

MINUTES OF STATE BUDGET AND CONTROL BOARD MEETING

NOVEMBER 28, 1961

- o -

The State Budget and Control Board met in the Governor's Office at 11:30 A. M., on November 28, 1961. All members of the Board were present.

At the request of Speaker Solomon Blatt the Board agreed to recommend an allowance for clerical help for the Speaker of the House similar to that provided for the Lieutenant Governor, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee.

The Board received with regret, and accepted, the resignation of Mr. Robert King, Director of the Purchasing Division, who had advised the Board of his intention of retiring on December 31, 1961. The Secretary was directed to express the regret of the Board at his resignation.

The Board adopted the attached resolution concerning the issuance of an additional \$1,000,000.00 of State Bonds for the State Ports Authority to enable the Authority to complete the construction of a grain facility. The Board recommended to the Governor and to the State Treasurer the issuance of these Bonds according to the attached communication.

The Board agreed to underwrite the employment of additional personnel by the Civil Defense Director amounting to \$17,200.00 provided Federal Funds were not made available to cover all, or any part of, the cost. The Director had stated that he expected to secure additional Federal Funds but was not able to say what the amount of such funds would be.

The Board then adjourned.

SINKLER, GIBBS & SIMONS
ATTORNEYS & COUNSELLORS AT LAW

HUGER SINKLER
CHARLES H. GIBBS
ALBERT SIMONS, JR.
THEODORE B. GUERARD
G. DANA SINKLER

TELEPHONE RAYMOND 2-3367

23 BROAD STREET
CHARLESTON, S. C.

November 24, 1961

Hon. J. M. Smith
State Auditor
120 Hampton Office Building
Columbia, South Carolina

Dear Jim:

Re: \$1,000,000 State Ports Bonds, Series D

On November 16th we mailed you copies of the Recommendation of the State Budget and Control Board, which the Board is to present to the Governor and State Treasurer in connection with the above bond issue.

We have discovered a typographical error in the numbers of the bonds to be subject to redemption, appearing on the first line on page 2. Instead of D 21752 it should be D 21751. Would you please make this correction on the original, and substitute the enclosed copies for the copies sent you on November 16th?

With kind regards,

Sincerely yours,

Huger Sinkler

HS:mjd

Encs.

1582

*certificate as to
meeting on 28 Nov.*

Exhibit A.

RESOLUTION OF STATE BUDGET AND CONTROL BOARD

WHEREAS, in accordance with the provisions of Act No. 821 of 1956, as amended, The South Carolina State Ports Authority has requested that this Board recommend to the Governor and the State Treasurer the issuance of \$1,000,000 principal amount of bonds of the State of South Carolina, to be known as State Ports Bonds, Series D; and

WHEREAS, this Board has given due consideration to such request and has considered the purposes for which the proceeds sought to be issued are to be expended and the need therefor; NOW, THEREFORE,

BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD:

Section 1.

That this Board hereby estimates that the revenue derived from the tax pledged to the payment of the State Ports Bonds, Series "D", will be the amounts set forth in "Exhibit B" attached to the recommendation authorized by Section 3 hereof.

Section 2.

It is hereby affirmatively found, determined and declared that:

(a) the revenues derived from the tax pledged by Section 6 of Act No. 821 of 1956, as amended, for the payment of the principal and interest of the State Ports Bonds, Series D,

to be issued pursuant to said Act, as amended, have, during each of the last preceding three fiscal years, been not less than one hundred fifty per cent of the highest annual debt service requirements of all State Ports Bonds heretofore issued and on all State Ports Bonds now proposed to be issued; and

(b) the estimate by this Board of such tax for the fiscal years during which State Ports Bonds shall be outstanding shows that in each such fiscal year the estimated collection from such tax will be not less than one hundred fifty per cent of the debt service requirements of the State Ports Bonds maturing in each such fiscal year.

Section 3.

That formal recommendations be made to the Governor and State Treasurer to issue as soon as practicable, in accordance with the Constitution and Laws of the State of South Carolina, bonds of the State in the principal amount of \$1,000,000, to be known as State Ports Bonds, Series D, to be dated the first day of December, 1961, bearing interest from their date at a rate not to exceed four per centum (4%) per annum, payable semi-annually, beginning on the first day of the sixth month after the date thereof, to be in the denomination of \$1,000 each, numbered in order of maturity from D 21001 to D 22000, both inclusive, payable at the State Treasury, in the

3.

City of Columbia, South Carolina, or, at the option of the holder, at any agency of the State of South Carolina in the City of New York, New York, and to mature in the principal amount of \$50,000 on the first day of said month in each of the years 1962 to 1981, both inclusive. Of such bonds, those to mature in the years 1977 to 1981, both inclusive, shall be subject to redemption at the option of the State, in whole or in part, but if in part, in inverse numerical order, on December 1, 1977, and all subsequent interest payment dates, at par plus accrued interest to the date fixed for redemption, plus a redemption premium of two per centum (2%) of the principal amount of the bond redeemed. If, pursuant to the right to redeem so reserved, the State of South Carolina shall elect to effect the redemption of all or any part of such bonds prior to the stated maturity thereof, notice of redemption specifying the date fixed for redemption and designating the bonds called for redemption shall be given on behalf of the State of South Carolina by publication to appear in a financial journal published in the City of New York, State of New York, not more than 60 and not less than 30 days prior to the date fixed for redemption.

