MINUTES OF
Budget and Control Board Meeting
February 28, 1985

022755

February 28, 1985

MEMORANDUM

TO: Budget and Control Board Division Directors

FROM: William A. McInnis, Deputy Executive Director

SUBJECT: Summary of Board Actions at February 28, 1985 Meeting

The following is a summary of actions taken by the Budget and Control Board at its meeting on February 28, 1985:

1. Acting as the State Educational Facilities Authority for Private, Nonprofit Institutions of Higher Learning, appointed William A. McInnis as Secretary and Donna K. Williams as Assistant Secretary to the Authority;

2. Received as information the Local Government report on rural improvement funds expended during January 1985 which includes 33 projects totalling $355,756 in State grant funds and which indicates that 211 applications involving $3,276,053 have been approved during the current fiscal year, that 25 applications totalling $417,309 are pending, and that the grant funds balance available is $1,306,638;

3. Granted the following easements:
   (a) To South Carolina Electric and Gas Company for upgrading an existing overhead power line crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island in Beaufort County.
   (b) To the Commissioners of Public Works, Charleston, SC, for the purpose of constructing a 48" potable water main and for driving piling below the mean high water into the marl to support the 48" water main within an existing easement held by the Commissioners of Public Works and Westvaco across Turkey Creek in Berkeley County.

4. Received as information a report that the following permanent improvement projects included on Summary 14-85 have been reviewed favorably by the Joint Bond Review Committee and approved by staff: (a) Item 1, Clemson University, H12-8301, Thornhill Village/Sewer Replacement II project, increase budget to $65,000 by adding $9,000 of housing improvement trust funds; (b) Item 6, USC-Aiken, H29-7861, Library Addition, increase budget

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to $1,349,280.31 by adding $102,137 of excess debt service funds; subtracting $102,137 of institution (tuition) bond funds; adding $3,430.95 of appropriated State funds; adding $9,277 of federal (DOE) funds; and adding $2,435.36 of other funds; (c) Item 8, Medical University, H51-////, Basic Science Building/Room 619 Renovation, establish project and source of funds, $47,500 appropriated State funds; and (d) Item 15, Mental Retardation, J16-////, Midlands/Timberlane Community Residence Renovation, establish project and source of funds, $22,654.44 excess debt service funds;

5. Received as information reports on the reimbursement of interviewee travel expenses by the College of Charleston (10), Department of Mental Health (1), Department of Education (1), Lander College (2), and Francis Marion College (4);

6. Received as information a report that $84,884.47 were paid in 1983-84 to the R. E. Harrington, Inc., firm for administering the unemployment compensation program;

7. Certified the safe and reasonable operating capacity of facilities of the Department of Corrections as 7,976;

8. Adopted a policy requiring all state employees to use safety belts when traveling in state-owned vehicles, as recommended by the Governor's Office of Highway Safety, the Motor Vehicle Management Division, and the Human Resource Management Division;

9. Granted conditional approval to local government proposals to issue revenue bonds (items a, b and c) and granted a portion of the state ceiling to projects listed in items a and b:

   (a) Pickens County, $600,000 Industrial Revenue Bonds on behalf of the Imperial Die Casting Corporation, to provide employment for 10 to 12 persons at an existing facility; request received 2/15/85;

   (b) Anderson County, $1,000,000 Industrial Revenue Bonds on behalf of the Nordson project, to provide employment for approximately 70 persons at a facility for manufacturing packaging materials; request received 2/20/85;

   (c) Spartanburg County, $16,000,000 Hospital Facilities Revenue Bonds on behalf of the Skylyn Hall project, to employ approximately 65 persons at a medically supervised retirement home facility to contain approximately 262 assisted living units;

10. Received as information a status report on allocations of the state ceiling approved by the Board as of February 14, 1985 which indicated that

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$200,000 of the state pool has been allocated leaving a balance of $197,800,000 and that $37,155,000 of the local pool has been allocated leaving a balance of $259,845,000, for a total of $37,355,000 allocated with a total balance of $457,645,000;

11. Approved the Confederate Relic Room request to transfer $900 personal service appropriated general funds to supplies, as recommended by the Budget Division;

12. Approved the payment of $17,235.61 from funds appropriated for "State Retirement - Military and Non-member" as the employer's share of the cost for nonmember service for two Board of Funeral Service employees;

13. Received as information a report on the need for centralized state cartographic planning and directed staff to forward that report to the General Assembly not later than March 1, 1985, as required by the 1984-85 Appropriations Act;

14. Approved the transfer of 4.5 acres of State-owned land to Hampton County;

15. Amended the exemption approved November 5, 1984, in accord with Code Section 11-35-710, to grant an exemption for the purchase or continued lease of the embedded telephone systems when approved by Information Resource Management as being advantageous to the State;

16. Granted procurement certification for the Wildlife and Marine Resources Department within the parameters described in the audit report for the following limits for a period of two years: goods and services, $5,000 per purchase commitment, exclusive of printing equipment which must be approved by the Materials Management Office;

17. Declared 400± acres on Pamplico Highway in Florence County as surplus to the State's needs, as recommended by the Property Management Division, and approved its disposition under the surplus property rules and regulations, with final approval by the Board; and granted an easement to the Department of Highways and Public Transportation for the extension of Church Street;

18. Approved the establishment of the College of Charleston 9 Liberty Street (Southern Bell building renovation) project at a cost of $350,000 to be financed temporarily by cafeteria equipment replacement reserve account funds which are to be repaid by excess debt service funds as they become available;

19. Agreed to hold a regular meeting at 9:30 a.m. on Tuesday, March 12, 1985, in the Governor's conference room in the State House;

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20. Received as information a report on a Board personnel matter;

21. Carried over consideration of the Trident Technical College request for authorization to dispose of its Palmer Campus and Ashley River Campus in Charleston;

22. Approved the purchase of 4.07 acres of land in Greenwood County for use as an ITFS transmitter site at a purchase price of $5,698;

23. Approved the University of South Carolina request for authorization to sell the Wade Hampton Hotel property;

24. Approved the Division of Information Resource Management request to trade an IBM 3081 for a NAS 8083 and authorized the State Treasurer to approve the interest rate in the acquisition;

25. Authorized staff to negotiate a contractual matter involving rights to a publication and allocated $7,800 from the Civil Contingent Fund for this purpose;

26. Approved salary increases for an unclassified employee of Horry-Georgetown Technical College and for an unclassified employee of Aiken Technical College;

27. Directed staff to draft a proviso relating to the payment of moving expenses from appropriated funds;

28. Authorized the sale of a motor vehicle, electric typewriter, and bookshelves at appraised value to a Board employee who has resigned; and

29. Ratified actions taken during executive session.

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MINUTES OF STATE BUDGET AND CONTROL BOARD MEETING

FEBRUARY 28, 1985 12:00 NOON

The Budget and Control Board met at 12:00 noon on Thursday, February 28, 1985, in the Governor's conference room in the State House with the following members in attendance:

Governor Richard W. Riley, Chairman;
Mr. Grady L. Patterson, Jr., State Treasurer;
Mr. Earle E. Morris, Jr., Comptroller General;
Representative Tom G. Mangum, Chairman, House Ways and Means Committee.

Representing Senator Rembert C. Dennis, who was absent due to injuries sustained in an auto accident, was Senator James M. Waddell, Jr.

Also attending were Executive Director William T. Putnam; Board Secretary William A. McInnis; Governor's Executive Assistant Katherine Hepfer; Chief Deputy Assistant Attorney General Joseph A. Wilson, II; Deputy Executive Directors E. A. Laurent and Joseph A. Mack; Assistant to Board Secretary Donna K. Williams; and staff members of the various Board divisions.

[Secretary's Note: This Budget and Control Board meeting was held following a meeting of the State Educational Facilities Authority for Private, Nonprofit Institutions of Higher Learning, the members of which are Budget and Control Board members, ex officio.]

BLUE AGENDA

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board approved all items on the blue agenda.

Blue agenda items are identified as such in these minutes.

LOCAL GOVERNMENT DIVISION: EXPENDITURES DURING JANUARY (BLUE AGENDA #1)

The Board received as information the Local Government report on rural improvement funds expended during January 1985 which includes 33 projects totalling $355,756 in State grant funds and which indicates that 211 applications involving $3,276,053 have been approved during the current fiscal year, that 25 applications totalling $417,309 are pending, and that the grant funds balance available is $1,306,638.

Information relating to this matter has been retained in these files and is identified as Exhibit 1.

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GENERAL SERVICES: RIGHT-OF-WAY EASEMENTS (BLUE AGENDA #2)

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board granted the following easements:

(a) To South Carolina Electric and Gas Company for upgrading an existing overhead power line crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island in Beaufort County.

(b) To the Commissioners of Public Works, Charleston, SC, for the purpose of constructing a 48" potable water main and for driving piling below the mean high water into the marl to support the 48" water main within an existing easement held by the Commissioners of Public Works and Westvaco across Turkey Creek in Berkeley County.

Information relating to this matter has been retained in these files and is identified as Exhibit 2.

EXECUTIVE DIRECTOR: PERMANENT IMPROVEMENT PROJECTS (BLUE AGENDA #3)

The Board received as information a report that the following permanent improvement projects included on Summary 14-85 have been reviewed favorably by the Joint Bond Review Committee and approved by staff:

(a) Item 1, Clemson University, H12-8301, Thornhill Village/Sewer Replacement II project, increase budget to $65,000 by adding $9,000 of housing improvement trust funds;

(b) Item 6, USC-Aiken, H29-7861, Library Addition, increase budget to $1,349,280.31 by adding $102,137 of excess debt service funds; subtracting $102,137 of institution (tuition) bond funds; adding $3,430.95 of appropriated State funds; adding $9,277 of federal (DOE) funds; and adding $2,435.36 of other funds;

(c) Item 8, Medical University, H51-////, Basic Science Building/Room 619 Renovation, establish project and source of funds, $47,500 appropriated State funds; and

(d) Item 15, Mental Retardation, J16-////, Midlands/Timberlane Community Residence Renovation, establish project and source of funds, $22,654.44 excess debt service funds.

Information relating to this matter has been retained in these files and is identified as Exhibit 3.

022761

EXECUTIVE DIRECTOR: INTERVIEWEE EXPENSE REIMBURSEMENTS (BLUE AGENDA #4)

The Board received as information reports on the reimbursement of interviewee travel expenses by the College of Charleston (10), Department of Mental Health (1), Department of Education (1), Lander College (2), and Francis Marion College (4).

Information relating to this matter has been retained in these files and is identified as Exhibit 4.

HUMAN RESOURCE MANAGEMENT: UNEMPLOYMENT COMP. PROGRAM (BLUE AGENDA #5)

The Board received as information a report that $84,884.47 were paid in 1983-84 to the R. E. Harrington, Inc., firm for administering the unemployment compensation program.

Information relating to this matter has been retained in these files and is identified as Exhibit 5.

DEPARTMENT OF CORRECTIONS: CERTIFICATION OF OPERATING CAPACITY

Board members were reminded that Section 3 of the Prison Overcrowding Powers Act requires the Department of Corrections to certify existing capacity quarterly.

The Department of Corrections advised that the safe and reasonable operating capacity of the Department's facilities is now 7,976 and requested that the Budget and Control Board certify that figure.

Commissioner Leeke, by letter, advised what capacity would be now if certain requirements of the Nelson Consent Order were already made (even though they are not to be effective for several years).

Following a brief discussion, upon a motion by Mr. Morris, seconded by Mr. Patterson, the Board certified the safe and reasonable operating capacity of facilities of the Department of Corrections as 7,976.

Information relating to this matter has been retained in these files and is identified as Exhibit 6.

022762

MOTOR VEHICLE MANAGEMENT: SAFETY BELT POLICY

Appearing before the Board on this matter were Motor Vehicle Management Division Director Allan Spence; Highways and Public Transportation staff member Talmadge Legrande, and Governor's Office staff member Pat Noble.

In the Spring of 1984, the Governor's Office of Highway Safety coordinated an educational and incentives campaign for state employees on the benefits of seat belt usage.

Before the campaign was implemented, safety belt usage rate was 11%; during the incentives and educational phase, usage rate jumped to 46.6%; and three months after the campaign ended the usage rate leveled at 32%.

The survey showed that 53.45% of the respondents indicated they are in favor of a state safety belt policy for employees (a total of 73% indicated indifference or that they were in favor of such a policy), an increase from 46.9% who were in favor before the campaign.

The Governor's Office of Highway Safety, the Division of Motor Vehicle Management, and the Division of Human Resource Management, in joint agreement, recommended that all state employees be required to use safety belts when traveling on state business.

Upon a motion by Senator Waddell, seconded by Mr. Patterson, the Board adopted a policy requiring all state employees to use safety belts when traveling in state-owned vehicles, as recommended by the Governor's Office of Highway Safety, the Motor Vehicle Management Division, and the Human Resource Management Division.

Information relating to this matter has been retained in these files and is identified as Exhibit 7.

EXECUTIVE DIRECTOR: PRIVATE ACTIVITY BOND ALLOCATION REQUESTS

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board granted conditional approval to local government proposals to issue revenue bonds (items a, b and c) and granted a portion of the state ceiling to projects listed in items a and b:

(a) Pickens County, $600,000 Industrial Revenue Bonds on behalf of the Imperial Die Casting Corporation, to provide employment for 10 to 12 persons at an existing facility; request received 2/15/85;

(b) Anderson County, $1,000,000 Industrial Revenue Bonds on behalf of the Nordson project, to provide employment for approximately 70 persons at a facility for manufacturing packaging materials; request received 2/20/85; and

(c) Spartanburg County, $16,000,000 Hospital Facilities Revenue Bonds on behalf of the Skylyn Hall project, to employ approximately 65 persons at a medically supervised retirement home facility to contain approximately 262 assisted living units.

Mr. Morris and Senator Waddell expressed gratitude to the Board, the Governor's Office and the Development Board for their efforts in establishing the Ft. Howard project in Jasper County. Senator Waddell noted that, if the Ft. Howard project were to locate its operations in Jasper County, that school district would become the richest in the state. Mr. Morris reported that the people in Jasper County are especially appreciative of the Board's indication in December of its support for an allocation of up to $30 million of the State Ceiling for the project.

The Board also received as information a status report on allocations of the state ceiling approved by the Board as of February 14, 1985 which indicated that $200,000 of the state pool has been allocated leaving a balance of $197,800,000 and that $37,155,000 of the local pool has been allocated leaving a balance of $259,845,000, for a total of $37,355,000 allocated with a total balance of $457,645,000.

Information relating to this matter has been retained in these files and is identified as Exhibits 8, 9 and 10, respectively.

BUDGET DIVISION: TRANSFER REQUEST (CONFEDERATE RELIC ROOM)

Upon a motion by Mr. Patterson, seconded by Senator Waddell, the Board approved the Confederate Relic Room request to transfer $900 personal service appropriated general funds to supplies, as recommended by the Budget Division.

Information relating to this matter has been retained in these files and is identified as Exhibit 11.

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BOARD OF FUNERAL SERVICE: EMPLOYER SHARE NONMEMBER SERVICE FUNDING

The State Board of Funeral Services requested a Civil Contingent Fund allocation of $17,235.61 to pay the employer's share of the cost of nonmember service for two employees.

One of the individuals involved is Executive Secretary C. R. Hinshaw, Jr., who plans to retire on or before June 30, 1985. The employer's share for him is $6,617.82

Jennings Johnson, the second person, plans to retire after June 30, 1986. The employer's share is $10,617.79.

Retirement System Director Collins advised that the $224,297 appropriated for "State Retirement - Military and Nonmembers" (at page 135 in the 1984-85 Appropriations Act) is the appropriate source of funds for this purpose if the employer does not have the necessary funds.

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board approved the payment of $17,235.61 from funds appropriated for "State Retirement - Military and Nonmember" as the employer's share of the cost for nonmember service for two Board of Funeral Service employees.

Information relating to this matter has been retained in these files and is identified as Exhibit 12.

STATE MAPPING ADVISORY COMMITTEE: CENTRALIZED STATE CARTOGRAPHIC PLANNING

Appearing before the Board on this matter was Research and Statistical Services Division Director Bobby Bowers.

The 1984-85 Appropriations Act, Section 14, states:

> Provided, Further, that the State Budget and Control Board is directed to present a report to the General Assembly no later than March 1, 1985, on the need for centralized State cartographic planning; Provided, However, That the Budget and Control Board in making the report must consider the deliberations and recommendations of the State Mapping Advisory Committee, created pursuant to Executive Order No. 79-15; Provided, However, That the Budget and Control Board must consider, among any other needs it may identify, the following: (1) standardization of statewide tax mapping and numbering systems; (2) formation of a centralized State cartographic office; (3) implementation of South Carolina's single zone plane coordinate system."

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The Board received as information a report on the need for centralized State cartographic planning and directed staff to forward that report to the General Assembly not later than March 1, 1985, as required by the 1984-85 Appropriations Act.

Information relating to this matter has been retained in these files and is identified as Exhibit 13.

PROPERTY MANAGEMENT/ADJUTANT GENERAL: PROPERTY TRANSFER TO HAMPTON COUNTY

The Board was advised that, in January 1978, Hampton County had deeded 15 acres to the State for the construction of a new armory. Because more frontage was desired on Airport Road, Hampton County deeded an additional 6.7 acres, with 1,171 feet additional road frontage, to the State in March 1981.

At the time of the second land transfer, the Adjutant General agreed to seek the return of 4.5 acres of the original 15 acre tract to Hampton County.

Upon a motion by Mr. Morris, seconded by Senator Waddell, the Board approved the transfer of 4.5 acres of State-owned land to Hampton County.

Information relating to this matter has been retained in these files and is identified as Exhibit 14.

GENERAL SERVICES: PROCUREMENT CODE EXEMPTION (EMBEDDED TELEPHONE SYSTEM)

The Division of General Services asked for an amendment of the exemption granted November 5, 1984, to provide for the purchase or continued lease of the embedded (in place) telephone systems. The exemption would apply only when approved by Information Resource Management as being financially and technologically advantageous to the State.

Upon a motion by Mr. Patterson, seconded by Mr. Mangum, the Board amended the exemption approved November 5, 1984, in accord with Code Section 11-35-710, to grant an exemption for the purchase or continued lease of the embedded telephone system when approved by Information Resource Management as being advantageous to the State.

Information relating to this matter has been retained in these files and is identified as Exhibit 15.

022766

GENERAL SERVICES: PROCUREMENT CERTIFICATION (WILDLIFE DEPARTMENT)

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board granted procurement certification for the Wildlife and Marine Resources Department within the parameters described in the audit report for the following limits for a period of two years: goods and services, $5,000 per purchase commitment, exclusive of printing equipment which must be approved by the Materials Management Office.

Information relating to this matter has been retained in these files and is identified as Exhibit 16.

PROPERTY MANAGEMENT: SURPLUS PROPERTY, FLORENCE

Appearing before the Board on this matter were General Services Division Director Tony Ellis and Property Management Section Director Charles Small.

Mr. Small advised that the request relating to this Crippled Children's Home in Florence had been withdrawn from consideration.

He then requested that 400± acres of land on the Pamplico Highway be declared surplus. The Florence County delegation has indicated that the County would like to purchase 50 acres of this property for use as a recreation site and several businesses have requested sites. The Department of Highways and Public Transportation has requested a right-of-way for an extension of Church Street.

Upon a motion by Mr. Patterson, seconded by Senator Waddell, the Board declared 400± acres on Pamplico Highway in Florence County as surplus to the State's needs, as recommended by the Property Management Division, and approved its disposition under the surplus property rules and regulations, with final approval by the Board; and granted an easement to the Department of Highways and Public Transportation for the extension of Church Street.

Information relating to this matter has been retained in these files and is identified as Exhibit 17.

[Secretary's Note: Board members noted that this is Mr. Small's last day with the Division of General Services and commended him for performing honorably and capably.]

COLLEGE OF CHARLESTON: PERMANENT IMPROVEMENT PROJECT

The Board without objection agreed to add to the agenda a College of Charleston request for approval of the establishment of a project to renovate the four-story 41,000 square foot former Southern Bell business office building located at 9 Liberty Street in Charleston. The estimated cost of this renovation work, which will involve the top three floors, is $350,000.

The Board was advised that the College proposes to locate its Department of Computer Science and the administrative office of Computer Services in these spaces and that the 9 Liberty Street property is being leased by the College on a long term basis with an option to purchase. It has been estimated that $62,000 of the estimated $350,000 project cost would enhance the value of the property. The College proposes now to temporarily finance this urgently-needed project by using cafeteria equipment replacement reserve account funds with the understanding that this source would be reimbursed from excess debt service funds as they become available.

The Joint Bond Review Committee gave the project a favorable review on January 29, 1985 and the Commission on Higher Education approved it on February 7, 1985.

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board approved the establishment of the College of Charleston 9 Liberty Street (Southern Bell building renovation) project at a cost of $350,000 to be financed temporarily by cafeteria equipment replacement reserve account funds which are to be repaid by excess debt service funds as they become available.

Information relating to this matter has been retained in these files and is identified as Exhibit 18.

FUTURE MEETING

The Board agreed to hold a regular meeting at 9:30 a.m. on Tuesday, March 12, 1985, in the Governor's conference room in the State House.

022768

EXECUTIVE SESSION

Mr. Putnam advised that the following items have been proposed for consideration in executive session: two contractual, two personnel and three property. He requested that two contractual items be added.

Upon a motion by Mr. Mangum, seconded by Mr. Patterson, the Board agreed to add two contractual items to the agenda and to consider the referenced items in executive session whereupon Governor Riley declared the meeting to be in executive session.

RATIFICATION OF EXECUTIVE SESSION ACTIONS

Following consideration of executive session items, the meeting was opened and, upon a motion by Mr. Morris, seconded by Mr. Mangum, the Board ratified the following actions taken during executive session:

(1) Received as information a report on a Board personnel matter;

(2) Carried over consideration of the Trident Technical College request for authorization to dispose of its Palmer Campus and Ashley River Campus in Charleston;

(3) Approved the purchase of 4.07 acres of land in Greenwood County for use as ITFS transmitter site at a purchase price of $5,698;

(4) Approved the University of South Carolina request for authorization to sell the Wade Hampton Hotel property;

(5) Approved the Division of Information Resource Management request to trade an IBM 3081 for a NAS 8083 and authorized the State Treasurer to approve the interest rate in the acquisition;

(6) Authorized staff to negotiate a contractual matter involving rights to a publication and allocated $7,800 from the Civil Contingent Fund for this purpose;

(7) Approved salary increases for an unclassified employee of Horry-Georgetown Technical College and for an unclassified employee of Aiken Technical College;

(8) Directed staff to draft a proviso relating to the payment of moving expenses from appropriated funds; and

(9) Authorized the sale of a motor vehicle, electric typewriter, and bookshelves at appraised value to a Board employee who has resigned.

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(8) Directed staff to draft a proviso relating to the payment of moving expenses from appropriated funds; and

(9) Authorized the sale of a motor vehicle, electric typewriter, and bookshelves at appraised value to a Board employee who has resigned.

The meeting was adjourned at 2:05 p.m.

[Secretary's Note: In compliance with Section 9 of Act 593 of 1978 (the Freedom of Information Act), public notice of and the agenda for this meeting were posted on bulletin boards in the office of the Governor's Press Secretary in the State House, near the Board Secretary's office in the Wade Hampton Building, and in the lobby of the Wade Hampton Office Building at 8:30 a.m. on Monday, February 24, 1985.]

022770

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD — BLUE AGENDA

MEETING OF February 28, 1985 — ITEM NUMBER 1

AGENCY: Division of Local Government

SUBJECT: Rural Improvement Funds Expenditures during January 1985

Projects included:	33
Total expenditure State grant funds:	$355,756
Applications approved during current fiscal year:	211 involving $3,276,053
Applications pending:	25 involving $417,309
Grant fund balance available:	$1,306,638

BOARD ACTION REQUESTED:

Receive as information the Local Government report on rural improvement funds expended during January 1985 which includes 33 projects totalling $355,756 in State grant funds and which indicates that 211 applications involving $3,276,053 have been approved during the current fiscal year, that 25 applications totalling $417,309 are pending, and that the grant funds balance available is $1,306,638.

ATTACHMENTS:

Agenda item worksheet plus attachments.

022771

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

X *Blue Agenda*
__ *Regular Session Agenda*
__ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: B&C BD--LOCAL GOVERNMENT
   (b) Authorized Official Signature:

2. *Subject:*
   Expenditures for the period January 1 through January 31, 1985

3. *Summary Background Information:*

The referenced report includes 33 projects involving a total expenditure of $355,756.00 in state grant funds. This report shows that 211 applications involving $3,276,053.00 have been approved during the current fiscal year and that 25 applications totaling $417,309 are pending. At this point, there is a balance of $1,306,638.00 available in grant funds.

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

4. *What is Board asked to do?*

Receive as information

5. *What is recommendation of the Board Division involved?*

6. *Recommendation of other office (as required)?*

(a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
Attached report	

022772

BUDGET AND CONTROL BOARD
DIVISION OF LOCAL GOVERNMENTS

RURAL IMPROVEMENT FUNDS

REPORT OF JANUARY 1985

APPLICATIONS	NO.	AMT.
Balance Available For Grants		$1,306,638
Approved To Date	211	3,276,053
Disapproved To Date		
Pending	25	417,309

(Above Figures Include Items In This Report)

Expenditures for the period January 1 through January 31, 1985

Name & Address of Applicant	Date Of Application	State Funds Requested	Other Funds		Date Approved Or Disapproved	Amount Approved	Brief Description of Project
			Federal	Local			
1. Town of Reevesville Rt. 1, Box 25-B Reevesville, SC 29471	12/18/84	15,500	----	7,500	1/2/85	15,500.	Renovation of a building and purchase of equipment for a community center
2. Town of Springdale 2915 Platt Springs Rd. Springdale, SC 29169	5/2/84	45,000	----	----	1/2/85	45,000	Renovation of town hall
3. Town of Varnville P.O. Box 308 Varnville, SC 29944	12/5/84	21,519	----	2,000	1/2/85	14,356	Repairs to town hall
4. City of Darlington P.O. Box 94 Darlington, SC 29532	12/18/84	4,000	----	10,000	1/2/85	4,000	Redevelopment of Williamson Park
5. Jasper County P.O. Drawer F Ridgeland, SC 29936	12/19/85	2,000	----	2,000	1/2/85	2,000	Renovation of kitchen facilities at the Levy, Limehouse, Bellinger Hill Community Center
6. Jasper County P.O. Drawer F Ridgeland, SC 29936	12/19/84	12,000	----	45,000	1/2/85.	12,000	Construction of a community center in the Tarboro area
7. Lee County Courthouse Bishopville, SC 29020	12/6/84	2,500	----	----	1/9/85	2,500	Addition to the Una-Alcott Fire Department

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

022773

BUDGET AND CONTROL BOARD
DIVISION OF LOCAL GOVERNMENTS

RURAL IMPROVEMENT FUNDS

REPORT OF January 1985 Cont'd

APPLICATIONS	[illegible]	[illegible]
Balance Available For Grants		
Approved To Date		
Disapproved To Date		
Pending		

(Above Figures Include Items In This Report)

Name & Address of Applicant	Date Of Application	State Funds Requested	Other Funds		Date Approved Or Disapproved	Amount Approved	Brief Description of Project
			Federal	Local			
8. Barnwell County Room 100 County Office Bldg. Barnwell, SC 29812	12/19/84	15,000	----	----	1/9/85	15,000	Construction of a playground in the Blackville--Hilda area
9. Clarendon County, Courthouse Manning, SC 29102	11/15/84	15,000	----	----	1/9/85	15,000	Renovation of a building to serve as a teen community center
10. Town of Saluda P.O. Box 675 Saluda, SC 29138	11/30/84	8,000	----	16,000	1/9/85	8,000	Purchase of a sanitation truck
11. Town of McCormick P.O. Box 306 McCormick, SC 29835	11/13/84	6,000	----	4,150	1/9/85	6,000	Purchase of a patrol vehicle
12. Town of Trenton P.O. Box 36 Trenton, SC 29847	12/11/84	2,000	----	----	1/9/85	2,000	Purchase of equipment for the fire department
13. Town of Johnston P.O. Box 235 Johnston, SC 29832	12/11/84	8,000	----	2,000	1/9/85	8,000	Purchase of street signs
14. Town of Edgefield 402 Main St. Edgefield, SC 29835	12/11/84	8,000	----	2,000	1/9/85	8,000	Purchase of equipment for town hall

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EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

BUDGET AND CONTROL BOARD
DIVISION OF LOCAL GOVERNMENTS

RURAL IMPROVEMENT FUNDS

REPORT OF January 1985 Cont'd

APPLICATIONS	[illegible]	[illegible]
Balance Available For Grants		
Approved To Date		
Disapproved To Date		
Pending		

(Above Figures Include Items In This Report)

Name & Address of Applicant	Date Of Application	State Funds Requested	Other Funds		Date Approved Or Disapproved	Amount Approved	Brief Description of Project
			Federal	Local			
15. Town of Ridge Spring P.O. Box 444 Ridge Spring, SC 29129	12/18/84	20,000	----	----	1/9/85	20,000	Construction and renovation of buildings to house town vehicles
16. City of Inman 3 Bishop St. Inman, SC 29349	10/17/84	2,500	----	----	1/14/85	2,500	Purchase of equipment to outfit a fire truck
17. Spartanburg County P.O. Box 5666 Spartanburg, SC 29304	8/30/84	2,500	----	----	1/14/85	2,500	Purchase of equipment for the Drayton Fire Protection Association
18. Spartanburg County P.O. Box 5666 Spartanburg, SC 29304	12/19/84	2,500	----	----	1/14/85	2,500	Purchase of communication equipment for the Hobbysville Fire Department
19. Piedmont Multi County Mental Retardation Board P.O. Box 3004 Greenwood, SC 29646	1/2/85	16,000	----	8,000	1/14/85	16,000	Renovation of two community residences
20. Chesterfield County Courthouse Chesterfield, SC 29709	1/14/85	2,500	----	----	1/14/85	2,500	Purchase of equipment for the Ruby-Mt. Croghan Fire Department
21. Town of Lincolnville P.O. Box 536 Summerville, SC 29483	1/11/85	3,500	----	----	1/14/85	3,500	Separation of the police and fire departments

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD.

BUDGET AND CONTROL BOARD
DIVISION OF LOCAL GOVERNMENTS

RURAL IMPROVEMENT FUNDS

REPORT OF January 1985 Cont'd

APPLICATIONS	NO.	AMOUNT
Balance Available For Grants		
Approved To Date		
Disapproved To Date		
Pending		

(Above Figures Include Items In This Report)

Name & Address of Applicant	Date Of Application	State Funds Requested	Other Funds Federal	Other Funds Local	Date Approved Or Disapproved	Amount Approved	Brief Description of Project
22. James Island Public Service District 1639 Signal Point Rd. Charleston, SC 29412	1/11/85	2,500	----	----	1/14/85	2,500.	Purchase of equipment for the fire department
23. Chesterfield County Courthouse Chesterfield, SC 29709	12/6/84	25,000	----	175,000	1/14/85	25,000	Renovation of the courthouse (listed on the National Historic Register)
24. Broadmouth--Turkey Creek Rural Volunteer Fire Department Rt. 1, Box 252-A Honea Path, SC 29654	12/18/84	2,500	----	1,500	1/18/85	2,500	Purchase of equipment
25. Sumter County Courthouse Sumter, SC 29150	1/15/85	2,000	----	----	1/18/85	2,000	Domestic assistance program to serve the sick and elderly--purchase of equipment
26. Sumter County Courthouse Sumter, SC 29150	1/15/85	1,000	----	----	1/18/85	1,000	Purchase of equipment for Shiloh Senior Citizens Center
27. Sumter County Courthouse Sumter, SC 29150	1/15/85	2,500	----	----	1/18/85	2,500	Building repairs and purchase of equipment for a day care program
28. Georgetown County Courthouse Georgetown, SC 29442	9/24/84	15,000	----	5,000[a] 12,000[b] 5,000[c] 6,500[d] 6,500[e]	1/18/85	15,000	Development of an econometric model and an aquaculture model to determine economic impact of various anticipated projects

022776

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

a Georgetown County Development Commission
b SC Coastal Council
c Santee Cooper
d City of Georgetown
e SC State Ports Authority

BUDGET AND CONTROL BOARD
DIVISION OF LOCAL GOVERNMENTS

RURAL IMPROVEMENT FUNDS

REPORT OF January 1985 Cont'd

APPLICATIONS	NO.	AMT.
Balance Available For Grants		
Approved To Date		
Disapproved To Date		
Pending		

(Above Figures Include Items In This Report)

5

Name & Address of Applicant	Date Of Application	State Funds Requested	Other Funds: Federal	Other Funds: Local	Date Approved Or Disapproved	Amount Approved	Brief Description of Project
29. Town of Hollywood 5151 Hwy. 165 Hollywood, SC 29449	10/30/84	49,900	----	25,600	1/18/85	49,900.	Acquisition of a building for use as a town hall
30. Chesterfield County Rural Water Co., Inc. P.O. Box 270 Chesterfield, SC 29709	12/6/84	49,000	----	13,000	1/25/85	30,000	Extension of water main and appurtenances to provide water service to over one hundred customers
31. Piedmont Park Fire District Rt. 12, State Park Rd. Greenville, SC 29609	1/23/85	2,500	----	----	1/25/85	2,500	Purchase of equipment
32. Dillon County P.O. Box 449 Dillon, SC 29536	1/4/85	1,000	----	----	1/25/85	1,000	Improvements to the Latta Community Center
33. City of Tega Cay P.O. Box 1088 Tega Cay, SC 29715	12/10/84	15,000	----	15,000	1/25/85	15,000	Construction of a building to house the police department and all emergency dispatching

022777

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

EXHIBIT

FEB 28 1985 NO. 1

STATE BUDGET & CONTROL BOARD

State of South Carolina
BUDGET AND CONTROL BOARD
Local Government Division
State Capitol
P.O. Box 11867
Columbia, S.C. 29201

Woody Brooks
Executive Director
(803) 758-3606

In our July 1984 report to the Budget and Control Board, we reported that on July 10, 1984, a Rural Improvement grant in the amount of $23,196.00 was awarded to the Saluda Valley--Powdersville Water Company. The purpose of the grant was to provide water services to the new E. C. Industries facility.

We are please to advise that the project was completed under budget. On January 11, 1985, the Saluda Valley--Powdersville Water Company returned $553.90.

022778

EXHIBIT

FEB 28 1985 NO. 2

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD AGENDA

MEETING OF February 28, 1985 ITEM NUMBER 2

AGENCY: General Services

SUBJECT: Right-of-way Easements

The Division of General Services recommends approval of the following easements:

(a) To South Carolina Electric and Gas Company for upgrading an existing overhead power line crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island in Beaufort County.

(b) To the Commissioners of Public Works, Charleston, SC, for the purpose of constructing a 48" potable water main and for driving piling below the mean high water into the marl to support the 48" water main within an existing easement held by the Commissioners of Public Works and Westvaco across Turkey Creek in Berkeley County.

BOARD ACTION REQUESTED:

Grant the following easements:

(a) To South Carolina Electric and Gas Company for upgrading an existing overhead power line crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island in Beaufort County.

(b) To the Commissioners of Public Works, Charleston, SC, for the purpose of constructing a 48" potable water main and for driving piling below the mean high water into the marl to support the 48" water main within an existing easement held by the Commissioners of Public Works and Westvaco across Turkey Creek in Berkeley County.

ATTACHMENTS:

Agenda item worksheets and referenced easements

022779

FEB - 4 1985

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

X *Blue Agenda*
___ *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: Division of General Services
   (b) Authorized Official Signature: Tony R. Ellis, Division Director

2. *Subject:* Right-of-Way Easement to SC Electric & Gas Company

3. *Summary Background Information:*

This is an easement to SCE&G for the purpose of upgrading an existing overhead powerline crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island, in Beaufort County.

This easement has been approved by the Attorney General's Office and executed by Mr. Grover C. Croft, Jr., Vice President, on behalf of SCE&G.

A consideration of Four Hundred Fifty-nine and NO/100 ($459.00) Dollars has been received from SCE&G for this easement.

4. *What is Board asked to do?*

review said easement

EXHIBIT
FEB 28 1985 NO. 2
STATE BUDGET & CONTROL BOARD

5. *What is recommendation of the Board Division involved?*

approve and execute said easement

6. *Recommendation of other office (as required)?*

(a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
1. Easement - 5 pages 2. Drawings - 3 pages	(a)

022780

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for: February 28, 1985

X *Blue Agenda*
___ *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: Division of General Services
   (b) Authorized Official Signature: Tony R. Ellis, Director

2. *Subject:*
   Right-of-Way Easement to Commissioners of Public Works

3. *Summary Background Information:*

An easement to the Commissioners of Public Works for the purpose of constructing a 48" potable water main and for driving piling below the mean high water into the marl to support the 48" potable water main within an existing easement held by the Commissioners of Public Works and Westvaco across Turkey Creek in Berkeley County, South Carolina. This easement has been reviewed and approved by the Attorney General's Office and executed by Mr. John R. Bettis, Manager and Engineer, on behalf of the Commissioners of Public Works.

EXHIBIT

FEB 28 1985 NO. 2

STATE BUDGET & CONTROL BOARD

4. *What is Board asked to do?*

review the proposed easement

5. *What is recommendation of the Board Division involved?*

approve and execute the proposed easement

6. *Recommendation of other office (as required)?*

(a) Office Name n/a *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
1. easement - 5 pages 2. drawing	

(b)

022781

EXHIBIT

FEB 28 1985 NO. 2

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

EASEMENT

THIS EASEMENT, made and entered into this 8th day of February, 1984, by and between the State of South Carolina, Budget and Control Board, as Grantor (hereinafter "STATE"), and The Commissioners of Public Works, as Grantee (hereinafter "COMMISSIONERS").

WITNESSETH

WHEREAS, COMMISSIONERS is a public utility engaged in the processing and distribution of water and the collection of wastewater. COMMISSIONER's mailing address is 205 King Street, Suite 200, Charleston, South Carolina 29401; and

WHEREAS, COMMISSIONERS and Westvaco hold an existing easement through this property in which there exists a 24" potable water main on 2-pile bents, a 6" gas line and a 48" raw water main. This easement is for constructing a 48" potable water main and for driving piling below the mean high water into the marl to support their 48" potable water main within the existing easement across Turkey Creek in Berkeley County, South Carolina. The water main and easement area are more particularly shown and delineated on a drawing entitled "COMMISSIONERS OF PUBLIC WORKS OF THE CITY OF CHARLESTON, S.C., PROPOSED 48" DUCTILE IRON WATER MAIN CROSSING TURKEY CREEK OF THE COUNTY OF BERKELEY, S.C.", dated June 18, 1984, which is attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, pursuant to Section 1-11-90 of the South Carolina Code of Laws, 1976, as amended, the STATE is empowered to grant

certain rights-of-way or easements through and over riverbeds and marshlands for construction, operation, and maintenance of sewer lines over, on, or under such land or marshland as are owned by the STATE; and

WHEREAS, COMMISSIONERS is desirous of obtaining the hereinafter described easement through and over riverbeds and marshlands in Berkeley County, and the STATE considers the granting of such an easement to be in the public interest.

NOW, THEREFORE, the STATE as Grantor, in consideration of the sum of One ($1.00) Dollar and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant, remise, and release unto COMMISSIONERS, its successors and assigns, a Right-of-Way Easement in, to, upon and over the below described portion of riverbed and marshland; such riverbed and marshland situate in Berkeley County and lying below the mean high water line.

This Easement of right-of-way shall be used solely for the purposes incidental with the construction, operation, and maintenance of a 48" potable water main and piling below the mean high water of Turkey Creek in Berkeley County, South Carolina, as follows:

Beginning at a point 150 feet south of SCE&G power pole #153 on the north side of Turkey Creek and 175 feet, measured at right angles, from the centerline of Road S-8-88; thence extending 450 feet across Turkey Creek on a bearing of South 55 degrees 17 minutes 49 seconds East. The easement area is 15 feet in width.

The water main and easement area are more particularly shown and delineated on a drawing entitled "COMMISSIONERS OF PUBLIC WORKS OF THE CITY OF CHARLESTON, S.C., PROPOSED 48" DUCTILE IRON WATER MAIN CROSSING TURKEY CREEK OF THE COUNTY OF BERKELEY, S.C.", dated June 18, 1984, which is attached hereto and incorporated herein by reference as Exhibit A.

022783

This easement of right-of-way is subject to all easements and rights-of-way of record or which may be revealed by inspection of the property and extends only to the STATE's prima facie ownership.

COMMISSIONERS hereby agrees and covenants with the STATE that COMMISSIONERS, its successors and assigns, shall not block or obstruct navigable waters or cause unreasonable adverse impact on fish, wildife, or water quality in its use of the easement area. COMMISSIONERS shall use the easement area solely for the purposes incidental with the construction, operation, and maintenance of said 48" water main and piling and shall maintain such easement area and water main and piling in good condition.

COMMISSIONERS further agrees and covenants that COMMISSIONERS shall indemnify and hold harmless the STATE from and against any and all liabilities, claims, causes of action and expenses including, but not limited to, reasonable costs and attorney fees resulting in personal injury or death to any person or persons or damage to any property at any time that arises from or is incident to the construction, operation, maintenance, or use of the easement granted herein, to the extent allowable by law.

In the event of major maintenance, after construction, affecting the bed of the waterway, the South Carolina Coastal Council and the South Carolina Water Resources Commission shall be notified in writing prior thereto.

COMMISSIONERS will comply with and be bound by any and all applicable State statutes, regulations, and terms and conditions of any permits or agreements concerning this project and any and all lands and waters involved therewith.

022784

This Easement may be terminated by the STATE, in its discretion and such interests as the STATE may have shall revert to the STATE if COMMISSIONERS, its successors and assigns: (1) quits and abandons all use of such 48" water main and piling, in which case this easement of right-of-way shall terminate thirty (30) days after the date of such abandonment; or (2) continues an uncorrected violation or breach of any of the terms and conditions herein, provided further, it is understood and agreed that this easement is not to be construed as an easement granted to the exclusion of the STATE or to others later granted a similar right.

IN WITNESS WHEREOF, this instrument is being executed in accordance with the action of the South Carolina Budget and Control Board at its meeting held on the 28 day of February, 1985.

WITNESSES:

Kathleen M Kepler

William A McInnis

STATE OF SOUTH CAROLINA
BUDGET & CONTROL BOARD

BY: Richard W. Riley
Governor Richard W. Riley

Mary J. Oliver

Gloria R. Oliver

COMMISSIONERS OF PUBLIC WORKS

BY: John R. Bettis
John R. Bettis
Manager and Engineer

FEB 28 1985 NO. 2

STATE BUDGET & CONTROL BOARD

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth P. Woodington

022785

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

PERSONALLY appeared before me William A. McInnis and made oath that he/~~she~~ saw the within named State of South Carolina, Budget and Control Board, by Governor Richard W. Riley, sign, seal, and as its act and deed deliver the within written Easement, and that he/~~she~~, along with Katherine M. Hepfer, witnessed the execution thereof.

William A McInnis

SWORN to before me this 28th day of February, 1985

Donna K. Williams (L.S.)
Notary Public for South Carolina

My Commission Expires: 5/3/89

EXHIBIT
FEB 28 1985 NO. 2
STATE BUDGET & CONTROL BOARD

****

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

PERSONALLY appeared before me Mary F. Ayer and made oath that he/she saw the within named Commissioners of Public Works, by its Manager and Engineer, John R. Bettis, sign, seal, and as its act and deed deliver the within written Easement, and that he/she, along with Gloria R. Oliver, witnessed the execution thereof.

Mary F. Ayer

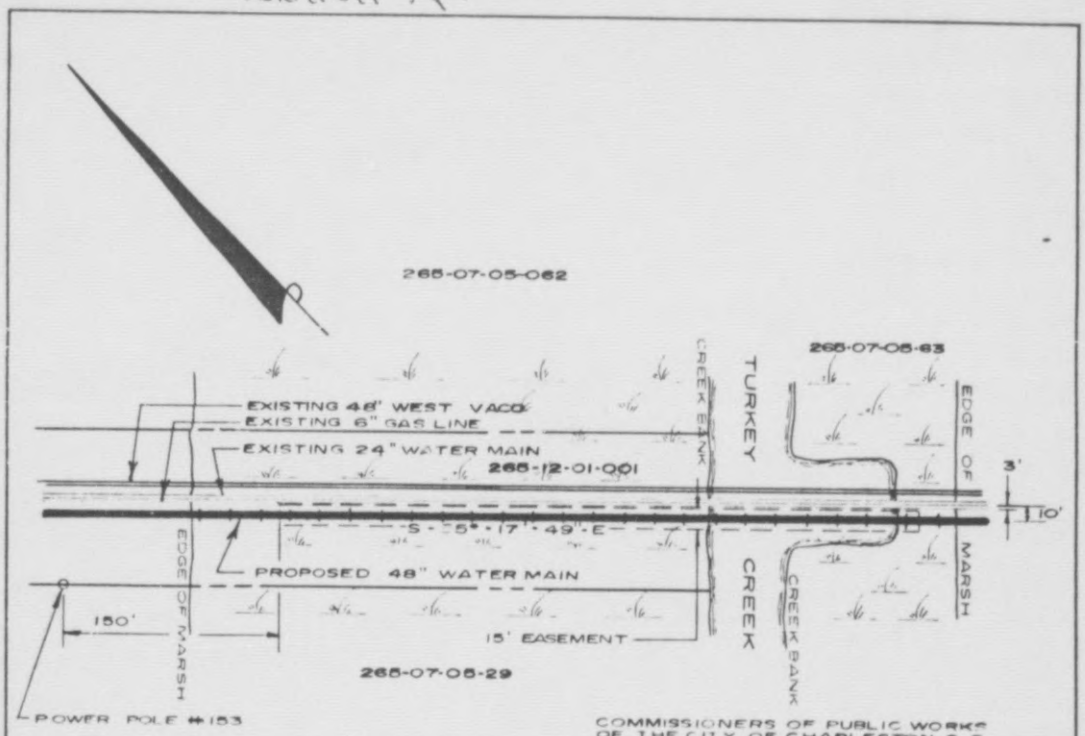
SWORN to before me this 8th day of February, 1985.

Steve W. Tidwell (L.S.)
Notary Public for South Carolina

My Commission Expires: Oct. 14, 1987

022786

Exhibit A



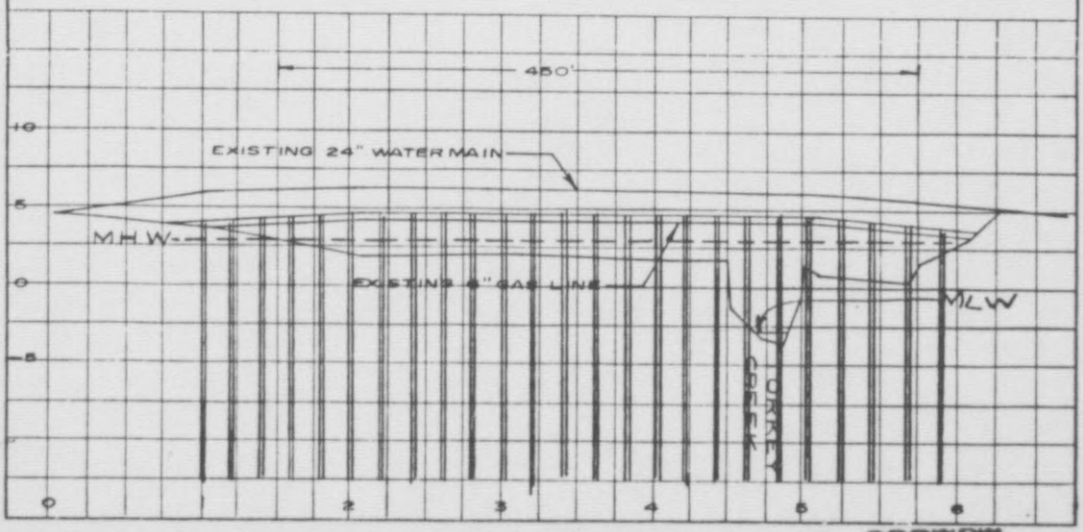
COMMISSIONERS OF PUBLIC WORKS
OF THE CITY OF CHARLESTON, S.C.

PROPOSED 48" DUCTILE IRON WATER
MAIN CROSSING TURKEY CREEK OF
THE COUNTY OF BERKELEY, S.C.

18 JUN. 84

SCALE: HORIZ. 1" = 100'
VERT. 1" = 10'

WILLIAM C. BOINEAU
SC REG NO. 4173



022787

EXHIBIT

FEB 28 1985 NO. 2

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

EASEMENT

THIS EASEMENT, made and entered into this 28th day of January, 1985, by and between the State of South Carolina, Budget and Control Board, as Grantor (hereinafter "STATE"), and South Carolina Electric and Gas Company, as Grantee (hereinafter "SCE&G").

WITNESSETH

WHEREAS, SCE&G is a public utility incorporated in the State of South Carolina and authorized to serve its service area with natural gas as well as other utility services. SCE&G's mailing address is Post Office Box 764, Columbia, South Carolina 29218 and

WHEREAS, SCE&G proposes to upgrade an existing overhead powerline crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island, in Beaufort County, South Carolina. The existing powerline and easement area are more particularly shown and delineated on Drawing No. A-25,690, sheets 1, 2, and 3, entitled "SOUTH CAROLINA ELECTRIC & GAS CO., DAUFUSKIE ISLAND (CORPS OF ENG. PERMIT) PROPOSED 12 KV O.H. FEEDER (REBUILD OLD LINE) BLUFFTON 12 KV SUB. CKT. 60142", and dated 9-26-84, which are attached hereto and incorporated herein by reference as Exhibits A,B, and C; and

WHEREAS, pursuant to Section 1-11-80 of the South Carolina Code of Laws, 1976, as amended, the STATE is empowered to grant certain rights-of-way or easements through and over riverbeds and marshlands for construction, operation, and maintenance of sewer lines over, on, or under such land or marshland as are owned by the STATE; and

022788

WHEREAS, SCE&G is desirous of obtaining the hereinafter described easement through and over riverbeds and marshlands in Beaufort County, and the STATE considers the granting of such an easement to be in the public interest.

NOW, THEREFORE, the STATE as Grantor, in consideration of the sum of Four Hundred Fifty-Nine and NO/100 ($459.00) Dollars, receipt of which is hereby acknowledged, does hereby grant, remise, and release unto SCE&G, its successors and assigns, a Right-of-Way Easement in, to, upon and over the below described portion of riverbed and marshland; such riverbed and marshland situte in Beaufort County and lying below the mean high water line.

This easement of right-of-way shall be used solely for the purposes incidental with the upgrading of an existing overhead powerline crossing an unnamed creek leading to Ramshorn Creek near Daufuskie Island, Beaufort County, South Carolina, which is more particularly described as follows:

Beginning at a point 109 feet northwest of Pole No. 307108 and extending in a northwesterly direction on a bearing of North 4 degrees 13 minutes West across an unnamed creek to the mean high water line for a distance of 2,000 feet. The easement area is 50 feet in width (25 feet on each side of the centerline).

The existing powerline and easement area are more particularly shown and delineated on Drawing No. A-25,690, sheets 1, 2, and 3, entitled "SOUTH CAROLINA ELECTRIC & GAS CO., DAUFUSKIE ISLAND (CORPS OF ENG. PERMIT) PROPOSED 12 KV O.H. FEEDER (REBUILD OLD LINE) BLUFFTON 12 KV SUB. CKT. 60142", dated 9-26-84, which are attached hereto and incorporated herein by reference as Exhibits A, B, and C.

This easement of right-of-way is subject to all easements and rights-of-way of record or which may be revealed by inspection of the property and extends only to the STATE's prima facie ownership.

022789

The vertical clearance of all electrical wire, conductors, cables and live parts of equipment across all navigable waters and/or waters of the State of South Carolina, shall be constructed in accordance with National Electric Code (ANSI - C2 - 1984) Section 232, page 141, as amended.

SCE&G hereby agrees and covenants with the STATE that SCE&G, its successors and assigns, shall not block or obstruct navigable waters or cause unreasonable adverse impact on fish, wildlife, or water quality in its use of the easement area. SCE&G shall use the easement area solely for the purposes incidental with the upgrading, operation, and maintenance of said overhead powerline, and shall maintain such easement area and powerline in good condition.

SCE&G further agrees and covenants that SCE&G shall indemnify and hold harmless the STATE from and against any and all liabilities, claims, causes of action and expenses including, but not limited to, reasonable costs and attorney fees resulting in personal injury or death to any person or persons or damage to any property at any time that arises from or is incident to the upgrading, operation, maintenance, or use of the easement granted herein.

In the event of major maintenance, after construction, affecting the bed of the waterway, the South Carolina Coastal Council and the South Carolina Water Resources Commission shall be notified in writing prior thereto.

SCE&G will comply with and be bound by any and all applicable State statutes, regulations, and terms and conditions of any permits or agreements concerning this project and any and all lands and waters involved therewith.

022790

This Easement may be terminated by the STATE, in its discretion and such interests as the STATE may have shall revert to the STATE if SCE&G, its successors and assigns: (1) quits and abandons all use of such overhead powerline, in which case this easement of right-of-way shall terminate thirty (30) days after the date of such abandonment; or (2) continues an uncorrected violation or breach of any of the terms and conditions herein, provided further, it is understood and agreed that this easement is not to be construed as an easement granted to the exclusion of the STATE or to others later granted a similar right.

IN WITNESS WHEREOF, this instrument is being executed in accordance with the action of the South Carolina Budget and Control Board at its meeting held on the 28 day of February, 1985.

WITNESSES:

Kathleen M Hopkins
William A McInnis

STATE OF SOUTH CAROLINA
BUDGET & CONTROL BOARD

BY: Richard W. Riley
Governor Richard W. Riley

Patricia K. Teague
W. A. Hearty

SOUTH CAROLINA ELECTRIC AND GAS COMPANY

BY: Grover C. Croft Jr.
Grover C. Croft, Jr.
Vice President

EXHIBIT
FEB 28 1985 NO. 2
STATE BUDGET & CONTROL BOARD

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth L. Woodington

022791

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

PERSONALLY appeared before me William A. McInnis and made oath that he/~~she~~ saw the within named State of South Carolina, Budget and Control Board, by Governor Richard W. Riley, sign, seal, and as its act and deed deliver the within written Easement, and that he/~~she~~, along with Katherine M. Hepfer, witnessed the execution thereof.

William A McInnis

SWORN to before me this 28th
day of February, 1985.
Donna K. Williams (L.S.)
Notary Public for South Carolina
My Commission Expires: 5/3/89

EXHIBIT
FEB 28 1985 NO. 2
STATE BUDGET & CONTROL BOARD

****

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

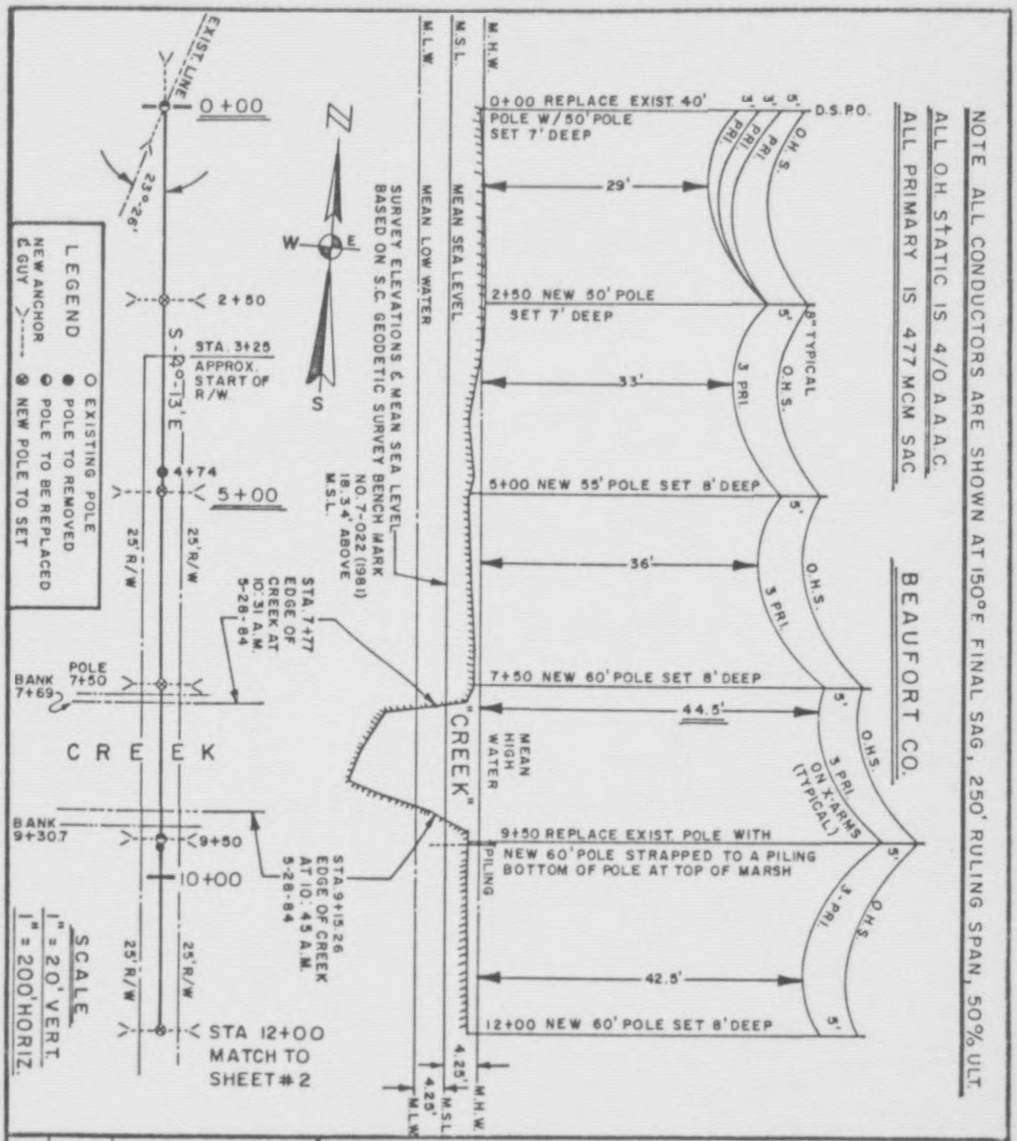
PERSONALLY appeared before me Patricia N. Feagin and made oath that he/she saw the within named South Carolina Electric and Gas Company, by its Vice President, Grover C. Croft, Jr., sign, seal, and as its act and deed deliver the within written Easement, and that he/she, along with W. A. Hentz, witnessed the execution thereof.

