

MINUTES OF  
Budget and  
Control Board  
Meeting  
May 14, 1985

026812

State of South Carolina  
**State Budget and Control Board**

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 15, 1985

MEMORANDUM

TO: Budget and Control Board Division Directors  
FROM: William A. McInnis, Deputy Executive Director *WAM*  
SUBJECT: Summary of Board Actions at May 14, 1985 Meeting

The following is a summary of actions taken by the Budget and Control Board at its meeting on May 14, 1985:

1. Approved the minutes of regular meetings held on April 19 and 23 and of a telephone conference call meeting held on May 3, 1985;
2. Approved the following right-of-way easements, as recommended by the Division of General Services:
  - (a) Between the South Carolina Penitentiary and SCE&G to enter the state's land from the existing SCE&G Pole #251641 and extend in a northwesterly direction 70 feet, more or less;
  - (b) To SCE&G for a general pole line and pipe line relocation easement to the 41.5 acres, more or less, comprising the Denmark TEC Campus;
  - (c) To Central Electric Power Cooperative, Inc., to construct, operate, and maintain a 69 KV overhead transmission line across the Broad River to deliver power to a new distribution substation being added to the system of Newberry Electric Cooperative in Newberry and Fairfield Counties;
  - (d) To the Town of Calhoun Falls to construct, maintain, and operate thereover a public roadway, over and across lands of the Clarks Hill-Russell Authority;
  - (e) To Kershaw County to install and maintain a wastewater discharge outfall sanitary sewer line (ductile iron and/or PVC pipe) in the Wateree River in Kershaw County;
  - (f) To Kershaw County to install, operate and maintain a subaqueous sanitary sewer line (ductile iron and/or PVC pipe) to conduct sewage beneath the bed of the Twenty-five Mile Creek at three locations in Kershaw County; and
  - (g) Midlands Utility, Inc. (a private wastewater utility company) to install a subaqueous sewer line in Congaree Creek, Lexington County. Midlands Utility has paid \$28.53 for the 0.14-acre tract.

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Summary of BCB Actions  
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3. Received as information a report that the following permanent improvement projects have been reviewed favorably by the Joint Bond Review Committee and approved by staff:

(a) On Summary 22-85:

- Item 1, Clemson University, H12-8515, Tillman Hall/Install Carillons, increase budget to \$80,000 by adding \$30,000 of Appropriated State funds.
- Item 2, College of Charleston, H15-////, Stern Student Center Roof Replace, establish project and source of funds, \$52,000 of Appropriated State funds.
- Item 3, College of Charleston, H15-////, R. S. Small Library Roof Replace, establish project and source of funds, \$82,000 of Appropriated State funds.
- Item 6, Medical University, H51-8682, Library/Administration Building Renovations, increase budget to \$125,000 by adding \$85,000 of Appropriated State funds.
- Item 7, Technical & Comprehensive Education, H59-8416, Aiken/Roof Repair 5 Buildings, increase budget to \$35,477 by adding \$3,477 of Other funds.
- Item 8, Technical & Comprehensive Education, H59-8418, Denmark/Recreation Complex Area 101, increase budget to \$160,000 by adding \$69,000 of Other (Plant Fund) funds.
- Item 9, Technical & Comprehensive Education, H59-////, Engineering Tec Bldg/Electrical Sys Modification, establish project and source of funds, \$49,500 of Other (Local Institution) funds.
- Item 10, Department of Corrections, N04-8618, Kirkland Roof/Floor Repair, increase budget to \$98,000 by adding \$40,000 of Appropriated State funds.
- Item 11, Wildlife & Marine Resources, P24-8592, Georgetown/Murrells Inlet Boat Ramp, increase budget to \$430,000 by adding \$215,000 of Federal funds, \$100,000 of Other (Georgetown County) funds, \$85,000 of Other (PRT) funds and subtracting \$220,000 of Other (County Water Rec Res) funds.

(b) On Summary 23-85:

- Item 1, Technical & Comprehensive Educations, H59-////, York-"C" Building/Reroof, establish project and source of funds, \$196,600 of Other (Institutional) funds.
- Item 2, Patriots Point Development Authority, P36-////, Water & Sewage Distribution System, establish project and source of funds, \$40,500 of Other (Admission Revenue) and \$32,500 of Other (Mt. Pleasant Water & Sewer Commission) funds.

(c) On Summary 25-85:

- Item 1, Budget & Control Board, Division of General Services, F12-8045, Criminal Justice Hall of Fame/Storage Renovations, increase budget to \$137,500 by adding \$45,000 of Other funds.
- Item 5, Mental Health Department, J12-////, CF-Building 4/Activity ICF-MR, establish project and source of funds, \$50,000 of Excess Debt Service (Paying Patient Fee Account) funds.

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- Item 6, Mental Health Department, J12-////, SCDMH/Archives, establish project and source of funds, \$50,000 of Excess Debt Service (Patient Paying Fee Account) funds.
- Item 7, Mental Retardation, J16-////, Whitten Center-Dorm 1 Renovation, establish project and source of funds, \$20,561.80 of Excess Debt Service funds and \$50,000 of Other (Medicaid Operating) funds.
- (d) On Summary 26-85:
  - Item 1, College of Charleston, H15-8665, 9 Liberty Street (Southern Bell) Bldg Renovation, increase budget to \$407,077.42 by adding \$57,077.42 of Excess Debt Service funds.
- (e) On Summary 27-85:
  - Item 1, Vocational Rehabilitation, H73-8275, Laurens Vocational Rehabilitation Center, increase budget to \$820,470 by subtracting \$32,773.00 of Federal funds and adding \$62,773 of Other funds
  - Item 2, Vocational Rehabilitation, H73-8466, Training Complex-Perimeter Road, increase budget to \$92,966 by adding \$5,233 of Federal funds and \$12,733 of Other funds.
- 4. Received as information a report that the following permanent improvement projects have been approved by staff and Joint Bond Review Committee review is not required:
  - (a) On Summary 25-85:
    - Item 8, Budget & Control Board-General Service, F12-8197, Agri-Business Center Feasibility Study, decrease budget to \$177,915 by subtracting \$58,585 of Appropriated State funds.
    - Item 9, S. C. State College, H24-8451, Moss Hall Renovations, decrease budget to \$0.00 by subtracting \$100,000 of Excess Debt Service funds.
    - Item 10, Mental Health Department, J12-8518, Building 14/Convert to ICF-MR, decrease budget to \$115,000 by subtracting \$10,000 of Excess Debt Service (Paying Patient Fee Account) funds.
    - Item 11, Mental Health Department, J12-8519, Building 16/Convert to ICF-MR, decrease budget to \$180,000 by subtracting \$20,000 of Excess Debt Service (Paying Patient Fee Account) funds.
    - Item 12, Mental Health Department, J12-8522, SCDMH/Food Service Consultant, decrease budget to \$0.00 by subtracting \$50,000 of Excess Debt Service (Paying Patient Fee Account) funds.
    - Item 13, Mental Health Department, J12-8523, Building 13/Convert to ICF-MR, decrease budget to \$130,000 by subtracting \$20,000 of Excess Debt Service (Paying Patient Fee Account) funds.
    - Item 14, Mental Retardation, J16-7971, PD-Purchase/Renovate Community Residence, decrease budget to \$85,908.80 by subtracting \$18,270.64 of Excess Debt Service funds.
    - Item 15, Mental Retardation, J16-8129, Coastal-Buildings H3/H4 Roofing, decrease budget to \$21,500 by subtracting \$732.61 of Excess Debt Service funds.

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- Item 16, Mental Retardation, J16-8342, Whitten Center-Building #3 Window Replacement, decrease budget to \$19,900 by subtracting \$980.67 of Excess Debt Service funds.
  - Item 17, Mental Retardation, J16-8360, Whitten Center-Buildings 4, 7/D,E Demolition, decrease budget to \$44,300 by subtracting \$278.88 of Excess Debt Service funds. Item 18, Mental Retardation, J16-8389, Whitten Center-Fire Alarm System/Voc Center, decrease budget to \$14,446 by subtracting \$154 of Excess Debt Service funds.
  - Item 19, Mental Retardation, J16-8390, Whitten Center-Fire Alarm System/Webb Voc Facility, decrease budget to \$16,455 by subtracting \$145 of Excess Debt Service funds.
- (b) On Summary 28-85:
- Item 12, The Citadel, H09-7028, Duckett Hall Roof Repairs, increase budget to \$237,304.56 by adding \$12,304.56 of Excess Debt Service funds.
  - Item 13, The Citadel, H09-7277, Fire Safety Requirements, increase budget to \$33,713.27 by adding \$8,713.27 of Tuition Bonds funds.
  - Item 14, The Citadel, H09-7278, Steam Line Replacement, decrease budget to \$144,514.90 by subtracting \$8,713.27 of Tuition Bonds funds.
  - Item 15, The Citadel, H09-7974, Kovats Field Parking Area, decrease budget to \$234,590.21 by subtracting \$12,304.56 of Excess Debt Service funds.
  - Item 16, The Citadel, H09-8312, Barracks #2 Tower Repair, decrease budget to \$37,940 by subtracting \$4,412.78 of Other (Student Housing Fees) funds.
  - Item 17, The Citadel, H09-8476, Barracks #2 Exterior Renovation, increase budget to \$61,762.78 by adding \$4,412.78 of Other (Student Housing Fees) funds.
  - Item 18, Winthrop College, H47-8062 McLaurin Retrofit, increase budget to \$1,581,541.28 by adding \$81,541.28 of Excess Debt Service (Housing) funds.
  - Item 19, Winthrop College, H47-8472, Richardson Hall Painting, decrease budget to \$30,110.72 by subtracting \$99,889.28 of Excess Debt Service (Housing) funds.
  - Item 20, Winthrop College, H47-8473, Phelps Hall Painting, decrease budget to \$78,348 by subtracting \$61,652 of Excess Debt Service (Housing) funds.
  - Item 21, Technical & Comprehensive Education, H59-7956, Harbison Center Site Work, decrease budget to \$326,762.46 by subtracting \$60,628.54 of Other (Local) funds.
  - Item 22, Criminal Justice Academy, N20-8065, Range Road Resurfacing, increase budget to \$200,750 by adding \$15,000 of Other (Fines & Forfeitures) funds.
  - Item 23, Criminal Justice Academy, N20-8549, Weapons Range Baffles Modification, decrease budget to \$10,000 by subtracting \$15,000 of Other (Fines & Forfeitures) funds.

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- Item 24, Criminal Justice Academy, N20-8635, Inmate Quarters to Dorm Renovation, decrease budget to \$65,000 by subtracting \$135,000 of Other (Fines & Forfeitures) funds.
  - Item 25, Clemson University PSA, P20-8381, Lamaster Dairy-Driveway Resurface, decrease budget to \$29,593.25 by subtracting \$6,776.70, of Other (Sale of Agricultural Prod) funds.
  - Item 26, Wildlife & Marine Resources, P24-8371, Georgetown/Sampit Boat Ramp, decrease budget to \$0.00 by subtracting \$24,876 of Other (Georgetown Cty Fish & Game) funds.
  - Item 27, Employment Security Commission, R60-8286, Anderson/Air-Conditioning System Replacement, decrease budget to \$18,823 by subtracting \$6,177 of Federal funds.
5. Received as information a report that the following project closeouts have been reported to the Joint Bond Review Committee and have been approved by staff:
- (a) On Summary 25-85:
- Item 20, Adjutant General, E24-7010, Equipment Storage Buildings.
  - Item 21, Adjutant General, E24-8013, Building Renovation.
  - Item 22, Adjutant General, E24-8256, Leesburg Wetsite Relocate 3 Bldg.
  - Item 23, Budget & Control Board-General Services, F12-7981, Wholesale Fac Renov-Greenville.
  - Item 24, Budget & Control Board-General Services, F12-8359, Bldg Environmental Control System.
  - Item 25, The Citadel, H09-8222, Paint Water Tower
  - Item 26, Francis Marion College, H18-7303, Art, Drama, Music, Speech.
  - Item 27, Francis Marion College, H18-7306, Wallace Hall Renovation.
  - Item 28, USC-Columbia Campus, H27-7803, Woodrow Dorm Renovations.
  - Item 29, USC-Columbia Campus, H27-8490, Phys Plant Center Roof Repair.
  - Item 30, USC-Columbia Campus, H27-8491, Phys Scnc Bldg Air Handler Rep.
  - Item 31, USC-Columbia Campus, H27-8493, Wardlaw Window & Wall Repair.
  - Item 32, USC-Aiken Campus, H29-7861, Library Addition.
  - Item 33, USC-Aiken, H29-8486, Parking Lot A Repaving.
  - Item 34, USC-Salkehatchie, H38-7055, Lab/Classroom Bldg.
  - Item 35, USC-Salkehatchie, H38-8255, Parking Lot Improvement.
  - Item 36, Winthrop College, H47-8278, Athletic Fencing.
  - Item 37, Medical University of SC, H51-7342, Gen Stores & Rec Wrhs.
  - Item 38, Medical University of SC, H51-7343, Alt Basic Science-Animal Facility.
  - Item 39, Medical University of SC, H51-7357, Renov 1st Fl Research Bldg-Orth.
  - Item 40, Medical University of SC, H51-7362, Alter BCD Building. Item 41, Medical University of SC, H51-7363, Renov-Anatomy-Basic Science & Research.
  - Item 42, Technical & Comprehensive Education, H59-7957, Wastewater Treatment Pl Op Tng.

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- Item 43, Technical & Comprehensive Education, H59-8272, Tri-County Miller Hall Reroof.
  - Item 44, Technical & Comprehensive Education, H59-8281, York-Replace B Bldg Roof.
  - Item 45, Technical & Comprehensive Education, H59-8332, Beaufort-Bldg #10 Replace Roof.
  - Item 46, State Library, H87-8219, Bull Street Parking Lot.
  - Item 47, Mental Retardation, J16-7421, Community Res Sumter.
  - Item 48, Mental Retardation, J16-8075, 8-Bed Comm Resid at Laurens.
  - Item 49, Mental Retardation, J16-8540, PD-Dogwood Cir Res Window Repl.
  - Item 50, Department of Corrections, N04-8603, MacDougall Acq 12.6 Acres.
  - Item 51, Department of Corrections, N04-8631, Wateree Farm Bldgs-Purchase 8.
  - Item 52, Agriculture Department, P16-8132, Pee Dee Reg Farmer's Mkt Phase I.
  - Item 53, Wildlife & Marine Resources, P24-8058, Anderson Cty Pk/Lake Hartwell.
  - Item 54, Wildlife & Marine Resources, P24-8366, Grgtwn South Island Ferry RPR. Item 55, Patriots Point Development Authority, P36-8338, Mooring Dolphins Construction.
  - Item 56, Employment Security Commission, R60-8036, State Office Annex.
  - Item 57, Employment Security Commission, R60-8260, Columbia Whse-Office Building Purchase.
  - Item 58, Employment Security Commission, R60-8261, Marion Office Building Purchase.
  - Item 59, Highways & Public Transportation, U12-8352, HQ Bldg Computer Power Unit.
  - Item 60, Highways & Public Transportation, U12-8358, Sumter Patrol Office Building.
- 6. Received as information the FTE position operating report for the month of April, 1985 which shows a net change of 75.75 positions during the month, resulting in the total authorized position base at April 30 of 60,553.68 of which 56,515.41 positions were filled and 4,038.27 were vacant;
  - 7. Received as information the report to the Senate Finance Committee on needed adjustments to the FTE position base for the 1985-86 Appropriations Bill;
  - 8. Received as information reports on the reimbursement of interviewee travel expenses by Mental Health (2); College of Charleston (39); Francis Marion College (4);
  - 9. Agreed to postpone for 30 days consideration of a Trident Tec request to dispose of property in downtown Charleston;

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10. Agreed to the 1986-87 budget preparation scheduled proposed by the Budget Division, as follows:
 

|                   |   |
|-------------------|---|
| August 15         | Agency Budget Request Submission            |
| August 27         | Budget Briefing                             |
| September 4, 5, 6 | Agency Hearings                             |
| September 12, 13  | Agency Hearings                             |
| September 19      | Allocations                                 |
| November 5        | Official Revenue Forecast; Final Allocation |
11. Heard presentations by the Municipal Association, Association of Counties, School Boards Association and staff of the Insurance Reserve Fund;
12. Approved the following local governments proposals to issue private activity bonds and allocated a portion of the state ceiling to each project:
  - (a) Newberry County, \$1,600,000 Industrial Revenue Note on behalf of the Thomas & Howard Company of Newberry project, to provide additional employment for 5 persons at a facility for the commercial warehousing of groceries and other food service products (State law approval was given to this project at the February 14, 1985 meeting. However, the project location was changed because the company was unable to obtain water at a sufficient pressure at the site initially proposed.);
  - (b) Berkeley County, \$4,750,000 Industrial Revenue Note on behalf of the David Maybank, Jr., project, to provide employment for approximately 6 additional employees at a warehouse facility;
  - (c) Charleston County, \$750,000 Industrial Revenue Note on behalf of the J.C.A. Corporation project, to provide employment for 7 to 10 additional employees initially and 9 to 12 additional employees within three years of project completion in a facility for the warehousing of roofing materials and insulation;
13. Received as information a status report on the state ceiling on the issuance of private activity bonds as of April 23 (year elapsed 31%) which showed the following:
 

|            | <u>Allocated</u>   | <u>Balance</u> |
|------------|--------------------|----------------|
| State Pool | 1,125,000 ( 0.5%)  | 196,875,000    |
| Local Pool | 73,420,000 (25.0%) | 223,580,000    |
| Total      | 74,545,000 (15.0%) | 420,455,000    |
14. Extended the life of a ceiling allocation of \$9,000,000 to the York County INA Bearing Company project from May 11, 1985 to June 10, 1985;
15. Adopted a resolution directing the establishment of an irrevocable trust with which to pay when due the principal of and interest on the outstanding \$2,550,000 of State Institution Bonds issued on behalf of Trident Technical College;
16. Adopted a resolution authorizing the issuance of \$4,500,000 of refunding bond anticipation notes in anticipation of the issuance of State

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Institution Bonds for the Medical University and authorized the use of \$500,000 of excess debt service funds to retire a like amount of notes now outstanding and the use of \$234,375.30 of excess debt service funds to pay the interest due on these notes May 22;

17. Approved the following permanent improvement project establishment requests and the budget revisions which have been reviewed favorably by the Joint Bond Review Committee:
  - (a) On Summary 25-85:
    - Item 2, Budget & Control Board, Division of General Services, FI2-////, Mt. Vernon Mill Site Development, to establish project and source of funds of \$3,000,000 of Capital Improvement Bond funds to be transferred from the current Museum Commission Master Plan project (see item 4 below).
    - Item 4, Museum Commission, H95-7380, Master Plan, decrease budget to \$1,659,000 by subtracting \$3,000,000 of Capital Improvement Bond funds and transferring those funds to the Budget & Control Board, Division of General Services (see item 2 above).
  - (b) On Summary 29-85:
    - Item 1, Budget and Control Board, Division of General Services, FI2-///, Blatt Building Renovations project, to establish project at \$335,000 (\$10,000 Other, Reimbursable Renovations and \$325,000 to be appropriated). Project will provide for renovation of second floor (after departure of the Retirement System) and minor renovation on first and fifth floors.
18. Approved the use of Bond Contingency Revolving Funds for the following purposes: Educational Television emergency roof repairs, \$175,000; and School for the Deaf and the Blind emergency roof repairs, \$35,000;
19. Approved an allocation of \$50,000 from the Civil Contingent Fund to the Office of the Adjutant General for the purchase of uniforms and equipment for the State Guard in fiscal year 1984-85;
20. Approved the College of Charleston requests for approval of the following foreign travel:
  - (a) Richard N. Godsen to Helsinki, Finland during the June 10 - August 1, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
  - (b) Carla Lowrey to Mainz, West Germany during the June 4 - July 1, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
  - (c) Godwin Uwah to Lyon, France during the July 8 - August 2, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
  - (d) James Hagy to Great Britain and Sardinia, Italy during the May 13 - August 4, 1985 period (additional \$852 of state operating funds over the \$1,900 approved April 23).

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21. Ratified staff approval of the travel of Department of Agriculture staff member Roy W. Copelan, Jr., to San Jose, Costa Rica and San Juan, Puerto Rico during the May 12-18, 1985 period at an estimated cost of \$1,694 to be paid from Foreign Trade Missions appropriations;
22. Approved the following transfer requests as recommended by the Budget Division:
  - (a) The Senate, total of \$130,017 (\$83,778 base pay increments, \$19,286 merit pay increments, and \$26,953 employer contributions) personal service to approved accounts to meet anticipated operating expenses for the remainder of the fiscal year;
  - (b) Vocational Rehabilitation, \$30,274 of other funds (personal service) to other operating expenses to cover an anticipated shortfall in other operating expenses;
  - (c) Development Board, \$25,000 personal service to other operating expenses;
  - (d) Water Resources Commission, \$8,950 personal service to contractual services;
  - (e) Joint Committee on Children, \$3,400 personal service to equipment for the purchase of computer equipment;
  - (f) Optometry Board, \$625 per diem to contractual services (\$184) and to travel (\$441);
  - (g) Budget and Control Board, Division of Local Government, \$500 temporary positions to contractual services.
23. Approved a University of South Carolina request to provide tuition aid for training one employee as a gynecology nurse practitioner;
24. Approved administrative procedures to maintain the executive compensation system for use beginning July 1, 1985 with the understanding that these regulations will be resubmitted to the Board during the first quarter of fiscal year 1985-86 to initiate the review process required by the Administrative Procedures Act;
25. Indicated a willingness to devote forty-five minutes to one hour at a future meeting to discuss agency head performance evaluation with the consultants who are assisting Boards and Commissions with this task;
26. Agreed to hold a regular meeting at 2:00 p.m. on Thursday, May 30, 1985, in the Governor's conference room in the State House; rescheduled the July 23 meeting to Thursday, July 25; and rescheduled the August 13 meeting to August 5;
27. Agreed to transfer the Insurance Unit of the Division of Human Resource Management to the Retirement System Division effective immediately;
28. Directed staff to handle a lease renegotiation involving the Public Service Commission in the normal manner;

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29. Authorized the Office of Executive Director to employ an attorney for the August 1, 1985 - June 1, 1986 period;
30. Authorized the release of the Thompson Report on the Barnwell Disposal Site Alternatives;
31. Executed a quit claim deed to Thomas M. Marchant, III, for a 7.1 acre tract in the Caesar's Head/Mountain Bridge area;
32. Approved a Columbia Area Mental Health Center request to acquire real property on Broad River Road;
33. Authorized the disposition of a 4.69 acre tract of land on Highway 555 in the Columbia area under the Board's standard procedures;
34. Carried over consideration of a Department of Agriculture request to purchase and sell property in Greenville County;
35. Approved the purchase by the Employment Security Commission of property located at 12 Walnut Street in Hampton, consisting of a 2,100 gross square foot building and 16,000 square feet of land at the appraised value of \$75,000 using federal funds; and directed staff to advise the General Assembly so that the bond bill might be adjusted accordingly;
36. Adopted a policy allowing state-qualified health maintenance organizations and currently-accepted federally-qualified health maintenance organizations in addition to the self-insured program, and exempted health maintenance organization services from the Procurement Code procedures;
37. Approved four changes in the health benefit plan and a rate increase of 7% for both the employer and the employee for 1985-86, effective July 1, 1985;
38. Accepted optional life insurance program specifications for use in the upcoming bid process;
39. Approved a special salary increase for a Francis Marion College employee;
40. Approved a special salary increase for a Winthrop College employee;
41. Approved requests to extend employment for employees of the Department of Highways and Public Transportation, Health and Environmental Control, College of Charleston, Tax Commission, and Technical and Comprehensive Education; and
42. Ratified actions taken during executive session.

WAM:dw

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**MINUTES OF STATE BUDGET AND CONTROL BOARD MEETING**

**MAY 14, 1985**

**9:30 A. M.**

The Budget and Control Board met at 9:30 a. m. on Tuesday, May 14, 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., Vice Chairman of the Senate Finance Committee.

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 Secretary Donna K. Williams; and staff members of the various Board divisions.

**MINUTES OF PREVIOUS MEETINGS**

Board members previously had been furnished with a draft version of the minutes of Budget and Control Board meetings held on April 19 and 23, and of the telephone conference call meeting held on May 3, 1985.

Upon a motion by Mr. Morris, seconded by Senator Waddell, the Board approved the referenced minutes as written.

**BLUE AGENDA**

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

Blue agenda items are identified as such in these minutes.

**GENERAL SERVICES: RIGHT-OF-WAY EASEMENTS (BLUE AGENDA #1)**

Upon a motion by Senator Waddell, seconded by Mr. Morris, the Board approved the following right-of-way easements, as recommended by the Division of General Services:

- (a) Between the South Carolina Penitentiary and SCE&G to enter the state's land from the existing SCE&G Pole #251641 and extend in a northwesterly direction 70 feet, more or less;

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- (b) To SCE&G for a general pole line and pipe line relocation easement to the 41.5 acres, more or less, comprising the Denmark TEC Campus;
- (c) To Central Electric Power Cooperative, Inc., to construct, operate, and maintain a 69 KV overhead transmission line across the Broad River to deliver power to a new distribution substation being added to the system of Newberry Electric Cooperative in Newberry and Fairfield Counties;
- (d) To the Town of Calhoun Falls to construct, maintain, and operate thereover a public roadway, over and across lands of the Clarks Hill-Russell Authority;
- (e) To Kershaw County to install and maintain a wastewater discharge outfall sanitary sewer line (ductile iron and/or PVC pipe) in the Wateree River in Kershaw County;
- (f) To Kershaw County to install, operate and maintain a subaqueous sanitary sewer line (ductile iron and/or PVC pipe) to conduct sewage beneath the bed of the Twenty-five Mile Creek at three locations in Kershaw County; and
- (g) Midlands Utility, Inc. (a private wastewater utility company) to install a subaqueous sewer line in Congaree Creek, Lexington County. Midlands Utility has paid \$28.53 for the 0.14-acre tract.

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

**EXECUTIVE DIRECTOR: PERMANENT IMPROVEMENT PROJECTS (BLUE AGENDA #2)**

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

- (a) On Summary 22-85:
  - Item 1, Clemson University, H12-8515, Tillman Hall/Install Carillons, increase budget to \$80,000 by adding \$30,000 of Appropriated State funds.
  - Item 2, College of Charleston, H15-////, Stern Student Center Roof Replace, establish project and source of funds, \$52,000 of Appropriated State funds.
  - Item 3, College of Charleston, H15-////, R. S. Small Library Roof Replace, establish project and source of funds, \$82,000 of Appropriated State funds.
  - Item 6, Medical University, H51-8682, Library/Administration Building Renovations, increase budget to \$125,000 by adding \$85,000 of Appropriated State funds.

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- Item 7, Technical & Comprehensive Education, H59-8416, Aiken/Roof Repair 5 Buildings, increase budget to \$35,477 by adding \$3,477 of Other funds.
  - Item 8, Technical & Comprehensive Education, H59-8418, Denmark/Recreation Complex Area 101, increase budget to \$160,000 by adding \$69,000 of Other (Plant Fund) funds.
  - Item 9, Technical & Comprehensive Education, H59-////, Engineering Tec Bldg/Electrical Sys Modification, establish project and source of funds, \$49,500 of Other (Local Institution) funds.
  - Item 10, Department of Corrections, N04-8618, Kirkland Roof/Floor Repair, increase budget to \$98,000 by adding \$40,000 of Appropriated State funds.
  - Item 11, Wildlife & Marine Resources, P24-8592, Georgetown/Murrells Inlet Boat Ramp, increase budget to \$430,000 by adding \$215,000 of Federal funds, \$100,000 of Other (Georgetown County) funds, \$85,000 of Other (PRT) funds and subtracting \$220,000 of Other (County Water Rec Res) funds.
- (b) On Summary 23-85:
- Item 1, Technical & Comprehensive Educations, H59-////, York-"C" Building/Reroof, establish project and source of funds, \$196,600 of Other (Institutional) funds.
  - Item 2, Patriots Point Development Authority, P36-////, Water & Sewage Distribution System, establish project and source of funds, \$40,500 of Other (Admission Revenue) and \$32,500 of Other (Mt. Pleasant Water & Sewer Commission) funds.
- (c) On Summary 25-85:
- Item 1, Budget & Control Board, Division of General Services, FI2-8045, Criminal Justice Hall of Fame/Storage Renovations, increase budget to \$137,500 by adding \$45,000 of Other funds.
  - Item 5, Mental Health Department, J12-////, CF-Building 4/Activity ICF-MR, establish project and source of funds, \$50,000 of Excess Debt Service (Paying Patient Fee Account) funds.
  - Item 6, Mental Health Department, J12-////, SCDMH/Archives, establish project and source of funds, \$50,000 of Excess Debt Service (Patient Paying Fee Account) funds.
  - Item 7, Mental Retardation, J16-////, Whitten Center-Dorm 1 Renovation, establish project and source of funds, \$20,561.80 of Excess Debt Service funds and \$50,000 of Other (Medicaid Operating) funds.
- (d) On Summary 26-85:
- Item 1, College of Charleston, H15-8665, 9 Liberty Street (Southern Bell) Bldg Renovation, increase budget to \$407,077.42 by adding \$57,077.42 of Excess Debt Service funds.
- (e) On Summary 27-85:
- Item 1, Vocational Rehabilitation, H73-8275, Laurens Vocational Rehabilitation Center, increase budget to \$820,470 by

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subtracting \$32,773.00 of Federal funds and adding \$62,773 of Other funds

- Item 2, Vocational Rehabilitation, H73-8466, Training Complex-Perimeter Road, increase budget to \$92,966 by adding \$5,233 of Federal funds and \$12,733 of Other funds.

The Board also received as information a report that the following permanent improvement projects have been approved by staff and Joint Bond Review Committee review is not required:

(a) On Summary 25-85:

- Item 8, Budget & Control Board-General Service, F12-8197, Agri-Business Center Feasibility Study, decrease budget to \$177,915 by subtracting \$58,585 of Appropriated State funds.
- Item 9, S. C. State College, H24-8451, Moss Hall Renovations, decrease budget to \$0.00 by subtracting \$100,000 of Excess Debt Service funds.
- Item 10, Mental Health Department, J12-8518, Building 14/Convert to ICF-MR, decrease budget to \$115,000 by subtracting \$10,000 of Excess Debt Service (Paying Patient Fee Account) funds.
- Item 11, Mental Health Department, J12-8519, Building 16/Convert to ICF-MR, decrease budget to \$180,000 by subtracting \$20,000 of Excess Debt Service (Paying Patient Fee Account) funds.
- Item 12, Mental Health Department, J12-8522, SCDMH/Food Service Consultant, decrease budget to \$0.00 by subtracting \$50,000 of Excess Debt Service (Paying Patient Fee Account) funds.
- Item 13, Mental Health Department, J12-8523, Building 13/Convert to ICF-MR, decrease budget to \$130,000 by subtracting \$20,000 of Excess Debt Service (Paying Patient Fee Account) funds.
- Item 14, Mental Retardation, J16-7971, PD-Purchase/Renovate Community Residence, decrease budget to \$85,908.80 by subtracting \$18,270.64 of Excess Debt Service funds.
- Item 15, Mental Retardation, J16-8129, Coastal-Buildings H3/H4 Roofing, decrease budget to \$21,500 by subtracting \$732.61 of Excess Debt Service funds.
- Item 16, Mental Retardation, J16-8342, Whitten Center-Building #3 Window Replacement, decrease budget to \$19,900 by subtracting \$980.67 of Excess Debt Service funds.
- Item 17, Mental Retardation, J16-8360, Whitten Center-Buildings 4, 7/D,E Demolition, decrease budget to \$44,300 by subtracting \$278.88 of Excess Debt Service funds. Item 18, Mental Retardation, J16-8389, Whitten Center-Fire Alarm System/Voc Center, decrease budget to \$14,446 by subtracting \$154 of Excess Debt Service funds.
- Item 19, Mental Retardation, J16-8390, Whitten Center-Fire Alarm System/Webb Voc Facility, decrease budget to \$16,455 by subtracting \$145 of Excess Debt Service funds.

