:
 - (1) A medical history and a physical examination (exception to qualified oral and maxillofacial surgeons may do their own histories and physicals);
 - (2) The supervision of the patient's general health status while hospitalized.

F. EMERGENCY SERVICES

- 3. An appropriate medical record shall be kept for every patient receiving emergency service and be incorporated in the patient's hospital record if such exists. The record shall include:...
 - (c) Pertinent history of the injury or illness including the patient's vital signs and details relative to first aid or emergency care given the patient prior to his arrival at the hospital;...

Legal

Presented by Mr. Robert Gibbs, Deputy Attorney General
Ms. Carol Edds, Special Assistant Attorney General

On motion by Mr. Griffis, seconded by Mr. Crosthwait, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following Legal agenda item.

University of Southern Mississippi

- 1. Approval of Lease Addendum Between the Biloxi Port Commission, the City of Biloxi, Point Cadet Development Corporation and the Board of Trustees of State Institutions of Higher Learning Covering Approximately 2.14 Acres for the Construction of a Parking Lot. Lease Addendum is shown in bound "Board Meeting Agenda, Working File Copy, October 18, 1990."

Other: Mr. Hickman asked for a report from the Point Cadet Committee on the status of negotiations and proposals related to the University of Southern Mississippi Point Cadet lease.

On separate motion by Mr. Griffis, seconded by Ms. Miller, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following Legal agenda items.

University of Mississippi Medical Center

- 2. Request Board Approval to Hire Outside Patent Attorney Counsel, Wenderoth Lind and Ponack, Southern Building, Suite 700, 805 15th Street, NW, Washington, D. C. 20005. Three professors have developed several potential concepts and procedures that need patent protection.

System Administration

- 3. Payment of Legal Fees to Outside Counsel and Payment of Witness Fee.

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Payment of witness fees to Mary Hadaway for testimony on April 23, 1990 in Lowndes County Chancery Court from the funds of Mississippi University for Women. (This statement represents witness fee for testimony in Lucille Duncan Smith will probate case.)

TOTAL DUE \$60.00

Payment of legal fees for professional services rendered by Fuselier, Ott, McKee & Shivers, P.A. (Statements dated September 1, 1990) from the funds of The University of Mississippi Medical Center. (These statements represent services in regard to the suit filed by the Union; MASE/CWA and Robert McDonald v. UMC; and University President's Seminar, respectively.)

#2554 \$5,523.73
#2555 9,921.04
#2556 750.00

TOTAL DUE \$16,194.77

4. Litigation Report

The current status of pending litigation was presented. The Litigation Report, September 31, 1990 is included in the bound "Board Meeting Agenda, Working File Copy, October 18, 1990."

Other: Mr. Gibbs introduced Ms. Maudine Eckford, newly hired Special Assistant Attorney General who will lead the IHL legal team, stated that she looked forward to her new responsibilities and working with the Board.

Finance/Financial Aid/Foreign Travel

Presented by Dr. Lucy Martin, Assistant Commissioner
Office of Finance

On motion by Ms. Walton, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following report on Finance/Financial Aid/Foreign Travel.

Alcorn State University

1. Approve Budget for Cooperative Extension Program, October 1, 1990 Through September 30, 1991.

<u>Description</u>	<u>Revised Budget 1989-90</u>	<u>Increase/ Decrease</u>	<u>Budget 1990-91</u>
<u>Revenue</u>			
1. State Appropriation	\$ 118,558	0	\$ 118,558
2. Federal Appropriation	\$1,131,140	0	\$1,131,140
3. Other Sources			
A. SRDC	\$ 12,002	0	\$ 12,002
B. Carryover			
-Federal	\$ 105,000	- 63,780	\$ 41,219
-State	\$ 70,750	- 53,250	\$ 17,500
Totals	\$1,437,450	-117,031	\$1,320,419

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2. Approve Budget for U.S.D.A. Research Program, October 1, 1990 Through September 30, 1991.