Patricia N. Feagin

SWORN to before me this 28th
day of January, 1985.
Douglas D. Maloch (L.S.)
Notary Public for South Carolina
My Commission Expires: 9-24-94

022792

Exhibit A



NO.	DATE	REVISION

SOUTH CAROLINA ELECTRIC & GAS CO.

FOR DAUFUSKIE ISLAND (CORPS OF ENG. PERMIT)

DETAIL PROPOSED 12KV O.H. FEEDER (REBUILD OLD LINE)

BLUFFTON 12 KV SUB. CKT. 60142

SCALE AS SHOWN SHT. 1 OF 3 A-25,690

DR/TR C.F.B. APPROVED

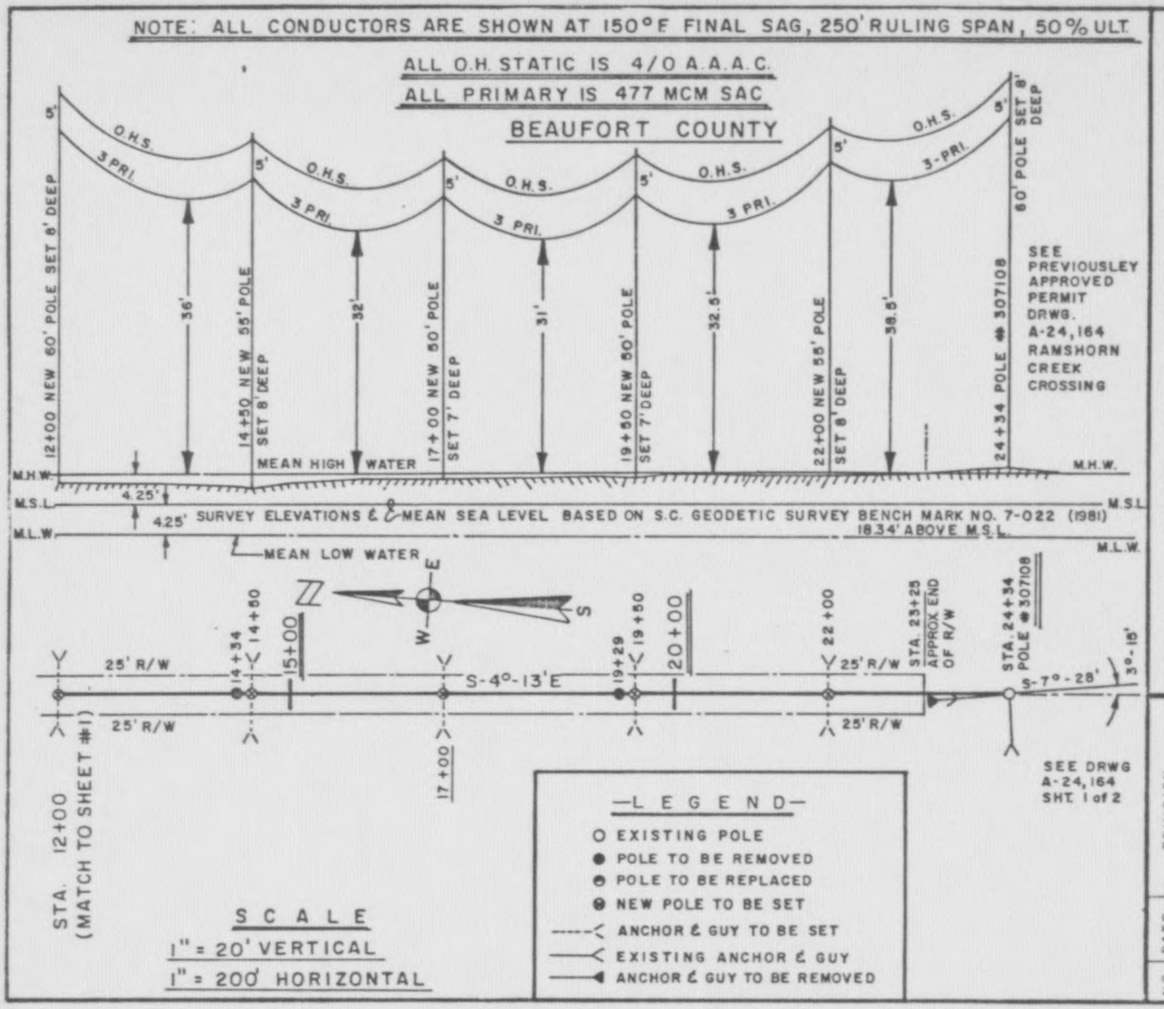
9-26-84

M.F. CODE: D0486 CARD

022793

A-25,690 Sht. 1 of 3

Exhibit B



SOUTH CAROLINA ELECTRIC & GAS CO.

FOR DAUFUSKIE ISLAND (CORPS OF ENG. PERMIT)

DETAIL PROPOSED 12 KV O.H. FEEDER
BLUFFTON 12 KV SUB. CKT. 60142

SCALE AS SHOWN | SHT 2 OF 3 | A-25,690 | HLV

DR/TR C.F.B. APPROVED: | 9-26-84

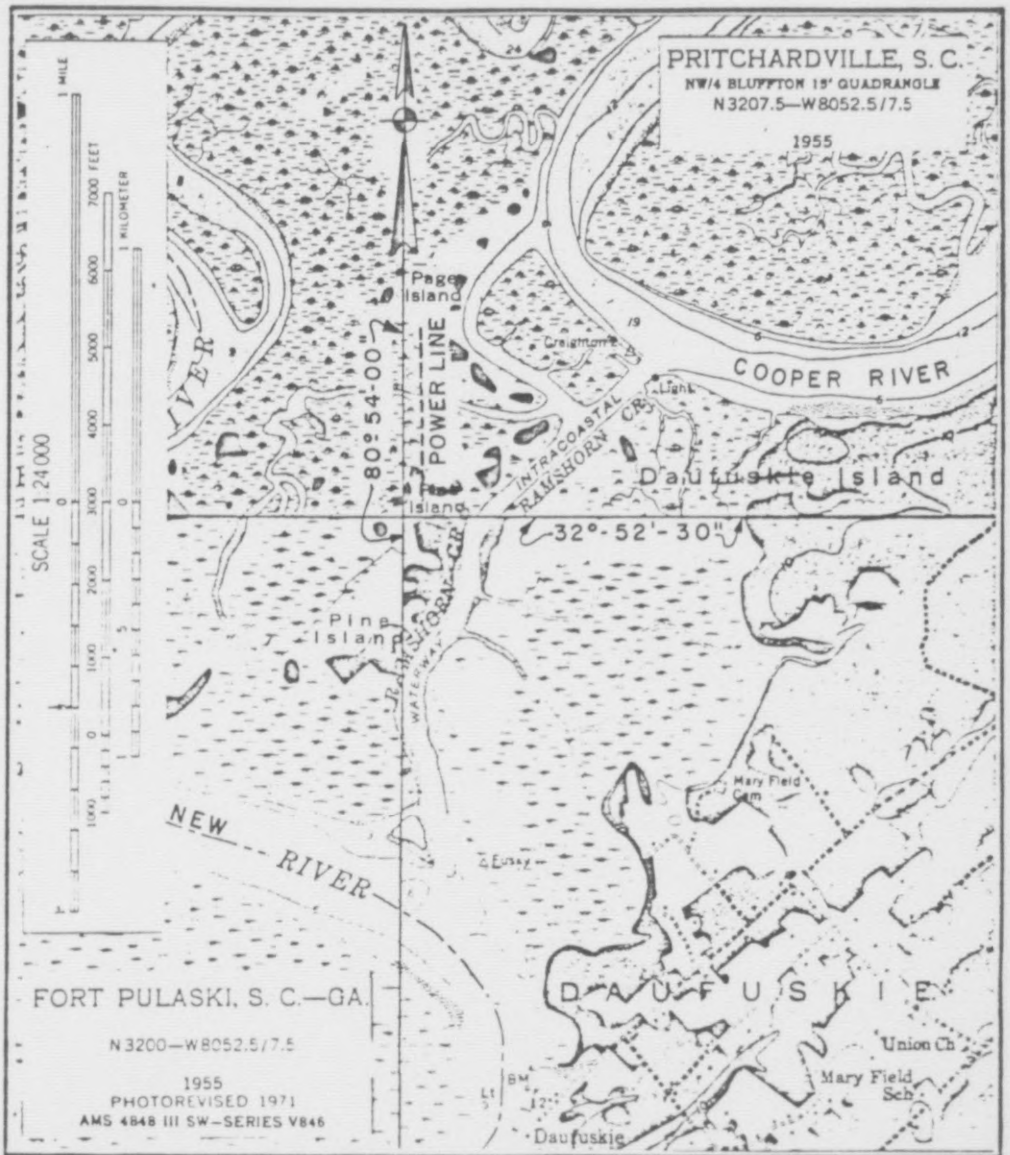
NO.	DATE	REVISION

M.F. CODE: D0486 CARD

A-25,690 Sht 2 of 3

022794

Exhibit C



NO.	DATE	REVISION

SOUTH CAROLINA ELECTRIC & GAS CO.

FOR DAUFUSKIE ISLAND (CORPS OF ENG. PERMIT)

DETAIL LOCATION OF PROPOSED 12KV O.H. FEEDER
BLUFFTON 12KV SUB. CKT. 60142

SCALE AS SHOWN
9-27-84
DR./TR. C F B APPROVED

SHT. 3 OF 3

A-25,690

M.F. CODE: D0486 CARD NO.

A-25,690 Sheet 3 of 3

022295

EXHIBIT

FEB 28 1985 NO. 3

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD BLUE AGENDA

MEETING OF February 28, 1985 ITEM NUMBER 3

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

A. The following permanent improvement projects have been reviewed favorably by the Joint Bond Review Committee and approved by staff:

(1) On Summary 14-85:

Item 1, Clemson University, H12-8301, Thornhill Village/Sewer Replacement II project, increase budget to $65,000 by adding $9,000 of housing improvement trust funds;

Item 6, USC-Aiken, H29-7861, Library Addition, increase budget to $1,349,280.31 by adding $102,137 of excess debt service funds; subtracting $102,137 of institution (tuition) bond funds; adding $3,430.95 of appropriated State funds; adding $9,277 of federal (DOE) funds; and adding $2,435.36 of other funds;

Item 8, Medical University, H51-////, Basic Science Building/Room 619 Renovation, establish project and source of funds, $47,500 appropriated State funds; and

Item 15, Mental Retardation, J16-////, Midlands/Timberlane Community Residence Renovation, establish project and source of funds, $22,654.44 excess debt service funds.

BOARD ACTION REQUESTED:

Receive as information.

ATTACHMENTS:

Referenced summary plus attachments.

022796

STATE BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS
PROPOSED BY STATE AGENCIES AND INSTITUTIONS
12-01-84 THROUGH 12-15-84

SUMMARY # 14-85
PAGE 1 OF 8
FORWARDED TO JOINT BOND REVIEW COMMITTEE 12-17-84
RUN DATE 12-17-84

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		COMMITTEE REVIEW	BCB APPROVAL	BUDGET AFTER ACTION PROPOSED SOURCE OF FUNDS	AMOUNT
1.	H12 CLEMSON UNIVERSITY 8301 THORNHILL VLGE/SEWER REPLCMNT II	JAN 29 1985	FEB 14 1985		
	INCREASE BUDGET FROM $56,000.00 TO $65,000.00 ADD $9,000.00 (9) (HOUSING IMPROVEMENT TRUST)			OTHER FUNDS	65,000.00
				TOTAL FUNDS	65,000.00
	CHARACTERISTICS OF EXISTING SOIL FROM EXCAVATION UNSUITABLE FOR REUSE IN TRENCHES, REQUIRING OWNER TO REPLACE FROM ANOTHER SOURCE.				
	SUPPORTING DOCUMENT PAGES 1-2				

****

2.	H12 CLEMSON UNIVERSITY EAST CAMPUS/AUTO TELLER MACHINES	L JAN 18 1985			
	ESTABLISH PROJECT TOTAL BUDGET $45,000.00 ADD $45,000.00 (9) OTHER (REIMBURSED BY BANK)			OTHER FUNDS	45,000.00
				TOTAL FUNDS	45,000.00
	CONSTRUCT A 10' X 30' FACILITY TO HOUSE AUTOMATIC TELLER MACHINES. NOTE THAT ALL CONSTRUCTION COSTS WILL BE REIMBURSED BY THE FINANCIAL INSTITUTIONS/TENANTS.				
	SUPPORTING DOCUMENT PAGES 3-5				

****

EXHIBIT
FEB 28 1985 NO. 3
STATE BUDGET & CONTROL BOARD

022797

			COMMITTEE REVIEW	BCB APPROVAL	BUDGET AFTER ACTION PROPOSED SOURCE OF FUNDS	AMOUNT
5.	H15	COLLEGE OF CHARLESTON 9 LIBERTY ST (SOUTHERN BELL) RENOV		JAN 29 1985		
		ESTABLISH PROJECT TOTAL BUDGET $350,000.00 ADD $350,000.00 (4) EXCESS DEBT SERVICE			EXCESS DEBT SERVICE	350,000.00
					TOTAL FUNDS	350,000.00

THE ALTERATION AND RENOVATION OF THE FOUR-STORY, APPROXIMATELY FORTY-ONE THOUSAND SQUARE FOOT FORMER SOUTHERN BELL BUSINESS OFFICE BUILDING LOCATED AT 9 LIBERTY STREET. THE COLLEGE IS TO RECEIVE POSSESSION OF THE PROPERTY FOR LEASE ON JANUARY 1, 1985 PROPOSING THAT THE COMPUTER SCIENCE DEPARTMENT AND ADMINISTRATIVE OFFICE OCCUPY THREE FLOORS.

SUPPORTING DOCUMENT PAGES 17-22

			COMMITTEE REVIEW	BCB APPROVAL	BUDGET AFTER ACTION PROPOSED SOURCE OF FUNDS	AMOUNT
6.	H29	USC-AIKEN CAMPUS	L			
	7861	AIKEN/LIBRARY ADDITION	JAN 29 1985	FEB 14 1985		
		INCREASE BUDGET FROM $1,334,137.00 TO $1,349,280.31 SUBTRACT $102,137.00 (2) INST (TUITION) BONDS ADD $102,137.00 (4) EXCESS DEBT SERVICE ADD $3,430.95 (6) APPROPRIATED STATE ADD $9,277.00 (7) FEDERAL (DOE GRANT) ADD $2,435.36 (9) OTHER			CAPITAL IMPROVEMENT BONDS EXCESS DEBT SERVICE OPERATING FUNDS STATE FEDERAL FUNDS OTHER FUNDS	1,232,000.00 102,137.00 3,430.95 9,277.00 2,435.36
					TOTAL FUNDS	1,349,280.31

ADDITIONAL FUNDS NEEDED TO COVER LANDSCAPING WORK, COST OVERRUN ON LIBRARY SHELVING, AND ADDITIONAL COSTS ASSOCIATED WITH CHANGE ORDER #3.

SUPPORTING DOCUMENT PAGES 23-24

022798

STATE BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS
PROPOSED BY STATE AGENCIES AND INSTITUTIONS
12-01-84 THROUGH 12-15-84

SUMMARY # 14-85

FORWARDED TO JOINT BOND REVIEW COMMITTEE 12-17-84
RUN DATE 12-17-84

			COMMITTEE REVIEW	BCB APPROVAL	BUDGET AFTER ACTION PROPOSED SOURCE OF FUNDS	AMOUNT
7.	H32	USC-COASTAL CAROLINA CAMPUS	L			
	7060	COASTAL/WILLIAMS BRICE ADDITION	JAN 7 1985			
		INCREASE BUDGET				
		FROM $2,634,559.00 TO $2,692,559.00				
		ADD $58,000.00 (9) OTHER (PRIVATE)			CAPITAL IMPROVEMENT BONDS	2,128,000.00
					OTHER FUNDS	564,599.00
					TOTAL FUNDS	2,692,599.00
		TO COVER COST OF ADDITIONAL SQUARE FOOTAGE THAT HAS BEEN ADDED TO THE PROJECT.				
		SUPPORTING DOCUMENT PAGES 25-26				
8.	H51	MEDICAL UNIV OF S C	L			
		BASIC SCIENCE BLDG/ROOM 619 RENOV	JAN 29 1985	FEB 14 1985		
		ESTABLISH PROJECT				
		TOTAL BUDGET $47,500.00				
		ADD $47,500.00 (6) APPROPRIATED STATE			OPERATING FUNDS STATE	47,500.00
					TOTAL FUNDS	47,500.00
		RENOVATION OF ROOM 619 (300 SQUARE FEET) IN THE BASIC SCIENCE BUILDING TO CREATE LARGER AND MORE EFFICIENT RESEARCH LABORATORY SPACE, PROMOTING THE WORK TO BE DONE FOR A RECENTLY AWARDED FEDERAL GRANT.				
		SUPPORTING DOCUMENT PAGES 27-30				

662220

			COMMITTEE REVIEW	BCB APPROVAL	BUDGET AFTER ACTION PROPOSED SOURCE OF FUNDS	AMOUNT
15.	J16	MENTAL RETARDATION DEPT MIDLANDS/TIMBERLANE COMM RES RENOV	JAN 29 1985	FEB 14 1985		
		ESTABLISH PROJECT TOTAL BUDGET $22,654.44 ADD $22,654.44 (4) EXCESS DEBT SERVICE			EXCESS DEBT SERVICE	22,654.44
					TOTAL FUNDS	22,654.44

TO RENOVATE RESIDENCE DESIGNED TO BRING THE RESIDENCE INTO COMPLIANCE WITH THE LICENSING AND CERTIFICATION STANDARDS SO THAT THE CLIENTS IN THE BUILDING CAN BE ELIGIBLE FOR MEDICAID FUNDING. THE RENOVATIONS WILL ALSO PROVIDE AN UPDATED AND IMPROVED FIRE ALARM AND LIFE SAFETY SYSTEM.

SUPPORTING DOCUMENT PAGES 57-60

16.	P24	WILDLIFE & MARINE RES DEPT				
	8214	G'VILLE CTY/SALUDA LAKE BOAT RAMP				
		DECREASE BUDGET FROM $90,505.00 TO $0.00 SUBTRACT $90,505.00 (9) OTHER (G'VILLE CTY WATER REC RES FUND)	99/99/99	12/14/84	OTHER FUNDS	.01
					TOTAL FUNDS	.01

TO CANCEL PROJECT AS GREENVILLE COUNTY DELEGATION HAS WITHDRAWN FUNDING.

SUPPORTING DOCUMENT PAGES 61-62

EXHIBIT
FEB 28 1985 NO. 3
STATE BUDGET & CONTROL BOARD

022600

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14-85(1)

For Board Use Only.
Packet Number

BUDGET AND CONTROL BOARD FORM A-23 PAGE 1
STATEWIDE PERMANENT IMPROVEMENT REPORTING SYSTEM (SPIRS)

REVISION OF PROJECT BUDGET OR PROJECT SCOPE
FOR ANNUAL PERMANENT IMPROVEMENT PROGRAM FOR FISCAL YEAR 84/85

1. PROJECT IDENTIFIERS:

A. Agency: Number H-12 Name Clemson University
B. Contact person: Jim Shanahan Phone: 656-2424
C. Project Number: 8301 Name: Thornhill Village - Replace Sewer II

2. PROJECT ACTION PROPOSED:

X Increase total project budget
____ Decrease total project budget
____ Change source of funds
____ Revise scope

3. WHAT IS THE REVISION PROPOSED?:

Increase project total to cover unsuitable soil uncovered at site.

4. JUSTIFICATION FOR REVISION (Why is it needed?):

Characteristics of existing soil from excavation unsuitable for reuse in trenches requiring owner to replace from another source.

5. ADDITIONAL OPERATING COSTS: Will this project require additional annual operating costs because of the revision?: Yes____ No X
If yes, complete and attach Addendum A-49.

6. ESTIMATES OF PROJECT COSTS AS REVISED

A. Total estimated cost of project as revised: $ 65,000.00

B. Total estimated cost of project as revised includes the following (1 through 10 = 6A above)

(1) $____ Planning/design services
(2) 65,000.00 Site work (including utilities)
(3) ____ Central energy systems repair/replacement
(4) ____ Mechanical systems repair/replacement
(5) ____ General renovation/repair of floor space: (Gross sq. ft. ____)
(6) ____ Roof repair/replacement
(7) ____ Construction of additional floor space (Gross sq. ft. ____)
(8) ____ Equipment/supplies
(9) ____ Purchase of facilities: (Floor space, gross sq. ft. ____)
(Land, acres: ____)
(10) ____ Other (Specify) ____

$ 65,000.00 Total (Same as 6A)

022801

1

FORM A-23 PAGE 2

6. C. Total estimated cost of project, as revised, by broad purpose: Total cost: $ 65,000.00
(equals 1 through 8, below, and is same as 6A)

1. Purchase land	$	5. Restore facility	$
2. Purchase facility	$	6. Maintain facility	$ 65,000.00
3. Demolish facility	$	7. Replace facility	$
4. Construct additional facility	$	8. Other	$

7. **PROJECT COMPLETION SCHEDULE AND ESTIMATED EXPENDITURES BY FISCAL YEAR AS REVISED:**

A. Estimated expenditures and expenditure purposes, this FY: 84/85 $ 12,000.00
(expenditure purposes (use 6B categories): Site Work)

Prior FY expenditures 30,081.19

B. Estimated expenditures after this FY $ 22,918.81

C. Total (Same as 6A, 6B and 6C) $ 65,000.00

8. PROPOSED SOURCES OF FUNDS AS REVISED: TYPE	PREVIOUSLY APPROVED AMOUNT	PROPOSED INCREASE + DECREASE –	REVISED AMOUNT	REVENUE CODE	TREASURER I. D. NUMBER	SUB FUND
(0) Capital Improvement Bonds	$	$	$			
(1) Depart Capital Imp Bonds						
(2) Inst (tuition) Bonds						
(3) Revenue Bonds						
(4) Excess Debt Service						
(6) Appropriated State						
(7) Federal						
(8) Athletic						
(9) Other Housing Improvements	56,000.00	+ 9,000.00	65,000.00	8803	98800100	4539
TOTAL	$ 56,000.00	$ +9,000.00	$ 65,000.00			

9. **Submitted By:**

Authorized Official _____ Date Submitted 12/05/84
Typed Name and Title and Signature
Melvin E. Barnette, Vice President for Business and Finance
FY Submitted 84/85

10. **APPROVED (For Board Use Only):**

14-85(1)

_____ WILLIAM A. McINNIS, Deputy Executive Director FEB 14 1985
Typed Name and Title and Signature Date

022802

2

DEC 10 1984

14-85(6)

BUDGET AND CONTROL BOARD FORM A-23 PAGE 1
STATEWIDE PERMANENT IMPROVEMENT REPORTING SYSTEM (SPIRS)

For Board Use Only
Packet Number

REVISION OF PROJECT BUDGET OR PROJECT SCOPE
FOR ANNUAL PERMANENT IMPROVEMENT PROGRAM FOR FISCAL YEAR 84-85

1. PROJECT IDENTIFIERS:
   - A Agency: Number H29 Name USC-Aiken
   - B Contact person: David P. Rinker Phone: 777-5993
   - C. Project Number: 7861 Name: Library Addition

2. PROJECT ACTION PROPOSED:
   - XX Increase total project budget
   - Decrease total project budget
   - XX Close project
   - XX Change source of funds
   - Revise scope

3. WHAT IS THE REVISION PROPOSED?:

   Add $15,143.31 to cover final expenses of project, and to close project

4. JUSTIFICATION FOR REVISION (Why is it needed?):

   Additional funds needed to cover landscaping work, cost overrun on library shelving, and additional costs associated with change order #3

5. ADDITIONAL OPERATING COSTS: Will this project require additional annual operating costs because of the revision? Yes ____ No XXX
   If yes, complete and attach Addendum A-49.

6. ESTIMATES OF PROJECT COSTS AS REVISED
   - A Total estimated cost of project as revised: $ $1,349,280.31
   - B Total estimated cost of project as revised includes the following (1 through 10 = 6A above)

(1)	$ 68,221.50	Planning/design services
(2)	15,276.10	Site work (including utilities), landscaping
(3)		Central energy systems repair/replacement
(4)		Mechanical systems repair/replacement
(5)		General renovation/repair of floor space: (Gross sq. ft. ____)
(6)		Roof repair/replacement
(7)	$1,174,581.96	Construction of additional floor space (Gross sq. ft. ____)
(8)	86,315.19	Equipment/supplies
(9)		Purchase of facilities: (Floor space, gross sq. ft. ____) (Land, acres: ____)
(10)	4,884.56	Other (Specify) Bond fees, moving and storage
	$ $1,349,280.31	Total (Same as 6A)

022803

23

FORM A-23 PAGE 2

6. C. Total estimated cost of project, as revised, by broad purpose: Total cost: $ 1,349,280.31
(equals 1 through 8, below, and is same as 6A)

1. Purchase land	$	5. Restore facility	$
2. Purchase facility	$	6. Maintain facility	$
3. Demolish facility	$	7. Replace facility	$
4. Construct additional facility	$ 1,349,280.31	8. Other	$

7. PROJECT COMPLETION SCHEDULE AND ESTIMATED EXPENDITURES BY FISCAL YEAR AS REVISED:

A. Estimated expenditures and expenditure purposes, this FY: 84-85 $ 1,349,280.96
(expenditure purposes (use 6B categories): 4)

B. Estimated expenditures after this FY $

C. Total (Same as 6A, 6B and 6C) $ 1,349,280.31

8. PROPOSED SOURCES OF FUNDS AS REVISED: TYPE	PREVIOUSLY APPROVED AMOUNT	PROPOSED INCREASE + DECREASE –	REVISED AMOUNT	REVENUE CODE	TREASURER I. D. NUMBER	SUB FUND
(0) Capital Improvement Bonds	$ 1,232,000	$ 0	$ 1,232,000	811500	02102500	
(1) Depart Capital Imp Bonds						
(2) Inst (tuition) Bonds	102,137	-102,137	0	811600	28800100	
(3) Revenue Bonds						
(4) Excess Debt Service	0	+102,137	102,137	500102	48800100	4688
(6) Appropriated State	0	+3,430.95	3,430.95	889500	68800100	
(7) Federal DOE grant	0	+9,277.00	9,277	2801	78800100	
(8) Athletic						
(9) Other	0	2,435.36	2,435.36	7601	98800100	
TOTAL	$ 1,334,137	$ +15,143.31	$ 1,349,280.31			

9. Submitted By:

Authorized Official David P. Rinker Date Submitted 11/28/84
Typed Name and Title and Signature
David P. Rinker, System Vice President for Facilities Planning FY Submitted 84-85

10. APPROVED (For Board Use Only):

14-95(6)

William A. McInnis WILLIAM A. McINNIS Deputy Executive Director FEB 14 1985
Typed Name and Title and Signature Date 24

022804

42

DEC 13 1984

14-95(8)

For Board Use Only
Packet Number

BUDGET AND CONTROL BOARD FORM A-13 PAGE 1
STATEWIDE PERMANENT IMPROVEMENT REPORTING SYSTEM (SPIRS)

PROJECT PROPOSAL AND JUSTIFICATION STATEMENT FOR ANNUAL PERMANENT IMPROVEMENT PROGRAM FOR FISCAL YEAR_____

1. **PROJECT IDENTIFIERS:**
   A. Agency: Number H51 Name Medical University of South Carolina
   B. Contact Person C. Edward Kaylor, Jr., Ph.D. Phone: 803/792-4103
   C. Project Name: Renovation of Room 619, Basic Science Building #8667
   D. Facility Affected: Name Basic Science Building Number 500

2. **PROJECT DESCRIPTION (What does it consist of? Attach supporting documentation):**
   Renovation of Room 619 in the Basic Science Building for use as a research laboratory for the Department of Biochemistry.

   Site Description: (Attach a map showing project location)
   Location: Charleston (county) _____ (code) Charleston (city) MUSC Campus (site)

3. **PROJECT JUSTIFICATION (What does it consist of? Attach supporting documentation):**
   This project involves the renovation of a laboratory in the Basic Science Building to accommodate the increased research efforts of an associate professor in the Department of Biochemistry. A recently-acquired Federal grant has created the need for larger and more efficient laboratory space. (See attached campus map.)
   (What specific needs does this project address?):

4. **ALTERNATIVES CONSIDERED AS A MEANS OF MEETING NEEDS SPECIFIED IN #3:**
   None

5. **PRIORITY:** This project is priority number_____of_____projects proposed in this program.
   N/A

6. **ADDITIONAL OPERATING COSTS:** Will this project require additional annual operating costs?
   Yes____ No XX If yes, complete and attach addendum A-49.

7. **ESTIMATES OF PROPOSED PROJECT COSTS:**
   A. Total estimated cost of project $ 47,500.00
   B. Total estimated cost of project includes the following (1. through 10.=7A above)

(1)	$ 1,000.00	Planning/design services
(2)		Site work (including utilities)
(3)		Central energy systems repair/replacement
(4)		Mechanical systems repair/replacement
(5)	40,000.00	General renovation/repair of floor space (Gross sq. ft.: 300)
(6)		Roof repair/replacement
(7)		Construction of additional floor space: (Gross sq. ft.:)
(8)	6,500.00	Equipment/supplies
(9)		Purchase of facilities: (Floor space, gross sq. ft.) (Land, acres:)
(10)		Other (Specify)

$ 47,500.00 Total (Same as 7 A)

022805

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FORM A-13 PAGE 2

7. C. Total estimated cost of project by broad purpose: Total cost: $ 47,500.00
(equals 1 through 8, below and is same as 7A)

1. Purchase land	$	5. Restore facility	$
2. Purchase facility	$	6. Maintain facility	$
3. Demolish facility	$	7. Replace facility	$
4. Construct additional facility	$	8. Other: Renovation	$ 47,500.00

8. PROJECT COMPLETION SCHEDULE AND ESTIMATED EXPENDITURES BY FISCAL YEAR:

A. Estimated expenditures and expenditure purposes, this FY: 84-85 $ 47,500.00
(Expenditure purposes (use 7B categories): 1, 5, and 8

B. Estimated expenditures after this FY: $ -0-

C. Total (Same as 7A, 7B and 7C): $ 47,500.00

9. PROPOSED SOURCES OF FUNDS: Type	Amount	Revenue Code	Treasurer I D Number	Sub Fund	Mini Code	Object Code
(0) Capital Improvement Bonds	$					
(1) Dept Capital Imp Bonds						
(2) Inst (tuition) Bonds						
(3) Revenue Bonds						
(4) Excess Debt Service						
(6) Appropriated State	47,500.00	4101	68500100	3035		
(7) Federal						
(8) Athletic						
(9) Other						
TOTAL (Same as 7A)	$ 47,500.00					

10. Submitted By:

Authorized Official: Marion E Woodbury
Typed Name and Title and Signature
Marion E. Woodbury
Vice President for Finance

Date Submitted 12/10/84
FY Submitted 84-85

11. APPROVED (For Board Use Only):

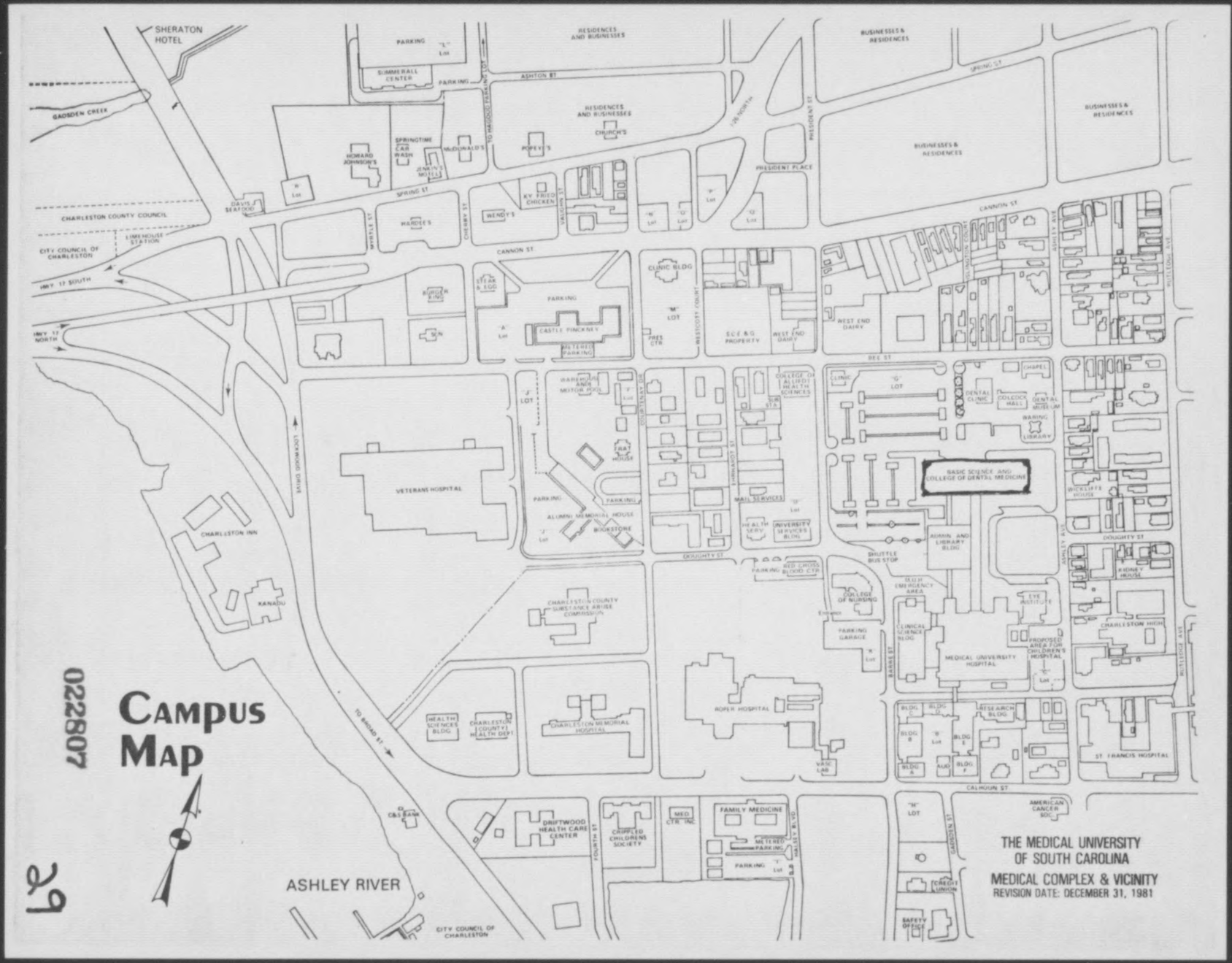
14-85(8)

William A. McInnis
WILLIAM A. McINNIS
Deputy Executive Director
Typed Name and Title and Signature

FEB 14 1985
Date

PROJECT NUMBER H51-8601
PROJECT NAME: Basic Science Bldg/Rm 619 Renov

022806 28



Campus Map

THE MEDICAL UNIVERSITY OF SOUTH CAROLINA

MEDICAL COMPLEX & VICINITY

REVISION DATE: DECEMBER 31, 1981

022807

DEC 13 1984

OFFICE OF THE VICE-PRESIDENT FOR FINANCE
(803) 792-5050

Medical University of South Carolina

171 ASHLEY AVENUE / CHARLESTON, SOUTH CAROLINA 29425

December 12, 1984

Mr. William A. McInnis
Deputy Executive Director
Budget and Control Board
618 Wade Hampton Office Building
P. O. Box 12444
Columbia, SC 29211

Dear Mr. McInnis:

Attached please find a "Project Proposal and Justification Statement" (A-13) for an annual permanent improvement project. This project basically consists of the renovation of 300 ft^2 in the Basic Science Building to create larger and more efficient research laboratory space. This new research space will promote the work to be done for a recently-awarded Federal grant and the establishment of a major new thrust in molecular biology.

Please do not hesitate to contact us if we can provide any further information.

Best regards.

Sincerely,

Marion E Woodbury

Marion E. Woodbury
Vice President for Finance

MEW/ahs

022808

"An equal opportunity m/f affirmative action employer"

30

1485(15)

BUDGET AND CONTROL BOARD FORM A-13 PAGE 1
STATEWIDE PERMANENT IMPROVEMENT REPORTING SYSTEM (SPIRS)

For Board Use Only
Packet Number

PROJECT PROPOSAL AND JUSTIFICATION STATEMENT FOR ANNUAL PERMANENT IMPROVEMENT PROGRAM FOR FISCAL YEAR_____

1. **PROJECT IDENTIFIERS:**
   A. Agency: Number J16 Name S.C. Dept. of Mental Retardation
   B. Contact Person Eruch T. Tata, P.E.,Dir.,Eng & Plng Phone: 758-3008
   C. Project Name: Midlands Reg.-Timberlane Comm. Res. Renov.
   D. Facility Affected: Name Timberlane C.R. Number # 8654

2. **PROJECT DESCRIPTION (What does it consist of? Attach supporting documentation):**
   To renovate residence to provide handicap access and to make it licensable for Medicaid funds. (see attached memo)

   Site Description: (Attach a map showing project location)
   Location: Richland (county) 40 (code) Columbia (city) Timberlane Dr. (site)

3. **PROJECT JUSTIFICATION (What does it consist of? Attach supporting documentation):**
   To make this community residence licensable for Medicaid earnings.

   (What specific needs does this project address?):
   (1) Qualify clients residing at this residence for Medicaid (2) As in accordance with the Department's efforts to qualify small community based facilities as ICMRF (15 & under) as a fall back position should the Chafee Bill pass.

4. **ALTERNATIVES CONSIDERED AS A MEANS OF MEETING NEEDS SPECIFIED IN #3:**
   N/A

5. **PRIORITY:** This project is priority number 21 of 21 projects proposed in this program.

6. **ADDITIONAL OPERATING COSTS:** Will this project require additional annual operating costs?
   Yes____ No X If yes, complete and attach addendum A-49.

7. **ESTIMATES OF PROPOSED PROJECT COSTS:**
   A. Total estimated cost of project $ 22,654.44
   B. Total estimated cost of project includes the following (1. through 10.=7A above)
   (1) $_____ Planning/design services
   (2) _____ Site work (including utilities)
   (3) _____ Central energy systems repair/replacement
   (4) _____ Mechanical systems repair/replacement
   (5) 19,500.00 General renovation/repair of floor space (Gross sq. ft.:_____)
   (6) _____ Roof repair/replacement
   (7) _____ Construction of additional floor space: (Gross sq. ft.:_____)
   (8) _____ Equipment/supplies
   (9) _____ Purchase of facilities: (Floor space, gross sq. ft._____ (Land, acres:_____)
   (10) 3,154.44 Other (Specify) Ins. Contingencies
   $ 22,654.44 Total (Same as 7 A)

022809 57

FORM A-13 PAGE 2

7. C. Total estimated cost of project by broad purpose: Total cost: $ 22,654.44
(equals 1 through 8, below and is same as 7A)

1. Purchase land	$	5. Restore facility	$
2. Purchase facility	$	6. Maintain facility	$
3. Demolish facility	$	7. Replace facility	$
4. Construct additional facility	$	8. Other: upgrade facility	$ 22,654.44

8. PROJECT COMPLETION SCHEDULE AND ESTIMATED EXPENDITURES BY FISCAL YEAR:

A. Estimated expenditures and expenditure purposes, this FY: 84/85 $ 22,654.44
(Expenditure purposes (use 7B categories): (5), (10)

B. Estimated expenditures after this FY: $ —

C. Total (Same as 7A, 7B and 7C): $ 22,654.44

9. PROPOSED SOURCES OF FUNDS: Type	Amount	Revenue Code	Treasurer I D Number	Sub Fund	Mini Code	Object Code
(0) Capital Improvement Bonds	$					
(1) Dept Capital Imp Bonds						
(2) Inst (tuition) Bonds						
(3) Revenue Bonds						
(4) Excess Debt Service	6,253.89 8,263.00 9,137.55	4516	45003100 45008300 45013000	3497	N/A	7235
(6) Appropriated State					—	
(7) Federal						
(8) Athletic						
(9) Other						
TOTAL (Same as 7A)	$ 22,654.44					

10. Submitted By: *Transferred from Project #'s 7949, 8103 and 8182

Authorized Official: Lonnie A. Barnett
Typed Name and Title and Signature
for Charles D. Barnett, Ph.D., Commissioner

Date Submitted 10/17/84

FY Submitted 1985

11. APPROVED (For Board Use Only):

14-85(15) William A. McInnis
WILLIAM A. McINNIS
Deputy Executive Director
Typed Name and Title and Signature

FEB 14 1985
Date

PROJECT NUMBER J16-8654

PROJECT NAME: Midlands Reg Timberlane CR Renov

022810 58

DEC 5 1984

Charles D. Barnett, Ph.D.
Commissioner
Philip S. Massey, Ph.D.
Deputy Commissioner
Client Services
Lonnie A. Bowman, Jr.
Deputy Commissioner
Support Services
James E. Kirk
Deputy Commissioner
Fiscal Affairs

MENTAL RETARDATION
COMMISSION
Herbert Rudnick, Chairman
Mrs. Mary C. Ramsay, Vice Chairman
Clarence H. Buurman, Ph.D., Secretary
John L. Glasgow
Robert H. Lovvorn, Sr.
William deB. Mebane
R. B. Robinson

South Carolina Department of Mental Retardation

2712 Middleburg Drive
P. O. Box 4706
Columbia, South Carolina 29240

November 29, 1984

EXHIBIT

FEB 28 1985 NO. 3

STATE BUDGET & CONTROL BOARD

Mr. William A. McInnis
Deputy Executive Director
Budget & Control Board
Wade Hampton Office Bldg.
Columbia, S.C. 29201

RE: Project #J16-8182 Renovation of
Moncks Corner CR - Coastal Reg.
Project #J16-8103 Renovation of
Graham St. CR - Pee Dee Reg.
Project #J16-7949 Renovation of
Infirmary - Pee Dee Region
Project - Renovation of Timberlane
Community Residence - Midlands Reg.

Dear Mr. McInnis:

I am enclosing herewith an A-13 and three A-23's on the above referenced projects for necessary Joint Bond Review Committee and Budget and Control Board approvals.

By this action, we are closing out Projects 8182, 8103 and 7949 and transferring $8,137.55, $8,263.00 and $6,253.89, respectively, to establish a new project for the renovation of our Timberlane Community Residence in Columbia. The renovations are designed to bring the residence into compliance with licensing and certification standards so that the clients in the building can be eligible for Medicaid funding. The renovations will also provide an updated and improved fire alarm and life safety system.

Your cooperation in obtaining necessary approvals will be appreciated.

With best regards,

Cordially,

Charles D. Barnett, Ph.D.
Commissioner

CDB:jpw

Enclosures

EXHIBIT

FEB 28 1985 NO. 3

STATE BUDGET & CONTROL BOARD

022812

60

EXHIBIT

FEB 28 1985 NO. 4

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD BLUE AGENDA

MEETING OF February 28, 1985 ITEM NUMBER 4

AGENCY: Executive Director

SUBJECT: Interviewee Travel Expense Reimbursement

The following agencies have reported on payments of interviewee travel expenses:

(a) College of Charleston	10
(b) Department of Mental Health	1
(c) Department of Education	1
(d) Lander College	3
(e) Francis Marion College	4

BOARD ACTION REQUESTED:

Receive as information reports on the reimbursement of interviewee travel expenses by the College of Charleston (10), Department of Mental Health (1), Department of Education (1), Lander College (2), and Francis Marion College (4).

ATTACHMENTS:

022813

FEB 20 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Cynthia Boaten

City Address: Blacksburg, Va.

Position to be Filled: Faculty - History Dept.

Travel Dates: From Jan. 30 Feb 1, 1985

Total Travel Reimbursement: Francis Marion Hotel $81.49
Diary Meals - $10.00

Signific[illegible] position warrant[illegible]
efficient [illegible] recruiting repre[illegible]

EXHIBIT

FEB 28 1985 NO. 4

STATE BUDGET & CONTROL BOARD

[illegible] By: Edward M. Collins Jr.
[illegible]

[illegible] Payable
[illegible]: [illegible] ol Bo[illegible]

022814

FEB 20 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Mamie Franks

City Address: Oxford Mississippi

Position to be Filled: Registrar Office

Travel Dates: From Jan. 31 To Feb 1, 1985

Total Travel Reimbursement: Francis Marion Hotel $ 31.45

Significance of position warrants
[illegible] than sending representa[illegible]

Approved - Edward M. Collins, Jr.
[illegible] Collins, Jr.

[illegible]: [illegible]
Copy: [illegible] ontrol Board

022815

FEB 2 0 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Stephen Davies

City Address: Wilkes - Barre, PA.

Position to be Filled: Faculty - Philosophy Dept.

Travel Dates: From Feb 6 Feb 7, 1985

Total Travel Reimbursement: 854.15

The Office of Position warrants a
sufficient than needing representative

Francis Marion Hotel $ 44.15
James Abbott $ 10.00

Edward M. Collins, Jr.

Original:
cc:

022816

FEB 2 0 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Wilmot Fraser

City Address: Brookhaven, PA.

Position to be Filled: Director of Library Institute

Travel Dates: From Jan. 9 Jan. 10, 1985

Total Travel Reimbursement: Fee Airfare $ 16.00

Justification of position warrants
[illegible] adding representation

Approved: Edward M. Collins, Jr.

Original: Accounts Payable
Copy: [illegible] Budget and Control Board

022817

FEB 20 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYER RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Fred Brandon

City Address: Philadelphia, PA

Position to be Filled: Faculty Philosophy Dept.

Travel Dates: From Feb. 7 Feb. 8, 1985

Total Travel Reimbursement: Francis Marion Hotel $ 37.45

Signature of position warrants [illegible]
[illegible] recruiting representative.

Approved: Edward M. Collins, Jr.
M. Collins, Jr.
President

Original: Account Payable
Copy: Budget and Control Board

022818

FEB 20 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Carl Braxton

City Address: Austell Ga.

Position to be Filled: Faculty Accounting Dept.

Travel Dates From Feb 11 To Feb 12, 1985

Travel Expense Reimbursement: Days Inn Marietta Hotel $ 41.02

Acceptance of position warrants such costs and the payment is more cost effective than sending represenatives to the recruits' home town.

Approved By: Edward M. Collins Jr.
Edward M. Collins, Jr.
President

Original: Account Payable
Copy: Budget and Control Board

FOUNDED 1770

022819

FEB 15 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

EXHIBIT

Office of the President

FEB 28 1985 NO. 4

EMPLOYEE RECRUITMENT - STATE BUDGET & CONTROL BOARD

Name of Recruit: Mamie Franks

City Address: Oxford, Mississippi

Position to be Filled: Registrar

Travel Dates: From Jan. 31 Feb 1, 1985

Total Travel Reimbursement: Rev Jordan $10.00 Kathleen Ryder $4.50

Significance of position warrants such official from leading representatives

Approved Edward M. Collins, Jr.

Orig: Accounts Payable
Copy: Budget and Control Board

022870

FEB 15 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Eleanor Alexander

City Address: Columbus, Ohio

Position to be Filled: Director Area Institute

Travel Dates: From Jan. 20 Jan. 21, 1985

Travel Expenses Reimbursement: Travel Expenses $ 453.36

Approval of position warrants a
decision sending representati

Edward M. Collins, Jr.

Original: Accounts Payable
Budget and Control Board

022821

FEB 1 5 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Cynthia Bouton

City Address: Blacksburg, Va.

Position to be Filled: Faculty - History Dept.

Travel Dates: From Jan. 30 To Feb 1, 1985

Total Travel Reimbursement: $294.78

Name and Title of position who initiated request for travel other than sending copy of email:

Travel Expenses $285.28
John Russell $4.50
Peter Melandies $10.00

Edward W. Collins, Jr.
Edward W. Collins, Jr.
President

Original - Payable
Copy: Budget and Control Board

022822

FEB 11 1985

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Michael Fitzsimmons

City Address: Houston, Tx

Position to be Filled: Faculty - History Dept.

Travel Dates: From Jan. 23 To Jan. 25, 1985

Total Travel Reimbursement: James Hagy $10.00

Significance of position warrants such costs and the payment is more cost efficient than sending represenatives to the recruits' home town.

Approved By: Edward M. Collins Jr.
Edward M. Collins, Jr.
President

Original: Account Payable
Copy: Budget and Control Board

022823

FOUNDED 1770

FEB 1 1 1985

Tri-County Mental Health Center

A Facility of the South Carolina Department of Mental Health

- Marlboro County MHC / P. O. Box 918 / Bennettsville, S. C. 29512
  Admin. Svs. - (803) 479-7381 / Clinical Svs. - (803) 479-9091
- Chesterfield County MHC / P. O. Box 471 / Chesterfield, S. C. 29709 / (803) 623-2229
- Dillon County MHC / P. O. Box 929 / Dillon, S. C. 29536 / (803) 774-3351
- Cheraw Alternate Care / P. O. Box 822 / Cheraw, S. C. 29520 / (803) 537-9479

February 5, 1985

RECEIVED
FEB 6 1985
State Commissioner of
Mental Health
S. C. Dept. of Mental Health

William S. Hall, M.D.
Commissioner
S. C. Department of Mental Health
P. O. Box 485
Columbia, South Carolina 29202

Dear Dr. Hall:

We are in the process of interviewing National Health Service Corp applicants for our Psychiatrist vacancy. One of the applicants that we are seriously considering is Dr. David B. Wiley, from Brooklyn, New York.

If at all possible we would like to invite Dr. Wiley down to meet our Board on February 19th. Would you please approve center payment of travel expenses that Dr. Wiley may incur as a result of this interview.

As you are well aware our catchment area desperately needs an additional psychiatrist. We will appreciate your kind assistance in facilitating our recruitment process.

Sincerely yours,

Raymond E. Ackerman, M.D.
Medical Director

REA:bkg
ENCLOSURES
(Vita)

Travel reimbursement in the approximate amount of $267.00 is hereby approved for David B. Wiley, M. D., to be interviewed for the vacant psychiatrist position at the Tri-County Mental Health Center. Interested candidates from South Carolina as well as from other states must be interviewed in order to select the most qualified individual for the position in question.

William S. Hall, M. D.
State Commissioner of Mental Health

FEB 7 1985

CC: Mr. William A. McInnis
Deputy Executive Director
State Budget and Control Board

022824

COPY

STATE OF SOUTH CAROLINA
DEPARTMENT OF EDUCATION
COLUMBIA 29201

CHARLIE G. WILLIAMS
STATE SUPERINTENDENT OF EDUCATION

RECEIVED
FEB 6 1985
BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR

February 1, 1985

EXHIBIT
FEB 28 1985 NO. 4
STATE BUDGET & CONTROL BOARD

Mr. William T. Putnam, Executive Director
State Budget and Control Board
Box 12444
Columbia, SC 29211

Dear Mr. Putnam:

Consistent with the provisions of the Budget and Control Board policy adopted on March 9, 1982, the State Department of Education has paid travel expenses, within the limitations applicable to state employees, for one individual who was being considered for employment within the Office of Research.

Since it was necessary that the individual be interviewed by the Section Supervisor, the Office Director, the Deputy Superintendent and me, it was determined that paying such costs would be substantially less than the expense of conducting the interview elsewhere. The name and address of the individual, the dates of travel, and the amount of reimbursement are detailed below.

Ms. Bettie M. Feruzi
372 Quincy Street
Boston, MA 02125
December 17 - 18, 1984
$502.19

Respectfully,

Charlie G. Williams
State Superintendent of Education

CGW/shb

022825

FEB 1 5 1985

Lander
COLLEGE
Greenwood, South Carolina 29646
Telephone (803)229-8320
Office of Academic Affairs

DATE: January 16, 1985

TO: Larry A. Jackson, President

FROM: Oscar C. Page

Your approval is requested to invite Dr. Harry McAlum to campus for an interview for the position of Professor of Accounting and to pay his (her) travel expenses. The significance of this position is such that it warrants the costs of an interview. The participation of a number of Lander College persons is vital to this particular interview; therefore, the costs of bringing the candidate to the campus would be far less than would be the expense of conducting the interview at his (her) home area or elsewhere. Qualified candidates residing within South Carolina were considered before candidates from other states were sought.

Travel------	$ 35.00
Food--------	$ 25.00
Lodging-----	$
TOTAL	$ 60.00

Initial Approval: LAJ
Larry A. Jackson

Date: 1-17-85

Actual Costs:

Travel----	$ 30.00
Food------	$ 31.20
Lodging---	$
TOTAL	$ 61.20

APPROVAL RECOMMENDED OCP
Oscar C. Page

Date: 2-12-85

APPROVED Larry A. Jackson
Larry A. Jackson

Date: 2-13-85

022826

FEB 19 1985

Lander
COLLEGE
Greenwood, South Carolina 29646
Telephone (803)229-8320
Office of Academic Affairs

DATE: February 11, 1985

TO: Larry A. Jackson, President

FROM: Oscar C. Page

Your approval is requested to invite Thomas Upham to campus for an interview for the position of Accounting and to pay his (her) travel expenses. The significance of this position is such that it warrants the costs of an interview. The participation of a number of Lander College persons is vital to this particular interview; therefore, the costs of bringing the candidate to the campus would be far less than would be the expense of conducting the interview at his (her) home area or elsewhere. Qualified candidates residing within South Carolina were considered before candidates from other states were sought.

Travel------	$ 40.00
Food--------	$ 30.00
Lodging-----	$ 38.00
TOTAL	$ 108.00

Initial Approval: _____
Larry A. Jackson

Date: _____

Actual Costs:

Travel----	$ 50.00
Food------	$ 18.50
Lodging---	$ 38.00
TOTAL	$ 106.90

APPROVAL RECOMMENDED O C Page
Oscar C. Page

Date: 2-14-85

APPROVED Larry A Jackson
Larry A. Jackson

Date: 2-18-85

022827

FEB 2 1 1985

Lander
COLLEGE

Greenwood, South Carolina 29646
Telephone (803)229-8320
Office of Academic Affairs

DATE: Feb. 14, 1985

EXHIBIT

FEB 28 1985 NO. 4

STATE BUDGET & CONTROL BOARD

TO: Larry A. Jackson, President

FROM: Oscar C. Page

Your approval is requested to invite Ted DeLoach to campus for an interview for the position of Instructor of Mathe. and to pay his (her) travel expenses. The significance of this position is such that it warrants the costs of an interview. The participation of a number of Lander College persons is vital to this particular interview; therefore, the costs of bringing the candidate to the campus would be far less than would be the expense of conducting the interview at his (her) home area or elsewhere. Qualified candidates residing within South Carolina were considered before candidates from other states were sought.