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(b) On Summary 28-85:

- Item 12, The Citadel, H09-7028, Duckett Hall Roof Repairs, increase budget to \$237,304.56 by adding \$12,304.56 of Excess Debt Service funds.
- Item 13, The Citadel, H09-7277, Fire Safety Requirements, increase budget to \$33,713.27 by adding \$8,713.27 of Tuition Bonds funds.
- Item 14, The Citadel, H09-7278, Steam Line Replacement, decrease budget to \$144,514.90 by subtracting \$8,713.27 of Tuition Bonds funds.
- Item 15, The Citadel, H09-7974, Kovats Field Parking Area, decrease budget to \$234,590.21 by subtracting \$12,304.56 of Excess Debt Service funds.
- Item 16, The Citadel, H09-8312, Barracks #2 Tower Repair, decrease budget to \$37,940 by subtracting \$4,412.78 of Other (Student Housing Fees) funds.
- Item 17, The Citadel, H09-8476, Barracks #2 Exterior Renovation, increase budget to \$61,762.78 by adding \$4,412.78 of Other (Student Housing Fees) funds.
- Item 18, Winthrop College, H47-8062 McLaurin Retrofit, increase budget to \$1,581,541.28 by adding \$81,541.28 of Excess Debt Service (Housing) funds.
- Item 19, Winthrop College, H47-8472, Richardson Hall Painting, decrease budget to \$30,110.72 by subtracting \$99,889.28 of Excess Debt Service (Housing) funds.
- Item 20, Winthrop College, H47-8473, Phelps Hall Painting, decrease budget to \$78,348 by subtracting \$61,652 of Excess Debt Service (Housing) funds.
- Item 21, Technical & Comprehensive Education, H59-7956, Harbison Center Site Work, decrease budget to \$326,762.46 by subtracting \$60,628.54 of Other (Local) funds.
- Item 22, Criminal Justice Academy, N20-8065, Range Road Resurfacing, increase budget to \$200,750 by adding \$15,000 of Other (Fines & Forfeitures) funds.
- Item 23, Criminal Justice Academy, N20-8549, Weapons Range Baffles Modification, decrease budget to \$10,000 by subtracting \$15,000 of Other (Fines & Forfeitures) funds.
- Item 24, Criminal Justice Academy, N20-8635, Inmate Quarters to Dorm Renovation, decrease budget to \$65,000 by subtracting \$135,000 of Other (Fines & Forfeitures) funds.
- Item 25, Clemson University PSA, P20-8381, Lamaster Dairy-Driveway Resurface, decrease budget to \$29,593.25 by subtracting \$6,776.70, of Other (Sale of Agricultural Prod) funds.
- Item 26, Wildlife & Marine Resources, P24-8371, Georgetown/Sampit Boat Ramp, decrease budget to \$0.00 by subtracting \$24,876 of Other (Georgetown Cty Fish & Game) funds.
- Item 27, Employment Security Commission, R60-8286, Anderson/Air-Conditioning System Replacement, decrease budget to \$18,823 by subtracting \$6,177 of Federal funds.

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In addition, the Board received as information a report that the following project closeouts have been reported to the Joint Bond Review Committee and have been approved by staff:

(a) On Summary 25-85:

- Item 20, Adjutant General, E24-7010, Equipment Storage Buildings.
- Item 21, Adjutant General, E24-8013, Building Renovation.
- Item 22, Adjutant General, E24-8256, Leesburg Wetsite Relocate 3 Bldg.
- Item 23, Budget & Control Board-General Services, F12-7981, Wholesale Fac Renov-Greenville.
- Item 24, Budget & Control Board-General Services, F12-8359, Bldg Environmental Control System.
- Item 25, The Citadel, H09-8222, Paint Water Tower
- Item 26, Francis Marion College, H18-7303, Art, Drama, Music, Speech.
- Item 27, Francis Marion College, H18-7306, Wallace Hall Renovation.
- Item 28, USC-Columbia Campus, H27-7803, Woodrow Dorm Renovations.
- Item 29, USC-Columbia Campus, H27-8490, Phys Plant Center Roof Repair.
- Item 30, USC-Columbia Campus, H27-8491, Phys Scnc Bldg Air Handler Rep.
- Item 31, USC-Columbia Campus, H27-8493, Wardlaw Window & Wall Repair.
- Item 32, USC-Aiken Campus, H29-7861, Library Addition.
- Item 33, USC-Aiken, H29-8486, Parking Lot A Repaving.
- Item 34, USC-Salkehatchie, H38-7055, Lab/Classroom Bldg.
- Item 35, USC-Salkehatchie, H38-8255, Parking Lot Improvement.
- Item 36, Winthrop College, H47-8278, Athletic Fencing.
- Item 37, Medical University of SC, H51-7342, Gen Stores & Rec Wrhs.
- Item 38, Medical University of SC, H51-7343, Alt Basic Science-Animal Facility.
- Item 39, Medical University of SC, H51-7357, Renov 1st Fl Research Bldg-Orth.
- Item 40, Medical University of SC, H51-7362, Alter BCD Building.
- Item 41, Medical University of SC, H51-7363, Renov-Anatomy-Basic Science & Research.
- Item 42, Technical & Comprehensive Education, H59-7957, Wastewater Treatment Pl Op Tng.
- Item 43, Technical & Comprehensive Education, H59-8272, Tri-County Miller Hall Reroof.
- Item 44, Technical & Comprehensive Education, H59-8281, York-Replace B Bldg Roof.
- Item 45, Technical & Comprehensive Education, H59-8332, Beaufort-Bldg #10 Replace Roof.
- Item 46, State Library, H87-8219, Bull Street Parking Lot.
- Item 47, Mental Retardation, J16-7421, Community Res Sumter.
- Item 48, Mental Retardation, J16-8075, 8-Bed Comm Resid at Laurens.
- Item 49, Mental Retardation, J16-8540, PD-Dogwood Cir Res Window Repl.
- Item 50, Department of Corrections, N04-8603, MacDougall Acq 12.6 Acres.

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- Item 51, Department of Corrections, N04-8631, Wateree Farm Bldgs-Purchase 8.
- Item 52, Agriculture Department, P16-8132, Pee Dee Reg Farmer's Mkt Phase I.
- Item 53, Wildlife & Marine Resources, P24-8058, Anderson Cty Pk/Lake Hartwell.
- Item 54, Wildlife & Marine Resources, P24-8366, Grgtwn South Island Ferry RPR. Item 55, Patriots Point Development Authority, P36-8338, Mooring Dolphins Construction.
- Item 56, Employment Security Commission, R60-8036, State Office Annex.
- Item 57, Employment Security Commission, R60-8260, Columbia Whse-Office Building Purchase.
- Item 58, Employment Security Commission, R60-8261, Marion Office Building Purchase.
- Item 59, Highways & Public Transportation, U12-8352, HQ Bldg Computer Power Unit.
- Item 60, Highways & Public Transportation, U12-8358, Sumter Patrol Office Building.

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

**BUDGET DIVISION: APRIL FTE POSITION OPERATING REPORT (BLUE AGENDA #3)**

The Board received as information the FTE position operating report for the month of April, 1985 which shows a net change of 75.75 positions during the month, resulting in the total authorized position base at April 30 of 60,553.68 of which 56,515.41 positions were filled and 4,038.27 were vacant.

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

**BUDGET DIVISION: FTE POSITION BASE TECHNICAL ADJUSTMENTS (BLUE AGENDA #4)**

The Board received as information the report to the Senate Finance Committee on needed adjustments to the FTE position base for the 1985-86 Appropriations Bill.

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

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**EXECUTIVE DIRECTOR: INTERVIEWEE EXPENSE REIMBURSEMENT (BLUE AGENDA #5)**

The Board received as information reports on the reimbursement of interviewee travel expenses by Mental Health (2); College of Charleston (39); Francis Marion College (4).

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

**BUDGET DIVISION: 1986-87 BUDGET PREPARATION SCHEDULE**

Budget Division Director Jesse Coles appeared before the Board on this matter.

The Board agreed to the 1986-87 budget preparation scheduled proposed by the Budget Division, as follows:

|                   |   |
|-------------------|---|
| August 15         | Agency Budget Request Submission            |
| August 27         | Budget Briefing                             |
| September 4, 5, 6 | Agency Hearings                             |
| September 12, 13  | Agency Hearings                             |
| September 19      | Allocations                                 |
| November 5        | Official Revenue Forecast; Final Allocation |

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

**TECHNICAL EDUCATION (TRIDENT): DOWNTOWN CHARLESTON PROPERTIES**

The Board was reminded that, at the March 12, 1985 meeting, it had postponed action on a request by the State Board for Technical and Comprehensive Education for authorization to dispose of the remaining downtown Charleston properties consisting of the former Palmer Campus and the Ashley River Campus. This item was carried over at the February 14 and 28, 1985 meetings also.

At the March 12 meeting, the Board did approve the sale of a portion of the former downtown Charleston Palmer Campus. In particular, a parcel identified as Lot C was approved for disposition. Notice of that action by the Board was forwarded to the Joint Bond Review Committee which also has to approve the disposition of properties by TEC.

The Board at that time had postponed action on the request as it relates to Parcels A and B as shown in the exhibit.

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Representatives of the Avery Institute had appeared before the Board at that meeting and had asked for a delay of at least 90 days in any decision by the Board in this matter. The Board had agreed to consider the matter further at the present meeting.

At the request of representatives of the Avery Institute, the Board agreed to postpone for 30 days consideration of a Trident Tec request to dispose of property in downtown Charleston.

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

**MUNICIPAL ASSOCIATION; ASSOCIATION OF COUNTIES; SCHOOL BOARDS ASSOCIATION:  
RELATIONS WITH INSURANCE RESERVE FUND**

Appearing before the Board on this matter were Mayor Pansy Ridgeway, President of the Municipal Association; Councilman Charlie I. Crews, President of the Association of Counties; and Mr. Jim Carraway, President of the School Boards Association.

Also appearing before the Board were General Services Division Director Tony Ellis and Insurance Reserve Fund Director James Bennett.

Mayor Ridgeway then read the following prepared statement on behalf of the associations represented:

We thank you for allowing us this time to come before you this morning to express our collective concerns regarding the abolition of governmental tort immunity and the means by which political subdivisions may insure their increased exposure to tort liability.

On April 18 the State Supreme Court ushered in a new era for the State and its political subdivisions when it abolished governmental tort immunity as a defense in tort actions. Prior to this decision political subdivisions could only be sued in state courts for injuries resulting from defects in streets and negligent operation of motor vehicles. We have for a number of years been subject to suit in federal court for violation of civil rights under provisions of federal law. Now we are subject to any claim that an innovative lawyer can mold into a cause of action. With this increased exposure comes increased costs. We anticipate more lawsuits with higher damage awards and more defense costs.

We must have a governmental tort claims act to place caps on the amount of recovery. We ask your support in urging the

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General Assembly to pass an act at the earliest practicable date.

Pending before the General Assembly are two bills: S.283 is on the Senate contested calendar; and H.2266 is on the House contested calendar. Both of these bills were debated extensively in the respective judiciary committees. Both of these bills provide that political subdivisions may cover risks for which immunity has been waived by: (1) purchasing insurance from the state insurance reserve fund; (2) self-insuring; (3) purchasing insurance from a private carrier; or (4) forming self-insured liability pools. We believe that political subdivisions should have these options to cover their risks.

The insurance reserve fund is opposed to the inclusion of these options in the proposed legislation. Under present law if a political subdivision wants to purchase liability insurance it must procure it from the insurance reserve fund. We are not aware of any other state which requires its political subdivisions to purchase its coverage from a state agency.

In a position statement dated January 25, 1985, the insurance reserve fund states that "the elimination of the fund's exclusivity has several drawbacks to include adverse selection against the fund, higher costs for the fund's insureds, and a possible curtailment of the broad coverages currently available to all governmental entities." Let me respond briefly to these "drawbacks". First, as to adverse selection, both bills require that, "A political subdivision applying for participation in a self-insurance liability pool must be accepted by the pool and must remain a member of the pool for a minimum of three years." This language would require a pool to accept any applicant and all its employees. We have offered an amendment to the bill in the Senate to make it clearer that any pooled self-insurance liability fund must provide liability coverage for all employees of a political subdivision.

As to higher costs and curtailment of coverage let me say that even with governmental tort immunity, the insurance reserve fund has cut coverage and increased costs. In an undated memorandum sent to all tort insureds the first part of January of this year, we were informed that effective January 1, 1985, there was imposed a \$250 deductible on all property damage claims, that policy limits were being cut from \$1,500,000 to \$1,000,000, and that "rates will increase dramatically". Rates for insurance with the reserve fund have increased dramatically over the past year: in 1984 a political subdivision could purchase \$1.5 million in coverage for \$7.50 per person, in 1985, it costs \$17.60 per person to purchase only \$1 million in coverage--a dramatic increase for reduced coverage.

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We believe that giving political subdivisions options as to how to insure their risks will have several benefits. By giving us options and placing the fund in a competitive arena we believe that the fund would be more responsive to our needs. To illustrate, the City of Charleston on December 4, 1984, requested certain information regarding the City's Property and Casualty Insurance while in the process of conducting a risk management study. As of this date the request for information, even after being followed up with numerous telephone calls, has gone unanswered.

There is a critical need for the implementation of a risk management program designed to address the particular needs of the different types of political subdivisions. The insurance reserve fund has not implemented such a program. Under the present arrangements where all parties are charged the same rates, there is little inducement for them to engage in these types of loss control programs.

Whenever money is taken from the insurance reserve fund to balance the State budget, local government dollars are a part of the transfer. We feel that this practice would probably be curtailed if local governments could procure insurance from other sources.

In concluding, let me express to you our appreciation for allowing us to come before you this morning to explain our position. We ask you to support our position and help us get the General Assembly to pass a governmental tort claims bill which gives political subdivisions options as to how they insure their tort liability risks and place reasonable caps on their liabilities. Now, if you have any questions, we will try to respond to them.

Messrs. Crews and Carraway chose not to make additional comments at this time.

Insurance Reserve Fund Officer James Bennett made comments in response. He emphasized that the Fund at no time has opposed the tort claims bill per se. Mr. Bennett's statement in part reads as follows:

In all testimony given by South Carolina Insurance Reserve Fund personnel, at no time did the South Carolina Insurance Reserve Fund's representatives voice an objection to the Tort Claims Bill per se. South Carolina Insurance Reserve Fund comments were restricted to insurance ramifications of certain portions of the individual bills, and particularly in regard to those sections of the bills regarding insurance procurement.

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The insurance industry in the United States historically goes through what is referred to as "underwriting cycles". In 1974, the industry was in a "tight" cycle and governmental liability insurance was generally difficult to obtain in the open market. With the enactment of Section 1-11-140 of the 1976 South Carolina Code of Laws, the South Carolina Legislature placed the Budget and Control Board and the Insurance Reserve Fund in the business of providing liability insurance for governmental entities in the State. This was a line of business not previously provided by the Insurance Reserve Fund.

Since 1974, the South Carolina Insurance Reserve Fund has continually improved the coverages it has been required to provide in this regard, with major changes initiated in January, 1984. In 1979, the Legislature amended Section 1-11-140, making the South Carolina Insurance Reserve Fund the sole source of liability insurance for South Caroling governmental entities, unless the entity chose to self-insure for those exposures.

Like any other insurance operation, the South Carolina Insurance Reserve Fund must purchase reinsurance in order to obtain the financial capacity to provide coverage on any given line of insurance, and it must manage its book of insurance business based upon rates and existing exposures. This is particularly difficult in liability lines of insurance, due to the long delays in the reporting of some claims long after the incident has taken place. Therefore, actuarial projections on rates and needed reserves are of vital importance.

Unlike most insurance operations, the South Carolina Insurance Reserve Fund is somewhat restricted by the very nature of its operation. The South Carolina Insurance Reserve Fund, because of the types of entities it is required to insure, cannot underwrite its business. That is, the South Carolina Insurance Reserve Fund cannot reject or cancel poor risks, but, instead, must insure all qualified applicants.

The mechanism of insurance works on the principle of the "law of large numbers." Without the ability of selecting risks to be insured, the law of large numbers becomes more important. It then becomes necessary to have a large group of homogeneous exposures insured to more accurately predict the losses that may occur and therefore more accurately predict the premium necessary to handle those losses.

If the insureds are allowed to select against the insurer, this creates what is know as "adverse selection." The result is less credibility in the process of projecting losses and therefore, a resulting necessary increase in the cost.

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Reinsurers are aware of the South Carolina Insurance Reserve Fund's restrictions in regard to underwriting its business and they are also aware of the current section of the South Carolina Code of Laws requiring all governmental entities to insure their liability exposures through the South Carolina Insurance Reserve Fund. The reinsurers' rates are based upon these two circumstances. To change that situation will adversely affect the South Carolina Insurance Reserve Fund's ability to continue to provide a viable and cost-effective liability insurance program to remaining insureds. Similar situations currently exist in other states, and the South Carolina Insurance Reserve Fund can provide the Board with information in that regard, if it is desired.

Since all of the premiums for governmental insurance are paid by tax dollars, the South Carolina Insurance Reserve Fund felt that it was imperative this information be provided to the House and the Senate to be used in their decision-making processes.

It should also be pointed out that the South Carolina Insurance Reserve Fund's current liability insurance program is specifically designed for governmental liability exposures, a situation that does not currently exist in all policies provided by the regular insurance market. Also, the policy provided by the South Carolina Insurance Reserve Fund currently offers limits of \$500,000 per occurrence and \$1,000,000 per occurrence, limits higher than those proposed by either the House or Senate bills. In that regard, it should be noted that any limits set by either of the two pending bills would probably not apply to actions in federal courts, which have increased considerably during the past few years.

The South Carolina Insurance Reserve Fund does not consider the information it has been requested to provide by both House and Senate members to be in an adversary relationship with the Municipal Association, the Association of Counties or the School Boards Association. Any changes to current insurance procurement statutes must be taken by the General Assembly, and the South Carolina Insurance Reserve Fund has provided the requested information with the intent of providing all information necessary to aid the General Assembly in that regard. The South Carolina Insurance Reserve Fund has been of the opinion that the question of insurance procurement, if it is to be addressed, should be addressed separately on its own merits, and not as a part of the two presently-proposed tort claims bills, which should be considered on their own merits.

The South Carolina Insurance Reserve Fund is available to answer any questions in this regard at the request of the Board.

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[Secretary's Note: Mr. Patterson joined the meeting during the course of Mr. Bennett's presentation.]

Mr. Bennett concluded his remarks by reemphasizing his concern that, if the spread of risks covered is decreased that will result in a decreased premium base which, in turn, will affect the Fund's reinsurance program. He noted that that would mean increased costs.

In response to Mr. Morris' inquiry about the previous clamor for an opportunity to bid on the State's insurance program, Mr. Bennett indicated that invitations on the State's tort liability insurance program were sent to 83 firms and the Fund received only one response to the bid invitation and two proposals.

Senator Waddell observed that he has been in the insurance business for the past 30 years and emphasized the cyclic nature of the business. He indicated that he has one problem with the proposal by the several associations and that is that if they withdraw they should be made to withdraw from both property and casualty programs completely. He urged that the situation not be such that the associations would be allowed to cream the business.

School Boards Association Executive Director John Cone expressed his surprise, in a follow-up to Mr. Morris' question of James Bennett, that anyone would offer on the State's liability program because all would be covered no matter how negligent they might be. He agreed that it is the toughest market in thirty years for reinsurance and he expressed the view that school boards in neighboring states are not anxious to see the current South Carolina model followed. He observed that the problem presently is that school districts with low liability experience are helping to pay the costs of those with high liabilities.

Mr. Morris observed that the state provides approximately 80% of the funding for school districts and Mr. Patterson indicated that that probably constitutes an insurable interest.

Mr. Putnam observed that the group appearing before the Board now has an understanding of the all in or all out concept. He observed that staff would have a different testimony if the proposals clearly were an all in or all out situation. He ventured the opinion that, under an all in or all out

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situation, some counties and municipalities will find it impossible to get coverage.

Mr. Bennett observed that insurance by its very nature is a subsidy, in commenting on Mr. Cone's remarks about that issue. Mr. Bennett indicated that schools are being subsidized on property insurance and municipalities are being subsidized on liability insurance.

In response to Mr. Shetterly, Mr. Putnam expressed the view that health insurance coverage is an entirely different matter and is not included in the all in or all out concept.

Mr. Cone expressed the view that the all in or all out concept is perfectly acceptable to the school boards. Mr. Crews indicated a desire to examine that situation further.

Mr. Morris suggested that the Board bring in its consultant to meet with the various interested parties to further explore the situation. Governor Riley expressed concern about making a stable situation unstable while expressing the view that stability is one of the most important things in government.

Mr. Putnam noted that staff of the Board had been characterized as being against the tort liability bill and urged that everyone understand that that is not the case.

Senator Waddell expressed his willingness to sponsor an amendment to provide for the all in or all out approach to the situation.

Following this discussion, the Board received as information the comments presented by the representatives of the Municipal Association, the Association of Counties, and the School Boards Association and by staff of the Insurance Reserve Fund.

Information relating to this matter has been retained in these files and is identified as Exhibit 8.

**EXECUTIVE DIRECTOR: PRIVATE ACTIVITY BONDS**

Upon a motion by Mr. Patterson, seconded by Senator Waddell, the Board approved the following local government proposals to issue private activity bonds on the condition that the required reviews are completed with satisfactory results and allocated a portion of the state ceiling to each project:

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- (a) Newberry County, \$1,600,000 Industrial Revenue Note on behalf of the Thomas & Howard Company of Newberry project, to provide additional employment for 5 persons at a facility for the commercial warehousing of groceries and other food service products (State law approval was given to this project at the February 14, 1985 meeting. However, the project location was changed because the company was unable to obtain water at a sufficient pressure at the site initially proposed.);
- (b) Berkeley County, \$4,750,000 Industrial Revenue Note on behalf of the David Maybank, Jr., project, to provide employment for approximately 6 additional employees at a warehouse facility;
- (c) Charleston County, \$750,000 Industrial Revenue Note on behalf of the J.G.A. Corporation project, to provide employment for 7 to 10 additional employees initially and 9 to 12 additional employees within three years of project completion in a facility for the warehousing of roofing materials and insulation.

The Board received as information a status report on the state ceiling on the issuance of private activity bonds as of April 23 (year elapsed 31%) which showed the following:

|            | <u>Allocated</u>   | <u>Balance</u> |
|------------|--------------------|----------------|
| State Pool | 1,125,000 ( 0.5%)  | 196,875,000    |
| Local Pool | 73,420,000 (25.0%) | 223,580,000    |
| Total      | 74,545,000 (15.0%) | 420,455,000    |

Information relating to this matter has been retained in these files and is identified as Exhibits 9 through 11, respectively.

**YORK COUNTY: EXTENSION OF ALLOCATION ON INA BEARING PROJECT**

Bond Attorney Tom Hutcheson had advised by letter that he expects now to close the \$9,000,000 Industrial Revenue Bond issue by York County on behalf of the INA Bearing Company project on May 23.

The Board previously had granted a 30-day extension on the life of the allocation for this project to May 11, 1985. The present request is to extend the allocation for an additional 30 days beyond May 11 or until June 10, 1985.

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board extended the life of the ceiling allocation of \$9,000,000 to the York County INA Bearing Company project from May 11, 1985 to June 10, 1985.

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

026838

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**Regular Session — May 14, 1985 — Page 17**

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**TRIDENT TEC: DEFEASANCE OF \$2,550,000 INSTITUTION BONDS**

Bond Attorney M. William Youngblood advised by letter that the Trident TEC Area Commission has taken the appropriate action necessary to request the defeasance of the \$2,550,000 of Institution Bonds now outstanding from an original issue of \$3,500,000. This defeasance is accomplished through the establishment by the Board of an irrevocable trust with the State Treasurer into which is to be deposited a sum which, when invested in investments approved by the State Treasurer, will provide the sums required to pay the principal of and interest on the outstanding institution bonds when due.

It has been determined that a sum sufficient to effect the defeasance now is on hand in the debt service fund. The purchase of approximately \$1,960,190 of obligations unconditionally guaranteed by the United States of America is judged adequate to pay the \$3,380,875 of principal and interest due on the outstanding bonds (\$2,550,000 principal and \$830,875 interest).

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board adopted a resolution directing the establishment of an irrevocable trust with which to pay when due the principal of and interest on the outstanding \$2,550,000 of State Institution Bonds issued on behalf of Trident Technical College.

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

**MUSC: \$4,500,000 REFUNDING INSTITUTION BOND ANTICIPATION NOTES ISSUE**

The Board was advised that the Medical University proposes to retire \$500,000 of the \$5,000,000 of Institution Bond Anticipation Notes now outstanding and to pay the \$234,375.30 of interest due on these notes May 22 using excess debt service funds.

In addition, it is proposed that refunding notes in the amount of \$4,500,000 be issued in anticipation of issuing a like amount of institution bonds.

These notes were issued initially to provide funds for the East Wing Addition project.

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board adopted a resolution authorizing the issuance of \$4,500,000 of refunding bond anticipation notes in anticipation of the issuance of State Institution Bonds

**026839**

Minutes of State Budget and Control Board Meeting  
Regular Session -- May 14, 1985 -- Page 18

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for the Medical University and authorized the use of \$500,000 of excess debt service funds to retire a like amount of notes now outstanding and the use of \$234,375.30 of excess debt service funds to pay the interest due on these notes May 22.

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

**EXECUTIVE DIRECTOR: PERMANENT IMPROVEMENT PROJECTS**

Upon a motion by Mr. Patterson, seconded by Senator Waddell, the Board approved the following permanent improvement project establishment requests and budget revision requests which have been reviewed favorably by the Joint Bond Review Committee:

On Summary 25-85:

Item 2, Budget & Control Board, Division of General Services, F12-///, Mt. Vernon Mill Site Development, to establish project and source of funds of \$3,000,000 of Capital Improvement Bond funds to be transferred from the current Museum Commission Master Plan project (see item 4 below).

Item 4, Museum Commission, H95-7380, Master Plan, decrease budget to \$1,659,000 by subtracting \$3,000,000 of Capital Improvement Bond funds and transferring those funds to the Budget & Control Board, Division of General Services (see item 2 above).

The Board was advised that the \$4,000,000 of capital improvement bonds involved in these projects was authorized for the Museum Commission in Act 179 of 1981 for "Renovation for State Museum" and that a proviso has been adopted by the House Ways and Means Committee which is intended to sanction these adjustments.

Upon a motion by Mr. Morris, seconded by Mr. Patterson, the Board approved the following permanent improvement project establishment request which had been reviewed favorably by the Joint Bond Review Committee:

On Summary 29-85:

Item 1, Budget and Control Board, Division of General Services, F12-///, Blatt Building Renovations project, to establish project at \$335,000 (\$10,000 Other, Reimbursable Renovations and \$325,000 to be appropriated). Project will provide for renovation of second floor (after departure of the Retirement System) and minor renovation on first and fifth floors.

026840

**Minutes of State Budget and Control Board Meeting**  
**Regular Session -- May 14, 1985 -- Page 19**

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

**JOINT BOND REVIEW COMMITTEE: USE OF BOND CONTINGENCY REVOLVING FUNDS**

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board approved the use of Bond Contingency Revolving Funds for the following purposes after being advised that the use of these funds for these projects had been approved by the Joint Bond Review Committee: Educational Television emergency roof repairs, \$175,000; and School for the Deaf and the Blind emergency roof repairs, \$35,000.

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

**ADJUTANT GENERAL: CIVIL CONTINGENT FUND ALLOCATION REQUEST**

Adjutant General's Office staff member Jack Crosscope appeared before the Board on this matter.

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board approved an allocation of \$50,000 from the Civil Contingent Fund to the Office of the Adjutant General for the purchase of uniforms and equipment for the State Guard in fiscal year 1984-85.

[Secretary's Note: Senator Waddell excused himself from the meeting at this point.]

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

**COLLEGE OF CHARLESTON; DEPARTMENT OF AGRICULTURE: FOREIGN TRAVEL**

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board approved the College of Charleston requests for approval of the following foreign travel:

- (a) Richard N. Godsen to Helsinki, Finland during the June 10 - August 1, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
- (b) Carla Lowrey to Mainz, West Germany during the June 4 - July 1, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.



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- (c) Godwin Uwah to Lyon, France during the July 8 - August 2, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
- (d) James Hagy to Great Britain and Sardinia, Italy during the May 13 - August 4, 1985 period (additional \$852 of state operating funds over the \$1,900 approved April 23).

In this same motion, the Board ratified staff approval of the travel of Department of Agriculture staff member Roy W. Copelan, Jr., to San Jose, Costa Rica and San Juan, Puerto Rico during the May 12-18, 1985 period at an estimated cost of \$1,694 to be paid from Foreign Trade Missions appropriations.

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

**BUDGET DIVISION: TRANSFER REQUESTS**

Upon a motion by Mr Patterson, seconded by Mr. Morris, the Board approved the following transfer requests as recommended by the Budget Division:

- (a) The Senate, total of \$130,017 (\$83,778 base pay increments, \$19,286 merit pay increments, and \$26,953 employer contributions) personal service to approved accounts to meet anticipated operating expenses for the remainder of the fiscal year;
- (b) Vocational Rehabilitation, \$30,274 of other funds (personal service) to other operating expenses to cover an anticipated shortfall in other operating expenses;
- (c) Development Board, \$25,000 personal service to other operating expenses;
- (d) Water Resources Commission, \$8,950 personal service to contractual services;
- (e) Joint Committee on Children, \$3,400 personal service to equipment for the purchase of computer equipment;
- (f) Optometry Board, \$625 per diem to contractual services (\$184) and to travel (\$441);
- (g) Budget and Control Board, Division of Local Government, \$500 temporary positions to contractual services.

Information relating to this matter has been retained in these files and is identified as Exhibit 19.

**026842**

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Regular Session -- May 14, 1985 -- Page 21

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**HUMAN RESOURCE MANAGEMENT: EMPLOYEE TUITION AID**

Division Director Phyllis Mayes appeared before the Board on this matter.

The Division advised that USC seeks authorization to provide tuition aid for an employee to attend Emory University's GYN/OB Nurse Practitioner Program. This would eliminate a need to replace the University's full-time gynecologist who is retiring in 1986. This approach is considered to be a less costly method of providing service in this area.

The costs involved are estimated as follows: tuition, not to exceed \$5,000; travel, not to exceed \$1,000; books, not to exceed \$100; parking, not to exceed \$48. The funds will be provided by student health service generated "B" funds.

Ms. Linda Morphis, the individual to be involved, has agreed to commit her services to the Student Health Center at USC for two years beginning with her return to work immediately following the training. She has agreed to repay the cost of the tuition and travel on a pro-rata basis in the event she should resign before the end of the two-year period. It is understood that the training is not being undertaken for the purpose of position reclassification.

Upon a motion by Mr Mangum, seconded by Mr. Morris, the Board approved the University of South Carolina request to provide tuition aid for training one employee (Ms. Morphis) as a gynecology nurse practitioner.

Information relating to this matter has been retained in these files and is identified as Exhibit 20.

**HUMAN RESOURCE MANAGEMENT: EXECUTIVE COMPENSATION SYSTEM PROCEDURES**

Division Director Phyllis Mayes appeared before the Board on this matter.

The Division recommended approval of the proposed procedures to maintain the Executive Compensation System as required by the 1985-86 Appropriations Bill.

Upon a motion by Mr. Morris, seconded by Mr. Patterson, the Board approved administrative procedures to maintain the executive compensation system for use beginning July 1, 1985 with the understanding that these regulations will be resubmitted to the Board during the first quarter of fiscal year 1985-86 to initiate the review process required by the Administrative Procedures Act;

026843

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Information relating to this matter has been retained in these files and is identified as Exhibit 21.

**EXECUTIVE DIRECTOR: POSSIBLE ITEM FOR JUNE 11 MEETING**

The Board indicated a willingness to devote forty-five minutes to one hour at a future meeting to discuss agency head performance evaluation with the consultants who are assisting Boards and Commissions with this task.

**FUTURE MEETING**

The Board agreed to hold a regular meeting at 2:00 p.m. on Thursday, May 30, 1985, in the Governor's conference room in the State House; rescheduled the July 23 meeting to Thursday, July 25; and rescheduled the August 13 meeting to August 5.

**EXECUTIVE SESSION**

Mr. Putnam advised that the following items had been proposed for consideration in executive session: two contractual, three legal, five personnel, and four property. He also requested that the Board add one contractual item to the proposed agenda.

Upon a motion by Mr. Patterson, seconded by Mr. Morris, the Board agreed to consider these matters in executive session whereupon Governor Riley declared the meeting to be in executive session.

**RATIFICATION OF EXECUTIVE SESSION ACTIONS**

Upon a motion by Mr. Patterson, seconded by Mr. Mangum, the Board ratified the following actions which were taken during executive session:

- (1) Agreed to transfer the Insurance Unit of the Division of Human Resource Management to the Retirement System Division effective immediately;
- (2) Directed staff to handle a lease renegotiation involving the Public Service Commission in the normal manner;
- (3) Authorized the Office of Executive Director to employ an attorney for the August 1, 1985 - June 1, 1986 period;
- (4) Authorized the release of the Thompson Report on the Barnwell Disposal Site Alternatives;

**026844**

**Minutes of State Budget and Control Board Meeting**  
**Regular Session -- May 14, 1985 -- Page 23**

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- (5) Executed a quit claim deed to Thomas M. Marchant, III, for a 7.1 acre tract in the Caesar's Head/Mountain Bridge area;
- (6) Approved a Columbia Area Mental Health Center request to acquire real property on Broad River Road;
- (7) Authorized the disposition of a 4.69 acre tract of land on Highway 555 in the Columbia area under the Board's standard procedures;
- (8) Carried over consideration of a Department of Agriculture request to purchase and sell property in Greenville County;
- (9) Approved the purchase by the Employment Security Commission of property located at 12 Walnut Street in Hampton, consisting of a 2,100 gross square foot building and 16,000 square feet of land at the appraised value of \$75,000 using federal funds; and directed staff to advise the General Assembly so that the bond bill might be adjusted accordingly;
- (10) Adopted a policy allowing state-qualified health maintenance organizations and currently-accepted federally-qualified health maintenance organizations in addition to the self-insured program, and exempted health maintenance organization services from the Procurement Code procedures;
- (11) Approved four changes in the health benefit plan and a rate increase of 7% for both the employer and the employee for 1985-86, effective July 1, 1985;
- (12) Accepted optional life insurance program specifications for use in the upcoming bid process;
- (13) Approved a special salary increase for a Francis Marion College employee;
- (14) Approved a special salary increase for a Winthrop College employee; and
- (15) Approved requests to extend employment for employees of the Department of Highways and Public Transportation, Health and Environmental Control, College of Charleston, Tax Commission, and Technical and Comprehensive Education.