<u>Description</u>	<u>Revised Budget 1989-90</u>	<u>Increase/ Decrease</u>	<u>Budget 1990-91</u>
<u>Revenue</u>			
1. Federal Appropriations:	\$1,451,462	0	\$1,451,462
2. Other Sources:			
A. Miss. State	35,000	0	35,000
B. Fed. Carryover	54,356	0	54,356
Totals	\$1,540,818	0	\$1,540,818

University of Southern Mississippi

3. Approval to Assess Course Fees in School of Nursing: NSG 313 - \$10, Supplies for Skills Laboratory; NSG 427 - \$5, Cost of NLN Achievement Exam; NSG 490 - \$30, Cost of NLN NCLEX Exam Plus Shipping and Handling Charges. Approval for Deletion of Course Fees in School of Nursing: NSG 403 - \$2, Student Handbook; NSG 429 - \$19, Cost of NLN Comprehensive Exam Not Given in This Course.

System Administration

State Medical Education Loan Program

4. Declare **Thomas Sanders** in Breach of Contract, Effective September 1, 1990. Mr. Sanders withdrew from dental school.

Approve a Change in the Repayment Schedule for **James B. Williams, D.M.D.** whereby Dr. Williams' will pay \$275 per month beginning, October 1, 1990, through September 1, 1991. Beginning October 1, 1991, Dr. Williams payments will escalate to \$550 a month until his account is paid in full.

Teacher Education Program

5. Declare **Thomas H. Britt** in Breach of Contract, Effective September 1, 1990. Mr. Britt failed to complete degree requirements for teacher certification.
Declare **Sherry R. Ellis** in Breach of Contract, Effective September 1, 1990. Ms. Ellis relocated in Alabama prior to fulfilling her teaching obligation in Mississippi.

Approve an Agreement Between the Board of Trustees of State Institutions of Higher Learning and **Mr. Michael D. Lee**, Effective October 1, 1990, to supersede the original Critical Area Teacher Retraining Contract with Mr. Lee. The Agreement requires Mr. Lee to accept employment at the Mississippi School for the Deaf if he is offered a position in the future; otherwise, he would be excused from the terms of his service contract due to conditions beyond his control. When the Mississippi School for the Deaf was placed under the authority of the State Board of Education, the staff was realigned and Mr. Lee was released. Had it not been for that action, Mr. Lee would have been able to fulfill the terms of his Contract.

Requests for Foreign Travel

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(Mississippi State University)

Andrews, C. Hunter	Bujumbura, Burundi
Bell, J. Thomas	Trinidad, West Indies
Benton, Gary J.	Toronto, Canada
Delouche, James C.	Dakar, Senegal
Delouche, James C.	Bangkok, Thailand
Elam, William W.	Delhi, India
Harkness, John E.	Toronto, Canada
Harris, F. A.	Freeport/Nassau, Bahamas
Head, Robert B.	Nassau, Bahamas
Khadhiri, Riadh	Baghdad, Iraq - Unanimous Consent
Kurtz, Mark Edward	Melbourne, Australia
Layton, Blake	Freeport/Nassau, Bahamas
Leyden, Dennis R.	Budapest, Hungary
Mastin, C. Wayne	Barcelona, Spain
Miller, W. Frank, Jr.	Tegucigalpa and San Pedros Sula
Myroie, John	San Salvador Island, Bahamas
Pace, Michael	San Salvador Island, Bahamas
Purchase, H. Graham	Acapulco, Mexico
Reid, Milton Roy	Freeport/Nassau, Bahamas
Richards, Douglas P.	Islamabad, Pakistan
Richards, Douglas P.	Hyderabad, India
Schwabe, Stephanie	San Salvador Island, Bahamas
Tsai, Tan Huan	Budapest, Hungary
Webster, Cynthia	New Delhi, India
Williams, Michael R.	Freeport/Nassau, Bahamas
Wilson, Julie C.	Montreal, Canada - Unanimous Consent

(University of Mississippi)