Travel------	$24.80
Food--------	$
Lodging-----	$
TOTAL	$24.80

Initial Approval: L. A. J
Larry A. Jackson

Date: Feb. 14, 1985

Actual Costs:

Travel----	$ 24.80
Food------	$
Lodging---	$
TOTAL	$ 24.80

APPROVAL RECOMMENDED O Page
Oscar C. Page

Date: Feb. 14, 1985

APPROVED L. A. J
Larry A. Jackson

Date: Feb. 14, 1985

022828

FRANCIS MARION COLLEGE
BOX F7500, FLORENCE, SOUTH CAROLINA 29501-0056 / (803) 669-4121

Office of the Vice President
for Academic Affairs and
Dean of the College

January 14, 1985

TO: Thomas C. Stanton

FROM: William C. Moran

Your approval is requested to invite Dr. R. Cranstoun Reinoso to campus for an interview for the position of Professor of Business Administration and to pay his travel expenses. The significance of this position is such that it warrants the costs of an interview. Further, the participation of a number of Francis Marion College persons is vital to this particular interview; therefore the costs of bringing Dr. Reinoso to the campus would be far less than would be the expense of conducting the interview at his home area or elsewhere. As is our usual policy, candidates residing within South Carolina were considered before candidates from other states were sought.

Estimated Costs:

Travel----------	$134.00
Food----------	18.00
Lodging----------	55.00
TOTAL	$207.00

William C. Moran
William C. Moran
Dean of the College

Initial Approval: Jan 15, 1985
Date: Thomas C. Stanton

Actual Costs:

Travel----------	$ 43.60
Food----------	
Lodging---------	27.82
TOTAL	$ 71.42

022829

APPROVAL RECOMMENDED William C. Moran APPROVED Thomas C. Stanton
Date: 2-6-85 Date: 2/12/85

FRANCIS MARION COLLEGE
BOX F7500, FLORENCE, SOUTH CAROLINA 29501-0056 / (803) 669-4121

Office of the Vice President
for Academic Affairs and
Dean of the College

January 23, 1985

TO: President Thomas C. Stanton

FROM: William C. Moran

Your approval is requested to invite Mr. Darrell A. Disrud to campus for an interview for the position of Temporary Instructor of Speech and to pay his travel expenses. The significance of this position is such that it warrants the costs of an interview. Further, the participation of a number of Francis Marion College persons is vital to this particular interview; therefore, the costs of bringing Mr. Disrud to the campus would be far less than would be the expense of conducting the interview at his home area or elsewhere. As is our usual policy, candidates residing within South Carolina were considered before candidates from other states were sought.

Estimated Costs:

Travel------	$ 694.00
Food--------	18.00
Lodging-----	55.00
TOTAL	$ 767.00

William C. Moran
William C. Moran
Dean of the College

Initial Approval: Thomas C. Stanton
Date: Jan 23, 1985

Actual Costs:

Travel----------	$ 548.00
Food----------	
Lodging---------	55.89
TOTAL	$ 603.89

022830

APPROVAL RECOMMENDED William C. Moran APPROVED Thomas C. Stanton
DATE 2-6-85 DATE 2/12/85

FEB 07 1985

FRANCIS MARION COLLEGE
BOX F7500, FLORENCE, SOUTH CAROLINA 29501-0056 / (803) 669-4121

Office of the Vice President
for Academic Affairs and
Dean of the College

January 23, 1985

TO: President Thomas C. Stanton

FROM: William C. Moran

Your approval is requested to invite Ms. Diane Balduzy to campus for an interview for the position of Temporary Instructor of Sociology and to pay her travel expenses. The significance of this position is such that it warrants the costs of an interview. Further, the participation of a number of Francis Marion College persons is vital to this particular interview; therefore, the costs of bringing Ms. Balduzy to the campus would be far less than would be the expense of conducting the interview at her home area or elsewhere. As is our usual policy, candidates residing within South Carolina were considered before candidates from other states were sought.

Estimated Costs:

Travel	$ 452.00
Food	18.00
Lodging	55.00
Total	$ 525.00

William C. Moran
Dean of the College

Initial Approval Thomas C. Stanton
Date Jan 23, 1985

Actual Costs:

Travel	$ 313.38
Food	13.00
Lodging	38.63
Total	$ 465.01

022831

APPROVAL RECOMMENDED William C. Moran APPROVED Thomas C. Stanton
DATE 2-6-85 DATE 2/12/85

FEB 07 1985

FRANCIS MARION COLLEGE

BOX F7500, FLORENCE, SOUTH CAROLINA 29501-0056 / (803) 669-4121

Office of the Vice President
for Academic Affairs and
Dean of the College

January 21, 1985

TO: President Thomas C. Stanton

FROM: William C. Moran

Your approval is requested to invite Ms. Linda Sue Hickey to campus for an interview for the position of Temporary Instructor of English and to pay her travel expenses. The significance of this position is such that it warrants the costs of an interview. Further, the participation of a number of Francis Marion College persons is vital to this particular interview; therefore the costs of bringing Ms. Hickey to the campus would be far less than would be the expense of conducting the interview at her home area or elsewhere. As is our usual policy, candidates residing within South Carolina were considered before candidates from other states were sought.

Estimated Costs:

Travel---------	$ 558.00
Food----------	18.00
Lodging--------	55.00
TOTAL	$ 631.00

EXHIBIT

FEB 28 1985 NO. 4

STATE BUDGET & CONTROL BOARD

William C. Moran
William C. Moran
Dean of the College

Initial Approval: Thomas C. Stanton
Date: Jan 21 1985

Actual Costs:

Travel----------	$ 293.00
Food----------	
Lodging---------	
TOTAL	$ 293.00

022832

APPROVAL RECOMMENDED: William C. Moran
DATE 2-5-85

APPROVED: Thomas C. Stanton
DATE 2/6/85

NC Fridley 2/11/85

FEB 06 1985
JAN 21 1985

EXHIBIT

FEB 28 1985 NO. 5

STATE BUDGET AND CONTROL BOARD — BUDGET & CONTROL BOARD — AGENDA

MEETING OF February 28, 1985 — ITEM NUMBER 5

AGENCY: Human Resource Management

SUBJECT: Unemployment Compensation Program Administrative Costs

The Appropriations Act requires the Board to report annually to the General Assembly on the costs paid to a management firm for administering the unemployment compensation program.

In 1983-84, $84,884.47 were paid to the R. E. Harrington, Inc., firm for this purpose.

The Division will make this report to the General Assembly.

BOARD ACTION REQUESTED:

Receive as information a report that $84,884.47 were paid in 1983-84 to the R. E. Harrington, Inc., firm for administering the unemployment compensation program.

ATTACHMENTS:

Agenda item worksheet and attachment

022833

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for: _____

X *Blue Agenda*
___ *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: Division of Human Resource Management
   (b) Authorized Official Signature: _____

2. *Subject:* Unemployment Compensation Costs

3. *Summary Background Information:*

Section 14 of the 1984-85 Appropriations Act provides that the Budget and Control Board may hire a management firm to assist in the administration of the unemployment compensation program for State employees. It further provides that the Board shall report annually to the General Assembly in writing the complete name, address and amounts paid to any such management firm. A copy of the program costs is attached.

EXHIBIT

FEB 28 1985 NO. 5

STATE BUDGET & CONTROL BOARD

4. *What is Board asked to do?*

No action required.

5. *What is recommendation of the Board Division involved?*

Submitted for informational purposes.

6. *Recommendation of other office (as required)?*

(a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
Copy of Program Cost Report	

022834

EXHIBIT

FEB 28 1985 NO. 5

STATE BUDGET & CONTROL BOARD

1983-84 Unemployment Compensation

Program Cost Report

Program Administrator: R. E. Harrington, Inc.

Business Address: 811 Greencrest Drive
Westerville, Ohio 43081-2864

Mailing Address: P.O. Box 1160
Columbus, Ohio 43216-1160

Amount Paid to R. E. Harrington, Inc.:

July 1, 1983 - September 30, 1983	$22,727.63
October 1, 1983 - December 31, 1983	22,727.63
January 1, 1984 - March 31, 1984	22,727.63
April 1, 1984 - June 30, 1984	16,701.58
Total for FY 83-84	$84,884.47

Note: The first three quarters were based on an employee population of 60,607 with charges at a contractual rate of $1.50 per employee annually. Beginning April 1, 1984, charges were based on an employee population of 60,733 at a rate of $1.10 per employee annually.

022835

EXHIBIT
FEB 28 1985 NO. 5
STATE BUDGET & CONTROL BOARD

Amounts Paid to Employment Security Commission for Actual Unemployment Compensation Claims:

July 1, 1983 - September 30, 1983	$ 370,473.30
October 1, 1983 - December 31, 1983	292,375.16
January 1, 1984 - March 31, 1984	275,084.42
April 1, 1984 - June 30, 1984	243,529.73
Total FY 83-84	$1,181,462.61

022836

EXHIBIT

FEB 28 1985 NO. 6

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 1

AGENCY: Department of Corrections

SUBJECT: Certification of Operating Capacity

Section 3 of the Prison Overcrowding Powers Act requires the Department of Corrections to certify existing capacity quarterly.

The Department of Corrections advises that the safe and reasonable operating capacity of the Department's facilities is now 7,976 and it requests that the Budget and Control Board certify that figure.

Commissioner Leeke's attached letter and attachment outline what the capacity would be now if certain requirements of the Nelson Consent Order were already made (even though they are not to be effective for several years).

BOARD ACTION REQUESTED:

Certify the safe and reasonable operating capacity of facilities of the Department of Corrections as 7,976.

ATTACHMENTS:

Leeke February 12, 1985 letter to Putnam plus attachment

022837

south carolina
department of corrections

P.O. BOX 21787/4444 BROAD RIVER ROAD/COLUMBIA, SOUTH CAROLINA 29221-1787
TELEPHONE [803] 758-6444
WILLIAM D. LEEKE, Commissioner

RECEIVED
FEB 15 1985
BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR

February 12, 1985

EXHIBIT
FEB 28 1985 NO. 6
STATE BUDGET & CONTROL BOARD

Mr. William T. Putnam
Executive Director
Budget and Control Board
Post Office Box 12444
Columbia, South Carolina 29211

Dear Mr. Putnam:

Section 3 of the Prison Overcrowding Powers Act requires the Department of Corrections to certify existing capacity quarterly.

This is to certify that our Safe and Reasonable Operating Capacity within the Department of Corrections has been modified in accordance with the Consent Agreement Nelson v. Leeke, et al. signed January 8, 1985.

This signed Consent Agreement was recommended by the Budget and Control Board and Attorney General and authorized by the General Assembly. We therefore request the Budget and Control Board to officially certify the change of Safe and Reasonable Operating Capacity from 7,976 to present Nelson Maximum Operating Capacity of 7,453 in accordance with the attached list. This represents a loss of 523 bedspaces.

Please note that in January 1988, when all currently authorized construction should be finished, our operating capacity will be 8,969. This is 275 more than the 8,694 we expected to have (see 1984 Capital Improvements Bond Bill). This increase resulted from our adopting a new prototype for medium security housing.

The medium/maximum institutions will be required to comply with the Nelson capacity within three years from date of signing which is January 8, 1988. The minimum security institutions must comply within five years of signing which is January 8, 1990.

Please let me know if additional information is required.

Sincerely,

William D. Leeke

WDL:dac
Attachment

022838

cc: Bill DeLoach
Hubert M. Clements
Richard P. Stroker

BOARD OF CORRECTIONS
EUGENE N. ZEIGLER, Chairman, Florence, S.C.
GOETZ B. EATON, Vice-Chairman, Anderson, S.C.
NORMAN KIRKLAND, Secretary, Bamberg, S.C.
CHARLES C. MOORE, Member, Spartanburg, S.C.
CLARENCE E. WATKINS, Member, Camden, S.C.
BETTY M. CONDON, Member, Mt. Pleasant, S.C.
GOV. RICHARD W. RILEY, Member, Ex-Officio, Columbia, S.C.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
SAFE AND REASONABLE INMATE CAPACITIES[1]
EMERGENCY OVERCROWDING POWERS ACT (S-258 - H-2618)

DCA5/A

COLUMN	1	2	3	4	
REGION/INSTITUTION	DESIGN CAPACITY	SAFE & REASONABLE OPERATING CAPACITY	PRESENT NELSON MAXIMUM OPERATING CAPACITY	CHANGES OVER (UNDER) OPERATING CAPACITY	
APPALACHIAN CORRECTIONAL REGION				#	
Blue Ridge Work Release Center	143	180	164	(16)	
Catawba Work Release Center	86	96	96	-	
Cross Anchor Correctional Institution	528	528	528	-	
Dutchman Correctional Institution	528	528	528	-	
Givens Youth Correction Center	68	102	70	(32)	
Greenwood Correctional Center	48	72	63	(9)	
Livesay Work Release Center	96	96	96	-	
Northside Correctional Center	174	212	175	(37)	
Perry Correctional Institution	576	768	768	-	
SUB-TOTAL	2,247	2,582	2,488	(94)	
MIDLANDS CORRECTIONAL REGION:					
Aiken Youth Correction Center	224	253	253	-	
Campbell Work Release Center	100	100	100	-	
Central Correctional Institution	1,215	1,229*	1,165	(64)	(1-8-88)
Goodman Correctional Institution	187	187	187	-	
Kirkland Correctional Institution	544	768	608**	(160)	(1-8-88)
Lower Savannah Work Release Center	45	48	59	11	
Manning Correctional Institution	346	376	364	(12)	(1-8-88)
Maximum Security Center	77	77	77	-	
Midlands R & E Center	192	192	192	-	
State Park Correctional Center	250	250	248	(2)	
Stevenson Correctional Institution	129	152	127	(25)	
Walden Correctional Institution	150	152	160	8	
Wateree River Correctional Institution	456	492	486	(6)	
Watkins Pre-Release Center	144	144	144	-	
Women's Correctional Center	173	269	233	(36)	(1-8-88)
SUB-TOTAL	4,232	4,689	4,403	(286)	
COASTAL CORRECTIONAL REGION					
Coastal Work Release Center	158	158	158	-	
MacDougall Youth Correction Center	240	472	354	(118)	
Palmer Work Release Center	50	75	50	(25)	
SUB-TOTAL	448	705	562	(143)	
TOTAL SCDC FACILITIES:	6,927	7,976	7,453	(523)***	

*Maximum population permitted by Consent Agreement in Mattison suit.
**96 bed Gilliam Psychiatric Unit not included under Nelson suit. These beds were considered short-term treatment beds, not permanent housing.
***Nelson Maximum Operating Capacity reduces operating capacity of existing institutions by 523 beds; however, the Department of Corrections' compliance is not required until January 8, 1988 for medium security institutions (272 beds) and January 8, 1990 for remaining institutions (251 beds).

EXHIBIT
FEB 28 1985 NO. 6
STATE BUDGET & CONTROL BOARD
022839

New Construction:	Beds	
Lieber Correctional Institution - 7/1/86	696	
McCormick Correctional Institution - 10/3/87	600	
New Midlands Reception & Evaluation - 10/30/87	192	
Women's Correctional Center Addition - 12/31/85	96	1,584
Renovations:		
(CCI) Stoney Building - 6/30/85	48	
Guards' Quarters - 12/15/85	66	
Manning Correctional Institution 12/30/85	10	124
Closures:		
Old Midlands Reception and Evaluation 10/30/87	192	(192)
Total Gain		1,516
Present Nelson Safe & Reasonable		7,453
Nelson Safe & Reasonable 1/8/88		8,969

$59 million in Bond Bill will provide 1,584 beds in new construction and 124 in renovations for a total of 1,708 bedspaces. Net gain after R&E closure of 1,516 bedspaces.

R&E and R&E Annex Schedule:

July 1985		107	(R&E)
		20	(R&E Annex)
	TOTAL	127	
July 1986		-20	(R&E Annex Closes)
August 1986		-50	(R&E Population Reduced by 50)
	TOTAL	57	
November 1987		-57	(R&E Closes)
	TOTAL	-0-	

EXHIBIT

FEB 28 1985 NO. 6

STATE BUDGET & CONTROL BOARD

022840

EXHIBIT

FEB 28 1985 NO. 7

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 2

AGENCY: Motor Vehicle Management Division

SUBJECT: Safety Belt Policy

In the Spring of 1984, the Governor's Office of Highway Safety coordinated an educational and incentives campaign for state employees on the benefits of seat belt usage.

Before the campaign was implemented, safety belt usage rate was 11%; during the incentives and educational phase, usage rate jumped to 46.6%; and three months after the campaign ended the usage rate leveled at 32%.

The survey showed that 53.45% of the respondents indicated they are in favor of a state safety belt policy for employees (a total of 73% indicated indifference or that they were in favor of such a policy), an increase from 46.9% who were in favor before the campaign.

The Governor's Office of Highway Safety, the Division of Motor Vehicle Management, and the Division of Human Resource Management, in joint agreement, are recommending that all state employees be required to use safety belts when traveling on state business.

BOARD ACTION REQUESTED:

Adopt a policy requiring all state employees to use safety belts when traveling in state-owned vehicles, as recommended by the Governor's Office of Highway Safety, the Motor Vehicle Management Division, and the Human Resource Management Division.

ATTACHMENTS:

Agenda item worksheet and referenced policy

022841

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

___ Blue Agenda
X Regular Session Agenda
___ Executive Session Agenda

1. Submitted By:
   (a) Agency: Division of Motor Vehicle Management
   (b) Authorized Official Signature: [signature]

2. Subject:
   State Agency Safety Belt Policy

3. Summary Background Information:

In the Spring of 1984, the Governor's Office of Highway Safety coordinated an educational and incentives campaign for state employees on the benefits of seat belt usage. To measure the success of the campaign, pre and post surveys were conducted. Before the campaign was implemented, the safety belt usage rate was at 11%. During the incentives and educational phase, the usage rate jumped to 46.6%, and 3 months after the campaign ended the usage rate leveled at 32%.

One of the most important pieces of information obtained from the survey was the fact that 53.45% of the respondents indicated that they were in favor of a state safety belt policy for employees. Before the campaign only 46.69% of the respondents indicated approval. The percentage of employees surveyed who were in favor of or indifferent to whether or not a mandatory safety belt policy was implemented was 73%.

(See attached sheet)

4. What is Board asked to do?

The three Divisions are requesting that the Board establish a policy requiring all state employees to use safety belts when traveling in state-owned vehicles. A proposed policy is attached.

5. What is recommendation of the Board Division involved?

Recommend establishment of policy by Board.

6. Recommendation of other office (as required)?

(a) Office Name _____ (b) Authorized Signature _____

7. Supporting Documents:

List Those Attached	List Those Not Attached But Available from Submitter
1. Proposed Safety Belt Policy. 2. Information on State Employee Safety Belt Campaign	EXHIBIT FEB 28 1985 NO. 7 STATE BUDGET & CONTROL BOARD 022842

BUDGET AND CONTROL BOARD AGENCY ITEM WORKSHEET (Revised 8/84)

3. Summary Background Information Continued:

Due to the success of the campaign, several large state agencies have implemented or are considering the implementation of a safety belt policy for employees at their agency. The Governor's Office of Highway Safety, the Division of Motor Vehicle Management and the Division of Human Resource Management, in joint agreement, are recommending that all state employees be required to use safety belts when traveling on state business.

EXHIBIT

FEB 28 1985 NO. 7

STATE BUDGET & CONTROL BOARD

022843

EXHIBIT

FEB 28 1985 NO. 7

STATE BUDGET & CONTROL BOARD

State Employee Safety Belt Campaign

Background

The issue of providing a safety belt policy for all State Employees was a suggestion that personnel from the Governor's Highway Safety Office asked the Governor to implement one year ago. Upon consideration, the Governor advised that it would be best to implement an educational program for state employees so that employees could gain a better understanding of the benefits of safety belts usage.

Educational Phase

Under the direction of the Governor's Office of Highway Safety an educational and incentives campaign was initiated for state employees during the Spring of 1984. The educational phase of the campaign was designed by a consultant and included information that destroyed myths surrounding safety belt usage. It also informed employees of the terrible economic impact which victims and society in general suffer when an automobile crash occurs, and it reminded employees of the suffering that occurs when an individual or loved-one is injured or killed in an accident.

A sample of the informative statistics that were provided for employees is listed below:

- Only 6%-10% of South Carolina drivers wear safety belts. This figure is compared to the national usage rate of 10%-20%. The safety belt usage rate for state employees is 11%.

- South Carolina State Employees were involved in 525 automobile accidents in state vehicles during 1983. These accidents caused 3 deaths and 148 injuries.

- Approximately 10,000 injuries occur each day in automobile accidents nationally.

- Nearly 900 deaths each week are caused by automobile accidents across the country.

- The economic loss resulting from automobile accidents in South Carolina during 1983 was $370,000,000. During the month of November 1983, the economic loss to citizens of this state because of automobile accidents was $33,500,000; an average daily cost of $1,120,000...the worst on record.

- There is more than a 50% chance that YOU will be injured or killed in an automobile accident during your driving life.

- The habit of always wearing safety belts could save 15,000 lives and avoid more than 2,000,000 injuries annually in this country.

Enclosure (2)

022844

The process of disseminating educational material was the responsibility of state agency safety belt coordinators. Of the 135 state agencies contacted and asked to name a safety belt coordinator, 118 agencies chose to respond positively. Besides coordinators distributing educational materials, it was also their responsibility to promote the safety belt mini-fairs, distribute incentives, keep employees informed of the results of the incentive program and promote safety belt usage in general. In addition to overseeing the distribution of material, the state coordinator conducted 14 safety belt mini fairs for 17 of the state's largest agencies. These fairs were designed to include a safety belt display panel and audio visual presentation for review by employees. Educational material and incentive prizes were also provided to employees attending the fair, and a state trooper from the South Carolina Highway Patrol was present with the convincer (a machine simulating a car crash at five miles per hour) and gave talks to employees encouraging the use of safety belts.

Incentives Campaign

In order for the educational material to have a positive impact on state workers, an incentives campaign was conducted for 3,500 employees at the Capitol Complex and the Employment Security Commission. Prizes were awarded to state employees using their safety belts in randomly selected vehicles entering or leaving state employee parking lots. The rewards were to give employees positive reinforcement for using their safety belt, thereby, promoting behavioral change. Prizes were donated from McDonalds of Columbia, Coca Cola of Columbia and the Hilton Head Company Realty.

Impact of Educational and Incentives Campaign

To measure the success of the safety belt campaign, Pre and Post safety belt observational surveys and written questionnaires were conducted. Before the campaign was implemented, the safety belt usage rate was at 11%. During the incentives and educational phase, the usage rate jumped to 46.6%, and 3 months after the campaign ended the usage rate leveled at 32%.

Not only did the observational survey indicate that the campaign was a success, but the written questionnaires gave the same positive results. Pre-test attitudinal and knowledge questionnaires indicated that before the campaign, 16.7% of all state workers tested had been exposed to safety belt awareness information while at work. After the campaign, this figure increased to 45.1%. In addition, each of the 11 categories included on the knowledge survey concerning safety belt use revealed a substantial increase in knowledge gained.

One of the most important pieces of information obtained from the survey was the fact that 53.45% of the respondents indicated that they were in favor of a state safety belt policy for employees. Before the campaign only 46.69% of the respondents indicated approval. The percentage of employees surveyed who were in favor or indifferent to whether or not a mandatory safety belt policy was implemented was 73%.

022845

State Agency Safety Belt Policy

Due to the success of the campaign, several large state agencies have implemented or are considering the implementation of a safety belt policy for employees at their agency. The Department of Highways and Public Transportation has recently put into effect a policy for its employees. The Department of Health and Environmental Control and the Tax Commission are seriously considering developing a policy. Prior to the campaign, the following state agencies had developed safety belt policies:

1. South Carolina State Parks Authority
2. Forestry Commission
3. Parks, Recreational and Tourism
4. Department of Corrections
5. Commission on Alcohol and Drug Abuse
6. Santee Cooper (Public Service Authority)
7. Governor's Office

022846

STATE EMPLOYEE SAFETY BELT POLICY

Private and governmental research indicates that safety belts save lives, reduce the number and severity of injuries, and reduce the economic loss suffered among accident victims. Since the State has the responsibility to protect the lives of employees performing State business and since it is in the interest of all State employees to protect themselves and others in State-owned vehicles against death, injury and economic loss, the following policy shall become effective immediately:

(1) All employees of the State of South Carolina shall wear a safety belt at all times when operating or being transported as a passenger in a State-owned vehicle equipped with safety belts. It shall be each occupant's responsibility to insure compliance with the State's safety belt policy.

(2) All State employees are encouraged to use safety belts when traveling in a private vehicle.

(3) A copy of this policy shall be provided to every employee of the State.

(4) The Department of Highways and Public Transportation, Highway Safety Division, shall arrange to distribute safety belt information to requesting State agencies when information and materials are available.

Enclosure (1)

022847

State Employee Safety Belt Campaign

Background

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- The habit of always wearing safety belts could save 15,000 lives and avoid more than 2,000,000 injuries annually in this country.

022848

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022849

State Agency Safety Belt Policy

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1. South Carolina State Parks Authority
2. Forestry Commission
3. Parks, Recreational and Tourism
4. Department of Corrections
5. Commission on Alcohol and Drug Abuse
6. Santee Cooper (Public Service Authority)
7. Governor's Office

EXHIBIT

FEB 28 1985 NO. 7

STATE BUDGET & CONTROL BOARD

022850

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 3

AGENCY: Executive Director

SUBJECT: Proposals to Issue Revenue Bonds; Ceiling Allocations

The required reviews have not yet been completed on the following requests to issue revenue bonds. Items (a) and (b) require an allocation of a portion of the state ceiling.

(a) Pickens County, $600,000 Industrial Revenue Bonds on behalf of the Imperial Die Casting Corporation, to provide employment for 10 to 12 persons at an existing facility; request received 2/15/85; (STATE LAW AND ALLOCATION);

(b) Anderson County, $1,000,000 Industrial Revenue Bonds on behalf of the Nordson project, to provide employment for approximately 70 persons at a facility for manufacturing packaging materials; request received 2/20/85; (STATE LAW AND ALLOCATION);

(c) Spartanburg County, $16,000,000 Hospital Facilities Revenue Bonds on behalf of the Skylyn Hall project, to employ approximately 65 persons at a medically supervised retirement home facility to contain appproximately 262 assisted living units (STATE LAW APPROVAL ONLY, NO ALLOCATION REQUIRED).

A status report on this subject as of 2/14/85 is attached. It shows the following:

	Allocated	Balance
State Pool	$ 200,000	$197,800,000
Local Pool	37,155,000	259,845,000
Total	$37,355,000	$457,645,000

BOARD ACTION REQUESTED:

Approve proposals to issue revenue bonds [items (a), (b) and (c)]; grant a portion of the state ceiling to projects listed in items (a) and (b).

ATTACHMENTS:

022851

STATE CEILING AMOUNT AVAILABLE FOR ALLOCATION

Certified State Ceiling (01/08/85):	**$495,000,000**
A. State Agency and Exempt Facilities Pool (40%)	198,000,000
State Agency & Exempt Facilities Pool (40%) at 01/08/85	**198,000,000**
B. Local Pool (60%)	297,000,000
Local Pool (60%) at 01/08/85	**297,000,000**

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

022852

02/21/85
OEDdw

1985 STATE CEILING AMOUNT AVAILABLE FOR ALLOCATION
As of February 14, 1985 Budget and Control Board Meeting

Date of B&C Board Allocation	Governmental Unit	Name of Project	Pool Total	Amount of Pool Allocated	Balance of Pool Available	Amount Certified for Issue
01/08/85	STATE AGENCY AND EXEMPT FACILITIES POOL		$198,000,000			
02/14/85	Family Farm Develop.	Plantation Sea Farms, Inc.		-200,000		
	Total Allocated Through 02/14/85			-200,000		0
	Total, State Agency and Exempt Facilities Pool		$198,000,000	-200,000	$197,800,000	0

Date of B&C Board Allocation	Governmental Unit	Name of Project	Pool Total	Amount of Pool Allocated	Balance of Pool Available	Amount Certified for Issue
01/08/85	LOCAL POOL		$297,000,000			
01/08/85	Sumter County	Associated Textile Converters		-650,000		650,000
01/08/85	Bamberg, City of	Carl L. Kilgus		-550,000		550,000
01/11/85	York County	INA Bearing Company		-10,000,000		
01/11/85	Columbia, City of	Heritage Associates		-15,000,000		
01/22/85	Sumter County	Southern Coatings, Inc.		-1,400,000		
01/22/85	Newberry County	Thomas & Howard of Newberry, SC		-1,600,000		
01/22/85	Charleston, City of	Sea Coast Partnership		-335,000		
01/22/85	Aiken County	Builders Transport, Inc.		-1,700,000		1,700,000
01/22/85	Kershaw County	McLaughlin Cormley King Co.		-2,000,000		
02/14/85	Anderson County	Piedmont-Anderson-Warehouse		-1,000,000		
02/14/85	Pickens County	Hasbro Bradley, Inc.		-1,300,000		
02/14/85	Richland County	Robert M. Pachak and Grey Pachak		-500,000		
02/14/85	Berkeley County	The Ceva Partnership		-540,000		
02/14/85	Charleston County	Charles Towne Internatl. Sales		-580,000		
	Total Allocated Through 02/14/85			-37,155,000		2,900,000
	Total, Local Pool		$297,000,000	-37,155,000	$259,845,000	2,900,000

022853

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

02/21/85
OEDdw

Date of B&C Board Allocation	Governmental Unit	Name of Project	Pool Total	Amount of Pool Allocated	Balance of Pool Available	Amount Certified for Issue
	Total, State Agency and Exempt Facilities Pool		$198,000,000	-200,000	$197,800,000	0
	Total, Local Pool		297,000,000	-37,155,000	259,845,000	2,900,000
	GRAND TOTAL		$495,000,000	-37,355,000	$457,645,000	2,900,000

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

022854

02/21/85
OEDdw

REGISTER OF REVENUE BONDS APPROVED BY BUDGET AND CONTROL BOARD
CALENDAR YEAR 1985

DATE BCB APPROVED	LOCAL GOVERNMENT	TYPE OF BOND	PROJECT NAME	AMOUNT APPROVED STATE LAW THIS MEETING	R	STATE LAW CUMULATIVE	CEILING ALLOCATION THIS MEETING	CEILING ALLOCATION CUMULATIVE	FEE PAID	IRS 8038 TSSUE DATE	IRS 8038 TSSUE AMOUNT
01/08/85	Sumter County	Ind.	Assoc. Textile Converters	0			650,000		0	02/19/85	650,000
01/08/85	Bamberg, City of	Ind.	Carl L. Kilgus	0			550,000		0	01/31/85	550,000
	Total, January 8, 1985, BCB Meeting			0		0	1,200,000	1,200,000	0		1,200,000
01/11/85	York County	Ind.	INA Bearing Company	0			10,000,000		0		
01/11/85	Columbia, City	Ind.	Heritage Associates	0			15,000,000		0		-
	Total, January 11, 1985, BCB Meeting			0		0	25,000,000	25,000,000	0		0
	Cumulative Approvals/Allocations Through 1/11/85					0		26,200,000			
01/22/85	Sumter County	Ind.	Southern Coatings, Inc.	1,400,000			1,400,000		3,000		
01/22/85	Newberry County	Ind.	Thomas & Howard/Nberry	0			1,600,000		0		
01/22/85	Charleston, City	Ind.	Sea Coast Partnership	335,000			335,000		2,000		
01/22/85	Aiken County	Ind.	Builders Transport	0			1,700,000		0	01/22/85	1,700,000
01/22/85	Lexington County	Hos.	Presbyterian Home of SC	3,000,000			0		3,000		
01/22/85	Kershaw County	Ind.	McLaughlin Gormley King	0			2,000,000		0		
	Total, January 22, 1985, BCB Meeting			4,735,000		4,735,000	7,035,000	7,035,000	8,000		1,700,000
	Cumulative Approvals/Allocations Through 1/22/85					4,735,000		33,235,000			
02/14/85	Anderson County	Ind.	Piedmont-Anderson-Whse.	0			1,000,000		0		
02/14/85	Pickens County	Ind.	Hasbro Bradley, Inc.	1,300,000			1,300,000		3,000		
02/14/85	Richland County	Ind.	Robert M/Grey Pachak	500,000			500,000		2,000		
02/14/85	Orangeburg County	Hos.	Methodist Home	1,200,000			0		3,000		
02/14/85	Berkeley County	Ind.	Ceva Partnership	540,000			540,000		2,000		
02/14/85	Charleston County	Ind.	Charles Towne Internatl.	580,000			580,000		2,000		
02/14/85	Newberry County	Ind.	Thomas & Howard	1,600,000			0		3,000		
02/14/85	Family Farm Dev.	°°°	Plantation Sea Farms	0			200,000		0		-
	Total, February 14, 1985, BCB Meeting			5,720,000		5,720,000	4,120,000	4,120,000	15,000		0
	Cumulative Approvals/Allocations Through 02/14/85					10,455,000		37,355,000			
	TOTAL, CALENDAR YEAR THROUGH FEBRUARY 14, 1985			10,455,000		10,455,000	37,355,000	37,355,000	23,000		2,900,000

022855

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

R=Refunding
02/21/85

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

Imperial Die Casting Corporation Project

I, WILLIAM A. MCINNIS, SECRETARY to the South Carolina State Budget and Control Board, DO HEREBY CERTIFY:

That the said State Budget and Control Board (the Board) is composed of the following:

His Excellency, Richard W. Riley, Governor and Chairman of the Board;

The Honorable Grady L. Patterson, Jr., State Treasurer;

The Honorable Earle E. Morris, Jr., Comptroller General;

The Honorable Rembert C. Dennis, Chairman of the Senate Finance Committee; and

The Honorable Tom G. Mangum, Chairman of the House Ways and Means Committee.

That due notice of a meeting of the Board, called to be held in Columbia, South Carolina, at 12:00 noon, on Thursday, February 28, 1985, was given to all members in writing, and at least four (4) days prior to said meeting; that all members of said Board were present at said meeting, with the exception of: Senator Dennis, who was represented by Senate Finance Committee Vice Chairman James M. Waddell, Jr.

That at said meeting, a Resolution, of which the attached is a true, correct and verbatim copy, was introduced by Mr. Patterson, who moved its adoption; said motion was seconded by Mr. Morris, and upon the vote being taken and recorded it appeared that the following votes were cast:

FOR MOTION	AGAINST MOTION
5	0

That the Chairman thereupon declared the Resolution unanimously adopted and the original thereof has been duly entered in the permanent records of minutes of meetings of said Board in my custody as its Secretary.

That any and all conditions attached to the referenced Board action except that relating to the submission of IRS Form 8038 have been satisfied as of the date of this certificate.

March 4, 1985

William A McInnis

EXHIBIT

FEB 28 1985 NO. 8

022856 STATE BUDGET & CONTROL BOARD

EXHIBIT NO. 8
FEB 28 1985
STATE BUDGET & CONTROL BOARD

A RESOLUTION APPROVING THE ISSUANCE BY PICKENS COUNTY, SOUTH CAROLINA, OF A NOT EXCEEDING $600,000 PRINCIPAL AMOUNT INDUSTRIAL DEVELOPMENT REVENUE NOTE (IMPERIAL DIE CASTING CORPORATION PROJECT) 1985, PURSUANT TO THE PROVISIONS OF SOUTH CAROLINA CODE ANNOTATED, TITLE 4, CHAPTER 29 (1976), AS AMENDED.

WHEREAS, the County Council of Pickens County, South Carolina (the "Governing Board"), has heretofore, by submitting a petition (the "Petition") under and pursuant to the provisions of Section 4-29-140 of South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), requested the approval by the State Budget and Control Board of the issuance by Pickens County (the "County") pursuant to the Act of its Industrial Development Revenue Note (Imperial Die Casting Corporation Project) in the aggregate principal amount of not exceeding $600,000 (the "Note"); and

WHEREAS, the County proposes to issue the Note for the purpose of defraying the cost of acquiring certain machinery, apparatus and equipment (the "Project") to be used for the purpose of manufacturing aluminum die castings; and

WHEREAS, the Project is to be made available to Imperial Die Casting Corporation (the "Corporation") upon terms which require the Corporation to make payments to or for the account of the County in amounts sufficient to pay the principal and interest on the Note and which secure the obligation of the Corporation by a mortgage and security interest in the Project; and

WHEREAS, the Note will be payable from and secured by an assignment of the obligations of the Corporation and the mortgage and security interest in the Project; and

WHEREAS, the County has submitted a copy of a resolution and petition adopted by the County on February 4, 1985;

NOW, THEREFORE, BE IT RESOLVED, by the State Budget and Control Board of the State of South Carolina, as follows:

Section 1. The Board has made an independent investigation of the matters set forth in the Petition, and

on the basis of such investigation it is hereby found, determined and declared:

(a) The facts set forth in the Petition, and in the preamble hereto, are in all respects true and correct;

(b) The Petition filed by the Governing Board contains all matters required by law and the rules of this Board to be set forth therein, and that in consequence thereof the jurisdiction of this Board has been properly invoked under and pursuant to Section 4-29-140 of the Act; and

(c) The Project subject of the Petition of the Governing Board is intended to promote the purposes of the Act and is reasonably anticipated to effect such result.

Section 2. In consequence of the foregoing, the proposal of the County to defray the cost of acquiring the Project, to make the Project available to the Corporation, to finance the cost thereof and expenses incidental thereto by the execution and delivery of the Note, in substantially the form set forth in the Indenture, secured by an assignment of the revenues to be derived from the Financing Agreement, and a mortgage and security interest in the Project, be and the same is hereby in all respects approved. This approval shall not be affected by any changes in the details of the proposal of the County so long as such changes do not impose a pecuniary liability upon the County or its general credit or taxing power, are approved by the County Council and the Corporation, and do not make inaccurate, except as to dates and amounts, the summaries of the Financing Agreement and the Indenture and the description of the Project.

Section 3. Notice of the action taken by this Board in approving the above described undertaking of the County shall be published in The Greenville News, which is a newspaper having general circulation in Pickens County.

Section 4. The Notice, required in Section 3 above to be published, shall be in substantially the form set forth in Exhibit "A" of this Resolution.

Section 5. Approval of this undertaking is granted on the condition that a copy of Internal Revenue Service (IRS) Form 8038 relating to any bonds issued pursuant to this approval be filed with the Board's secretary at the same time such form is submitted to the IRS.

Section 6. This Resolution shall take effect immediately.

EXHIBIT A

NOTICE PURSUANT TO THE PROVISIONS
OF SOUTH CAROLINA CODE ANNOTATED,
TITLE 4, CHAPTER 29
(1976), AS AMENDED

Notice is hereby given pursuant to the provisions and requirements of Section 4-29-140 of South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), that the State Budget and Control Board of South Carolina, pursuant to a Petition filed by the County Council of Pickens County, South Carolina, has given its approval to the following undertaking by Pickens County, South Carolina:

The issuance by Pickens County of its Industrial Development Revenue Note (Imperial Die Casting Corporation Project) in the original principal amount of not exceeding $600,000 (the "Note"), to defray the costs of acquiring certain machinery, apparatus and equipment by Imperial Die Casting Corporation, a South Carolina corporation (the "Corporation"), to be used as an industrial facility for the purpose of manufacturing aluminum die castings (the "Project") to be located in Pickens County. The Project will be made available to the Corporation which will unconditionally covenant to make payments sufficient to pay the principal and interest on the Note. The Note will be payable solely and exclusively out of payments to be made by the Corporation for the use of the Project, and is to be additionally secured by a mortgage and security interest in the Project.

Notice is further given that any interested party may, within twenty (20) days after the date of the publication of this notice, but not afterwards, challenge the validity of the State Budget and Control Board's approval of the Project and the issuance of the Note by Pickens County to finance the same, by action de novo instituted in the Circuit Court for Pickens County, South Carolina.

STATE BUDGET AND CONTROL BOARD

BY: WILLIAM A. McINNIS, Secretary

Dated: February 28, 1985.

022859

State of South Carolina

State Budget and Control Board

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER
EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN, SENATE FINANCE COMMITTEE
TOM G. MANGUM
CHAIRMAN, WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

Box 12444
Columbia
29211

February 28, 1985

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

C E R T I F I C A T E

[Required by Section 103(n)(12)(A) of the Tax Reform Act of 1984
(which is Part A of the Deficit Reduction Act of 1984)]

Re: $600,000 Pickens County, South Carolina
Industrial Revenue Bonds
(Imperial Die Casting Corporation Project)

This will confirm that an allocation of the State Ceiling established in the Deficit Reduction Act of 1984 has been made by the Budget and Control Board in the amount indicated for the referenced project. This allocation is valid for calendar year 1985 only and shall expire ninety (90) days from February 28, 1985 (the date the allocation was approved by the Board) if the bonds for which the allocation has been approved have not been issued.

I certify that, to the best of my knowledge, this allocation was not made in consideration of any bribe, gift, gratuity or direct or indirect contribution to any political campaign.

Grady L. Patterson, Jr.

Attest:

William A. McInnis, Secretary

022860

EXHIBIT

FEB 28 1985 NO. 8

FEB 15 1985
8:15 a.m.
LL

STATE BUDGET & CONTROL BOARD **TRANSMITTAL FORM, REVENUE BONDS**

TO: William A. McInnis, Secretary
State Budget and Control Board
600 Wade Hampton Office Building
Columbia, SC 29201
OR P. O. Box 12444, Columbia, SC 29211

Date: February 11, 1985

FROM: McNair Glenn Konduros Corley Singletary Porter & Dibble, P.A.
Name of Law Firm
Suite 401, Bankers Trust Plaza
Street
Greenville, South Carolina 29601
City, State, Zip Code

Telephone Area Code 803
Number: 271-4940

Submitted for BCB Meeting of:
February 28, 1985

RE: $600,000 Pickens County
Amount of Issue, Local Government Issuer
Industrial Development Revenue Bond
Type of Bonds/Notes
Imperial Die Casting Corporation
Name of Project

Private Activity Bonds:
X **YES** ____ **NO**

Projected Issue Date:
March 7, 1985

Project Description:

To acquire machinery and equipment for expansion of facility

Number of persons to be employed: 10 to 12

Documents Enclosed:
(All required for State law approval; A and C only for ceiling allocation only.)

A. X Petition (executed original and two copies)

B. X Resolution or ordinance (executed copy)

C. X Inducement Resolution or comparable preliminary approval (executed copy)

D. X Standard Form Investment Letter from purchaser of bonds (executed original)
OR
___ Audited financial statements for three most recent years

E. ___ Department of Health and Environmental Control certificate
___ Required X Not Required

F. X Budget and Control Board Resolution and Public Notice
Original (and 3 copies for certification and return)

G. X Processing fee
Amount $ 2,000.00 Check No. 26800
Payor Imperial Die Casting Corporation

Bond Counsel: Kathleen E. Crum **By:** Kathleen E. Crum
Typed Name **Signature**

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EXHIBIT

STATE OF SOUTH CAROLINA
STATE BUDGET AND CONTROL BOARD
Standard Form Investment Letter

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

TO: Secretary, State Budget and Control Board
P. O. Box 12444
Columbia, SC 29211

RE: Sale by Pickens County, South Carolina (the "Issuer")
Of its $600,000 Industrial Development Revenue Note (the "Bonds")
On behalf of Imperial Die Casting Corporation (the "Company")
Imperial Die Casting Corporation Project (the "Project")
To Bankers Trust of South Carolina (the "Purchaser")

DATE:

In connection with the referenced sale of Bonds by the Issuer, the Purchaser makes the following representations and certifications:

1. The Purchaser has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of its prospective investment in the Bonds;

2. The Purchaser is financially able to bear the economic risk of its proposed investment in the Bonds for an indefinite period;

3. The Purchaser is familiar with the business affairs of the Company and has obtained and examined all financial and other information with respect to the Bonds, the Company and the officers and shareholders of the Company which it deems necessary in order to enable it to evaluate the merits and risks of its investment in the Bonds and to make an informed investment judgment in connection with the purchase of the Bonds;

4. The Purchaser has had the opportunity to ask questions of, and receive answers from, the Issuer and the Company concerning the terms and conditions of the offering and any other information which it has deemed relevant to the Bonds and its investment in the Bonds; and

5. The Bonds are being purchased for the account of the Purchaser and for the purpose of investment and not presently for resale, and the Purchaser has no present intention of offering the Bonds or any portion thereof for resale either currently or after the passage of a fixed period of time, or upon the occurrence or nonoccurrence of any predetermined event or circumstances.

SWORN to and subscribed before me this 31st day of Jan., 1985.

Notary Public

My Commission expires 11-17-88.

PURCHASER:

Name: BANKERS TRUST OF SOUTH CAROLINA

Address: P. O. Box 39
Anderson, SC 29622

BY: James R. Vaughan
Signature of Authorized Official

022862

Received
3/4/85
10:00 A.M.
DKW

The State of South Carolina

Office of the Attorney General

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

T. TRAVIS MEDLOCK
ATTORNEY GENERAL

REMBERT C. DENNIS BUILDING
POST OFFICE BOX 11549
COLUMBIA, S.C. 29211
TELEPHONE 803-758-2072

February 27, 1985

Mr. William A. McInnis
Executive Deputy Director
State Budget and Control Board
Columbia, South Carolina 29201

Re: $600,000 Pickens County, South Carolina, Industrial Revenue Bonds, (Imperial Die Casting Corporation)

Dear Mr. McInnis:

Regarding the above-referenced bond, we have reviewed the Petition and other documents submitted to the State Budget and Control Board for its approval pursuant to Sections 4-29-10, et seq., Code of Laws of South Carolina, 1976, as amended, and the same appear, in our opinion, to be in order.

Sincerely yours,

David C. Eckstrom
Assistant Attorney General

DCE/cs

Enclosures

022863

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA)
)
PICKENS COUNTY)

TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA

PETITION

This Petition of Pickens County, South Carolina (the "County"), pursuant to South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), and specifically Section 4-29-140 thereof, respectfully shows:

1. The County Council of Pickens County (the "County Council") is the governing body of the County and as such is the "governing board" of the County referred to in the Act.

2. The Act, among other things, empowers the County, subject to obtaining the approval of the State Budget and Control Board, pursuant to Section 4-29-140 of the Act: (i) to acquire, and, in connection with such acquisition, to enlarge, improve and expand, whether by construction, purchase, gift or lease, one or more projects (as defined in the Act) which shall be located within the jurisdiction of the County; (ii) to make available to any industry or industries any or all of its projects for such payments and upon such terms and conditions as the governing board may deem advisable and as shall not conflict with the provisions of the Act; and (iii) to issue revenue bonds, as defined in the Act to include notes, for the purpose of defraying the cost of acquiring, by construction and purchase, and in connection with any such acquisition, to enlarge, improve and expand any project and to secure the payment of such bonds all as in the Act provided.

3. The County has agreed to assist Imperial Die Casting Corporation, a South Carolina corporation qualified to do business as a corporation in South Carolina (the "Corporation"), by issuing its revenue note for the purpose of defraying the cost of expanding certain facilities located in the County (the "Project") more fully described in Exhibits A and B to the First Supplemental Financing Agreement and Indenture.

4. The County has been advised by the Corporation that the estimated cost of the Project will be not exceeding $600,000 and it has requested the County to execute and deliver its Industrial Development Revenue Note (Imperial Die Casting Corporation Project) (the "Note") in

022864

the principal amount of not exceeding $600,000 to defray such costs.

5. Pursuant to Section 4-29-60 of the Act, the County Council has made the requisite findings that: (i) the Project will subserve the purposes of the Act; (ii) it is anticipated that the Project will benefit the general public welfare of the County by providing employment and other public benefits not otherwise provided locally; (iii) the Project will give rise to no pecuniary liability of the County or a charge against its general credit or taxing power; (iv) the principal amount of the Note required to finance the Project is expected to be not exceeding $600,000; (v) the County does not deem it necessary to establish any reserve funds in connection with the retirement of the proposed Note and the maintenance of the Project; and (vi) the terms under which the Project is to be made available to the Corporation provide that the Corporation shall maintain the Project and carry all proper insurance with respect thereto, and as a part of the proceedings of the County, the County Council will make the requisite finding as to the amount necessary in each year to pay the principal and the interest on the Note proposed to be issued to defray the cost of the Project.

6. Pursuant to Section 4-29-140 of the Act, the County sets forth the following information:

(a) The Project, described in detail on Exhibits A and B to the First Supplemental Financing Agreement and the First Supplemental Indenture, consists of improvements and certain machinery, apparatus, equipment, office facilities and furnishings to be used for the purpose of manufacturing aluminum die castings. It is anticipated that, upon completion, the Project will provide directly 10 to 12 additional full-time jobs in the County and neighboring areas and that the Project will provide stimulation to the economy of the County and neighboring areas thereto by increased payrolls, capital investment and tax revenues.

(b) It is estimated that the cost of the Project, including the items of cost authorized in the Act, will be not exceeding $600,000.

(c) Copies of the First Supplemental Financing Agreement and the First Supplemental Indenture are available from the County. The following summary of terms is in no wise intended to affect or alter the actual terms of the documents themselves:

(i) The proposed Financing Agreement, as supplemented by the First Supplemental Financing

Agreement (the "Agreement") between the Corporation and the County provides in general:

(A) Proceeds derived from the placement of the Note, will be used and applied by the County upon request of the Corporation solely for the payment of the costs (as that term is defined in the Act) incident to the acquisition, by construction and purchase, of the Project.

(B) The Corporation obligates itself: to effect the completion of the Project if the proceeds derived from the placement of the Note prove insufficient therefor without diminution of any payments to the County required by the Agreement; to meet the payments of principal and interest on the Note as the same become due; and to pay the cost of maintaining and insuring the Project to the extent and in the manner provided in the Agreement.

(C) The County does not incur any pecuniary liability or charge upon its general credit or taxing powers.

(D) The County acquires a mortgage and security interest in the Project as security for the obligations of the Corporation under the Agreement.

(ii) The proposed Indenture between the County and a financial institution, as Lender (the "Lender"), supplemented by the First Supplemental Indenture (the "Indenture") provides in general:

(A) An irrevocable pledge and assignment for the benefit of the Lender or its assigns as holder of the Note of the County's right, title and interest in and to the Agreement and all payments, receipts and revenues which the County has a right to receive under the Agreement or with respect to any security afforded thereunder or any other financing agreement with respect to the Project in favor of the County (except payments and rights to indemnification payments and administration expenses), and all the moneys and securities in funds created under the Indenture.

(B) The terms of the Note, the provisions for exchange and transfer of the

Note, the prepayment provisions, the means of disbursement, default provisions and remedies therefor and various other matters relating to the Note.

(C) The execution of the Indenture imposes no pecuniary liability on the County and does not create a charge upon the general credit or taxing power of the County.

7. Neither the approvals granted in connection with the Note nor the request for an allocation granted by the State Budget and Control Board have been made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

Upon the basis of the foregoing, the County respectfully prays that the State Budget and Control Board (i) accept the filing of this Petition and the documents submitted herewith, (ii) make such investigation as it deems advisable, (iii) if it finds that the Project is intended to promote the purposes of the Act and may be reasonably anticipated to effect such result, that it approve the Project and the execution and delivery of the Note by the County pursuant to the Act to defray the cost of the Project (including changes in any details of the said financing as finally consummated which do not materially affect the undertaking of the County), (iv) allocate to the Note such portion of the state ceiling as established by the Deficit Reduction Act of 1984 as is necessary for the issuance of the Note, and (v) give published notice of its approval in the manner set forth in Section 4-29-140 of the Act.

Respectfully submitted,

PICKENS COUNTY, SOUTH CAROLINA

By Marion C. Owens
Marion C. Owens, Chairman,
County Council of Pickens County,
South Carolina

ATTEST:

Doris P. Watson
Doris P. Watson, Clerk,
County Council, Pickens
County, South Carolina

Dated: February 4, 1985.

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

022867

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

RESOLUTION

A RESOLUTION MAKING APPLICATION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA FOR APPROVAL OF THE ISSUANCE BY PICKENS COUNTY, SOUTH CAROLINA, OF ITS INDUSTRIAL DEVELOPMENT REVENUE NOTE (IMPERIAL DIE CASTING CORPORATION PROJECT) 1985, PURSUANT TO THE PROVISIONS OF SOUTH CAROLINA CODE ANNOTATED, TITLE 4, CHAPTER 29 (1976), AS AMENDED, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING $600,000.

WHEREAS, Pickens County, South Carolina (the "County"), acting by and through its County Council is authorized and empowered under and pursuant to the provisions of South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), to acquire and cause to be acquired properties that are projects under the Act through which the industrial development of the State of South Carolina will be promoted and trade developed by inducing industrial enterprises to locate in and remain in the State of South Carolina and thus utilize and employ the manpower, agricultural products and natural resources of the State; and

WHEREAS, the County is further authorized by the Act to issue revenue bonds, as defined in the Act to include notes, payable solely from revenues and receipts from any financing agreement with respect to such project and secured by a pledge of said revenues and receipts and by an assignment of such financing agreement; and

WHEREAS, the County and Imperial Die Casting Corporation, a South Carolina corporation (the "Corporation"), entered into an Assistance Agreement (the "Assistance Agreement") executed by the Corporation on February 4, 1984, and executed by the County on February 4, 1985, pursuant to which and in order to implement the public purposes enumerated in the Act and in furtherance thereof to comply with the undertakings of the County pursuant to the Assistance Agreement, the County proposes to issue its Industrial Development Revenue Note (Imperial Die Casting Corporation Project) in the principal amount of not exceeding $600,000 (the "Note") under and pursuant to the Act to defray the costs of acquiring by construction and purchase certain improvements and machinery, apparatus, equipment, office facilities and furnishings (the "Project") to be located in the jurisdiction of the County and, subject to the approval of the State Budget and Control Board of South Carolina, to make the Project available to the

Corporation under and pursuant to the terms of a Financing Agreement, as supplemented by the First Supplemental Financing Agreement (the "First Supplemental Agreement") to be entered into between the County and the Corporation; and

WHEREAS, it is now deemed advisable by the County Council to file with the State Budget and Control Board of South Carolina, in compliance with Section 4-29-140 of the Act, the Petition of the County requesting approval of the proposed financing by the State Budget and Control Board;

NOW, THEREFORE, BE IT RESOLVED by the County Council of Pickens County, South Carolina, as follows:

Section 1. It is hereby found, determined and declared as follows:

(a) The Project will constitute a "project" as said term is referred to and defined in Section 4-29-10 of the Act, and the issuance of the Note in the principal amount of not exceeding $600,000 to defray the cost of the Project will subserve the purposes and in all respects conform to the provisions and requirements of the Act.

(b) It is anticipated that the Project will benefit the general public welfare of the County by providing employment for those engaged in construction of the Project, and by providing additional permanent employment for approximately 10 to 12 people from the County and adjacent areas when the Project is placed in full operation with a resulting alleviation of unemployment and a substantial increase in payrolls and other public benefits incident to the conduct of industrial operations not otherwise provided locally.

(c) Neither the Project, the Note proposed to be issued by the County to defray the cost of the Project, nor any documents or agreements entered into by the County in connection therewith will constitute or give rise to a pecuniary liability of the County or a charge against its general credit or taxing power.

(d) The issuance of the Note by the County in the principal amount of not exceeding $600,000 will be required to defray the cost of the Project.

(e) Inasmuch as the Corporation is a corporation with established credit, the establishment of reserve funds in connection with the retirement of the Note and the maintenance of the Project is deemed unnecessary.

(f) The Project will be made available by the County to the Corporation upon terms which will require the Corporation, at its own expense, to maintain the Project in

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good repair and to carry all proper insurance with respect thereto.

(g) The Project will consist of the items described in Exhibits A and B to the First Supplemental Agreement and the First Supplemental Indenture to be entered into between the County and Bankers Trust of South Carolina, as lender (the "Lender").

(h) A reasonable estimate of the cost of the Project including necessary expenses incident thereto is $600,000.

(i) Neither the approvals granted in connection with the Note nor the request for an allocation granted by the State Budget and Control Board have been made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

Section 2. There be and is hereby authorized and directed the submission on behalf of the County of a Petition requesting the approval of the proposal of the County to issue the Note by the State Budget and Control Board of South Carolina pursuant to the provisions of Section 4-29-140 of the Act, said Petition, which constitutes and is hereby made a part of this authorizing resolution, to be in substantially the form attached hereto.

Section 3. The Chairman of the County Council be and is hereby authorized and directed to execute said Petition in the name and on behalf of the County; and the Clerk of the County Council be and is hereby authorized and directed to attest the same and thereafter to submit an executed copy of this resolution to the State Budget and Control Board in Columbia, South Carolina.

Section 4. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its passage and approval.

022870

Passed and approved February 4, 1985.

PICKENS COUNTY, SOUTH CAROLINA

By Marion C. Owens
Marion C. Owens, Chairman,
County Council of Pickens
County, South Carolina

ATTEST:

Doris P. Watson
Doris P. Watson, Clerk of
County Council, Pickens
County, South Carolina

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

022871

EXHIBIT NO. 8
FEB 28 1985
STATE BUDGET & CONTROL BOARD

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN ASSISTANCE AGREEMENT BY AND BETWEEN PICKENS COUNTY, SOUTH CAROLINA AND IMPERIAL DIE CASTING CORPORATION, WHEREBY, UNDER CERTAIN CONDITIONS, PICKENS COUNTY WILL ISSUE NOT EXCEEDING SIX HUNDRED THOUSAND DOLLARS ($600,000) INDUSTRIAL DEVELOPMENT REVENUE BONDS OR NOTES.