The meeting was adjourned at approximately 1:00 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 3:30 p.m. on Friday, May 10, 1985.]

026845



# EXHIBIT

MAY 14 1985

NO. 1

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD AGENDA  
MEETING OF May 14, 1985 ITEM NUMBER 1

AGENCY: General Services

SUBJECT: Right-of-way Easements

The Division of General Services recommends approval of the following right-of-way easements:

- (a) Between the South Carolina Penitentiary and SCE&G to enter the state's land from the existing SCE&G Pole #251641 and extend in a northwesterly direction 70 feet, more or less;
- (b) To SCE&G for a general pole line and pipe line relocation easement to the 41.5 acres, more or less, comprising the Denmark TEC Campus;
- (c) To Central Electric Power Cooperative, Inc., to construct, operate, and maintain a 69 KV overhead transmission line across the Broad River to deliver power to a new distribution substation being added to the system of Newberry Electric Cooperative in Newberry and Fairfield Counties;
- (d) To the Town of Calhoun Falls to construct, maintain, and operate thereover a public roadway, over and across lands of the Clarks Hill-Russell Authority;
- (e) To Kershaw County to install and maintain a wastewater discharge outfall sanitary sewer line (ductile iron and/or PVC pipe) in the Wateree River in Kershaw County;
- (f) To Kershaw County to install, operate and maintain a subaqueous sanitary sewer line (ductile iron and/or PVC pipe) to conduct sewage beneath the bed of the Twenty-five Mile Creek at three locations in Kershaw County; and
- (g) Midlands Utility, Inc. (a private wastewater utility company) to install a subaqueous sewer line in Congaree Creek, Lexington County. Midlands Utility has paid \$28.53 for the 0.14-acre tract.

BOARD ACTION REQUESTED:

Approve the referenced right-of-way easements as recommended by the Division of General Services.

ATTACHMENTS:

Agenda item worksheets and attachments

026846

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

For meeting scheduled for:

May <sup>14</sup>~~7~~, 1985

☒ Blue Agenda  
☐ Regular Session Agenda  
☐ Executive Session Agenda

1. Submitted By: Division of General Services  
(a) Agency:

(b) Authorized Official Signature: Tony R. Ellis, Director

2. Subject: Right-of-Way Easement between the South Carolina Penitentiary and SCE&G

3. Summary Background Information:

A right-of-way between the South Carolina Penitentiary and SCE&G to enter the State's land from the existing SCE&G Pole #251641 and extend in a northwesterly direction 70', more or less.

This easement has been reviewed and approved by the Attorney General's Office.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Review the proposed easement

5. What is recommendation of the Board Division involved?

Execute the proposed easement

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. An original and one (1) copy of an easement form. (1 page, front and back)
2. Drawing dated March 15, 1985 (sheet 1 of 1)

(a)

026E 7

INDENTURE, made this 14 day of April May, 1985  
by and between \_\_\_\_\_ South Carolina Penitentiary

of the City of Columbia, County of Richland and State of  
South Carolina (hereinafter called Grantors), and the SOUTH CAROLINA ELECTRIC & GAS COMPANY, a South Carolina  
corporation, having its principal office in Columbia, South Carolina (hereinafter called Grantee).

WITNESSETH:

That, in consideration of the sum of One Dollar (\$1.00) received from Grantee, Grantors, being the owners of land situate in the  
County of Richland, State of South Carolina, hereby grant and convey to Grantee, its successors and  
assigns, the right to construct, extend, replace, relocate, perpetually maintain and operate an electric line or lines consisting of any  
or all of the following: poles, conductors, overhead and underground lightning protective wires, municipal, public, or private com-  
munication wires, underground cables, conduits, transformer pads, guys, push braces and other accessory apparatus and equipment  
deemed by Grantee to be necessary therefor, upon, over, across, through, and under land conveyed to Grantor by deed ~~xxxxxx~~ of  
The City of Columbia recorded in the R. M. C. ~~xxxxxx~~ Office of  
Richland County in Deed Book "P", at Page #589 and described as follows  
a tract of land consisting of 27 acres, more or less and recorded April 27, 1886

Right-of-Way to enter Grantor's land from the existing South Carolina Electric and  
Gas Company Pole #251641 and extend in a northwesterly direction 70 ft., more or  
less.

Right-of-way is more particularly shown on a drawing for "CCI Stepdown  
Project", sheet 1 of 1, dated March 15, 1985.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

Together with the right from time to time to install on said line such additional lines, apparatus and equipment as Grantee may  
deem necessary and the right to remove said line or any part thereof.

Together also with the right from time to time to trim, cut or remove trees, underbrush and other obstructions that are within,  
over, under or through a strip of land extending Ten (10) feet on each side of the center  
of said lines, cables, conduits, or pipes as they may be located now or in the future; provided, however, any damage to the property of  
Grantors (other than that caused by trimming, cutting or removing) caused by Grantee in maintaining or repairing said lines, shall be  
borne by Grantee; provided further, however that Grantors agree for themselves, their successors and assigns, not to build or allow any  
structure to be placed on the premises in such a manner that any part thereof will exist within the above specified number of feet of  
any wire strung on the said lines or over any such cables, pipes, conduits, or other associated facilities, and in case such structure is  
built, then the Grantor, or such successor and assign as may be in possession and control of the premises at the time, will promptly  
remove the same upon demand of the Grantee herein. Together also with the right of entry upon the Grantors' said lands for all of the  
purposes aforesaid.

Grantee's rights shall be subject to the lien of the mortgage indenture dated January 1, 1945 and supplements thereto, entered into  
between Grantee and Central Hanover Bank and Trust Company (now Manufacturers Hanover Trust Company) which mortgage  
indenture is recorded in the office of the R. M. C. or Clerk of Court in the County and State aforesaid.

The words "Grantors" and "Grantee" shall include their heirs, executors, administrators, successors and assigns, as the case  
may be.

IN WITNESS WHEREOF, Grantors have caused this indenture to be duly executed the day and year first above written.  
WITNESS:

Karen M. Hersh  
William J. McInnis

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth B. Woolf

South Carolina Penitentiary  
By: State Budget & Control Board (SEAL)

Richard W. Riley (SEAL)

(SEAL)

(SEAL)

026878

RW-4E - SC (Rev. 11-84)

(a)

STATE OF SOUTH CAROLINA,

County of \_\_\_\_\_

ss

Personally appeared before me \_\_\_\_\_  
and made oath that he saw the within named \_\_\_\_\_

sign, seal and

as his act and deed deliver the within easement for the uses and purposes therein mentioned, and that he with \_\_\_\_\_  
in the presence of each other, witnessed the due execution thereof.

Sworn to before me this \_\_\_\_\_ A. D., 19 \_\_\_\_\_  
day of \_\_\_\_\_

Notary Public for S. C.

STATE OF SOUTH CAROLINA,

County of \_\_\_\_\_

ss

Personally appeared before me \_\_\_\_\_  
and made oath that he saw the within named \_\_\_\_\_

sign, seal and

as his act and deed deliver the within easement for the uses and purposes therein mentioned, and that he with \_\_\_\_\_  
in the presence of each other, witnessed the due execution thereof.

Sworn to before me this \_\_\_\_\_ A. D., 19 \_\_\_\_\_  
day of \_\_\_\_\_

Notary Public for S. C.

STATE OF SOUTH CAROLINA,

Richland

County, }

William A. McInnis

Personally appeared before me \_\_\_\_\_

\_\_\_\_\_ saw the within named- South Carolina Penitentiary

by the hand of \_\_\_\_\_

Richard W. Riley

sign, affix the

corporate seal, and as the act and deed of said corporation deliver the within written instrument for the uses and purposes therein  
mentioned, and that \_\_\_\_\_ he \_\_\_\_\_ with \_\_\_\_\_ Katherine M. Hepler \_\_\_\_\_ witnessed the execution thereof and

their

names as witnesses thereto.

Sworn to and subscribed before me this 14th

day of April May A. D., 19 85

Donald B. Williams (L.S.)

My Commission expires 5/3/89.

Notary Public for S. C.

William A. McInnis

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

Line CCI Stepdown Conversion

County Richland

## RIGHT OF WAY GRANT

R/W File No. 5346 Block No. 118 / 5

South Carolina Penitentiary

By: \_\_\_\_\_

TO

**South Carolina Electric & Gas  
Company**

Dated April, 19 85

Received in the Clerk's Office of the County

of \_\_\_\_\_

South Carolina, on the \_\_\_\_\_

day of \_\_\_\_\_ A. D. 19 \_\_\_\_\_

at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon

and recorded in Book \_\_\_\_\_ of Deeds

for said County on Page \_\_\_\_\_

026643



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

For meeting scheduled for:

May <sup>14</sup>~~7~~, 1985

☒ 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 *T. R. Ellis*

2. Subject: Right-of-Way Easement between the State of South Carolina (Denmark Tech) and SCE&G

3. Summary Background Information:

7. A utility easement being granted to SCE&G for the relocation of a utility pole on that property known as Denmark Tech, being four (4) tracts of land containing 41.5 acres, more or less.

This easement has been reviewed and approved by the Attorney General's Office.

EXHIBIT

MAY 14 1985

NO. 1

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Review the proposed easement

5. What is recommendation of the Board Division involved?

Execute the proposed easement

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. An original and one (1) copy of an easement form (1 page, front and back)
2. Drawing dated March 15, 1985 (sheet 1 of 1)

026850

(b)

INDENTURE, made this 14 day of April May, 19 85  
by and between State of South Carolina (Denmark Tech)

of the Columbia County of Richland and State of South Carolina  
(hereinafter called Grantors), and the SOUTH CAROLINA ELECTRIC & GAS COMPANY, a South Carolina corporation, having  
its principal office in Columbia, South Carolina (hereinafter called Grantee).

WITNESSETH:

That, in consideration of the sum of One Dollar (\$1.00) received from Grantee, Grantors, owning a tract or development known  
as Denmark Tech

situate in the County of Bamberg, State of South Carolina, shown on a certain plat or various plats filed  
or to be filed in the office of the Clerk of said County and generally described as follows: Being a tract or lot of land containing \_\_\_\_\_  
acres, more or less, and being lands conveyed to grantor by deed or will of \_\_\_\_\_

dated \_\_\_\_\_, and recorded in  
the R. M. C. or Probate Judge's Office for \_\_\_\_\_  
County in \_\_\_\_\_

\*\*Being four (4) tracts of land containing 41.5 acres, more or less, and being  
conveyed to Grantor by Deed of Voorhees School, Timothy Smith and Julia Guess,  
dated October 30, 1947, July 2, 1964, May 25, 1970 and March 29, 1971 and  
recorded in the R.M.C. Office for Bamberg County in Deed Book No's 4, 17, 23  
and 24, at Page No's 392, 143, 51 and 72.

This easement applies to all phases of development of said 41.5 acre tract, and  
is more particularly shown on a preliminary drawing showing "pole  
relocation", sheet 1 of 1, dated March 15, 1985

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

The Grantor hereby grants and conveys to Grantee, its successors and assigns, the right, privilege and authority, from time to time,  
to enter upon, construct, extend, inspect, operate, replace, relocate, repair and perpetually maintain upon, over, under, along, across  
and through any and all property shown on the plat of land referred to above, and upon, over, under, along, across and through any  
and all streets, alleys, roads or other public ways or places of the said development now existing or hereafter laid out, various pole  
lines with such wires, cross arms, guy wires, push braces, underground cables, conduits, transformer pads, and other usual fixtures  
and appurtenances as may from time to time be or become convenient to the transaction of its business or that of municipal, public, or  
private systems for the communication of intelligence, together with the right of ingress, egress, and access to and from such right of  
way, across and upon the lands of Grantor, as may be necessary or convenient for the purposes connected therewith.

Together also with the right to lay, construct, maintain, operate, repair, alter, replace and remove pipe lines, together with valves,  
tieovers and appurtenant facilities for the transportation of gas, oil petroleum products or any other liquids, gases or substances which  
can be transported through a pipe line.

Together with the right, from time to time, to install guy wires upon lots in said development near the lot lines, to overhang lots  
with conductors, cross arms and service wires with the right from time to time to trim, cut or remove trees, underbrush and other  
obstructions that are within, over, under or through a strip of land extending Ten (10) feet on each side of the center of said lines, cables, conduits, or pipes as they may be located now or in the future; provided, however,  
any damage to the property of Grantors (other than that caused by trimming, cutting or removing) caused by Grantee in maintaining  
or repairing said lines, shall be borne by Grantee; provided further, however that Grantors agree for themselves, their successors and  
assigns, not to build or allow any structure to be placed on the premises in such a manner that any part thereof will exist within the  
above specified number of feet of any wire strung on the said lines or over any such cables, pipes, conduits, or other associated  
facilities, and in case such structure is built, then the Grantor, or such successor and assign as may be in possession and control of the  
premises at the time, will promptly remove the same upon demand of the Grantee herein.

Grantee's rights shall be subject to the lien of the mortgage indenture dated January 1, 1945 and supplements thereto, entered into  
between Grantee and Central Hanover Bank and Trust Company (now Manufacturers Hanover Trust Company) which mortgage  
indenture is recorded in the office of the R. M. C. or Clerk of Court in the County and State aforesaid.

The words "Grantors" and "Grantee" shall include their heirs, executors, administrators, successors and assigns, as the case  
may be.

IN WITNESS WHEREOF, Grantors have caused this indenture to be duly executed the day and year first above written.  
WITNESS:

Raven M. Keph  
William A. McAnis

State of South Carolina  
(Denmark Tech) (SEAL)

By: STATE BUDGET & CONTROL BOARD (SEAL)

Richard W. Riley (SEAL)

026851

(SEAL) (b)

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth A. Woods

STATE OF SOUTH CAROLINA, }  
County of \_\_\_\_\_ } 88

Personally appeared before me \_\_\_\_\_  
and made oath that he saw the within named \_\_\_\_\_  
\_\_\_\_\_ sign, seal and  
as his act and deed deliver the within easement for the uses and purposes therein mentioned, and that he with \_\_\_\_\_  
\_\_\_\_\_ in the presence of each other, witnessed the due execution thereof.  
Sworn to before me this \_\_\_\_\_ }  
day of \_\_\_\_\_ A. D., 19 \_\_\_\_\_ }  
\_\_\_\_\_  
Notary Public for S. C. \_\_\_\_\_

STATE OF SOUTH CAROLINA, }  
County of \_\_\_\_\_ } 88

Personally appeared before me \_\_\_\_\_  
and made oath that he saw the within named \_\_\_\_\_  
\_\_\_\_\_ sign, seal and  
as his act and deed deliver the within easement for the uses and purposes therein mentioned, and that he with \_\_\_\_\_  
\_\_\_\_\_ in the presence of each other, witnessed the due execution thereof.  
Sworn to before me this \_\_\_\_\_ }  
day of \_\_\_\_\_ A. D., 19 \_\_\_\_\_ }  
\_\_\_\_\_  
Notary Public for S. C. \_\_\_\_\_

STATE OF SOUTH CAROLINA, }  
RICHLAND County. } 88

Personally appeared before me William A. McInnis  
and made oath that he saw the within named State of South Carolina (Denmark Tech)  
by the hand of Richard W. Riley \_\_\_\_\_ sign, affix the  
corporate seal, and as the act and deed of said corporation deliver the within written instrument for the uses and purposes therein  
mentioned, and that he with Katherine M. Hepfer witnessed the execution thereof and  
subscribed their names as witnesses thereto.  
Sworn to and subscribed before me this 14th }  
day of April May A. D., 19 85 }  
Berna R. Williams (L. S.)  
My Commission Expires May 3, 1989  
\_\_\_\_\_  
Notary Public for S. C. \_\_\_\_\_

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

Line \_\_\_\_\_  
County \_\_\_\_\_  
**RIGHT OF WAY GRANT**  
R/W File No. \_\_\_\_\_ Block No. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
TO  
**South Carolina Electric & Gas  
Company**  
Dated \_\_\_\_\_, 19\_\_\_\_\_  
Received in the Clerk's Office of the County  
of \_\_\_\_\_  
South Carolina, on the \_\_\_\_\_  
day of \_\_\_\_\_ A. D., 19\_\_\_\_\_  
at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon  
and recorded in Book \_\_\_\_\_ of Deeds  
for said County on Page \_\_\_\_\_

026852

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

For meeting scheduled for:

May <sup>14</sup> 1985

☒ 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 Central Electric Power Cooperative, Inc.

3. Summary Background Information:

A right-of-way 450' in length and 100' wide for the purpose of constructing, operating, and maintaining a 69kv overhead transmission line across the Broad River from which to deliver power to a new distribution substation being added to the system of Newberry Electric Cooperative in Newberry and Fairfield Counties.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Review the proposed easement

5. What is recommendation of the Board Division involved?

Execute the easement

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. Easement (6 Pages)
2. Plat (sheet 1 of 1)

(c)

026853



# EXHIBIT

STATE OF SOUTH CAROLINA )  
COUNTY OF NEWBERRY )  
COUNTY OF FAIRFIELD )

EASEMENT MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

THIS EASEMENT, made and entered into this 19th day of April, 1985, by and between the State of South Carolina, Budget and Control Board, as Grantor (hereinafter "STATE"), and Central Electric Power Cooperative, Inc., as Grantee (hereinafter "CENTRAL ELECTRIC").

## WITNESSETH

WHEREAS, CENTRAL ELECTRIC is a generation and transmission cooperative supplying wholesale bulk power to fifteen distribution cooperatives in South Carolina. CENTRAL ELECTRIC's mailing address is Post Office Box 1455, 121 Greystone Boulevard, Columbia, South Carolina 29202; and

WHEREAS, CENTRAL ELECTRIC proposes to construct, operate and maintain a 69kv overhead transmission line across the Broad River from which to deliver power to a new distribution substation being added to the system of Newberry Electric Cooperative, in Newberry and Fairfield Counties, South Carolina. The overhead transmission line and easement area are more particularly shown and delineated on a drawing entitled "A Plat Showing a Power Line Easement Crossing the Broad River, Blair 69kv Tap, Newberry/Fairfield Co., S.C.", by Charles F. Renew, R.L.S., sheet 1 of 1, dated January 18, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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

026854

(c)

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

WHEREAS, CENTRAL ELECTRIC is desirous of obtaining the hereinafter described easement through and over riverbeds and marshlands in Newberry and Fairfield Counties, 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 CENTRAL ELECTRIC, 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 Newberry and Fairfield Counties 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 said 69kv overhead transmission line which is more particularly described as follows:

A right-of-way 450' in length and 100' wide (50' on each side of the centerline) across the Broad River. THE POINT OF BEGINNING is 528.29' from the intersection of the centerline of Southern Railway main track and South Carolina Hwy 34 bridge crossing the river, on a bearing of north 32 degrees 02 minutes 48 seconds west; thence proceeding at that point on the ordinary high water line of the east bank of the Broad River to a point at the ordinary high water line of the west bank of the Broad River a distance of 450' on a bearing of north 85 degrees 00 minutes 12 seconds west.

The crossing will consist of bare aluminum steel reinforced conductors at a height of 53' above the ordinary highwater level.

The overhead transmission line and easement area are more particularly shown and delineated on a drawing entitled "A Plat Showing a Power Line Easement Crossing the Broad River, Blair 69 kv Tap, Newberry/Fairfield Co., S.C.", by Charles F. Renew, R.L.S., sheet 1 of 1, dated January 18, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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.

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 Electrical Safety Code (ANSI - C2 - 1981) Part 2, Section 23, as amended.

CENTRAL ELECTRIC hereby agrees and covenants with the STATE that CENTRAL ELECTRIC, 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. CENTRAL ELECTRIC shall use the easement area solely for the purposes incidental with the construction, operation, and maintenance of said 69kv overhead transmission line and shall maintain such easement area and overhead transmission line in good condition.

CENTRAL ELECTRIC further agrees and covenants that CENTRAL ELECTRIC 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.

CENTRAL ELECTRIC 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.

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 CENTRAL ELECTRIC, its successors and assigns: (1) quits and abandons all use of such 69kv overhead transmission line, 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.

It is further 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 14 day of  
May, 1985.

WITNESSES:

STATE OF SOUTH CAROLINA  
BUDGET & CONTROL BOARD

Karen M. Kephke  
William A. McAnis

BY: Richard W. Riley  
Governor Richard W. Riley

CENTRAL ELECTRIC POWER  
COOPERATIVE, INC.

Shirley A. Wylie  
C. J. J. J.

BY: Bland M. Derrick  
Bland M. Derrick, President

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth B. Woodly

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

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. Hepler,  
witnessed the execution thereof.

William A. McInnis

SWORN to before me this 14th  
day of May, 1985.  
Donna A. Williams (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 5/3/89

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

\*\*\*\*\*

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF Richland )

PERSONALLY appeared before me Leslie H. Wythe  
and made oath that he/she saw the within named Central Electric  
Power Cooperative, Inc., by its President, Bland M. Derrick,  
sign, seal, and as its act and deed deliver the within written  
Easement, and that he/she, along with C. Pinckney Roberts,  
witnessed the execution thereof.

Leslie H. Wythe

SWORN to before me this 19th  
day of April, 1985.  
[Signature] (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 9-27-87

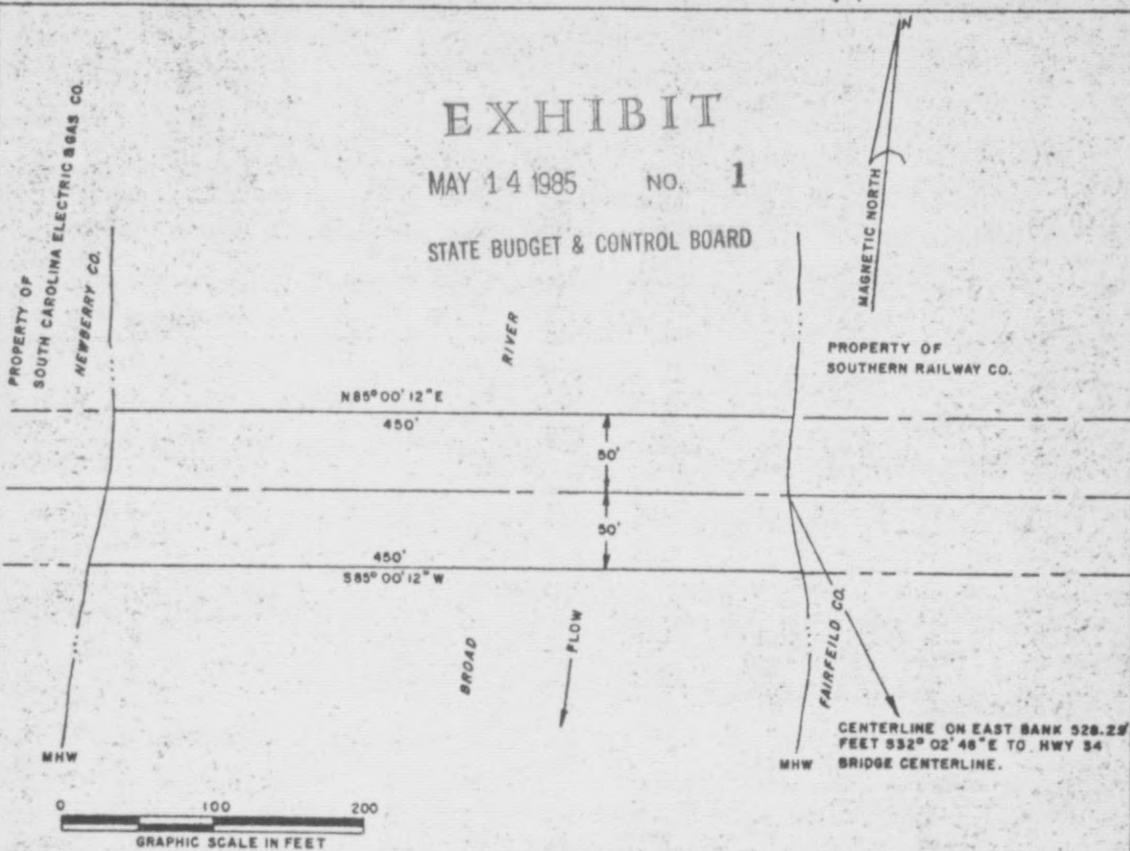
026859

Exhibit A

# EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

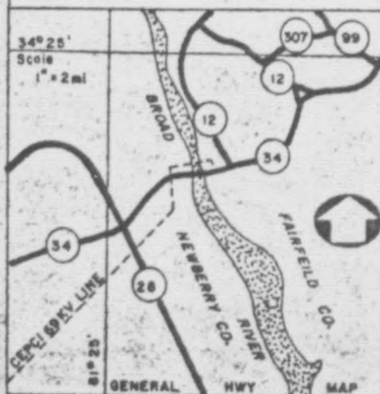


A UTILITY EASEMENT 100 FEET WIDE RUNNING FROM THE MEAN HIGH WATER LINE ON THE WEST BANK TO THE MEAN HIGH WATER LINE ON THE EAST BANK OF THE BROAD RIVER

DATUM: MEAN SEA LEVEL



P.E., R.L.S.



CAPITAL BLUEPRINT CO. N31868

|   |  |   |  |
|---|--|---|--|
|   |  | Central Electric Power Cooperative, Inc.  |  |
|   |  | P.O. Box 1485/151 Graystone Boulevard/Columbia, S.C. 29905/29201-75-4275  |  |
| SCALE Shown<br>DRAWN 24<br>CHECKED<br>SUBMITTED |  | A PLAT SHOWING A POWER LINE EASEMENT CROSSING THE BROAD RIVER BLAIR 69 KV TAP NEWBERRY/FAIRFIELD CO.-S.C.<br>SHEET 1 OF 1<br>DATE 1/16/1985<br>APPROVED |  |

026860

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

For meeting scheduled for:

May 14, 1985

☒ 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

*Tony R. Ellis*

2. Subject: Right-of-way easement to the Town of Calhoun Falls

3. Summary Background Information: A Right-of-way perpetual easement with the right to construct, maintain, and operate thereover a public roadway, over and across lands of the Clarks Hill-Russell Authority of the State of South Carolina given for \$1.00 to the Town of Calhoun Falls, South Carolina.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Review said easement

5. What is recommendation of the Board Division involved?

Execute said easement

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. Right-of-way easement

(d)

026861



State of South Carolina       \*  
                                  \*     EASEMENT  
County of Abbeville           \*

KNOW ALL MEN BY THESE PRESENTS that the Clarks Hill-Russell Authority of the State of South Carolina, in the State aforesaid, for and in consideration of the sum of one and 00/100 (\$1.00) dollar, in hand paid by the Town of Calhoun Falls, South Carolina, the receipt and sufficiency of which is hereby acknowledged, have granted, bargained, sold, and released, and by these presents do grant, bargain, sell, and release, subject to the reservation hereinafter contained, unto the said Town of Calhoun Falls, South Carolina, its successors and assigns, a perpetual easement, as hereinbelow described, with the right to construct, maintain, and operate thereon and thereover a public roadway, over and across lands of the Clarks Hill-Russell Authority of the State of South Carolina, situate in the County of Abbeville, State of South Carolina, and being more particularly described as follows:

All and singular that certain piece, parcel, or strip of land, situate, lying, and being in the Town of Calhoun Falls, Magnolia Township, Abbeville County, South Carolina, being sixty-six (66) feet in length and fifty (50) feet in width, containing seventy-five/one thousandths (0.075) of an acre, more or less, being more particularly described as follows: Commencing at a point in the centerline of South Carolina Highway No. 81, where the centerline of Elberton Street intersects with such highway, thence northerly along the centerline of said highway for a distance of 2,375 feet to a point in the centerline of said highway; thence turning 90 degrees east and running for a distance of 247 feet to a point on the western edge of the lands of the Clarks Hill-Russell Authority of the State of South Carolina, common to lands of the grantor and lands of John A. McAllister, designated as the point of beginning; thence turning and running along the western boundary of the lands of the grantor for a distance of 50 feet to a point; thence turning and running easterly for a distance of 66 feet to a point on the eastern edge of the lands of the Clarks Hill-Russell Authority; thence turning and running along the eastern edge of the lands of the Clarks Hill-Russell Authority for a distance of 50 feet

026862

(d)

to a point; thence turning and running westerly 90 degrees for a distance of 66 feet to the point of beginning. This is a portion of the lands by deed conveyed from the Seaboard System, Inc. to the Clarks Hill-Russell Authority of the State of South Carolina, said deed being dated \_\_\_\_\_, 1983, and recorded in Abbeville County Deed Book \_\_\_\_\_, at page \_\_\_\_\_.

TOGETHER with all singular the said rights, members, and hereditaments to the said easement necessary or belonging. The reservation hereinabove referred to and mentioned is that in the event that the Clarks Hill-Russell Authority of the State of South Carolina, its successors or assigns, shall at any time deem it necessary or advisable to restore rail service over the rail line of which this easement is a part, then and in that event, the Clarks Hill-Russell Authority of the State of South Carolina, its successors and assigns, may re-enter the premises after reasonable notice to the grantee, its successors and assigns, and this easement shall then cease and determine. Any costs of the restoration of the railbed as a result of the construction of a public roadway by the Town of Calhoun Falls, its successors and assigns shall be the responsibility of the Clarks Hill-Russell Authority, its successors and assigns.

TO HAVE AND TO HOLD all and singular the said easement before mentioned subject to the reservation hereinbaove contained unto the said Town of Calhoun Falls, South Carolina, its successors and assigns forever.

WITNESS the hand and seal of the Clarks Hill-Russell Authority, by its Chairman, attested by its Secretary, this the \_\_\_\_\_ day of March, one thousand nine hundred eighty-five and in the two hundred ninth year of the Sovereignty and Independence

026863

of the United States of America.

CLARKS HILL-RUSSELL AUTHORITY

John A. McAllister  
John A. McAllister, Chairman

ATTEST:

L. Burch  
L. Burch, Secretary

[Signature]  
(Witnesses)

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

Pursuant to Section 13-9-30, South Carolina Code of Laws, as amended, this conveyance is approved, pursuant to a Resolution of the South Carolina Budget & Control Board, dated ~~March~~ <sup>May</sup> 14, 1985, at Columbia, South Carolina.

Witness the Hand and Seal of the South Carolina Budget & Control Board this the 14 day of ~~March~~ <sup>May</sup>, 1985.

[Signature]  
SOUTH CAROLINA BUDGET & CONTROL BOARD

By:

Richard W. Riley  
Richard W. Riley

Approved:

Kenneth A. Woodington  
Office of the Attorney General

Kathleen M. Hepler  
William A. McAnis  
(Witnesses)

State of South Carolina \*

County of Richland \*

PROBATE \*

PERSONALLY comes before me the undersigned witness and made oath that ~~(s)~~he saw the within named South Carolina Budget & Control Board by Richard W. Riley, approved by Kenneth Woodington, Office of the Attorney General, sign, seal and,

026864

as its act and deed, deliver the within written instrument, and that ~~he~~ with the other witness witnessed the execution thereof.

William A Mc Innis

SWORN to before me this  
14th day of ~~March~~ <sup>May</sup>, 1985.

Donna G. Williams (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 5/3/89.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

026865



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

For meeting scheduled for:

May 14, 1985

☒ 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 *T. R. Ellis*

2. Subject: Right-of-Way Easement to Kershaw County

3. Summary Background Information:

A right-of-way easement to install and maintain a wastewater discharge outfall sanitary sewer line (ductile iron and/or PVC pipe) in the Wateree River in Kershaw County.

This easement has been reviewed and approved by the Attorney General's Office.