Dupper, Michael A.	Tokyo, Japan
Conlon, Sumali	Waterloo, Canada
Roy, Ronald A.	Kuala Lumpur, Malaysia
Mayerle, Roberto	Hannover, Germany

(University of Mississippi Medical Center)

Agnew, Samuel G.	Toronto, Canada
Culpepper, R. Dale	Davos, Switzerland and Salzburg, Austria
Ho, I. K.	Acapulco, Mexico
Hughes, James L.	Toronto, Canada
Hughes, James L.	Berlin, Germany
Hughes, James L.	Davos, Switzerland (from Berlin, Germany)
Norman, Joe R.	Toronto, Canada

(University of Southern Mississippi)

DePree, C. Marc	Vancouver, British Columbia, Canada
Goodman, Ralph R.	LaSpezia, Italy
Hall, James L.	Victoria, Canada

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Huch, Mary H.	Georgetown, Guyana
Kaul, Arthur J.	United Kingdom
Polk, Noel	Tokyo, Japan
Tuel, Merritt	Bermuda

Athletics

Presented by Dr. Lucy Martin, Assistant Commissioner
Office of Finance

On motion by Ms. Baker, seconded by Ms. Walton, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following report on Athletics.

Employment of Personnel

(Mississippi State University)

Eatman, Timothy
Stewart, Tracy L.

(University of Mississippi)

Alexander, Eugene D.
Peck, Paul G.

(University of Southern Mississippi)

Lambeth, Doug

Termination of Personnel

(Mississippi State University)

Norwood, Jeff

(University of Mississippi)

Adams, James E.
Harrell, Maurice P.

(University of Southern Mississippi)

Rhees, Brian

Instruction/Students

Presented by Dr. Lucy Martin, Assistant Commissioner
Office of Finance

Upon motion by Mr. Griffis, seconded by Mr. Jones, and unanimously passed, it was

RESOLVED, that the Board hereby approves the following report on Instruction/Students.

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Mississippi State University

1. Request Permission to Change Name of Department of Sociology and Anthropology to the Department of Sociology, Anthropology and Social Work.

Facilities

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

On motion by Mr. Griffis, seconded by Mr. Crosthwait, **with Mr. Jones abstaining from voting on the following Item #36 submitted by the University of Southern Mississippi regarding the Kappa Alpha Housing Corporation**, it was

RESOLVED, that the Board hereby approves the following report on Facilities.

Alcorn State University

1. Approve Change Order #3 in the amount of \$10,258 for Stadium Phase III - Site Work, GS #101-131 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change provides for the addition of 1,690 linear feet of header curb along the lower edge of parking area pavement together with eight four feet wide concrete flumes. Funds are available in the project budget.

Delta State University

2. Approval to Purchase a 30.1 Acre Tract of Forest Land in Tallahatchie County for the Amount of \$16,969.99. This land is east of Highway 35 in Section 36, T23N, R2E. Funds for this purchase are available in Plant Fund 61, General Campus.
3. Approve Change Order #7 in the amount of \$518 for Nursing School Renovations GS #102-122 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will add a curb and drainage pipe to the North end of the site. Funds are available in the project budget.
4. Approve Change Order #1 for Exxon Lighting Retrofit, GS #102-130 and request approval by the Bureau of Buildings, Grounds and Real Property Management. There will be no cost involved with the change. The contract will be lengthened by thirty (30) days.
5. Approve Change Order #1 in the amount of \$3,813 for Waterproofing Cleveland and Ward Halls, GS #102-135 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will repair terra cotta cornice on Cleveland Hall, install copper flashing and waterproof membrane at the junction between the gutter and the terra cotta on entire perimeter of the upper portion of the building. A transfer of funds from GS #102-120 contingency is requested to cover the change.

Jackson State University

6. Approve Request to Purchase the Avery Property Previously Owned by Mississippi State University Development Foundation. This property is located off Terry Road and Adjoins the Jackson State University Campus. The University requests permission to purchase the subject property at the appraisal value of \$155,500.
7. Approve Requisitions for Charges Associated with the Jackson State University Honors Dormitory Project in the Amount of \$207,518.62.