WHEREAS, Pickens County, South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 29, Code of Laws of South Carolina, 1976, as amended (the "Act"), to acquire, or cause to be acquired, properties (which such properties constitute "projects" as defined in the Act) and to enter into agreements with any industry to construct, operate, maintain and improve such projects; to enter into financing agreements with respect to such projects; to issue revenue bonds to defray the costs of such projects; and to accept any grants for such projects through which powers the industrial development of the State of South Carolina will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State of South Carolina and thus utilize and employ the manpower, agricultural products and natural resources of the State; and

WHEREAS, the County is authorized by the Act to issue revenue bonds, as defined in the Act to include notes, payable solely out of the revenues derived from a financing agreement with respect to such project and may further be secured by a pledge of said revenues, a trust indenture or indenture covering all or any part of such project, and a pledge of any financing agreement with respect to such project; and

WHEREAS, Imperial Die Casting Corporation, a South Carolina corporation (the "Corporation"), has requested the County to issue not exceeding $600,000 of its Industrial Development Revenue Bonds or Notes (Imperial Die Casting Corporation Project) pursuant to the Act for the purpose of defraying the cost of acquiring by construction and purchase certain improvements and machinery, apparatus, equipment, office facilities and furnishings to be installed therein for the purpose of manufacturing aluminum die castings, constituting an expansion of an industrial facility (the "Project"), all as more fully set forth in the Assistance Agreement attached hereto; and

WHEREAS, the County has determined on the basis of the information supplied to it by the Corporation that the

Project would be a "project" as that term is defined in the Act and that the Project would subserve the purposes of the Act.

NOW, THEREFORE, BE IT RESOLVED, by the County Council as follows:

Section 1. Pursuant to the authority of the Act and subject to the approval by the State Budget and Control Board, and for the purpose of defraying a portion of the cost (as defined in the Act) of acquiring the Project there is hereby authorized to be issued revenue bonds or notes of the County in the principal amount of not exceeding Six Hundred Thousand Dollars ($600,000) to be designated "Pickens County, South Carolina, Industrial Development Revenue Bonds or Notes (Imperial Die Casting Corporation Project)" (the "Bonds").

Section 2. The provisions, terms and conditions of the financing agreement by and between the County and the Corporation, the provisions, terms and conditions of the trust indenture or indenture by and between the County and the Trustee or Bondholder, yet to be named, and the form, details, rate or rates of interest, maturity and redemption provisions, if any, of the Bonds shall be prescribed by subsequent resolution or ordinance of the County Council.

Section 3. The Chairman of the County Council is hereby authorized and directed to execute the Assistance Agreement attached hereto in the name and on behalf of the County, and the Clerk of the County Council is hereby authorized and directed to attest the same; and the Chairman of the County Council is hereby further authorized and directed to deliver said executed Assistance Agreement to the Corporation.

Section 4. Prior to the issuance of any Bonds, the County Council will comply with the provisions of the Home Rule Act regarding the procedural requirements for adopting ordinances and resolutions.

Section 5. All orders, resolutions, and parts thereof in conflict herewith are to the extent of such conflict hereby repealed. This resolution shall take effect and be in full force from and after its passage by the County Council.

Section 6. It is the intention of the County Council that this resolution shall constitute an official action on the part of the County within the meaning of the applicable regulations of the United States Treasury Department relating to the issuance of industrial revenue bonds.

Done in meeting duly assembled this 4th day of February, 1985.

PICKENS COUNTY, SOUTH CAROLINA

By: Marion C. Owens
Marion C. Owens, Chairman,
County Council of Pickens
County, South Carolina

(SEAL)

ATTEST:

By: Doris P. Watson
Doris P. Watson, Clerk,
County Council of Pickens
County, South Carolina

022874

ASSISTANCE AGREEMENT

THIS AGREEMENT made and entered into by and between Pickens County, South Carolina, a body politic and corporate and a political subdivision of the State of South Carolina (the "County"), and Imperial Die Casting Corporation, a South Carolina corporation (the "Corporation").

W I T N E S S E T H:

ARTICLE I

RECITATION OF FACTS

As a means of setting forth the matters of mutual inducement which have resulted in the making and entering into of this Agreement, the following statements of fact are herewith recited:

Section 1.01. The County is a body politic and corporate, and a political subdivision of the State of South Carolina, and is authorized and empowered by the provisions of Title 4, Chapter 29, Code of Laws of South Carolina, 1976, as amended (the "Act"), to acquire, or cause to be acquired, and to enlarge, improve, expand, equip, furnish, own, lease and dispose of properties through which the industrial development of the State will be promoted and trade developed by inducing new industries to locate in South Carolina and by encouraging industries now located in South Carolina to expand their investments and thus utilize and employ manpower and other resources of South Carolina.

Section 1.02. The Corporation desires to acquire certain improvements and machinery, apparatus, equipment, office facilities and furnishings to be used to expand an industrial facility for the purpose of manufacturing aluminum die castings (the "Project"). The Project when completed and in operation will provide additional permanent employment in the County for approximately 10 to 12 people.

Section 1.03. The Corporation has requested the County to assist it with its contemplated program through the sale of Industrial Development Revenue Bonds (or Notes) pursuant to the Act, whereby the County would defray a portion of the cost of the Project.

Section 1.04. The County has given due consideration to all the proposals and requests of the Corporation and has agreed to endeavor to effect the

issuance of the bonds at the time and on the terms and conditions hereafter set forth.

ARTICLE II

UNDERTAKINGS ON THE PART OF THE COUNTY

The County agrees as follows:

Section 2.01. The County will, subject to the approval by the State Budget and Control Board required by the Act, authorize the issuance of not exceeding Six Hundred Thousand Dollars ($600,000) Pickens County, South Carolina, Industrial Development Revenue Bonds (or Notes) (Imperial Die Casting Corporation Project) (the "Bonds"), at such time as the Corporation may request the County to do so.

Section 2.02. The County will permit the Corporation to arrange for the sale of the Bonds to defray the cost of the Project as aforesaid and if successful marketing arrangements can be made, it will adopt such proceedings and enter into such agreements as are necessary for the issuance and securing of the Bonds.

Section 2.03. The proceeds of any sale of the Bonds shall be applied to the payment of the costs of the Project as determined under the Act including, without limitation, the expenses incurred in connection with the issuance and sale of the Bonds, the acquisition by construction and purchase of the Project including land, buildings, necessary machinery and equipment and other items permitted by the Act, and the repayment of any funds advanced or loans incurred by the Corporation for such purposes.

Section 2.04. Prior to issuing any Bonds, the County may enter into a trust indenture with a trustee bank to be selected by the Corporation or an indenture with the purchasers of the Bonds pursuant to which the Bonds will be issued. Such trust indenture or indenture shall be substantially in the form used in connection with the issuance of other South Carolina industrial revenue bonds and may constitute a lien on the Project and the revenues derived from the financing agreement with respect to the Project to secure the payment of the Bonds.

Section 2.05. If requested by the Corporation and in order to provide interim financing pending the issuance of the Bonds, the County will adopt the necessary proceedings and provide for the issuance of bond anticipation notes pursuant to Title 11, Chapter 17, Code of Laws of South Carolina, 1976, in anticipation of the issuance of the Bonds.

Section 2.06. The County will perform such other acts and adopt such further proceedings as may be required to faithfully implement its undertakings and to consummate the proposed financing.

ARTICLE III

UNDERTAKINGS ON THE PART OF THE CORPORATION

Section 3.01. The Corporation agrees that the County will have no obligation to find a purchaser of the Bonds.

Section 3.02. The Corporation further agrees, if the plan proceeds as contemplated:

(a) to acquire by construction and purchase the land, buildings, equipment and machinery constituting the Project;

(b) to enter into a financing agreement with the County under the terms of which the Corporation will obligate itself to pay to the County sums sufficient to pay the principal, interest and premium, if any, on the Bonds, as and when the same become due and payable, said financing agreement shall be in such form and contain such provisions as shall be satisfactory to the County and to the Corporation;

(c) to obligate itself to make the additional payments required by the Act, including, but not limited to, payments in lieu of taxes if necessary;

(d) to hold the County harmless from all pecuniary liability and to reimburse it for all expenses to which it might be put in the fulfillment of its obligations under this Agreement in the implementation of its terms and provisions;

(e) to perform such further acts and adopt such further proceedings as may be required to faithfully implement its undertakings and consummate the proposed financing; and

(f) to covenant and agree in the financing agreement referred to hereinbefore to install in the buildings which are to become a part of the Project all necessary equipment and machinery and thereafter to operate the Project as a facility for the purpose of manufacturing aluminum die castings or for such other purposes as may hereafter be deemed appropriate.

ARTICLE IV

GENERAL PROVISIONS

Section 4.01. All commitments of the County under Article II hereof are subject to all of the provisions of the Act and the condition that nothing contained in this Agreement shall constitute or give rise to a pecuniary liability of the County or a charge against its general credit or taxing power.

Section 4.02. The parties hereto agree that the Corporation may proceed with the Project including the construction of a building or buildings and acquisition and installation of the equipment and machinery prior to the issuance of the Bonds.

Section 4.03. This Assistance Agreement may be assigned by the Corporation to a corporation which is a wholly owned subsidiary of the Corporation, to a corporation the majority stockholders of which are the majority stockholders of the Corporation, to a partnership comprised of the majority stockholders of the Corporation, or to any or all of the majority stockholders of the Corporation in their individual capacities.

Section 4.04. All commitments of the County and the Corporation hereunder are subject to the condition that the County and the Corporation do agree on acceptable terms and conditions of all documents the execution and delivery of which are contemplated by provisions hereof.

Section 4.05. The parties understand that the Corporation may choose not to finance the Project as herein provided, in which event this Agreement shall become void.

Section 4.06. It is the intention of the parties hereto that this Agreement shall constitute an official action on the part of the County within the meaning of the applicable regulations of the United States Treasury Department relating to the issuance of industrial revenue bonds.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have executed this Agreement on the respective dates indicated below.

PICKENS COUNTY, SOUTH CAROLINA

By: Marion C. Owens
Marion C. Owens, Chairman,
County Council of Pickens
County, South Carolina

ATTEST:

By: Doris P. Watson
Doris P. Watson, Clerk,
County Council of Pickens
County, South Carolina

Dated: February 4, 1985.

022879

IMPERIAL DIE CASTING CORPORATION

By: _____
Its: President

(SEAL)

ATTEST:

By: _____
Its: Secretary

Dated: February 4, 1985.

State of South Carolina

State Budget and Control Board

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER
EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN, SENATE FINANCE COMMITTEE
TOM G. MANGUM
CHAIRMAN, WAYS AND MEANS COMMITTEE

Box 12444
Columbia
29211

WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

February 28, 1985

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

Pickens County
c/o Ms. Kathleen E. Crum
McNair Law Firm
7 North Laurens Street
Greenville, SC 29601

Dear Ms. Crum:

RE: Issue of $600,000 Pickens County, South Carolina
Industrial Revenue Bonds
(Imperial Die Casting Corporation Project)

This will confirm that the referenced issue when issued and combined with the total amount of private activity bonds and notes certified to me previously by South Carolina issuing authorities as having been issued or which are to be issued in 1985 will not exceed the 1985 State Ceiling for South Carolina.

For your information, our records as of this date indicate the following:

Certified State Ceiling:	**$495,000,000**
A. State Agency and Exempt Facilities Pool Amount	**198,000,000**
1. Allocations Approved Through 2/14/85	200,000
2. Balance of Pool Available	197,800,000
3. Certified for Issue	0
B. Local Pool Amount	**297,000,000**
1. Allocations Approved Through 2/14/85	37,155,000
2. Balance of Pool Available	259,845,000
3. Certified for Issue 2/28/85 (Including Referenced Issue)	4,800,000

Sincerely,

William A. McInnis

William A. McInnis
Secretary

WAM:dw

022881

McNAIR GLENN KONDUROS CORLEY SINGLETARY PORTER & DIBBLE, P.A.
ATTORNEYS AND COUNSELORS AT LAW
SUITE 401
BANKERS TRUST PLAZA
7 NORTH LAURENS STREET
GREENVILLE, SOUTH CAROLINA 29601
803-271-4940

ROBERT E. McNAIR
TERRELL L. GLENN
JAMES S. KONDUROS
O. WAYNE CORLEY
E. McLEOD SINGLETARY
CHARLES PORTER
ROBERT W. DIBBLE, JR.
RICHARD S. WOODS
RICHARD L. C. SULLIVAN
M. JOHN BOWEN, JR.
DENNIS C. THELEN*
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JOHN W. CURRIE
SCOTT Y. BARNES
M. ELIZABETH CRUM
WILLIAM M. DIEFENDERFER†
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DANIEL R. McLEOD, JR.
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GREGORY D. DeLOACH
ALISON R. LEE

*D.C. AND NEW YORK BARS ONLY
†PENNSYLVANIA BAR ONLY
‡D.C. AND OHIO BARS ONLY
**D.C. BAR ONLY

JAMES E. CARR
JOHN H. LUMPKIN, SR.
OF COUNSEL

COLUMBIA OFFICE
EIGHTEENTH FLOOR
BANKERS TRUST TOWER
POST OFFICE BOX 11390
COLUMBIA, S.C. 29211
803-799-9800

HILTON HEAD ISLAND OFFICE
BANKERS TRUST BUILDING
FIFTY-NINE POPE AVENUE
HILTON HEAD ISLAND, S.C. 29938
803-785-5169

WASHINGTON OFFICE
SUITE 710
MADISON OFFICE BUILDING
1155 15TH STREET, N.W.
WASHINGTON, D.C. 20005
202-659-3900

EXHIBIT

FEB 28 1985 NO. 8

STATE BUDGET & CONTROL BOARD

February 27, 1985

VIA ANDERSON ARMORED CAR

Mr. William A. McInnis
State Budget and Control Board
Wade Hampton Office Building
Post Office Box 12444
Columbia, South Carolina 29211

Re: $600,000 Pickens County, South Carolina
Industrial Development Revenue Note
(Imperial Die Casting Corporation Project) 1985

Dear Mr McInnis:

In accordance with the regulations of the State Budget and Control Board, I am submitting on behalf of Imperial Die Casting Corporation, IRS From 8038. Please confirm the allocation of $600,000 of the State volume to the above captioned issue. This issue is scheduled to close March 7, 1985.

Sincerely,

McNAIR GLENN KONDUROS CORLEY
SINGLETARY PORTER & DIBBLE, P.A.

Kathleen E. Crum

KEC/fb
Enclosure

022882

Form **8038**
(January 1983)
Department of the Treasury
Internal Revenue Service

Information Return for Private Activity Bond Issues

Under Section 103(l)
(Section references are to the Internal Revenue Code.)

OMB No. 1545-0720
Expires 1-31-85

1 Issuer's name: PICKENS COUNTY SOUTH CAROLINA

3 Issuer's employer identification number: 57-6000395

2 Present address (including city, town or post office, State and ZIP code): POST OFFICE BOX 275, PICKENS, SOUTH CAROLINA 29671

4 Date of issue: March 7, 1985

Part I Type of Issue (Check box(es) that apply)

	SIC code	Amount $	SIC code	Amount $
Private Activity Bonds other than Industrial Development Bonds (IDBs):				
5 ☐ Student loan bond				
6 ☐ Private exempt entity bond				
Industrial Development Bonds:				
7 ☐ Industrial park bond				
8 a ☐ $1 million small issue IDB				
8 b ☒ $10 million small issue IDB	3380	$600,000		

9 Exempt Activity Bond (check type(s) below):

- a ☐ Residential rental projects (section 103(b)(4)(A))
- b ☐ Sports facilities (section 103(b)(4)(B))
- c ☐ Convention facilities (section 103(b)(4)(C))
- d ☐ Airports, docks, etc., (section 103(b)(4)(D))
- e ☐ Sewage or waste disposal facilities (section 103(b)(4)(E))
- f ☐ Pollution control facilities (section 103(b)(4)(F))
- g ☐ Water furnishing facilities (section 103(b)(4)(G))
- h ☐ Hydroelectric generating facilities (section 103(b)(4)(H))
- i ☐ Mass commuting vehicles (section 103(b)(4)(I))
- j ☐ Local district heating or cooling facilities (section 103(b)(4)(J))
- k ☐ Facilities for the local furnishing of electric energy or gas (section 103(b)(4)(E))

EXHIBIT
FEB 28 1985 NO. 8
STATE BUDGET & CONTROL BOARD

Part II Description of Obligations (See instructions)

10

(A) Maturity date	(B) Face amount	(C) Stated interest rate	(D) Term (in years)
March 7, 1993	$600,000	See Exhibit A %	8 years
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	

11 Weighted average maturity of the issue (in years) (complete only for IDBs) (see instructions) ▶ 8 years

022883

Part III Proceeds of Issue

12 Total purchase price (regs. section 1.103-13(d)(2))	$600,000
13 Face amount of issue	600,000
14 Bond issuance costs	18,000
15 Amounts allocated to reasonably required reserve or replacement fund (regs. section 1.103-14(d))	-0-
16 Lendable proceeds of the issue (see instructions)	582,000

Part IV Description of Financed Property (Do not complete for student loan bonds)

17 a Cost of 3-yr. ACRS property (or portion thereof financed by issue)	-0-
b Cost of 5-yr. ACRS property (or portion thereof financed by issue)	582,000
c Cost of 10-yr. ACRS property (or portion thereof financed by issue)	-0-
d Cost of 15-yr. ACRS property (or portion thereof financed by issue)	-0-
e Cost of land (or portion thereof financed by issue)	-0-
f Cost of other property financed by the issue	18,000
18 a Proceeds used to refund prior issue	-0-
b If issue is an advance refunding, enter the earliest call date ▶ See Exhibit B	
19 Average weighted economic life of the project (complete only for IDBs) ▶	years.

Part V Description of Initial Principal Users (Do not complete for student loan bonds)

20 Initial Principal Users:

(A) User	(B) Name	(C) Address	(D) Employer identification number
(i)	Imperial Die Casting Corporation	Post Office Box 585 Pickens, S.C. 29671	57-0457400
(ii)			
(iii)			
(iv)			
(v)			
(vi)			
(vii)			

21 Common parents (if any) of initial principal users listed above:

(A) User (from above)	(B) Name	(C) Address	(D) Employer identification number
		EXHIBIT FEB 28 1985 NO. 8 CONTROL BOARD	

Part VI Approval of Issue (Complete only for IDBs)

22 Name of Governmental units approving issue ▶ PICKENS COUNTY COUNCIL

23 Names and positions of applicable elected representatives or date of referenda approving issue ▶ See Exhibit C

Please Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

▶ Marion C. Owens — Signature of officer | 3/7/85 — Date | ▶ Chairman — Title

Paid Preparer's Use Only

Preparer's signature ▶ | Date 3/7/85 | Check if self-employed ▶ ☐

Firm's name (or yours, if self-employed) and address ▶ McNAIR GLENN KONDUROS CORLEY SINGLETARY PORTER & DIBBLE P.A. See Exhibit D | Zip code 29601

☆ U.S. Government Printing Office: 1983-421-108/239

022884

MAR 25 1985
9:15 a.m.

McNAIR GLENN KONDUROS CORLEY SINGLETARY PORTER & DIBBLE, P.A.
ATTORNEYS AND COUNSELORS AT LAW
SUITE 401
BANKERS TRUST PLAZA
7 NORTH LAURENS STREET
GREENVILLE, SOUTH CAROLINA 29601
803-271-4940

ROBERT E. McNAIR
TERRELL L. GLENN
JAMES S. KONDUROS
D. WAYNE CORLEY
E. McLEOD SINGLETARY
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WASHINGTON, D.C. 20005
202-659-3900

*D.C. AND NEW YORK BARS ONLY
**D.C. AND OHIO BARS ONLY
***D.C. BAR ONLY
†MISSOURI BAR ONLY

March 21, 1985

Mr. William A. McInnis
State Budget and Control Board
Wade Hampton Office Building
Post Office Box 12444
Columbia, South Carolina 29211

Re: $650,000 Anderson County, South Carolina, Industrial Development Revenue Note (Nordson Project) 1985

Dear Mr. McInnis:

This is to confirm with you that the above-referenced bond issue closed on March 21, 1985 as scheduled.

Sincerely,

McNAIR GLENN KONDUROS CORLEY
SINGLETARY PORTER & DIBBLE, P.A.

Nancy Page

Nancy Page

NP/fb

022885

State of South Carolina

State Budget and Control Board

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER
EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN, SENATE FINANCE COMMITTEE
TOM G. MANGUM
CHAIRMAN, WAYS AND MEANS COMMITTEE

Box 12444
Columbia
29211

WILLIAM L. PUTNAM
EXECUTIVE DIRECTOR

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

March 15, 1985

C E R T I F I C A T E

[Required by Section 103(n)(12)(A) of the Tax Reform Act of 1984
(which is Part A of the Deficit Reduction Act of 1984)]

Re: $650,000 Anderson County, South Carolina
Industrial Development Revenue Note
(Nordson Project)

This will confirm that an allocation of the State Ceiling established in the Deficit Reduction Act of 1984 has been made by the Budget and Control Board in the amount indicated for the referenced project. This allocation is valid for calendar year 1985 only and shall expire ninety (90) days from February 28, 1985 (the date the allocation was approved by the Board) if the bonds for which the allocation has been approved have not been issued.

This Certificate replaces the one dated February 28, 1985 which advised that an allocation of $1,000,000 had been made by the Budget and Control Board for this project. The effect of this certificate is to reduce the $1,000,000 allocation to $650,000.

I certify that, to the best of my knowledge, this allocation was not made in consideration of any bribe, gift, gratuity or direct or indirect contribution to any political campaign.

Grady L. Patterson, Jr.

Attest:

William A. McInnis, Secretary

022886

State of South Carolina

State Budget and Control Board

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER
EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN, SENATE FINANCE COMMITTEE
TOM G. MANGUM
CHAIRMAN, WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

Box 12444
Columbia
29211

March 15, 1985

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

Anderson County
c/o Ms. Nancy Page
McNair Law Office
7 N. Laurens Street
Greenville, SC 29601

Dear Ms. Page:

RE: Issue of $650,000 Anderson County, South Carolina
Industrial Development Revenue Note
(Nordson Project)

This will confirm that the referenced issue when issued and combined with the total amount of private activity bonds and notes certified to me previously by South Carolina issuing authorities as having been issued or which are to be issued in 1985 will not exceed the 1985 State Ceiling for South Carolina.

For your information, our records as of this date indicate the following:

Certified State Ceiling:	$495,000,000
A. State Agency and Exempt Facilities Pool Amount	**198,000,000**
1. Allocations Approved Through 3/12/85	200,000
2. Balance of Pool Available	197,800,000
3. Certified for Issue	0
B. Local Pool Amount	**297,000,000**
1. Allocations Approved Through 3/12/85	54,355,000
2. Balance of Pool Available	242,645,000
3. Certified for Issue 3/15/85 (Including Referenced Issue)	6,850,000

Sincerely,

William A. McInnis

William A. McInnis
Secretary

WAM:dw

022887

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

Nordson Project

I, WILLIAM A. MCINNIS, SECRETARY to the South Carolina State Budget and Control Board, DO HEREBY CERTIFY:

That the said State Budget and Control Board (the Board) is composed of the following:

His Excellency, Richard W. Riley, Governor and Chairman of the Board;

The Honorable Grady L. Patterson, Jr., State Treasurer;

The Honorable Earle E. Morris, Jr., Comptroller General;

The Honorable Rembert C. Dennis, Chairman of the Senate Finance Committee; and

The Honorable Tom G. Mangum, Chairman of the House Ways and Means Committee.

That due notice of a meeting of the Board, called to be held in Columbia, South Carolina, at 12:00 noon, on Thursday, February 28, 1985, was given to all members in writing, and at least four (4) days prior to said meeting; that all members of said Board were present at said meeting, with the exception of: Senator Dennis, who was represented by Senate Finance Committee Vice Chairman James M. Waddell, Jr.

That at said meeting, a Resolution, of which the attached is a true, correct and verbatim copy, was introduced by Mr. Patterson, who moved its adoption; said motion was seconded by Mr. Morris, and upon the vote being taken and recorded it appeared that the following votes were cast:

FOR MOTION	AGAINST MOTION
5	0

That the Chairman thereupon declared the Resolution unanimously adopted and the original thereof has been duly entered in the permanent records of minutes of meetings of said Board in my custody as its Secretary.

That any and all conditions attached to the referenced Board action except that relating to the submission of IRS Form 8038 have been satisfied as of the date of this certificate.

February 28, 1985

William A McInnis

022688

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

A RESOLUTION APPROVING THE ISSUANCE BY ANDERSON COUNTY, SOUTH CAROLINA, OF A NOT EXCEEDING $1,000,000 PRINCIPAL AMOUNT INDUSTRIAL DEVELOPMENT REVENUE NOTE (NORDSON PROJECT) 1985, PURSUANT TO THE PROVISIONS OF SOUTH CAROLINA CODE ANNOTATED, TITLE 4, CHAPTER 29 (1976), AS AMENDED.

WHEREAS, the County Council of Anderson County, South Carolina (the "Governing Board"), has heretofore, by submitting a petition (the "Petition"), under and pursuant to the provisions of Section 4-29-140 of South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), requested the approval by the State Budget and Control Board of the issuance by Anderson County (the "County") pursuant to the Act of its Industrial Development Revenue Note (Nordson Project) in the aggregate principal amount of not exceeding $1,000,000 (the "Note"); and

WHEREAS, the County proposes to issue the Note for the purpose of defraying the cost of acquiring, by construction and purchase, certain land and a building or buildings and other improvements thereon, and certain machinery, apparatus, equipment, office facilities and furnishings (the "Project") to be used for the purpose of manufacturing packaging materials; and

WHEREAS, the Project is to be made available to W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, and Samuel F. Thrift (the "Obligors") upon terms which require the Obligors to make payments to or for the account of the County in amounts sufficient to pay the principal, premium, if any, and interest on the Note and which secure the obligation of the Obligors by a mortgage and security interest in the Project; and

WHEREAS, the Note will be payable from and secured by an assignment of the obligations of the Obligors and the mortgage and security interest in the Project; and

WHEREAS, the County has submitted a copy of a resolution and petition adopted by the County on February 19, 1985, and this Board has reviewed and considered said documents in its consideration of said Petition by the County;

022889

NOW, THEREFORE, BE IT RESOLVED, by the State Budget and Control Board of the State of South Carolina, as follows:

Section 1. The Board has made an independent investigation of the matters set forth in the Petition, and on the basis of such investigation it is hereby found, determined and declared:

(a) The facts set forth in the Petition, and in the preamble hereto, are in all respects true and correct;

(b) The Petition filed by the Governing Board contains all matters required by law and the rules of this Board to be set forth therein, and that in consequence thereof the jurisdiction of this Board has been properly invoked under and pursuant to Section 4-29-140 of the Act; and

(c) The Project subject of the Petition of the Governing Board is intended to promote the purposes of the Act and is reasonably anticipated to effect such result.

Section 2. In consequence of the foregoing, the proposal of the County to defray the cost of acquiring the Project, to make the Project available to the Obligors, to finance the cost thereof and expenses incidental thereto by the execution and delivery of the Note, in substantially the form set forth in the Indenture, secured by an assignment of the revenues to be derived from the Mortgage and Financing Agreement, and a mortgage and security interest in the Project, be and the same is hereby in all respects approved. This approval shall not be affected by any changes in the details of the proposal of the County so long as such changes do not impose a pecuniary liability upon the County or its general credit or taxing power, are approved by the County Council and the Obligors, and do not make inaccurate, except as to dates and amounts, the summaries of the Mortgage and Financing Agreement and the Indenture and the description of the Project.

Section 3. Notice of the action taken by this Board in approving the above described undertaking of the County shall be published in The Anderson Independent, which is a newspaper having general circulation in Anderson County.

Section 4. The Notice, required in Section 3 above to be published, shall be in substantially the form set forth in Exhibit "A" of this Resolution.

Section 5. Approval of this undertaking is granted on the condition that a copy of Internal Revenue Service (IRS) Form 8038 relating to any bonds issued

pursuant to this approval be filed with the Board's secretary at the same time such form is submitted to the IRS.

Section 6. This Resolution shall take effect immediately.

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

EXHIBIT A

NOTICE PURSUANT TO THE PROVISIONS
OF SOUTH CAROLINA CODE ANNOTATED,
TITLE 4, CHAPTER 29
(1976), AS AMENDED

Notice is hereby given pursuant to the provisions and requirements of Section 4-29-140 of South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), that the State Budget and Control Board of South Carolina, pursuant to a Petition filed by the County Council of Anderson County, South Carolina, has given its approval to the following undertaking by Anderson County, South Carolina:

The issuance by Anderson County of its Industrial Development Revenue Note (Nordson Project) in the original principal amount of not exceeding $1,000,000 (the "Note"), to defray the costs of acquiring, by construction and purchase, certain land and a building or buildings and improvements thereon, and certain machinery, apparatus, equipment, office facilities and furnishings by W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, and Samuel F. Thrift (the "Obligors") to be used as an industrial facility for the purpose of manufacturing packaging materials (the "Project") to be located in Anderson County. The Project will be made available to the Obligors who will lease the Project to Nordson Corporation, an Ohio corporation. The Obligors will unconditionally covenant to make payments sufficient to pay the principal, premium, if any, and interest on the Note. The Note will be payable solely and exclusively out of payments to be made by the Obligors for the use of the Project, and is to be additionally secured by a mortgage and security interest in the Project.

Notice is further given that any interested party may, within twenty (20) days after the date of the publication of this notice, but not afterwards, challenge the validity of the State Budget and Control Board's approval of the Project and the issuance of the Note by Anderson County to finance the same, by action de novo instituted in the Circuit Court for Anderson County, South Carolina.

STATE BUDGET AND CONTROL BOARD

BY: WILLIAM A. McINNIS, Secretary

Dated: February 28, 1985.

022892

State of South Carolina

State Budget and Control Board

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER
EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN, SENATE FINANCE COMMITTEE
TOM G. MANGUM
CHAIRMAN, WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

Box 12444
Columbia
29211

February 28, 1985

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

C E R T I F I C A T E

[Required by Section 103(n)(12)(A) of the Tax Reform Act of 1984
(which is Part A of the Deficit Reduction Act of 1984)]

Re: $1,000,000 Anderson County, South Carolina
Industrial Revenue Bonds
(Nordson Project)

This will confirm that an allocation of the State Ceiling established in the Deficit Reduction Act of 1984 has been made by the Budget and Control Board in the amount indicated for the referenced project. This allocation is valid for calendar year 1985 only and shall expire ninety (90) days from February 28, 1985 (the date the allocation was approved by the Board) if the bonds for which the allocation has been approved have not been issued.

I certify that, to the best of my knowledge, this allocation was not made in consideration of any bribe, gift, gratuity or direct or indirect contribution to any political campaign.

Grady L. Patterson, Jr.

Attest:

William A. McInnis, Secretary

022893

The State of South Carolina

Office of the Attorney General

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

T. TRAVIS MEDLOCK
ATTORNEY GENERAL

REMBERT C. DENNIS BUILDING
POST OFFICE BOX 11549
COLUMBIA, S.C. 29211
TELEPHONE 803-758-2072

February 22, 1985

Mr. William A. McInnis
Executive Deputy Director
State Budget and Control Board
Columbia, South Carolina 29201

Re: Not Exceeding $1,000,000 Anderson County, South Carolina Industrial Revenue Bonds, (Nordson Project)

Dear Mr. McInnis:

Regarding the above-referenced bond, we have reviewed the Petition and other documents submitted to the State Budget and Control Board for its approval pursuant to Sections 4-29-10 et seq., Code of Laws of South Carolina, 1976, as amended, and the same appear, in our opinion, to be in order.

Sincerely yours,

David C. Eckstrom
Assistant Attorney General

DCE/cs

Enclosures

022894

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA)
)
ANDERSON COUNTY)

TO THE STATE BUDGET AND CONTROL)
BOARD OF SOUTH CAROLINA)

PETITION

This Petition of Anderson County, South Carolina (the "County"), pursuant to South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), and specifically Section 4-29-140 thereof, respectfully shows:

1. The County Council of Anderson County (the "County Council") is the governing body of the County and as such is the "governing board" of the County referred to in the Act.

2. The Act, among other things, empowers the County, subject to obtaining the approval of the State Budget and Control Board, pursuant to Section 4-29-140 of the Act: (i) to acquire, and, in connection with such acquisition, to enlarge, improve and expand, whether by construction, purchase, gift or lease, one or more projects (as defined in the Act) which shall be located within the jurisdiction of the County; (ii) to make available to any industry or industries any or all of its projects for such payments and upon such terms and conditions as the governing board may deem advisable and as shall not conflict with the provisions of the Act; and (iii) to issue revenue bonds, as defined in the Act to include notes, for the purpose of defraying the cost of acquiring, by construction and purchase, and in connection with any such acquisition, to enlarge, improve and expand any project and to secure the payment of such bonds all as in the Act provided.

3. The County has agreed to assist the Obligors by issuing its revenue note for the purpose of defraying the cost of acquiring certain facilities located in the County (the "Project") more fully described in Exhibits A and B to the Mortgage and Financing Agreement and Indenture, copies of which are available upon request.

4. The County has been advised by the Obligors that the estimated cost of the Project will be not exceeding $1,000,000 and they have requested the County to execute and deliver its Industrial Development Revenue Note (Nordson Project) (the "Note") in the principal amount of not exceeding $1,000,000 to defray such costs.

022895

5. Pursuant to Section 4-29-60 of the Act, the County Council has made the requisite findings that: (i) the Project will subserve the purposes of the Act; (ii) it is anticipated that the Project will benefit the general public welfare of the County by providing employment and other public benefits not otherwise provided locally; (iii) the Project will give rise to no pecuniary liability of the County or a charge against its general credit or taxing power; (iv) the principal amount of the Note required to finance the Project is expected to be not exceeding $1,000,000; (v) the County does not deem it necessary to establish any reserve funds in connection with the retirement of the proposed Note and the maintenance of the Project; and (vi) the terms under which the Project is to be made available to the Obligors provide that the Obligors shall maintain the Project and carry all proper insurance with respect thereto, and as a part of the proceedings of the County, the County Council will make the requisite finding as to the amount necessary in each year to pay the principal, premium, if any, and the interest on the Note proposed to be issued to defray the cost of the Project.

6. Pursuant to Section 4-29-140 of the Act, the County sets forth the following information:

(a) The Project, described in detail on Exhibits A and B to the Mortgage and Financing Agreement and the Indenture, consists of land, a building or buildings and other improvements thereon and certain machinery, apparatus, equipment, office facilities and furnishings to be used for the purpose of manufacturing packaging materials. It is anticipated that, upon completion, the Project will provide directly 70 additional full-time jobs in the County and neighboring areas and that the Project will provide stimulation to the economy of the County and neighboring areas thereto by increased payrolls, capital investment and tax revenues.

(b) It is estimated that the cost of the Project, including the items of cost authorized in the Act, will be not exceeding $1,000,000.

(c) Copies of the Mortgage and Financing Agreement and the Indenture are available upon request. The following summary of terms is in no wise intended to affect or alter the actual terms of the documents themselves:

(i) The proposed Mortgage and Financing Agreement between the Obligors and the County provides in general:

(A) Proceeds derived from the placement of the Note will be used and applied by the County upon request of the Obligors solely for the payment of the costs (as that term is defined in the Act) incident to the acquisition, by construction and purchase, of the Project.

(B) The Obligors obligate themselves: to effect the completion of the Project if the proceeds derived from the placement of the Note prove insufficient therefor without diminution of any payments to the County required by the Mortgage and Financing Agreement; to meet the payments of principal, premium, if any, and interest on the Note as the same become due; and to pay the cost of maintaining and insuring the Project to the extent and in the manner provided in the Mortgage and Financing Agreement.

(C) The County does not incur any pecuniary liability or charge upon its general credit or taxing powers.

(D) The County acquires a mortgage and security interest in the Project as security for the obligations of the Obligors under the Mortgage and Financing Agreement.

(ii) The proposed Indenture between the County and The South Carolina National Bank, as Lender (the "Lender"), provides in general:

(A) An irrevocable pledge and assignment for the benefit of the Lender or its assigns as holder of the Note of the County's right, title and interest in and to the Mortgage and Financing Agreement and all payments, receipts and revenues which the County has a right to receive under the Mortgage and Financing Agreement or with respect to any security afforded thereunder or any other financing agreement with respect to the Project in favor of the County (except payments and rights to indemnification payments and administration expenses), and all the moneys and securities in funds created under the Indenture.

(B) The terms of the Note, the provisions for exchange and transfer of the Note, the prepayment provisions, the means of

disbursement and investment of the proceeds thereof, provisions for issuance of additional parity notes, default provisions and remedies therefor and various other matters relating to the Note.

(C) The execution of the Indenture imposes no pecuniary liability on the County and does not create a charge upon the general credit or taxing power of the County.

Upon the basis of the foregoing, the County respectfully prays that the State Budget and Control Board (i) accept the filing of this Petition, (ii) make such investigation as it deems advisable, (iii) if it finds that the Project is intended to promote the purposes of the Act and may be reasonably anticipated to effect such result, that it approve the Project and the execution and delivery of the Note by the County pursuant to the Act to defray the cost of the Project (including changes in any details of the said financing as finally consummated which do not materially affect the undertaking of the County), (iv) allocate to the Note such portion of the state ceiling as established by the Deficit Reduction Act of 1984 as is necessary for the issuance of the Note, and (v) give published notice of its approval in the manner set forth in Section 4-29-140 of the Act.

Respectfully submitted,

ANDERSON COUNTY, SOUTH CAROLINA

By Daniel A Rhodes
Daniel A. Rhodes, Chairman,
County Council of Anderson
County, South Carolina

(SEAL)

By J. David Watson
J. David Watson, County
Administrator

Dated: February 19, 1985.

ATTEST:

Linda N. Gilstrap
Linda N. Gilstrap, Clerk,
County Council of Anderson
County, South Carolina

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

022698

EXHIBIT

FEB 28 1985 NO. 9

11

STATE BUDGET & CONTROL BOARD

RESOLUTION

A RESOLUTION MAKING APPLICATION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA FOR APPROVAL OF THE ISSUANCE BY ANDERSON COUNTY, SOUTH CAROLINA, OF ITS INDUSTRIAL DEVELOPMENT REVENUE NOTE (NORDSON PROJECT) 1985, PURSUANT TO THE PROVISIONS OF SOUTH CAROLINA CODE ANNOTATED, TITLE 4, CHAPTER 29 (1976), AS AMENDED, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING $1,000,000.

WHEREAS, Anderson County, South Carolina (the "County"), acting by and through its County Council is authorized and empowered under and pursuant to the provisions of South Carolina Code Annotated, Title 4, Chapter 29 (1976), as amended (the "Act"), to acquire and cause to be acquired properties that are projects under the Act through which the industrial development of the State of South Carolina will be promoted and trade developed by inducing industrial enterprises to locate in and remain in the State of South Carolina and thus utilize and employ the manpower, agricultural products and natural resources of the State; and

WHEREAS, the County is further authorized by the Act to issue revenue bonds, as defined in the Act to include notes, payable solely from revenues and receipts from any financing agreement with respect to such project and secured by a pledge of said revenues and receipts and by an assignment of such financing agreement; and

WHEREAS, the County and W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, and Samuel F. Thrift (the "Obligors") entered into an Assistance Agreement (the "Assistance Agreement") executed by the Obligors on February 5, 1985, and executed by the County on February 5, 1985, pursuant to which and in order to implement the public purposes enumerated in the Act and in furtherance thereof to comply with the undertakings of the County pursuant to the Assistance Agreement, the County proposes to issue its Industrial Development Revenue Note (Nordson Project) in the principal amount of not exceeding $1,000,000 (the "Note") under and pursuant to the Act to defray the costs of acquiring by construction and purchase certain land, a building or buildings and other improvements thereon, and machinery, apparatus, equipment, office facilities and furnishings (the "Project") to be located in the jurisdiction of the County and, subject to the approval of the State Budget and Control Board of South Carolina, to make the Project available to the Obligors under and

pursuant to the terms of a Mortgage and Financing Agreement (the "Agreement") to be entered into between the County and the Obligors; and

WHEREAS, it is now deemed advisable by the County Council to file with the State Budget and Control Board of South Carolina, in compliance with Section 4-29-140 of the Act, the Petition of the County requesting approval of the proposed financing by the State Budget and Control Board;

NOW, THEREFORE, BE IT RESOLVED by the County Council of Anderson County, South Carolina, as follows:

Section 1. It is hereby found, determined and declared as follows:

(a) The Project will constitute a "project" as said term is referred to and defined in Section 4-29-10 of the Act, and the issuance of the Note in the principal amount of not exceeding $1,000,000 to defray the cost of the Project will subserve the purposes and in all respects conform to the provisions and requirements of the Act.

(b) It is anticipated that the Project will benefit the general public welfare of the County by providing employment for those engaged in construction of the Project, and by providing additional permanent employment for approximately 70 people from the County and adjacent areas when the Project is placed in full operation with a resulting alleviation of unemployment and a substantial increase in payrolls and other public benefits incident to the conduct of industrial operations not otherwise provided locally.

(c) Neither the Project, the Note proposed to be issued by the County to defray the cost of the Project, nor any documents or agreements entered into by the County in connection therewith will constitute or give rise to a pecuniary liability of the County or a charge against its general credit or taxing power.

(d) The issuance of the Note by the County in the principal amount of not exceeding $1,000,000 will be required to defray the cost of the Project.

(e) Inasmuch as the Obligors are individuals with established credit, the establishment of reserve funds in connection with the retirement of the Note and the maintenance of the Project is deemed unnecessary.

(f) The Project will be made available by the County to the Obligors upon terms which will require the Obligors, at their own expense, to maintain the Project in

good repair and to carry all proper insurance with respect thereto.

(g) The Project will consist of the items described in Exhibits A and B to the Agreement and the Indenture to be entered into between the County and The South Carolina National Bank, as lender (the "Lender"), all such documents to be submitted upon request.

(h) A reasonable estimate of the cost of the Project including necessary expenses incident thereto is not exceeding $1,000,000.

(i) Neither the approvals granted in connection with the Note nor the request for an allocation granted by the State Budget and Control Board have been made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

Section 2. There be and is hereby authorized and directed the submission on behalf of the County, of a Petition requesting the approval of the proposal of the County to issue the Note by the State Budget and Control Board of South Carolina pursuant to the provisions of Section 4-29-140 of the Act, said Petition, which constitutes and is hereby made a part of this authorizing resolution, to be in substantially the form attached hereto.

Section 3. The Chairman of the County Council and the County Administrator be and are hereby authorized and directed to execute said Petition in the name and on behalf of the County; and the Clerk of the County Council be and is hereby authorized and directed to affix the seal of the County to said Petition and to attest the same and thereafter to submit an executed copy of this resolution, to the State Budget and Control Board in Columbia, South Carolina.

Section 4. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its passage and approval.

Passed and approved February 19, 1985.

ANDERSON COUNTY, SOUTH CAROLINA

By Daniel A. Rhodes
Daniel A. Rhodes, Chairman,
County Council of Anderson
County, South Carolina

(SEAL)

By J. David Watson
J. David Watson, County
Administrator

ATTEST:

Linda N. Gilstrap
Linda N. Gilstrap, Clerk,
County Council of Anderson
County, South Carolina

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

022902

EXHIBIT NO. 9

FEB 28 1985

STATE BUDGET & CONTROL BOARD

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN ASSISTANCE AGREEMENT BY AND BETWEEN ANDERSON COUNTY, SOUTH CAROLINA AND W. RICHARD McCLELLION, JERRY A. MEEHAN, G. ROSS ANDERSON III, AND SAMUEL F. THRIFT, WHEREBY, UNDER CERTAIN CONDITIONS, ANDERSON COUNTY WILL ISSUE NOT EXCEEDING ONE MILLION DOLLARS ($1,000,000) INDUSTRIAL DEVELOPMENT REVENUE BONDS OR NOTES.

WHEREAS, Anderson County, South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 29, Code of Laws of South Carolina, 1976, as amended (the "Act"), to acquire, or cause to be acquired, properties (which such properties constitute "projects" as defined in the Act) and to enter into agreements with any industry to construct, operate, maintain and improve such projects; to enter into financing agreements with respect to such projects; to issue revenue bonds to defray the costs of such projects; and to accept any grants for such projects through which powers the industrial development of the State of South Carolina will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State of South Carolina and thus utilize and employ the manpower, agricultural products and natural resources of the State; and

WHEREAS, the County is authorized by the Act to issue revenue bonds, as defined in the Act to include notes, payable solely out of the revenues derived from a financing agreement with respect to such project and may further be secured by a pledge of said revenues, a trust indenture or indenture covering all or any part of such project, and a pledge of any financing agreement with respect to such project; and

WHEREAS, W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, and Samuel F. Thrift, South Carolina residents (the "Individuals"), have requested the County to issue not exceeding $1,000,000 of its Industrial Development Revenue Bonds or Notes pursuant to the Act for the purpose of defraying the cost of acquiring by construction and purchase certain land, a building or buildings or other improvements thereon, and all machinery, apparatus, equipment, office facilities and furnishings to be installed therein for the purpose of manufacturing packaging material, constituting an industrial facility (the "Project"), all as more fully set forth in the Assistance Agreement attached hereto; and

WHEREAS, the Assistance Agreement may be assigned by the Individuals to a corporation, or any other entity controlled by the Individuals; and

WHEREAS, the County has determined on the basis of the information supplied to it by the Individuals that the Project would be a "project" as that term is defined in the Act and that the Project would subserve the purposes of the Act.

NOW, THEREFORE, BE IT RESOLVED, by the County Council as follows:

Section 1. Pursuant to the authority of the Act and subject to the approval by the State Budget and Control Board, and for the purpose of defraying a portion of the cost (as defined in the Act) of acquiring the Project there is hereby authorized to be issued revenue bonds or notes of the County in the principal amount of not exceeding One Million Dollars ($1,000,000) to be designated "Anderson County, South Carolina, Industrial Development Revenue Bonds or Notes" (the "Bonds").

Section 2. The provisions, terms and conditions of the financing agreement by and between the County and the Individuals, the provisions, terms and conditions of the trust indenture or indenture by and between the County and the Trustee or Bondholder, yet to be named, and the form, details, rate or rates of interest, maturity and redemption provisions, if any, of the Bonds shall be prescribed by subsequent resolution or ordinance of the County Council.

Section 3. The Chairman of the County Council and the County Administrator are hereby authorized and directed to execute the Assistance Agreement attached hereto in the name and on behalf of the County, and the Clerk of the County Council is hereby authorized and directed to affix thereto the seal of the County and to attest the same; and the Chairman of the County Council and the County Administrator are hereby further authorized and directed to deliver said executed Assistance Agreement to the Individuals.

Section 4. Prior to the issuance of any Bonds, the County Council will comply with the provisions of the Home Rule Act regarding the procedural requirements for adopting ordinances and resolutions.

Section 5. All orders, resolutions, and parts thereof in conflict herewith are to the extent of such conflict hereby repealed. This resolution shall take effect and be in full force from and after its passage by the County Council.

Section 6. It is the intention of the County Council that this resolution shall constitute an official action on the part of the County within the meaning of the applicable regulations of the United States Treasury

Department relating to the issuance of industrial revenue bonds.

Done in meeting duly assembled this 5th day of February, 1985.

ANDERSON COUNTY, SOUTH CAROLINA

By: Daniel A. Rhodes
Daniel A. Rhodes, Chairman,
County Council of Anderson
County, South Carolina

(SEAL)

By: J. David Watson
J. David Watson, County
Administrator

ATTEST:

By: Linda N. Gilstrap
Linda N. Gilstrap, Clerk,
County Council of Anderson
County, South Carolina

022905

ASSISTANCE AGREEMENT

THIS AGREEMENT made and entered into by and between Anderson County, South Carolina, a body politic and corporate and a political subdivision of the State of South Carolina (the "County"), and W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, and Samuel F. Thrift, South Carolina residents (the "Individuals").

W I T N E S S E T H:

ARTICLE I

RECITATION OF FACTS

As a means of setting forth the matters of mutual inducement which have resulted in the making and entering into of this Agreement, the following statements of fact are herewith recited:

Section 1.01. The County is a body politic and corporate, and a political subdivision of the State of South Carolina, and is authorized and empowered by the provisions of Title 4, Chapter 29, Code of Laws of South Carolina, 1976, as amended (the "Act"), to acquire, or cause to be acquired, and to enlarge, improve, expand, equip, furnish, own, lease and dispose of properties through which the industrial development of the State will be promoted and trade developed by inducing new industries to locate in South Carolina and by encouraging industries now located in South Carolina to expand their investments and thus utilize and employ manpower and other resources of South Carolina.

Section 1.02. The Individuals desire to acquire certain land located within the jurisdiction of the County, and a building or buildings and other improvements thereon and all machinery, apparatus, equipment, office facilities and furnishings to be used as an industrial facility for the for the purpose of manufacturing packaging material (the "Project"). The Project when completed and in operation will provide additional permanent employment in the County for approximately 70 people.

Section 1.03. The Individuals have requested the County to assist them with their contemplated program through the sale of Industrial Development Revenue Bonds (or Notes) pursuant to the Act, whereby the County would defray a portion of the cost of the Project.

Section 1.04. The County has given due consideration to all the proposals and requests of the Individuals and has agreed to endeavor to effect the issuance of the bonds at the time and on the terms and conditions hereafter set forth.

ARTICLE II

UNDERTAKINGS ON THE PART OF THE COUNTY

The County agrees as follows:

Section 2.01. The County will, subject to the approval by the State Budget and Control Board required by the Act, authorize the issuance of not exceeding One Million Dollars ($1,000,000) Anderson County, South Carolina, Industrial Development Revenue Bonds (or Notes) (the "Bonds"), at such time as the Individuals may request the County to do so.

Section 2.02. The County will permit the Individuals to arrange for the sale of the Bonds to defray the cost of the Project as aforesaid and if successful marketing arrangements can be made, it will adopt such proceedings and enter into such agreements as are necessary for the issuance and securing of the Bonds.

Section 2.03. The proceeds of any sale of the Bonds shall be applied to the payment of the costs of the Project as determined under the Act including, without limitation, the expenses incurred in connection with the issuance and sale of the Bonds, the acquisition by construction and purchase of the Project including land, buildings, necessary machinery and equipment and other items permitted by the Act, and the repayment of any funds advanced or loans incurred by the Individuals for such purposes.

Section 2.04. Prior to issuing any Bonds, the County may enter into a trust indenture with a trustee bank to be selected by the Individuals or an indenture with the purchasers of the Bonds pursuant to which the Bonds will be issued. Such trust indenture or indenture shall be substantially in the form used in connection with the issuance of other South Carolina industrial revenue bonds and may constitute a lien on the Project and the revenues derived from the financing agreement with respect to the Project to secure the payment of the Bonds.

Section 2.05. If requested by the Individuals and in order to provide interim financing pending the issuance of the Bonds, the County will adopt the necessary proceedings and provide for the issuance of bond anticipation notes pursuant to Title 11, Chapter 17, Code of Laws of South Carolina, 1976, in anticipation of the issuance of the Bonds.

Section 2.06. The County will perform such other acts and adopt such further proceedings as may be required

to faithfully implement its undertakings and to consummate the proposed financing.

ARTICLE III

UNDERTAKINGS ON THE PART OF THE INDIVIDUALS

Section 3.01. The Individuals agree that the County will have no obligation to find a purchaser of the Bonds.

Section 3.02. The Individuals further agree, if the plan proceeds as contemplated:

(a) to acquire by construction and purchase the land, buildings, equipment and machinery constituting the Project;

(b) to enter into a financing agreement with the County under the terms of which the Individuals will obligate themselves to pay to the County sums sufficient to pay the principal, interest and premium, if any, on the Bonds, as and when the same become due and payable, said financing agreement shall be in such form and contain such provisions as shall be satisfactory to the County and to the Corporation;

(c) to obligate themselves to make the additional payments required by the Act, including, but not limited to, payments in lieu of taxes if necessary;

(d) to hold the County harmless from all pecuniary liability and to reimburse it for all expenses to which it might be put in the fulfillment of its obligations under this Agreement in the implementation of its terms and provisions;

(e) to perform such further acts and adopt such further proceedings as may be required to faithfully implement the undertakings and consummate the proposed financing; and

(f) to covenant and agree in the financing agreement referred to hereinbefore to install in the buildings which are to become a part of the Project all necessary equipment and machinery and thereafter to operate the Project as a facility for the purpose of manufacturing packaging material or for such other purposes as may hereafter be deemed appropriate.

ARTICLE IV

GENERAL PROVISIONS

Section 4.01. All commitments of the County under Article II hereof are subject to all of the provisions of the Act and the condition that nothing contained in this Agreement shall constitute or give rise to a pecuniary liability of the County or a charge against its general credit or taxing power.

Section 4.02. The parties hereto agree that the Individuals may proceed with the Project including the construction of a building or buildings and acquisition and installation of the equipment and machinery prior to the issuance of the Bonds.

Section 4.03. All commitments of the County and the Individuals hereunder are subject to the condition that the County and the Individuals do agree on acceptable terms and conditions of all documents the execution and delivery of which are contemplated by provisions hereof.

Section 4.04. The parties understand that the Individuals may choose not to finance the Project as herein provided, in which event this Agreement shall become void.

Section 4.05. It is the intention of the parties hereto that this Agreement shall constitute an official action on the part of the County within the meaning of the applicable regulations of the United States Treasury Department relating to the issuance of industrial revenue bonds.

Section 4.06. This Assistance Agreement may be assigned by the Individuals to a corporation the majority stockholders of which are the Individuals, to a partnership comprised of the Individuals, or to any or all of the Individuals of the Corporation in their individual capacities.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have executed this Agreement on the respective dates indicated below.

ANDERSON COUNTY, SOUTH CAROLINA

By: Daniel A. Rhodes
Daniel A. Rhodes, Chairman,
County Council of Anderson
County, South Carolina

(SEAL)

By: J. David Watson
J. David Watson, County
Administrator

ATTEST:

By: Linda N. Gilstrap
Linda N. Gilstrap, Clerk,
County Council of Anderson
County, South Carolina

Dated: February 5, 1985.

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

022910

W. RICHARD McCLELLION

JERRY A. MEEHAN

G. ROSS ANDERSON III

SAMUEL F. THRIFT

Dated: February 5, 1985.

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

022911

EXHIBIT

FEB 20 1985
1:30 p.m. LL

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

TRANSMITTAL FORM, REVENUE BONDS

TO: William A. McInnis, Secretary
State Budget and Control Board
600 Wade Hampton Office Building
Columbia, SC 29201
OR P. O. Box 12444, Columbia, SC 29211

Date: February 20, 1985

FROM: McNair Glenn Konduros Corley Singletary Porter & Dibble, P.A.
Name of Law Firm
Suite 401, Bankers Trust Plaza
Street
Greenville, SC 29601
City, State, Zip Code

Telephone Area Code 803
Number: 271-4940

Submitted for BCB Meeting of:
February 28, 1985

RE: NE $1,000,000 Anderson County
Amount of Issue, Local Government Issuer
Industrial Development Revenue Note
Type of Bonds/Notes
Nordson Project
Name of Project

Private Activity Bonds:
X **YES** ____ **NO**

Projected Issue Date:
March 20, 1984

Project Description:

The facility will be owned by W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, & Samuel F. Thrift and will be leased to Nordson Corp. to be used for the purpose of manufacturing packaging materials.

Number of persons to be employed: approximately 70

Documents Enclosed:
(All required for State law approval; A and C only for ceiling allocation only.)