EXHIBIT

MAY 14 1985

NO. 1

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Review the proposed easement

5. What is recommendation of the Board Division involved?

Execute the proposed easement

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. Right-of-Way Easement (6 pages)
2. Plat dated February 6, 1985  
showing pipeline easement  
for discharge to Wateree  
River

026866

(2)

# EXHIBIT

STATE OF SOUTH CAROLINA )  
COUNTY OF KERSHAW )

MAY 14 1985  
EASEMENT NO. 1

STATE BUDGET & CONTROL BOARD

THIS EASEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1985, by and between the State of South Carolina, Budget and Control Board, as Grantor (hereinafter "STATE"), and Kershaw County, as Grantee (hereinafter "COUNTY")

## WITNESSETH

WHEREAS, COUNTY is a duly organized county under the laws of the State of South Carolina. The County has the authority to construct the proposed sewer system by virtue of a referendum held on June 8, 1982, and passed by the voters of the Lugoff Sewer District. COUNTY's mailing address is Kershaw County Courthouse, Room 202, Camden, South Carolina 29020; and

WHEREAS, COUNTY proposes to install and maintain a wastewater discharge outfall sanitary sewer line (ductile iron and/or PVC pipe) in the Wateree River in Kershaw County, South Carolina. The sanitary sewer line and easement area are more particularly shown and delineated on a plat entitled "A PLAT SHOWING A PIPELINE EASEMENT FOR DISCHARGING TO WATeree RIVER PREPARED FOR KERSHAW COUNTY, SOUTH CAROLINA", by H. E. Edwards, Jr., R.L.S., dated February 6, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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 sani-

026867

(2)

tary sewer lines over, on, or under such land or marshland as are owned by the STATE; and

WHEREAS, COUNTY is desirous of obtaining the hereinafter described easement through and over riverbeds and marshlands in Kershaw 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 COUNTY, 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 Kershaw 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 installation, operation and maintenance of said wastewater discharge outfall sanitary sewer line in the Wateree River. The easement area is more particularly described as follows:

A utility easement 25 feet wide (12.5 feet on each side of the centerline) of a proposed 20 inch ductile iron pipe discharge line for treated sewage effluent located on the east bank of the Wateree River. Beginning at a point on the east bank approximately 4,800 feet on a bearing of north 54 degrees 0 minutes east of Hwy #5 Bridge, top of curb, southwest corner, crossing Twenty-five Mile Creek on Branchwood Drive (Road S-28-05). The easement area extends from the mean high water line on the east bank of the Wateree River on property of Atlantic Properties, approximately 20 feet toward the center of the river.

The sanitary sewer line and easement area are more particularly shown and delineated on a plat entitled "A PLAT SHOWING A PIPELINE EASEMENT FOR DISCHARGING TO WATREEE RIVER PREPARED FOR KERSHAW

COUNTY, SOUTH CAROLINA", by H. E. Edwards, Jr., R.L.S., dated February 6, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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.

COUNTY hereby agrees and covenants with the STATE that COUNTY, 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. COUNTY shall use the easement area solely for the purposes incidental with the construction, operation, and maintenance of said wastewater discharge outfall sanitary sewer line, and shall maintain such easement area and sanitary sewer line in good condition.

COUNTY further agrees and covenants that COUNTY 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.

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.



COUNTY 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.

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 COUNTY, its successors and assigns: (1) quits and abandons all use of such wastewater outfall sanitary sewer line, 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.

It is further 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 14 day of May, 1985.

WITNESSES:

STATE OF SOUTH CAROLINA  
BUDGET & CONTROL BOARD

Kathleen M. Hester  
William A. McAnis

BY:

Richard W. Riley  
Governor Richard W. Riley

(signatures continue)

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

Lera A. Murphy  
Don B. Smith

KERSHAW COUNTY

BY: James L. Burgess  
James L. Burgess  
Kershaw County Administrator

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth R. Woodly

EXHIBIT

MAY 14 1985

NO. 1

STATE BUDGET & CONTROL BOARD

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. Hepler,  
witnessed the execution thereof.

William A. McInnis

SWORN to before me this 14th  
day of May, 1985.  
Dorinda H. Williams (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 5/3/89

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

\*\*\*\*\*

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF KERSHAW )

PERSONALLY appeared before me Vera C. Murphy  
and made oath that he/she saw the within named Kershaw County by  
its County Administrator, James L. Burgess, sign, seal, and as  
its act and deed deliver the within written Easement, and that  
he/she, along with James L. Burgess, witnessed the exe-  
cution thereof.

Vera C. Murphy

SWORN to before me this 30th  
day of April, 1985.  
Thomas L. Thomas (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 12/23/90

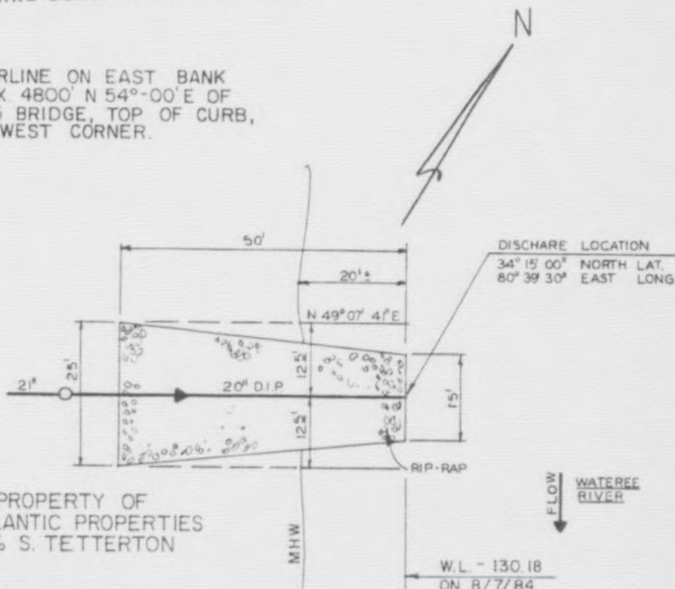
A PLAT SHOWING A PIPELINE EASEMENT  
FOR DISCHARGING TO WATEREE RIVER  
PREPARED FOR KERSHAW COUNTY,  
SOUTH CAROLINA.

# EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

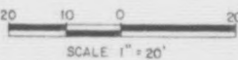
CENTERLINE ON EAST BANK  
APPROX. 4800' N 54°-00' E OF  
HWY 5 BRIDGE, TOP OF CURB,  
SOUTHWEST CORNER.



PROPERTY OF  
ATLANTIC PROPERTIES  
% S. TETTERTON

DATUM BENCH MARK TOP OF CURB ON  
HWY 5 BRIDGE, SOUTHWEST COR-  
NER ELEV. 159.97.

A UTILITY EASEMENT 25 FEET WIDE RUN-  
NING FROM THE DISCHARGE LOCATION  
ON THE WEST BANK TO THE MEAN HIGH  
WATER LINE ON THE WEST BANK OF  
THE WATEREE RIVER.



LUGOFF TOWNSHIP  
KERSHAW COUNTY, SOUTH CAROLINA

RLS H. E. Edwards NO. 2046  
DATE February 6, 1985

EXHIBIT "D"

026873



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

For meeting scheduled for:

May 14, 1985

☒ 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 *Long R. Ellis*

2. Subject: Right-of-Way Easement to Kershaw County

3. Summary Background Information:

An easement to install, operate and maintain a subaqueous <sup>SEWAGE</sup> sanitary sewer line (ductile iron and/or PVC pipe) to conduct sewerage beneath the bed of Twenty-five Mile Creek at three (3) locations in Kershaw County.

This easement has been reviewed and approved by the Attorney General's Office.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Review the proposed easement

5. What is recommendation of the Board Division involved?

Execute the proposed easement

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. Right-of-Way Easement (6 pages)
2. Plat dated February 6, 1985  
showing pipeline easement  
crossing

(f)

076874

# EXHIBIT

STATE OF SOUTH CAROLINA )  
COUNTY OF KERSHAW )

MAY 14 1985 NO. 1  
EASEMENT

STATE BUDGET & CONTROL BOARD

THIS EASEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1985, by and between the State of South Carolina, Budget and Control Board, as Grantor (hereinafter "STATE"), and Kershaw County, as Grantee (hereinafter "COUNTY").

## WITNESSETH

WHEREAS, COUNTY is a duly organized county under the laws of the State of South Carolina. The County has the authority to construct the proposed sewer system by virtue of a referendum held on June 8, 1982, and passed by the voters of the Lugoff Sewer District. COUNTY's mailing address is Kershaw County Courthouse, Room 202, Camden, South Carolina 29020; and

SEWAGE → WHEREAS, COUNTY proposes to install, operate, and maintain a subaqueous sanitary sewer line (ductile iron and/or PVC pipe) to conduct sewerage beneath the bed of Twenty-five Mile Creek at three (3) locations in Kershaw County, South Carolina. The subaqueous sanitary sewer line and easement area are more particularly shown and delineated on a plat entitled "A PLAT SHOWING A PIPELINE EASEMENT CROSSING TWENTY-FIVE MILE CREEK PREPARED FOR KERSHAW COUNTY, SOUTH CAROLINA" by H. E. Edwards, Jr., R.L.S., dated February 6, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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

026875

(f)

marshlands for construction, operation, and maintenance of sanitary sewer lines over, on, or under such land or marshland as are owned by the STATE; and

WHEREAS, COUNTY is desirous of obtaining the hereinafter described easement through and over riverbeds and marshlands in Kershaw 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 COUNTY, 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 Kershaw 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 installation, operation and maintenance of said subaqueous sanitary sewer line. The easement area is more particularly described as follows:

A utility easement 25 feet wide (12.5 feet on each side of the centerline) beginning at a point located south 82 degrees 15 minutes west approximately 7,930 feet of the bridge where SC Highway #5 crosses Twenty-five Mile Creek. The easement area extends from the mean high water line on the south bank of the Creek on a bearing of north 6 degrees 53 minutes 40 seconds east to the mean high water line on the north bank of the Creek a distance of 47 feet, more or less. The easement area is bounded on the north side by property of Ernest L. Wooten and Jean M. Wooten, Trustee; and is bounded on the south side by property of L. H. McCallum.

The subaqueous sanitary sewer line and easement area are more particularly shown and delineated on a plat entitled "A PLAT SHOWING A PIPELINE EASEMENT CROSSING TWENTY-FIVE MILE CREEK PREPARED FOR

KERSHAW COUNTY, SOUTH CAROLINA" by H. E. Edwards, Jr., R.I.S., dated February 6, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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.

COUNTY hereby agrees and covenants with the STATE that COUNTY, 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. COUNTY shall use the easement area solely for the purposes incidental with the construction, operation, and maintenance of said subaqueous sanitary sewer line and shall maintain such easement area and sanitary sewer line in good condition.

COUNTY further agrees and covenants that COUNTY 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.

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.



COUNTY 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.

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 COUNTY, its successors and assigns: (1) quits and abandons all use of such subaqueous sanitary sewer line, 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.

It is further 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 14 day of May, 1985.

WITNESSES:

STATE OF SOUTH CAROLINA  
BUDGET & CONTROL BOARD

Karen M. Keith  
William A. McInnis

(signatures continue)

BY: Richard W. Riley  
Governor Richard W. Riley

EXHIBIT

MAY 14 1985

NO. 1

STATE BUDGET & CONTROL BOARD

Tera A. Murphy  
Deane Bayfield

KERSHAW COUNTY

BY: James L. Burgess  
James L. Burgess  
Kershaw County Administrator

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth C. W. W. Jr.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

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 14<sup>th</sup>  
day of May, 1985.  
Donna H. Williams (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 5/3/89

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

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STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF KERSHAW )

PERSONALLY appeared before me Vera C. Murphy  
and made oath that he/she saw the within named Kershaw County, by  
its County Administrator, James L. Burgess, sign, seal, and as  
its act and deed deliver the within written Easement, and that  
he/she, along with Robert L. Leland, witnessed the  
execution thereof.

Vera C. Murphy

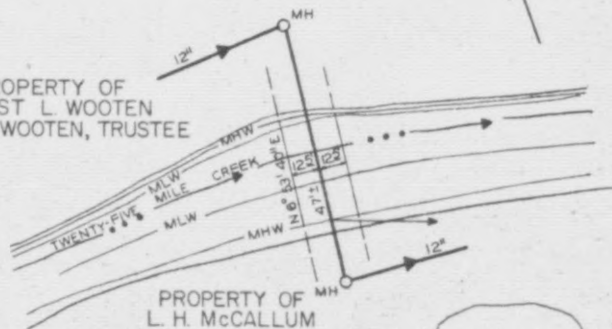
SWORN to before me this 30<sup>th</sup>  
day of April, 1985.  
Martha T. Tward (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 12/23/90

026880

A PLAT SHOWING A PIPELINE EASEMENT  
CROSSING TWENTY-FIVE MILE CREEK  
PREPARED FOR KERSHAW COUNTY,  
SOUTH CAROLINA.

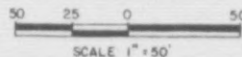
CENTERLINE ON SOUTH BANK  
APPROX. 7930' S 82°-15' W OF  
HWY. 5 BRIDGE, TOP OF CURB,  
SOUTHWEST CORNER.

PROPERTY OF  
ERNEST L. WOOTEN  
JEAN M. WOOTEN, TRUSTEE



DATUM: BENCH MARK TOP OF CURB ON  
HWY. 5 BRIDGE, SOUTHWEST COR-  
NER ELEV. 159.97.

A UTILITY EASEMENT 25 FEET WIDE RUN-  
NING FROM THE MEAN HIGH WATER LINE  
ON THE SOUTH BANK TO THE MEAN HIGH  
WATER LINE ON THE NORTH BANK OF  
TWENTY-FIVE MILE CREEK.



LUGOFF TOWNSHIP  
KERSHAW COUNTY, SOUTH CAROLINA

RLS. *H. E. Edwards* NO. 2046  
DATE *February 16, 1985*

EXHIBIT "B"

026881



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

For meeting scheduled for:

May 14, 1985

☒ 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 Midlands Utility, Incorporated

3. Summary Background Information:

A utility easement to install a subaqueous sewer line beneath the bed of Congaree Creek, Lexington County, to transport wastewater from existing treatment plants to the City of Cayce Pump Station for transportation to a regional treatment plant to eliminate the discharge of treated waste into a tributary on the Congaree Creek.

This easement has been reviewed and approved by the Attorney General's Office.

4. What is Board asked to do?

Review the proposed easement

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

5. What is recommendation of the Board Division involved?

Execute the proposed easement

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. Right-of-Way Easement (6 pages)
2. Plat showing a pipeline easement crossing the Congaree Creek, dated March 19, 1985

(9)

026582

STATE OF SOUTH CAROLINA )  
COUNTY OF LEXINGTON )

EASEMENT

THIS EASEMENT, made and entered into this 30th day of April, 1985, by and between the State of South Carolina, Budget and Control Board, as Grantor (hereinafter "STATE"), and Midlands Utility, Incorporated, as Grantee (hereinafter "MIDLANDS").

WITNESSETH

WHEPEAS, MIDLANDS is a private wastewater utility company providing sewer service to several developments in Lexington, Fairfield, Richland and Orangeburg Counties, South Carolina. MIDLANDS' mailing address is Post Office Box 887, Lexington, South Carolina 29072; and

WHEREAS, MIDLANDS proposes to install a subaqueous sewer line beneath the bed of Congaree Creek, Lexington County, South Carolina, to transport wastewater from existing treatment plants to the City of Cayce Pump Station for transportation to a regional treatment plant to eliminate the discharge of treated waste into a tributary on the Congaree Creek. The subaqueous sewer line and easement area are more particularly shown and delineated on a plat entitled "A PLAT SHOWING A PIPELINE EASEMENT CROSSING THE CONGAREE CREEK," prepared for Midlands Utility, Inc., by Dennis G. Johns, R.L.S., dated March 19, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

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026883

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 subaqueous sewer lines over, on, or under such land or marshland as are owned by the STATE; and

WHEREAS, MIDLANDS is desirous of obtaining the hereinafter described easement through and over riverbeds and marshlands in Lexington 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 MIDLANDS, 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 Lexington County and lying below the mean high water line.

This 70' drainage easement shall be used solely for the purposes incidental with the installation, operation and maintenance of said subaqueous sewer line (6" ductile iron pipe) beneath the bed of Congaree Creek, Lexington County, South Carolina. The easement area is more particularly described as follows:

Commencing at a point South 22 degrees 28 minutes fifteen seconds East, 1,910.5 feet from the centerline of McQueen Street in Cayce, South Carolina; thence extending from the mean high water line on the north bank to the mean highwater line on the south bank of the Congaree Creek an approximate distance of 32 feet; thence ending at a point 2,504 feet from the centerline of Fish Hatchery Road S32-73 on a bearing of North 13 degrees 25

minutes 05 seconds East; thence extending an additional 56.8 feet to the south side of the mean highwater line of the Congaree Creek on a bearing of North 22 degrees 28 minutes 15 seconds West.

The easement area and subaqueous sewer line are more particularly shown and delineated on a plat entitled "A PLAT SHOWING A PIPELINE EASEMENT CROSSING THE CONGAREE CREEK," prepared for Midlands Utility, Inc., by Dennis G. Johns, R.L.S., dated March 19, 1985, which is attached hereto and incorporated herein by reference as Exhibit A.

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.

MIDLANDS hereby agrees and covenants with the STATE that MIDLANDS, 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. MIDLANDS shall use the easement area solely for the purposes incidental with the installation, operation, and maintenance of said 6" ductile iron pipe, and shall maintain such easement area and ductile iron pipe in good condition.

MIDLANDS further agrees and covenants that MIDLANDS 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.



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.

MIDLANDS 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.

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 MIDLANDS, its successors and assigns: (1) quits and abandons all use of such 6" ductile iron pipe, 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.

It is further 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 14 day of May, 1985.

WITNESSES:

STATE OF SOUTH CAROLINA  
BUDGET & CONTROL BOARD

Kathleen M. Deffen  
William A. McInnis

(signatures continue)

BY:

Richard W. Riley  
Governor Richard W. Riley

EXHIBIT

MAY 14 1985

NO. 1

026886

STATE BUDGET & CONTROL BOARD

Quincy Daugherty  
Kirk C. Parnell

MIDLANDS UTILITY, INCORPORATED

BY: Charles B. Parnell  
Charles B. Parnell, P.E.  
President

ATTORNEY GENERAL'S OFFICE

Approved: Kenneth B. Woodyette

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

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 14th  
day of May, 1985.  
Joana B. Hillians (L.S.)  
Notary Public for South Carolina

My Commission Expires: 5/3/89

EXHIBIT

MAY 14 1985 NO. 1

STATE BUDGET & CONTROL BOARD

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STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF LEXINGTON )

PERSONALLY appeared before me Ruby Dougherty  
and made oath that he/she saw the within named Midlands Utility,  
Incorporated, by its President, Charles B. Parnell, P.E., sign,  
seal, and as its act and deed deliver the within written ease-  
ment, and that he/she, along with Keith G. Parnell,  
witnessed the execution thereof.

Ruby Dougherty

SWORN to before me this 30th  
day of April, 1985.  
Julia B. Conner (L.S.)  
Notary Public for South Carolina

My Commission Expires: My Commission Expires Decemb. 6, 1994

A PLAT SHOWING A PIPELINE EASEMENT  
CROSSING THE CONGAREE CREEK

PREPARED FOR MIDLANDS UTILITY, INC.

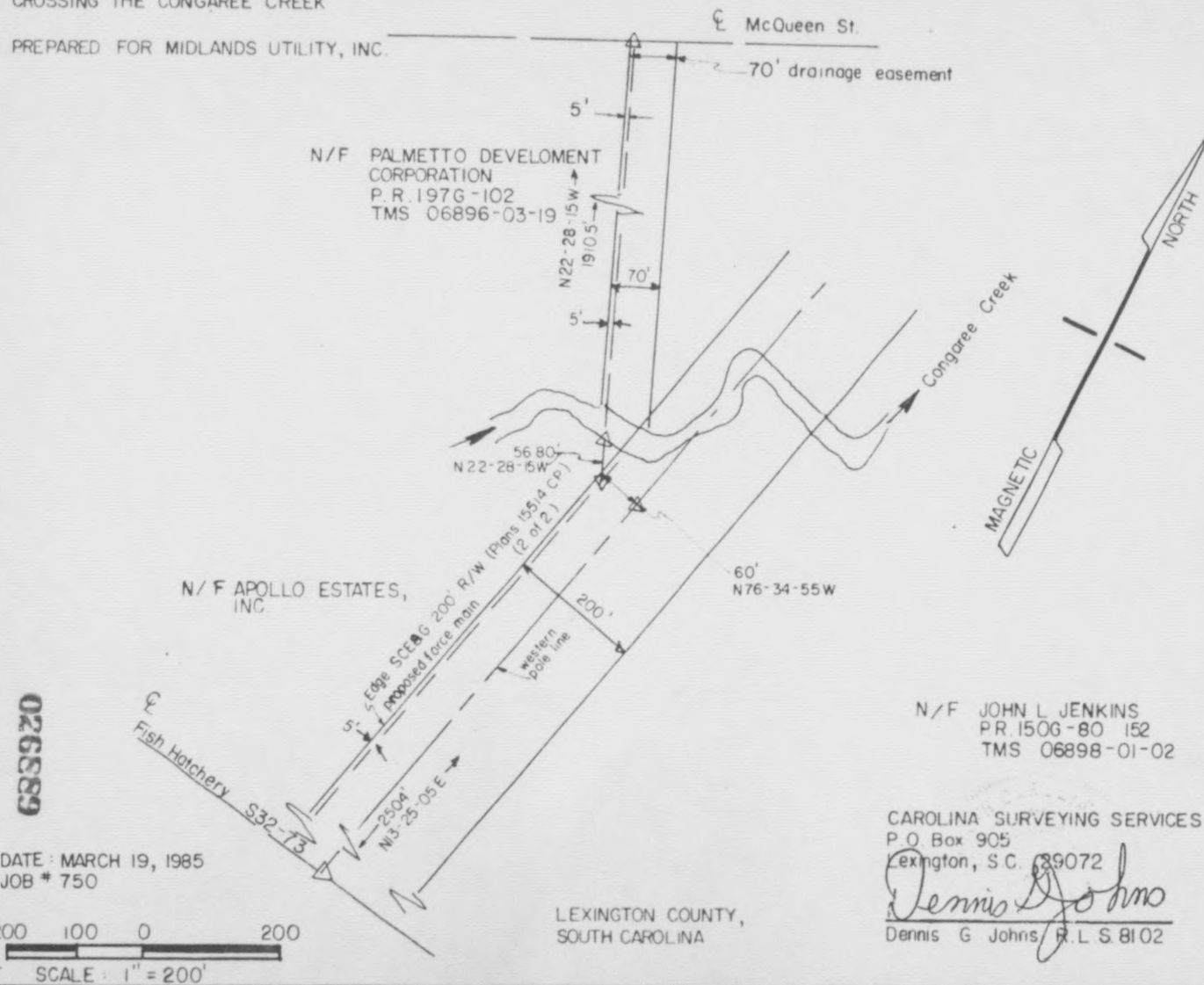


Exhibit A



# EXHIBIT

MAY 14 1985

NO. 2

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD  
MEETING OF MAY 14, 1985 ITEM NUMBER

2

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 22-85:

Item 1, Clemson University, H12-8515, Tillman Hall/Install Carillons, increase budget to \$80,000 by adding \$30,000 of Appropriated State funds.

Item 2, College of Charleston, H15-////, Stern Student Center Roof Replace, establish project and source of funds, \$52,000 of Appropriated State funds.

Item 3, College of Charleston, H15-////, R. S. Small Library Roof Replace, establish project and source of funds, \$82,000 of Appropriated State funds.

Item 6, Medical University, H51-8682, Library/Administration Building Renovations, increase budget to \$125,000 by adding \$85,000 of Appropriated State funds.

Item 7, Technical & Comprehensive Education, H59-8416, Aiken/Roof Repair 5 Buildings, increase budget to \$35,477 by adding \$3,477 of Other funds.

Item 8, Technical & Comprehensive Education, H59-8418, Denmark/Recreation Complex Area 101, increase budget to \$160,000 by adding \$69,000 of Other (Plant Fund) funds.

Item 9, Technical & Comprehensive Education, H59-////, Engineerign Tec } Bldg/Electrical Sys Modification, establish project and source of funds, \$49,500 of Other (Local Institution) funds.

Item 10, Department of Corrections, N04-8618, Kirkland Roof/Floor Repair, increase budget to \$98,000 by adding \$40,000 of Appropriated State funds.

Item 11, Wildlife & Marine Resources, P24-8592, Georgetown/Murrells Inlet Boat Ramp, increase budget to \$430,000 by adding \$215,000 of Federal funds, \$100,000 of Other (Georgetown County) funds, \$85,000 of Other (PRT) funds and subtracting \$220,000 of Other (County Water Rec Res) funds.

026890

# EXHIBIT

MAY 14 1985

NO. 2

STATE BUDGET AND CONTROL BOARD  
MEETING OF MAY 14, 1985

STATE BUDGET & CONTROL BOARD  
BLUE AGENDA  
MEMBER

2, Page 2

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

(2) On Summary 23-85:

Item 1, Technical & Comprehensive Educations, H59-////, York-"C" Building/Reroof, establish project and source of funds, \$196,600 of Other (Institutional) funds.

Item 2, Patriots Point Developement Authority, P36-////, Water & Sewage Distribution System, establish project and source of funds, \$40,500 of Other (Admission Revenue) and \$32,500 of Other (Mt Pleasant Water & Sewer Commission) funds.

(3) On Summary 25-85:

Item 1, Budget & Control Board, Division of General Services, F12-8045, Criminal Justice Hall of Fame/Storage Renovations, increase budget to \$137,500 by adding \$45,000 of Other funds.

Item 5, Mental Health Department, J12-////, CF-Building 4/Activity ICF-Mr, establish project and source of funds, \$50,000 of Excess Debt Service (Paying Patient Fee Account) funds.

Item 6, Mental Health Department, J12-////, SCDMH/Archives, establish project and source of funds, \$50,000 of Excess Debt Service (Patient Paying Fee Account) funds.

Item 7, Mental Retardation, J16-////, Whitten Center-Dorm 1 Renovation, establish project and source of funds, \$20,561.80 of Excess Debt Service funds and \$50,000 of Other (Medicaid Operating) funds.

(4) On Summary 26-85:

Item 1, College of Charleston, H15-8665, 9 Liberty Street (Southern Bell) Bldg Renovation, increase budget to \$407,077.42 by adding \$57,077.42 of Excess Debt Service funds.

(5) On Summary 27-85:

Item 1, Vocational Rehabilitation, H73-8275, Laurens Vocational Rehabilitation Center, increase budget to \$820,470 by subtracting \$32,773.00 of Federal funds and adding \$62,773 of Other funds.

Item 2, Vocational Rehabilitation, H73-8466, Training Complex-Perimeter Road, increase budget to \$92,966 by adding \$5,233 of Federal funds and \$12,733 of Other funds.

026891

# EXHIBIT

MAY 14 1985

NO. 2

STATE BUDGET AND CONTROL BOARD  
MEETING OF MAY 14, 1985

STATE BUDGET & CONTROL BOARD  
BILL AGENDA  
ITEM NUMBER

2, Page 3

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

B. The following permanent improvement projects have been approved by staff and Joint Bond Review Committee review is not required:

(1) On Summary 25-85:

Item 8, Budget & Control Board-General Service, F12-8197, Agri-Business Center Feasibility Study, decrease budget to \$177,915 by subtracting \$58,585 of Appropriated State funds.

Item 9, S. C. State College, H24-8451, Moss Hall Renovations, decrease budget to \$0.00 by subtracting \$100,000 of Excess Debt Service funds,

Item 10, Mental Health Department, J12-8518, Building 14/Convert to ICF-MR, decrease budget to \$115,000 by subtracting \$10,000 of Excess Debt Service (Paying Patient Fee Account) funds.

Item 11, Mental Health Department, J12-8519, Building 16/Convert to ICF-MR, decrease budget to \$180,000 by subtracting \$20,000 of Excess Debt Service (Paying Patient Fee Account) funds.

Item 12, Mental Health Department, J12-8522, SCDMH/Food Service Consultant, decrease budget to \$0.00 by subtracting \$50,000 of Excess Debt Service (Paying Patient Fee Account) funds.

Item 13, Mental Health Department, J12-8523, Building 13/Convert to ICF-MR, decrease budget to \$130,000 by subtracting \$20,000 of Excess Debt Service (Paying Patient Fee Account) funds.

Item 14, Mental Retardation, J16-7971, PD-Purchase/Renovate Community Residence, decrease budget to \$85,908.80 by subtracting \$18,270.64 of Excess Debt Service funds.

Item 15, Mental Retardation, J16-8129, Coastal-Buildings H3/H4 Roofing, decrease budget to \$21,500 by subtracting \$732.61 of Excess Debt Service funds.

Item 16, Mental Retardation, J16-8342, Whitten Center-Building #3 Window Replacement, decrease budget to \$19,900 by subtracting \$980.67 of Excess Debt Service funds.

Item 17, Mental Retardation, J16-8360, Whitten Center-Buildings 4, 7/D,E Demolition, decrease budget to \$44,300 by subtracting \$278.88 of Excess Debt Service funds. Item 18, Mental Retardation, J16-8389, Whitten Center-Fire Alarm System/Voc Center, decrease budget to \$14,446 by subtracting \$154 of Excess Debt Service funds.

Item 19, Mental Retardation, J16-8390, Whitten Center-Fire Alarm System/Webb Voc Facility, decrease budget to \$16,455 by subtracting \$145 of Excess Debt Service funds.

026892

# EXHIBIT

MAY 14 1985 NO. 2

STATE BUDGET AND CONTROL BOARD AGENDA  
MEETING OF MAY 14, 1985 ITEM NUMBER

2, Page 4

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

(2) On Summary 28-85:

Item 12, The Citadel, H09-7028, Duckett Hall Roof Repairs, increase budget to \$237,304.56 by adding \$12,304.56 of Excess Debt Service funds.

Item 13, The Citadel, H09-7277, Fire Safety Requirements, increase budget to \$33,713.27 by adding \$8,713.27 of Tuition Bonds funds.

Item 14, The Citadel, H09-7278, Steam Line Replacement, decrease budget to \$144,514.90 by subtracting \$8,713.27 of Tuition Bonds funds.

Item 15, The Citadel, H09-7974, Kovats Field Parking Area, decrease budget to \$234,590.21 by subtracting \$12,304.56 of Excess Debt Service funds.

Item 16, The Citadel, H09-8312, Barracks #2 Tower Repair, decrease budget to \$37,940 by subtracting \$4,412.78 of Other (Student Housing Fees) funds.

Item 17, The Citadel, H09-8476, Barracks #2 Exterior Renovation, increase budget to \$61,762.78 by adding \$4,412.78 of Other (Student Housing Fees) funds.

Item 18, Winthrop College, H47-8062 McLaurin Retrofit, increase budget to \$1,581,541.28 by adding \$81,541.28 of Excess Debt Service (Housing) funds.

Item 19, Winthrop College, H47-8472, Richardson Hall Painting, decrease budget to \$30,110.72 by subtracting \$99,889.28 of Excess Debt Service (Housing) funds.

Item 20, Winthrop College, H47-8473, Phelps Hall Painting, decrease budget to \$78,348 by subtracting \$61,652 of Excess Debt Service (Housing) funds.

Item 21, Technical & Comprehensive Education, H59-7956, Harbison Center Site Work, decrease budget to \$326,762.46 by subtracting \$60,628.54 of Other (Local) funds.

Item 22, Criminal Justice Academy, N20-8065, Range Road Resurfacing, increase budget to \$200,750 by adding \$15,000 of Other (Fines & Forfeitures) funds.

026893



# EXHIBIT

MAY 14 1985 NO. 2

STATE BUDGET AND CONTROL BOARD  
MEETING OF MAY 14, 1985

STATE BUDGET & CONTROL BOARD  
BLUE AGENDA  
ITEM NUMBER

2, Page 5

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

Item 23, Criminal Justice Academy, N20-8549, Weapons Range Baffles Modification, decrease budget to \$10,000 by subtracting \$15,000 of Other (Fines & Forfeitures) funds.

Item 24, Criminal Justice Academy, N20-8635, Inmate Quarters to Dorm Renovation, decrease budget to \$65,000 by subtracting \$135,000 of Other (Fines & Forfeitures) funds.

Item 25, Clemson University PSA, P20-8381, Lamaster Dairy-Driveway Resurface, decrease budget to \$29,593.25 by subtracting \$6,776.70, of Other (Sale of Agricultural Prod) funds.

Item 26, Wildlife & Marine Resources, P24-8371, Georgetown/Sampit Boat Ramp, decrease budget to \$0.00 by subtracting \$24,876 of Other (Georgetown Cty Fish & Game) funds.

Item 27, Employment Security Commission, R60-8286, Anderson/Air-Conditioning System Replacement, decrease budget to \$18,823 by subtracting \$6,177 of Federal funds.

C. The following project close-outs have been reported to the Joint Bond Review Committee and have been approved by staff:

(1) On Summary 25-85:

Item 20, Adjutant General, E24-7010, Equipment Storage Buildings.

Item 21, Adjutant General, E24-8013, Building Renovation.

Item 22, Adjutant General, E24-8256, Leesburg Wetsite Relocate 3 Bldg.

Item 23, Budget & Control Board-General Services, F12-7981, Wholesale Fac Renov-Greenville.

Item 24, Budget & Control Board-General Services, F12-8359, Bldg Environmental Control System.

Item 25, The Citadel, H09-8222, Paint Water Tower

Item 26, Francis Marion College, H18-7303, Art, Drama, Music, Speech.

Item 27, Francis Marion College, H18-7306, Wallace Hall Renovation.

Item 28, USC-Columbia Campus, H27-7803, Woodrow Dorm Renovations.

Item 29, USC-Columbia Campus, H27-8490, Phys Plant Center Roof Repair.

026894

# EXHIBIT

MAY 14 1985 NO. 2

STATE BUDGET AND CONTROL BOARD  
MEETING OF MAY 14, 1985

BLUE AGENDA  
ITEM NUMBER

2, Page 6

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

Item 30, USC-Columbia Campus, H27-8491, Phys Scnc Bldg Air Handler Rep.