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Canizaro Trigiani Architects	\$ 10,199.90
Mac's Construction Company, Inc.	183,572.10
Ladner Testing Laboratories, Inc.	180.00
Watkins Ludlam & Stennis	7,082.50 *
 TOTAL	 \$201,034.50

*President's Report reported an incorrect amount of \$13,566.62.

8. Construction of Phase II Honors Dormitory Project at Jackson State University by Dickerson Construction Company in the Amount of \$2,143,635.
9. Approve the Resolution Shown as **EXHIBIT 2** Which Authorizes the President of the Board and the Commissioner to Execute and Deliver Any Required and Appropriate Amendments or Supplements to the Jackson Redevelopment Authority to Reflect the Purchase of Additional Pearl Street Properties for Use in the Honors Dorm Project.
10. Approve the Appointment of Encon, Inc. of Jackson, Mississippi to Provide Professional Services for GS#103-119, '91 Roofing Program and Request Approval of Bureau of Buildings. Total funds available are \$275,000.
11. Approve the Appointment of EMC/ERC, a Joint Venture of Butler/Jennings, Jackson, Mississippi, to Provide Professional Services for GS#103-120, '91 Mechanical Program and Request Approval of Bureau of Buildings. Total funds are available in the amount of \$170,000.
12. Approve the Appointment of Madison-Madison International of Jackson, Mississippi to Provide Professional Services for GS#103-121, Ayer Hall Stabilization and Request Approval of Bureau of Buildings. Total funds available are \$400,000.

Mississippi State University

13. Approval for An Oil, Gas and Mineral Lease on Property Located in Oktibbeha County, Mississippi. Sealed bids were opened on September 27, 1990 at 10:00 a.m. Bids were as follows:
 1. Mr. T. L. Gibbs, Inc., of Monroe, LA for 71.56 acres of property located in Section 15, T19N, R15E, Oktibbeha County, Mississippi in the amount of \$2,450.00.
 2. HPS Oil and Gas Properties, Inc., of Lafayette, LA for 71.56 acres of property located in Section 15, T19N, R15E, Oktibbeha County, Mississippi in the amount of \$2,048.40.

The lease is a five-year lease with a \$2.00 per acre delay rental.

14. Removal of Two School of Forest Resources Buildings from the Inventory of Mississippi Agricultural and Forestry Experiment Station.

<u>Inv.</u> <u>No.</u>	<u>Description</u>	<u>Square</u> <u>Footage</u>	<u>Year</u> <u>Built</u>	<u>Original</u> <u>Cost</u>
E-143	Frame Residence at Forest Headquarters, Highway 25 S	1,167	1939	\$10,500
E-202	Frame Garage at Forest			

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Headquarters, Highway 25 S 420 1939 350

15. Removal of a Building at Black Belt Branch Experiment Station in Brooksville from the Inventory of Mississippi Agricultural and Forestry Experiment Station.

<u>Inv.</u> <u>No.</u>	<u>Description</u>	<u>Square</u> <u>Footage</u>	<u>Year</u> <u>Built</u>	<u>Original</u> <u>Cost</u>
R-18	Old Laying House	4,080	1953	\$4,200.00