A. X Petition (executed original and two copies)

B. X Resolution or ordinance (executed copy)

C. X Inducement Resolution or comparable preliminary approval (executed copy)

D. X Standard Form Investment Letter from purchaser of bonds (executed original)
OR
___ Audited financial statements for three most recent years

E. ___ Department of Health and Environmental Control certificate
___ Required X Not Required

F. X Budget and Control Board Resolution and Public Notice
Original (and 4 copies for certification and return)

G. X Processing fee
Amount $ 2,000 Check No. 1128
Payor Meehan-McClellion

Bond Counsel: Nancy Page **By:** Nancy Page
Typed Name **Signature**

022912

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA
STATE BUDGET AND CONTROL BOARD
Standard Form Investment Letter

TO: Secretary, State Budget and Control Board
P. O. Box 12444
Columbia, SC 29211

RE: Sale by Anderson County, South Carolina (the "Issuer")
Of its Not Exceeding $1,000,000 IDR Note (the "Bonds")
On behalf of W. Richard McClellion, Jerry A. Meehan, ~~C. Ross Anderson III, Samuel F. Thrift~~ (the "Company")
Nordson Project (the "Project")
To The South Carolina National Bank (the "Purchaser")

DATE:

In connection with the referenced sale of Bonds by the Issuer, the Purchaser makes the following representations and certifications:

1. The Purchaser has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of its prospective investment in the Bonds;

2. The Purchaser is financially able to bear the economic risk of its proposed investment in the Bonds for an indefinite period;

3. The Purchaser is familiar with the business affairs of the Company and has obtained and examined all financial and other information with respect to the Bonds, the Company and the officers and shareholders of the Company which it deems necessary in order to enable it to evaluate the merits and risks of its investment in the Bonds and to make an informed investment judgment in connection with the purchase of the Bonds;

4. The Purchaser has had the opportunity to ask questions of, and receive answers from, the Issuer and the Company concerning the terms and conditions of the offering and any other information which it has deemed relevant to the Bonds and its investment in the Bonds; and

5. The Bonds are being purchased for the account of the Purchaser and for the purpose of investment and not presently for resale, and the Purchaser has no present intention of offering the Bonds or any portion thereof for resale either currently or after the passage of a fixed period of time, or upon the occurrence or nonoccurrence of any predetermined event or circumstances.

SWORN to and subscribed
before me this 15th day
of February, 1985.

Notary Public

My Commission expires
My Commission Expires 3-87

PURCHASER:

Name: THE SOUTH CAROLINA NATIONAL BANK

Address: P. O. Box 1907
Anderson, SC 29622

BY: Signature of Authorized Official

022913

MAR 15 1985

McNAIR GLENN KONDUROS CORLEY SINGLETARY PORTER & DIBBLE, P.A.

ATTORNEYS AND COUNSELORS AT LAW

SUITE 401

BANKERS TRUST PLAZA

7 NORTH LAURENS STREET

GREENVILLE, SOUTH CAROLINA 29601

803-271-4940

ROBERT E. McNAIR
TERRELL L. GLENN
JAMES S. KONDUROS
O. WAYNE CORLEY
E. McLEOD SINGLETARY
CHARLES PORTER
ROBERT W. DIBBLE, JR.
RICHARD S. WOODS
RICHARD L. C. SULLIVAN
M. JOHN BOWEN, JR.
DENNIS C. THELEN*
JOHN H. LUMPKIN, JR.
JOHN W. CURRIE
SCOTT Y. BARNES
M. ELIZABETH CRUM
THEODORE J. HOPKINS, JR.
DANIEL R. McLEOD, JR.
WILLIAM S. ROSE, JR.
BERNARD J. WUNDER, JR.
M. CRAIG GARNER, JR.
BRENTON D. JEFFCOAT
ROBERT T. BOCKMAN
PETER L. MURPHY
C. ALAN RUNYAN
JOHN W. FOSTER
ELIZABETH VAN DOREN GRAY

WILMOT B. IRVIN
APRIL C. LUCAS
ROBERT E. STEPP
KATHLEEN E. CRUM
FRANKLIN G. POLK*
JOHN W. HUNTER**
HUEL D. ADAMS, JR.
JAMES P. FIELDS, JR.
LAWRENCE P. HIGGINS†
W. STEPHEN CANNON
BARBARA GEORGE BARTON
J. SIMON FRASER
E. RUSSELL JETER, JR.
DOROTHY M. HELMS
PAUL B. NIX, JR.
NANCY PAGE
SANDRA L. RANDLEMAN
JANE W. TRINKLEY
J. LYLES GLENN, IV
CELESTE TILLER JONES
JOSEPH D. WALKER
NANCY R. JEFFERIS
ALISON RENEE LEE
MARTHA P. McMILLIN
GREGORY D. DeLOACH

JAMES E. CARR
JOHN H. LUMPKIN, SR.
OF COUNSEL

COLUMBIA OFFICE
EIGHTEENTH FLOOR
BANKERS TRUST TOWER
POST OFFICE BOX 11390
COLUMBIA, S.C. 29211
803-799-9800

HILTON HEAD ISLAND OFFICE
BANKERS TRUST BUILDING
FIFTY-NINE POPE AVENUE
HILTON HEAD ISLAND, S.C. 29938
803-785-5169

WASHINGTON OFFICE
SUITE 710
MADISON OFFICE BUILDING
1155 15TH STREET, N.W.
WASHINGTON, D.C. 20005
202-659-3900

*D.C. AND NEW YORK BARS ONLY
**D.C. AND OHIO BARS ONLY
†D.C. BAR ONLY
‡MISSOURI BAR ONLY

EXHIBIT

FEB 28 1985 NO. 9

STATE BUDGET & CONTROL BOARD

March 14, 1985

Mr. William A. McInnis
State Budget and Control Board
Post Office Box 12444
Columbia, South Carolina 29211

Re: $650,000 Anderson County, South Carolina, Industrial Development Revenue Note (Nordson Project) 1985

Dear Mr. McInnis:

In accordance with the regulations of the State Budget and Control Board, I am submitting on behalf of Anderson County and W. Richard McClellion, Jerry A. Meehan, G. Ross Anderson III, and Samuel F. Thrift, IRS Form 8038 in connection with the Nordson Project. Please confirm the allocation of $650,000 of the State volume to the above-captioned issue. This issue is scheduled to close March 21, 1985.

Sincerely,

McNAIR GLENN KONDUROS CORLEY
SINGLETARY PORTER & DIBBLE, P.A.

Nancy Page

Nancy Page

NP/dcp
Enclosure

022914

Form **8038**
(January 1983)
Department of the Treasury
Internal Revenue Service

Information Return for Private Activity Bond Issues

Under Section 103(I)
(Section references are to the Internal Revenue Code.)

OMB No. 1545-0720
Expires 1-31-85

1 Issuer's name
Anderson County

2 Present address (including city, town or post office, State and ZIP code)
Post Office Box 4046
Anderson, South Carolina 29622

3 Issuer's employer identification number
57-6000303

4 Date of issue
March 21, 1985

Part I Type of Issue (Check box(es) that apply)

	SIC code	Amount $	SIC code	Amount $
Private Activity Bonds other than Industrial Development Bonds (IDBs):				
5 ☐ Student loan bond				
6 ☐ Private exempt entity bond				
Industrial Development Bonds:				
7 ☐ Industrial park bond				
8 a ☒ $1 million small issue IDB			3560	$650,000
b ☐ $10 million small issue IDB				

9 Exempt Activity Bond (check type(s) below):

- a ☐ Residential rental projects (section 103(b)(4)(A))
- b ☐ Sports facilities (section 103(b)(4)(B))
- c ☐ Convention facilities (section 103(b)(4)(C))
- d ☐ Airports, docks, etc., (section 103(b)(4)(D))
- e ☐ Sewage or waste disposal facilities (section 103(b)(4)(E))
- f ☐ Pollution control facilities (section 103(b)(4)(F))
- g ☐ Water furnishing facilities (section 103(b)(4)(G))
- h ☐ Hydroelectric generating facilities (section 103(b)(4)(H))
- i ☐ Mass commuting vehicles (section 103(b)(4)(I))
- j ☐ Local district heating or cooling facilities (section 103(b)(4)(J))
- k ☐ Facilities for the local furnishing of electric energy or gas (section 103(b)(4)(E))

EXHIBIT
FEB 28 1985 NO. 9
STATE BUDGET & CONTROL BOARD

Part II Description of Obligations (See instructions)

10	(A) Maturity date	(B) Face amount	(C) Stated interest rate	(D) Term (in years)
	April 1, 2000	$650,000	See Exhibit A %	15 Years
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	
			%	

11 Weighted average maturity of the issue (in years) (complete only for IDBs) (see instructions) ▶ 15 Years

022915

Part III Proceeds of Issue

12	Total purchase price (regs. section 1.103-13(d)(2))	$650,000
13	Face amount of issue	650,000
14	Bond issuance costs	-0-
15	Amounts allocated to reasonably required reserve or replacement fund (regs. section 1.103-14(d))	-0-
16	Lendable proceeds of the issue (see instructions)	650,000

Part IV Description of Financed Property (Do not complete for student loan bonds)

17 a	Cost of 3-yr. ACRS property (or portion thereof financed by issue)	-0-
b	Cost of 5-yr. ACRS property (or portion thereof financed by issue)	-0-
c	Cost of 10-yr. ACRS property (or portion thereof financed by issue)	-0-
d	Cost of 18 yr. ACRS property (or portion thereof financed by issue)	525,000
e	Cost of land (or portion thereof financed by issue)	125,000
f	Cost of other property financed by the issue	
18 a	Proceeds used to refund prior issue	
b	If issue is an advance refunding, enter the earliest call date ▶	
19	Average weighted economic life of the project (complete only for IDBs) ▶ See Exhibit B	years.

Part V Description of Initial Principal Users (Do not complete for student loan bonds)

20 Initial Principal Users:

(A) User	(B) Name	(C) Address	(D) Employer identification number
(i)	W. Richard McClellion, Esq.	120 W. Whitner St., Anderson, S.C.	249-78-8232*
(ii)	Jerry A. Meehan	1008 N. Main St., Anderson, S.C.	249-82-6324*
(iii)	G. Ross Anderson, III	P.O. Box 20167, Anderson, S.C.	250-80-8892*
(iv)	Samuel F. Thrift	Thrift Bros., Hwy. 123, Seneca, S.C.	250-58-4871*
(v)	Nordson Corporation	555 Jackson St., Amherst, Ohio	34-0590250
(vi)			
(vii)			*Soc. Sec. No.

21 Common parents (if any) of initial principal users listed above:

(A) User (from above)	(B) Name	(C) Address	(D) Employer identification number
	None		

Part VI Approval of Issue (Complete only for IDBs)

22 Name of Governmental units approving issue ▶ Anderson County Council

23 Names and positions of applicable elected representatives or date of referenda approving issue ▶ See Exhibit C

Please Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Daniel A Rhoden — Signature of officer | 3-21-85 — Date | Chairman — Title

Paid Preparer's Use Only

Preparer's signature ▶ Nancy Paige — Date 3-21-85 — Check if self-employed ▶ ☐

Firm's name (or yours, if self-employed) and address ▶ McNAIR GLENN/KONDUROS CORLEY SINGLETARY PORTER & DIBBLE, P.A. See Exhibit D — Zip code 29601

☆ U.S. Government Printing Office: 1983—421-108/239

022916

EXHIBIT A

The $650,000 Anderson County, South Carolina, Industrial Development Revenue Note (Nordson Project) 1985 (the "Note"), bears interest from the date of its initial delivery until April 30, 1990 at the rate per annum of seven and seventy-five hundredths percent (7.75%) and from May 1, 1990 until April 1, 2000 at the rate per annum of sixty-six percent (66%) of the prime rate of The South Carolina National Bank (the "Taxable Rate"). Upon a Determination of Taxability, the interest rate on the Note shall be increased to the rate per annum equal to the taxable equivalent of a tax-exempt rate of 7.75% for the period from the date of delivery to April 30, 1990 and 66% of the prime rate for the period from May 1, 1990 to April 1, 2000. Upon an Event of Default the interest rate shall be increased to the rate per annum of the prime rate plus one percent (1%).

Prior to an Event of Taxability the interest rate is also subject to adjustment in the event the maximum Federal corporate income tax rate applicable to the registered owner, including the holder of any interest in the Note, whether by participation or otherwise, shall either be increased or reduced on or after the date of the initial delivery of the Note. The interest rate shall be adjusted to equal the product obtained by multiplying such interest rate by a fraction, the numerator of which shall be one minus the new Federal corporate income tax rate (expressed as a decimal) and the denominator of which shall be fifty-four hundredths (the "Adjusted Interest Rate"). The Adjusted Interest Rate shall be rounded to the nearest one-tenth of one percent. In no event shall the Adjusted Interest Rate exceed the Taxable Rate.

The interest rate is also subject to adjustment in the event of any change in law (other than a change in the Bank Tax Rate) which results, in the opinion of counsel to any registered owner thereof, in the imposition of any tax (including, but not limited to, any preference tax imposed by Sections 55-58 of the IRC, an excess profits tax, a minimum tax or any other tax which increases the basis of taxation of the payments of interest on or principal of the Note to the registered owner or owners) or which, in the opinion of counsel to any registered owner, adversely affects the deductibility of any amount attributable, directly or indirectly, to the purchase and carrying of the Note, the interest rate shall be adjusted to that rate which will result in each holder of the Note realizing a net return on the principal amount of the Note outstanding while held by such holder, net of all taxes, charges, or disallowances of deductibility imposed with respect to the interest paid or to be paid on the Note or the principal amount thereof as a result of such change in law equal to a tax-exempt yield to such holder at the rate per annum of seven and seventy-five hundredths percent (7.75%) from the date of delivery to and including April 30, 1990 and from May 1, 1990 until April 1, 2000 at the rate per annum of sixty-six percent (66%) of the prime rate.

022917

EXHIBIT B

The average reasonably expected economic life of the buildings, machinery, equipment, apparatus, office furnishings and any other items financed in whole or in part with the proceeds of the Note is not less than 32 years. The economic useful life of each item has been derived in accordance with the administrative guidelines established for the useful lives used for depreciation prior to the ACRS system (i.e., the midpoint lives under the ADR system where applicable and the guidelines under Rev. Proc. 62-21, 1962-2 C.B. 418. in the case of structures).

022918

EXHIBIT C

ANDERSON COUNTY COUNCIL

1985

District #1	James M. Cox, Jr. Post Office Box 475 Williamston, South Carolina 29697
District #2	David L. Hooper 607 Rantowles Road Anderson, South Carolina 29621
District #3	Robert L. Wiles Route 1 Starr, South Carolina 29684
District #4	Daniel A. Rhodes, Chairman Route 2, Box 301-A Anderson, South Carolina 29621
District #5	Harold E. Beebe 516 Pearman Dairy Road Anderson, South Carolina 29621

J. David Watson, County Administrator
Linda N. Gilstrap, Clerk to County Council

I.D. #57-6000303

EXHIBIT D

Prepared by:

McNair Glenn Konduros Corley
Singletary Porter & Dibble, P.A.
Suite 401, Bankers Trust Plaza
7 North Laurens Street
Greenville, South Carolina 29601
Attention: Kathleen E. Crum, Esquire

With advice of:

W. Richard McClellion, Esquire
120 West Whitner Street
Anderson, South Carolina 29624

EXHIBIT
FEB 28 1985 NO. 9
STATE BUDGET & CONTROL BOARD

AUG 16 1985
9:15 A.M.

Worksheet 18

Skyline Hall Project

m 8038 (Rev. December 1984)
Department of the Treasury
Internal Revenue Service

Information Return for Private Activity Bond Issues

Under Sections 103(l) and 103A

OMB No. 1545-0720
Expires 12/31/87

Part I Reporting Authority — Check box if Amended Return ▶ [X]

1 Issuer's name: SPARTANBURG COUNTY, SOUTH CAROLINA	2 Issuer's employer identification number: 57-6000401
Number and street: SPARTANBURG COUNTY COURTHOUSE, 180 Magnolia St.	4 Issue number: 2
City or town, State and ZIP code: Spartanburg, South Carolina	6 Date of issue: May 30, 1985

Part II Type of Issue (Check box(es) that apply)

	Face Amount
nds other than Industrial Development Bonds (IDBs):	
☐ Student loan bond	
☐ Qualified mortgage bond; (attach copy of State certification) Check box if you elect to rebate arbitrage profits to the U.S. ▶ ☐	
☐ Qualified veterans' mortgage bond	
☒ Private exempt entity bond	$ 16,000,000
strial Development Bonds:	
☐ Industrial park bond	
☐ Small issue IDB; Check box if $10 million small issue election ▶ ☐	
Exempt Activity Bond (check type(s) below):	
a ☐ Residential rental projects (section 103(b)(4)(A))	
b ☐ Sports facilities (section 103(b)(4)(B))	
c ☐ Convention facilities (section 103(b)(4)(C)); Check box if exempt from volume limitations ▶ ☐	
d ☐ Airports, docks, etc., (section 103(b)(4)(D)); Check box if exempt from volume limitations ▶ ☐	
e ☐ Sewage or waste disposal facilities (sectio . 103(b)(4)(E))	
f ☐ Pollution control facilities (section 103(b)(4)(F))	
g ☐ Water furnishing facilities (section 103(b)(4)(G))	
h ☐ Hydroelectric generating facilities (section 103(b)(4)(H))	
i ☐ Mass commuting vehicles (section 103(b)(4)(I))	
j ☐ Local district heating or cooling facilities (section 103(b)(4)(J))	
k ☐ Facilities for the local furnishing of electric energy or gas (section 103(b)(4)(E))	

Part III Description of Obligations

(A) Maturity date	(B) Face amount	(C) Stated interest rate	(D) Term (in years)
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	
		%	

Weighted average maturity of the issue ▶ 17.3 years

If issue is an advance refunding, enter the earliest call date ▶ N/A

Part IV Proceeds of Issue

Total purchase price (regs. section 1.103-13(d)(2))	
Proceeds used for bond issuance costs	
Proceeds allocated to reasonably required reserve or replacement fund	
Proceeds used to refund prior issues	
Non-refunding proceeds of the issue (subtract lines 18, 19, and 20 from line 17)	

aperwork Reduction Act Notice, see page 1 of the Instructions Form 8038 (Rev. 12-84)

022921

Published 1985 Tax Management Inc., a subsidiary of The Bureau of N Affairs, Inc. 3/18/85 B-1801

Worksheet 18

Form 8038 (Rev. 12-84) Page 2

Part V Description of Property Financed by Non-refunding Proceeds
(Do not complete for student loan bonds or mortgage bonds)

22 Type of Property Financed (or portion thereof financed by non-refunding proceeds)

a	3-yr. ACRS property	
b	5-yr. ACRS property	
c	10-yr. ACRS property	
d	15-yr. ACRS property	11,367,893
e	18-yr. ACRS property	
f	Cost of land	
g	Cost of other property (see instructions) Contingency for cost overruns	75,000

23 Other use of non-refunding proceeds (subtract lines 22a–g from Part IV, line 21)(see instructions)

24 Standard industrial classification (SIC) of non-refunding proceeds for the financed project

	SIC Code	Non-refunding proceeds $		SIC Code	Non-refunding proceeds $
a			d		
b			e		
c			f		

25 Average weighted economic life of the project (complete only for IDBs) ▶ years.

Part VI Description of Initial Principal Users
(Do not complete for student loan bonds or mortgage bonds)

26 Initial Principal Users:

(A) User	(B) Name	(C) Address	(D) Employer identification number
(i)			
(ii)			
(iii)			
(iv)			
(v)			

27 Common parents (if any) of initial principal users listed above:

(A) User (from above)	(B) Name	(C) Address	(D) Employer identification number

Part VII Approval of Issue (Complete only for IDBs)

28 Name of Governmental units approving issue ▶

29 Names and positions of applicable elected representatives or date of referenda approving issue ▶

Part VIII Volume Limitations for Qualified Mortgage or Veterans' Bonds

1	Issuer's volume limitation	
2	Amount of volume limitation surrendered to other issues (e.g., under section 103A(g)(3)(B) or 25(c)(2)(A)(ii))	
3	Amount of bonds previously issued	
4	Unused volume limitation (subtract lines 2 and 3 from line 1)	

Please Sign Here

Under penalties of perjury, I declare that I have examined this return, and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Kenneth L. Westmoreland — Signature of officer — 8-15-85 — Date — County Administrator — Title

Paid Preparer's Use Only

Preparer's signature: Erin B Amstutz — Check if self-employed ▶ — Preparer's social security no. 230-76-6815

Firm's name (or yours, if self-employed) and address ▶ WYCHE, Burgess, Freeman & Parham — E.I. No. 57-0514278

P.O. Box 10207 / Greenville, SC — ZIP code 29603

☆ U.S. Government Printing Office: 1984—461-465/10895

022922

JUN - 6 1985
8:30 a.m.

ALFRED F. BURGESS
C. THOMAS WYCHE
DAVID L. FREEMAN
JAMES C. PARHAM, JR.
JAMES M. SHOEMAKER JR.
WILLIAM W. KEHL
CHARLES W. WOFFORD
LARRY D. ESTRIDGE
D. ALLEN GRUMBINE
CARY H. HALL, JR.
CARL F. MULLER
HENRY L. PARR, JR.
BRADFORD W. WYCHE
ERIC B. AMSTUTZ
FRANK S. HOLLEMAN III
JODY A. GREENSTONE

C. GRANVILLE WYCHE
OF COUNSEL

WYCHE, BURGESS, FREEMAN & PARHAM, P. A.
ATTORNEYS AT LAW
POST OFFICE BOX 10207
GREENVILLE, SOUTH CAROLINA 29603

44 EAST CAMPERDOWN WAY
CABLE ADDRESS: JURAL

TELEPHONE 803-242-3131

June 4, 1985

no allocation

Mr. William McInnis, Director
State Budget & Control Board
600 Hampton Office Building
Columbia, South Carolina 29211

Re: $16,000,000 Spartanburg County, South Carolina
Hospital Revenue Bond Act Revenue Bonds, Series 1985
(Skylyn Hall Project)

Dear Mr. McInnis:

Enclosed please find a copy of the IRS form 8038 which today was filed with the Internal Revenue Service relating to the above-referenced bond issue.

I appreciate your assistance and the assistance of the State Budget & Control Board in helping this bond issue reach a successful conclusion.

Very truly yours,

Eric B. Amstutz

EBA:jm

Enclosure

022923

Form **8038**
(January 1983)
Department of the Treasury
Internal Revenue Service

Information Return for Private Activity Bond Issues

Under Section 103(l)
(Section references are to the Internal Revenue Code.)

OMB No. 1545-0720
Expires 1-31-85

1 Issuer's name: COUNTY OF SPARTANBURG, SOUTH CAROLINA

3 Issuer's employer identification number: 57-6000401

2 Present address (including city, town or post office, State and ZIP code): SPARTANBURG COUNTY COURTHOUSE, 180 MAGNOLIA STREET, SPARTANBURG, SOUTH CAROLINA 29301

4 Date of issue: May 30, 1985

Part I Type of Issue (Check box(es) that apply)

	SIC code	Amount $	SIC code	Amount $
Private Activity Bonds other than Industrial Development Bonds (IDBs):				
5 ☐ Student loan bond				
6 ☒ Private exempt entity bond			8050	12,467,700
Industrial Development Bonds:				
7 ☐ Industrial park bond				
8 a ☐ $1 million small issue IDB				
b ☐ $10 million small issue IDB				

9 Exempt Activity Bond (check type(s) below):

- a ☐ Residential rental projects (section 103(b)(4)(A))
- b ☐ Sports facilities (section 103(b)(4)(B))
- c ☐ Convention facilities (section 103(b)(4)(C))
- d ☐ Airports, docks, etc., (section 103(b)(4)(D))
- e ☐ Sewage or waste disposal facilities (section 103(b)(4)(E))
- f ☐ Pollution control facilities (section 103(b)(4)(F))
- g ☐ Water furnishing facilities (section 103(b)(4)(G))
- h ☐ Hydroelectric generating facilities (section 103(b)(4)(H))
- i ☐ Mass commuting vehicles (section 103(b)(4)(I))
- j ☐ Local district heating or cooling facilities (section 103(b)(4)(J))
- k ☐ Facilities for the local furnishing of electric energy or gas (section 103(b)(4)(E))

Part II Description of Obligations (See instructions)

10

(A) Maturity date	(B) Face amount	(C) Stated interest rate	(D) Term (in years)
5-1-1989	$150,000	11.00 %	4
5-1-1990	$200,000	11.25 %	5
5-1-1991	$260,000	11.50 %	6
5-1-1992	$295,000	11.75 %	7
5-1-1993	$325,000	12.00 %	8
5-1-1994	$365,000	12.25 %	9
5-1-1995	$410,000	12.50 %	10
5-1-1996	$460,000	12.50 %	11
5-1-1997	$520,000	12.75 %	12
5-1-1998	$585,000	12.75 %	13
5-1-1999	$660,000	13.00 %	14
5-1-2000	$745,000	13.00 %	15
5-1-2001	$845,000	13.00 %	16
5-1-2008	10,180,000	13.50* %	23
		%	
*These bonds are subject to mandatory redemption according to		%	
the following schedule:		%	
May 1, 2002	$ 955,000	May 1, 2006 $1,605,000 %	
May 1, 2003	1,090,000	May 1, 2007 1,820,000 %	
May 1, 2004	1,235,000	May 1, 2008 2,070,000 %	
May 1, 2005	1,405,000	%	

11 Weighted average maturity of the issue (in years) (complete only for IDBs) (see instructions) ▶ N/A

022924

Part III Proceeds of Issue

12	Total purchase price (regs. section 1.103-13(d)(2))	16,000,000
13	Face amount of issue	16,000,000
14	Bond issuance costs	1,875,000
15	Amounts allocated to reasonably required reserve or replacement fund (regs. section 1.103-14(d))	1,657,300
16	Lendable proceeds of the issue (see instructions)	12,467,700

Part IV Description of Financed Property (Do not complete for student loan bonds)

17 a	Cost of 3-yr. ACRS property (or portion thereof financed by issue)	--
b	Cost of 5-yr. ACRS property (or portion thereof financed by issue)	920,747
c	Cost of 10-yr. ACRS property (or portion thereof financed by issue)	--
d	Cost of 15-yr. ACRS property (or portion thereof financed by issue)	11,367,893
e	Cost of land (or portion thereof financed by issue)	515,000
f	Cost of other property financed by the issue	75,000
18 a	Proceeds used to refund prior issue	--
b	If issue is an advance refunding, enter the earliest call date ▶	
19	Average weighted economic life of the project (complete only for IDBs) ▶	N/A years.

Part V Description of Initial Principal Users (Do not complete for student loan bonds)

20 Initial Principal Users:

(A) User	(B) Name	(C) Address	(D) Employer identification number
(i)	Retirement Horizons, Inc.	1441 Augusta St., Greenville, SC 29601	57-0779194
(ii)			
(iii)			
(iv)			
(v)			
(vi)			
(vii)			

21 Common parents (if any) of initial principal users listed above:

(A) User (from above)	(B) Name	(C) Address	(D) Employer identification number

Part VI Approval of Issue (Complete only for IDBs)

22 Name of Governmental units approving issue ▶

23 Names and positions of applicable elected representatives or date of referenda approving issue ▶

Please Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

L. L. Westmoreland
C. B. Bannister
Signature of officer

5-30-85
Date

County Administrator
Clerk of County Council
Title

Paid Preparer's Use Only

Preparer's signature ▶ Ernie B Arnett

Date 5-30-85

Check if self-employed ▶ ☐

Firm's name (or yours, if self-employed) and address ▶ Wyche, Burgess, Freeman & Parham, P.A.
P.O. Box 10207, Greenville,

Zip code 29603

☆U.S. Government Printing Office: 1982-381

022925

MAY 21 1985

ALFRED F. BURGESS
C. THOMAS WYCHE
DAVID L. FREEMAN
JAMES C. PARHAM, JR.
JAMES M. SHOEMAKER JR.
WILLIAM W. KEHL
CHARLES W. WOFFORD
LARRY D. ESTRIDGE
D. ALLEN GRUMBINE
CARY H. HALL, JR.
CARL F. MULLER
HENRY L. PARR, JR.
BRADFORD W. WYCHE
ERIC B. AMSTUTZ
FRANK S. HOLLEMAN III
JODY A. GREENSTONE

C. GRANVILLE WYCHE
OF COUNSEL

WYCHE, BURGESS, FREEMAN & PARHAM, P. A.
ATTORNEYS AT LAW
POST OFFICE BOX 10207
GREENVILLE, SOUTH CAROLINA 29603

44 EAST CAMPERDOWN WAY
CABLE ADDRESS: JURAL

TELEPHONE 803-242-3131

May 17, 1985

William McInnis, Director
State Budget & Control Board
600 Wade Hampton Office Building
Columbia, South Carolina 29211

Re: $16,000,000 Spartanburg County, South Carolina
Hospital Revenue Bond Act Revenue Bonds, Series 1985
(Skylyn Hall Project)

Dear Mr. McInnis:

As required by the new rules of the State Budget & Control Board, enclosed please find a copy of the certification of publication of the legal notice of the State Budget & Control Board's approval of the above-referenced bond issue, which certification was just received.

Very truly yours,

Eric B. Amstutz

EBA:jm
Enclosure

022926

The Spartanburg Herald

and

The Spartanburg Journal

Spartanburg, S. C.

STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG

Personally appeared before me, a notary public in and for the State and County aforesaid, Alice Annas, who having been duly sworn according to law, deposes and says that he is the Advertising Clerk of The Spartanburg Herald, The Spartanburg Journal, and Spartanburg Herald-Journal, newspapers published at Spartanburg, South Carolina, and that the attached advertisement was published in The Spartanburg Herald, The Spartanburg Journal and/or Spartanburg Herald-Journal one time a week for one times in the following issues.

May 7, 1985

Alice Annas

Sworn to and subscribed before me this

7th day of May, 19 85

Notary Public for South Carolina

My Commission Expires September 6, 1989

022927

LEGAL NOTICE

NOTICE OF APPROVAL OF PROJECT AND FINANCING BY THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA.

Notice is hereby given that the State Budget and Control Board of South Carolina (the "State Board") has approved the financing by Spartanburg County, South Carolina (the "County") of the acquisition, construction and equipping of land, buildings and other property to constitute a medically-assisted retirement home facility containing approximately 280 assisted living units (the "Project") to be owned by Retirement Horizons, Inc., a South Carolina non-profit corporation (the "Corporation"), and to be located in Spartanburg County, South Carolina, through the issuance of Spartanburg County, South Carolina Hospital Revenue Bond Act Revenue Bonds, Series 1985 (Skylyn Hall Project) (the "Series 1985 Bonds") in a principal amount not to exceed $16,000,000, pursuant to the provisions of Chapter 7 of Title 44, Section 44-7-1410 et seq. of the 1976 Code of Laws of South Carolina, as amended.

The proceeds of the Series 1985 Bonds will be loaned by the County to the Corporation in exchange for the Corporation's agreement under a loan agreement (the "Loan Agreement") to pay amounts to the County sufficient to meet the payment schedule on the Series 1985 Bonds. The Corporation will own the Project and will secure payments to be made by it under the Loan Agreement by the grant to the County pursuant to a mortgage and security agreement (the "Mortgage") of a mortgage lien and security interest in the Project and other appropriate property. The County will secure payments of the Series 1985 Bonds by the execution and delivery to The South Carolina National Bank, as trustees for the holders of the Series 1985 Bonds (the "Trustee"), of an indenture of trust (the "Indenture") granting to the Trustee substantially all of the County's rights under the Loan Agreement and all of the County's rights under the Mortgage.

The Series 1985 Bonds will be payable by the County solely from payments received by the County from the Corporation under or in connection with the Loan Agreement. Neither the Project nor the Series 1985 Bonds, nor any charges in connection with the Project or the Series 1985 Bonds, shall constitute or give rise to a pecuniary liability of the County or a charge against the general credit or taxing power of the County.

By resolution dated January 23, 1985, the County Council found that there is a need for the Project in Spartanburg County, South Carolina, that the Corporation is financially responsible and is capable of fulfilling whatever obligations may be imposed upon it by the financing arrangement worked out in connection therewith, including obligations to make the payments thereunder, to operate, repair and maintain at its own expense the Project and to discharge such other responsibilities as may be imposed on it by the Loan Agreement, that payments to the County by the Corporation shall be sufficient to allow the County to meet the payment schedule on the Series 1985 Bonds, that the Corporation shall be obligated at its own expense to pay the costs of operating and maintaining the Project in good repair and the costs of keeping it properly insured, and that utilities and public services necessary for the Project are or will be made available.

By letter dated February 25, 1985, the South Carolina Department of Health and Environmental Control stated that no Certificate of Need was required with respect to the Project.

Notice is hereby given that any interested party may at any time within twenty (20) days after the date of publication of this notice, but not afterwards, challenge the validity of the action of the State Board in approving this undertaking of the County, the action of the County Council, or the action of the Department of Health and Environmental Control by action de novo instituted in the Court of Common Pleas in the County.

STATE BUDGET AND
CONTROL BOARD
OF SOUTH CAROLINA
By: /s/ William A. McInnis
Secretary

MAY 31 1985

ALFRED F. BURGESS
C. THOMAS WYCHE
DAVID L. FREEMAN
JAMES C. PARHAM, JR.
JAMES M. SHOEMAKER JR.
WILLIAM W. KEHL
CHARLES W. WOFFORD
LARRY D. ESTRIDGE
D. ALLEN GRUMBINE
CARY H. HALL, JR.
CARL F. MULLER
HENRY L. PARR, JR.
BRADFORD W. WYCHE
ERIC B. AMSTUTZ
FRANK S. HOLLEMAN III
JODY A. GREENSTONE

C. GRANVILLE WYCHE
OF COUNSEL

WYCHE, BURGESS, FREEMAN & PARHAM, P.A.
ATTORNEYS AT LAW
POST OFFICE BOX 10207
GREENVILLE, SOUTH CAROLINA 29603

May 30, 1985

2/28/85
exhibit

William McInnis, Director
State Budget & Control Board
600 Hampton Office Building
Columbia, South Carolina 29211

Re: $16,000,000 Spartanburg County, South Carolina
Hospital Revenue Bond Act Revenue Bonds, Series 1985
(Skylyn Hall Project)

Dear Mr. McInnis:

Enclosed please find a copy of the certification by the Spartanburg Herald Journal of such newspaper's running on May 24, 1985 of the attached correction to the notice which had previously been published on May 7 with reference to the above-described bond issue. I have already forwarded to your office a copy of the May 7 notice.

Please contact me with any questions you may have with respect to this matter.

Very truly yours,

Eric B. Amstutz

EBA:jm
Enclosure

022928

The Spartanburg Herald
and
The Spartanburg Journal
Spartanburg, S. C.

STATE OF SOUTH CAROLINA }
COUNTY OF SPARTANBURG }

Personally appeared before me, a notary public in and for the State and County aforesaid, Alice Annas, who having been duly sworn according to law, deposes and says that he is the Advertising Clerk of The Spartanburg Herald, The Spartanburg Journal, and Spartanburg Herald-Journal, newspapers published at Spartanburg, South Carolina, and that the attached advertisement was published in The Spartanburg Herald, The Spartanburg Journal and/or Spartanburg Herald-Journal one time a week for one times in the following issues.

May 24, 1985

Sworn to and subscribed before me this

24th day of May, 1985

Notary Public for South Carolina
My Commission Expires September 6, 1989

CORRECTION TO NOTICE OF APPROVAL OF PROJECT AND FINANCING BY THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA

On May 7, 1985, notice was given that the State Budget and Control Board of South Carolina had approved the issuance of certain Spartanburg County, South Carolina Hospital Revenue Bond Act Bonds, Series 1985 (Skylyn Hall Project) in a principal amount not to exceed $16,000,000 for the purpose of financing the acquisition, construction and equipping of land, buildings and other property to constitute a medicality-supervised retirement home facility (the "Project") to be owned by Retirement Horizons, Inc.

Notice is hereby given that, by letters dated February 25, 1985, and May 20, 1985 the South Carolina Department of Health and Environmental Control stated that no Certificate of Need was required with respect to the Project. In addition, notice is hereby given that the period during which any interested party may challenge the validity of the action of the State Board in approving this undertaking of the County, the action of the County Council, or the action of the Department of Health and Environmental Control by action de novo instituted in the Court of Common Pleas in the County is extended to and including May 29, 1985.

State Budget and Control Board
of South Carolina
By: /s/William A. McInnis
Secretary

022929

MAY - 8 1985

State of South Carolina

State Budget and Control Board

OFFICE OF THE STATE AUDITOR
P.O. BOX 11333
COLUMBIA
29211
(803) 758-8406

EDGAR A. VAUGHN, JR., CPA
STATE AUDITOR

MARGARET C. STILWELL, CPA
DEPUTY STATE AUDITOR

May 7, 1985

Mr. William A. McInnis
Deputy Executive Director
State Budget and Control Board

Re: Hospital Facilities Revenue Bond Issue
Spartanburg County - $16,000,000
Retirement Horizons, Inc.
d/b/a Skylyn Hall (the project)

1. Under date of February 26, 1985, we reported our favorable opinion on review of a financial feasibility study pertaining to the project cited above. On May 6, 1985 we received from bond counsel for the project, Eric B. Amstutz, Esq., a revised financial feasibility study as prepared by May, Zima and Company, Certified Public Accountants, who had also prepared the original study.

2. We have reviewed the revised feasibility study and have concluded that the revisions contained therein do not materially effect the forecast margin of debt service coverage of the proposed bond issue. Therefore our favorable opinion as expressed in our February 26, 1985 memorandum is unchanged.

Floyd E. Powell

Floyd E. Powell, CPA
Director of Auditing Services
Office of the State Auditor

022930

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER

EARLE E. MORRIS, JR.
COMPTROLLER GENERAL
REMBERT C. DENNIS
CHAIRMAN,
SENATE FINANCE COMMITTEE

TOM C. MANGUM
CHAIRMAN,
HOUSE WAYS AND MEANS COMMITTEE
WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

EXHIBIT

FEB 28 1985 NO. 10

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

Skylyn Hall Project

STATE BUDGET & CONTROL BOARD

I, WILLIAM A. MCINNIS, SECRETARY to the South Carolina State Budget and Control Board, DO HEREBY CERTIFY:

That the said State Budget and Control Board (the Board) is composed of the following:

His Excellency, Richard W. Riley, Governor and Chairman of the Board;

The Honorable Grady L. Patterson, Jr., State Treasurer;

The Honorable Earle E. Morris, Jr., Comptroller General;

The Honorable Rembert C. Dennis, Chairman of the Senate Finance Committee; and

The Honorable Tom C. Mangum, Chairman of the House Ways and Means Committee.

That due notice of a meeting of the Board, called to be held in Columbia, South Carolina, at 12:00 noon, on Thursday, February 28, 1985, was given to all members in writing, and at least four (4) days prior to said meeting; that all members of said Board were present at said meeting, with the exception of: Senator Dennis, who was represented by Senate Finance Committee Vice Chairman James M. Waddell, Jr.

That at said meeting, a Resolution, of which the attached is a true, correct and verbatim copy, was introduced by Mr. Patterson, who moved its adoption; said motion was seconded by Mr. Morris, and upon the vote being taken and recorded it appeared that the following votes were cast:

FOR MOTION	AGAINST MOTION
5	0

That the Chairman thereupon declared the Resolution unanimously adopted and the original thereof has been duly entered in the permanent records of minutes of meetings of said Board in my custody as its Secretary.

That any and all conditions attached to the referenced Board action except that relating to the submission of IRS Form 8038 have been satisfied as of the date of this certificate.

March 6, 1985

William A McInnis

022931

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

RESOLUTION
OF
THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA

APPROVING AN UNDERTAKING BY SPARTANBURG COUNTY, SOUTH CAROLINA, PURSUANT TO CHAPTER 7 OF TITLE 44, SECTION 44-7-1410 ET SEQ. OF THE 1976 CODE OF LAWS OF SOUTH CAROLINA, AS AMENDED, TO ASSIST IN FINANCING THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A MEDICALLY-ASSISTED RETIREMENT HOME FACILITY TO BE OWNED BY RETIREMENT HORIZONS, INC. THROUGH THE ISSUANCE OF ITS SPARTANBURG COUNTY, SOUTH CAROLINA, HOSPITAL REVENUE BOND ACT REVENUE BONDS, SERIES 1985 (SKYLYN HALL PROJECT).

WHEREAS, the County Council (the "County Council") of Spartanburg County, South Carolina (the "Issuer") pursuant to Chapter 7 of Title 44, Section 44-7-1410 et seq. of the 1976 Code of Laws of South Carolina, as amended (the "Act"), has petitioned the South Carolina State Budget and Control Board (the "State Board") seeking approval from the State Board of a financial undertaking proposed by the Issuer; and

WHEREAS, the undertaking provides for the issuance, sale and delivery of Spartanburg County, South Carolina Hospital Revenue Bond Act Revenue Bonds, Series 1985 (Skylyn Hall Project) (the "Series 1985 Bonds") in an aggregate principal amount not to exceed $16,000,000 pursuant to the Act, the proceeds of which will be used to finance the costs of the acquisition, construction and equipping of land, buildings and other property to constitute a medically-supervised retirement home facility in Spartanburg County, South Carolina, containing approximately 260 assisted living units (the "Project") to be owned by Retirement Horizons,

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Inc., a South Carolina non-profit corporation (the "Corporation") and the costs of such financing; and

WHEREAS, such medically-supervised retirement home facility will constitute a "hospital facility" within the meaning of the Act, and the Corporation constitutes a "hospital agency" within the meaning of the Act; and

WHEREAS, it is expected that the Series 1985 Bonds will be issued and sold to or through Buchanan & Co., Inc.; and

WHEREAS, the proceeds of the Series 1985 Bonds will be loaned by the Issuer to the Corporation in exchange for the Corporation's agreement under a Loan Agreement (the "Loan Agreement") to pay amounts to the Issuer sufficient to pay the principal of, premium, if any, and interest on the Series 1985 Bonds; and

WHEREAS, the Corporation will own the Project and will secure payments to be made by it under the Loan Agreement by the grant to the Issuer pursuant to a Mortgage and Security Agreement (the "Mortgage") of a mortgage lien and a security interest in the Project and certain other appropriate property; and

WHEREAS, the Issuer will secure payment of the Series 1985 Bonds by the execution and delivery to a national banking association, as trustee for the holders of the Series 1985 Bonds (the "Trustee"), of an Indenture of Trust (the "Indenture") granting to the Trustee substantially all of the Issuer's rights under the Loan Agreement and all of the Issuer's rights under the Mortgage; and

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WHEREAS, the proposed financing will be materially assisted if the State Board permits proceeds of the Series 1985 Bonds to be used to pay interest on those Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project (currently estimated to occur 12 to 14 months following issuance of the Series 1985 Bonds) as is deemed advisable by the Corporation; and

WHEREAS, the State Board has made such independent investigation and study as it has deemed advisable.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA IN MEETING DULY ASSEMBLED:

1. That it has been found and determined by the State Board as follows:

(a) The statements of fact set forth in the recitals of this Resolution are in all respects true and correct;

(b) The County Council has filed with the State Board pursuant to the Act a proper Petition reciting facts which are in all respects true and correct;

(c) The amount which will be needed to finance the costs of and related to the Project is currently estimated to be approximately $16,660,000;

(d) The Project will promote the public health and welfare by constituting a "hospital facility" within the meaning of the Act, which Project will serve the people of the State of South Carolina and of Spartanburg County, South Carolina and make

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accessible to them modern and efficient "hospital facilities" within the meaning of the Act;

(e) The Project is intended to promote the purposes of the Act and is reasonably anticipated to effect this result;

(f) The proposed financing is economically feasible; and

(g) No approval of the Project or the Series 1985 Bonds is required from the Department of Health and Environmental control by Article 3, Chapter 7, Title 44 and by Section 44-7-1490 of the 1976 Code of Laws of South Carolina, as amended.

2. That on the basis of the foregoing findings the proposed Project and the proposed undertaking of the Issuer to finance the Project through the issuance of the Series 1985 Bonds pursuant to the Act (including changes in any details of the consummated financing which do not materially affect the undertaking) are hereby approved.

3. That the State Board hereby finds advisable and permits proceeds of the Series 1985 Bonds to be used to pay interest on those Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project (currently estimated to occur 12 to 14 months following issuance of the Series 1985 Bonds) as is deemed advisable by the Corporation.

4. That notice of this action taken by the State Board in giving its approval to the undertaking of the Issuer, shall be published in The Spartanburg Herald Journal, which is a newspaper

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published in Spartanburg, South Carolina and having general circulation in Spartanburg County, South Carolina.

5. That notice to be published shall be in the form substantially as set forth as Exhibit "A" of this Resolution.

6. That approval of the proposed undertaking of the Issuer is granted on the condition that a copy of Internal Revenue Service Form 8038 relating to the Bonds issued pursuant to this approval be filed with the State Board's Secretary at the same time as such Form is submitted to the Internal Revenue Service.

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

022936

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

Exhibit A

NOTICE OF APPROVAL OF PROJECT AND FINANCING
BY THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA

Notice is hereby given that the State Budget and Control Board of South Carolina (the "State Board") has approved the financing by Spartanburg County, South Carolina (the "County") of the acquisition, construction and equipping of land, buildings and other property to constitute a medically-assisted retirement home facility containing approximately 260 assisted living units (the "Project") to be owned by Retirement Horizons, Inc., a South Carolina non-profit corporation (the "Corporation"), and to be located in Spartanburg County, South Carolina, through the issuance of Spartanburg County, South Carolina Hospital Revenue Bond Act Revenue Bonds, Series 1985 (Skylyn Hall Project) (the "Series 1985 Bonds") in a principal amount not to exceed $16,000,000, pursuant to the provisions of Chapter 7 of Title 44, Section 44-7-1410 et seq. of the 1976 Code of Laws of South Carolina, as amended.

The proceeds of the Series 1985 Bonds will be loaned by the County to the Corporation in exchange for the Corporation's agreement under a loan agreement (the "Loan Agreement") to pay amounts to the County sufficient to meet the payment schedule on the Series 1985 Bonds. The Corporation will own the Project and will secure payments to be made by it under the Loan Agreement by the grant to the County pursuant to a mortgage and security agreement (the "Mortgage") of a mortgage lien and security

interest in the Project and other appropriate property. The County will secure payment of the Series 1985 Bonds by the execution and delivery to The South Carolina National Bank, as trustee for the holders of the Series 1985 Bonds (the "Trustee"), of an indenture of trust (the "Indenture") granting to the Trustee substantially all of the County's rights under the Loan Agreement and all of the County's rights under the Mortgage.

The Series 1985 Bonds will be payable by the County solely from payments received by the County from the Corporation under or in connection with the Loan Agreement. Neither the Project nor the Series 1985 Bonds, nor any charges in connection with the Project or the Series 1985 Bonds, shall constitute or give rise to a pecuniary liability of the County or a charge against the general credit or taxing power of the County.

By resolution dated January 23, 1985, the County Council found that there is a need for the Project in Spartanburg County, South Carolina, that the Corporation is financially responsible and is capable of fulfilling whatever obligations may be imposed upon it by the financing arrangement worked out in connection therewith, including obligations to operate, repair and maintain at its own expense the Project and to discharge such other responsibilities as may be imposed on it by the Loan Agreement, that payments to the County by the Corporation shall be sufficient to allow the County to meet the payment schedule on the Series 1985 Bonds, that the Corporation shall be obligated at its own expense

022938

to pay the costs of operating and maintaining the Project in good repair and the costs of keeping it properly insured, and that utilities and public services necessary for the Project are or will be made available.

By letter dated _____ __, 1985, the South Carolina Department of Health and Environmental Control stated that no Certificate of Need was required with respect to the Project.

Notice is hereby given that any interested party may at any time within twenty (20) days after the date of publication of this notice, but not afterwards, challenge the validity of the action of the State Board in approving this undertaking of the County, the action of the County Council, or the action of the Department of Health and Environmental Control by action de novo instituted in the Court of Common Pleas in the County.

STATE BUDGET AND CONTROL BOARD
OF SOUTH CAROLINA

By: /s/ William A. McInnis
Secretary

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

022939

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

TRANSMITTAL FORM, REVENUE BONDS

RECEIVED
FEB 20 1985
STATE BUDGET AND CONTROL BOARD

TO: William A. McInnis, Secretary
State Budget and Control Board
600 Wade Hampton Office Building
Columbia, SC 29201
OR P. O. Box 12444, Columbia, SC 29211

Date: February 19, 1985

FROM: Eric B. Amstutz
Name of Law Firm
Wyche, Burgess, Freeman & Parham, P.A.
Street
44 E. Camperdown Way
City, State, Zip Code
Greenville, SC 29603

Telephone Area Code (803)
Number: 242-3131

Submitted for BCB Meeting of:
February 28, 1985

RE: $16,000,000 Spartanburg County
Amount of Issue, Local Government Issuer
Hospital Revenue Bond Act Revenue Bonds
Type of Bonds/Notes
Skylyn Hall
Name of Project

Private Activity Bonds:
____ YES X NO

Projected Issue Date:
April 15, 1985

Project Description:

Medically supervised retirement home facility to contain approximately 262 assisted living units

Number of persons to be employed: 65

Documents Enclosed:
(All required for State law approval; A and C only for ceiling allocation only.)

A. X Petition (executed original and two copies)

B. X Resolution or ordinance (executed copy)

C. X Inducement Resolution or comparable preliminary approval (executed copy)

D. ___ Standard Form Investment Letter from purchaser of bonds (executed original)

OR

X Audited financial statements for three years and Feasibility Study
A draft of the Preliminary Official Statement will be delivered under separate cover.

E. X Department of Health and Environmental Control certificate
____ Required X Not Required

F. X Budget and Control Board Resolution and Public Notice
Original (and five copies for certification and return)

G. X Processing fee
Amount $ 3,000 Check No. 402843

Payor South Carolina National Bank

Bond Counsel: Eric B. Amstutz **By:** Eric B. Amstutz
Typed Name **Signature**

022940

The State of South Carolina

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

Office of the Attorney General

T. TRAVIS MEDLOCK
ATTORNEY GENERAL

REMBERT C. DENNIS BUILDING
POST OFFICE BOX 11549
COLUMBIA, S.C. 29211
TELEPHONE 803-758-2072

March 6, 1985

Mr. William A. McInnis
Executive Deputy Director
State Budget and Control Board
Columbia, South Carolina 29201

Re: $16,000,000 Spartanburg County, South Carolina, Hospital Facilities Revenue Bonds, (Skylyn Hall)

Dear Mr. McInnis:

Regarding the above-referenced bond, we have reviewed the Petition and other documents submitted to the State Budget and Control Board for its approval pursuant to Sections 44-7-1410 et seq., Code of Laws of South Carolina, 1976, as amended, and the same appear, in our opinion, to be in order.

Sincerely yours,

David C. Eckstrom
Assistant Attorney General

DCE/cs

Enclosures

022941

FEB 26 1985

State of South Carolina

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

State Budget and Control Board

OFFICE OF THE STATE AUDITOR
P.O. BOX 11333
COLUMBIA
29211
(803) 758-8406

EDGAR A. VAUGHN, JR., CPA
STATE AUDITOR

MARGARET C. STILWELL, CPA
DEPUTY STATE AUDITOR

February 26, 1985

Mr. William A. McInnis
Deputy Executive Director
State Budget and Control Board

Re: Hospital Facilities Revenue Bond Issue
Spartanburg County - $16,000,000
Retirement Horizons, Inc.
d/b/a Skylyn Hall (the project)

1. We have reviewed the preliminary financial feasibility study prepared for the above named project by May, Zima & Company, Certified Public Accountants, Atlanta, Georgia. Retirement Horizons, Inc. is a recently chartered South Carolina corporation organized for the specific purpose of constructing an "assisted living facility." The facility, as planned, will have one hundred forty-four two-bedroom units, ninety-six one-bedroom units, and thirty-three personal care beds. Since Retirement Horizons, Inc. is a corporation newly organized for the purpose of construction of the project, there is no financial history and, therefore, historical financial statements of prior operations do not exist.

2. May, Zima & Company, per the feasibility study, presented the following conclusions:

"We believe that the accompanying financial forecast is presented in conformity with applicable guidelines for presentation of a financial forecast established by the American Institute of Certified Public Accountants.

We believe that the underlying assumptions provide a reasonable basis for Management's forecast. However, some assumptions inevitably will not materialize, and unanticipated events and circumstances may occur; therefore, the actual results achieved during the forecast periods will vary from the forecast, and the variations may be material.

022942

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY, CHAIRMAN
GOVERNOR
GRADY L. PATTERSON, JR.
STATE TREASURER

EARLE E. MORRIS, JR.
COMPTROLLER GENERAL
REMBERT C. DENNIS
CHAIRMAN,
SENATE FINANCE COMMITTEE

TOM C. MANGUM
CHAIRMAN,
HOUSE WAYS AND MEANS COMMITTEE
WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

EXHIBIT
FEB 28 1985 NO. 10
STATE BUDGET & CONTROL BOARD

2. (continued)

The accompanying financial forecast indicates that sufficient funds could be generated to meet the facility's operating expenses, working capital needs, and other financial requirements, including the debt service requirements associated with the proposed $16,000,000 bond issue, during the forecast periods. However, the achievement of any financial forecast is dependent upon future events, the occurrence of which cannot be assured.

We have no responsibility to update this report for events and circumstances occurring after the date of this report." (January 25, 1985)

3. The forecast assumes that residents accepted for occupancy will be charged an entrance fee in accordance with the following schedule:

Retirement Living Units:	
Two Bedroom Unit	$34,500
One Bedroom Unit	28,500
Personal Care Beds	
Private	14,250
Semiprivate	8,000

Twenty-five percent of all entrance fees are recorded as marketing income in the year in which collected, the remainder will be held for possible refund if the occupant leaves the project and the vacated unit or room can be resold to a new occupant. The rates quoted above are forecast for the initial year and are forecast to increase 5% annually in each of the subsequent fiscal years of the forecast through May 31, 1991.

In addition to the entrance fees as described above, each occupant is to be charged a monthly service fee forecast as follows:

Retirement Living Units:	
Single Occupant	$950
Additional Occupant	475
Personal Care Beds:	
Private	950
Semiprivate	950

These monthly service fee rates are forecast for the initial fiscal year and are estimated to increase by 5% in June, 1987 and 5% in each fiscal year thereafter through May, 1991.

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4. Some other key assumptions utilized in the feasibility study are as follows:

The forecast occupied units and percentages of occupancy, which were furnished by Management are as follows:

	FORECAST OCCUPIED UNITS RETIREMENT LIVING UNITS			PERSONAL CARE BEDS		
	(144)	(96)	ADDITIONAL	11	22 SEMI-	PERCENTAGE UNITS
YEAR	2-BR UNITS	1-BR UNITS	OCCUPANTS (2-BR UNITS)	PRIVATE	PRIVATE	OCCUPIED
1987	94	62	47	7	14	65%
1988	122	82	61	9	19	85%
1989	137	91	69	10	21	95%
1990	137	91	69	10	21	95%
1991	137	91	69	10	21	95%

Occupancy in 1987 and 1988 was forecast on a gradual basis to take into consideration the "rent-up" period.

Management fees were forecast at 4% of gross residents' service revenues.

The inflation rate applied to operating expenses (except management fees) was 6% per year during the forecast period.

Interest was forecast at an approximate weighted average of 13.88% on the $16,000,000 bond issue.

Project to be completed and in operation, June, 1986.

5. The ratio of debt service coverage per the feasibility study is as follows:

	1987	1988	1989	1990	1991
Before Management Fees (1)	1.20	1.20	1.36	1.46	1.54
After Management Fees	1.15	1.13	1.28	1.37	1.44

(1) Management fgees are subordinate to debt service requirements.

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6. The feasibility study and the preliminary official statement disclosed the following prospective transactions among interested or related parties:

a. Furniture, fixtures and equipment in the approximate amount of $690,000 will be purchased from United Medical Surgical Supply Corporation. UNICO Development Services will receive $450,000 as a development fee. Both of these transactions will be funded from bond proceeds. Mr. C. Donald Stone and Mr. James A. Stone own all of the stock of UNICO Development Services and are also stockholders of United Medical and Surgical Supply Corporation.

b. The project when completed and placed in operation will be managed by Benan, Inc. who will be paid a management fee of 4% of monthly gross operating revenues. Benan, Inc. will also receive a marketing fee of $650,000 to be paid from the bond proceeds. Benan will pay a portion of this fee to Heritage Living Center, Inc. for services as a marketing consultant. Benan, Inc. will also receive 10% of each resident's entrance deposit fee. The stock of Benan, Inc. is owned in equal shares of 50% each by the Reverend C. Benjamin Smith and Ann H. Smith, who are husband and wife.

c. Robert M. Buchanan, Jr. is President and sole stockholder of Buchanan & Co., Inc., the Underwriter for the Series 1985 Bonds. Mr. Buchanan is also President and a 25% stockholder of White Quik Print Company, which will receive a fee out of bond proceeds for printing the Preliminary Official Statement and the Official Statement. Mr. Buchanan's children are the remaining stockholders of White Quik Print. Buchanan & Co., Inc. will receive underwriters fees and discounts of approximately $1,440,000 from proceeds of the bond issue.

d. Other relationships among interested parties include the following:

Kenny O. Merritt, an Officer and Director of Retirement Horizons, Inc., is the brother of Rickey M. Merritt, a consultant of the United Medical and Surgical Supply Corporation, which has a contract with the Corporation to supply various furniture, fixtures and equipment, as noted in a. above.

Tom L. Sizemore, president of Retirement Horizons, Inc., is also president of Manna Investment Firm, Inc., a consulting firm which will enter into contracts with United Medical and Surgical Supply Corporation for the development of projects. Mr. Sizemore currently has a personal contract with United Medical and Surgical Supply Corporation for project development. United Medical and Surgical Supply Corporation is supplying the furniture, fixtures, and equipment for the Project.