Item 31, USC-Columbia Campus, H27-8493, Wardlaw Window & Wall Repair.

Item 32, USC-Aiken Campus, H29-7861, Library Addition.

Item 33, USC-Aiken, H29-8486, Parking Lot A Repaving.

Item 34, USC-Salkehatchie, H38-7055, Lab/Classroom Bldg.

Item 35, USC-Salkehatchie, H38-8255, Parking Lot Improvement.

Item 36, Winthrop College, H47-8278, Athletic Fencing.

Item 37, Medical University of SC, H51-7342, Gen Stores & Rec Wrhs.

Item 38, Medical University of SC, H51-7343, Alt Basic Science-Animal Facility.

Item 39, Medical University of SC, H51-7357, Renov 1st Fl Research Bldg-Orth.

Item 40, Medical University of SC, H51-7362, Alter BCD Building.

Item 41, Medical University of SC, H51-7363, Renov-Anatomy-Basic Science & Research.

Item 42, Technical & Comprehensive Education, H59-7957, Wastewater Treatment Pl Op Tng.

Item 43, Technical & Comprehensive Education, H59-8272, Tri-County Miller Hall Reroof.

Item 44, Technical & Comprehensive Education, H59-8281, York-Replace B Bldg Roof.

Item 45, Technical & Comprehensive Education, H59-8332, Beaufort-Bldg #10 Replace Roof.

Item 46, State Library, H87-8219, Bull Street Parking Lot.

Item 47, Mental Retardation, J16-7421, Community Res Sumter.

Item 48, Mental Retardation, J16-8075, 8-Bed Comm Resid at Laurens.

Item 49, Mental Retardation, J16-8540, PD-Dogwood Cir Res Window Repl.

026895

# EXHIBIT

MAY 14 1985

NO. 2

STATE BUDGET AND CONTROL BOARD AGENDA  
MEETING OF MAY 14, 1985 ITEM NUMBER

2, Page 7

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

Item 50, Department of Corrections, N04-8603, MacDougall Acq 12.6 Acres.

Item 51, Department of Corrections, N04-8631, Wateree Farm Bldgs-Purchase 8.

Item 52, Agriculture Department, P16-8132, Pee Dee Reg Farmer's Mkt Phase 1.

Item 53, Wildlife & Marine Resources, P24-8058, Anderson Cty Pk/Lake Hartwell.

Item 54, Wildlife & Marine Resources, P24-8366, Grgtwn South Island Ferry RPR. Item 55, Patriots Point Development Authority, P36-8338, Mooring Dolphins Construction.

Item 56, Employment Security Commission, R60-8036, State Office Annex.

Item 57, Employment Security Commission, R60-8260, Columbia Whse-Office Building Purchase.

Item 58, Employment Security Commission, R60-8261, Marion Office Building Purchase.

Item 59, Highways & Public Transportation, U12-8352, HQ Bldg Computer Power Unit.

Item 60, Highways & Public Transportation, U12-8358, Sumter Patrol Office Building.

BOARD ACTION REQUESTED:

Receive as Information.

ATTACHMENTS:

Referenced Summaries.

026896

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
March 16, 1985 Through March 31, 1985

SUMMARY 22-85 Page 1 of 6  
Forwarded to JBRC 04/02/85

Item Agency: H12 Clemson University Project: 8515, Tillman Hall/Install Carillons

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: \*APR 24 1985

1. Action  
Proposed: Increase Budget from \$ 50,000.00 to \$ 80,000.00

Budget After Action Proposed  
Source Amount  
Appropriated State 80,000.00

(Add \$ 30,000.00 [6] Appropriated State)

Purpose: General contractor's bid exceeded estimate.

Ref: Supporting document pages 1-2.

TOTAL FUNDS 80,000.00

Item Agency: H15 College of Charleston Project: Stern Student Center Roof Replace

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: \*APR 24 1985

2. Action  
Proposed: Establish Project

Budget After Action Proposed  
Source Amount  
Appropriated State 52,000.00

Total Budget.....\$ 52,000.00  
[6] Appropriated State..\$ 52,000.00

Purpose: To remove the existing roof system and install a new coal tar bituminous roof system.

Ref: Supporting document pages 3-6.

TOTAL FUNDS 52,000.00

Item Agency: H15 College of Charleston Project: R. S. Small Library Roof Replace

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: \*APR 24 1985

3. Action  
Proposed: Establish Project

Budget After Action Proposed  
Source Amount  
Appropriated State 82,000.00

Total Budget.....\$ 82,000.00  
[6] Appropriated State..\$ 82,000.00

Purpose: To remove the existing roof system and install a new coal tar bituminous roof system.

Ref: Supporting document pages 7-9.

TOTAL FUNDS 82,000.00

Item Agency: H18 Francis Marion College Project: 8320, Student Housing/Dining Facility

Committee Review Date: \*  
B&C Board Approval Date: \*

4. Action  
Proposed: Increase Budget from \$ 5,022,600.00 to \$ 5,500,000.00

Budget After Action Proposed  
Source Amount  
Revenue Bonds 5,500,000.00

(Add \$ 477,400.00 [3] Revenue Bonds, Housing)

Purpose: Final cost estimates based on final plans and specifications indicate this is the amount needed to obtain the most beneficial number of accommodations, economies of scale, and size of dining facility to provide for present housing and housing anticipated in the near future.

Ref: Supporting document pages 10-11.

TOTAL FUNDS 5,500,000.00

EXHIBIT  
MAY 14 1985  
STATE BUDGET & CONTROL BOARD  
NO. 2

026897



STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
March 16, 1985 Through March 31, 1985

SUMMARY 22-85 Page 2 of 6  
Forwarded to JBRC 04/02/85

Item Agency: H27 USC-Columbia Campus Project: 7727, Williams-Brice Stadium Addition

5.

Action

Proposed: Increase Budget from \$11,971,000.00 to \$12,371,000.00

(Add \$ 1,000,000.00 [4] Excess Debt Service, Stadium)  
(Subtract \$ 600,000.00 [8] Athletic)

Purpose: To change source of funds by reducing \$600,000 of Athletic funds and adding \$600,000 Excess Stadium Bond Debt Service funds. Also, to increase budget for lighting modifications to be made prior to 1985 season at a cost of \$400,000 to be financed by Excess Stadium Bond Debt Service funds.

Ref: Supporting document pages 12-15.

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: 03/12/85

Budget After Action Proposed

| Source              | Amount        |
|---------------------|---------------|
| Revenue Bonds       | 10,000,000.00 |
| Excess Debt Service | 2,219,765.00  |
| Athletic            | 151,235.00    |

TOTAL FUNDS 12,371,000.00

Item Agency: H51 Medical University Project: 8682, Library/Administration Bldg Renovations

6.

Action

Proposed: Increase Budget from \$ 40,000.00 to \$ 125,000.00

(Add \$ 85,000.00 [6] Appropriated State)

Purpose: Renovation of rooms AL 201, AL 202, and AL 203 for the University Registrar and Director of Admissions to include cluster work stations, TAB filing system, and furnishings.

Ref: Supporting document pages 16-18.

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: APR 24 1985

Budget After Action Proposed

| Source             | Amount     |
|--------------------|------------|
| Appropriated State | 125,000.00 |

TOTAL FUNDS 125,000.00

Item Agency: H59 Technical & Comp Ed Project: 8416, Aiken/Roof Repair 5 Bldgs

7.

Action

Proposed: Increase Budget from \$ 32,000.00 to \$ 35,477.00

(Add \$ 3,477.00 Other)

Purpose: The low bid came in approximately \$1,590 over the engineer's estimate plus a needed alternate item that amounted to \$2,250 which increased the need to revise the budgeted amount.

Ref: Supporting document pages 19-20.

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: APR 24 1985

Budget After Action Proposed

| Source | Amount    |
|--------|-----------|
| Other  | 35,477.00 |

TOTAL FUNDS 35,477.00

Item Agency: H59 Technical & Comp Ed Project: 8418, Denmark/Recreation Complex Area 101

8.

Action

Proposed: Increase Budget from \$ 91,000.00 to \$ 160,000.00

(Add \$ 69,000.00 Other, Plant Fund)

Purpose: To provide the funds needed to fully finance the project.

Ref: Supporting document pages 21-22.

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: APR 24 1985

Budget After Action Proposed

| Source | Amount     |
|--------|------------|
| Other  | 160,000.00 |

TOTAL FUNDS 160,000.00

866920

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
March 16, 1985 Through March 31, 1985

SUMMARY 22-85 Page 3 of 6  
Forwarded to JBRC 04/02/85

|          |   |   |                                      |
|----------|---|---|--------------------------------------|
| Item 9.  | Agency: H59 Technical & Comp Ed   | Project: Engineering Tec Bldg/Electrical Sys Modification | Committee Review Date: *APR 16 1985  |
|          | Action Proposed: Establish Project  |   | B&C Board Approval Date: APR 24 1985 |
|          | Total Budget.....\$ 49,500.00   |   | Budget After Action Proposed         |
|          | [9] Other, Local Institution..\$ 49,500.00  |   | Source Amount                        |
|          |   |   | Other 49,500.00                      |
|          | Purpose: Modify the existing 277/480V 2000Amp General Electric service switchboard to accommodate a new 800Amp circuit to serve a new 800Amp 277/480V distribution panelboard.  |   |                                      |
|          | Ref: Supporting document pages 23-26.   |   |                                      |
|          |   | TOTAL FUNDS   | 49,500.00                            |
| Item 10. | Agency: N04 Corrections Dept  | Project: 8618, Kirkland Roof/Floor Repair                 | Committee Review Date: *APR 16 1985  |
|          | Action Proposed: Increase Budget from \$ 58,000.00 to \$ 98,000.00  |   | B&C Board Approval Date: APR 24 1985 |
|          | (Add \$ 40,000.00 [6] Appropriated State)   |   | Budget After Action Proposed         |
|          |   |   | Source Amount                        |
|          |   |   | Appropriated State 98,000.00         |
|          | Purpose: These additional funds are needed to restore one wing of a dormitory to its original condition. This wing deteriorated to substandard conditions during the time it was occupied by inmates who have now been transferred to Gilliam Psychiatric Unit.   |   |                                      |
|          | Ref: Supporting document pages 27-29.   |   |                                      |
|          |   | TOTAL FUNDS   | 98,000.00                            |
| Item 11. | Agency: P24 Wildlife & Marine Res   | Project: 8592, Georgetown/Murrells Inlet Boat Ramp        | Committee Review Date: APR 16 1985   |
|          | Action Proposed: Increase Budget from \$ 250,000.00 to \$ 430,000.00  |   | B&C Board Approval Date: APR 24 1985 |
|          | (Add \$ 215,000.00 [7] Federal)   |   | Budget After Action Proposed         |
|          | (Add \$ 100,000.00 [9] Other, Georgetown County)  |   | Source Amount                        |
|          | (Add \$ 85,000.00 [9] Other, PRT)   |   | Federal 215,000.00                   |
|          | (Subtract \$ 220,000.00 [9] Other, County Water Rec Res)  |   | Other 215,000.00                     |
|          | Purpose: Original estimate was determined prior to the acquisition of the land. Actual area and size of parking lot unknown at submission of original request. Also, the original estimate did not include the paving of the parking area (approximately 3 acres) or the storm water management requirement ordered by the S. C. Coastal Council and the Georgetown Planning Commission. Change source of funds while increasing total budget by \$180,000. |   |                                      |
|          | Ref: Supporting document pages 30-31.   |   |                                      |
|          |   | TOTAL FUNDS   | 430,000.00                           |

026599

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 5, 1985 Through April 5, 1985

SUMMARY 23-85 Page 1 of 1  
Forwarded to JBRC 4/5/85

Item Agency: H59 Technical & Comp Ed Project: York-"C" Building/Reroof

1.

Action

Proposed: Establish Project

Total Budget.....\$ 196,600.00  
[9] Other, Institutional Funds..\$ 196,600.00

Purpose: To reroof building with 5-ply fiberglass built-up roof.

Ref: Supporting document pages 1-4.

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: \*APR 23 1985

Budget After Action Proposed

| Source | Amount     |
|--------|------------|
| Other  | 196,600.00 |

TOTAL FUNDS 196,600.00

Item Agency: P36 Patriots Point Dev Auth Project: Water & Sewage Distribution System

2.

Action

Proposed: Establish Project

Total Budget.....\$ 73,000.00  
[9] Other, Admission Revenue.....\$ 40,500.00  
[9] Other, Mt. Pleasant Water & Sewer Commission..\$ 32,500.00

Purpose: Install cathodic protection on approximately 2750 and 4200 linear feet of Ductile Iron sewer and water pipe respectively.

Ref: Supporting document pages 5-9.

Committee Review Date: \*APR 16 1985  
B&C Board Approval Date: \*APR 23 1985

Budget After Action Proposed

| Source | Amount    |
|--------|-----------|
| Other  | 73,000.00 |

TOTAL FUNDS 73,000.00

006920

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 1 of 17  
Forwarded to JBRC 04/17/85

|         |   |  |  |
|---------|---|--|--|
| Item 1. | Agency: F12 B&C Bd-General Services   | Project: 8045, Criminal Justice Hall of Fame/Storage Renovations | Committee Review Date: APR 30 1985<br>B&C Board Approval Date: MAY 06 1985 |
|         | Action  |  |  |
|         | Proposed: Increase Budget from \$ 92,500.00 to \$ 137,500.00  |  | Budget After Action Proposed   |
|         | (Add \$ 45,000.00 [9] Other)  |  | Source Amount<br>Other 137,500.00  |
|         | Purpose: To satisfy additional security and fire protection requirements for Melvin Purvis gun collection.  |  |  |
|         | Ref: Supporting document pages 1-2.   |  | TOTAL FUNDS 137,500.00   |
| Item 2. | Agency: F12 B&C Bd-General Services   | Project: Mt Vernon Mill Site Development                         | Committee Review Date: *<br>B&C Board Approval Date: *                     |
|         | Action  |  |  |
|         | Proposed: Establish Project   |  | Budget After Action Proposed   |
|         | Total Budget.....\$ 3,000,000.00  |  | Source Amount  |
|         | [0] Capital Improvement Bonds..\$ 3,000,000.00  |  | Capital Improvement Bonds 3,000,000.00                                     |
|         | Purpose: To demolish the existing warehouses, water tower, etc.; conversion of north warehouse into exhibit support building; site purchase, preparation and development as a support area for the Mt Vernon Mill Building which is being renovated for use as an office building for the Tax Commission and the State Library's Library for the Handicapped and as a State Museum facility. Funds to be transferred from the State Museum project H95-7380 as approved by the Museum Commission Trustees. Formal sanction of this shift by the General is being sought also. |  |  |
|         | Ref: Supporting document pages 3-15.  |  | TOTAL FUNDS 3,000,000.00   |
| Item 3. | Agency: H59 Technical & Comp Ed   | Project: 7084, Piedmont-Health/Tec Facility Phase V              | Committee Review Date: APR 30 1985<br>B&C Board Approval Date: APR 23 1985 |
|         | Action  |  |  |
|         | Proposed: Increase Budget from \$ 1,957,660.00 to \$ 2,322,205.50   |  | Budget After Action Proposed   |
|         | (Add \$ 364,545.50 [9] Other)   |  | Source Amount<br>Other 2,322,205.50  |
|         | Purpose: To add funds to increase construction line item to reflect low bid received March 7, 1985. Bids expire May 7, 1985.  |  |  |
|         | Ref: Supporting document pages 16-18.   |  | TOTAL FUNDS 2,322,205.50   |

026501



STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 2 of 17  
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Item Agency: H95 Museum Commission Project: 7380, Master Plan

4.

Action

Proposed: Decrease Budget from \$ 4,659,000.00 to \$ 1,659,000.00

(Subtract \$ 3,000,000.00 [0] Capital Improvement Bonds)

Purpose: The transfer of these funds to the Budget and Control Board is to assist in unifying this project. The Mount Vernon Mill Renovation project includes the building renovation, development of parking and other site work and landscaping. All will be funded from this transferred amount. The funds remaining are to be used for design and exhibit purposes.

Ref: Supporting document pages 19-21.

Committee Review Date: \*  
B&C Board Approval Date: \*

Budget After Action Proposed

| Source                    | Amount       |
|---------------------------|--------------|
| Capital Improvement Bonds | 1,059,000.00 |
| Other                     | 600,000.00   |

TOTAL FUNDS 1,659,000.00

Item Agency: J12 Mental Health Dept Project: CF-Building 4/Activity ICF-MR

5.

Action

Proposed: Establish Project

Total Budget.....\$ 50,000.00  
[4] Excess Debt Service, Paying Patient Fee Account..\$ 50,000.00

Purpose: Interior renovation to accommodate ancillary/support service that are required by ICF-MR units (Bldgs. 14, 16, 13).

Ref: Supporting document pages 22-23.

Committee Review Date: \* APR 30 1985  
B&C Board Approval Date: \* MAY 06 1985

Budget After Action Proposed

| Source              | Amount    |
|---------------------|-----------|
| Excess Debt Service | 50,000.00 |

TOTAL FUNDS 50,000.00

Item Agency: J12 Mental Health Dept Project: SCDMH/Archives

6.

Action

Proposed: Establish Project

Total Budget.....\$ 50,000.00  
[4] Excess Debt Service, Paying Patient Fee Account..\$ 50,000.00

Purpose: Develop, design and coordinate informational displays and the surrounding areas depicting the history of the SC Department of Mental Health. Due to the loss of the Mills Building to the Budget and Control Board, the archives for the Department of Mental Health must be relocated and will require research and evaluation of the existing historical data and materials.

Ref: Supporting document pages 24-25.

Committee Review Date: \* APR 30 1985  
B&C Board Approval Date: \* MAY 06 1985

Budget After Action Proposed

| Source              | Amount    |
|---------------------|-----------|
| Excess Debt Service | 50,000.00 |

TOTAL FUNDS 50,000.00

026902

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 3 of 17  
Forwarded to JBRC 04/17/85

Item Agency: J16 Mental Retardation Project: Whitten Center-Dorm 1 Renovation

7.

Action

Proposed: Establish Project

|                                   |           |
|-----------------------------------|-----------|
| Total Budget.....\$               | 70,561.80 |
| [4] Excess Debt Service.....\$    | 20,561.80 |
| [9] Other, Medicaid Operating..\$ | 50,000.00 |

Purpose: To divide the building into three medicaid qualified 8-bed units including fire alarm systems, handicap compliance, etc. Funds will be transferred from projects J16-7971, 8342, 8360, 8129, 8389 and 8390.

Ref: Supporting document pages 26-29.

Committee Review Date: APR 30 1985

B&C Board Approval Date: MAY 06 1985

Budget After Action Proposed

| Source              | Amount    |
|---------------------|-----------|
| Excess Debt Service | 20,561.80 |
| Other               | 50,000.00 |

|             |           |
|-------------|-----------|
| TOTAL FUNDS | 70,561.80 |
|-------------|-----------|

026503

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 22, 1985 Through April 22, 1985

SUMMARY 26-85 Page 1 of 1  
Forwarded to JBRC 04/22/85

Item Agency: H15 College of Charleston Project: 8665, 9 Liberty Street (Southern Bell) Bldg Renovation

1.

Action

Proposed: Increase Budget from \$ 350,000.00 to \$ 407,077.42

(Add \$ 57,077.42 [4] Excess Debt Service)

Purpose: To accept low bid to begin renovation of this building to permit the relocation of the departments of Computer Science and Computer Services before the beginning of the fall 1985 semester.

Ref: Supporting document pages 1-3.

Committee Review Date: APR 22 1985  
B&C Board Approval Date: APR 22 1985

| Budget After Action Proposed |            |
|------------------------------|------------|
| Source                       | Amount     |
| Excess Debt Service          | 57,077.42  |
| Other                        | 350,000.00 |

TOTAL FUNDS 407,077.42

026504

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 22, 1985 Through April 22, 1985

SUMMARY 26-85 Page 1 of 1  
Forwarded to JBRC 04/22/85

Item Agency: H15 College of Charleston Project: 8665, 9 Liberty Street (Southern Bell) Bldg Renovation

1.

Action

Proposed: Increase Budget from \$ 350,000.00 to \$ 407,077.42

(Add \$ 57,077.42 [4] Excess Debt Service)

Purpose: To accept low bid to begin renovation of this building to permit the relocation of the departments of Computer Science and Computer Services before the beginning of the fall 1985 semester.

Ref: Supporting document pages 1-3.

Committee Review Date: APR 22 1985  
B&C Board Approval Date: APR 22 1985

Budget After Action Proposed

| Source              | Amount     |
|---------------------|------------|
| Excess Debt Service | 57,077.42  |
| Other               | 350,000.00 |

TOTAL FUNDS

407,077.42

026504



STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 26, 1985 Through April 26, 1985

SUMMARY 27-85 Page 1 of 1  
Forwarded to JBRC 04/26/85

Item Agency: H73 Vocational Rehabilitation Project: 8275, Laurens Vocational Rehabilitation Center

1.

Action

Proposed: Increase Budget from \$ 790,470.00 to \$ 820,470.00

(Subtract \$ 32,773.00 [7] Federal)

(Add \$ 62,773.00 [9] Other)

Purpose: To accept low bid for construction of new brick veneer building consisting of approximately 25,000 square feet specifically designed for V.R. purposes. Bid date of April 23, 1985.

Ref: Supporting document pages 1-2.

Committee Review Date: APR 30 1985  
B&C Board Approval Date: MAY 06 1985

Budget After Action Proposed

| Source  | Amount     |
|---------|------------|
| Federal | 410,235.00 |
| Other   | 410,235.00 |

TOTAL FUNDS 820,470.00

Item Agency: H73 Vocational Rehabilitation Project: 8466, Training Complex-Perimeter Road

2.

Action

Proposed: Increase Budget from \$ 75,000.00 to \$ 92,966.00

(Add \$ 5,233.00 [7] Federal)

(Add \$ 12,733.00 [9] Other)

Purpose: To accept low bid for construction of perimeter road of training complex. Bid date of April 23, 1985.

Ref: Supporting document pages 3-4.

Committee Review Date: APR 30 1985  
B&C Board Approval Date: MAY 06 1985

Budget After Action Proposed

| Source             | Amount    |
|--------------------|-----------|
| Appropriated State | 33,750.00 |
| Federal            | 46,483.00 |
| Other              | 12,733.00 |

TOTAL FUNDS 92,966.00

026505

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 4 of 17  
Forwarded to JBRC 04/17/85

|          |  |   |
|----------|--|---|
| Item 8.  | Agency: F12 B&C Bd-General Services Project: 8197, Agri-Business Center Feasibility Study  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/09/85            |
|          | Action Proposed: Decrease Budget from \$ 236,500.00 to \$ 177,915.00<br>(Subtract \$ 58,585.00 [6] Appropriated State)   | Budget After Action Proposed<br>Source Amount<br>Appropriated State 177,915.00  |
|          | Purpose: The 1984-85 Appropriations Act established the authority to use the unexpended balance of the Agri-Business Center project to fund certain other feasibility studies.   |   |
|          | Ref: Supporting document pages 30-35.  | TOTAL FUNDS 177,915.00  |
| Item 9.  | Agency: H24 S.C. State College Project: 8451, Moss Hall Renovations  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/09/85            |
|          | Action Proposed: Decrease Budget from \$ 100,000.00 to \$ 0.00<br>(Subtract \$ 100,000.00 [4] Excess Debt Service)   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 0.00       |
|          | Purpose: To cancel project. Moss Hall is used to house the School of Business and is utilized to its capacity throughout the year, therefore, it is impossible to renovate the building at this time. A new building for the School of Business is being constructed and will be completed in two years. The removal of Moss Hall will commence on the completion of the new building. |   |
|          | Ref: Supporting document pages 36-38.  | TOTAL FUNDS 0.00  |
| Item 10. | Agency: J12 Mental Health Dept Project: 8518, Building 14/Convert to ICF-MR  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/16/85            |
|          | Action Proposed: Decrease Budget from \$ 125,000.00 to \$ 115,000.00<br>(Subtract \$ 10,000.00 Excess Debt Service, Paying Patient Fee Account)  | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 115,000.00 |
|          | Purpose: Decrease project funding in the amount of \$10,000 and allow funds to revert back to original source.   |   |
|          | Ref: Supporting document pages 39-40.  | TOTAL FUNDS 115,000.00  |
| Item 11. | Agency: J12 Mental Health Dept Project: 8519, Building 16/Convert to ICF-MR  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/16/85            |
|          | Action Proposed: Decrease Budget from \$ 200,000.00 to \$ 180,000.00<br>(Subtract \$ 20,000.00 Excess Debt Service, Paying Patient Fee Account)  | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 180,000.00 |
|          | Purpose: Decrease funding in the amount of \$20,000 and allow funds to revert to original source.  |   |
|          | Ref: Supporting document pages 41-42.  | TOTAL FUNDS 180,000.00  |

026506

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| Item 12. | Agency: J12 Mental Health Dept   | Project: 8522, SCDMH/Food Service Consultant            | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/16/85            |
| Action   | Proposed: Decrease Budget from \$ 50,000.00 to \$ 0.00<br>(Subtract \$ 50,000.00 [4] Excess Debt Service, Paying Patient Fee Account)        |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 0.00       |
| Purpose: | To cancel project and revert funds to original source.   |   |   |
| Ref:     | Supporting document pages 43-44.   |   | TOTAL FUNDS 0.00  |
| Item 13. | Agency: J12 Mental Health Dept   | Project: 8523, Building 13/Convert to ICF-MR            | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/16/85            |
| Action   | Proposed: Decrease Budget from \$ 150,000.00 to \$ 130,000.00<br>(Subtract \$ 20,000.00 [4] Excess Debt Service, Paying Patient Fee Account) |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 130,000.00 |
| Purpose: | Decrease project funding in the amount of \$20,000 and allow funds to revert to original source.   |   |   |
| Ref:     | Supporting document pages 45-46.   |   | TOTAL FUNDS 130,000.00  |
| Item 14. | Agency: J16 Mental Retardation   | Project: 7971, PD-Purchase/Renovate Community Residence | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/10/85            |
| Action   | Proposed: Decrease Budget from \$ 104,179.44 to \$ 85,908.80<br>(Subtract \$ 18,270.64 [4] Excess Debt Service)                              |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 85,908.80  |
| Purpose: | To close project and transfer remaining funds to newly-requested project, WC-Dorm 1 Renovation.  |   |   |
| Ref:     | Supporting document pages 47-48.   |   | TOTAL FUNDS 85,908.80   |
| Item 15. | Agency: J16 Mental Retardation   | Project: 8129, Coastal-Buildings H3/H4 Roofing          | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/10/85            |
| Action   | Proposed: Decrease Budget from \$ 22,232.61 to \$ 21,500.00<br>(Subtract \$ 732.61 [4] Excess Debt Service)                                  |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 21,500.00  |
| Purpose: | To close project and transfer remaining funds to newly-requested project, WC-Dorm 1 Renovation.  |   |   |
| Ref:     | Supporting document pages 49-50.   |   | TOTAL FUNDS 21,500.00   |

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| Item 16. | Agency: J16 Mental Retardation   | Project: 8342, Whitten Center-Building #3 Window Replacement      | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/10/85                             |
|          | Action Proposed: Decrease Budget from \$ 20,880.67 to \$ 19,900.00<br>(Subtract \$ 980.67 [4] Excess Debt Service) |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 1,900.00<br>Other 18,000.00 |
|          | Purpose: To close project and transfer remaining funds to newly-requested project, WC-Dorm 1 Renovation.           |   |  |
|          | Ref: Supporting document pages 51-52.  |   | TOTAL FUNDS 19,900.00  |
| Item 17. | Agency: J16 Mental Retardation   | Project: 8360, Whitten Center- Buildings 4,7/D,E Demolition       | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/10/85                             |
|          | Action Proposed: Decrease Budget from \$ 44,578.88 to \$ 44,300.00<br>(Subtract \$ 278.88 [4] Excess Debt Service) |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 9,300.00<br>Other 35,000.00 |
|          | Purpose: To close project and transfer remaining funds to newly-requested project, WC-Dorm 1 Renovation.           |   |  |
|          | Ref: Supporting document pages 53-54.  |   | TOTAL FUNDS 44,300.00  |
| Item 18. | Agency: J16 Mental Retardation   | Project: 8389, Whitten Center-Fire Alarm System/Voc Center        | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/10/85                             |
|          | Action Proposed: Decrease Budget from \$ 14,600.00 to \$ 14,446.00<br>(Subtract \$ 154.00 [4] Excess Debt Service) |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 1,446.00<br>Other 13,000.00 |
|          | Purpose: To close project and transfer remaining funds to newly-requested project, WC-Dorm 1 Renovation.           |   |  |
|          | Ref: Supporting document pages 55-56.  |   | TOTAL FUNDS 14,446.00  |
| Item 19. | Agency: J16 Mental Retardation   | Project: 8390, Whitten Center-Fire Alarm System/Webb Voc Facility | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/10/85                             |
|          | Action Proposed: Decrease Budget from \$ 16,600.00 to \$ 16,455.00<br>(Subtract \$ 145.00 [4] Excess Debt Service) |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 3,455.00<br>Other 13,000.00 |
|          | Purpose: To close project and transfer remaining funds to newly-requested project, WC-Dorm 1 Renovation.           |   |  |
|          | Ref: Supporting document pages 57-58.  |   | TOTAL FUNDS 16,455.00  |

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| Item 12. | Agency: H09 The Citadel   | Project: 7028, Duckett Hall Roof Repairs | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85   |
|          | Action Proposed: Increase Budget from \$ 225,000.00 to \$237,304.56<br>(Add \$ 12,304.56 [4] Excess Debt Service)                               |  | Budget After Action Proposed<br>Source Amount<br>Capital Improvement Bonds 225,000.00<br>Excess Debt Service 12,304.56 |
|          | Purpose: To transfer funds needed to complete project from project H09-7974.  |  |  |
|          | Ref: Supporting document pages 30-32.   |  | TOTAL FUNDS 237,304.56   |
| Item 13. | Agency: H09 The Citadel   | Project: 7277, Fire Safety Requirements  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85   |
|          | Action Proposed: Increase Budget from \$ 25,000.00 to \$ 33,713.27<br>(Add \$ 8,713.27 [2] Tuition Bonds)                                       |  | Budget After Action Proposed<br>Source Amount<br>Tuition Bonds 33,713.27   |
|          | Purpose: To provide better state-of-the-art hardware to provide more effective operation by transferring funds from completed project H09-7278. |  |  |
|          | Ref: Supporting document pages 33-34.   |  | TOTAL FUNDS 33,713.27  |
| Item 14. | Agency: H09 The Citadel   | Project: 7278, Steam Line Replacement    | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85   |
|          | Action Proposed: Decrease Budget from \$ 153,228.17 to \$ 144,514.90<br>(Subtract \$ 8,713.27 [2] Tuition Bonds)                                |  | Budget After Action Proposed<br>Source Amount<br>Tuition Bonds 144,514.90  |
|          | Purpose: To close project and transfer remaining funds to project H09-7277.   |  |  |
|          | Ref: Supporting document pages 35-37.   |  | TOTAL FUNDS 144,514.90   |
| Item 15. | Agency: H09 The Citadel   | Project: 7974, Kovats Field Parking Area | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85   |
|          | Action Proposed: Decrease Budget from \$ 246,894.77 to \$ 234,590.21<br>(Subtract \$ 12,304.56 [4] Excess Debt Service)                         |  | Budget After Action Proposed<br>Source Amount<br>Tuition Bonds 4,894.77<br>Excess Debt Service 229,695.44              |
|          | Purpose: To close project and transfer remaining funds to project H09-7028.   |  |  |
|          | Ref: Supporting document pages 38-39.   |  | TOTAL FUNDS 234,590.21   |

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| Item 16. | Agency: H09 The Citadel   | Project: 8312, Barracks #2 Tower Repair        | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85                        |
|          | <u>Action Proposed:</u> Decrease Budget from \$ 42,352.78 to \$ 37,940.00<br>(Subtract \$ 4,412.78 [9] Other, Student Housing Fees)     |  | Budget After Action Proposed<br>Source Amount<br>Revenue Bonds 32,352.78<br>Other 37,940.00 |
|          | <u>Purpose:</u> To close the project and transfer remaining funds to project H09-8476.  |  |   |
|          | <u>Ref:</u> Supporting document pages 40-41.  |  | TOTAL FUNDS 70,292.78   |
| Item 17. | Agency: H09 The Citadel   | Project: 8476, Barracks #2 Exterior Renovation | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85                        |
|          | <u>Action Proposed:</u> Increase Budget from \$ 57,350 to \$ 61,762.78<br>(Add \$ 4,412.78 [9] Other, Student Housing Fees)             |  | Budget After Action Proposed<br>Source Amount<br>Other 61,762.78                            |
|          | <u>Purpose:</u> To allow more work items to be completed. Funds transferred from project H09-8312.                                      |  |   |
|          | <u>Ref:</u> Supporting document pages 42-43.  |  | TOTAL FUNDS 61,762.78   |
| Item 18. | Agency: H47 Winthrop College  | Project: 8062, McLaurin Retrofit               | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85                        |
|          | <u>Action Proposed:</u> Increase Budget from \$ 1,500,000.00 to \$ 1,581,541.28<br>(Add \$ 81,541.28 [4] Excess Debt Service, Housing ) |  | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 1,581,541.28           |
|          | <u>Purpose:</u> To add carpet and vinyl floor coverings to the McLaurin Hall renovation. Funds transferred from project H47-8472.       |  |   |
|          | <u>Ref:</u> Supporting document pages 44-45.  |  | TOTAL FUNDS 1,581,541.28  |
| Item 19. | Agency: H47 Winthrop College  | Project: 8472, Richardson Hall Painting        | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85                        |
|          | <u>Action Proposed:</u> Decrease Budget from \$ 130,000.00 to \$ 30,110.72<br>(Subtract \$ 99,889.28 [4] Excess Debt Service, Housing)  |  | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 30,110.72              |
|          | <u>Purpose:</u> Reduce budget to expenditures and transfer remaining funds to H47-8062, (81,541.28) and H47-8675 (18,348.00).           |  |   |
|          | <u>Ref:</u> Supporting document pages 46-47.  |  | TOTAL FUNDS 30,110.72   |