16. Request that University Village, the Married Student Housing Complex, be Renamed D. W. Aiken Village in Honor of Dr. Durwood W. Aiken Who Was the First Chief Student Affairs Officer at Mississippi State University. Dr. Aiken was Dean of Students from 1952 until 1967 and was the First Vice-President for Student Affairs at the University. Dr. Aiken's leadership and vision helped establish a support system for students that have given Mississippi State University a distinctive character and environment, and under his leadership the foundation for the current Division of Student Affairs was established.
17. Approve Contract Documents for Project GS 105-224, 1990 Asbestos Program, and Request Approval from the Office of Buildings, Grounds and Real Property Management to Advertise and Receive Bids. Funds are Available in the Project Budget in the amount of \$350,000. This project will remove the remaining asbestos from Hand/Chemical Lab and remove asbestos from piping under McCain Engineering Building.
18. Approve Bids and Request Approval and Award of Contract by the Office of Building, Grounds and Real Property Management to the Low Bidder, McLain Plumbing and Electrical, for GS 105-211, McCain Engineering Renovations, in the Amount of \$485,000. Additional funds will be transferred from GS 105-202, 1988 Bond Sale, to Increase the Budget to \$525,000. **Unanimous Consent**
19. Approve the bids for 1988 Repair and Renovation Program, GS #113-051 (F&E) and request approval and award of contract by the Bureau of Buildings, Grounds, and Real Property Management to the low bidders, Drew Resource Corporation, Berkley, California in the amounts of \$22,283 and \$18,998, Pace International Corporation, Culver City, California in the amounts of \$2,195 and \$1,900, Wing-Lynch, Incorporated, Beaverton, Oregon, in the amount of \$4,060. Total bids are \$49,436. Funds for this equipment will be provided by the Mississippi Agricultural and Forestry Experiment Station.
20. Approve the contract documents and advertisement of receipt of bids for Agricultural Incubator Facility, 213-105. Funds will be provided by Tennessee Valley Authority and Boards of Supervisors in Kemper and Winston Counties in the amount of \$67,000.
21. Approve Change Order #3 in the amount of \$1,741 for MAFES - School of Forest Resources, GS #113-049 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change reimburses the Contractor for remobilization costs experienced by the pile drilling subcontractor. It is also requested that project contingency funds be utilized to cover this change.
22. Approve the contract documents and advertisement for bids for Forest Products Laboratory, #205-121. Funds are available in the project budget in the amount of \$55,000.
23. Approve Change Order #2 for Raspet Laboratory Annex, #205-109 in the amount of \$76,363. The change will modify hangar door, grades at the hangar apron, change the asphalt parking lot to concrete, and make several mechanical and electrical changes to accommodate equipment. Funds are available in the project budget.

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Mississippi Valley State University

24. Approve Appointment of Project Professional for GS #106-134 '91 Roofing Program. The '91 Roofing Program includes the reroofing of the Student Union Annex, sections of the Harrison Health and Physical Education Building, Lois Aron Chapel, and one Faculty House. Funds for the project are available in the amount of \$120,000. Mississippi Valley State University recommends the following firms, listed in priority order, for consideration as project professionals. Dardaman Jones, Ltd. is given priority ranking.

Dardaman Jones, Ltd. - Grenada, MS
Godbold, Dickson, and Associates, P.A. - Clarksdale, MS
EnCon Engineering - Jackson, MS

25. Approve Appointment of Project Professional for GS #106-135 '91 Dormitory Repairs. The '91 Dormitory Repairs program includes renovation to the following dormitories: Mississippi Hall, College Hall I, Magnolia Hall, Edna Horton and Leflore Hall. Structural repair to metal window wall at University Hall is also included. Funds are available in the amount of \$330,000. Mississippi Valley State University recommends the following firms, listed in priority order, for consideration as project professionals for the '91 Dormitory Repairs Project.

Johnny Wynne and Associates, Ltd. - Jackson, MS
The River Place Partnership, P. A. - Jackson, MS
Johnson-McAdams Firms, P. A. - Greenwood, MS.

26. Approve Appointment of Project Professional for GS #106-136 '91 Mechanical Program. The '91 Mechanical Program includes repair to the water and air conditioning systems in the J. H. White Library, the air conditioning system and cooling tower of the Education Building, modular air conditioning units at University Hall and the cooling system of the Lucille Petry Leon Building. Funds for the project are available in the amount of \$200,000. Mississippi Valley State University recommends the following firms, listed in priority order, for consideration as project professionals for the '91 Mechanical Program.

Beasley and Swayze, P. A. - Jackson, MS
Deas Eldridge and Busby, P. A. - Jackson, MS
Gregg Cox and Associates - Clinton, MS

27. Approve Request to Extend Long-Term Commitment of the Use of the L. S. Rogers School by LeFlore County School District. Term is to coincide with the term of the bond issue financing the improvements.