6. (continued)

John A. McNeely, Vice President of Retirmenet Horizons, Inc. is an accountant in Greenville, South Carolina. His clients include United Medical and Surgical Supply Corporation.

J. R. Randall is a principal of Heritage Living Centers, Inc., the Marketing Consultant. His wife, Joanne J. Randall, is an employee of United Medical and Surgical Supply Corporation, which has a contract to supply various furniture, fixtures and equipment to the Project.

7. Our review of the preliminary feasibility study produced no indications that would cause us to dispute any of the assumptions, estimates or forecast information contained therein.

8. Assuming that the final feasibility study will have no material deviations from the preliminary study reviewed by us, and relying upon the assumption, estimates and forecasts prepared by May, Zima & Company as utilized in the feasibility study, we concur with their conclusion that the project will generate sufficient revenues to meet the debt service requirements of the proposed bond issue. It must be borne in mind, however, that this conclusion is heavily reliant upon certain assumptions and estimates and therefore there is no assurance that actual revenues will, in fact, equal the forecast levels as projected by the feasibility study.

Our favorable conclusion is also contingent upon satisfactory approval by the Attorney General's Office of the project.

Floyd E. Powell

Floyd E. Powell, CPA
Director of Auditing Services
Office of the State Auditor

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

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EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

AMENDED AND RESTATED
RESOLUTION AUTHORIZING AN
ASSISTANCE AGREEMENT

WHEREAS, by Resolution adopted on November 23, 1983, the County Council of Spartanburg County, South Carolina, adopted a Resolution entitled "A Resolution Authorizing an Assistance Agreement Between Spartanburg County and Skylyn Hall, Inc., to Provide for the Issuance of Spartanburg County Hospital Facilities Act Revenue Bonds (Skylyn Hall, Inc. Project), the Proceeds of Which Will Be Loaned to Skylyn Hall, Inc., to Provide for Hospital Facilities in Spartanburg County"; and

WHEREAS, Skylyn Hall, Inc. has determined that ownership of the proposed Project should be vested in another non-profit corporation and certain other changes should be effected in the proposed bond issue; and

WHEREAS, Spartanburg County agrees to such changes, and wishes to amend the aforementioned Resolution to reflect such changes.

NOW, THEREFORE, be it resolved by the County Council of Spartanburg County, South Carolina that the aforementioned Resolution be and hereby is amended and restated in its entirety to read as follows:

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

INDUCEMENT RESOLUTION
OF
THE COUNTY COUNCIL
OF
SPARTANBURG COUNTY, SOUTH CAROLINA

The following Resolution of the Spartanburg County Council was adopted at its regular meeting on June 13, 1984.

BE IT RESOLVED BY THE COUNTY COUNCIL OF SPARTANBURG COUNTY, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED, as follows:

ARTICLE I

FINDINGS OF FACT

As an incident to the adoption of this Resolution, the County Council of Spartanburg County, South Carolina (the "County Council"), has made the following findings:

1. The County Council of Spartanburg County, a political subdivision of the State of South Carolina (the "Issuer"), has been informed by representatives of Retirement Horizons, Inc., a South Carolina non-profit corporation (the Corporation"), that the Corporation is planning the acquisition of approximately 17 acres of land in Spartanburg County (the "County") and the construction, equipping and installation thereon of a medically-supervised retirement home facility containing approximately 260 assisted living adult residential care units (the "Project").

2. The Project will constitute a "retirement home facility" and a "hospital facility' within the meaning of S.C. Code §44-7-1430 and for the purposes and within the intendment of the

Hospital Revenue Bond Act, S.C. Code §§44-7-1410 to 44-7-1640 (the "Act").

3. Construction of the Project will promote the public health and welfare by providing hospital facilities, as defined by the Act, to serve the people of the State of South Carolina and of the County and to make accessible to them modern and efficient hospital facilities, as defined by the Act.

4. There is a need for the proposed Project in the County.

5. The availability of Spartanburg County Hospital Revenue Bond financing for the purpose of undertaking the Project is a major factor under consideration by the Corporation in determining the feasibility of the Project.

6. Issuance of Spartanburg County Hospital Revenue Bond Act Revenue Bonds for the purpose of financing the Project will promote and subserve the objectives of the Act by making accessible to the people of the State of South Carolina and of the County modern and efficient hospital facilities at the lowest possible expense to those utilizing them.

7. The Corporation is financially responsible and is capable of fulfilling whatever obligations may be imposed upon it by the financing arrangements that should be worked out in connection herewith, including obligations to operate, repair and maintain at its own expense the Project, and to discharge such other responsibilities as may be imposed on it by the financing arrangement to be worked out.

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8. Utilities and public services necessary for the Project are or will be made available.

9. Adequate provision will be made in the bond financing documents for the payment by the Corporation of amounts sufficient to pay the principal of and the interest on the Hospital Revenue Bond Act Revenue Bonds to be issued and any reserves therefor and for the operation, repair and maintenance of the Project at the expense of the Corporation.

10. At this time, the Corporation estimates that the acquisition, construction, equipping and installation of the Project will require the issuance of Hospital Revenue Bonds in an aggregate principal amount not to exceed $16,000,000.

11. The Hospital Revenue Bond Act Revenue Bonds to be issued by the Issuer will be in an amount not exceeding Sixteen Million Dollars ($16,000,000), and will be in registered form. Over the life of such Bonds, payments to the Issuer by the Corporation shall be sufficient to allow the Issuer to meet the payment schedule on the Bonds. If the Issuer shall reasonably deem it necessary, a reserve fund may be established in connection with the Bonds or in connection with maintenance of the Project. In any event, the Corporation shall be obligated to pay the costs of maintaining the Project in good repair and the costs of keeping it properly insured.

12. Any Bonds issued hereunder and every act performed incidental thereto shall never constitute nor give rise to an indebtedness of Spartanburg County within the meaning of any state

constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of Spartanburg County or a charge against its general credit or taxing powers.

ARTICLE II

COMMITMENT TO ASSISTANCE AGREEMENT

Based on the foregoing findings of fact and in order to induce the Corporation to undertake the Project in the County and in order to carry out the purposes of the Act, the Issuer is authorized and encouraged to enter into an Assistance Agreement with the Corporation. This Agreement shall be substantially upon the terms of the document attached as Exhibit "A" to this Resolution.

ARTICLE III

EXECUTION

All documents required in connection with issuance of the contemplated Hospital Revenue Bond Act Revenue Bonds may be executed by the County Administrator of the County (or, in his absence, the Acting County Administrator of the County) and attested by the Clerk of County Council.

ARTICLE IV

INTENT OF RESOLUTION

The Issuer finds, intends, and declares that this Resolution shall constitute the taking of affirmative official action by the Issuer towards the issuance of said revenue bonds within the meaning of the United States Income Tax Regulations. The Issuer

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finds, considers and declares that the issuance and sale of the Bonds for the purpose set forth in this Resolution will be appropriate and consistent with the objectives of State law.

* * *

The foregoing constitutes a true copy of a Resolution duly adopted by the County Council of Spartanburg County, South Carolina on June 13, 1984 inducing Retirement Horizons, Inc. to locate and construct a medically-supervised retirement home facility in Spartanburg County, South Carolina.

June 13, 1984

C. P. Farris
Clerk, County Council
Spartanburg County, South Carolina

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

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EXHIBIT

FEB 28 1985 NO. 10 EXHIBIT A

STATE BUDGET & CONTROL BOARD

ASSISTANCE AGREEMENT

This Agreement, made and entered into by and between SPARTANBURG COUNTY, a body politic and corporate and a political subdivision of the State of South Carolina (the "Issuer"), and RETIREMENT HORIZONS, INC., a South Carolina non-profit corporation the "Corporation").

W I T N E S S E T H:

ARTICLE I

RECITATION OF FACTS

As a means of setting forth the matters of mutual inducement which have resulted in the making and entering into of this Agreement, the following statements of fact are herewith recited:

1. The Issuer is a body politic and corporate and a political subdivision of the State of South Carolina and is authorized and empowered by the provisions of Title 44, Chapter 7, Article 11, Code of Laws of South Carolina, 1976 (the "Act"): (i) to issue bonds for the purpose of defraying the cost of providing "hospital facilities," as defined in the Act, and to secure the payment of such bonds as provided in the Act; (ii) to make the proceeds of any bonds available by way of a loan to a "hospital agency," as defined in the Act, pursuant to a loan agreement; and

(iii) to enter into a loan agreement with such hospital agency prescribing the terms and conditions of the payments to be made to the Issuer to meet the payments to become due on any bonds issued by the Issuer pursuant to the Act; all in order to provide a means for the financing, acquiring, enlarging, improving, constructing, equipping, and providing of hospital facilities to serve the people of the State of South Carolina and of Spartanburg County and to make accessible to them modern and efficient hospital facilities at the lowest possible expense to those utilizing such hospital facilities.

2. The Corporation has informed the Issuer that funds will be required to finance the acquisition of approximately 17 acres of land in Spartanburg County (the "County") and the construction, equipping and installation thereon of a medically-supervised retirement home facility containing approximately 260 assisted living adult residential care units (the "Project").

3. The Corporation has advised the Issuer that it wishes to avail itself of the assistance which the Issuer might render through the sale of Spartanburg County Hospital Revenue Bond Act Revenue Bonds pursuant to the Act, and that its undertaking of the proposed Project depends in part upon the willingness of the Issuer to issue such Bonds.

4. The Issuer has given due consideration to the Corporation's proposal and by Inducement Resolution adopted on even date herewith has agreed to endeavor to effect the issuance of Bonds

pursuant to the Act in order to assist the Corporation as aforesaid on the terms and conditions hereinafter set forth.

ARTICLE II

UNDERTAKINGS ON THE PART OF THE ISSUER

The Issuer agrees as follows:

1. That, subject to due compliance with all requirements of law, the holding of all necessary public hearings and the obtaining of all necessary consents and approvals and to the happening of all acts, conditions and things required to exist, happen and be performed precedent to and in connection with such financing in due time, form and manner as required by law, the present intent of the Issuer is to issue Spartanburg County, South Carolina, Hospital Revenue Bond Act Revenue Bonds (Skylyn Hall Project) in an aggregate principal amount not to exceed $16,000,000 (the "Bonds") pursuant to the Act (as a single issue or as several issues) to finance such portion of the Project and expenses incident thereto (including the costs of the financing) as the Corporation may reasonably request. The terms of the Bonds (date, maturity schedule, interest rates, denominations, redemption provisions) will be determined by a bond purchase agreement to be entered into between the Corporation, the Issuer and the original purchaser(s) of the Bonds.

2. That, if the Bonds shall be sold, the Issuer will enter into a Loan Agreement (the "Loan Agreement") with the Corporation upon such terms and conditions as shall be mutually agreed upon

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between the Issuer and the Corporation pursuant to which the Issuer will lend the Corporation the proceeds of such Bonds in order that such proceeds be applied to the cost of the Project and expenses incident thereto including the costs of the financing.

3. That it will permit the Corporation to arrange for the sale of the Bonds and, if successful marketing arrangements can be made, the Issuer's present intent is to adopt such proceedings as are necessary for the execution of the Loan Agreement and the issuance and securing of the Bonds.

4. That, if the Bonds shall be sold, the Issuer will provide that the proceeds thereof shall be applied to the payment of the costs theretofore and thereafter to be incurred in connection with the acquisition, construction and installation of the Project, including costs incident to the issuance of the Bonds and the payment of other expenses in connection therewith during the construction period to the extent permitted by the Act.

5. That prior to the issuance of Bonds the Issuer will enter into an indenture with a bank or banks to be selected by the Corporation, with the approval of the Issuer, as trustee, to secure the Bonds to be issued, upon such terms and conditions as the Corporation shall propose and shall be agreeable to the Issuer. In this connection the parties recognize that such terms and conditions will be initially agreed upon between the Corporation and the original purchaser(s) of the Bonds, and the Issuer

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will not unreasonably disagree with any terms and conditions so agreed upon.

6. That the Corporation may proceed with the acquisition, construction and installation of the Project prior to the issuance of the Bonds, in which event advances made or loans incurred by the Corporation for that purpose may be reimbursed out of the proceeds of the Bonds. Contracts for the construction of the facilities and for the acquisition and installation of any machinery, equipment and related property may be executed by the Corporation in its own discretion.

7. That the Issuer will proceed with seeking approval of the Bonds from the State Budget and Control Board of South Carolina.

8. That it will make such election or take such other action as may be necessary pursuant to Section 103 of the Internal Revenue Code of 1954, as amended, to enable the interest on the Bonds to be exempt from federal income taxation.

9. That the Issuer will perform such other acts and adopt such further proceedings as may be required faithfully to implement its undertakings.

ARTICLE III

UNDERTAKINGS ON THE PART OF THE CORPORATION

1. The Corporation will market the Bonds on behalf of the Issuer and, in this connection, the Corporation expressly

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acknowledges that the Issuer has no obligation with regard to the marketing of the Bonds.

2. The Corporation further agrees as follows:

(a) To enter into the Loan Agreement with the Issuer under the terms of which the Corporation will obligate itself to pay to the Issuer sums sufficient to pay the principal of, premium if any, and interest on all Bonds as and when the same become due and payable; the Loan Agreement shall be in such form and content as may be required by the Act and satisfactory to the Issuer and the Corporation.

(b) That the Corporation will obligate itself to perform all obligations required of it pursuant to the Act.

(c) That the Corporation will hold the Issuer and the individual officers, agents and employees thereof harmless against any claim of loss or damage to property or any injury or death of any person or persons in connection with the Project and from any pecuniary liability and will reimburse the same for all expenses to which they might be put in the fulfillment of the Issuer's obligations under or in connection with this Agreement and the Loan Agreement and in the implementation of the respective terms and provisions thereof. This indemnity shall be superceded by a similar indemnity in the Loan Agreement, and, if the Bonds are not issued and delivered, this indemnity shall survive the termination of this Agreement.

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3. That the Corporation will perform such further acts and adopt such further proceedings as may be required faithfully to implement its undertakings.

ARTICLE IV

GENERAL PROVISIONS

1. Neither the performance of this Agreement by the Issuer, nor any obligation of the Issuer resulting from the performance of this Agreement, nor any failure by the Issuer to perform under this Agreement, shall constitute an indebtedness of the Issuer within the meaning of any State constitutional provision or statutory limitation or constitute or give rise to a pecuniary liability of the Issuer or charge against its general credit or taxing powers.

2. The parties understand that the implementation of this Agreement through the issuance of the Bonds is subject to obtaining such approvals as may be required by the Act of the South Carolina Department of Health and Environmental Control and of the State Budget and Control Board of South Carolina.

3. Nothing herein shall prevent the Corporation from entering into any other mode of financing.

4. If for any reason the Bonds are not issued and delivered within one year from the date hereof, the provisions of this Agreement shall continue unless, at the option of the Corporation or the Issuer to be evidenced in writing, they be cancelled, in which latter event neither party shall have any rights against the other and no third parties shall have any

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rights against either party except that the Corporation will pay the out-of-pocket expenses of officers, agents and employees of the Issuer and counsel for the Issuer incurred in connection with the Project and the proposed issuance of the Bonds and will pay counsel for the Issuer reasonable fees for legal services related to the Project and the proposed issuance of the Bonds.

5. This Agreement shall be effective as of June 13, 1984.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have caused this Agreement to be executed in their respective names and under their respective seals, as of the dates indicated below.

SPARTANBURG COUNTY, SOUTH CAROLINA

(SEAL)

BY _____
County Administrator,
Spartanburg County

ATTEST:

_____
Clerk, Spartanburg County Council

Dated: June 13, 1984

RETIREMENT HORIZONS, INC.

(SEAL)

BY _____
President

ATTEST:

_____
Secretary

Dated: June 13, 1984

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EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

RESOLUTION

TO AUTHORIZE A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA FOR ITS APPROVAL OF THE ISSUANCE AND SALE OF SPARTANBURG COUNTY, SOUTH CAROLINA HOSPITAL REVENUE BOND ACT REVENUE BONDS, SERIES 1985, (SKYLYN HALL PROJECT) PURSUANT TO CHAPTER 7 OF TITLE 44, SECTION 44-7-1410 ET SEQ. OF THE 1976 CODE OF LAWS OF SOUTH CAROLINA, AS AMENDED; AND TO PROVIDE FOR OTHER MATTERS RELATING TO THESE UNDERTAKINGS.

BE IT RESOLVED BY THE COUNTY COUNCIL OF SPARTANBURG COUNTY, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED:

ARTICLE I
FINDINGS OF FACT

As an incident to the adoption of this Resolution, the County Council (the "County Council") of Spartanburg County, South Carolina (the "Issuer"), has made the following findings:

1. Retirement Horizons, Inc., a South Carolina non-profit corporation (the "Corporation"), has informed the County Council that the Corporation is planning the acquisition of land in Spartanburg County, South Carolina and the construction, equipping and installation thereon of buildings and related machinery, equipment and personal property for the purpose of establishing a medically-supervised retirement home facility containing approximately 260 assisted living units (the "Project").

2. The Project will constitute a "retirement home facility" and a "hospital facility" within the meaning of S.C. Code §44-7-1430 and for the purposes and within the intendment of the Hospital Revenue Bond Act, S.C. Code §§44-7-1410 to 44-7-1640 (the "Act").

3. Construction of the Project will promote the public health and welfare by providing "hospital facilities," as defined by the Act, to serve the people of the State of South Carolina and of Spartanburg County, South Carolina and to make accessible to them modern and efficient "hospital facilities," as defined by the Act.

4. There is a need for the proposed Project in Spartanburg County.

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5. Issuance of Spartanburg County Hospital Revenue Bond Act Revenue Bonds for the purpose of financing the Project will promote and subserve the objectives of the Act by making accessible to the people of the State of South Carolina and of Spartanburg County modern and efficient "hospital facilities," as defined by the Act, at the lowest possible expense to those utilizing them.

6. The Corporation is financially responsible and is capable of fulfilling whatever obligations may be imposed upon it by the financing arrangements that should be worked out in connection herewith, including obligations to make the payments required thereunder, to operate, repair and maintain at its own expense the Project, and to discharge such other responsibilities as may be imposed on it by the financing arrangement to be worked out.

7. Utilities and public services necessary for the Project are or will be made available.

8. Adequate provision will be made in the bond financing documents for the payment by the Corporation of amounts sufficient to pay the principal of, premium on, if any, and the interest on the Hospital Revenue Bond Act Revenue Bonds to be issued and any reserves therefor and for the operation, repair and maintenance of the Project at the expense of the Corporation.

9. Financing of the Project will be materially assisted if Hospital Revenue Bond Act Revenue Bonds are issued by the Issuer to finance the costs of the Project.

10. The willingness of the Issuer, acting through the County Council, to issue its Hospital Revenue Bond Act Revenue Bonds to assist in financing the Project will promote and subserve the purposes of the Act.

11. The Issuer has, therefore, found and determined that, in order to promote the public health and welfare of the people of Spartanburg and surrounding areas and to make accessible to them modern and efficient hospital facilities at the lowest possible cost, it is necessary for the Issuer to assist the Corporation in providing the funds for financing the cost of the acquisition, construction and equipping of the Project by issuing its Spartanburg County, South Carolina Hospital Revenue Bond Act Revenue Bonds, Series 1985 (Skylyn Hall Project) (the "Series 1985 Bonds") in an aggregate principal amount not to exceed $16,000,000. At this time it is expected that the aggregate principal amount of the Series 1985 Bonds will be approximately $16,000,000.

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12. It is proposed that the Project be constructed, purchased and owned by the Corporation. The proceeds of the Series 1985 Bonds will be loaned by the Issuer to the Corporation to be used to finance the costs of or related to the Project. Simultaneously with the issuance, sale and delivery of the Series 1985 Bonds, the Corporation will enter into a Loan Agreement requiring it to make Basic Payments sufficient to pay the principal of, premium, if any, and interest on the Series 1985 Bonds as and when the same become due and payable; and the Corporation shall execute a Mortgage and Security Agreement creating a mortgage lien and a security interest in various property of the Corporation, including the Project, to secure the Corporation's obligations under the Loan Agreement.

13. It is reasonably estimated that the amount which will be needed to finance the costs of or related to the Project will be approximately $16,660,000.

14. The Loan Agreement to be executed by the Corporation and the Issuer and the Indenture of Trust (the "Indenture") to be executed by the Issuer and a national bank, as trustee for the holders of the Series 1985 Bonds (the "Trustee"), shall provide, among other things:

(a) For the creation, funding and maintenance of a Principal Account and a Debt Service Reserve Fund (as defined in the Loan Agreement),

(b) That the Corporation shall pay all costs required to keep the Project in good repair and properly insured,

(c) That the Corporation must effect completion of the Project if the proceeds of the Series 1985 Bonds prove insufficient to do so,

(d) That the Corporation must satisfy a Rate Covenant (as defined in the Loan Agreement) set forth in the Loan Agreement,

(e) That, under certain circumstances, the Corporation will have the freedom to remodel, improve and add to its Facilities, to remove its Facilities Equipment, to transfer certain assets free of the lien of the Mortgage and Security Agreement, to incur additional indebtness, and to incur Parity Indebtedness (all as defined in the Loan Agreement),

(f) That, under certain circumstances, the Corporation will be able to prepay the Basic Payments (as defined in the Loan Agreement),

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(g) That, under certain circumstances, the Issuer may issue Additional Bonds (as defined in the Loan Agreement) secured on a parity with the Series 1985 Bonds,

(h) Pursuant to the Indenture, that the Issuer will assign to the Trustee substantially all of its rights under the Loan Agreement and all of its rights under the Mortgage and Security Agreement, and

(i) For such other matters as are customarily provided for in connection with the issuance of hospital revenue bonds.

15. Neither the Project nor the Series 1985 Bonds, nor any documents executed in connection therewith, will give rise to a general obligation indebtedness of the Issuer within the meaning of any state constitutional provision or statutory limitation or constitute or give rise to any pecuniary liability of the Issuer or a charge against its general credit or taxing powers.

16. No approval from the Department of Health and Environmental Control of the Project or the Series 1985 Bonds is required by Article 3, Chapter 7, Title 44 or Section 44-7-1490 of the 1976 Code of Laws of South Carolina, as amended.

17. The Series 1985 Bonds will be issued as tax-exempt instruments by virtue of the provisions of the Act and Section 103 of the Internal Revenue Code of 1954, as amended.

18. The Corporation has arranged for the issuance and sale of the Series 1985 Bonds to or through Buchanan & Co.

19. The Corporation may enter into various contracts relating to the construction, acquisition and/or installation of the Project or parts thereof. Certain of these contracts may require payments which shall become due prior to issuance and sale of the Series 1985 Bonds.

20. The proposed financing will be materially assisted if the State Budget and Control Board deems advisable and permits proceeds of the Series 1985 Bonds to be used to pay interest on the Series 1985 Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project (currently estimated to occur 12 months following issuance of the Series 1985 Bonds) as is deemed advisable by the Corporation.

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ARTICLE II

PETITION TO THE STATE BUDGET AND CONTROL BOARD

The Issuer is hereby authorized, directed and committed to submit a Petition to the State Budget and Control Board of South Carolina to seek the approval required by the Act. This Petition shall be substantially upon the terms of the Petition attached as Exhibit A to this Resolution.

ARTICLE III

EXECUTION

The County Administrator (or in his absence, the Acting County Administrator) of the Issuer is hereby authorized and empowered to execute all documents required to effectuate the intent of this Resolution, and the Clerk of the County Council is hereby authorized and empowered to attest to these signatures.

* * * *

The foregoing constitutes a true copy of a Resolution duly adopted by the County Council of Spartanburg County, South Carolina on January 23, 1985, relating to the issuance of Spartanburg County, South Carolina, Hospital Revenue Bonds Act Revenue Bonds, Series 1985 (Skylyn Hall Project).

C. D. Parris

Clerk of County Council
Spartanburg County, South Carolina

January 23, 1985

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"Exhibit A"

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)

PETITION

TO: THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA

The County Council (the "County Council") of Spartanburg County, South Carolina (the "Issuer"), would respectfully report unto the State Budget and Control Board of South Carolina the following findings:

1. The County Council is the governing body of the Issuer as established by law, and as such, is the "County Board" described in Chapter 7 of Title 44, Section 44-7-1410 et. seq. of the 1976 Code of Laws of South Carolina, as amended, (the "Act").

2. The Act authorizes and empowers the Issuer, acting through the County Council, if it shall comply with the provisions set forth in the Act, to assist "hospital agencies," as defined in the Act, in financing the acquisition of land and the acquisition, construction or equipping of buildings, equipment, additions and other improvements deemed necessary, suitable or useful for the enlarging, improving, constructing, equipping and providing of "hospital facilities," as defined in the Act, and for that purpose to issue hospital revenue bonds.

3. Retirement Horizons, Inc., a South Carolina non-profit corporation (the "Corporation"), has informed the County Council that the Corporation is planning the acquisition of land in Spartanburg County, South Carolina and the construction, equipping and installation thereon of a medically-supervised retirement home facility containing approximately 260 assisted living units (the "Project").

4. The Project will constitute a "retirement home facility" and a "hospital facility" within the meaning of S.C. Code §44-7-1430 and for the purposes and within the intendment of the Hospital Revenue Bond Act, S.C. Code §§44-7-1410 to 44-7-1640 (the "Act").

5. Construction of the Project will promote the public health and welfare by providing "hospital facilities," as defined

by the Act, to serve the people of the State of South Carolina and of Spartanburg County, South Carolina, and to make accessible to them modern and efficient "hospital facilities," as defined by the Act.

6. There is a need for the proposed Project in Spartanburg County.

7. Issuance of Spartanburg County Hospital Revenue Bond Act Revenue Bonds for the purpose of financing the Project will promote and subserve the objectives of the Act by making accessible to the people of the State of South Carolina and of Spartanburg County modern and efficient "hospital facilities," as defined by the Act, at the lowest possible expense to those utilizing them.

8. The Corporation is financially responsible and is capable of fulfilling whatever obligations may be imposed upon it by the financing arrangements that should be worked out in connection herewith, including obligations to make the payments required thereunder, to operate, repair and maintain at its own expense the Project, and to discharge such other responsibilities as may be imposed on it by the financing arrangements to be worked out.

9. Utilities and public services necessary for the Project are or will be made available.

10. Adequate provision will be made in the bond financing documents for the payment by the Corporation of amounts sufficient to pay the principal of, premium on, if any, and the interest on the Hospital Revenue Bond Act Revenue Bonds to be issued and any reserves therefor and for the operation, repair and maintenance of the Project at the expense of the Corporation.

11. Financing of the Project will be materially assisted if Hospital Revenue Bond Act Revenue Bonds are issued by the Issuer to finance the costs of the Project.

12. The willingness of the Issuer, acting through the County Council, to issue its Hospital Revenue Bond Act Revenue Bonds to assist in financing the Project will promote and subserve the purposes of the Act.

13. At this time, it is reasonably estimated that the amount which will be needed to finance the costs of or related to the Project will be approximately $16,660,000. It is currently estimated that construction of the Project will be completed approximately 12 months after issuance of the Hospital Revenue Bond Act Revenue Bonds.

14. For the purposes of financing the costs associated with the Project, the Issuer, acting through the County Council, has agreed with the Corporation that the Issuer will issue and sell its Spartanburg County, South Carolina Hospital Revenue Bond Act Revenue Bonds, Series 1985 (Skylyn Hall Project) (the "Series 1985 Bonds") for a purchase price not to exceed $16,000,000. At this time it is expected that the aggregate principal amount of the Series 1985 Bonds will be approximately $16,000,000.

15. Neither the Project nor the Series 1985 Bonds, nor any documents executed in connection therewith, will give rise to a general obligation indebtedness of the Issuer within the meaning of any state constitutional provision or statutory limitation or constitute or give rise to any pecuniary liability of the Issuer or a charge against its general credit or taxing powers.

16. It is expected that the Series 1985 Bonds will be sold to or through Buchanan & Co.

17. No approval from the Department of Health and Environmental Control of the Project or the Series 1985 Bonds is required by Article 3, Chapter 7, Title 44 or Section 44-7-1490 of the 1976 Code of Laws of South Carolina, as amended.

18. It is proposed that the Project be constructed, purchased and owned by the Corporation. The proceeds of the Series 1985 Bonds will be loaned by the Issuer to the Corporation to be used to finance the costs of or related to the Project. Simultaneously with the issuance, sale and delivery of the Series 1985 Bonds, the Corporation will enter into a Loan Agreement requiring it to make Basic Payments sufficient to pay the principal of, premium, if any, and interest on the Series 1985 Bonds as and when the same become due and payable; and the Corporation shall execute a Mortgage and Security Agreement creating a mortgage lien and a security interest in various property of the Corporation, including the Project, to secure the Corporation's obligations under the Loan Agreement.

19. The Loan Agreement to be executed by the Corporation and the Issuer and the Indenture of Trust (the "Indenture") to be executed by the Issuer and a national bank, as trustee for the holders of the Series 1985 Bonds (the "Trustee"), shall provide, among other things:

(a) For the creation, funding and maintenance of a Principal Account and a Debt Service Reserve Fund (as defined in the Loan Agreement),

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(b) That the Corporation shall pay all costs required to keep the Project in good repair and properly insured,

(c) That the Corporation must effect completion of the Project if the proceeds of the Series 1985 Bonds prove insufficient to do so,

(d) That the Corporation must satisfy a Rate Covenant (as defined in the Loan Agreement) set forth in the Loan Agreement,

(e) That, under certain circumstances, the Corporation will have the freedom to remodel, improve and add to its Facilities, to remove its Facilities Equipment, to transfer certain assets free of the lien of the Mortgage and Security Agreement, to incur additional indebtness, and to incur Parity Indebtedness (all as defined in the Loan Agreement),

(f) That, under certain circumstances, the Corporation will be able to prepay the Basic Payments (as defined in the Loan Agreement),

(g) That, under certain circumstances, the Issuer may issue Additional Bonds (as defined in the Loan Agreement) secured on a parity with the Series 1985 Bonds,

(h) Pursuant to the Indenture, that the Issuer will assign to the Trustee substantially all of its rights under the Loan Agreement and all of its rights under the Mortgage and Security Agreement, and

(i) For such other matters as are customarily provided for in connection with the issuance of hospital revenue bonds.

20. The proposed financing will be materially assisted if the State Budget and Control Board deems advisable and permits proceeds of the Series 1985 Bonds to be used to pay interest on the Series 1985 Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project (currently estimated to occur 12 months following issuance of the Series 1985 Bonds) as is deemed advisable by the Corporation.

Upon the basis of the foregoing, the Issuer, acting through the County Council, respectfully prays that the State Budget and Control Board of South Carolina accept the filing of this Petition; that it make a prompt and independent investigation of the Project; that it find that the proposed Project will promote the purposes of the Act and that the proposed Project is reasonably anticipated to effect this result; that it further find

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that the proposed financing is economically feasible; that it approve the Project and the issuance and sale of the Series 1985 Bonds, including changes in any details of the proposed financing as finally consummated which do not materially affect this undertaking; that it find advisable and permit a portion of the proceeds of the Series 1985 Bonds to be used to pay interest on the Series 1985 Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project as is deemed advisable by the Corporation; and that it give published notice of its approval in the manner set forth in the Act.

Respectfully submitted,

COUNTY COUNCIL OF SPARTANBURG COUNTY

Attest:

_____
Clerk of County Council

By: _____
County Administrator

January 23, 1985

022970

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)

PETITION

TO: THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA

The County Council (the "County Council") of Spartanburg County, South Carolina (the "Issuer"), would respectfully report unto the State Budget and Control Board of South Carolina the following findings:

1. The County Council is the governing body of the Issuer as established by law, and as such, is the "County Board" described in Chapter 7 of Title 44, Section 44-7-1410 et. seq. of the 1976 Code of Laws of South Carolina, as amended, (the "Act").

2. The Act authorizes and empowers the Issuer, acting through the County Council, if it shall comply with the provisions set forth in the Act, to assist "hospital agencies," as defined in the Act, in financing the acquisition of land and the acquisition, construction or equipping of buildings, equipment, additions and other improvements deemed necessary, suitable or useful for the enlarging, improving, constructing, equipping and providing of "hospital facilities," as defined in the Act, and for that purpose to issue hospital revenue bonds.

3. Retirement Horizons, Inc., a South Carolina non-profit corporation (the "Corporation"), has informed the County Council that the Corporation is planning the acquisition of land in Spartanburg County, South Carolina and the construction, equipping and installation thereon of a medically-supervised retirement home facility containing approximately 260 assisted living units (the "Project").

4. The Project will constitute a "retirement home facility" and a "hospital facility" within the meaning of S.C. Code §44-7-1430 and for the purposes and within the intendment of the Hospital Revenue Bond Act, S.C. Code §§44-7-1410 to 44-7-1640 (the "Act").

5. Construction of the Project will promote the public health and welfare by providing "hospital facilities," as defined

022971

by the Act, to serve the people of the State of South Carolina and of Spartanburg County, South Carolina, and to make accessible to them modern and efficient "hospital facilities," as defined by the Act.

6. There is a need for the proposed Project in Spartanburg County.

7. Issuance of Spartanburg County Hospital Revenue Bond Act Revenue Bonds for the purpose of financing the Project will promote and subserve the objectives of the Act by making accessible to the people of the State of South Carolina and of Spartanburg County modern and efficient "hospital facilities," as defined by the Act, at the lowest possible expense to those utilizing them.

8. The Corporation is financially responsible and is capable of fulfilling whatever obligations may be imposed upon it by the financing arrangements that should be worked out in connection herewith, including obligations to make the payments required thereunder, to operate, repair and maintain at its own expense the Project, and to discharge such other responsibilities as may be imposed on it by the financing arrangements to be worked out.

9. Utilities and public services necessary for the Project are or will be made available.

10. Adequate provision will be made in the bond financing documents for the payment by the Corporation of amounts sufficient to pay the principal of, premium on, if any, and the interest on the Hospital Revenue Bond Act Revenue Bonds to be issued and any reserves therefor and for the operation, repair and maintenance of the Project at the expense of the Corporation.

11. Financing of the Project will be materially assisted if Hospital Revenue Bond Act Revenue Bonds are issued by the Issuer to finance the costs of the Project.

12. The willingness of the Issuer, acting through the County Council, to issue its Hospital Revenue Bond Act Revenue Bonds to assist in financing the Project will promote and subserve the purposes of the Act.

13. At this time, it is reasonably estimated that the amount which will be needed to finance the costs of or related to the Project will be approximately $16,660,000. It is currently estimated that construction of the Project will be completed approximately 12 to 14 months after issuance of the Hospital Revenue Bond Act Revenue Bonds.

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14. For the purposes of financing the costs associated with the Project, the Issuer, acting through the County Council, has agreed with the Corporation that the Issuer will issue and sell its Spartanburg County, South Carolina Hospital Revenue Bond Act Revenue Bonds, Series 1985 (Skylyn Hall Project) (the "Series 1985 Bonds") for a purchase price not to exceed $16,000,000. At this time it is expected that the aggregate principal amount of the Series 1985 Bonds will be approximately $16,000,000.

15. Neither the Project nor the Series 1985 Bonds, nor any documents executed in connection therewith, will give rise to a general obligation indebtedness of the Issuer within the meaning of any state constitutional provision or statutory limitation or constitute or give rise to any pecuniary liability of the Issuer or a charge against its general credit or taxing powers.

16. It is expected that the Series 1985 Bonds will be sold to or through Buchanan & Co.

17. No approval from the Department of Health and Environmental Control of the Project or the Series 1985 Bonds is required by Article 3, Chapter 7, Title 44 or Section 44-7-1490 of the 1976 Code of Laws of South Carolina, as amended.

18. It is proposed that the Project be constructed, purchased and owned by the Corporation. The proceeds of the Series 1985 Bonds will be loaned by the Issuer to the Corporation to be used to finance the costs of or related to the Project. Simultaneously with the issuance, sale and delivery of the Series 1985 Bonds, the Corporation will enter into a Loan Agreement requiring it to make Basic Payments sufficient to pay the principal of, premium, if any, and interest on the Series 1985 Bonds as and when the same become due and payable; and the Corporation shall execute a Mortgage and Security Agreement creating a mortgage lien and a security interest in various property of the Corporation, including the Project, to secure the Corporation's obligations under the Loan Agreement.

19. The Loan Agreement to be executed by the Corporation and the Issuer and the Indenture of Trust (the "Indenture") to be executed by the Issuer and a national bank, as trustee for the holders of the Series 1985 Bonds (the "Trustee"), shall provide, among other things:

(a) For the creation, funding and maintenance of a Principal Account and a Debt Service Reserve Fund (as defined in the Loan Agreement),

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(b) That the Corporation shall pay all costs required to keep the Project in good repair and properly insured,

(c) That the Corporation must effect completion of the Project if the proceeds of the Series 1985 Bonds prove insufficient to do so,

(d) That the Corporation must satisfy a Rate Covenant (as defined in the Loan Agreement) set forth in the Loan Agreement,

(e) That, under certain circumstances, the Corporation will have the freedom to remodel, improve and add to its Facilities, to remove its Facilities Equipment, to transfer certain assets free of the lien of the Mortgage and Security Agreement, to incur additional indebtness, and to incur Parity Indebtedness (all as defined in the Loan Agreement),

(f) That, under certain circumstances, the Corporation will be able to prepay the Basic Payments (as defined in the Loan Agreement),

(g) That, under certain circumstances, the Issuer may issue Additional Bonds (as defined in the Loan Agreement) secured on a parity with the Series 1985 Bonds,

(h) Pursuant to the Indenture, that the Issuer will assign to the Trustee substantially all of its rights under the Loan Agreement and all of its rights under the Mortgage and Security Agreement, and

(i) For such other matters as are customarily provided for in connection with the issuance of hospital revenue bonds.

20. The proposed financing will be materially assisted if the State Budget and Control Board deems advisable and permits proceeds of the Series 1985 Bonds to be used to pay interest on the Series 1985 Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project (currently estimated to occur 12 to 14 months following issuance of the Series 1985 Bonds) as is deemed advisable by the Corporation.

Upon the basis of the foregoing, the Issuer, acting through the County Council, respectfully prays that the State Budget and Control Board of South Carolina accept the filing of this Petition; that it make a prompt and independent investigation of the Project; that it find that the proposed Project will promote the purposes of the Act and that the proposed Project is reasonably anticipated to effect this result; that it further find

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that the proposed financing is economically feasible; that it approve the Project and the issuance and sale of the Series 1985 Bonds, including changes in any details of the proposed financing as finally consummated which do not materially affect this undertaking; that it find advisable and permit a portion of the proceeds of the Series 1985 Bonds to be used to pay interest on the Series 1985 Bonds for such period (up to 6 months) after the estimated date of completion of construction of the Project as is deemed advisable by the Corporation; and that it give published notice of its approval in the manner set forth in the Act.

Respectfully submitted,

COUNTY COUNCIL OF SPARTANBURG COUNTY

Attest:

C. D. Sams
Clerk of County Council
January 23, 1985

By: K L Westmoreland
County Administrator

EXHIBIT

FEB 28 1985 NO. 10

STATE BUDGET & CONTROL BOARD

022975

EXHIBIT

FEB 28 1985 NO. 11

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 4

AGENCY: Budget Division

SUBJECT: Transfer Request (Confederate Relic Room)

The Budget Division recommends approval of a Confederate Relic Room request to transfer $900 of personal service appropriated general funds to supplies. The funds were generated through a vacancy and are needed to create new exhibits and to repair existing exhibits.

BOARD ACTION REQUESTED:

Approve the Confederate Relic Room request to transfer $900 personal service appropriated general funds to supplies, as recommended by the Budget Division.

ATTACHMENTS:

Agenda item worksheet and attachments

022976

85-46

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

___ *Blue Agenda*
X *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: State Budget Division
   (b) Authorized Official Signature: [signature]

2. *Subject:* Confederate Relic Room Request To Transfer Personal Service Appropriated General Fund to Supplies.

3. *Summary Background Information:*

The Confederate Relic Room requests approval to transfer $900.00 Personal Service appropriated General Funds to Supplies. These funds were generated through vacancy and are needed to create new exhibits and repair existing exhibits.

EXHIBIT

FEB 28 1985 NO. 11

STATE BUDGET & CONTROL BOARD

4. *What is Board asked to do?*

Approve the transfer of Personal Service funds to Supplies.

5. *What is recommendation of the Board Division involved?*

Recommend Approval.

[signature]
Recommended By:

6. *Recommendation of other office (as required)?*

(a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
1. Transfer Form #30	

022977

PAGE _____ OF _____

AGENCY NUMBER	AGENCY BATCH NUMBER	OBJECT CODE HASH TOTAL	TOTAL BATCH AMOUNT	BATCH DATE	BATCH NUMBER	DOCUMENT
H83	367	0458	$1,800			3

AGENCY VOUCHER NUMBER: S030375

CG WARRANT NUMBER:

STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

APPROPRIATION TRANSFER

AGENCY TRANSFERRED TO (CR)
NAME: Confederate Relic Room
ADDRESS: 920 Sumter St.
Columbia, SC 29201

TO REQUESTING AGENCY:
This form must be supported with documentation indicating the reason for the transfer. No committment should be made in anticipation of the approval of a transfer.

AGENCY TRANSFERRED FROM (DR)
NAME: Confederate Relic Room
ADDRESS: 920 Sumter St.
Columbia, SC 29201

REASON FOR TRANSFER: These funds are needed for creating new exhibits and repairing existing ones.

FROM

FM	TRANS CODE	AGCY NO	MINI CODE	SUB FUND CODE	SUB SIDIARY ACCOUNT NO	ENCUM BRANCE NO	MOD	PROJECT CODE	PROJECT PHASE	AGENCY REFERENCE NUMBER	OBJECT CODE	OBJECT DETAIL	TRANSACTION AMOUNT	MULTI PURPOSE CODE	CGR
08	350	H83	0490	1001							0158		$ 900.00		
TOTAL											0158		$ 900.00		

EXHIBIT
FEB 28 1985 NO. 11
STATE BUDGET & CONTROL BOARD

TO

FM	TRANS CODE	AGCY NO	MINI CODE	SUB FUND CODE	SUB SIDIARY ACCOUNT NO	ENCUM BRANCE NO	MOD	PROJECT CODE	PROJECT PHASE	AGENCY REFERENCE NUMBER	OBJECT CODE	OBJECT DETAIL	TRANSACTION AMOUNT	MULTI PURPOSE CODE	CGR
08	300	H83	0490	1001							0300		$ 900.00		
TOTAL											0300		$ 900.00		

REQUESTED LaVerne H. Watson DATE 02-12-85 STATE BUDGET ANALYST _____ DATE _____
LaVerne H. Watson

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized.

STATE AUDITOR 022978 DATE _____

STARS FORM 30 10/1/80

Submit original and 3 copies

EXHIBIT

FEB 28 1985 NO. 11

STATE BUDGET & CONTROL BOARD

S. C. Confederate Relic Room and Museum
War Memorial Building
920 Sumter Street
Columbia, South Carolina 29201
Telephone 803-758-2144

February 12, 1985

We have an overage in Personal Service, due to a new employee being hired in September rather than July.

Accredited by the American Association of Museums

022379

EXHIBIT

FEB 28 1985 NO. 12

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 5

AGENCY: Board of Funeral Service

SUBJECT: Employer Share Non-member Service Funding

The State Board of Funeral Services requests a Civil Contingent Fund allocation of $17,235.61 to pay the employer's share of the cost of non-member service for two employees.

One of the individuals involved in Executive Secretary C. R. Hinshaw, Jr., who plans to retire on or before June 30, 1985. The employer's share for him is $6,617.82

Jennings Johnson, the second person, plans to retire after June 30, 1986. The employer's share is $10,617.79.

Retirement System Director Collins advises that the $224,297 appropriated for "State Retirement - Military and Non-members" (at page 135 in the 1984-85 Appropriations Act) is the appropriate source of funds for this purpose if the employer does not have the necessary funds.

Budget Division staff have been asked to assess the capability of the Funeral Service Board to pay these costs.

BOARD ACTION REQUESTED:

Approve the payment of $17,235.61 from funds appropriated for "State Retirement - Military and Non-member" as the employer's share of the cost for non-member service for two Board of Funeral Service employees.

ATTACHMENTS:

Shives February 8 letter to Putnam

022380

Thomas M. McDaniel, President
Summerville

Frank E. Teague
Laurens

F. Malcolm Walls
Greenville

William W. Shives
Columbia

Herbert L. McCray, Vice-President
Lancaster

Jennings B. Johnson, Inspector
Lexington

W. Penn Troy, Secretary-Treasurer
Mullins

L. Ruple Harley, Jr.
Greenwood

Walter J. Brown
Hartsville

Cardell Beasley, Jr.
Laurens

SOUTH CAROLINA
State Board of Funeral Service
C. R. HINSHAW, JR., Executive Secretary
P. O. BOX 201
CLOVER, S. C. 29710

RECEIVED
FEB 11 1985
BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR

EXHIBIT
FEB 28 1985 NO. 12
STATE BUDGET & CONTROL BOARD

February 8, 1985

Mr. William T. Putnam, Executive Director
State of South Caroina Budget and Control Board
Post Office Box 12444
Columbia, South Carolina 29211

Dear Mr. Putnam:

The South Carolina State Board of Funeral Service has two employees, both of whom are reaching retirement age. Our executive secretary since 1960, C. R. Hinshaw, is planning to retire on or before June 30, 1985; and our inspector since 1960, Jennings Johnson, is planning to retire after June 30, 1985. Both of these men became eligible for State Retirement System in 1976; however, the sixteen years of service prior to said date did not count toward their retirement.

The Retirement System has graciously offered to add these years to their retirement if they as individuals will pay into the retirement program and the board pay basically a matching amount. The boards share for Mr. Hinshaw is $6,617.82 and for Mr. Johnson is $10,617.79. However, the present revenues of the board are offset by its annual operating expenses. On October 5, 1976 the Funeral Service Board turned $30,769.73 over to the State Treasurer. Therefore we respectfully request that the Budget and Control Board make these funds available from the civil contingency fund for Mr. Hinshaw's retirement and the funds for Mr. Johnson's retirement from the 1985-86 State Budget.

Both of these men have faithfully served the board for twenty-five years.

Thank you for your consideration to this matter.

Very truly yours,

William W. Shives

William W. Shives, Board Member
S. C. State Board of Funeral Service

022981

WWS/bbs

EXHIBIT

FEB 28 1985 NO. 13

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION AGENDA 6

MEETING OF February 28, 1985 ITEM NUMBER

AGENCY: S. C. State Mapping Advisory Committee

SUBJECT: Centralized State Cartographic Planning

The 1984-85 Appropriations Act, Section 14, states:

> Provided, Further, that the State Budget and Control Board is directed to present a report to the General Assembly no later than March 1, 1985, on the need for centralized State cartographic planning; Provided, However, That the Budget and Control Board in making the report must consider the deliberations and recommendations of the State Mapping Advisory Committee, created pursuant to Executive Order No. 79-15; Provided, However, That the Budget and Control Board must consider, among any other needs it may identify, the following: (1) standardization of statewide tax mapping and numbering systems; (2) formation of a centralized State cartographic office; (3) implementation of South Carolina's single zone plane coordinate system."

The referenced report is attached. It more or less recommends the establishment of a centralized mapping office by legislation.

BOARD ACTION REQUESTED:

Consider.

ATTACHMENTS:

Agenda item worksheet and attachments

022982

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

x *Blue Agenda*
___ *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: South Carolina State Mapping Advisory Committee
   (b) Authorized Official Signature: Bobby M. Bowen

2. *Subject:*
   Centralized State Cartographic Planning

3. *Summary Background Information:*
   Section 14, p. 146 of the General Appropriations Act of the State of South Carolina for fiscal year 1984/85 states:

   "Provided, Further, That the State Budget and Control Board is directed to present a report to the General Assembly no later than March 1, 1985, on the need for centralized State cartographic planning; Provided, However, That the Budget and Control Board in making the report must consider the deliberations and recommendations of the State Mapping Advisory Committee, created pursuant to Executive Order No. 79-15; Provided, However, That the Budget and Control Board must consider, among any other needs it may identify, the following: (1) standardization of statewide tax mapping and numbering systems; (2) formation of a centralized State cartographic office; (3) implementation of South Carolina's single zone plane coordinate system".

4. *What is Board asked to do?*
   Accept as information the report and material from the SMAC and present to the General Assembly no later than March 1, 1985.

5. *What is recommendation of the Board Division involved?*
   Accept as information and make recommendation to General Assembly regarding the establishment of a State Mapping Office within the Division of Research and Statistical Services.

6. *Recommendation of other office (as required)?*

   (a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
Letter from SMAC Chairman SMAC Ad Hoc Subcommittee Proviso	EXHIBIT FEB 28 1985 NO. 13 STATE BUDGET & CONTROL BOARD 022983

RECEIVED FEB 13 1985

SOUTH CAROLINA STATE MAPPING ADVISORY COMMITTEE
Rembert C. Dennis Building, Suite 337
1000 Assembly Street
Columbia, South Carolina 29201
Telephone (803) 758-3604

February 4, 1985

EXECUTIVE BOARD
CHAIRMAN
Dr. Villard Griffin
CHAIRMAN ELECT
Grover C. Croft
IMMEDIATE PAST CHAIRMAN
Dr. Julian V. Minghi
SECRETARY
Linda P. Harman
PARLIAMENTARIAN
Ed Owens
SUBCOMMITTEE CHAIRMEN
COMPUTER APPLICATIONS
Drew Smith
GEODETIC CONTROL
Sidney C. Miller
NCIC & TOPOGRAPHIC MAPPING
Ronald Fair
and
Frank Johnson
PROGRAM
Dr. A. W. Snell
TAX MAPPING
James L. Brodie
EXECUTIVE STAFF
DIRECTOR
Bobby M. Bowers
ADVISORS
Michael T. Holland
Mark W. Perry
Ferrell J. Prosser
John C. Purvis
Richard E. Rouse

Dr. Andy Laurent, Deputy Director
Budget and Control Board
c/o Division of Research and Statistical Services
Rembert C. Dennis Building, Suite 337
1000 Assembly Street
Columbia, SC 29201

EXHIBIT
FEB 28 1985 NO. 13
STATE BUDGET & CONTROL BOARD

Dear Dr. Laurent:

As directed by the Proviso to the 1985 budget rider regarding funding of your agency, I have the priviledge of enclosing the recommendations and comments of the State Mapping Advisory Committee.

At my request in October of last year, Mr. Walter Gutman chaired an ad hoc subcommittee consisting of Michael Criss of Lexington County, Marshall Murphy of S.C.E.& G. Company and Andrew Smith of Clemson University. This task group, ably led by Mr. Gutman, querried in depth the SMAC membership regarding their constituencies' feelings regarding this Proviso. The ad hoc subcommittee informs me that after much discussion and consideration, the entire SMAC membership is positive to the various items comprising the Proviso.

The subcommittee report was presented and accepted at the last Annual Meeting of the South Carolina State Mapping Advisory Committee at Clemson on January 25th. However, during the meeting some discussion focused on item (2) in the Proviso. A number of members felt strongly that not only should "cartographic" be removed from the proposed office name, but "mapping" should be substituted. A few suggested that "geographic" be included in the office title, as well.

If our committee can be of further assistance, please feel free to inform me.

Sincerely Yours,

Villard S. Griffin, Jr., PHD
Chairman 1984-1985
South Carolina State Mapping Advisory Committee

xc: SMAC Members & Associates
SMAC Core Staff
Governor's Office

022984

SOUTH CAROLINA STATE MAPPING ADVISORY COMMITTEE
Rembert C. Dennis Building, Suite 337
1000 Assembly Street
Columbia, South Carolina 29201
Telephone (803) 758-3604

EXECUTIVE BOARD

CHAIRMAN
Dr. Villard Griffin

CHAIRMAN ELECT
Grover C. Croft

IMMEDIATE PAST CHAIRMAN
Dr. Julian V. Minghi

SECRETARY
Linda P. Harmon

PARLIAMENTARIAN
Ed Owens

SUBCOMMITTEE CHAIRMEN

COMPUTER APPLICATIONS
Drew Smith

GEODETIC CONTROL
Sidney C. Miller

NCIC & TOPOGRAPHIC MAPPING
Ronald Fox
and
Frank Johnson

PROGRAM
Dr. A. W. Snell

TAX MAPPING
James L. Brabie

EXECUTIVE STAFF

DIRECTOR
Bobby M. Bowers

ADVISORS
Michael T. Mallard
Mark W. Perry
Farrell J. Prosser
John C. Purvis
Richard E. Rouse

January 23, 1985

Dr. Villard Griffin
Rembert C. Dennis Bldg.
Suite 337
1000 Assembly Street
Columbia, SC 29201

Dear Chairman Griffin:

On behalf of the ad hoc committee set up by you to formulate the SMAC response to the proviso in the Budget and Control Boards budget the following reply is submitted.

Every effort was expended by members of this committee to contact and obtain a reply from all SMAC members. Some were contacted by phone, some by written correspondence and others with a personal meeting with indepth discussion. Attached is a copy of the questionnaire used to gather reply data and proposed recommendations resulting therefrom to be presented for discussion and approval of the general membership.

All members of the ad hoc committee appreciated the opportunity to work with you on this most important matter and hopefully provided you with the statistical information you desired. If we can be of any additional service kindly advise.

Sincerely,

Walter G. Gutman

Walter G. Gutman
Assessor

WGG:dpg
enclosure
cc: ad hoc committee members
Drew Smith
Marshall Murphy
Michael Criss

022985

SMAC AD HOC SUBCOMMITTEE - PROVISO

Each member of SMAC was afforded the opportunity to respond to parts 1 through 3 of the attached questionaire which relates to the proviso from the S.C. State Budget and Control Board. The majority of those responding strongly recommended approval of all proviso items, with the following comments:

1. It is suggested that the office designation not include "cartographic" in the official title.

2. It is recommended that the office refered to in part 3b of the questionaire should not duplicate existing functions of other agencies.

3. It is recommended that SMAC be designated as the official advisory body for this proposed office.

4. Consolidation of programs and personnel within an existing agency will not be undertaken without approval of the affected agency, or by act of the General Assembly.

022986

QUESTIONAIRE

1. PURPOSE
   a. Ad Hoc SMAC subcommittee to determine members views concerning Proviso of the Budget & Control Board.
   b. This was the subject of the recent letter from Chairman Griffin to the membership.

2. PROVISO
   a. Read Proviso to the member being interviewed.
   b. Ask member to respond to each of the three parts separately.
   c. Try to get more than just a yes/no answer if possible.

3. RESPONSE
   a. STANDARDIZATION OF STATEWIDE TAX MAPPING AND NUMBERING SYSTEMS:

      _____
      _____
      _____
      _____

   b. FORMATION OF A CENTRALIZED STATE CARTOGRAPHIC OFFICE:

      _____
      _____
      _____
      _____

   c. IMPLEMENTATION OF SOUTH CAROLINA'S SINGLE ZONE PLANE COORDINATE SYSTEM:

      _____
      _____
      _____
      _____

4. OTHER MATTERS
   a. Ask member if there are any other matters relative to SMAC or SMAC activities that he would like to address.

      _____
      _____
      _____
      _____

5. DELAYED RESPONSE
   a. If the member needs more time to think about his response, or if he needs to discuss this with others within his organization, ask the member to respond prior to January 4, 1985 either by phone or in writing.

022987

Provided, Further, That the State Budget and Control Board is directed to present a report to the General Assembly no later than March 1, 1985, on the need for centralized State cartographic planning; Provided, However, That the Budget and Control Board in making the report must consider the deliberations and recommendations of the State Mapping Advisory Committee, created pursuant to Executive Order No. 79-15; Provided, However, That the Budget and Control Board must consider, among any other needs it may identify, the following:

(1) standardization of statewide tax mapping and numbering systems; (2) formation of a centralized State cartographic office; (3) implementation of South Carolina's single zone plane coordinate system.

022988

EXHIBIT

FEB 28 1985 NO. 13

STATE BUDGET & CONTROL BOARD

NEED FOR CENTRALIZED STATE CARTOGRAPHIC PLANNING

A Report To The

South Carolina General Assembly

February 20, 1985

South Carolina Budget and Control Board

022989

This report is presented pursuant to a provision in the fiscal year 1984/85 General Appropriations Act, State of South Carolina, which states (Section 14, p. 146):

> "Provided, Further, That the State Budget and Control Board is directed to present a report to the General Assembly no later than March 1, 1985, on the need for State cartographic planning; Provided, However, That the Budget and Control Board in making the report must consider the deliberations and recommendations of the State Mapping Advisory Committee, created pursuant to Executive Order No. 79-15; Provided, However, That the Budget and Control Board must consider, among any other needs it may identify, the following:
>
> (1) standardization of statewide tax mapping and numbering systems; (2) formation of a centralized State cartographic office; (3) implementation of South Carolina's single zone plane coordinate system."