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|-------------|---|---|---|
| Item<br>20. | Agency: H47 Winthrop College  | Project: 8473, Phelps Hall Painting               | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85                                      |
|             | Action<br>Proposed: Decrease Budget from \$ 140,000.00 to \$ 78,348.00  |   |   |
|             | (Subtract \$ 61,652.00 [4] Excess Debt Service, Housing)  |   | <div>Budget After Action Proposed</div> <div>Source Amount</div> <div>Excess Debt Service 78,348.00</div> |
|             | Purpose: Reduce budget to actual expenditures and transfer remaining funds to H47-8675.   |   |   |
|             | Ref: Supporting document pages 48-49.   |   |   |
|             |   | TOTAL FUNDS                                       | 78,348.00   |
| Item<br>21. | Agency: H59 Tec & Comprehensive Ed  | Project: 7956, Harbison Center Site Work          | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85                                      |
|             | Action<br>Proposed: Decrease Budget from \$ 387,391.00 to \$ 326,762.46   |   |   |
|             | (Subtract \$ 60,628.54 [9] Other, Local)  |   | <div>Budget After Action Proposed</div> <div>Source Amount</div> <div>Other 326,762.46</div>              |
|             | Purpose: To close project and revert remaining funds to original source.  |   |   |
|             | Ref: Supporting document pages 50-51.   |   |   |
|             |   | TOTAL FUNDS                                       | 326,762.46  |
| Item<br>22. | Agency: N20 Criminal Justice Academy  | Project: 8065, Range Road Resurfacing             | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 05/01/85*                                     |
|             | Action<br>Proposed: Increase Budget from \$ 185,750.00 to \$ 200,750.00   |   |   |
|             | (Add \$ 15,000.00 [9] Other, Fines & Forfeitures)   |   | <div>Budget After Action Proposed</div> <div>Source Amount</div> <div>Other 200,750.00</div>              |
|             | Purpose: The revision is to include modifying existing roadway to off-road vehicle recovery section. Scope of work is to include approximately 600 feet of curbing, a concrete ribbon 10 feet x 600 feet with grading to be completed by Department of Corrections. Increase transferred from project N20-8549. |   |   |
|             | Ref: Supporting document pages 52-53.   |   |   |
|             |   | TOTAL FUNDS                                       | 200,750.00  |
| Item<br>23. | Agency: N20 Criminal Justice Academy  | Project: 8549, Weapons Range Baffles Modification | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 05/01/85                                      |
|             | Action<br>Proposed: Decrease Budget from \$ 25,000.00 to \$ 10,000.00   |   |   |
|             | (Subtract \$ 15,000.00 [9] Other, Fines & Forfeitures)  |   | <div>Budget After Action Proposed</div> <div>Source Amount</div> <div>Other 10,000.00</div>               |
|             | Purpose: To close project and transfer remaining funds to project N20-8065.   |   |   |
|             | Ref: Supporting document pages 54-55.   |   |   |
|             |   | TOTAL FUNDS                                       | 10,000.00   |

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| Item 24.                     | Agency: N20 Criminal Justice Academy    Project: 8635, Inmate Quarters to Dorm Renovation   | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 05/01/85  |                              |  |        |        |         |           |
|------------------------------|---|---|------------------------------|--|--------|--------|---------|-----------|
|                              | <u>Action Proposed:</u> Decrease Budget from \$ 200,000.00 to \$ 65,000.00<br>(Subtract \$ 135,000.00 [9] Other, Fines & Forfeitures) | <table><tr><th colspan="2">Budget After Action Proposed</th></tr><tr><th>Source</th><th>Amount</th></tr><tr><td>Other</td><td>65,000.00</td></tr></table>   | Budget After Action Proposed |  | Source | Amount | Other   | 65,000.00 |
| Budget After Action Proposed |   |   |                              |  |        |        |         |           |
| Source                       | Amount  |   |                              |  |        |        |         |           |
| Other                        | 65,000.00   |   |                              |  |        |        |         |           |
|                              | <u>Purpose:</u> To close project and transfer remaining funds to project N20-8064.  |   |                              |  |        |        |         |           |
|                              | <u>Ref:</u> Supporting document pages 56-57.  | TOTAL FUNDS 65,000.00   |                              |  |        |        |         |           |
| Item 25.                     | Agency: P20 Clemson University PSA    Project: 8381, Lamaster Dairy-Driveway Resurface  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/26/85  |                              |  |        |        |         |           |
|                              | <u>Action Proposed:</u> Decrease Budget from \$ 36,369.94 \$ 29,593.25<br>(Subtract \$ 6,776.70 [9] Other, Sale of Agricultural Prod) | <table><tr><th colspan="2">Budget After Action Proposed</th></tr><tr><th>Source</th><th>Amount</th></tr><tr><td>Other</td><td>29,593.25</td></tr></table>   | Budget After Action Proposed |  | Source | Amount | Other   | 29,593.25 |
| Budget After Action Proposed |   |   |                              |  |        |        |         |           |
| Source                       | Amount  |   |                              |  |        |        |         |           |
| Other                        | 29,593.25   |   |                              |  |        |        |         |           |
|                              | <u>Purpose:</u> To close project and revert remaining funds to original source.   |   |                              |  |        |        |         |           |
|                              | <u>Ref:</u> Supporting document pages 58-59.  | TOTAL FUNDS 29,593.25   |                              |  |        |        |         |           |
| Item 26.                     | Agency: P24 Wildlife & Marine Res    Project: 8371, Georgetown/Sampit Boat Ramp   | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 05/01/85  |                              |  |        |        |         |           |
|                              | <u>Action Proposed:</u> Decrease Budget from \$ 24,876.00 to \$ 0.00<br>(Subtract \$ 24,876.00 [9] Other, Georgetown Cty Fish & Game) | <table><tr><th colspan="2">Budget After Action Proposed</th></tr><tr><th>Source</th><th>Amount</th></tr><tr><td>Other</td><td>0.00</td></tr></table>        | Budget After Action Proposed |  | Source | Amount | Other   | 0.00      |
| Budget After Action Proposed |   |   |                              |  |        |        |         |           |
| Source                       | Amount  |   |                              |  |        |        |         |           |
| Other                        | 0.00  |   |                              |  |        |        |         |           |
|                              | <u>Purpose:</u> To cancel project as funds were withdrawn.  |   |                              |  |        |        |         |           |
|                              | <u>Ref:</u> Supporting document pages 60-61.  | TOTAL FUNDS 0.00  |                              |  |        |        |         |           |
| Item 27.                     | Agency: R60 Employment Security Comm    Project: 8286, Anderson-Air-Conditioning System Replacement                                   | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 05/01/85  |                              |  |        |        |         |           |
|                              | <u>Action Proposed:</u> Decrease Budget from \$ 25,000.00 to \$ 18,823.00<br>(Subtract \$ 6,177.00 [7] Federal)                       | <table><tr><th colspan="2">Budget After Action Proposed</th></tr><tr><th>Source</th><th>Amount</th></tr><tr><td>Federal</td><td>18,823.00</td></tr></table> | Budget After Action Proposed |  | Source | Amount | Federal | 18,823.00 |
| Budget After Action Proposed |   |   |                              |  |        |        |         |           |
| Source                       | Amount  |   |                              |  |        |        |         |           |
| Federal                      | 18,823.00   |   |                              |  |        |        |         |           |
|                              | <u>Purpose:</u> To close project and revert remaining funds to original source.   |   |                              |  |        |        |         |           |
|                              | <u>Ref:</u> Supporting document pages 62-64.  | TOTAL FUNDS 18,823.00   |                              |  |        |        |         |           |

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| Item 20. | Agency: E24 Adjutant General   | Project: 7010, Equipment Storage Bldgs        | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85                  |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 118,960.30) |   | Budget After Action Proposed<br>Source Amount<br>Capital Improvement Bonds 118,960.30 |
|          | Purpose: To close project.   |   |   |
|          | Ref: Supporting document pages 59.   |   | TOTAL FUNDS 118,960.30  |
| Item 21. | Agency: E24 Adjutant General   | Project: 8013, Building Renovation            | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85                  |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 22,000.00)  |   | Budget After Action Proposed<br>Source Amount<br>Capital Improvement Bonds 22,000.00  |
|          | Purpose: To close project.   |   |   |
|          | Ref: Supporting document pages 60.   |   | TOTAL FUNDS 22,000.00   |
| Item 22. | Agency: E24 Adjutant General   | Project: 8256, Leesburg Wetsite Reloc 3 Bldgs | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85                  |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 33,625.00)  |   | Budget After Action Proposed<br>Source Amount<br>Federal 33,625.00                    |
|          | Purpose: To close project.   |   |   |
|          | Ref: Supporting document pages 61.   |   | TOTAL FUNDS 33,625.00   |
| Item 23. | Agency: F12 B&C Bd-General Services  | Project: 7981, Wholesale Fac Renov Greenville | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85                  |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 18,500.00)  |   | Budget After Action Proposed<br>Source Amount<br>Appropriated State 18,500.00         |
|          | Purpose: To close project.   |   |   |
|          | Ref: Supporting document pages 62.   |   | TOTAL FUNDS 18,500.00   |

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|---------------------------|---|--|---|--------|--------|---------------------------|--------------|---------------------|------------|
| Item 24.                  | Agency: F12 B&C Bd-General Services   | Project: 8359, Bldg Environmental Control System | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85  |        |        |                           |              |                     |            |
|                           | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 143,639.00)         |  | <u>Budget After Action Proposed</u><br><table><tr><td>Source</td><td>Amount</td></tr><tr><td>Appropriated State</td><td>143,639.00</td></tr></table>  | Source | Amount | Appropriated State        | 143,639.00   |                     |            |
| Source                    | Amount  |  |   |        |        |                           |              |                     |            |
| Appropriated State        | 143,639.00  |  |   |        |        |                           |              |                     |            |
|                           | <u>Purpose:</u> To close project.   |  |   |        |        |                           |              |                     |            |
|                           | <u>Ref:</u> Supporting document pages 63.   |  | TOTAL FUNDS 143,639.00  |        |        |                           |              |                     |            |
| Item 25.                  | Agency: H09 The Citadel   | Project: 8222, Paint Water Tower                 | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85  |        |        |                           |              |                     |            |
|                           | <u>Action Proposed:</u> Decrease Budget from \$ 42,000.00 to \$ 41,282.00<br>(Subtract \$ 718.00 [9] Other) |  | <u>Budget After Action Proposed</u><br><table><tr><td>Source</td><td>Amount</td></tr><tr><td>Other</td><td>41,282.00</td></tr></table>  | Source | Amount | Other                     | 41,282.00    |                     |            |
| Source                    | Amount  |  |   |        |        |                           |              |                     |            |
| Other                     | 41,282.00   |  |   |        |        |                           |              |                     |            |
|                           | <u>Purpose:</u> To close project and revert balance of funds to original source.                            |  |   |        |        |                           |              |                     |            |
|                           | <u>Ref:</u> Supporting document pages 64.   |  | TOTAL FUNDS 41,282.00   |        |        |                           |              |                     |            |
| Item 26.                  | Agency: H18 Francis Marion College  | Project: 7303, Art, Drama, Music, Speech         | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85  |        |        |                           |              |                     |            |
|                           | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 3,345,031.73)       |  | <u>Budget After Action Proposed</u><br><table><tr><td>Source</td><td>Amount</td></tr><tr><td>Capital Improvement Bonds</td><td>3,037,634.20</td></tr><tr><td>Excess Debt Service</td><td>307,397.53</td></tr></table> | Source | Amount | Capital Improvement Bonds | 3,037,634.20 | Excess Debt Service | 307,397.53 |
| Source                    | Amount  |  |   |        |        |                           |              |                     |            |
| Capital Improvement Bonds | 3,037,634.20  |  |   |        |        |                           |              |                     |            |
| Excess Debt Service       | 307,397.53  |  |   |        |        |                           |              |                     |            |
|                           | <u>Purpose:</u> To close project.   |  |   |        |        |                           |              |                     |            |
|                           | <u>Ref:</u> Supporting document pages 65.   |  | TOTAL FUNDS 3,345,031.73  |        |        |                           |              |                     |            |
| Item 27.                  | Agency: H18 Francis Marion College  | Project: 7306, Wallace Hall Renovation           | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85  |        |        |                           |              |                     |            |
|                           | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 240,440.00)         |  | <u>Budget After Action Proposed</u><br><table><tr><td>Source</td><td>Amount</td></tr><tr><td>Capital Improvement Bonds</td><td>8,000.00</td></tr><tr><td>Other</td><td>232,440.00</td></tr></table>                   | Source | Amount | Capital Improvement Bonds | 8,000.00     | Other               | 232,440.00 |
| Source                    | Amount  |  |   |        |        |                           |              |                     |            |
| Capital Improvement Bonds | 8,000.00  |  |   |        |        |                           |              |                     |            |
| Other                     | 232,440.00  |  |   |        |        |                           |              |                     |            |
|                           | <u>Purpose:</u> To close project.   |  |   |        |        |                           |              |                     |            |
|                           | <u>Ref:</u> Supporting document pages 66.   |  | TOTAL FUNDS 240,440.00  |        |        |                           |              |                     |            |

026914

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Item Agency: H27 USC-Columbia Campus Project: 7803, Woodrow Dorm Renovations  
28.

Action  
Proposed: To close project.  
(Expenditures now equal total budget of \$ 1,175,423.45)

Purpose: To close project.

Ref: Supporting document pages 67.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |              |
|------------------------------|--------------|
| Source                       | Amount       |
| Excess Debt Service          | 1,175,423.45 |

|             |              |
|-------------|--------------|
| TOTAL FUNDS | 1,175,423.45 |
|-------------|--------------|

Item Agency: H27 USC-Columbia Campus Project: 8490, Physical Plant Center Roof Repair  
29.

Action  
Proposed: Decrease Budget from \$ 30,000.00 to \$ 0.00  
(Subtract \$ 30,000.00 [6] Appropriated State)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 68.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |        |
|------------------------------|--------|
| Source                       | Amount |
| Appropriated State           | 0.00   |

|             |      |
|-------------|------|
| TOTAL FUNDS | 0.00 |
|-------------|------|

Item Agency: H27 USC-Columbia Campus Project: 8491, Phys Scnc Bldg Air Handler Rep  
30.

Action  
Proposed: Decrease Budget from \$ 80,000.00 to \$ 0.00  
(Subtract \$ 80,000.00 [6] Appropriated State)

Purpose: To cancel project and revert funds to original source.

Ref: Supporting document pages 69.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |        |
|------------------------------|--------|
| Source                       | Amount |
| Appropriated State           | 0.00   |

|             |      |
|-------------|------|
| TOTAL FUNDS | 0.00 |
|-------------|------|

Item Agency: H27 USC-Columbia Campus Project: 8493, Wardlaw Window & Wall Repair  
31.

Action  
Proposed: Decrease Budget from \$ 30,000.00 to \$ 0.00  
(Subtract \$ 30,000.00 [6] Appropriated State)

Purpose: To cancel project and revert funds to original source.

Ref: Supporting document pages 70.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |        |
|------------------------------|--------|
| Source                       | Amount |
| Appropriated State           | 0.00   |

|             |      |
|-------------|------|
| TOTAL FUNDS | 0.00 |
|-------------|------|

026915

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Item Agency: H29 USC-Aiken Campus Project: 7861, Library Addition  
32.

Action

Proposed: To close project.  
(Expenditures now equal total budget of \$ 1,349,280.31)

Purpose: To close project.

Ref: Supporting document pages 71.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/84

Budget After Action Proposed

| Source                    | Amount       |
|---------------------------|--------------|
| Capital Improvement Bonds | 1,232,000.00 |
| Excess Debt Service       | 102,137.00   |
| Appropriated State        | 3,430.95     |
| Federal                   | 9,277.00     |
| Other                     | 2,435.36     |

TOTAL FUNDS 1,349,280.31

Item Agency: H29 USC-Aiken Campus Project: 8486, Parking Lot A Repaving  
33.

Action

Proposed: Decrease Budget from \$ 45,000.00 to \$ 42,500.00  
(Subtract \$ 2,500.00 [9] Other)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 72.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

Budget After Action Proposed

| Source | Amount    |
|--------|-----------|
| Other  | 42,500.00 |

TOTAL FUNDS 42,500.00

Item Agency: H38 USC-Salkehatchie Project: 7055, Lab/Classroom Bldg  
34.

Action

Proposed: Decrease Budget from \$ 800,900.00 to \$ 799,906.20  
(Subtract \$ 993.80 [6] Appropriated State)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 73.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

Budget After Action Proposed

| Source                    | Amount     |
|---------------------------|------------|
| Capital Improvement Bonds | 300,000.00 |
| Tuition Bonds             | 385,000.00 |
| Appropriated State        | 29,006.20  |
| Other                     | 85,900.00  |

TOTAL FUNDS 799,906.20

Item Agency: H38 USC-Salkehatchie Project: 8255, USC-Salk Parking Lot Improvement  
35.

Action

Proposed: Decrease Budget from \$ 30,000.00 to \$ 29,900.00  
(Subtract \$ 100.00 [4] Excess Debt Service)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 74.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

Budget After Action Proposed

| Source              | Amount    |
|---------------------|-----------|
| Excess Debt Service | 29,900.00 |

TOTAL FUNDS 29,900.00

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|          |   |   |  |
|----------|---|---|--|
| Item 36. | Agency: H47 Winthrop College  | Project: 8278, Athletic Fencing   | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|          | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 20,000.00)  |   |  |
|          | <u>Purpose:</u> To close project.   |   |  |
|          | <u>Ref:</u> Supporting document pages 75.   |   |  |
|          |   | Budget After Action Proposed<br>Source Amount<br>Appropriated State 20,000.00<br><br>TOTAL FUNDS 20,000.00  |  |
| Item 37. | Agency: H51 Medical Univ of S. C.   | Project: 7342, Gen Stores & Rec Warehouse   | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|          | <u>Action Proposed:</u> Decrease Budget from \$ 1,900,000.00 to \$ 39,160.54<br>(Subtract \$ 1,800,000.00 [3] Revenue Bonds)<br>(Subtract \$ 60,839.46 [4] Excess Debt Service) |   |  |
|          | <u>Purpose:</u> To close project and transfer remaining Excess Debt Service funds to original source. Revenue Bonds never issued.   |   |  |
|          | <u>Ref:</u> Supporting document pages 76.   |   |  |
|          |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 39,160.54<br><br>TOTAL FUNDS 39,160.54 |  |
| Item 38. | Agency: H51 Medical Univ of S. C.   | Project: 7343, Alt Basic Science-Animal Facility  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|          | <u>Action Proposed:</u> Decrease Budget from \$ 365,000.00 to \$ 414.97<br>(Subtract \$ 35,585.03 [2] Tuition Bonds)<br>(Subtract \$ 329,000.00 [3] Revenue Bonds)              |   |  |
|          | <u>Purpose:</u> To close project and transfer remaining Tuition Bond funds to original source. Revenue Bonds never issued.  |   |  |
|          | <u>Ref:</u> Supporting document pages 77.   |   |  |
|          |   | Budget After Action Proposed<br>Source Amount<br>Tuition Bonds 414.97<br><br>TOTAL FUNDS 414.97             |  |
| Item 39. | Agency: H51 Medical Univ of S. C.   | Project: 7357, Renov 1st Floor Research Bldg-Orth   | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|          | <u>Action Proposed:</u> Decrease Budget from \$ 500,000.00 to \$ 0.00<br>(Subtract \$ 500,000.00 [3] Revenue Bonds)   |   |  |
|          | <u>Purpose:</u> To cancel project. Revenue Bonds never issued.  |   |  |
|          | <u>Ref:</u> Supporting document pages 78.   |   |  |
|          |   | Budget After Action Proposed<br>Source Amount<br>Revenue Bonds 0.00<br><br>TOTAL FUNDS 0.00                 |  |

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|             |  |   |  |
|-------------|--|---|--|
| Item<br>40. | Agency: H51 Medical Univ of S. C.  | Project: 7362, Alter BCD Building                     | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|             | Action   |   |  |
|             | Proposed: Decrease Budget from \$ 500,000.00 to \$ 294,891.41                                  |   |  |
|             | (Subtract \$ 205,108.59 [4] Excess Debt Service)   |   |  |
|             | Purpose: To close project and transfer remaining Excess Debt Service funds to original source. |   |  |
|             | Ref: Supporting document pages 79.   |   |  |
|             |  | TOTAL FUNDS 294,891.41                                |  |
| Item<br>41. | Agency: H51 Medical Univ of S. C.  | Project: 7363, Renov-Anatomy-Basic Science & Research | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|             | Action   |   |  |
|             | Proposed: Decrease Budget from \$ 173,000.00 to \$ 170,578.21                                  |   |  |
|             | (Subtract \$ 2,421.79 [4] Excess Debt Service)   |   |  |
|             | Purpose: To close project and revert remaining funds to original source.                       |   |  |
|             | Ref: Supporting document pages 80.   |   |  |
|             |  | TOTAL FUNDS 170,578.21                                |  |
| Item<br>42. | Agency: H59 Technical & Comp Ed  | Project: 7957, Wastewater Treatment Pl Op Tng         | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|             | Action   |   |  |
|             | Proposed: To close project.<br>(Expenditures now equal total budget of \$ 500,000.00)          |   |  |
|             | Purpose: To close project.   |   |  |
|             | Ref: Supporting document pages 81.   |   |  |
|             |  | TOTAL FUNDS 500,000.00                                |  |
| Item<br>43. | Agency: H59 Technical & Comp Ed  | Project: 8272, Tri-County Miller Hall Reroof          | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85 |
|             | Action   |   |  |
|             | Proposed: To close project.<br>(Expenditures now equal total budget of \$ 57,102.00)           |   |  |
|             | Purpose: To close project.   |   |  |
|             | Ref: Supporting document pages 82.   |   |  |
|             |  | TOTAL FUNDS 57,102.00                                 |  |

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Item Agency: H59 Technical & Comp Ed Project: 8281, York-Replace B Bldg Roof

44.

Action

Proposed: Decrease Budget from \$ 106,000.00 to \$ 91,584.00

(Subtract \$ 14,416.00 [9] Other, Local)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 83.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |           |
|------------------------------|-----------|
| Source                       | Amount    |
| Other                        | 91,584.00 |

TOTAL FUNDS 91,584.00

Item Agency: H59 Technical & Comp Ed Project: 8332, Beaufort-Bldg #10 Replace Roof

45.

Action

Proposed: Decrease Budget from \$ 39,200.00 to \$ 34,920.00

(Subtract \$ 4,280.00 [9] Other, Local)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 84.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |           |
|------------------------------|-----------|
| Source                       | Amount    |
| Other                        | 34,920.00 |

TOTAL FUNDS 34,920.00

Item Agency: H87 State Library Project: 8219, Bull Street Parking Lot

46.

Action

Proposed: Decrease Budget from \$ 25,000.00 to \$ 21,178.96

(Subtract \$ 3,821.04 [6] Appropriated State)

Purpose: To close project and revert remaining funds to Administration, other operating expense, equipment for disaster preparedness.

Ref: Supporting document pages 85-85B.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |           |
|------------------------------|-----------|
| Source                       | Amount    |
| Appropriated State           | 21,178.96 |

TOTAL FUNDS 21,178.96

Item Agency: J16 Mental Retardation Dept Project: 7421, Community Res Sumter

47.

Action

Proposed: To close project.  
(Expenditures now equal total budget of \$ 162,304.68)

Purpose: To close project.

Ref: Supporting document pages 86.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |            |
|------------------------------|------------|
| Source                       | Amount     |
| Excess Debt Service          | 162,304.68 |

TOTAL FUNDS 162,304.68

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|          |   |   |   |
|----------|---|---|---|
| Item 48. | Agency: J16 Mental Retardation Dept   | Project: 8075, 8-Bed Comm Resid at Laurens    | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85            |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 180,449.23)                    |   |   |
|          | Purpose: To close project.  |   |   |
|          | Ref: Supporting document pages 87.  |   |   |
|          |   |   | Budget After Action Proposed<br>Source Amount<br>Excess Debt Service 180,449.23 |
|          |   |   | TOTAL FUNDS 180,449.23  |
| Item 49. | Agency: J16 Mental Retardation Dept   | Project: 8540, PD Dogwood Cir Res Window Repl | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85            |
|          | Action Proposed: Decrease Budget from \$ 30,000.00 to \$ 0.00<br>(Subtract \$ 30,000.00 [6] Appropriated State) |   |   |
|          | Purpose: To cancel project and revert funds to original source.   |   |   |
|          | Ref: Supporting document pages 88.  |   |   |
|          |   |   | Budget After Action Proposed<br>Source Amount<br>Appropriated State 0.00        |
|          |   |   | TOTAL FUNDS 0.00  |
| Item 50. | Agency: N04 Corrections Dept  | Project: 8603, MacDougall Acq 12.6 Acres      | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85            |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 22,540.00)                     |   |   |
|          | Purpose: To close project.  |   |   |
|          | Ref: Supporting document pages 89.  |   |   |
|          |   |   | Budget After Action Proposed<br>Source Amount<br>Other 22,540.00                |
|          |   |   | TOTAL FUNDS 22,540.00   |
| Item 51. | Agency: N04 Corrections Dept  | Project: 8631, Wateree Farm Bldgs-Purchase 8  | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85            |
|          | Action Proposed: To close project.<br>(Expenditures now equal total budget of \$ 19,000.00)                     |   |   |
|          | Purpose: To close project.  |   |   |
|          | Ref: Supporting document pages 90.  |   |   |
|          |   |   | Budget After Action Proposed<br>Source Amount<br>Appropriated State 19,000.00   |
|          |   |   | TOTAL FUNDS 19,000.00   |

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|          |  |  |   |
|----------|--|--|---|
| Item 52. | Agency: P16 Agriculture Dept   | Project: 8132, Pee Dee Reg Farmer's Mkt Ph I | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85          |
|          | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 48,850.00)         |  | Budget After Action Proposed<br>Source Amount<br>Appropriated State 48,850.00 |
|          | <u>Purpose:</u> To close project.  |  |   |
|          | <u>Ref:</u> Supporting document pages 91.  |  | TOTAL FUNDS 48,850.00   |
| Item 53. | Agency: P24 Wildlife & Marine Res  | Project: 8058, Anderson Cty Pk/Lake Hartwell | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85          |
|          | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 30,000.00)         |  | Budget After Action Proposed<br>Source Amount<br>Other 30,000.00              |
|          | <u>Purpose:</u> To close project.  |  |   |
|          | <u>Ref:</u> Supporting document pages 92.  |  | TOTAL FUNDS 30,000.00   |
| Item 54. | Agency: P24 Wildlife & Marine Res  | Project: 8366, Crgtwn South Island Ferry RPR | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85          |
|          | <u>Action Proposed:</u> To close project.<br>(Expenditures now equal total budget of \$ 22,500.00)         |  | Budget After Action Proposed<br>Source Amount<br>Other 22,500.00              |
|          | <u>Purpose:</u> To close project.  |  |   |
|          | <u>Ref:</u> Supporting document pages 93.  |  | TOTAL FUNDS 22,500.00   |
| Item 55. | Agency: P36 Patriots Point Dev Auth  | Project: 8338, Mooring Dolphins Construction | Committee Review Date: 99/99/99<br>B&C Board Approval Date: 04/05/85          |
|          | <u>Action Proposed:</u> Decrease Budget from \$ 15,000.00 to \$ 14,960.00<br>(Subtract \$ 40.00 [9] Other) |  | Budget After Action Proposed<br>Source Amount<br>Other 14,960.00              |
|          | <u>Purpose:</u> To close project and revert remaining funds to original source.                            |  |   |
|          | <u>Ref:</u> Supporting document pages 94.  |  | TOTAL FUNDS 14,960.00   |

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|  |   |
|--|---|
| <p>Item Agency: R60 Employment Security Comm Project: 8036, State Office Annex<br/>56.<br/>Action<br/>Proposed: Decrease Budget from \$ 1,111,300.00 to \$ 1,107,752.33<br/>(Subtract \$ 3,547.67 [7] Federal)<br/>Purpose: To close project and revert remaining funds to original source.<br/>Ref: Supporting document pages 95.</p>                   | <p>Committee Review Date: 99/99/99<br/>B&amp;C Board Approval Date: 04/05/85<br/><br/>Budget After Action Proposed<br/>Source Amount<br/>Federal 1,107,752.33<br/><br/>TOTAL FUNDS 1,107,752.33</p> |
| <p>Item Agency: R60 Employment Security Comm Project: 8260, Columbia Whse-Office Bldg Pur<br/>57.<br/>Action<br/>Proposed: To close project.<br/>(Expenditures now equal total budget of \$ 580,000.00)<br/>Purpose: To close project.<br/>Ref: Supporting document pages 96.</p>  | <p>Committee Review Date: 99/99/99<br/>B&amp;C Board Approval Date: 04/05/85<br/><br/>Budget After Action Proposed<br/>Source Amount<br/>Federal 580,000.00<br/><br/>TOTAL FUNDS 580,000.00</p>     |
| <p>Item Agency: R60 Employment Security Comm Project: 8261, Marion Office Bldg Purchase<br/>58.<br/>Action<br/>Proposed: To close project.<br/>(Expenditures now equal total budget of \$ 188,875.00)<br/>Purpose: To close project.<br/>Ref: Supporting document pages 97.</p>  | <p>Committee Review Date: 99/99/99<br/>B&amp;C Board Approval Date: 04/05/85<br/><br/>Budget After Action Proposed<br/>Source Amount<br/>Federal 188,875.00<br/><br/>TOTAL FUNDS 188,875.00</p>     |
| <p>Item Agency: U12 Highways &amp; Public Trans Project: 8352, HQ Bldg Computer Power Unit<br/>59.<br/>Action<br/>Proposed: Decrease Budget from \$ 14,000.00 to \$ 13,435.00<br/>(Subtract \$ 565.00 [9] Other, Building Funds)<br/>Purpose: To close project and revert remaining funds to original source.<br/>Ref: Supporting document pages 98.</p> | <p>Committee Review Date: 99/99/99<br/>B&amp;C Board Approval Date: 04/05/85<br/><br/>Budget After Action Proposed<br/>Source Amount<br/>Other 13,435.00<br/><br/>TOTAL FUNDS 13,435.00</p>         |

026922

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 17 of 17  
Forwarded to JBRC 04/17/85

Item Agency: U12 Highways & Public Trans Project: 8358, Sumter Patrol Office Bldg  
60.

Action  
Proposed: Decrease Budget from \$ 164,500.00 to \$ 150,142.51

(Subtract \$ 14,357.00 [9] Other, Building Fund)

Purpose: To close project and revert remaining funds to original source.

Ref: Supporting document pages 99.

Committee Review Date: 99/99/99  
B&C Board Approval Date: 04/05/85

| Budget After Action Proposed |            |
|------------------------------|------------|
| Source                       | Amount     |
| Other                        | 150,142.51 |

|             |            |
|-------------|------------|
| TOTAL FUNDS | 150,142.51 |
|-------------|------------|

EXHIBIT  
MAY 14 1985 NO. 2  
STATE BUDGET & CONTROL BOARD

026923

# EXHIBIT

MAY 14 1985

NO. 3

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

STATE BUDGET & CONTROL BOARD  
BLUE AGENDA  
ITEM NUMBER

3

AGENCY: Budget Division

SUBJECT: FTE Position Operating Report, April 1985

The full-time-equivalent position operating report for April, 1985 is attached. Please refer to it for details.

BOARD ACTION REQUESTED:

Receive as information the FTE position operating report for the month of April, 1985 which shows a net change of 75.75 positions during the month, resulting in the total authorized position base at April 30 of 60,553.68 of which 56,515.41 positions were filled and 4,038.27 were vacant.

ATTACHMENTS:

Agenda item worksheet and referenced report.

026924



MAY - 8 1985  
85-68

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

For meeting scheduled for:

May 14, 1985

☒ Blue Agenda  
☐ Regular Session Agenda  
☐ Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature:

*James H. Coleman Jr.*

2. Subject: 1984-85 FTE Operating Report For The Month Of April

3. Summary Background Information:

This monthly report is submitted in accordance with Section 145 of the 1984-85 Appropriation Act.

EXHIBIT

MAY 14 1985 NO. 3

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Information Only.