University of Mississippi

28. Approval to Name the National Center for Physical Acoustics Building the "Jamie Whitten National Center for Physical Acoustics" in honor of Congressman Jamie L. Whitten, Chairman of the United States House of Representatives Appropriations Committee.
29. Authority to Sell 120 Acres of Land in Searcy County, Arkansas, in the Amount of \$30,000.
30. Approve the design development documents for George Hall Renovation, GS #107-191 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.
31. Approve Change Order #1 in the amount of \$2,406 for the Fulton Chapel Improvements, GS #107-182 and request approval by the Bureau of Buildings, Grounds and Real Property

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Management. The change will modify elevator guide shoes to avoid extended building footings. Funds are available in the project budget.

32. Approve Change Order #2 in the amount of \$40,920 for Renovation of Barnard Observatory, GS #107-171 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will replace a boiler, substitute dry pipe sprinkler system, change metal flashing and add two exit signs. Funds are available in the project budget.
33. Approve the bids and requests approval and award of contract by the Bureau of Buildings, Grounds and Real Property Management for '90 Asbestos Program, Phase II, GS #107-189 to the low bidder, Southeastern Asbestos Services in the amount of \$39,560. Funds are available in the project budget.

University of Mississippi Medical Center

34. Approve Amendment to Existing Lease of 1643 Square Feet of Commercial Space Located at Suites 530, 540 and 550 in the Woodland Hills Building at 3000 Old Canton Road, Jackson, Mississippi, for Use by the School of Medicine in Performing the Atherosclerosis Risk in Communities Study (ARIC) Research Project. Permission is requested to amend the existing lease with Wideman-La Foe Companies to lease an additional 244 square feet at an increased cost of \$100 a month. The requested effective date for the increased space is November 1, 1990, and this will continue concurrently with the existing lease through April 30, 1992.
35. Approve Change Order #3 in the amount of \$3,876 with an increase in the contract time of 110 calendar days for Post Office/Receiving Department Renovations #209-144. The change will install two-hour double egress doors in the north corridor, and replace high impact doors with 6070 hollow metal doors at receiving. Funds will be provided by the University Medical Center.

University of Southern Mississippi

36. Approve Requests Regarding Kappa Alpha Housing Corporation, **and as shown in the bound "Board Meeting Agenda, Working File Copy, October 18, 1990,"** and summarized as follows: (**Mr. Jones abstaining**)
 - (1) Request permission to contract with the S.M. Educational Building Corporation for the refinancing of the fraternity house originally constructed by the S.M. Educational Building Corporation for the Kappa Alpha Housing Corporation, now to be occupied by the Sigma Chi Housing Corporation, the total amount of the financing not to exceed \$310,000.00 The S.M. Educational Building Corporation will execute a new lease to the University, and the University will in turn lease the house to Sigma Chi Housing Corporation, Rental and fees from the Fraternity will repay the loan.
 - (2) Request permission to execute a Cancellation of Occupancy Agreement with Gamma Zeta Chapter of Kappa Alpha Housing Corporation.
 - (3) Request permission to execute indicating consent and approval of a Loan

Commitment Letter from Deposit Guaranty National Bank to S.M.Educational Building corporation for the refinancing of the fraternity house previously occupied by Kappa Alpha Housing Corporation now to be occupied by Sigma Chi Housing corporation.
 - (4) Request permission to execute a Building-Lease Agreement with the S.M.

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Educational Building Corporation for the refinancing of the Sigma Chi Fraternity House by S.M. Educational Building Corporation.