022990

NEED FOR CENTRALIZED STATE CARTOGRAPHIC PLANNING

State and local governmental agencies within South Carolina use maps frequently and often on a daily basis to locate, record, and analyze the occurrence and distribution of various phenomena. These phenomena include such diverse activities as regional and local planning, reapportionment, indigent services, tax assessment mapping, industrial siting, disaster assessment, school busing, voting, agricultural allotments, etc. The use of cartographic products within the public and private sectors has increased tremendously during the past five years and provides essential support the many functions of state and local government within South Carolina. State government has failed to keep pace with rapid advances in cartographic technology and has failed to recognize the need for centralized state cartographic planning.

In January, 1977, the Budget and Control Board's Division of Research and Statistical Services created an Office of Geographic Statistics. This unit worked to coordinate and upgrade cartographic programs in South Carolina. Although efforts were hampered by lack of a legislative mandate, the Office of Geographic Statistics made considerable progress by establishing a State Mapping Advisory Committee, a South Carolina Geodetic Survey, and by initiating cooperative cartographic projects with the University of South Carolina. This initiative was fragmented and partially curtailed when the Office of Geographic Statistics was dissolved in September, 1982. Without a legislative mandate for centralized state cartographic planning, mapping efforts at all levels of government will continue to be inefficient,

022991

excessively costly and often redundant. This report addresses tax mapping standardization, the need for a centralized mapping office, a single zone plane coordinate system and recommendations of the State Mapping Advisory Committee.

The most immediate statewide concern is the need for standardizing county tax mapping and numbering systems. Tax mapping in South Carolina is presently regulated by Property Tax Regulation 117-117 of Act 208, which unsuccessfully attemped to provide standardization of statewide tax mapping and numbering systems. The South Carolina Tax Commission recognizes that the current regulation was written without the necessary research and input from sources with expertise in this field. In spite of this regulation, surveys conducted by the Tax Commission and the State Mapping Advisory Committee have revealed that virtually no uniformity exists among the mapping and numbering systems of the 46 counties in South Carolina. The costs to individual counties to maintain and update existing systems will continue to increase. If the present trends persist, 46 separate and incompatible systems could evolve; and South Carolina would eventually lose economy of scale advantages relative to future mapping updates and automated data processing. Furthermore, present tax mapping activities (as required by Regulation 117-117) are costly and address only a small percentage of a county's total mapping needs. Currently, various agencies within each county are funding single-use mapping products. The most cost effective method of satisfying the mapping needs for virtually all county agencies is a single, multi-purpose mapping system which conforms to pre-established accuracy requirements and can be accessed by all potential users throughout the county. Such a system must be designed with computerization as a long range goal; however, immediate and short term applications could be satisfactorily accomodated by standard, hard copy reproducible mapping products.

022992

Countywide mapping needs must be assessed to ensure that the minimum requirements of each agency are incorporated into the overall mapping program. Numerous applications throughout the county require highly accurate mapping products. Accurate large scale topographic mapping is desirable for drainage calculations and engineering design planning. Private land surveys, construction and road building projects become more cost effective when all are referenced to precise locations within the same geodetic network. Issuance of building permits necessitates information which relates property ownership location to flood prone areas as established by the National Flood Insurance Program. Zoning and land use planning applications require countywide aerial photography to determine growth patterns and trends over time. With centralized planning, coordination and direction, the county tax mapping program could become the foundation for a statewide multi-use mapping system.

A coordinated effort to improve and standardize mapping products within the state was initiated in 1978, when the Governor, by Executive Order No. 78-1, created the State Mapping Advisory Committee (SMAC). SMAC membership represents a diversity of expertise and mapping interest throughout the state, and currently is the only forum for coordinating, upgrading and standardizing mapping efforts. During the past few years, SMAC has devoted considerable effort toward gaining acceptance for a new single zone state plane coordinate system in South Carolina. Surveyors, mappers and other users of geodetic data were briefed on the details of this new system at several meetings held across the state during 1983/84. Following unanimous endorsement for a single zone system, SMAC officially requested that the National Geodetic Survey undertake this conversion at such a time as to coincide with the upcoming adjustment of the North American Datum. With legislative approval, new coordinate values are expected to be in

022993

place by the end of 1985.

An important activity of SMAC is encouraging coordination of mapping programs in South Carolina. This effort, however, relies soley upon cooperation because the committee is primarily designed to function as an advisory liaison between the state and federal governments; it has a diverse membership; it has no legislative mandate to compel cooperation; and it has no full time executive staff. Since its inception, SMAC has continued to recommend "...that a primary office for providing technical expertise pertaining to aerial photography and mapping be officially designated at the state level - to make readily available information needed by state and local agencies to fulfill their various mapping requirements." Results of the most recent survey of SMAC members concerning the need for centralized cartographic planning is included as an attachment to this report.

During the past six years, the Division of Research and Statistical Services (DRSS) of the Budget and Control Board has functioned as the de facto source for technical expertise and assistance to state and local agencies concerning surveying and mapping programs. Additionally, the Director of DRSS serves as core staff director for the State Mapping Advisory Committee, and as such maintains records, correspondence, etc., relative to virtually all mapping activities throughout the state. Considering its established history of serving mapping and surveying needs of the state and the nucleus of existing personnel experienced in these areas, DRSS provides the most desirable administrative environment for a state mapping office. Although this is a time of fiscal restraint in state government, a centralized mapping office supported by legislative mandate would immediately benefit South Carolina by planning and coordinating statewide cartographic programs.

022994

EXHIBIT

FEB 28 1985 NO. 13

STATE BUDGET & CONTROL BOARD

NEED FOR CENTRALIZED STATE CARTOGRAPHIC PLANNING

Attachment

Recommendations of the South Carolina
State Mapping Advisory Committee

022995

SOUTH CAROLINA STATE MAPPING ADVISORY COMMITTEE
Rembert C. Dennis Building, Suite 337
1000 Assembly Street
Columbia, South Carolina 29201
Telephone (803) 758-3604

February 4, 1985

EXECUTIVE BOARD
CHAIRMAN
Dr. Villard Griffin
CHAIRMAN ELECT
Grover C. Craft
IMMEDIATE PAST CHAIRMAN
Dr. Julian V. Minghi
SECRETARY
Linda P. Harman
PARLIAMENTARIAN
Ed Owens
SUBCOMMITTEE CHAIRMEN
COMPUTER APPLICATIONS
Drew Smith
GEODETIC CONTROL
Sidney C. Miller
NOIC & TOPOGRAPHIC MAPPING
Ronald Fox
and
Frank Johnson
PROGRAM
Dr. A. W. Snell
TAX MAPPING
James L. Brabie
EXECUTIVE STAFF
DIRECTOR
Bobby M. Bowers
ADVISORS
Michael T. Holland
Mark W. Perry
Ferrell J. Prosser
John C. Purvis
Richard E. Rouse

Dr. Andy Laurent, Deputy Director
Budget and Control Board
c/o Division of Research and Statistical Services
Rembert C. Dennis Building, Suite 337
1000 Assembly Street
Columbia, SC 29201

Dear Dr. Laurent:

As directed by the Proviso to the 1985 budget rider regarding funding of your agency, I have the priviledge of enclosing the recommendations and comments of the State Mapping Advisory Committee.

At my request in October of last year, Mr. Walter Gutman chaired an ad hoc subcommittee consisting of Michael Criss of Lexington County, Marshall Murphy of S.C.E.& G. Company and Andrew Smith of Clemson University. This task group, ably led by Mr. Gutman, querried in depth the SMAC membership regarding their constituencies' feelings regarding this Proviso. The ad hoc subcommittee informs me that after much discussion and consideration, the entire SMAC membership is positive to the various items comprising the Proviso.

The subcommittee report was presented and accepted at the last Annual Meeting of the South Carolina State Mapping Advisory Committee at Clemson on January 25th. However, during the meeting some discussion focused on item (2) in the Proviso. A number of members felt strongly that not only should "cartographic" be removed from the proposed office name, but "mapping" should be substituted. A few suggested that "geographic" be included in the office title, as well.

If our committee can be of further assistance, please feel free to inform me.

Sincerely Yours,

Villard S. Griffin, Jr., PHD
Chairman 1984-1985
South Carolina State Mapping Advisory Committee

xc: SMAC Members & Associates
SMAC Core Staff
Governor's Office

022996

SOUTH CAROLINA STATE MAPPING ADVISORY COMMITTEE
Rembert C. Dennis Building, Suite 337
1000 Assembly Street
Columbia, South Carolina 29201
Telephone (803) 758-3604

EXECUTIVE BOARD
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and
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TAX MAPPING
James L. Brodie

EXECUTIVE STAFF
DIRECTOR
Bobby M. Bowers
ADVISORS
Michael T. Holland
Mark W. Perry
Ferrell J. Prosser
John C. Purvis
Richard E. Rouse

January 23, 1985

Dr. Villard Griffin
Rembert C. Dennis Bldg.
Suite 337
1000 Assembly Street
Columbia, SC 29201

Dear Chairman Griffin:

On behalf of the ad hoc committee set up by you to formulate the SMAC response to the proviso in the Budget and Control Boards budget the following reply is submitted.

Every effort was expended by members of this committee to contact and obtain a reply from all SMAC members. Some were contacted by phone, some by written correspondence and others with a personal meeting with indepth discussion. Attached is a copy of the questionnaire used to gather reply data and proposed recommendations resulting therefrom to be presented for discussion and approval of the general membership.

All members of the ad hoc committee appreciated the opportunity to work with you on this most important matter and hopefully provided you with the statistical information you desired. If we can be of any additional service kindly advise.

Sincerely,

Walter G. Gutman

Walter G. Gutman
Assessor

WGG:dpg
enclosure
cc: ad hoc committee members
Drew Smith
Marshall Murphy
Michael Criss

022997

SMAC AD HOC SUBCOMMITTEE - PROVISO

Each member of SMAC was afforded the opportunity to respond to parts 1 through 3 of the attached questionaire which relates to the proviso from the S.C. State Budget and Control Board. The majority of those responding strongly recommended approval of all proviso items, with the following comments:

1. It is suggested that the office designation not include "cartographic" in the official title.

2. It is recommended that the office refered to in part 3b of the questionaire should not duplicate existing functions of other agencies.

3. It is recommended that SMAC be designated as the official advisory body for this proposed office.

4. Consolidation of programs and personnel within an existing agency will not be undertaken without approval of the affected agency, or by act of the General Assembly.

022998

QUESTIONAIRE

1. PURPOSE
   a. Ad Hoc SMAC subcommittee to determine members views concerning Proviso of the Budget & Control Board.
   b. This was the subject of the recent letter from Chairman Griffin to the membership.

2. PROVISO
   a. Read Proviso to the member being interviewed.
   b. Ask member to respond to each of the three parts separately.
   c. Try to get more than just a yes/no answer if possible.

3. RESPONSE
   a. STANDARDIZATION OF STATEWIDE TAX MAPPING AND NUMBERING SYSTEMS:

      _____
      _____
      _____
      _____

   b. FORMATION OF A CENTRALIZED STATE CARTOGRAPHIC OFFICE:

      _____
      _____
      _____
      _____

   c. IMPLEMENTATION OF SOUTH CAROLINA'S SINGLE ZONE PLANE COORDINATE SYSTEM:

      _____
      _____
      _____
      _____

4. OTHER MATTERS
   a. Ask member if there are any other matters relative to SMAC or SMAC activities that he would like to address.

      _____
      _____
      _____
      _____

5. DELAYED RESPONSE
   a. If the member needs more time to think about his response, or if he needs to discuss this with others within his organization, ask the member to respond prior to January 4, 1985 either by phone or in writing.

022999

EXHIBIT

FEB 28 1985 NO. 14

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 7

AGENCY: Property Management; Adjutant General

SUBJECT: Property Transfer to Hampton County

In January 1978, Hampton County deeded 15 acres to the State for the construction of a new armory. Because more frontage was desired on Airport Road, Hampton County deeded an additional 6.7 acres, with 1,171 feet additional road frontage, to the State in March 1981.

At the time of the second land transfer, the Adjutant General agreed to seek the return of 4.5 acres of the original 15 acre tract to Hampton County.

BOARD ACTION REQUESTED:

Approve the transfer of 4.5 acres of State-owned land to Hampton County.

ATTACHMENTS:

Agenda item worksheet and attachments

023000

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 9/83)

For meeting scheduled for:

Feb. 12, 1985

___ *Blue Agenda*
_x_ *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: Property Management - Adjutant General
   (b) Authorized Official Signature: Charles L. Small

2. *Subject:*
   Transfer of 4.5 acres from State to Hampton County

3. *Summary Background Information:*

1. Hampton County deeded 15.0 acres to State for construction of New Armory.

2. State need additional road frontage on Airport Rd.

3. Hampton County deeded an additional 6.7 acres with 1,171 ft. addition road frontage to the State.

4. At the time of the 6.7 acre transfer, Adjutant General agreed to seek the return of 4.5 acres of the original 15.0 acre back to Hampton County.

4. *What is Board asked to do?*

Board is hereby requested to approve the transfer of 4.5 acres of the original 15.0 acre tract.

5. *What is recommendation of the Board Division involved?*

Approve

6. *What is Treasurer's Office recommendation (if required)?*

   (a) Authorized Official Signature: _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
Plat #1-showing 15±ac deeded to State by Hampton Co. Plat #2-showing additional 6.7ac with 1171 ft. addition road frontage deeded to State by Hampton Co. Plat #3-showing 4.5ac to be deeded from State to Hampton County, subject to Board approval. Letter: Adjutant Gen. to Prop. Mgmt.	EXHIBIT FEB 28 1985 NO. 14 STATE BUDGET & CONTROL BOARD 023001

The State of South Carolina
Military Department

/lbp

T. ESTON MARCHANT
MAJOR GENERAL
THE ADJUTANT GENERAL

OFFICE OF THE ADJUTANT GENERAL
REMBERT C. DENNIS BUILDING
1000 ASSEMBLY ST.
COLUMBIA, S.C. 29201

RECEIVED
JAN 17 1985
REAL PROPERTY

January 15, 1985

Mr. Charles Small
Property Management
State Budget and Control Board
P. O. Box 12444
Columbia, South Carolina 29211

Re: Transfer of 4.5 acres from the State to Hampton County

Dear Mr. Small:

Per our telephone conversation, enclosed herewith you will please find the deed prepared by the attorney for Hampton County whereby approximately 4.5 acres would be returned by the State of South Carolina to the County of Hampton. Also enclosed is a copy of a plat, dated October 20, 1984, of the subject property.

I am informed that the history leading to this transaction is as follows: Relative to the construction of a new armory, Hampton County deeded to the State 15.0 acres, more or less, as described on the copy of the enclosed plat dated January 16, 1978. Thereafter, primarily because more frontage was desired on Airport Road, Hampton County deeded to the State the additional 6.7 acres, more or less, described on the copy of the enclosed plat dated March 19, 1981. At the time of this second land transfer, representatives of this office agreed to seek the return to the County of the subject 4.5 acres, the same being a portion of the first transaction involving 15.0 acres.

From our conversation, it is my understanding that my previous information to the effect that a resolution of the General Assembly authorizing this transfer is necessary, is incorrect. It is my further understanding that the proper procedure is to present this matter through you to the Budget and Control Board, and that following the Board's action you will return the deed to me.

EXHIBIT
FEB 28 1985 NO. 14
STATE BUDGET & CONTROL BOARD

Please advise at your earliest convenience in the event anything further is needed.

Thanking you for your cooperation and assistance in this matter, I am,

Sincerely,

Sidney S. Riggs, III

Sidney S. Riggs III
Captain, JAGC
Staff Judge Advocate

Enclosures

CF:
BG Jasper B. Varn, Jr.
LTC Vernon E. Amick

EXHIBIT

FEB 28 1985 NO. 14

STATE BUDGET & CONTROL BOARD

TITLE TO REAL ESTATE — FORM 14-B
COLUMBIA OFFICE SUPPLY CO., COLUMBIA, S. C.

State of South Carolina,
COUNTY OF HAMPTON

EXHIBIT

FEB 28 1985 NO. 14

STATE BUDGET & CONTROL BOARD

Know All Men By These Presents, That it, the State of South Carolina

in the State aforesaid ----------for and ---------- in consideration of the sum of Five and no/100 ($5.00) Dollars and no other consideration to it paid by the County of Hampton in the State aforesaid,----------County of Hampton-------- the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, by these presents do grant, bargain, sell and release unto the said the County of Hampton, its successors and assigns, the following described property, to-wit:

All that certain piece, parcel or tract of land located just outside of the Northwestern town limits of Varnville, Hampton County, South Carolina containing 4.5 acres, more or less, and generally bounded as follows, to-wit: On the North by other property of the County of Hampton; on the East by property of the State of South Carolina; on the South by lands of Ellis Cemetary Association; and on the West by a dirt street; and having such shape, form, courses, distances, buttings, and boundaries as are more fully shown on a plat prepared by Ralph J. Johnson, R.L.S., dated October 20, 1984 and recorded in the office of the Clerk of Court for Hampton County in Plat Book _____ at page _____. Reference is made to said plat and same is incorporated herein.

This being a portion of the property heretofore conveyed to the State of South Carolina by deed recorded in the office of the Clerk of Court for Hampton County in Deed Book _____ at page _____.

GRANTEE'S ADDRESS:

023004

EXHIBIT

FEB 28 1985 NO. 14

STATE BUDGET & CONTROL BOARD

Together with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

To Have and to Hold all and singular the premises before mentioned unto the said County of Hampton, its successors

~~Heirs~~ and Assigns forever

And it does ~~do~~ hereby bind itself and its successors ~~Heirs~~, Executors and Administrators, to warrant and forever defend all and singular the said premises unto the said County of Hampton, its successors

~~Heirs~~ and Assigns, against it and its successors ~~Heirs~~ and against every person whomsoever lawfully claiming, or to claim, the same or any part thereof.

WITNESS its Hand and Seal this day of in the year of our Lord one thousand nine hundred and eighty-five and in the two hundred and nineth year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the presence of

Kathleen M Hopkins

Grace Ingram

The State of South Carolina~~XXXXX~~ (SEAL)

By: Richard W. Riley (SEAL)

023005

EXHIBIT

FEB 28 1985 NO. 14

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA,
Hampton County

Personally appeared before me Katherine M. Hepfer and made oath that she saw the within named Richard W. Riley sign, seal and as his act and deed, deliver the within written Deed for the uses and purposes therein mentioned, and that she, with Grace Ingram witnessed the execution thereof.

SWORN to before me this 7th day of March, 1985

Valarie D. Richardson (L. S.)
Notary Public of S. C.
My Commission Expires: 3/22/92

Katherine M Hepfer

STATE OF SOUTH CAROLINA,
County

RENUNCIATION OF DOWER

I, , do hereby certify unto all whom it may concern, that Mrs. the wife of the within named did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named heirs and assigns, all her interest and estate, and also her rights and Claim of Dower of, in or to all and singular the premises within mentioned and released.

Given under my Hand and Seal, this
day of
Anno Domini 19

(L. S.)
Notary Public of S. C.

023006

EXHIBIT NO. 14
FEB 28 1985
STATE BUDGET & CONTROL BOARD

State of South Carolina

COUNTY OF HAMPTON

The State of South Carolina
TO
The County of Hampton

TITLE TO REAL ESTATE

I hereby certify that the within Deed was filed for record in my office at M o'clock on the day of 19 , and was immediately entered upon the proper indexes and duly recorded in Book of Deeds, page

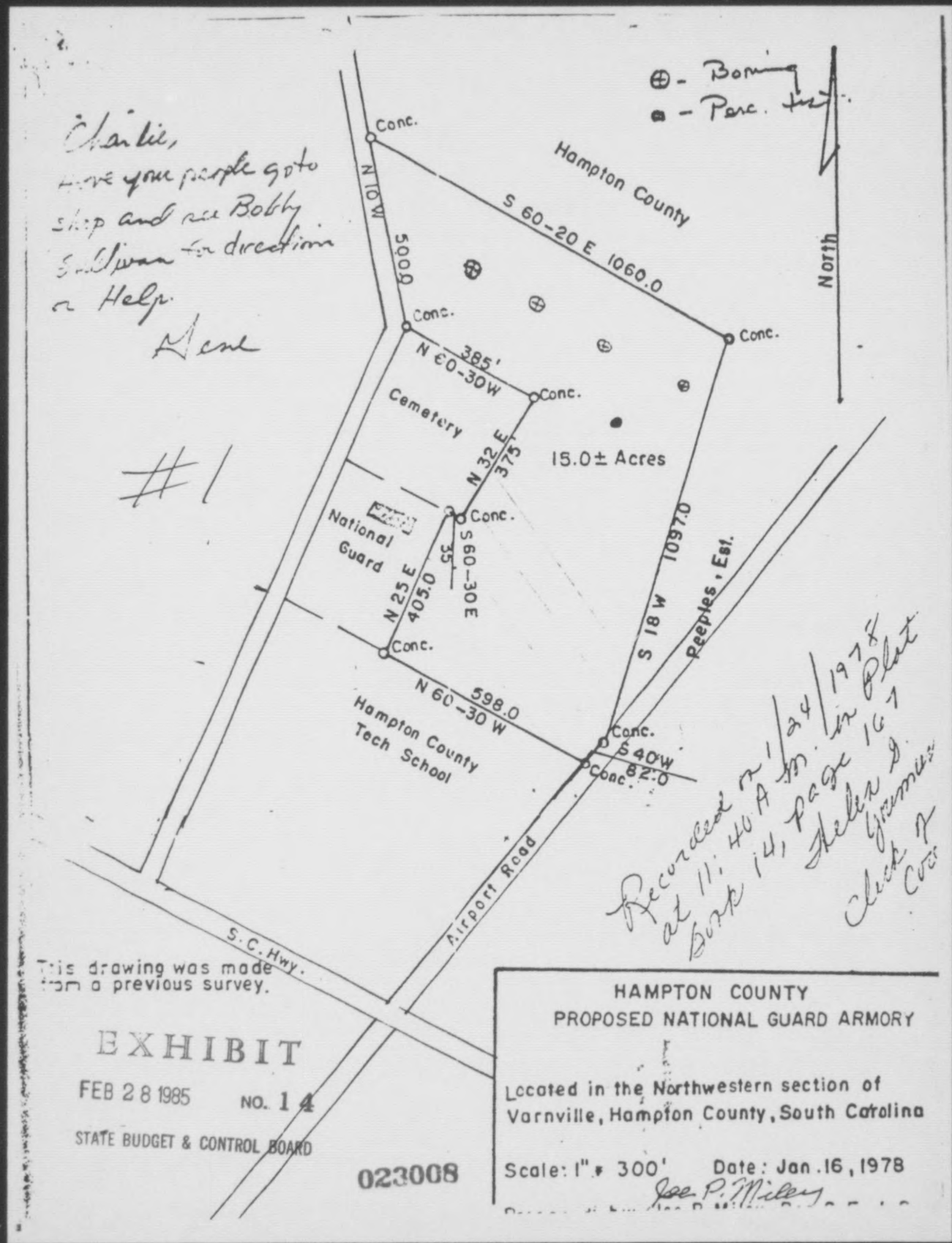
Clerk of Court of Common Pleas and General Sessions for County, S. C.

I hereby certify that the within Deed has been this day of , A. D. 19 , Recorded in Book of Deeds, page

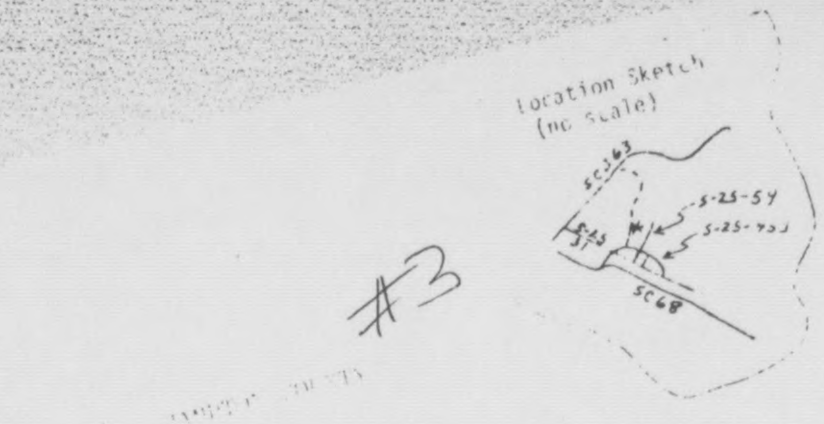
Auditor for County

— COLUMBIA OFFICE SUPPLY CO., COLUMBIA, S. C.

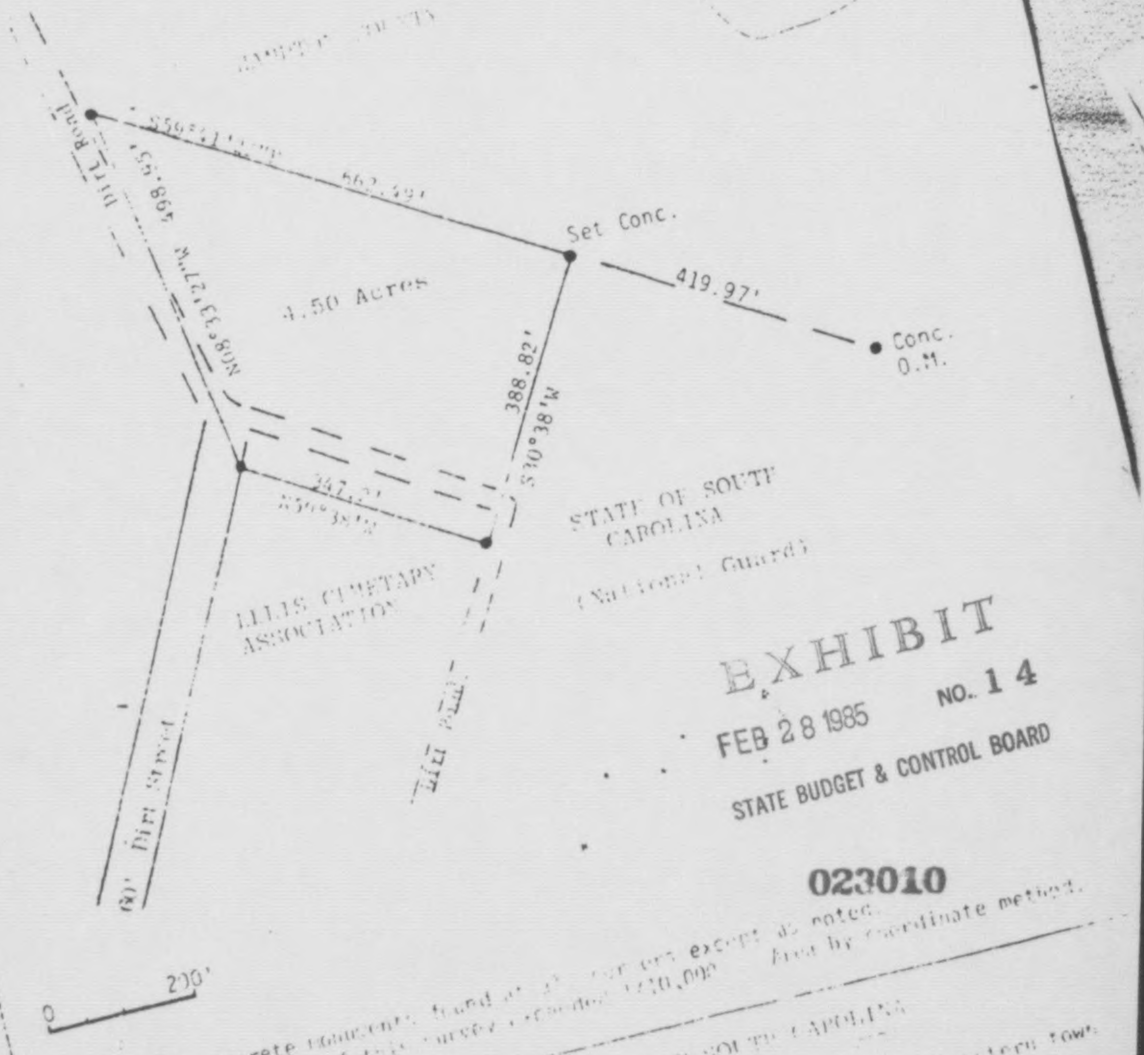
023007


Charlie,
Have your people go to
shop and see Bobby
Sullivan for direction
& Help.
Jane
#1
⊕ - Boring
■ - Perc. test
North
Conc.
N 10 W 600
Hampton County
S 60-20 E 1060.0
Conc.
Conc.
N 60-30W 385'
Conc.
Cemetery
N 32 E 375'
15.0± Acres
National Guard
Conc.
S 60-30 E 55
N 25 E 405.0
Conc.
S 18 W 1097.0
Peeples, Est.
N 60-30 W 598.0
Hampton County Tech School
Conc.
S 40 W 82.0
Conc.
Airport Road
S.C. Hwy.
This drawing was made from a previous survey.
EXHIBIT
FEB 28 1985 NO. 14
STATE BUDGET & CONTROL BOARD
023008
HAMPTON COUNTY
PROPOSED NATIONAL GUARD ARMORY
Located in the Northwestern section of Varnville, Hampton County, South Carolina
Scale: 1" = 300' Date: Jan. 16, 1978
Joe P. Miley
Recorded on 1/24/1978 at 11:40 A.M. in Plat Book 14, page 161 Helen D. Grimes Clerk of Court

Runway
Hampton County
North
#2
Iron
S 45-45 E
495'
conc.
605'
2
4.5 ± Acres
462'
Cemetery
N.G. Armory
Conc.
S 60-30 E
262'
Conc.
1
2.2 ± Ac.
N 18 E 705'
709'
S 40 W
Tech. School
Conc.
82'
Conc.
Airport Road
S.C. Hwy.
EXHIBIT
FEB 28 1985
NO. 14
STATE BUDGET & CONTROL BOARD
023009
NELL P. LIGHTSEY
Located in the Northwestern section
Varnville, Hampton County, South
Scale: 1" = 300'
Date: Marc
Joe P. Miley, Re



#3



EXHIBIT

FEB 28 1985 NO. 14

STATE BUDGET & CONTROL BOARD

023010

Note: Old concrete monument found at all corners except as noted.
The precision of this survey exceeds 1:10,000 and by coordinate method.

PROPERTY OF THE STATE OF SOUTH CAROLINA

To be conveyed to HAMPTON COUNTY, by deed, part of the Northeastern town
of Varnville, Hampton County

EXHIBIT

FEB 28 1985 NO. 15

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 8

AGENCY: General Services

SUBJECT: Procurement Code Exemption: Embedded Telephone Systems

The Division of General Services asks for an amendment of the exemption granted November 5, 1984, to provide for the purchase or continued lease of the embedded telephone systems. The exemption would apply only when approved by Information Resource Management as being financially and technologically advantageous to the State.

BOARD ACTION REQUESTED:

Amend the exemption approved November 5, 1985, in accord with Code Section 11-35-710, to grant an exemption for the purchase or continued lease of the embedded telephone systems when approved by Information Resource Management as being advantageous to the State.

ATTACHMENTS:

Agenda item worksheet and attachments

023011

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

___ *Blue Agenda*
X *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: Division of General Services
   (b) Authorized Official Signature: Edwin Lewis

2. *Subject:*
   Amend Exemption from Article 5, Procurement Code - Granted November 5, 1984

3. *Summary Background Information:*

   Expand exemption granted on November 5, 1984, to include lease agreements for the embedded base when governmental bodies do not choose to purchase systems outright. This provides for continuity in service, leverage in acquiring more favorable lease terms on equipment presently in use, and allows sufficient time to develop budgetary rquirements not presently available for purchase or system changes. This exemption is necessary because agency offices in different areas of the state may choose not to purchase equipment, but to maintain existing service. This exemption avoids problems related to contractual arrangements agreed to prior to the enforcement of the Consolidated Procurement Code. Lease shall not exceed five years without DIRM review and approval.

4. *What is Board asked to do?*

   Amend exemption to read:
   In accordance with Section 11-35-710 of the S. C. Consolidated Procurement Code, grant an exemption for the purchase or continued lease of the embedded telephone systems when approved by DIRM as being advantageous to the State.

5. *What is recommendation of the Board Division involved?*

   DIRM recommends approval. General Services concurs.

6. *Recommendation of other office (as required)?*

   (a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
	EXHIBIT FEB 28 1985 NO. 15 STATE BUDGET & CONTROL BOARD 023012

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

November 13, 1984

___ Blue Agenda
X Regular Session Agenda
___ Executive Session Agenda

1. Submitted By:
   (a) Agency: Division of General Services
   (b) Authorized Official Signature: _____

2. Subject:
   Exemption from Article 5, Consolidated Procurement Code

3. Summary Background Information: In addition to the Columbia Centrex systems,
   The State's present telephone system consists of 20 Dimension and 15 Horizon PBX's, 12 other PBX's and Associated Key systems. Monthly lease rates are $276,579.45. These systems are known as the "embedded base."

   Because of divestiture the State can purchase these systems at tremendous savings with resultant ownership of the systems.

   Sample bidding has shown no other vendor can offer competitive prices for these systems due to the lack of a secondary used equipment market for such systems and the fact that all systems are presently in place with all necessary installation components.

   The Division of Information Resources Management (DIRM) shall be responsible for the approval of all purchases of the embedded base systems when such purchase is in the best interest of the State financially and technologically. Determinations must be made to support decisions and be available to satisfy internal and external audit. Any modification or upgrade to an embedded base system prior to or concurrent with the determination to purchase will require a competitive

4. What is Board asked to do? solicitation and award to the lowest responsive and responsible bidder.

   In accordance with Section 11-35-710 of the S. C. Consolidated Procurement Code grant an exemption for purchase of the embedded telephone systems when approved by DIRM as being financially and technologically advantageous to the State.

5. What is recommendation of the Board Division involved?

   Division of General Services recommends approval. DIRM concurs

6. Recommendation of other office (as required)?

   (a) Office Name _____ (b) Authorized Signature _____

7. Supporting Documents:

List Those Attached	List Those Not Attached But Available from Submitter
Memo from Information Technology Management Officer	Equipment list with prices of each embedded systems

EXHIBIT

FEB 28 1985 NO. 15

STATE BUDGET & CONTROL BOARD

023013

EXHIBIT

FEB 28 1985 NO. 16

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION 9

MEETING OF February 28, 1985 ITEM NUMBER

AGENCY: General Services

SUBJECT: Procurement Certification, Wildlife Department

In accordance with the Consolidated Procurement Code, Section 11-35-1210, the Division of General Services has audited the Wildlife AND Marine Resources Department's procurement system and recommends its certification within the parameters described in the audit report for the following limits for a period of two years: goods and services, $5,000 per purchase commitment, exclusive of printing equipment which must be approved by the Materials Management Office.

BOARD ACTION REQUESTED:

Grant procurement certification for the Wildlife and Marine Resources Department within the parameters described in the audit report for the following limits for a period of two years: goods and services, $500 per purchase commitment, exclusive of printing equipment which must be approved by the Materials Management Office.

ATTACHMENTS:

Agenda item worksheet and Procurement Audit and Certification Report

023014

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for:

February 28, 1985

___ *Blue Agenda*
X *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: S.C. Wildlife & Marine Resource Department
   (b) Authorized Official Signature: Tony R. Ellis

2. *Subject:*

3. *Summary Background Information:* In accordance with the Consolidated Procurement Code Section 11-35-1210, the Division of General Services has audited the Wildlife and Marine Resources Department's procurement system and recommends its certification within the parameters described in the audit report for the following limits for a period of two years: Goods and Services, $5,000 per purchase commitment, exclusive of printing equipment which must be approved by the Materials Management Office.

EXHIBIT

FEB 28 1985 NO. 16

STATE BUDGET & CONTROL BOARD

4. *What is Board asked to do?*

Grant procurement certification for the Wildlife and Marine Resources Department.

5. *What is recommendation of the Board Division involved?*

Grant Certification.

6. *Recommendation of other office (as required)?*

(a) Office Name _____ *(b) Authorized Signature* _____

7. *Supporting Documents:*

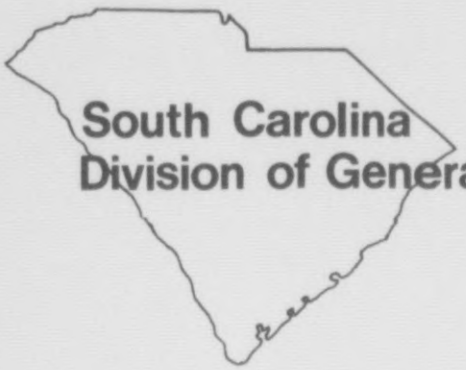
List Those Attached	*List Those Not Attached But Available from Submitter*
16 Copies of Procurement Audit and Certification Report.	

023015

EXHIBIT

FEB 28 1985 NO. 16

STATE BUDGET & CONTROL BOARD



South Carolina
Division of General Services

PROCUREMENT AUDIT AND CERTIFICATION

S.C. WILDLIFE & MARINE RESOURCES DEPARTMENT

AGENCY

FEBRUARY 8, 1985

DATE

023016

STATE OF SOUTH CAROLINA
BUDGET AND CONTROL BOARD
DIVISION OF GENERAL SERVICES
300 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
(803) 758-3150

RICHARD W. RILEY, CHAIRMAN
GOVERNOR

GRADY L. PATTERSON, JR.
STATE TREASURER

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COMPTROLLER GENERAL

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SENATE FINANCE COMMITTEE

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CHAIRMAN,
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTMAN
EXECUTIVE DIRECTOR

RICHARD W. KELLY
ASSISTANT DIVISION DIRECTOR

EXHIBIT

FEB 28 1985 NO. 16

STATE BUDGET & CONTROL BOARD

February 8, 1985

Mr. Tony Ellis
Division Director
Division of General Services
300 Gervais Street
Columbia, South Carolina 29201

Dear Tony:

Attached is the final Wildlife and Marine Resources Department audit report and recommendations made by the Audit and Certification Office. I concur and recommend the Budget and Control Board grant Wildlife two years certification as outlined in the audit report.

Sincerely,

Richard W. Kelly

Richard W. Kelly
Director of Agency Services

RWK:kl

Attachment

023017

SOUTH CAROLINA WILDLIFE AND MARINE RESOURCES DEPARTMENT

Audit Report

October 19, 1984

023018

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023019

STATE OF SOUTH CAROLINA
BUDGET AND CONTROL BOARD
DIVISION OF GENERAL SERVICES
300 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
(803) 758-3150

RICHARD W. RILEY, CHAIRMAN
GOVERNOR

GRADY L. PATTERSON, JR.
STATE TREASURER

EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN,
SENATE FINANCE COMMITTEE

TOM G. MANGUM
CHAIRMAN,
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTMAN
EXECUTIVE DIRECTOR

RICHARD W. KELLY
ASSISTANT DIVISION DIRECTOR

October 19, 1984

Mr. Richard W. Kelly
Director of Agency Services
Division of General Services
Columbia, South Carolina 29210

We have examined the procurement policies and procedures of the S. C. Wildlife and Marine Resources Department (SCW&MRD) for the period July 31, 1981 - June 30, 1984. As a part of our examination, we made a study and evaluation of the system of internal control over procurement transactions to the extent we considered necessary.

The purpose of such evaluation was to establish a basis for reliance upon the system of internal control to assure adherence to the Consolidated Procurement Code and State and department procurement policy. Additionally, the evaluation was used in determining the nature, timing and extent of other auditing procedures that were necessary for developing an opinion on the adequacy, efficiency and effectiveness of the procurement system.

The administration of S. C. Wildlife and Marine Resources Department is responsible for establishing and maintaining a system of internal control over procurement transactions. In fulfilling this responsibility, estimates and judgements by

management are required to assess the expected benefits and related costs of control procedures. The objectives of a system are to provide management with reasonable, but not absolute, assurance of the integrity of the procurement process, that affected assets are safeguarded against loss from unauthorized use or disposition, and that transactions are executed in accordance with management's authorization and are recorded properly.

Because of inherent limitations in any system of internal control, errors or irregularities may occur and not be detected. Also, projection of any evaluation of the system to future periods is subject to the risk that procedures may become inadequate because of changes in conditions, or that the degree of compliance with the procedures may deteriorate.

Our study and evaluation of the system of internal control over procurement transactions as well as our overall examination of procurement policies and procedures were conducted with due professional care. They would not, however, because of the nature of audit testing, necessarily disclose all weaknesses in the system.

The examination did disclose conditions enumerated in this report which we believe to be subject to correction or improvement.

023021

Corrective action based on the recommendations described in these findings will in all material respects place S. C. Wildlife and Marine Resources Department in compliance with the South Carolina Consolidated Procurement Code and ensuing regulations.

R. Voight Shealy

R. Voight Shealy
Director of Audit and Certification

023022

INTRODUCTION

The Audit and Certification Section conducted an examination of the internal procurement operating procedures and policies and related manual of S. C. Wildlife and Marine Resources Department.

Our on-site review was conducted August 20, 1984 through September 21, 1984, and was made under the authority as described in Section 11-35-1230(1) of the South Carolina Consolidated Procurement Code and Regulation 19-445.2020.

The examination was directed principally to determine whether, in all material respects, the procurement system's internal controls were adequate and the procurement procedures, as outlined in the Internal Procurement Operating Procedures Manual, were in compliance with the South Carolina Consolidated Procurement Code and its ensuing regulations.

023023

SCOPE

Our examination encompassed a detailed analysis of the internal procurement operating procedures of S. C. Wildlife and Marine Resources Department (SCW&MRD) and the related policies and procedures manual to the extent we deemed necessary to formulate an opinion on the adequacy of the system to properly handle procurement transactions.

The Audit and Certification team statistically selected random samples for the period July 1, 1982 - June 30, 1984, of procurement transactions for compliance testing and performed other auditing procedures that we considered necessary in the circumstances to formulate this opinion. As specified in the Consolidated Procurement Code and related regulations, our review of the system included, but was not limited to, the following areas:

(1) adherence to provisions of the South Carolina Consolidated Procurement Code and regulations;

(2) procurement staff and training;

(3) adequate audit trails and purchase order registers;

(4) evidences of competition;

(5) small purchase provisions and purchase order confirmations;

(6) emergency and sole source procurements;

(7) source selections;

(8) file documentation of procurements;

(9) reporting of Fiscal Accountability Act;

023024

(10) disposition of surplus property;

(11) economy and efficiency of the procurement process;

(12) approval of MBE Plan.

023025

SUMMARY OF AUDIT FINDINGS

Our audit of the procurement system of S. C. Wildlife and Marine Resources Department (SCW&MRD) produced findings and recommendations in the following areas:

		Page
I.	Compliance - Goods and Services Our examination of transactions in the area of goods and services determined that some procurements were not made in compliance with the Consolidated Procurement Code and regulations.	9
II.	Compliance - Information Technology	
	A. Procurement Made Without Competition One purchase was made from another state agency without obtaining competition.	12
	B. Information Technology Plan The information technology plan has not been submitted to the Department of Information Resources Management for approval.	13

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Page

III. Compliance - Sole Source & Emergency Procurements 14

The Charleston office has not submitted the quarterly reports to the Division of General Services.

IV. Internal Audit 16

We found that there has been insufficient involvement in review and audit of the procurement process by the departments' Internal Auditor.

V. Review of the Procurement Procedures Manual 17

Our review of the current manual indicated several areas that needed to be added, changed or expanded.

023027

RESULTS OF EXAMINATION

I. Compliance - Goods and Services

Our examination in the goods and services area consisted of a randomly selected statistical sample of sixty transactions from the period July 1, 1982 - June 30, 1984. Of these procurements, the following two were not made in compliance with the Code.

Voucher number 13254 in the amount of $614 for a maintenance contract was not competed nor justified with a sole source determination. Regulation 19-445.2100, Subsection B, Item 2, requires solicitation of verbal or written quotes from two qualified sources of supply for this service. If no other vendor could satisfactorily perform this maintenance then a sole source determination would be in order.

Voucher number 5511 totaling $1,920 was for a payment against a contract for dragline work. This contract was renegotiated in July 1982. The new contract was negotiated based on an hourly rate. The total dollar amount for the life of the contract exceeded $2,500.

Regulation 19-445.1900, Subsection C, states that a governmental body may make direct procurements above $2,500 if certified to do so. S. C. Wildlife & Marine Resources Department does not have such certification and therefore is not in compliance with the regulations.

It should be noted that the subsequent years contract for this service was handled through State Procurement.

023028

Based on the sampling parameters used, we can project statistically with 90% confidence that at least 1% and possibly up to 12% of all procurements over $500 in the goods and services area for the audit period may be out of compliance with the Code.

Further, judgmental testing at the Charleston office revealed a number of procurement problems. The following transactions had no documented competition, sole source of emergency determinations as required by the Code.

Type Goods or Service	Amount
Mechanical services to diesel engine	$1,490
Body repairs to vehicle	1,851
Short block engine	1,403
Diesel cylinder head	530
Repairs to boat slip	1,200
Freezer repairs	766
Freezer repairs	866
Slag	1,236
Slag	1,030
Walkway canopy	525
Marine supplies	559
Repair to water line	1,152
Nitex mesh	1,436
Tools and hardware	538
Janitorial supplies	543
Janitorial supplies	630
Janitorial supplies	669
Installation of dock handrail	710

Regarding the above repair transactions, where an emergency is not applicable, we understand that an estimate can run over $500. However, an hourly rate and parts discount schedule should have been obtained from two or more vendors prior to contracting for the service. Further, some of the above services appear to be good candidates for state contracts thus relieving the requirement for repeated solicitation.

Prior to July, 1984 the Charleston office was handling their own procurements without a purchasing officer. These exceptions

023029

occurred prior to that date. We feel the action taken by S. C. Wildlife and Marine Resources Department was appropriate and should eliminate this problem.

Finally, we reviewed the transactions for the procurement of water treatment chemicals which totaled $24,976 for fiscal year 1983/84. These were supported by an emergency determination dated September, 1982. The justification stated "until such time as the appropriate bid specifications can be developed ... we be permitted to maintain equipment using (vendor) chemicals to prevent serious deterioration of systems." A memo indicating an effort to work with the College of Charleston on specifications was on file. However, this work has not gone forward since September, 1982.

An emergency condition is defined in the Procurement Code regulations, Section 19-445.2110, Subsection B, as follows:

> An emergency condition is a situation which creates a threat to public health, welfare, or safety such as may arise by reason of floods, epidemics, riots, equipment failures, fire loss, or such other reason as may be proclaimed by either the Chief Procurement Officer or the head of a governmental body or a designee of either office. The existence of such conditions must create an immediate and serious need for supplies, services, or con-

023030

struction that cannot be met through normal procurement methods and the lack of which would seriously threaten:

(1) the functioning of State government;

(2) the preservation or protection of property; or

(3) the health or safety of any person.

Further, Subsection C of this same section states that, "Emergency procurement shall be limited to those supplies, services, or construction items necessary to meet the emergency."

In our opinion, these purchases do not meet the criteria of emergency procurements, as defined in Subsection B above. Further, since these procurements have continued since September, 1982, Subsection C above, has not been complied with either.

We recommend that S. C. Wildlife and Marine Resources Department contact other State agencies who have established like contracts, either on their own or through State Procurement, for guidance in securing a chemical contract for the water treatment systems.

Until a contract is established, we insist that the department procure water treatment chemicals in accordance with the Procurement Code.

II. Compliance Information Technology

A. Procurement Made Without Competition

Our examination of nine transactions in the area of Information Technology revealed one procurement for services

023031

which had been made without evidence of competition, or documented as a sole source or emergency purchase.

Purchase Order 59603 for $3,180.70 was issued to The Citadel for printing services.

This procurement exceeded the agency certification limit of $2,500, and did not qualify under any exemptions allowed by the Budget and Control Board.

Apparently the department was not aware of the amendments to the Consolidated Procurement Code under Article 19, Intergovernmental Relations, which mean that procurements between public procurement units must be handled in accordance with Article 5 of the Code which requires competition.

In the future, these services must be procured competitively. Further, since the procurement exceeded the department's purchasing authority it must be ratified by the Materials Management Officer. A request for ratification should be submitted to him.

B. Information Technology Plan

Development of a statewide plan for information technology, as required in the Code in Section 11-35-1580(1)(g), by the Information Technology Management Office has resulted in a request of all State agencies to develop a detailed information technology plan for fiscal years 1984/85 and 1985/86. This two year information technology plan was to be presented to the Division of Information Resources Management, Information Technology Planning Office by August 15, 1984.

023032

The detailed two year plan had not been presented to or approved by the Information Technology Planning Office at the completion of the audit.

We recommend that S. C. Wildlife and Marine Resources submit to the Information Technology Planning Office a two year plan for their consideration and approval.

III. Compliance - Sole Source and Emergency Procurements

During a special review we examined the sole source and emergency procurements for the Columbia office for the period July 31, 1981 - June 30, 1983. The results can be found in Appendix A.

Since this was accomplished previously, during this audit we examined the quarterly reports of sole source and emergency procurements and all available supporting documents for the period July 1, 1983 - June 30, 1984, for the purpose of determining the appropriateness of the procurement actions taken and the accuracy of the reports submitted to the Division of General Services, as required by Section 11-35-2440 of the Consolidated Procurement Code.

The department has two procurement offices, one in Columbia and the other in Charleston, which prepare and submit these reports independently.

We found the Columbia office had properly justified the procurements and accurately submitted the required reports to the

023033

Division of General Services. However, the Charleston office did not submit the required reports for the following quarters:

Time Period	Emergency	Sole Source	Trade-In Sales
04/01/83 - 06/30/83		*	*
10/01/83 - 12/31/83		*	*
01/01/84 - 03/31/84	*	*	*
04/01/84 - 06/30/84	*	*	*

* = Reports not submitted to Materials Management Office

As referenced above, Section 11-35-2440 of the Procurement Code states, "Any governmental body ... shall submit quarterly a record listing all contracts made under Section 11-35-1560 (Sole Source Procurements) or Section 11-35-1570 (Emergency Procurements) to the Chief Procurement Officers. "Further, Section 11-35-3830 of the Code states," Governmental bodies shall submit quarterly to the Materials Management Officer a record listing all trade-in sales..."

These unreported quarters have resulted in an understatement of sole source and emergency purchases to the General Assembly.

The reports should be prepared for the quarters referenced above and submitted to the Division of General Services as amendments. In the future, we recommend the reports for the Charleston office be sent to Columbia and combined into a single report before they are submitted to the Division of General Services.

023034

IV. Internal Audit

We found that there has been insufficient involvement in review and audit of the procurement process by the department's Internal Auditor.

A complete internal audit program includes a periodic review of the system of requisitioning, placing of purchase orders, receiving, etc. to determine that procurement procedures are sound and are being adhered to by user departments. As a State agency the program must also include a review of the procurement process for compliance with the Consolidated Procurement Code and regulations, as well as other applicable laws and regulations.

Historically, due to time limitations, internal auditors have been forced to concentrate their efforts in the financial area, which precluded compliance and operational programs.

This leaves a gap in the administrative control over the procurement function because this area goes without review except by external audit organizations. Although these are effective, they cannot provide the type of on-going control necessary in an area where such large sums of money are expended.

The Institute of Internal Auditors' publication entitled Standards for the Professional Practice of Internal Auditing states, "The scope of Internal Audit should encompass the examination and evaluation of the adequacy and effectiveness of the organization's system of internal control and the quality of performance in carrying out assigned responsibilities." We feel this expands the role of internal auditors into the areas of

023035

compliance, management and operational reviews of all areas and functions of an organization.

The Internal Auditor stated that he was not familiar with the Procurement Code. We recommend he become knowledgeable in this area of State law. Once this is accomplished, internal audit programs should be developed to test the procurement process for adequacy of internal control, compliance with the Consolidated Procurement Code, adherence to the department's procedures and the programs overall effectiveness. This program should include but not be limited to periodic review of procurements at all dollar levels, including field purchase requisitions.

V. Review of the Procurement Procedures Manual

As part of our audit of S. C. Wildlife and Marine Resources Department, we reviewed their policy and procedures manual to determine if their written procedures were consistent with the Consolidated Procurement Code and its regulations.

Our review revealed that the following areas need to be added, changed or expanded.

1. Procurement Authority: This paragraph does not specifically define the location and vesting of procurement authority i.e., purchasing agent.
2. An organizational chart of the procurement function needs to be included in the manual or the appendix section.

023036

3. A reference or list of ethical standards to be adhered to by procurement personnel should be incorporated into the manual.

4. (E.2) Specifications: A statement should be made regarding the policy of the agency to use non-restrictive specifications in its solicitations.

5. (L.1d) Written quotations are required above $1,500. Dollar limit guidelines should be defined for telephone and/or written quotations.

6. (L.36) Sole Source: Include a procedure for sole source and include a copy of the justification form, state the approval authority.

7. (M.2.e.7.) Delete as not applicable.

8. (W.2c.) The Information Technology Management Office will make all procurements for the agency exceeding $2,500.

9. The following policies need to be addressed in the procedures manual with a brief statement.

    A. Retention of records

    B. Expenditure of funds

    C. Vendor grievances

    D. Vendor complaints

    E. Professional development

    F. Funds availability

    G. Location of official determination files

10. The following procurement procedures need to be addressed in the manual.

023037

A. Accounting services

B. Auditing services

C. Legal services

D. Consultant services

E. Trade-in sales

F. Confirmation purchases

G. Inventory - Pre-stocking supply warehouse

11. The following items should be included in the appendix section.

A. Copy of change order document

B. Flowcharts of all four procurement areas; goods and services, construction, information technology, consultants

C. List of supply points i.e., Charleston, Conway

D. General Services reporting documents.

023038

CONCLUSION

As enumerated in our transmittal letter corrective action based on the recommendations described in the findings contained in the body of this report, we believe, will in all material respects place the Wildlife and Marine Resources Department in compliance with the South Carolina Consolidated Procurement Code and ensuing regulations.

Under the authority described in Section 11-35-1210 of the Procurement Code, subject to this corrective action, we recommend the Wildlife Department be certified to make direct agency procurements up to the limits as follows:

PROCUREMENT AREAS	RECOMMENDED CERTIFICATION LIMITS
I. Goods and Services exclusive of printing equipment which must be approved by the Materials Management Office.	$ 5,000 per purchase commitment
II. Other Procurement Areas	$ 2,500 per purchase commitment

Marshall B. Williams, Jr.
Audit Manager

R. Voight Shealy
Director, Audit and Certification

023039

South Carolina Wildlife & Marine Resources Commission

POST OFFICE BOX 167 • COLUMBIA, SOUTH CAROLINA 29202 • TELEPHONE 803-758-0020

CHAIRMAN
WILLIAM M. WEBSTER, III
200 Byrd Boulevard
Greenville, S.C. 29605
Telephone 288-3461

VICE CHAIRMAN
CALVIN C. DAWSON, SR.
P.O. Box 1047
Maryville Station
Georgetown, S.C. 29440
Telephone 546-8596

JAMES H. QUACKENBUSH, JR.
P.O. Box 11252
Columbia, S.C. 29211
Telephone 799-9222

LARRY OWEN
Rt. 8, Box 97-A
Easley, S.C. 29640
Telephone 878-2883

ARCHIE R. STUBBS
405 McDonald Avenue
Greenville, S.C. 29609
Telephone 233-0114

CHARLES COMPTON
P.O. Box 247
Laurens, S.C. 29360
Telephone 984-0581

JAMES P. HARRELSON
P.O. Drawer 732
Walterboro, S.C. 29488
Telephone 549-5586

LEGISLATIVE COMMISSIONER
SEN. REMBERT C. DENNIS
P.O. Box 1174
Moncks Corner, S.C. 29461
Telephone 899-2111

LEGISLATIVE COMMISSIONER
R. LINWOOD ALTMAN
P.O. Box 164
Pawleys Island, S.C. 29585
Telephone 237-4758

December 10, 1984

EXHIBIT

FEB 28 1985 NO. 16

STATE BUDGET & CONTROL BOARD

Mr. Richard W. Kelly
Director of Agency Services
Budget and Control Board
Columbia, South Carolina 29201

Dear Mr. Kelly:

I have reviewed the revised audit report prepared by your staff and find your recommendations do indeed have merit.

As mentioned to you and your staff by Dr. Timmerman, the majority of the recommendations were in effect at the time of the December 3, 1984 exit conference with two remaining recommendations--approval of the Procurement Procedures Manual and the submission of the Information Technology Plan--to be available within the next thirty days. It is my understanding that your staff has agreed to review our draft Procurement Procedures Manual and to make constructive suggestions as to how to improve same. Also, continuing efforts will be made in Columbia and Charleston purchasing offices to insure future compliance with the S.C. Consolidated Procurement Code.

This being the Department's first procurement audit, the procurement staff found the audit process most informative and an educational process in itself from which a lot was learned. The staff looks forward to the review by your office to insure that all recommendations have been addressed and proper action is now being taken.