5. What is recommendation of the Board Division involved?

Information Only.

*Coleman*  
Recommended By

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. Authorized FTE Position Monthly  
Report

026925

# EXHIBIT

STATE BUDGET DIVISION  
1984-85 FULL-TIME-EQUIVALENT POSITION MAY 14 1985 NO. 3  
OPERATIONAL REPORT  
FOR THE MONTH OF APRIL, 1985 STATE BUDGET & CONTROL BOARD

| SECTION NO.                                   | AGENCY                           | TOTAL FTE POSITIONS | STATE FTE POSITIONS | FEDERAL FTE POSITIONS | OTHER FTE POSITIONS |
|---|----------------------------------|---------------------|---------------------|-----------------------|---------------------|
| Total Authorized FTE Position<br>Base 4/1/85  |                                  | 60,477.93           | 35,288.26           | 8,383.42              | 16,806.25           |
| <u>Authorized Adjustments</u>                 |                                  |                     |                     |                       |                     |
| 10  | Attorney General's Office        | (66.00)             | (66.00)             |                       |                     |
| 16 A  | B & C Bd-Executive Director      | 1.00                | 1.00                |                       |                     |
| 16 F  | B & C Bd-Fire Marshal            | (1.00)              | 0                   | (1.00)                |                     |
| 16 H  | B & C Bd-Human Resource Mgmt     | (1.00)              | (1.00)              |                       |                     |
| 16 H  | B & C Bd-Human Resource Mgmt     | 1.00                | 0                   | 0                     | 1.00                |
| 20  | Clemson University - E & G       | 26.00               | 0                   | 0                     | 26.00               |
| 23  | Lander College                   | 0.75                | 0                   | 0.75                  |                     |
| 39  | Museum Commission                | 0                   | 1.00                | 0                     | (1.00)              |
| 40  | Health & Human Svcs Fin Comm     | 1.00                | 0                   | 0                     | 1.00                |
| 40  | Health & Human Svcs Fin Comm     | 3.00                | 0.74                | 2.26                  |                     |
| 41  | DHEC                             | 38.50               | 0                   | 8.00                  | 30.50               |
| 41  | DHEC                             | 7.50                | 0                   | 7.50                  |                     |
| 42  | Mental Health                    | (1.00)              | 0                   | 0                     | (1.00)              |
| 45  | Dept of Social Services          | 66.00               | 19.80               | 46.20                 |                     |
| 45  | Dept of Social Services          | (3.00)              | (0.74)              | (2.26)                |                     |
| 58  | Law Enforcement Training Council | 2.00                | 0                   | 0                     | 2.00                |
| 114   | Real Estate Commission           | 1.00                | 1.00                |                       |                     |
| Total Net Adjustment                          |                                  | 75.75               | (44.20)             | 61.45                 | 58.50               |
| Total Authorized FTE Position<br>Base 4/30/85 |                                  | 60,553.68           | 35,244.06           | 8,444.87              | 16,864.75           |
| Total Filled FTE Positions<br>4/30/85         |                                  | 56,515.41           | 33,373.81           | 7,512.53              | 15,629.07           |
| Total Vacant FTE Positions<br>4/30/85         |                                  | 4,038.27            | 1,870.25            | 932.34                | 1,235.68            |

Prepared:  
May 2, 1985

026926

STATE OF SOUTH CAROLINA  
BUDGET AND CONTROL BOARD  
STATE BUDGET DIVISION  
406 WADE HAMPTON STATE OFFICE BUILDING  
COLUMBIA, S.C. 29201  
(803) 758-3106

EXHIBIT

MAY 14 1985 NO. 3

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY, CHAIRMAN  
GOVERNOR

GRADY L. PATTERSON, JR.  
STATE TREASURER

EARLE E. MORRIS, JR.  
COMPTROLLER GENERAL



JESSE A. COLES, JR., Ph.D.  
DIVISION DIRECTOR

REMBERT C. DENNIS  
CHAIRMAN  
SENATE FINANCE COMMITTEE

TOM G. MANGUM  
CHAIRMAN  
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 2, 1985

The Honorable James M. Waddell, Jr.  
Joint Legislative Committee on Personal  
Service Financing and Budgeting  
213 Gressette Building  
Columbia, South Carolina 29201

Dear Senator Waddell:

Attached please find a copy of the April 1984-85 Authorized FTE  
Position Operating Report. I have approved and adjusted the Authorized  
FTE Position Base accordingly.

If you should have any questions please feel free to call.

Sincerely,

Jesse A. Coles, Jr., Ph.D.  
Director

JAC/dd

Attachment

026927

# EXHIBIT

MAY 14 1985

NO. 4

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

STATE BUDGET & CONTROL BOARD  
BLUE AGENDA  
ITEM NUMBER

4

AGENCY: Budget Division

SUBJECT: FTE Position Base Technical Adjustments

Attached is a listing of technical adjustments to the authorized full-time-equivalent position base which need the approval of the Senate Finance Committee. These changes were recommended by the Joint Legislative Committee on Personal Service Financing and Budgeting and approved by the Budget and Control Board. These authorized adjustments were made after the agencies submitted their 1985-86 budgets.

A total of 98.2 FTE positions is involved of which 7.79 are State, 31.41 are federal and 59 are other.

BOARD ACTION REQUESTED:

Receive as information the report to the Senate Finance Committee on needed adjustments to the FTE position base for the 1985-86 Appropriations Bill.

ATTACHMENTS:

Agenda item worksheet plus attachments.

026928



MAY - 8 1985  
85-74

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

For meeting scheduled for:

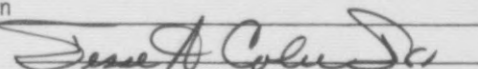
May 14, 1985

☒ Blue Agenda  
☐ Regular Session Agenda  
☐ Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature:



2. Subject:

1985-86 Appropriation Bill - FTE Technical Adjustment

3. Summary Background Information:

Schedule of technical adjustments, to the Authorized FTE Position Base, that need the approval of the Senate Finance Committee. All action included in the schedule was recommended by the Joint Legislative Committee on Personal Service Financing and Budgeting and authorized by the Budget and Control Board.

These authorized adjustments were made after the agencies submitted their 1985-86 Budgets.

EXHIBIT

MAY 14 1985 NO. 4

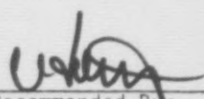
STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

For Information Only.

5. What is recommendation of the Board Division involved?

For Information Only.

  
Recommended By:

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. Letter to the Senate Finance Committee
2. Schedule of Technical Adjustments

026929

# EXHIBIT

MAY 14 1985

NO. 4

STATE BUDGET DIVISION  
SCHEDULE OF TECHNICAL ADJUSTMENTS  
TO THE AUTHORIZED FTE POSITION BASE  
APRIL 25, 1985

STATE BUDGET & CONTROL BOARD

| SECTION<br>NO. | AGENCY                           | TOTAL<br>FTE<br>POSITIONS | STATE<br>FTE<br>POSITIONS | FEDERAL<br>FTE<br>POSITIONS | OTHER<br>FTE<br>POSITIONS |
|----------------|----------------------------------|---------------------------|---------------------------|-----------------------------|---------------------------|
| 16 C           | B & C Bd-Research & Stat Svcs    | 0.50                      | 0                         | 0                           | 0.50                      |
| 20             | Clemson University - E & G       | 26.00                     | 0                         | 0                           | 26.00                     |
| 27             | St Bd for Tech & Comp Educ       | (1.00)                    | 0                         | (1.00)                      |                           |
| 37             | State Library                    | 2.00                      | 2.00                      |                             |                           |
| 40             | Health & Human Svcs Fin Comm     | 4.00                      | 0.74                      | 2.26                        | 1.00                      |
| 41             | DHEC                             | 46.00                     | 0                         | 15.50                       | 30.50                     |
| 42             | Dept of Mental Health            | (1.00)                    | 0                         | 0                           | (1.00)                    |
| 45             | Dept of Social Services          | 18.00                     | 3.85                      | 14.15                       |                           |
| 58             | Law Enforcement Training Council | 2.00                      | 0                         | 0                           | 2.00                      |
| 67             | Wildlife & Marine Resources      | (2.50)                    | 0                         | (2.50)                      |                           |
| 68             | Coastal Council                  | 3.00                      | 0                         | 3.00                        |                           |
| 100            | Engineering Board                | 0.20                      | 0.20                      |                             |                           |
| 114            | Real Estate Commission           | 1.00                      | 1.00                      |                             |                           |
|                | Total                            | 98.20                     | 7.79                      | 31.41                       | 59.00                     |

026920

STATE OF SOUTH CAROLINA  
BUDGET AND CONTROL BOARD  
STATE BUDGET DIVISION  
406 WADE HAMPTON STATE OFFICE BUILDING  
COLUMBIA, S.C. 29201  
(803) 758-3106

EXHIBIT

MAY 14 1985

NO. 4

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY, CHAIRMAN  
GOVERNOR

GRADY L. PATTERSON, JR.  
STATE TREASURER

EARLE E. MORRIS, JR.  
COMPTROLLER GENERAL



JESSE A. COLES, JR., Ph.D.  
DIVISION DIRECTOR

REMBERT C. DENNIS  
CHAIRMAN,  
SENATE FINANCE COMMITTEE

TOM G. MANGUM  
CHAIRMAN,  
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

April 25, 1985

Mr. Bill Jordan  
Director of Research  
Senate Finance Committee  
111 Gressette Building  
Columbia, South Carolina 29201

Dear Mr. Jordan:

Attached please find a copy of the schedule of technical adjustments, to the Authorized FTE Position Base, that need the approval of the Senate Finance Committee. All action included in the schedule was recommended by the Joint Legislative Committee on Personal Service Financing and Budgeting and authorized by the Budget and Control Board.

These authorized adjustments were made after the agencies submitted their 1985-86 Budgets.

Sincerely,

Jesse A. Coles, Jr., Ph.D.  
Director

JAC/dd  
Attachment

026931

# EXHIBIT

MAY 14 1985

NO. 5

## STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD

BLUE AGENDA

MEETING OF May 14, 1985

ITEM NUMBER

5

AGENCY: Executive Director

SUBJECT: Interviewee Travel Expense Reimbursement

Reports on interviewee travel reimbursement payments have been received as follows:

|                            | <u>Number of Payments</u> | <u>Cost</u>        |
|----------------------------|---------------------------|--------------------|
| (a) Mental Health          | 2                         | (\$800, estimated) |
| (b) College of Charleston  | 40                        | (\$5,609.93)       |
| (c) Francis Marion College | 4                         | (\$1,127.64)       |

BOARD ACTION REQUESTED:

Receive as information reports on the reimbursement of interviewee travel expenses by Mental Health (2); College of Charleston (40); Francis Marion College (4);

ATTACHMENTS:

026932





# Patrick B. Harris Psychiatric Hospital

A Facility of the South Carolina Department of Mental Health

APR 22 1985

P.O. Box 2907 / Anderson, South Carolina 29622 / (803) 225-8910

RECEIVED

James P. Anderson / Administrator

APR 19 1985

State Commissioner of  
Mental Health  
S. C. Dept. of Mental Health

## MEMORANDUM

TO: William S. Hall, M.D.  
State Commissioner  
S. C. Dept. of Mental Health

FROM: John D. Patton, M.D.  
Psychiatric Services Chief  
Patrick B. Harris Psychiatric Hospital

DATE: April 17, 1985

SUBJECT: Reimbursement for Travel by Out-of State Physician to  
Interview for Position of Staff Psychiatrist

1. In response to efforts to recruit psychiatrists so that it will be possible to staff Harris Psychiatric Hospital, I have received an application from a well qualified psychiatrist. This psychiatrist is now in training out of state.
2. It is essential that we recruit adequate numbers of qualified psychiatrists, so we may open this new facility.
3. We do not have qualified psychiatrists in state who have expressed interest in work at this facility.
4. The cost of bringing the candidate to Anderson would be less than sending a staff member to Florida to interview this candidate.
5. It is estimated that the cost of this trip will be approximately \$400.00.

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

EXHIBIT

MAY 14 1985 NO. 5

STATE BUDGET & CONTROL BOARD



026933

APR 25 1985



## The Beckman Center for Mental Health Services

A Facility of the South Carolina Department of Mental Health

P. O. Drawer 70 / Phoenix & Alexander Streets / Greenwood, S. C. 29648 / (803) 223-8331  
205 Laurens Street / P. O. Box 302 / Laurens, S. C. 29360 / (803) 984-2568  
1306 Hunt Street / P. O. Box 464 / Newberry, S. C. 29108 / (803) 271-3900  
200 Denny Highway / P.O. Box 596 / Saluda, S.C. 29138 / (803) 446-6122

Stephen E. Schenck  
Executive Director

April 22, 1985

APR 23 1985

State Commissioner of  
Mental Health  
S. C. Dept. of Mental Health

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

Dear Dr. Hall:

The Beckman Center has been fortunate in being able to attract David Markowitz, M. D. to join our staff in August following his completion of a two year fellowship in child and adolescent psychiatry at UCLA. Dr. Markowitz has tentatively agreed to join our staff and will be traveling to Greenwood to look for housing and finalizing plans to move.

As this position is very crucial to the operation of the Center, I would like to request that the Center reimburse Dr. Markowitz the cost of his expenses on this trip. Specifically, I am requesting the cost of coach plane fare and lodging and per diem. This Center has been unsuccessful for almost one year in locating a psychiatrist to replace our retired medical director. As we cover 7 counties in our service area, this position is crucial to providing adequate medical coverage to patients. This position is the only full-time psychiatrist position we have at the Center. Dr. Markowitz has visited the Center without reimbursement in the early spring of this year. He is now returning to finalize his decision to join our staff.

Dr. Markowitz has submitted his vitae (copy enclosed) and references are excellent. His training and experience should be an asset for all staff of the Center. We are excited about the potential of Dr. Markowitz joining our staff. Due to the facts presented above, I would hope that you would see fit to grant this request. If further information is needed, please contact me.

It is estimated that travel expenses will be in the approximate amount of \$400.

Sincerely,

*Steve Schenck*  
Steve Schenck  
Executive Director

SS/sb  
Enclosure

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



026934

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

CURRICULUM VITAE

DAVID JEFFREY MARKOWITZ, M.D.

Home Address: 1316 A Franklin Street  
Santa Monica, California 90404  
(213) 829-1646

Business Address: U.C.L.A. Neuropsychiatric Institute  
760 Westwood Plaza  
Los Angeles, California 90024  
(213) 825-0208

Social Security Number: 578-66-9903  
Date of Birth: December 25, 1953  
Place of Birth: Washington, D.C.

Marital Status: Married; No children

Education: 1971-1975 Pennsylvania State University  
University Park, Pennsylvania  
Bachelor of Science Degree with Honors  
Member, Psychology Honor Society

1976-1980 University of Maryland School of Medicine  
Baltimore, Maryland  
M.D.

Training: 1980-1981 University of Michigan, Mott Children's Hospital  
Ann Arbor, Michigan  
Internship in Pediatrics

1981-1983 Georgetown University Hospital  
Washington, D.C.  
Residency in General Psychiatry

1983- U.C.L.A., Department of Mental Retardation  
Present: and Child Psychiatry  
Los Angeles, California  
Fellowship in Child Psychiatry  
Chief Fellow, 1984-1985

Board Certification: Board Eligible, General Psychiatry  
Will be Board Eligible in Child Psychiatry, July 1985

Society Membership: Member-in-Training, American Psychiatric Association  
American Academy of Child Psychiatry  
Southern California Psychiatric Society

Employment: July 1984- Staff Psychiatrist ( 8 hours weekly )  
Present: Hathaway Home for Children  
Pacoima, California

026935



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

EXHIBIT

MAY 14 1985

NO. 5

Office of the President

STATE BUDGET & CONTROL BOARD

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Anne M. Hallum  
City Address: Hazel Green, AL  
Position to be Filled: Faculty Political Science  
Travel Dates: From March 20 To March 21, 1985  
Total Travel Reimbursement: \$ 393.00

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026936



393.00+  
 453.15+  
 632.00+  
 10.00+  
 301.00+  
 24.50+  
 491.75+  
 416.00+  
 434.85+  
 10.00+  
 14.50+  
 10.00+  
 550.64+  
 41.00+  
 74.90+  
 37.45+  
 37.45+  
 90.95+  
 406.52+  
 10.00+  
 10.00+  
 10.00+  
 15.56+  
 510.00+  
 3.50+  
 9.65+  
 7.39+  
 10.00+  
 4.50+  
 19.75+  
 74.90+  
 79.05+  
 41.60+  
 74.90+  
 37.45+  
 51.66+  
 88.61+  
 51.95+  
 59.80+  
 10.00+

040

5,609.93 \*

058830



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

Ram R. Pattikonda

City Address:

Erie, PA

Position to be Filled:

Faculty - Business Advisor

Travel Dates: From

March 5

To

March 6, 1985

Total Travel Reimbursement:

\$153.15

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026937



THE COLLEGE OF CHARLESTON APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Juan Berzale*

City Address:

*San Antonio, Texas*

Position to be Filled:

*Faculty - Business Admin.*

Travel Dates: From

*March 21*

To

*March 22, 1985*

Total Travel Reimbursement:

*\$632.00*

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

*Travel Expenses \$620.00*  
*Juan Berzale \$10.00*

Approved By:

*Edward M. Collins, Jr.*

Edward M. Collins, Jr.  
President

Original: Account Payable

Copy: Budget and Control Board

FOUNDED 1770

026938



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*John Andrew*

City Address:

*Spartanburg, SC*

Position to be Filled:

*Faculty - Business Admin.*

Travel Dates: From

*March 3*

To

*March 4, 1985*

Total Travel Reimbursement:

*Blackberry \$ 16.00*

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026939





THE COLLEGE OF CHARLESTON APR 19 1985  
CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Mark Hestley  
City Address: Columbus, Ga  
Position to be Filled: Faculty - Business Admin  
Travel Dates: From March 25 To March 27, 1985  
Total Travel Reimbursement: Mark Zenger \$10.00

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

Travel Expenses \$296.00  
Mark Zenger \$10.00

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026940



THE COLLEGE OF CHARLESTON APR 19 1985  
CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Frank Cassa  
City Address: Newark, N.J.  
Position to be Filled: Monthly Fine Arts  
Travel Dates: From March 27 To March 29, 1985  
Total Travel Reimbursement: \$24.50

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

Harris Gokman \$4.50  
Barbara Hural \$10.00  
Heral Kowal \$10.00

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026941



THE COLLEGE OF CHARLESTON APR 19 1985  
CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Orlen Mays  
City Address: Columbus, Ohio  
Position to be Filled: Faculty, 2nd Year  
Travel Dates: From March 24 To March 25, 1985  
Total Travel Reimbursement: \$491.75

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

Grand Expenses \$491.75  
Hiram Johnson \$4.50

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026942



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

APR 19 1985

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Robert Waterman  
City Address: Lewisburg, Pa.  
Position to be Filled: Faculty - Business Admin  
Travel Dates: From March 24 To March 25, 1985  
Total Travel Reimbursement: \$416.00

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

Travel Expenses \$416.00  
Meal Allowance 10.00

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026943





THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

APR 19 1985

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Christopher J. Jelis  
City Address: Newark, Delaware  
Position to be Filled: Faculty - Fine Arts  
Travel Dates: From March 18 To March 19, 1985  
Total Travel Reimbursement: \$434.85

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

Travel Rental \$10.00  
Travel Expense \$424.85

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026944



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Robert Gare  
City Address: Naples, Fla  
Position to be Filled: Faculty - Biology Dept.  
Travel Dates: From Feb 27 To Feb 29, 1985  
Total Travel Reimbursement: Phd. \$10.00

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026945



# THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: B. Shapiro  
City Address: Austin Texas  
Position to be Filled: Faculty - Gen. Act.  
Travel Dates: From March 28 To March 29, 1985  
Total Travel Reimbursement: \$ 14.50

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

John Albrecht - 10.00  
Arthur McDonald - 4.50

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026946



THE COLLEGE OF CHARLESTON APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Peter Retten*

City Address:

*Miami, FL*

Position to be Filled:

*Faculty - Biology*

Travel Dates: From

*March 17*

To

*March 19, 1985*

Total Travel Reimbursement:

*Phil Hunter \$ 10.00*

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026947





# THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Patrick Kager Moore*

City Address:

*Porter Moore, Rte*

Position to be Filled:

*Secretary - Fine Arts*

Travel Dates: From

*March 24* To *March 26, 1985*

Total Travel Reimbursement:

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

*Marion Hotel # 88.14*  
*Travel Expenses # 439.00*  
*John Albrecht - \$10.00*  
*Arthur McDonald 14.50*

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

Original: Account Payable

Copy: Budget and Control Board

FOUNDED 1770

026948



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Ewa Wajcicka  
City Address: Columbia, SC  
Position to be Filled: Faculty - Math Dept.  
Travel Dates: From March 21 To March 23, 1985  
Total Travel Reimbursement: \$41.00

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026949



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Quidley Cates  
City Address: Blackstone, Va  
Position to be Filled: Faculty - Zoology - Anthropology  
Travel Dates: From April To April, 1985  
Total Travel Reimbursement: Danvers House Hotel # 74.90

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026950



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

# EXHIBIT

MAY 14 1985

NO. 5

Office of the President

STATE BUDGET & CONTROL BOARD

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Edward Thompson  
City Address: Louisville Ky.  
Position to be Filled: Health Political Science  
Travel Dates: From April 1 To April 2, 1985  
Total Travel Reimbursement: Marion Brown Hotel \$ 37.45

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026951





THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

Thomas A. Harwin

City Address:

Honolulu Hawaii

Position to be Filled:

Faculty, Inter Dept.

Travel Dates:

From

March 28

To

March 29, 1985

Total Travel Reimbursement:

Traveler's Hotel \$37.45

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026952



THE COLLEGE OF CHARLESTON

APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Erud Wright  
City Address: Notre Dame Indiana  
Position to be Filled: Faculty - Political Science  
Travel Dates: From April 3 To April 4, 1985  
Total Travel Reimbursement: \$90.95

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

James Marion Hotel \$6.45  
Hotel Mass \$4.50

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026953



THE COLLEGE OF CHARLESTON APR 19 1985

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Deborah E. Dickerson  
City Address: Marshall Ky  
Position to be Filled: Faculty - Sociology / Anthropology  
Travel Dates: From April 1 To April 3, 1985  
Total Travel Reimbursement: \$406.52

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

Marion Meritt Hotel \$97.02  
Food Expenses \$309.50

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026954

APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*James M. Kama*

City Address:

*Stockton, CA*

Position to be Filled:

*Faculty Business Admin/Econ*

Travel Dates: From

*March 3 To March 4, 1985*

Total Travel Reimbursement:

*Rebecca Haring \$10.00*

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026955



APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

Rame Gutierrez

City Address:

Erie, Pa

Position to be Filled:

Faculty - Business Admin. Econ

Travel Dates: From

March 5

To

March 6, 1985

Total Travel Reimbursement:

Rebecca Harris \$10.00

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026956

APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Don White  
City Address: Salinas, CA  
Position to be Filled: Faculty - Business Admin/Econ  
Travel Dates: From Feb 23 To Feb 26, 1985  
Total Travel Reimbursement: \$10.00

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

*Edward M. Collins, Jr. \$10.00*

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

Original: Account Payable  
Copy: Budget and Control Board

026957

FOUNDED 1770

APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Aune Hallum  
City Address: Birmingham, Ala.  
Position to be Filled: Faculty - Political Science  
Travel Dates: From March 20 To March 24, 1985  
Total Travel Reimbursement: \$15.56

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

Craig Kinnaird \$12.06  
Harold Mann \$3.50

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

Original: Account Payable  
Copy: Budget and Control Board

026958

FOUNDED 1770

APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Bruce Shapiro*

City Address:

*Austin, Texas*

Position to be Filled:

*Recruiting - Fine Arts*

Travel Dates: From

*March 28*

To

*March 29, 1985*

Total Travel Reimbursement:

*\$510.00*

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026959



APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Cytron*

City Address:

*Austin Texas*

Position to be Filled:

*Security - Police Dept.*

Travel Dates: From

*March 19*

To

*March 21, 1985*

Total Travel Reimbursement:

*William*

*Dolegally*

*\$3.50*

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026960

APR 25 1985



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

Mark Hartley

City Address:

Palmetto, SC

Position to be Filled:

Monthly - Business Admin Assoc

Travel Dates: From

April 25 To March 27, 1985

Total Travel Reimbursement:

\$9.65

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

James Hawkes 4.50  
Howard Ridd 45.15

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

Original: Account Payable  
Copy: Budget and Control Board

APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

EXHIBIT

MAY 14 1985

NO. 5

Office of the President

STATE BUDGET & CONTROL BOARD

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: R. Westerman  
City Address: Louisburg, Pa  
Position to be Filled: Faculty - Business Admin / Econ  
Travel Dates: From March 31 To March 25, 1985  
Total Travel Reimbursement: \$739

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

*Joe Benick \$3.50*  
*Howard Pudd \$389*

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

Original: Account Payable  
Copy: Budget and Control Board

APR 25 1985



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Brian Myers  
City Address: Columbus, Ohio  
Position to be Filled: Faculty - Fine Arts  
Travel Dates: From March 24 To March 25, 1985  
Total Travel Reimbursement: Arthur McDonald \$10.00

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026963



APR 25 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Gudita Cate  
City Address: Blackburg Va  
Position to be Filled: Faculty - Soc / Anth.  
Travel Dates: From April 4 To April 8, 1985  
Total Travel Reimbursement: Per Pilotblatt \$450

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026964

APR 25 1985



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Marcy E. Hickinson  
City Address: Lexington, Ky  
Position to be Filled: Faculty - Sociology, Anthro  
Travel Dates: From April 1 To April 3, 1985  
Total Travel Reimbursement: \$19.75

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

Ernest Rieger \$5.25  
Irene Johnson \$4.50  
Robert Johnson \$10.00

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026965



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

Leonard Blumberg

City Address:

Philadelphia, PA

Position to be Filled:

Assoc / Anthropology

Travel Dates: From

April 20

To

April 22, 1985

Total Travel Reimbursement:

Francis Marion Hotel \$1490

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

Approved By:

Edward M. Collins, Jr.

President

Original: Account Payable

Copy: Budget and Control Board



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Orvil Colston  
City Address: Rakridge, Tenn.  
Position to be Filled: Political Science - Faculty  
Travel Dates: From April 14 To April 16, 1985  
Total Travel Reimbursement: Gracie Manor Hotel \$79.05

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

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

Original: Account Payable  
Copy: Budget and Control Board

FORM DED 1770

026967





# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

## EXHIBIT

MAY 14 1985

NO. 5

Office of the President

STATE BUDGET & CONTROL BOARD

### EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Ariscilla Walling*

City Address:

*Valley Stream, NY*

Position to be Filled:

*Faculty - Business Admin / Econ*

Travel Dates: From

*April 17*

To

*April 18, 1985*

Total Travel Reimbursement:

*Grand Haven Hotel \$41.60*

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

Approved By:

*Edward M. Collins, Jr.*

Edward M. Collins, Jr.

President

Original: Account Payable

Copy: Budget and Control Board



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Louis Polmar  
City Address: Valle Vista Pa  
Position to be Filled: Faculty - Philosophy Dept.  
Travel Dates: From April 17 To April 19, 1985  
Total Travel Reimbursement: Mass. Marine Hotel #7490

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

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

Original: Account Payable  
Copy: Budget and Control Board



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Howard Smith  
City Address: San Antonio, Texas  
Position to be Filled: Secretary - Business Admin 1800  
Travel Dates: From April 18 To April 19, 1945  
Total Travel Reimbursement: Grace Inn Hotel \$37.45

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

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

Original: Account Payable  
Copy: Budget and Control Board

APR 29 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: James McKamran  
City Address: Stockton, CA  
Position to be Filled: Secretary - Business Admin 1 Econ  
Travel Dates: From March 3 To March 4, 1985  
Total Travel Reimbursement: \$5166

Significance of position warrants such costs and the payment is more cost efficient than sending representatives 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

026971



APR 29 1985



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Louis Kalistok  
City Address: State College, PA  
Position to be Filled: Security - Mater Sect.  
Travel Dates: From April 14 To April 15, 1985  
Total Travel Reimbursement: \$88.61

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

Dwight Lee - \$59.61  
Hort Johnson - \$1.50  
Robert Byrnes - \$10.00  
William Delightly - \$4.00

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

Original: Account Payable  
Copy: Budget and Control Board

026972

FOUNDED 1770

APR 29 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit:

*Scott Lark*

City Address:

*DeKalb, Illinois*

Position to be Filled:

*Agents - Fine Art*

Travel Dates: From

*April 18*

To

*April 20, 1985*

Total Travel Reimbursement:

*\$51.45*

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

*James Marion Hotel \$37.45*

*Arthur McDonald \$14.50*

Approved By:

*Edward M. Collins, Jr.*

Edward M. Collins, Jr.  
President

Original: Account Payable

Copy: Budget and Control Board

APR 29 1985



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

Office of the President

## EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Barthelmy Wirtz  
City Address: Boston, Mass  
Position to be Filled: Faculty - Sociology / Anthropology  
Travel Dates: From April 9 To April 11, 1985  
Total Travel Reimbursement: \_\_\_\_\_

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

Francis Marion Hotel \$45.00  
Ernest Ritz \$46.00  
Greene Seligman \$4.50  
Robert Inn \$3.50

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

Original: Account Payable  
Copy: Budget and Control Board

FOUNDED 1770

026974

APR 29 1985



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

EXHIBIT

MAY 14 1985

NO. 5

STATE BUDGET & CONTROL BOARD

Office of the President

EMPLOYEE RECRUITMENT - TRAVEL REIMBURSEMENT

Name of Recruit: Gael Wright  
City Address: Notre Dame, Indiana  
Position to be Filled: Faculty - Political Science  
Travel Dates: From April 3 To April 4, 1985  
Total Travel Reimbursement: Gael Wright \$1000

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

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

Original: Account Payable  
Copy: Budget and Control Board



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| Office     | Action | T. Co. |
|------------|--------|--------|
| FILED      |        |        |
| SEARCHED   |        |        |
| SERIALIZED |        |        |
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# 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

February 20, 1985 **EXHIBIT**

MAY 14 1985 NO. 5

TO: Thomas C. Stanton

FROM: William C. Moran

STATE BUDGET & CONTROL BOARD

Your approval is requested to invite Mr. Glen Gourley 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. Gourley 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 ----- | \$ 632.00        |
| Food -----   | \$ 36.00         |
| Lodging ---- | \$ 110.00        |
| <b>TOTAL</b> | <b>\$ 778.00</b> |

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

WCM:sjj

Initial Approval: *Thomas C. Stanton*  
Date: *3/22/85*

## Actual Costs:

|              |                  |
|--------------|------------------|
| Travel-----  | \$ 428.00        |
| Food-----    | \$               |
| Lodging----  | \$ 27.82         |
| <b>TOTAL</b> | <b>\$ 455.82</b> |

APPROVAL RECOMMENDED *William C. Moran*  
Date *3-4-85*

APPROVED: *Thomas C. Stanton*  
Date: *3/5/85*

*P. L. F. Sinder*  
*3/7*

026976

MAY 22 1985



# FRANCIS MARION COLLEGE

BOX F750C; FLORENCE, SOUTH CAROLINA 29501-0056 / (803) 669-4121

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

March 8, 1985

| Officer Action Info. |  |  |
|----------------------|--|--|
|                      |  |  |
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|                      |  |  |
|                      |  |  |
|                      |  |  |
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TO: President Thomas C. Stanton  
FROM: William C. Moran

Your approval is requested to invite Mr. Martin Kokus to campus for an interview for the position of Temporary Instructor of Physics 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. Kokus to the campus would be far less than would be the expense of conducting the interview at his home area or elsewhere.