- (5) Request permission to execute an Occupancy Agreement with Sigma Chi Housing Corporation by which the fraternity agrees to occupy the House for a primary period of Twenty-five (25) years with an option to renew for fifty (50) years.
37. Approve Change Order #9 in the amount of \$1,781 for HPER Building Renovations GS #108-123 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will allow for alterations in routing a sewer line to avoid existing underground electrical wiring discovered during construction. Funds are available in the project budget.
38. Approve Change Order #1 on PCB Abatement - Contract #2, GS #108-116 and requests approval by the Bureau of Buildings, Grounds and Real Property Management. This Change Order provides for a contract time increase of 538 calendar days added to the original contract time of 180 calendar days. Contract time including this change order is 718 calendar days. There is no cost involved in the change.

Information: The Board of Trustees of State Institutions of Higher Learning's "Construction Project Report," October 18, 1990 is shown in the bound "Board Meeting Agenda, Working File Copy, October 18, 1990."

System Administration

39. Approve Institutions of Higher Learning Capital Improvements Request. The Facilities Committee, chaired by Ms. Nan McGahey Baker, met on Wednesday, September 19, 1990, and approved the following list of Capital Improvements to be presented to the Board of Trustees for consideration at the October 18, 1990 meeting.

Alcorn State University	Science Building	\$7,350,000
Delta State University	Fine Arts Building	\$5,477,265
Jackson State University	Liberal Arts Building	\$6,600,000
Mississippi State University	Library Addition	\$10,000,000
Mississippi University for Women	Landmark Stabilization	\$1,040,246
Mississippi Valley State University	Dorm Repairs/Roofing	\$1,250,000
University of Mississippi	Library Addition, Phase II	\$7,436,000
University of Southern Mississippi	Cook Library Addition	\$7,150,275
	Total	\$46,303,786

Other Business Announcements

A report on the Mississippi Research Consortium was given by the following research directors and members of the Consortium: Dr. Ralph Powe, Mississippi State University; Dr. Betty Fletcher, Jackson State University; Dr. Karen M. Yarbrough, University of Southern Mississippi; Dr. Michael Dingerson, University of Mississippi; and Dr. Franklin Jackson, Alcorn State University. A summary of the report is shown in the bound "Board Meeting Agenda, Working File Copy, October 18, 1990."

Executive Session

On motion by Mr. Ivey, and unanimously passed, the Board voted to close the meeting to determine whether or not the Board should declare an Executive Session. On motion by Mr. Ivey, seconded by Ms. Baker, and unanimously passed, the Board voted to go into Executive Session to discuss the

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Ayers v. Allain case.

The President reopened the meeting and announced that the Board of Trustees of State Institutions of Higher Learning had voted by three-fifths majority (3/5) to go into an Executive Session to discuss the following matter:

Ayers v. Allain No. 88-4103 United States Court of Appeals Fifth Circuit.

The Board received an update on the opinion rendered by the United States Court of Appeals Fifth Circuit, New Orleans from Mr. Paul Stephenson, Attorney with Watkins and Eager. No action was taken.

Attending the Executive Session were Board members, institutional executive officers, and Dr. W. Ray Cleere, Commissioner of Higher Education, Ms. Ann Homer Cook, Associate Commissioner; Ms. E. J. Russell, Director of Minority Affairs; Mr. Robert Gibbs, Special Assistant Attorney General; Ms. Maudine Eckford, Special Assistant Attorney General; Ms. Carol Edds, Special Assistant Attorney General; and Mr. Richard Compere, Special Assistant Attorney General.

Adjournment

There being no further business to come before the Board, the meeting was adjourned.

President, Board of Trustees of State Institutions
of Higher Learning

Executive Secretary, Board of Trustees of State Institutions
of Higher Learning

EXHIBITS

EXHIBIT 1 Resolution Limiting and Restricting the Authority of the Mississippi Board of Trustees of Mississippi State Institutions of Higher Learning's Representative Appointed and Serving as a Director on the Board of Directors for Mississippi Ednet Institute, Inc.

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EXHIBIT 2

Resolution Authorizing the President of the Board and the Commissioner to Execute and Deliver Any Required and Appropriate Amendments or Supplements to the Jackson Redevelopment Authority to Reflect the Purchase of Additional Pearl Street Properties for Use in the Honors Dorm Project.

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