I hope that the assistance and directive you and your audit staff have given to our procurement personnel will continue as it has in the past and if I can offer any assistance, please do not hesitate to contact me.

Sincerely,

William M. Webster, III
Chairman

023040

mbs

APPENDIX A

STATE OF SOUTH CAROLINA
BUDGET AND CONTROL BOARD
DIVISION OF GENERAL SERVICES
300 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
(803) 758-3150

RICHARD W. RILEY, CHAIRMAN
GOVENOR

GRADY L. PATTERSON, JR.
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COMPTROLLER GENERAL

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SENATE FINANCE COMMITTEE

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CHAIRMAN
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM
EXECUTIVE DIRECTOR

BARBARA A. McMILLAN
ASSISTANT DIVISION DIRECTOR

EXHIBIT

FEB 28 1985 NO. 16

STATE BUDGET & CONTROL BOARD

November 4, 1983

Mr. John B. Reeves
Director, Administrative Services
S.C. Department of Wildlife and Marine Resources
Rembert C. Dennis Building
Post Office Box 167
Columbia, South Carolina 29201

SUBJECT: Review of Sole Source and Emergency Procurement Justifications and Trade-in Sales Reports

Dear Mr. Reeves:

On September 14, 1983, we examined your agency's quarterly reports of sole source and emergency procurements and trade-in sales and all available supporting documents for the period July 30, 1981 - June 30, 1983. This review was conducted for the purpose of determining the appropriateness of the procurement actions taken and the accuracy of the reports submitted to the Division of General Services in accordance with Section 11-35-2440 of the Consolidated Procurement Code. We found the majority of these transactions to be proper and accurately reported, but we did encounter the following problems:

SOLE SOURCE PROCUREMENTS

P.O.#	AMOUNT	EXCEPTION
44914	$ 3,625.00	The justifications for these sole source procurements were signed (approved) by the purchasing officer, who does not have that authority under the Code. This problem has been corrected now as the Director of Administrative Services authorizes all sole source procurements.
44556	1,440.00	
44737	4,158.00	

45860	1,367.40	These procurements for copyrighted books and publications are exempted from the Code by Section 11-35-710 and should not be reported as sole source procurements.
47184	10,896.00	
44362	683.40	These procurements for pre-recorded educational 16mm films are also exempted items and should not be reported.
44536	578.40	
44835	6,450.00	
44854	57.94	
45032	1,750.00	
45383	4,970.00	
45488	580.00	
46151	627.54	
45899	664.78	
45801	580.65	
47311	565.50	
45712	254.21	These procurements were for what the Code designates as "small purchases". These should not have been reported as sole source as only one fair and reasonable price is required for the procurement.
45711	273.86	
45341	261.25	
45701	231.25	
45760	454.14	
47868	4,110.00	This procurement to "sand blast and paint a 2-section barge" was supported by a weak justification stating "Due to location and home port of barges and tug, and traveling distance to nearest possible vendor on the waterway". This procurement should have been sent out through State Procurements on a competitive sealed bid or proposal.
47943	1,602.00	This procurement for Digital flowmeters was not justified as a sole source but only as brand being a preferred brand.
48098	3,332.00	This procurement for the services of a 90 foot "cherry picker" was approved as a sole source after-the-fact as shown by the following dates: purchase order 6/14/83, justification, 6/16/83. In addition, the agency's justification was non-convincing stating "Most cherry pickers (bucket platforms) reach no more than 60 feet." However, there are some that do and competition should have been sought for this procurement through State Procurements.

023042

We request that your procurement section review these exceptions and make a more concerted effort to test the market when there is any question concerning the availability of competition. If none can be found, then the sole source justification should clearly state the circumstances.

Further, the purchasing staff should become familiar with the exemptions granted in the Code and those granted by the Budget and Control Board in the last 18 months. Due to reporting small purchases and exempted items, the sole source quarterly reports have been overstated by at least $31,243.32.

The Audit and Certification staff is available at your convenience to discuss the above matters or any other procurement related topic if there are any questions.

Sincerely,

Robert W. Wilkes, Jr., CPA
Director, Audit and Certification

RWWJr:rms

CC: William T. Pace, Jr.
Tony R. Ellis
Richard J. Campbell

023043

STATE OF SOUTH CAROLINA
BUDGET AND CONTROL BOARD
DIVISION OF GENERAL SERVICES
300 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
(803) 758-3150

RICHARD W. RILEY, CHAIRMAN
GOVERNOR

GRADY L. PATTERSON, JR.
STATE TREASURER

EARLE E. MORRIS, JR.
COMPTROLLER GENERAL

REMBERT C. DENNIS
CHAIRMAN,
SENATE FINANCE COMMITTEE

TOM G. MANGUM
CHAIRMAN,
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTMAN
EXECUTIVE DIRECTOR

RICHARD W. KELLY
ASSISTANT DIVISION DIRECTOR

February 8, 1985

Mr. Richard W. Kelly
Director of Agency Services
Columbia, South Carolina 29201

Dear Rick:

We have returned to the South Carolina Wildlife and Marine Resources Department to determine the progress made toward implementing the recommendations in our audit report covering the period of July 31, 1981 - June 30, 1984. During this visit, we followed up on each recommendation made in the audit report through inquiry, observation and limited testing.

The Audit and Certification Section observed that the Wildlife Department has corrected the problem areas found in the audit thus strengthening the internal controls over the procurement system. We feel that the system's internal controls are adequate to ensure that procurements are handled in compliance with the Consolidated Procurement Code and ensuing regulations.

We, therefore, recommend that the certification limits for the Wildlife Department, as outlined in the audit report, be granted for a period of two (2) years.

Sincerely,

R. Voight Shealy

R. Voight Shealy
Director of Audit and Certification

RVS:kl

023044

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD REGULAR SESSION

MEETING OF February 28, 1985 ITEM NUMBER 10

AGENCY: Property Management Section

SUBJECT: Surplus Property, Florence

(a) The State accepted the conveyance of the Crippled Children's Home in Florence in 1943 and the management and control of the Home was vested in the Executive Committee of the State Board of Health. The Home is no longer in operation and has been declared surplus to the needs of the Department of Health and Environmental Control.

(b) Property Management Section requests that 400± acres of land on the Pamplico Highway be declared surplus. The Florence County delegation has indicated that the County would like to purchase 50 acres of this property for use as a recreation site and several businesses have requested sites. The Department of Highways and Public Transportation has requested a right-of-way for an extension of Church Street.

BOARD ACTION REQUESTED:

(a) Declare the Florence Crippled Children's Home as surplus property; approve disposition under the surplus property rules and regulations; and approve the proceeds from the sale to be remitted to the Department of Health and Environmental Control; and

(b) Declare 400± acres on Pamplico Highway in Florence County as surplus property; approve disposition under the surplus property rules and regulations; and grant an easement to the Department of Highways and Public Transportation for the extension of Church Street.

ATTACHMENTS:

Agenda item worksheets and attachments

023045

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 8/84)

For meeting scheduled for: Feb. 14, 1984

___ *Blue Agenda*
_X_ *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) *Agency:* Property Management-DHEC Property
   (b) *Authorized Official Signature:* Charles L. Lovell

2. *Subject:*
   Florence County Crippled Children's Home

3. *Summary Background Information:*

1. The State of South Carolina accepted the conveyance of the Crippled Children's Home in Florence by act of the General Assembly in 1943.
2. The Management and Control of the Home was vested in the Executive Committee of the State Board of Health.
3. The Crippled Children's Home is no longer in operation and has been declared surplus to the needs of the Department of Health and Environmental Control.

EXHIBIT NO. 17
FEB 28 1985
STATE BUDGET & CONTROL BOARD

4. *What is Board asked to do?*

To declare the Florence Crippled Children's Home as Surplus Property and approve the proceeds from the sale to be remitted to the Department of Health and Environmental Control.

5. *What is recommendation of the Board Division involved?*

Approve for sale under Surplus Property rules and regulations.

6. *Recommendation of other office (as required)?*

(a) *Office Name* _____ *Authorized* (b) *Signature* _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
1. Copy statute accepting conveyance.	Property Management has received an MAI Appraisal on the property.
2. Property Management letter relating to MAI Appraisal.	

023046

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

foxes in any manner whatsoever, except by the use of steel traps, in Zone 1, except in the Counties of Pickens, Greenville and Oconee; and in Zone 2, except in the Counties of Anderson, Abbeville, Laurens, Greenwood, Newberry, and McCormick; and in Zone 3, except in the Counties of Edgefield and Calhoun; and in Zone 4; and in Zone 5, except in the Counties of Horry and Clarendon; and in Zone 6, except in the Counties of Georgetown, Beaufort and Colleton.

SECTION 2: Pay bounties for killing of foxes.—The County Commissioners, or other governing bodies of said counties are hereby authorized and empowered to pay such bounties as they shall deem proper for the killing of foxes in all of said counties, and to establish and promulgate such regulations with respect to the payment of such bounties as they may deem proper in the circumstances.

SECTION 3: Hunt foxes without hunting license.—Persons hunting foxes and nothing else may be allowed to do so without hunting licenses of any kind.

SECTION 4: Duration.—This Act shall remain in full force and effect until September 1, 1943.

Approved the 3rd day of April, 1943.

(R120, S116, H287)

No. 74

AN ACT to Provide for the Taking Over of the Florence County Orthopedic Convalescent Home by the Sate of South Carolina, and to Provide for the Operation Thereof.

WHEREAS, the Commission of the Florence County Orhopedic Convalescent Home, of the County of Florence, South Carolina, which Commission was created and exists by and under the laws of the State of South Carolina, which Act was approved the 2nd day of May, 1940, has offered to convey and transfer to the State of South Carolina all the property, both real and personal with all improvements thereon, of said Commission, consisting of the lot or lots of land, and improvements which the Orthopedic Convalescent Home now occupies, together with all buildings, equipment, and all other lots, parcels, or property, both real and personal, which the said Commission may own, or have right or title to, or certain interest in; also all options for the right to purchase any real property, NOW THEREFORE,

023047

BE IT ENACTED by the General Assembly of the State of South Carolina:

SECTION 1. State accepts property of Florence County orthopedic convalescent home commission.—That the State of South Carolina expressly declares that it accepts the conveyance and transfer of all property, real and personal, together with all options covering any additional real property, of the Florence County Orthopedic Convalescent Home Commission of the State of South Carolina, as is more specifically stated in the preamble of this Act; this transfer and acceptance is intended to cover and secure for the State of South Carolina all right, title and interest of the said Commission; that the Treasurer of the State of South Carolina, be, and hereby is, authorized and empowered to receive and securely hold the said property both real and personal, and to execute the necessary papers and receipts therefor, as soon as the said Florence County Orthopedic Convalescent Home Commission shall convey the said property to the said State.

SECTION 2. Executive committee of state board of health manage and control.—That the management and control of the said Home shall be vested in the Executive Committee of the State Board of Health.

SECTION 3. Report annually.—That the Executive Committee of the State Board of Health shall prepare and present to the General Assembly of the State of South Carolina an annual report on the condition of the said Home, and show their receipts and expenditures for the preceding year.

SECTION 4. Appropriations.—That there is hereby appropriated on an annual basis the sum of twenty-five thousand ($25,000.00) dollars; the said appropriation shall be a continuing appropriation, payable to the properly constituted agent of the Executive Committee of the State Board of Health, by the proper authorized agents of the State, from year to year, without any further authorization from the General Assembly; the said appropriation shall be disbursed, according to law, under the direction of the Executive Committee of the State Board of Health.

SECTION 5. Operation—South Carolina convalescent home for crippled children—admission, care and treatment of children.—That this Act of the General Assembly shall be construed as accepting all of the rights, titles, and interests of the Florence County Orthopedic Convalescent Home Commission, and that the said Home shall be continued in operation under the direction and control of the Executive Committee of the State Board of Health, and shall be called the South Carolina Convalescent Home for Crippled Children; that the Executive Committee of the State Board of Health shall prepare and promulgate reasonable rules and regulations covering the admission, care, and treatment of children who are the residents of the State of South Carolina who are suffering from Crippling conditions, resulting from bone and muscular conditions and from diseases of the heart, which can be medically corrected.

8-20-20

SECTION 6. Repeal.—That all Acts or parts of Acts inconsistent with the provisions of this Act shall be, and the same are, hereby repealed.

SECTION 7. Time effective.—This Act shall take effect on July 1, 1943.

Approved the 3rd day of April, 1943.

EXHIBIT

(R142, S144, H254)

FEB 28 1985 NO. 17

No. 75

AN ACT to Create Additional Magistrates in Charleston County, and to Define Further the Territorial Jurisdiction of Certain Magistrates in Said County.

STATE AUDIT & CONTROL BOARD

BE IT ENACTED by the General Assembly of the State of South Carolina;

SECTION 1: § 3757, 1942 Code, amended—magistrates, Charleston County—jurisdiction—salaries—constables' salaries.—That Sub-section (3) of Section 3757 of the Code of Laws of South Carolina, 1942, be, and the same is hereby, amended, by striking out on lines two through eight of said sub-section the words: "one in Second St. James Goose Creek Parish, whose jurisdiction shall be limited to and include all territory in the Parishes of First St. James Goose Creek, Second St. James Goose Creek, and St. Phillip's and St. Michael's; the office of magistrate at Ten Mile Hill in the county of Charleston be, and the same is hereby, abolished;" and by inserting in lieu thereof the following:

ERT M. HULSART, SRPA, MAI
PRESIDENT

EDNA S. HULSART
TREASURER & SECRETARY

CAROLINA APPRAISAL ASSOCIATES, INC.
REAL ESTATE APPRAISALS CONSULTING
P. O. BOX 3881 TELEPHONE (803) 662-8749
FLORENCE, SOUTH CAROLINA 29502

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

January 3, 1985

Jan T. Bilton
State of South Carolina
Budget and Control Board
300 Gervais Street
Columbia, South Carolina 29201

Dear Ms. Bilton:

In accordance with your request and for the purpose of estimating the "Market Value" as herein defined, of the Florence Crippled Children's Home property, located on the south side of West Palmetto Street (U.S. Highway 76), Florence, South Carolina, I have inspected this property and have made an investigation of the factors influencing its value. The accompanying report reflects the information and conclusions upon which this value estimate is predicated.

Based on the data and analysis herein, it is my opinion that the market value of this property described herein, as of December 28, 1984, is:

FOUR HUNDRED FORTY-SIX THOUSAND NINE HUNDRED DOLLARS
($446,900.00)

It has been a pleasure to work with you, and I trust this information contained herein will be of value to you.

Sincerely yours,

Robert M. Hulsart

RMH:pm

Enclosures

023049

BUDGET AND CONTROL BOARD AGENDA ITEM WORKSHEET (Revised 9/83)

For meeting scheduled for: Feb. 14, 1984

___ *Blue Agenda*
X *Regular Session Agenda*
___ *Executive Session Agenda*

1. *Submitted By:*
   (a) Agency: Property Mgmt.
   (b) Authorized Official Signature: Robert Boxall

2. *Subject:*
   Florence County, Property on Pamplico Hwy

3. *Summary Background Information:*

1. Property Management Section request that 400± acres on the Pamplico Hwy. controlled by the Budget and Control Board be surplused.

2. Florence County Delegation has indicated that the County would like to purchase 50 acres of this property for a recreation site.

3. There have been several businesses that have requested sites.

4. SCHD is requesting a right of way for an extention of Church st.

4. *What is Board asked to do?*

Board is requested to declare 400± acres on Pamplico Hwy in Florence County surplus under State ~~surplus~~ Surplus Property rules and regulations and grant SCHD a right of way easement for the extension of Church St.

5. *What is recommendation of the Board Division involved?*

Approve under surplus rules and regulations.

6. *What is Treasurer's Office recommendation (if required)?*

   (a) Authorized Official Signature: _____

7. *Supporting Documents:*

List Those Attached	*List Those Not Attached But Available from Submitter*
1. Maps of Pamplico Hwy. Property	
2. Letter from Florence County delegation.	

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

023050

THOMAS E. SMITH, JR.
SENATOR, DISTRICT NO. 30

HOME ADDRESS:
BOX 308
PAMPLICO, S.C. 29583

COLUMBIA ADDRESS:
SUITE 402, GRESSETTE SENATE OFFICE BLDG.
P.O. BOX 142
COLUMBIA, S.C. 29202

THE SENATE OF SOUTH CAROLINA

COMMITTEES:
INVITATIONS, CHAIRMAN
JUDICIAL SCREENING, CHAIRMAN
JUDICIARY
CORRECTIONS AND PENOLOGY
GENERAL, VICE CHAIRMAN
LABOR, COMMERCE AND INDUSTRY, VICE CHAIRMAN
RULES
COMMITTEE ON MENTAL HEALTH AND MENTAL RETARDATION
S.C. ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS
S.C. TOBACCO ADVISORY COMMISSION, CHAIRMAN

February 5, 1985

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

Mr. Charles I. Small
Director
Real Property Management
Budget and Control Board
1203 Gervais Street
Columbia, South Carolina 29201

RE: Florence Delegation Meeting of January 30, 1985

Dear Mr. Small:

It is our desire that the 400 acres along the Pamplico Highway, which is under the Budget and Control Board's purview and is presently not being used, be surplused under the state surplus property regulations. It is the city and county's desire to obtain 50 acres of this property for a recreational facility after it is surplused.

We also understand that DHEC will be requesting the sale of the former Crippled Childrens Home. We would like to review these items after the Budget and Control Board has taken action.

With kind regards, we are

Very truly yours,

Senator Thomas E. Smith, Jr.

Senator Hugh K. Leatherman, Sr.

TESjr/je

cc: Florence County Legislative Delegation

023051

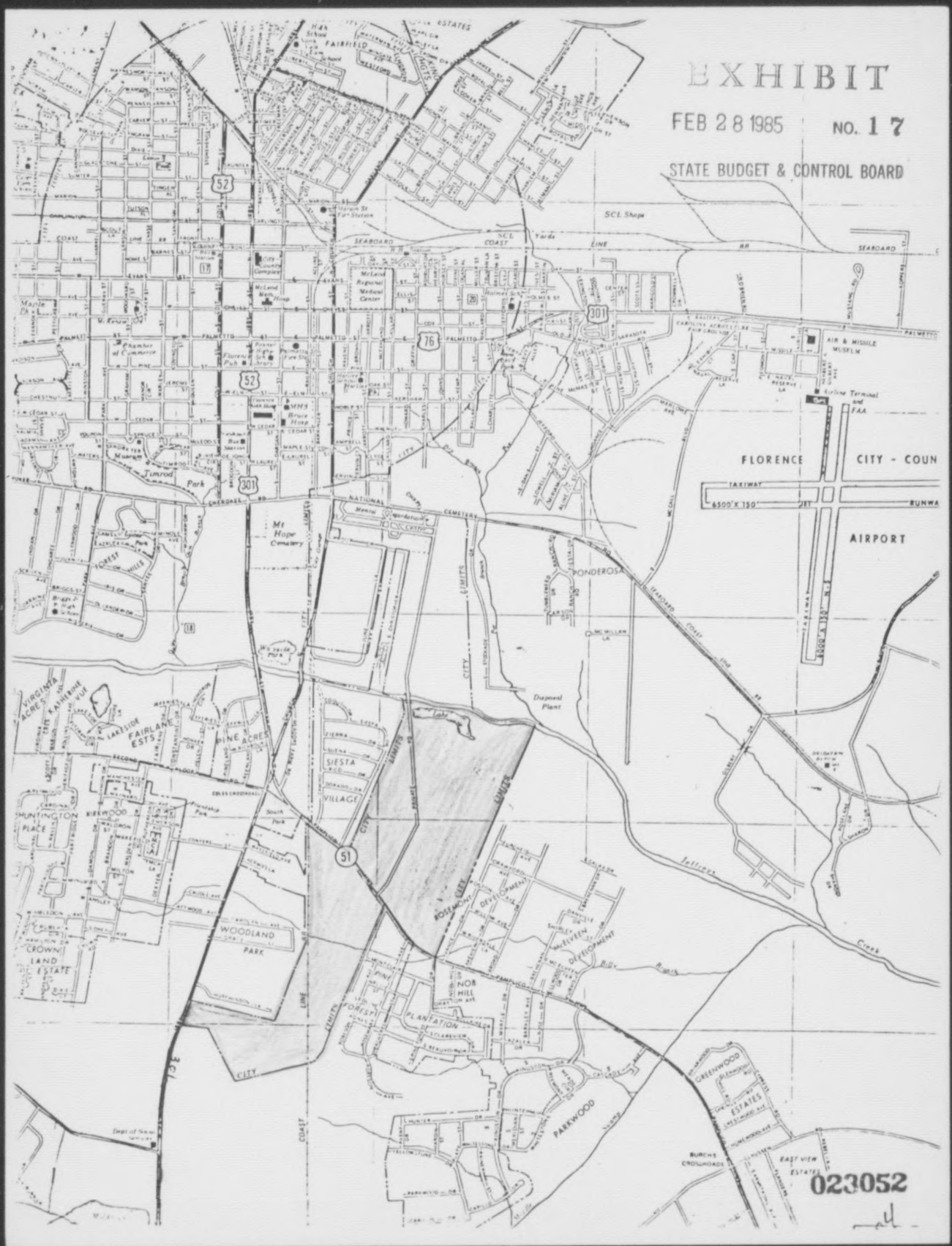


EXHIBIT
FEB 28 1985
NO. 17
STATE BUDGET & CONTROL BOARD
FLORENCE
CITY - COUN
AIRPORT
Mt Hope Cemetery
Timrod Park
SIESTA VILLAGE
WOODLAND PARK
CROWN LAND ESTATE
PLANTATION
PARKWOOD
FAIRLANE ESTS
PINE ACRES
HUNTINGTON PLACE
GREENWOOD ESTATES
SCL Shops
McLeod Regional Medical Center
Disposal Plant
PONDEROSA
Florence Terminal and FAA
AIR & MISSILE MUSEUM
Jeffries Creek
Rosemont Creek
023052

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

Form 801 (Rev. 8-1-77)

The State of South Carolina

TRACT 1-A

COUNTY OF FLORENCE

Route No. ..... File No. .....

Project No. .....

Approx. survey station, from 0+00 to 70+80 Rt. & Lt.

Right of Way Easement
State of South Carolina
Columbia, S. C. 29202

KNOW ALL MEN BY THESE PRESENTS, That I (or we).....

in consideration of the sum of One Dollar, to me (or us) in hand paid, and other valuable consideration at and before sealing and delivering thereof, by the South Carolina Department of Highways and Public Transportation, receipt of which is hereby acknowledged, have granted, bargained, sold, and released, and by these presents do grant, bargain, sell and release, unto the said South Carolina Department of Highways and Public Transportation, its successors and assigns a right

of way for the construction of a section of the State Highway from U.S. Route 52/301
Name of Place

to S.C. Route 51 on Route No. ..... State and
Name of Place

County aforesaid, as shown by plans prepared by the South Carolina Department of Highways and Public Transportation, on and over all lands which I (or we) may own in whole or in part, for the purpose of locating, constructing, improving, and maintaining the above described highway with the bridges and causeways thereon, and the right to construct and maintain controlled access facilities to said highway.

Bounded by the lands of present right of way of S. C. Rt. 51 on the northeast
Show only the Land Owners along the Highway.

and present right of way of U.S. 52/301 on the west and others.

Said right of way to have a width of 100 feet, that is 50 feet on each side of the center line of the highway. The grantor expressly recognizes the possibility that the property described herein may be used in the future by cable television companies for the purposes provided by Act No. 688 of the Acts of Joint Resolutions (1976).

"Special Provisions:" Also, herein granted is additional right of way to extend as follows: a 100 x 100 foot triangular area right of survey station 70+75 at the intersection of S.C. Route 51 and also, a 100 x 100 foot triangular left of survey station 70+75 at the intersection of S.C. Route 51 and

(Continued on back)

Together with, all and singular, the rights, members, hereditaments and appurtenances thereunto belonging, or in any wise incident or appertaining. It is agreed that buildings, fences, signs or other obstructions will not be erected by me (or us), my heirs, assigns or administrators within the limits of the right of way herein conveyed and that such buildings and fences as are now within the limits of the right of way herein conveyed will be moved from the right of way and restored in as good condition as before moving at the expense of the South Carolina Department of Highways and Public Transportation.

TO HAVE AND TO HOLD, all and singular, the said right of way and the rights hereinbefore granted, unto the said South Carolina Department of Highways and Public Transportation, its successors and assigns forever.

IN WITNESS WHEREOF, I (or we) have hereunto set my (or our) hand... and seal... this 28 day of February in the year of our Lord, One Thousand Nine Hundred and Eighty Five.

Signed, sealed and delivered in the presence of:

Kathy M. Hepfer
William A McInnis

STATE OF SOUTH CAROLINA
BUDGET AND CONTROL BOARD
BY: Richard W. Riley (L.S.)
Governor Richard W. Riley

NOTE: All Right of Way Agreements must be in writing and are subject to rejection by the South Carolina Department of Highways and Public Transportation.

The State of South Carolina
COUNTY OF Richland

Personally appeared William A. McInnis

and made oath that he saw the within named Richard W. Riley
Print or Typewrite Name

sign, seal and, as his act and deed, deliver the within written easement; and that he with Katherine M. Hepfer witnessed the execution thereof.

Sworn to before me this 12th day of March A. D., 1985
Donna S. Williams (L.S.)
My Commission expires 5/3/89
Notary Public for South Carolina

023053
William A McInnis
Witness sign here.

The State of South Carolina

RENUNCIATION OF DOWER

COUNTY OF.....

I,..... Notary Public for S. C.

do hereby certify unto whom it may concern, that Mrs. .....

the wife of the within named....., did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily, and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release, and forever relinquish unto the within named South Carolina Department of Highways and Public Transportation, its successors and assigns, all her interest and estate, and also her right and claim of dower of, in and to, all and singular, the premises within mentioned and released.

Given under my hand and seal, this.....day of.....

Anno Domini, 19..... .

.....
Signature of Wife

Sworn to before me this.....day of.....A. D., 19..... .

.....(L. S.)

My Commission expires.....
Notary Public for South Carolina

The State of South Carolina

MORTGAGE RELEASE

COUNTY OF.....

KNOW ALL MEN BY THESE PRESENTS, That I (or we).....
do for certain valuable consideration release from the lien and operation of my (or our) mortgage the property conveyed by the within deed so that the said property shall be free and unaffected by said mortgage.

Witness our hand and seal this.....day of....., 19..... .

In the presence of:

.....

.....

.....

Special Provisions Continued:

also, herein granted is a 100 x 100 foot triangular area left of survey station 0+30 at the intersection of U. S. 52/301 and

EXHIBIT

FEB 28 1985 NO. 17

STATE BUDGET & CONTROL BOARD

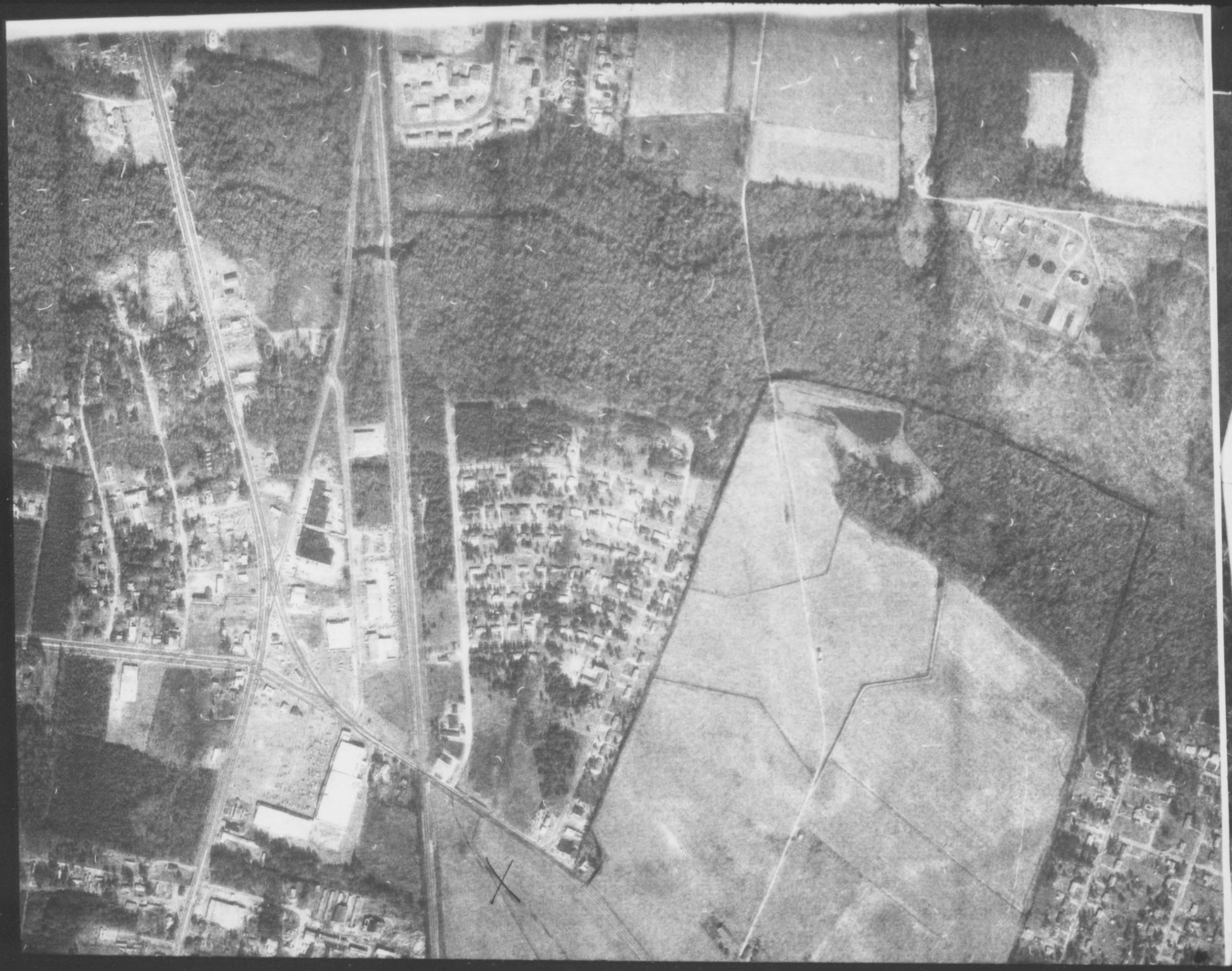
023054

THIS CASE MAY HAVE SOME OR ALL OF THE FOLLOWING DEFECTS WHICH MAY BE QUESTIONABLE WHEN READING. IN SPECIAL PROBLEM AREAS, THIS ROLL NOTE MAY BE REFILMED BEFORE THE DOCUMENT OR DOCUMENTS IN QUESTION.

1. PHOTOCOPY NOT CENTERED PROPERLY CUTTING OFF SOME OF THE INFORMATION.
2. DOCUMENTS ARE OF POOR QUALITY AND MAY NOT PHOTOGRAPH WELL.
3. DOCUMENTS DAMAGED OR TORN BEFORE ARRIVING FOR FILMING.
4. DOCUMENTS CONTAIN A DOUBLE-COPY IMAGE, THE UNDERLYING IMAGE IS IRRELEVENT TO THE READABLE INFORMATION.
5. DOCUMENTS WITH GLUED INSERTS WHICH WERE OR COULD NOT BE REMOVED, INFORMATION MAY OR MAY NOT BE UNDER THE INSERT.
6. OVERSIZED DOCUMENTS THAT COMPRISE TWO OR MORE FRAMES.
7. EXTREMELY DARK COLORED DOCUMENTS THAT LACK CONTRAST BETWEEN WRITING AND BACKGROUND.
8. SOME OF THE NUMERED PAGES APPEAR TO BE MISSING.

023055

Proposed easement for Hwy Dept
EXHIBIT
FEB 28 1985 NO. 17
STATE BUDGET & CONTROL BOARD
MAP 150.



EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

SUPPLEMENTARY

STATE BUDGET AND CONTROL BOARD — REGULAR SESSION

MEETING OF February 28, 1985 — ITEM NUMBER _____

AGENCY: College of Charleston

SUBJECT: Permanent Improvement Project Establishment

The College of Charleston asks for Board approval of the establishment of a project to renovate the four-story 41,000 square foot former Southern Bell business office building located at 9 Liberty Street in Charleston. The estimated cost of this renovation work, which will involve the top three floors, is $350,000.

The College proposes to locate its Department of Computer Science and the administrative office of Computer Services in these spaces.

The 9 Liberty Street property is being leased by the College on a long term basis with an option to purchase. It has been estimated that $62,000 of the estimated $350,000 project cost would enhance the value of the property. The College proposes now to temporarily finance this urgently needed project by using cafeteria equipment replacement reserve account funds with the understanding that this source would be reimbursed from excess debt service funds as they become available.

The Joint Bond Review Committee gave the project a favorable review on January 29, 1985 and the Commission on Higher Education approved it on February 7, 1985.

BOARD ACTION REQUESTED:

Approve the establishment of the College of Charleston 9 Liberty Street (Southern Bell building renovation) project at a cost of $350,000 to be financed temporarily by cafeteria equipment replacement reserve account funds which are to be repaid by excess debt service funds as they become available.

ATTACHMENTS:

College of Charleston letter to Putnam plus attachments

023056

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

College of Charleston

Charleston, South Carolina 29424

Vice President for Business Affairs

February 27, 1985

Mr. William T. Putnam, Executive Director
State Budget and Control Board
P. O. Box 12444
Columbia, South Carolina 29211

Dear Bill:

As you know, the College leased the telephone building on Liberty Street to house the Computer Science Department with computer laboratories and the Computer Services Department with all their work rooms. The Computer Services includes all administrative computing, including accounting, payroll, registration and records. Also, the first floor will be used for office space.

We need to do a certain amount of improvement in order to use the building properly. This includes portable walls, raised flooring, adding air conditioning, etc. We propose to use Auxiliary Equipment Replacement Reserve (Cash Reserve) to finance this project in the amount of $350,000. We also propose repaying this Equipment Replacement Reserve Account from Plant Improvement Fees (Debt Excess) as the funds become available.

The Budget and Control Board's approval of this would be greatly appreciated.

Sincerely,

Ed

Edward M. Collins, Jr.

EMC,jr/kb

023057

2-26-85

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

College of Charleston
Charleston, South Carolina 29424
Office of the President

February 25, 1985

Mr. William T. Putnam, Executive Director
State of South Carolina
Budget and Control Board
P. O. Box 12444
Columbia, South Carolina

Dear Bill:

As you know, the College leased the telephone building on Liberty Street to house the Computer Science Department with computer laboratories and the Computer Services Department with all their work rooms. Also, the first floor will be used for office space.

We need to do a certain amount of improvement in order to use the building properly. This includes portable walls, raised flooring, carpets, etc. We were planning to use Plant Improvement Fees (Debt Excess Funds) to finance this project in the amount of $350,000.

We also planned to use some collections during the summer and fall semesters, 1985, to finalize these payments. The State Treasurer's Office disallowed this plan and stated that the funds must be on hand before the project begins.

This is a critical need for us since computers have become such a vital part of our academic and administrative programs. We need this building completed prior to the fall semester especially for classroom and laboratory use.

This is a request to change the financing of this project as follows:

A - Use $100,000 from Debt Excess Funds
B - Use $250,000 from Cafeteria Equipment Replacement Reserve Account (Cash Reserve)

This $250,000 would be borrowed from the equipment reserve account and repaid from the Debt Excess Funds as the funds become available. This would allow us to go ahead with this project immediately.

The Budget and Control Board's approval of this would be greatly appreciated.

Sincerely,

023058

Ed

Edward M. Collins, Jr.

EMC,Jr:kb

			COMMITTEE REVIEW	BCB APPROVAL	BUDGET AFTER ACTION PROPOSED SOURCE OF FUNDS	AMOUNT
5.	H15	COLLEGE OF CHARLESTON 9 LIBERTY ST (SOUTHERN BELL) RENOV		JAN 29 1985		
		ESTABLISH PROJECT TOTAL BUDGET $350,000.00 ADD $350,000.00 (4) EXCESS DEBT SERVICE			EXCESS DEBT SERVICE	350,000.00
					TOTAL FUNDS	350,000.00

THE ALTERATION AND RENOVATION OF THE FOUR-STORY, APPROXIMATELY FORTY-ONE THOUSAND SQUARE FOOT FORMER SOUTHERN BELL BUSINESS OFFICE BUILDING LOCATED AT 9 LIBERTY STREET. THE COLLEGE IS TO RECEIVE POSSESSION OF THE PROPERTY FOR LEASE ON JANUARY 1, 1985 PROPOSING THAT THE COMPUTER SCIENCE DEPARTMENT AND ADMINISTRATIVE OFFICE OCCUPY THREE FLOORS.

SUPPORTING DOCUMENT PAGES 17-22

6.	H29 7861	USC-AIKEN CAMPUS AIKEN/LIBRARY ADDITION		L JAN 29 1985		
		INCREASE BUDGET FROM $1,334,137.00 TO $1,349,280.31 SUBTRACT $102,137.00 (2) INST (TUITION) BONDS ADD $102,137.00 (4) EXCESS DEBT SERVICE ADD $3,430.95 (6) APPROPRIATED STATE ADD $9,277.00 (7) FEDERAL (DOE GRANT) ADD $2,435.36 (9) OTHER			CAPITAL IMPROVEMENT BONDS EXCESS DEBT SERVICE OPERATING FUNDS STATE FEDERAL FUNDS OTHER FUNDS	1,232,000.00 102,137.00 3,430.95 9,277.00 2,435.36
					TOTAL FUNDS	1,349,280.31

ADDITIONAL FUNDS NEEDED TO COVER LANDSCAPING WORK, COST OVERRUN ON LIBRARY SHELVING, AND ADDITIONAL COSTS ASSOCIATED WITH CHANGE ORDER #3.

SUPPORTING DOCUMENT PAGES 23-34

023059

STATE BUDGET & CONTROL BOARD
FEB 28 1985 NO. 18
EXHIBIT

DEC 12 1984

14-85 (5)

For Board Use Only
Packet Number

BUDGET AND CONTROL BOARD FORM A-13 PAGE 1
STATEWIDE PERMANENT IMPROVEMENT REPORTING SYSTEM (SPIRS)

PROJECT PROPOSAL AND JUSTIFICATION STATEMENT FOR ANNUAL PERMANENT IMPROVEMENT PROGRAM FOR FISCAL YEAR_____

1. PROJECT IDENTIFIERS:
   A. Agency: Number H15 Name College of Charleston
   B. Contact Person V. G. Rivers, V.P. Admin. & Insti. Resech Phone: 792-5708
   C. Project Name: Alteration & Renovation of 9 Liberty Street #8665
   D. Facility Affected: Name Former Southern Bell Business Office at 9 Liberty Street Number 1

2. PROJECT DESCRIPTION (What does it consist of? Attach supporting documentation):
   (See Attachment)

   Site Description: (Attach a map showing project location)
   Location: Charleston (county) 10 (code) Charleston (city) On-Campus (site)

3. PROJECT JUSTIFICATION (What does it consist of? Attach supporting documentation):
   (See Attachment)

   (What specific needs does this project address?):

EXHIBIT
FEB 28 1985 NO. 18
STATE BUDGET & CONTROL BOARD

4. ALTERNATIVES CONSIDERED AS A MEANS OF MEETING NEEDS SPECIFIED IN #3:
   (See Attachment)

5. PRIORITY: This project is priority number 1 of 1 projects proposed in this program.

6. ADDITIONAL OPERATING COSTS: Will this project require additional annual operating costs?
   Yes____ No X If yes, complete and attach addendum A-49.

7. ESTIMATES OF PROPOSED PROJECT COSTS:
   A. Total estimated cost of project $ 350,000.00
   B. Total estimated cost of project includes the following (1. through 10. = 7A above)

(1)	$_____	Planning/design services
(2)	_____	Site work (including utilities)
(3)	_____	Central energy systems repair/replacement
(4)	_____	Mechanical systems repair/replacement
(5)	332,000.00	General renovation/repair of floor space (Gross sq. ft. 30,000)
(6)	_____	Roof repair/replacement
(7)	_____	Construction of additional floor space: (Gross sq. ft.:_____)
(8)	_____	Equipment/supplies
(9)	_____	Purchase of facilities: (Floor space, gross sq. ft._____) (Land, acres:_____)
(10)	18,000.00	Other (Specify) Contingencies and builder's risk insurance
	$ 350,000.00	Total (Same as 7 A)

023060

17

7. C. Total estimated cost of project by broad purpose: Total cost: $ 350,000.00
(equals 1 through 8, below and is same as 7A)

1. Purchase land	$	5. Restore facility	$ 332,000.00
2. Purchase facility	$	6. Maintain facility	$
3. Demolish facility	$	7. Replace facility	$
4. Construct additional facility	$	8. Other: Contingency; insurance	$ 18,000.00

8. PROJECT COMPLETION SCHEDULE AND ESTIMATED EXPENDITURES BY FISCAL YEAR:

A. Estimated expenditures and expenditure purposes, this FY: 1985 $ 350,000.00
(Expenditure purposes (use 7B categories): General renovation/repair of floor space

B. Estimated expenditures after this FY: $

C. Total (Same as 7A, 7B and 7C): $ 350,000.00

9. PROPOSED SOURCES OF FUNDS: Type	Amount	Revenue Code	Treasurer I D Number	Sub Fund	Mini Code	Object Code
(0) Capital Improvement Bonds	$					
(1) Dept Capital Imp Bonds						
(2) Inst (tuition) Bonds						
(3) Revenue Bonds						
(4) Excess Debt Service						
(6) Appropriated State						
(7) Federal						
(8) Athletic						
(9) Other (Cafeteria Equip Replace Reserve Acct) Sales & Services - Aux. Enter.	350,000	7841	9880900			
TOTAL (Same as 7A)	$ 350,000.					

EXHIBIT
FEB 28 1985 NO. 18
STATE BUDGET & CONTROL BOARD

10. Submitted By: V G Rivers
Authorized Official: V. G. Rivers, V.P. Admin. & Insti. Resch — Date Submitted: December 6, 1984
Typed Name and Title and Signature
FY Submitted: 1985

11. APPROVED (For Board Use Only): as a result of Project closure.

14-85(5)

Typed Name and Title and Signature — Date: 023061

PROJECT NUMBER:
PROJECT NAME: Former Southern Bell Business Office Building 9 Libert Street

18

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

2. PROJECT DESCRIPTION

This project is for the alteration and renovation of the four-story, approximately forty-one thousand square foot former Southern Bell Business Office Building located at 9 Liberty Street. In September the College received authority to lease this building on a long term basis with the option to buy the property including the adjacent parking facilities. The College is to receive possession of the property for lease on January 1, 1985. It is proposed that the Department of Computer Science and the administrative office of Computer Services occupy three floors of this building.

This project calls for alteration, renovation, and repairs to the building. This will involve minor demolition and construction of walls, doors and hardware; a raised floor for computer installation; and an independent air conditioning system installed on the fourth floor. Electrical, plumbing, heating and air conditioning modifications will be made. Vinyl tile, carpeting, and conduits for noise and data communications will be installed.

The funds necessary to complete the first floor of this project will not be in the State Treasurer's account until the Spring Semester fees have been collected in January, 1986. Therefore, the top three floors will be done (beginning renovation in January, 1985) under one contract and the first floor done subsequently within one year.

3. PROJECT JUSTIFICATION

In 1979 the Commission on Higher Education authorized a Computer Science major at the College. Until 1982, both academic and administrative computer facilities were co-located in the Science Center First Increment in an area of less than 2200 square feet. After construction of the Education Center which serves as a classroom building, four classrooms were converted to a Computer Science Laboratory containing 2400 square feet. Since 1981 the Computer Science program has grown to a current number of 165 students seeking a degree in this field. The growth in the department cannot keep up with student demand. National trends in degree preferences indicate a continued strong demand for Computer Science curricula. Also, the academic resources of Computer Science are heavily utilized in almost every major field of study. Business Administration, the natural sciences, mathematics and the masters program in Public Administration all require computer use by students in their curriculum.

Forty-six hundred square feet is not enough space to house both the administrative office of Computer Services and the academic Department of Computer Science. As our enrollment grows, so does the need for more faculty offices and administrative space. There is a pronounced lack of space for students, staff, faculty and equipment. Student terminal access is crowded as is office space for faculty and staff. We have temporarily located faculty offices in an audio visual projection room, in the corridors leading to the Science Center Second Increment and on porches (Charleston Piazzas).

023062

The College's administrative reliance on word and data processing is anticipated to increase to the point where the College's computer services facilities are projected to be inadequate in the next three years. An integrated facility housing both the academic and administrative computing functions is proposed to address this projected deficit. Both the present Computer Science and Computer Services facilities are inadequate to meet the current and growing demand in these two areas. No room exists for expansion at their current locations.

Co-location in an adequate facility would solve a number of control problems as well as being more cost effective in the delivery of computer services to students, faculty, and staff. The space currently occupied in the Education Center needs to be converted into badly needed classrooms. Space currently occupied by Computer Services in the Science Center First Increment needs to be converted into science/laboratory space. A building housing all faculty offices and all computer terminals used by students would allow students to receive more frequent instruction and allow for a better sense of togetherness and cooperation in the Computer Science Department.

The former Southern Bell Building is ideally located adjacent and contigious to the College campus. The top three floors of this building containing approximately 30,000 square feet is spacious enough to meet our floor space needs. It is urgent that this project be completed prior to June 30, 1985 to allow for occupancy before the Fall Semester begins on August 25, 1985.

The projected renovation costs for the top three floors is slightly less than twelve dollars per square foot. Renovation costs of $25 to $35 per square foot are considered normal in this area for buildings of similar construction, age, and condition.

4. ALTERNATIVES CONSIDERED AS A MEANS OF MEETING NEEDS SPECIFIED IN #3

Renovation could begin on the third and fourth floors only and defer renovation on the bottom two floors for one year or renovation could begin on the fourth floor only and defer renovation on the bottom three floors for one year. However, renovation for these two alternative plans would be more expensive than the proposed plan (see Attachment 2) due to additional architectural and engineering fees, printing costs primarily for bid requests, and inflationary costs. Also, the College while leasing the entire building, under the alternative plans would be wasting additional floor space that is being paid for but not used.

The alternative plans would not solve the intended purpose of having the Computer Science Department and the office of Computer Services in one building, because adequate space for these two departments would not be available unless three floors were used.

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

023063

DEC 10 1984

THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29424

December 7, 1984

Office of the Vice President

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

William A. McInnis
Deputy Executive Director
South Carolina Budget and
Control Board
212 Wade Hampton Office Building
P.O. Box 12444
Columbia, South Carolina 29211

RE: Alteration and Renovation of the Former Southern Bell Business Office Building on 9 Liberty Street

Dear Bill:

Attached for review by the Budget and Control Board is an "Interim" Plant Improvement Project Proposal and Justification Statement in the amount of $350,000 (see Form A-13). This project is for the alteration and renovation of the four-story, approximately forty-one thousand square foot former Southern Bell Telephone Business Office Building located at 9 Liberty Street. In September the College received authority to lease this building on a long term basis with the option to buy the property, including the adjacent parking facility. The College is to receive possession of the property on January 1, 1985.

During the period January 1, to June 30, 1985 the lease, maintenance and operating costs for this building (approximately $200,000) are to be financed from the President's remaining contingency funds. The annual lease cost is $262,305; additionally, the College is responsible for insurance, property taxes, utilities and maintenance. The two largest departments scheduled to occupy this building are the administrative office of Computer Services and the academic Department of Computer Science. These departments are expected to occupy three of the four floors.

As a matter of information you may remember that in July, 1982 when the College submitted its Five Year Capital Improvement Plan for Fiscal Years 1983-1987, the plan included a construction project in FY 1986 for an administrative Computer Service and an academic Computer Science facility. The cost for this construction project was estimated at $6,000,000 to be financed by Capital Improvement Bonds. This proposed project included no funds for the purchase of land. (Please see Attachment 1.)

This project, which we propose to fund from debt excess Plant Improvement Fees, will have to be divided because the funds necessary to complete the first floor would not be in the State Treasurer's account until the second semester fees have been collected in January, 1986.

The figures in Attachment 2 represent the current best construction estimate by our architect and engineer. The figures presented except for those in parenthesis assume that the top three floors will be done under a single contract and the first floor will be done subsequently within a year. If this project is not done in this manner, the figures which are enclosed in parenthesis would have to be added to complete the construction budget for the entire building. These figures include additional architectural and engineering fees, printing costs primarily for bid requests, and inflation costs.

The projected renovation costs for the top three floors is slightly less than twelve dollars per square foot. Renovation costs of $25 to $35 per square foot are considered normal in this area for buildings of similar construction, age and condition.

Also enclosed is a request to close project number H15-007 Physical Education Center and request that the remaining funds in the amount of $57,670.42 be authorized and transferred for partial financing of this project (see Form A-23). You may remember that in order to finance the construction of the Physical Education Center we added $950,000 in Plant Improvement Fees debt excess funds to the funds appropriated by the General Assembly (see Attachment 3).

It is urgent that this construction project be authorized and construction promptly completed in order that these facilities will be ready for occupancy by the end of June, 1985 to prepare for the fall semester which begins in August.

If you have any questions or need any additional information, please contact me by phone 792-5708. As always your assistance is greatly appreciated.

Cordially,

V. G. Rivers, Vice President
Administration and
Institutional Research

WVR:me

Attachments

cc: James A. Paschal
John A. McPherson

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

023065

22

THE BEACH CO.
REAL ESTATE INVESTMENTS

90 BROAD STREET
P. O. BOX 242
CHARLESTON, SOUTH CAROLINA 29402
(803) 722-2615

February 1, 1985

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

Mr. Vernon G. Rivers
Vice President for Administration
and Institutional Research
College of Charleston
Charleston, South Carolina 29424

In re: 9 Liberty Street

Dear Vern:

I have your letter of February 1, 1985 concerning the thoughts of some of the members of the Commission on Higher Education.

Please be advised that the following items, as setforth in your letter of earlier today, will not be taken into consideration in any M.A.I. appraisal made of the property when it comes time for the College to buy the building and adjacent parking area:

> "Most of the improvements we plan to make involve College-owned demountable partitions and doors ($115,000), a demountable raised floor ($47,000), and supplementary heating and air conditioning equipment that will be installed on the fourth floor. These will also be demount-able. We will also install WangNet ($36,000), which is a computer communications system unique to the College. The computer equipment and classroom and faculty office furniture ($2,869,000) will be College-owned."

With kindest personal regards, I am

Very sincerely yours,

Charles S. Way, Jr.
President

CSWjr/ms

023066

College of Charleston

Charleston, South Carolina 29424

February 1, 1985

EXHIBIT

FEB 28 1985 NO. 18

STATE BUDGET & CONTROL BOARD

Mr. Charles S. Way, Jr.
President
The Beach Company
Real Estate Investment
90 Broad Street
P.O. Box 242
Charleston, South Carolina 29402

Dear Mr. Way:

As you are aware, the College is in the process of preparing the office building at 9 Liberty Street for occupancy. We have leased the property from The Beach Company with the option to buy sometime in the future. The building will be occupied by the Administrative Computer Services Department and the academic departments of Computer Science and Business Administration.

Some of the members of the Commission on Higher Education are concerned that our plans for the building will increase the MAI appraised value and cost of the property when it comes time for the College to purchase the property, thus paying twice for the improvements.

Most of the improvements we plan to make involve College-owned demountable partitions and doors ($115,000), a demountable raised floor ($47,000), and supplementary heating and air conditioning equipment that will be installed on the fourth floor. These will also be demountable. We will also install WangNet ($36,000), which is a computer communications system unique to the College. The computer equipment and classroom and faculty office furniture ($2,869,000) will be College-owned.

Some of the members of the Facilities Committee of the Commission desire written assurance that the above equipment and furnishings will will not be included in the MAI appraised value of the real estate when it comes time for the College to buy the building and adjacent parking area.

Your assistance in this regard will be greatly appreciated.

Cordially,

Vern

V. G. Rivers, Vice President
Administration and
Institutional Research

VGR:me

023067

FEB 12 1985

RECEIVED
FEB 12 1985
BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR

SOUTH CAROLINA COMMISSION ON HIGHER EDUCATION
RUTLEDGE BUILDING
1429 SENATE STREET
COLUMBIA, S.C. 29201

HOWARD R. BOOZER
EXECUTIVE DIRECTOR

TELEPHONE
803/758-2407

February 8, 1985

Mr. William T. Putnam
Executive Director
State Budget and Control Board
Post Office Box 12444
Columbia, SC 29201

Dear Mr. Putnam:

We have enclosed the following requests from the College of Charleston, Lander College, the Medical University of South Carolina, and the University of South Carolina These requests were approved by the Commission on Higher Education on February 7, 1985.

College of Charleston - Renovation of Bell South Building

The College of Charleston requested $350,000 ($62,000 would enhance the value of the property) to renovate leased facility to make it appropriate for their operation. The Commission has approved the College of Charleston's request to lease with the option to purchase the four-floor 41,000 square feet former Bell South Business Office, at Liberty Street and St. Phillips Streets, commencing January 1, 1985. Cost of Project: $350,000. Source of Funds: Excess Debt Funds. The College has submitted data to demonstrate the need for this project (see attachment 1).

Lander College - Lease Approval

Lander College submitted a proposed Lease between the College and the owner of Villa West Apartment Complex. On January 10, 1985, the Commission approved the concept of Lander College entering into the lease but asked for additional information. Lander College provided the additional data to the Commission at its meeting on February 7, 1985. Cost of the Lease: $260/month/apartment and there are 60 apartments. The College has submitted data to demonstrate the need for this project (see attachment 2).

023068

Medical University of South Carolina - Renovation to Library/Administration Building

MUSC requested authorization to renovate three rooms, consisting of relocating and construction of walls and electrical work in the Registrar's office. Because of consolidation of functions, expansion of services and increase in staff size, the addition is needed to provide efficient work space and working conditions. In addition to personnel, ten additional CRT terminals and three personal computers will be placed into operation in the new space.

MUSC is requesting this 3,300 square feet of renovation at a cost of $40,000. Source of Funding: State Appropriations. The University has demonstrated a need for this project (see attachment 3).

USC-Columbia - Authorization to Lease a Facility at 1321 Pendleton Street

Presently, the University is housing its Institute of Archeology in four locations: basement of Maxcy College, the basement of Thornwell College, 7th Floor of Byrnes International Center, and areas in 700 College Street. Some of the existing space now occupied must be vacated in the near future because of renovations underway. Since the University desires to relocate in one single unit, USC-Columbia requested authorization to lease this facility at 1321 Pendleton Street to house the Institute of Archeology. Amount of rent is $99,624, including utilities. Source of Funding: State Appropriations. Note: There will be no unique funding for this project. The University has demonstrated a need for this project (see attachment 4).

The above projects are forwarded to you for Budget and Control Board action. Please let us know if there are any questions.

Sincerely,

Howard R. Boozer

HRB/jm
cc: Mr. John McPherson
Mr. David P. Rinker
Mr. Mark Wright
Mr. Vernon Rivers
Mr. Ed Troublefield
Dr. C. Edward Kaylor, Jr.
Mr. Charles A. Brooks, Jr.
Dr. James A. Paschal

FEB 26 1985
RECEIVED
FEB 26 1985
BUDGET AND CONTROL BOARD
OFFICE OF EXECUTIVE DIRECTOR

College of Charleston

Charleston, South Carolina 29424

Office of the President

February 25, 1985

cc: McInnis

Mr. William T. Putnam, Executive Director
State of South Carolina
Budget and Control Board
P. O. Box 12444
Columbia, South Carolina

Dear Bill:

As you know, the College leased the telephone building on Liberty Street to house the Computer Science Department with computer laboratories and the Computer Services Department with all their work rooms. Also, the first floor will be used for office space.

We need to do a certain amount of improvement in order to use the building properly. This includes portable walls, raised flooring, carpets, etc. We were planning to use Plant Improvement Fees (Debt Excess Funds) to finance this project in the amount of $350,000.

We also planned to use some collections during the summer and fall semesters, 1985, to finalize these payments. The State Treasurer's Office disallowed this plan and stated that the funds must be on hand before the project begins.

This is a critical need for us since computers have become such a vital part of our academic and administrative programs. We need this building completed prior to the fall semester especially for classroom and laboratory use.

This is a request to change the financing of this project as follows:

A - Use $100,000 from Debt Excess Funds
B - Use $250,000 from Cafeteria Equipment Replacement Reserve Account (Cash Reserve)

This $250,000 would be borrowed from the equipment reserve account and repaid from the Debt Excess Funds as the funds become available. This would allow us to go ahead with this project immediately.

The Budget and Control Board's approval of this would be greatly appreciated.

Sincerely,

D29069

Ed

Edward M. Collins, Jr.

EMC,Jr:kb