Section 4.

That the proceeds received from the sale of such bonds shall be expended to aid in financing the construction of

4.

additional facilities at the port of Charleston in the form of a grain elevator and the necessary attendant facilities for storing and exporting soy beans and other small grains.

Section 5.

That the Secretary of this Board be and he is duly authorized to transmit the formal Recommendation referred to in Section 1 of this Resolution, on behalf of this Board, to the Governor and the State Treasurer, said Recommendation to embody the financial data prescribed by Act No. 821 of 1956, as amended.

d

RECOMMENDATION OF STATE BUDGET AND CONTROL BOARD

November , 1961

The Honorable Ernest F. Hollings
Governor of South Carolina
The Honorable Jeff B. Bates
State Treasurer

Gentlemen:

Pursuant to the provisions of Section 4, Act No. 821 of 1956, as amended, and a Resolution duly adopted by the State Budget and Control Board at a meeting held in the City of Columbia on the 28 day of November, 1961 (appended hereto as Exhibit A), the State Budget and Control Board hereby recommends that your Excellencies, pursuant to the applicable provisions of law, make provision for the issuance of State Ports Bonds, Series D, of the State of South Carolina, in the aggregate principal amount of \$1,000,000, to be dated December 1, 1961, to bear interest at a rate which shall in no event be in excess of four per centum (4%) per annum, payable semi-annually on the first days of June and December of each year until maturity, to be payable to bearer, in the form of negotiable coupon bonds, in the denomination of \$1,000 each, registrable as to principal only, or as to both principal and interest, and to mature in the principal amount of \$50,000 on the first day of December in each of the years 1962 to 1981, inclusive.

The bonds of this series maturing on and after December 1, 1977 to December 1, 1981, both inclusive,

1587

numbered D 21751 to D 22000, inclusive, are to be subject to redemption on and after December 1, 1977, and prior to their respective maturities, upon published notice as hereinafter set forth, at the election of the State, on any interest payment date, as a whole, or in part, in inverse numerical order, at the principal amount of each such bond plus a premium equal to 2% of such principal amount, together with interest accrued and unpaid to the redemption date. The bonds are to be payable upon redemption at the office of the State Treasury, in the City of Columbia, South Carolina, or, at the option of the holder, at any agency of the State of South Carolina, in the City of New York, State of New York. Notice of redemption shall be published at least once in a financial journal published in the Borough of Manhattan, City of New York, State of New York, not less than 30 days nor more than 60 days prior to the redemption date, and if, on said date, moneys shall be available for the redemption of all the bonds to be redeemed, together with interest to said date, interest on such bonds shall cease to accrue and be payable to the holders or registered owners thereof and the coupons appertaining thereto maturing subsequent to the redemption date shall be void in the hands of such holders or registered owners or their transferees.

The bonds shall be designated State Ports Bonds, Series D, the number appearing on each bond and coupon shall

bear as a prefix the letter D, so that the bonds of this series shall be distinguished from other series of State Ports Bonds, and the bonds shall be appropriately numbered in order of maturity beginning with the number D 21001.

The proceeds received from the sale of these bonds are to be used to aid in financing the construction of additional facilities at the port of Charleston, South Carolina, in the form of a grain elevator and the necessary attendant facilities for storing and exporting soy beans and other small grains.

Attached hereto and incorporated herein as part and parcel hereof are the following exhibits:

Exhibit A:

Resolution duly adopted by the State Budget and Control Board setting forth the Board's estimate of revenues to be derived from the income tax levied by Chapter 5 of Title 65, Code of Laws of South Carolina, 1952, as amended, making the findings required by Section 4 of Act No. 821 of 1956, as amended, recommending the issuance of State Ports Bonds in the principal amount of \$1,000,000, and empowering the undersigned to execute this Recommendation on behalf of said Board and transmit the same to your Excellencies.

Exhibit B:

Memorandum with Financial Data Prepared by the State Budget and Control Board Pursuant to Section 4 of Act No. 821 of 1956, as amended, which shows the coverage of State Ports Bonds issued or sought to be issued under Act No. 821 of 1956, as amended, based on income tax collections during the preceding three fiscal years and the coverage of State Ports Bonds issued or sought to be issued under Act No. 821 of 1956, as amended, based on estimates by the State Budget and Control Board of revenues to be received during each fiscal year in which said State Ports Bonds will be outstanding.

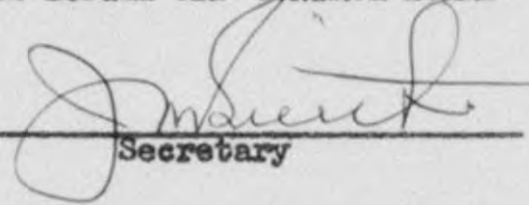
In addition to the action and recommendations of the State Budget and Control Board, there is also attached for your examination, pursuant to Section 5 of said Act, the Request of The South Carolina State Ports Authority transmitted to the Board by said Authority pursuant to Section 3 of said Act.

Respectfully submitted,

STATE BUDGET AND CONTROL BOARD

(SEAL)

BY


Secretary

E N D