## Estimated Costs:

|              |           |
|--------------|-----------|
| Travel-----  | \$ 463.00 |
| Food-----    | 18.00     |
| Lodging----- | 80.00     |
| TOTAL        | \$ 561.00 |

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

Initial Approval: *Thomas C. Stanton*  
Date: 3/8/85

## Actual Costs:

|              |           |
|--------------|-----------|
| Travel-----  | \$ 258.00 |
| Food-----    | 3.14      |
| Lodging----- | 27.82     |
| TOTAL        | \$ 288.96 |

APPROVAL RECOMMENDED *William C. Moran*

Date: 4-10-85

APPROVED: *Thomas C. Stanton*

Date: 4/13/85

NC 7  
4/17

APR 10 1985  
MAR 08 1985

026977



# 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

March 4, 1985

TO: President Thomas C. Stanton  
FROM: William C. Moran

Your approval is requested to invite Ms. Rebecca Caldwell 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. Caldwell 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-----  | \$ 300.00 |
| Food-----    | \$ 36.00  |
| Lodging----- | \$ 30.00  |
| TOTAL        | \$ 366.00 |

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

WCM:sjj

Initial Approval: *Thomas C. Stanton*  
Date: *3/5/85*

## Actual Costs:

|              |          |
|--------------|----------|
| Travel-----  | \$ 44.00 |
| Food-----    | \$ 4.24  |
| Lodging----- | \$       |
| TOTAL        | \$ 48.24 |

026978

APPROVAL RECOMMENDED  
Date *4-10-85*

APPROVED: *Thomas C. Stanton*  
Date: *4/13/85*

APR 12 1985  
MAR 05 1985

*U.C.T. 4/17*



# 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

March 21, 1985

EXHIBIT

MAY 14 1985

NO. 5

TO: President Thomas C. Stanton

FROM: William C. Moran

STATE BUDGET & CONTROL BOARD

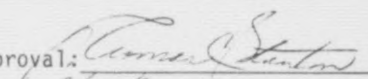
Your approval is requested to invite Mr. Timothy J. Havens to campus for an interview for the position of Assistant Professor of Physics and to pay his travel expenses. The significance of this position is such that it warrants the costs of an interview. Further, the participation of a number of Francis Marion College persons is vital to this particular interview; therefore the costs of bringing Mr. Havens 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-----  | \$ 480.00 |
| Food-----    | \$ 18.00  |
| Lodging----- | \$ 55.00  |
| TOTAL        | \$ 553.00 |

  
William C. Moran  
Dean of the College

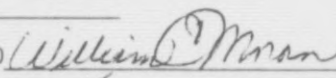
WCM:sjj

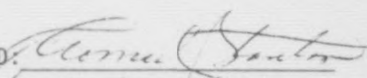
Initial Approval: 

Date: 3/23/85

## Actual Costs:

|              |           |
|--------------|-----------|
| Travel-----  | \$ 297.20 |
| Food-----    | \$ 9.60   |
| Lodging----- | \$ 27.82  |
| TOTAL        | \$ 334.62 |

APPROVAL RECOMMENDED 

APPROVED: 

Date 4-12-85

Date 4/15/85

NC 7  
4/17

026979

APR 15 1985



# EXHIBIT

MAY 14 1985

NO. 6

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

REGULAR SESSION  
ITEM NUMBER

16

AGENCY: Budget Division

SUBJECT: 1986-87 Budget Preparation Schedule

Please refer to the attachment for details of the schedule proposed by the Budget Division.

It provides for the submission of agency budget requests by Thursday, August 15 with the Board's briefing to be held on the afternoon of Tuesday, August 27.

The schedule assumes that regular Budget and Control Board meetings would be held on the morning of Tuesday, August 27 and between 12:00 noon and 2:00 P. M. on Thursday, September 12.

BOARD ACTION REQUESTED:

Consider.

ATTACHMENTS:

Agenda item worksheet plus referenced schedule.

026980

STATE OF SOUTH CAROLINA  
BUDGET AND CONTROL BOARD  
STATE BUDGET DIVISION  
406 WADE HAMPTON STATE OFFICE BUILDING  
COLUMBIA, S.C. 29201  
(803) 758-3106

EXHIBIT

MAY 14 1985

NO. 6

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY, CHAIRMAN  
GOVERNOR

GRADY L. PATTERSON, JR.  
STATE TREASURER

EARLE E. MORRIS, JR.  
COMPTROLLER GENERAL



JESSE A. COLES, JR., Ph.D.  
DIVISION DIRECTOR  
May 8, 1985

REMBERT C. DENNIS  
CHAIRMAN  
SENATE FINANCE COMMITTEE

TOM G. MANGUM  
CHAIRMAN  
HOUSE WAYS AND MEANS COMMITTEE

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

Proposed Schedule

1986-87 State Budget Hearings & Recommendation

|                        |                                  |
|------------------------|----------------------------------|
| Thursday, August 15    | Agency Budget Request Submission |
| <hr/>                  |                                  |
| Tuesday, August 27     | Budget Briefing                  |
|                        | 2:00 Presentation and Taping     |
|                        | 3:00 Press Conference            |
|                        | 7:00 ETV Broadcast               |
| Wednesday, September 4 | 9:00 Replay Briefing             |
|                        | 10:00 Agency Hearings            |
|                        | 2:00 Agency Hearings             |
| Thursday, September 5  | 9:00 Agency Hearings             |
|                        | 2:00 Agency Hearings             |
| Friday, September 6    | 9:00 Agency Hearings             |
| <hr/>                  |                                  |
| Thursday, September 12 | 9:00 Agency Hearings             |
|                        | 2:00 Agency Hearings             |
| Friday, September 13   | 9:00 Agency Hearings             |
|                        | 2:00 Statewide Issues            |
| <hr/>                  |                                  |
| Thursday, September 19 | 10:00 Allocations                |
| <hr/>                  |                                  |
| Tuesday, November 5    | 2:00 Official Revenue Forecast   |
|                        | Final Allocation                 |

This schedule is proposed with the assumption that regular Budget and Control Board meetings will be held on the morning of Tuesday, August 27th and from 12:00 noon to 2:00 p.m. on Thursday, September 12th.

026981

# EXHIBIT

MAY 14 1985

NO. 7

STATE BUDGET AND CONTROL BOARD REGULAR SESSION  
MEETING OF May 14, 1985 ITEM NUMBER

2

AGENCY: Technical & Comprehensive Education (Trident)

SUBJECT: Disposition of Downtown Charleston Properties

At the March 12, 1985 meeting, the Board postponed action on a request by the State Board for Technical and Comprehensive Education for authorization to dispose of the remaining downtown Charleston properties consisting of the former Palmer Campus and the Ashley River Campus. This item was carried over at the February 14 and 28, 1985 meetings also.

At the March 12 meeting, the Board did approve the sale of a portion of the former downtown Charleston Palmer Campus. In particular, a parcel identified as Lot C on the attached map was approved for disposition. Notice of that action by the Board was forwarded to the Joint Bond Review Committee which also has to approve the disposition of properties by TEC.

The Board postponed action on the request as it relates to Parcels A and B as shown on the attached map.

Representatives of the Avery Institute appeared before the Board at that meeting and asked for a delay of at least 90 days in any decision by the Board in this matter. The Board agreed to consider the matter further at the present meeting.

Ms. Lucille Whipper of the Avery Institute and others will be present to present a general proposal on the property and to seek additional time to work out an agreement acceptable to Trident TEC.

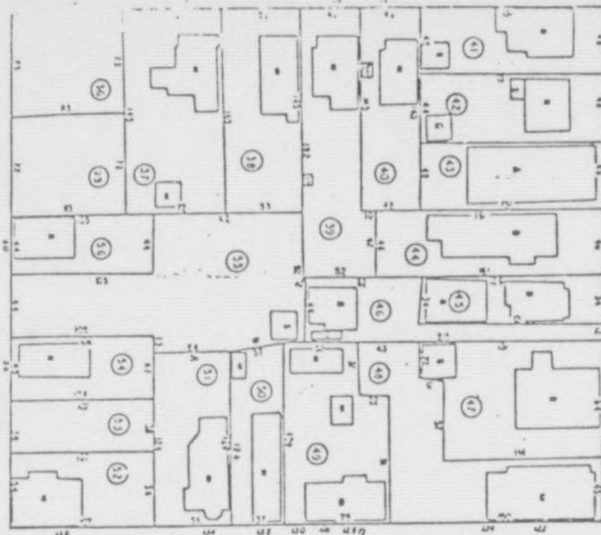
BOARD ACTION REQUESTED:

Consider.

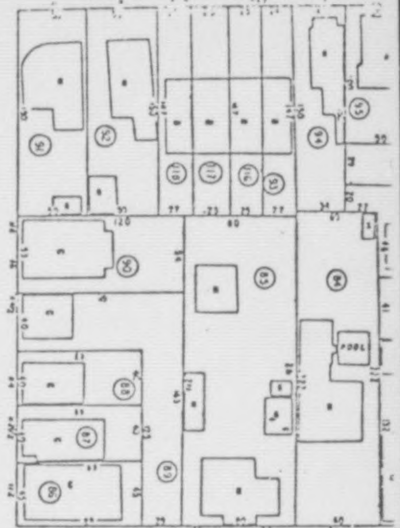
ATTACHMENTS:

Plat of referenced property

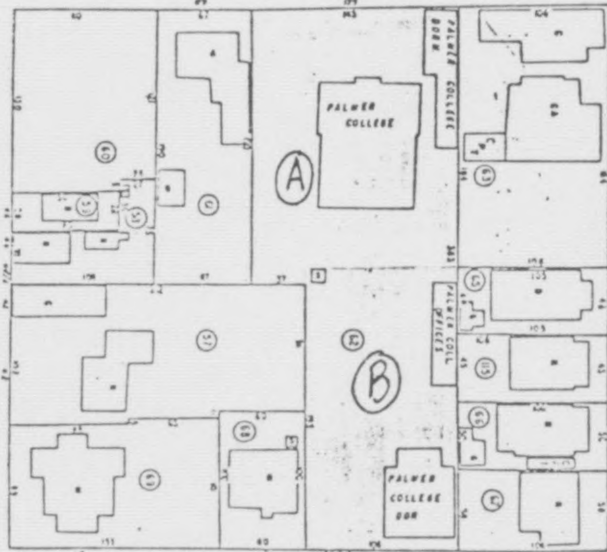
026982



BULL



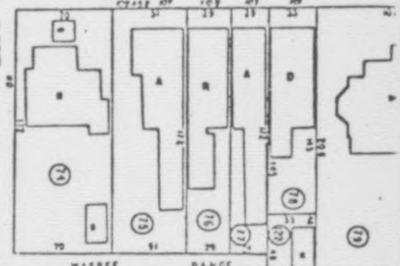
STREET



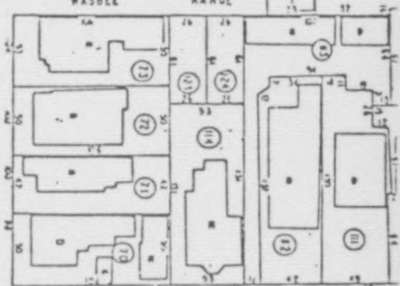
GADSDEN

MONTAGU

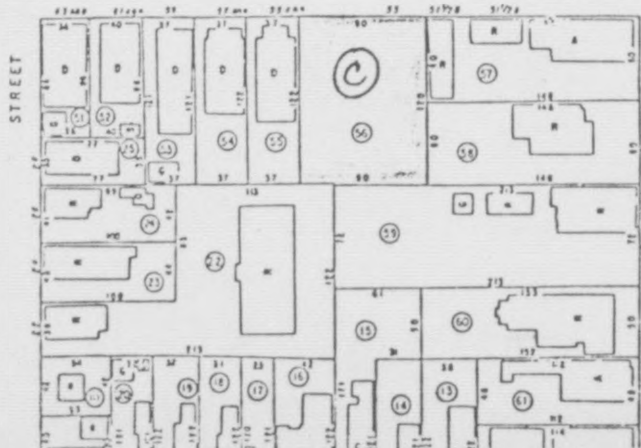
STREET



WASHEE RANGE



STREET



STREET

AVENUE

EXHIBIT

MAY 14 1985

NO. 7

STATE BUDGET & CONTROL BOARD

026983



# EXHIBIT

MAY 14 1985

NO. 8

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

STATE BUDGET & CONTROL BOARD REGULAR SESSION  
ITEM NUMBER

3

AGENCY: Municipal Association; Association of Counties; School Boards Association

SUBJECT: Relations with Insurance Reserve Fund

In response to a joint April 19 letter to Governor Riley from Mayor Pansy Ridgeway, President of the Municipal Association; Councilman Charlie I. Crews, President of the Association of Counties; and Mr. Jim Carraway, President of the School Boards Association, the Board agreed to allow thirty minutes at the present meeting for an appearance by representatives of these organizations on this matter.

Staff of the Insurance Reserve Fund also will make a presentation.

BOARD ACTION REQUESTED:

Consider.

ATTACHMENTS:

Ridgeway, Crews, Carraway April 19 letter to Governor Riley; McInnis letters to Ridgeway, Crews and Carraway

026984

# EXHIBIT

STATEMENT BEFORE BUDGET AND CONTROL BOARD

MAY 14 1985

NO. 8

Municipal Association of South Carolina  
South Carolina Association of Counties  
South Carolina School Boards Association

STATE BUDGET & CONTROL BOARD

May 14, 1985

The Honorable Richard W. Riley and Distinguished Members of the Budget and Control Board:

We thank you for allowing us this time to come before you this morning to express our collective concerns regarding the abolition of governmental tort immunity and the means by which political subdivisions may insure their increased exposure to tort liability.

On April 18th the State Supreme Court ushered in a new era for the State and its political subdivisions when it abolished governmental tort immunity as a defense in tort actions. Prior to this decision political subdivisions could only be sued in state courts for injuries resulting from defects in streets and negligent operation of motor vehicles. We have for a number of years been subject to suit in federal court for violation of civil rights under provisions of federal law. Now we are subject to any claim that an innovative lawyer can mold into a cause of action. With this increased exposure comes increased costs. We anticipate more lawsuits with higher damage awards and more defense costs.

We must have a governmental tort claims act to place caps on the amount of recovery. We ask your support in urging the General Assembly to pass an act at the earliest practicable date.

Pending before the General Assembly are two bills: S. 283 is on the Senate contested calendar; and H. 2266 is on the House contested calendar. Both of these bills were debated extensively in the respective judiciary committees. Both of these bills provide that political subdivisions may cover risks for which immunity has been waived by: (1) purchasing insurance from the state insurance reserve fund; (2) self-insuring; (3) purchasing insurance from a private carrier; or (4) forming self-insured liability pools. We believe that political subdivisions should have these options to cover their risks.

The insurance reserve fund is opposed to the inclusion of these options in the proposed legislation. Under present law if a political subdivision wants to purchase liability insurance it must procure it from the insurance reserve fund. We are not aware of any other state which requires its political subdivisions to purchase its coverage from a state agency.

In a position statement dated January 25, 1985, the insurance reserve fund states that "the elimination of the fund's exclusivity has several drawbacks to include adverse selection against the fund, higher costs for the fund's insureds, and a possible curtailment of the broad coverages currently available to all governmental entities." Let me respond briefly to these "drawbacks". First, as to adverse selection, both bills require that, "A political subdivision applying for participation in a self-insurance liability pool must be accepted by the pool and must remain a member of the pool for a minimum of three years."

## EXHIBIT

MAY 14 1985 PM 8

STATE BUDGET & CONTROL BOARD

026986

This language would require a pool to accept any applicant and all its employees. We have offered an amendment to the bill in the Senate to make it clearer that any pooled self-insurance liability fund must provide liability coverage for all employees of a political subdivision.

As to higher costs and curtailment of coverage let me say that even with governmental tort immunity, the insurance reserve fund has cut coverage and increased costs. In an undated memorandum sent to all tort insureds the first part of January of this year, we were informed that effective January 1, 1985, there was imposed a \$250 deductible on all property damage claims, that policy limits were being cut from \$1,500,000 to \$1,000,000, and that "rates will increase dramatically". Rates for insurance with the reserve fund have increased dramatically over the past year: in 1984 a political subdivision could purchase \$1.5 million in coverage for \$7.50 per person, in 1985, it costs \$17.60 per person to purchase only \$1 million in coverage -- a dramatic increase for reduced coverage.

We believe that giving political subdivisions options as to how to insure their risks will have several benefits. By giving us options and placing the fund in a competitive arena we believe that the fund would be more responsive to our needs. To illustrate, the City of Charleston on December 4, 1984, requested certain information regarding the City's Property and Casualty Insurance while in the process of conducting a risk management study. As of this date the request for information,

## EXHIBIT

MAY 14 1985 NO. 8



even after being followed up with numerous telephone calls,  
has gone unanswered.

There is a critical need for the implementation of a risk management program designed to address the particular needs of the different types of political subdivisions. The insurance reserve fund has not implemented such a program. Under the present arrangements where all parties are charged the same rates, there is little inducement for them to engage in these types of loss control programs.

Whenever money is taken from the insurance reserve fund to balance the State budget, local government dollars are a part of the transfer. We feel that this practice would probably be curtailed if local governments could procure insurance from other sources.

In concluding, let me express to you our appreciation for allowing us to come before you this morning to explain our position. We ask you to support our position and help us get the General Assembly to pass a governmental tort claims bill which gives political subdivisions options as to how they insure their tort liability risks and place reasonable caps on their liabilities. Now, if you have any questions, we will try to respond to them.

\*\*\*\*\*

## EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD



## Municipal Association of South Carolina

1529 Washington Street  
P.O. Box 11558 803/799-9574  
Columbia, South Carolina 29211

EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD

April 19, 1985

The Honorable Richard W. Riley  
Governor  
Chairman, S. C. Budget & Control Board  
P. O. Box 11450  
Columbia, South Carolina 29211

Dear Governor Riley:

We are writing you in your capacity as Chairman of the Budget and Control Board to request a meeting with the Board concerning the Insurance Reserve Fund and the position taken by the Fund against local governments having options to fund tort claim risks.

As you know, the State Supreme Court on April 18th abolished the doctrine of sovereign immunity as it applies to the state and all local subdivisions. McCall v. Batson (Opinion #22290). We, as representatives of the municipalities, counties and school districts of this state, are very concerned about the potential impact of this decision on local government.

Pending before the General Assembly are two bills which would enact a Governmental Tort Claim Act: S.283 and H.2266. At present both bills provide that political subdivisions may cover risks for which immunity has been waived by: (1) purchasing insurance from the state insurance reserve fund; (2) self-insure; (3) purchase insurance from a private carrier; or (4) form self-funded liability pools. We believe that local government should have these options to cover their risks. The insurance reserve fund opposes giving local governments these options. Because of this conflict both the tort claim bills are stalled.

026989

Governor Richard W. Riley  
April 19, 1985  
Page Two

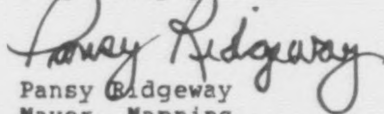
## EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD

We are asking to meet with the Budget and Control Board at the earliest practicable date to explain our position in an effort to resolve this conflict and to speed the passage of a governmental tort claims bill.

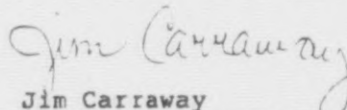
Very truly yours,



Pansy Ridgeway  
Mayor, Manning  
President  
Municipal Association of S. C.



Charlie I. Crews  
Hampton County Council  
President  
S. C. Association of Counties



Jim Carraway  
Florence School District #4  
President  
S. C. School Boards Association

PR/CIC/JC:fg

cc: All Members, S. C. Budget & Control Board  
Mr. James E. Bennett, S. C. Insurance Reserve Fund

026990

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 2, 1985

EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD

The Honorable Pansy Ridgeway, President  
Municipal Association of South Carolina  
c/o City of Manning  
Post Office Box 546  
Manning, South Carolina 29102

Dear Ms. Ridgeway:

In response to your April 19 letter to Governor Riley, the Budget and Control Board has agreed to provide an opportunity to you and your colleagues in the South Carolina Association of Counties and in the South Carolina School Boards Association to appear before the Budget and Control Board to discuss your relations with the Insurance Reserve Fund.

We will schedule thirty minutes for an appearance by representatives of the Municipal Association, the Association of Counties and the School Boards Association at the May 14, 1985 meeting of the Budget and Control Board. Please decide among yourselves who the spokesperson or spokespersons will be and assign the allotted time as you desire.

The May 14 meeting is scheduled to begin at 9:30 A. M. It will be held in the Governor's conference room in the State House.

Please call me at 758-5606 if you have any questions on this.

Sincerely,

*William A. McInnis*  
William A. McInnis  
Secretary

WAM:nl  
cc: Don Wray

026991



# EXHIBIT

State of South Carolina

MAY 14 1985

NO. 8

## State Budget and Control Board

STATE BUDGET & CONTROL BOARD

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



Box 12444  
Columbia  
29211

May 2, 1985

*Cindy -  
The Board expects to  
hear from staff also.  
Please alert Tony  
and Jim Bennett.*

*WAM  
5/2/85*

The Honorable Charlie I. Crews, President  
South Carolina Association of Counties  
201 Jackson Street, West  
Hampton, South Carolina 29924

Dear Mr. Crews:

In response to your April 19 letter to Governor Riley, the Budget and Control Board has agreed to provide an opportunity to you and your colleagues in the Municipal Association of South Carolina and in the South Carolina School Boards Association to appear before the Budget and Control Board to discuss your relations with the Insurance Reserve Fund.

We will schedule thirty minutes for an appearance by representatives of the Municipal Association, the Association of Counties and the School Boards Association at the May 14, 1985 meeting of the Budget and Control Board. Please decide among yourselves who the spokesperson or spokespersons will be and assign the allotted time as you desire.

The May 14 meeting is scheduled to begin at 9:30 A. M. It will be held in the Governor's conference room in the State House.

Please call me at 758-5606 if you have any questions on this.

Sincerely,

*William A. McInnis*

William A. McInnis  
Secretary

WAM:nl  
cc: Russell Shetterly

026992

# EXHIBIT

State of South Carolina

MAY 14 1985

NO. 8

## State Budget and Control Board

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY, CHAIRMAN  
GOVERNOR

GRADY L. PATTERSON, JR.  
STATE TREASURER

EARLEE MORRIS, JR.  
COMPTROLLER GENERAL



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 2, 1985

The Honorable Jim Carraway, President  
South Carolina School Boards Association  
Route 2  
Johnsonville, South Carolina 29555

Dear Mr. Carraway:

In response to your April 19 letter to Governor Riley, the Budget and Control Board has agreed to provide an opportunity to you and your colleagues in the Municipal Association of South Carolina and in the South Carolina Association of Counties to appear before the Budget and Control Board to discuss your relations with the Insurance Reserve Fund.

We will schedule thirty minutes for an appearance by representatives of the Municipal Association, the Association of Counties and the School Boards Association at the May 14, 1985 meeting of the Budget and Control Board. Please decide among yourselves who the spokesperson or spokespersons will be and assign the allotted time as you desire.

The May 14 meeting is scheduled to begin at 9:30 A. M. It will be held in the Governor's conference room in the State House.

Please call me at 758-5606 if you have any questions on this.

Sincerely,

*William A. McInnis*

William A. McInnis  
Secretary

WAM:nl

cc: John Cone

026993

# EXHIBIT

MAY 14 1985 NO. 8

## TORT CLAIMS BILLS

STATE BUDGET & CONTROL BOARD

Two tort claims bills have been introduced in the legislature; H-2266 in the House of Representatives, and S-283 in the Senate.

Insurance Reserve Fund involvement with each of these bills was requested in both the House and the Senate.

On May 11, 1984, Jim Holly of the Attorney General's Office requested that representatives of the Insurance Reserve Fund meet with members of the Attorney General's Office, Jim Holly, Frank Sloan, Ed Evans, and Jane Johnson, to discuss the insurance ramifications of the proposed Tort Claims Bill, and we did so, as requested.

On January 15, 1985, South Carolina Insurance Reserve Fund representatives met with the Constitutional Law Subcommittee of the House Judiciary Committee at the request of Chairman Robert Sheheen, also to discuss insurance ramifications of a proposed Tort Claims Bill.

On January 7, South Carolina Insurance Reserve Fund representatives met with the Senate Judiciary Subcommittee to answer questions and present statements in regard to S-283, at Senator Saleeby's request.

Further appearances of South Carolina Insurance Reserve Fund personnel at the meetings of the Senate Judiciary Committee on April 2, 1985, April 9, 1985, April 16, 1985, and April 23, 1985 were made at the requests of Senator Saleeby and Senator Lourie.

026994

In each of the appearances at which South Carolina Insurance Reserve Fund presence was requested, we were instructed to give our opinion on the insurance impact, as we perceived it, that might possibly result from enactment of certain sections of both proposed bills. Until S-283 was modified in the Senate Judiciary Committee, both the House and Senate Bills were virtually identical. Since S-283 has been reported out of the Senate Judiciary Committee as amended, the primary difference between the Senate Bill and the House Bill is in the limits of liability proposed in each Bill. The House Bill provides for limits of \$250,000 per person and \$500,000 per occurrence while the Senate Bill provides for limits of \$100,000 per person and \$300,000 per occurrence. Virtually all other aspects of each bill remain identical, with some minor differences.

In all testimony given by South Carolina Insurance Reserve Fund personnel, at no time did the South Carolina Insurance Reserve Fund representatives voice an objection to the Tort Claims Bill per se. South Carolina Insurance Reserve Fund comments were restricted to insurance ramifications of certain portions of the individual bills, and particularly in regard to those sections of the bills regarding insurance procurement.

The insurance industry in the United States historically goes through what is referred to as "underwriting cycles". In 1974, the industry was in a "tight" cycle and governmental liability insurance was generally difficult to obtain in the open market. With the enactment of Section 1-11-140 of the 1976 South Carolina Code of Laws, the South Carolina legislature placed the Budget and Control Board and the Insurance Reserve Fund in the business of providing liability insurance for governmental entities in the state. This was a line of business not previously provided by the Insurance Reserve Fund.

**026995**



Since 1974, the South Carolina Insurance Reserve Fund has continually improved the coverages it has been required to provide in this regard, with major changes initiated in January, 1984. In 1979, the Legislature amended Section 1-11-140, making the South Carolina Insurance Reserve Fund the sole source of liability insurance for South Carolina governmental entities, unless the entity chose to self-insure for those exposures.

Like any other insurance operation, the South Carolina Insurance Reserve Fund must purchase reinsurance in order to obtain the financial capacity to provide coverage on any given line of insurance, and it must manage its book of insurance business based upon rates and existing exposures. This is particularly difficult in liability lines of insurance, due to the long delays in the reporting of some claims long after the incident has taken place. Therefore, actuarial projections on rates and needed reserves are of vital importance.

Unlike most insurance operations, the South Carolina Insurance Reserve Fund is somewhat restricted by the very nature of its operation. The South Carolina Insurance Reserve Fund, because of the types of entities it is required to insure, cannot underwrite its business. That is, the South Carolina Insurance Reserve Fund cannot reject or cancel poor risks, but instead, must insure all qualified applicants.

The mechanism of insurance works on the principle of the "law of large numbers." Without the ability of selecting risks to be insured, the law of large numbers becomes more important. It then becomes necessary to have a large group of homogeneous exposures insured in order to more accurately predict the losses

**026996**

that may occur and therefore more accurately predict and spread the premium necessary to handle those losses.

If the insureds are allowed to select against the insurer, this creates what is known as "adverse selection". The result is less credibility in the process of projecting losses and therefore, a resulting necessary increase in the costs.

Reinsurers are aware of the South Carolina Insurance Reserve Fund's restrictions in regard to underwriting its business, and they are also aware of the current section of the South Carolina Code of Laws requiring all governmental entities to insure their liability exposures through the South Carolina Insurance Reserve Fund. The reinsurers' rates are based upon these two circumstances. To change that situation will adversely affect the South Carolina Insurance Reserve Fund's ability to continue to provide a viable and cost effective liability insurance program to remaining insureds. Similar situations currently exist in other states, and the South Carolina Insurance Reserve Fund can provide the Board with information in that regard, if it is desired.

Since all of the premiums for governmental insurance are paid by tax dollars, the South Carolina Insurance Reserve Fund felt that it was imperative this information be provided to the House and the Senate to be used in their decision making processes.

It should also be pointed out that the South Carolina Insurance Reserve Fund's current liability insurance program is specifically designed for governmental liability exposures, a situation that does not currently exist in all policies

provided by the regular insurance market. Also, the policy provided by the South Carolina Insurance Reserve Fund currently offers limits of \$500,000 per occurrence and \$1,000,000 per occurrence, limits higher than those proposed by either the House or Senate Bills. In that regard, it should be noted that any limits set by either of the two pending bills would probably not apply to actions in Federal Courts, which have increased considerably during the past few years.

The South Carolina Insurance Reserve Fund does not consider the information it has been requested to provide by both House and Senate members to be in an adversary relationship with the Municipal Association, the Association of Counties or the School Boards Association. Any changes to current insurance procurement statutes must be taken by the General Assembly, and the South Carolina Insurance Reserve Fund has provided the requested information with the intent of providing all information necessary to aid the General Assembly in that regard. The South Carolina Insurance Reserve Fund has been of the opinion that the question of insurance procurement, if it is to be addressed, should be addressed separately on its own merits, and not as part of the two presently proposed Tort Claims Bills, which should be considered on their own merit.

The South Carolina Insurance Reserve Fund is available to answer any questions in this regard at the request of the Board.

EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD

026998



RECEIVED

APR 29 1985  
BUDGET AND CONTROL BOARD  
OFFICE OF EXECUTIVE DIRECTOR

RICHARD W. RILEY  
GOVERNOR

State of South Carolina

OFFICE OF THE GOVERNOR  
POST OFFICE BOX 11450  
COLUMBIA 29211

April 23, 1985

EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD

The Honorable Charlie I. Crews  
Hampton County Council  
201 Jackson Street, West  
Hampton, South Carolina 29924

Dear Charlie:

I appreciated receiving your April 19 letter and understand your concern regarding insurance for local governments. I have asked Bill Putnam, executive director of the Budget and Control Board, to arrange a meeting between the Board and representatives of local government.

Thank you for sharing your concerns.

Yours sincerely,

Richard W. Riley

RWR/hge

cc: ✓ Bill Putnam

026999





EXHIBIT

MAY 14 1985

NO. 8

STATE BUDGET & CONTROL BOARD

RICHARD W. RILEY  
GOVERNOR

State of South Carolina

OFFICE OF THE GOVERNOR  
POST OFFICE BOX 11450  
COLUMBIA 29211

April 23, 1985

Mr. Jim Carraway  
President  
South Carolina School Boards  
Association  
Route 2,  
Johnsonville, South Carolina 29555

Dear Mr. Carraway:

I appreciated receiving your letter of April 19 and understand your concern regarding insurance for local governments. I have asked Bill Putnam, executive director of the Budget and Control Board, to arrange a meeting between the Board and representatives of local government.

Thank you for sharing your concerns.

Yours sincerely,

Richard W. Riley

RWR/hge

cc: ☒ Bill Putnam

027000



RECEIVED

APR 29 1985

BUDGET AND CONTROL BOARD  
OFFICE OF EXECUTIVE DIRECTOR

RICHARD W. RILEY  
GOVERNOR

State of South Carolina

OFFICE OF THE GOVERNOR  
POST OFFICE BOX 11450  
COLUMBIA 29211

April 23, 1985

EXHIBIT

MAY 14 1985 NO. 8

STATE BUDGET & CONTROL BOARD

The Honorable Pansy Ridgeway  
Mayor  
City of Manning  
Post Office Box 546  
Manning, South Carolina 29102

Dear Pansy:

I appreciated receiving your letter of April 19 and understand your concern regarding insurance for local governments. I have asked Bill Putnam, executive director of the Budget and Control Board, to arrange a meeting between the Board and representatives of local government.

Thank you for sharing your concerns.

Yours sincerely,

Richard W. Riley

RWR/hge

cc: ✓ Bill Putnam

027001

# EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD SESSION  
MEETING OF May 14, 1985 ITEM NUMBER

4

AGENCY: Executive Director

SUBJECT: Private Activity Bonds

- A. The required reviews have not yet been completed on the following local government proposals to issue private activity bonds. Staff will advise the Board on the results of these reviews at the meeting.

Each of the proposals requires approval under state law and an allocation of a portion of the state ceiling.

- (1) Newberry County, \$1,600,000 Industrial Revenue Note on behalf of the Thomas & Howard Company of Newberry project, to provide additional employment for 5 persons at a facility for the commercial warehousing of groceries and other food service products (State law approval was given to this project at the February 14, 1985 meeting. However, the project location was changed because the company was unable to obtain water at a sufficient pressure at the site initially proposed.);
  - (2) Berkeley County, \$4,750,000 Industrial Revenue Note on behalf of the David Maybank, Jr., project, to provide employment for approximately 6 additional employees at a warehouse facility;
  - (3) Charleston County, \$750,000 Industrial Revenue Note on behalf of the J.G.A. Corporation project, to provide employment for 7 to 10 additional employees initially and 9 to 12 additional employees within three years of project completion in a facility for the warehousing of roofing materials and insulation.
- B. The status report on the state ceiling as of April 23 (year elapsed 31%) shows the following:

|            | <u>Allocated</u>   | <u>Balance</u> |
|------------|--------------------|----------------|
| State Pool | 1,125,000 ( 0.5%)  | 196,875,000    |
| Local Pool | 73,420,000 (25.0%) | 223,580,000    |
| Total      | 74,545,000 (15.0%) | 420,455,000    |

## BOARD ACTION REQUESTED:

- A. Approve the referenced proposals to issue private activity bonds and allocate a portion of the state ceiling to each project.
- B. Receive as information the referenced report on the status of the state ceiling.

027002

STATE CEILING AMOUNT AVAILABLE FOR ALLOCATION

|   |                    |
|---|--------------------|
| Certified State Ceiling (01/08/85):                     | \$495,000,000      |
| <br>  |                    |
| A. State Agency and Exempt Facilities Pool (40%)        | <u>198,000,000</u> |
| State Agency & Exempt Facilities Pool (40%) at 01/08/85 | <u>198,000,000</u> |
| <br>  |                    |
| B. Local Pool (60%)                                     | <u>297,000,000</u> |
| Local Pool (60%) at 01/08/85                            | <u>297,000,000</u> |

EXHIBIT  
MAY 14 1985 NO. 9  
STATE BUDGET & CONTROL BOARD

027003



1985 STATE CEILING AMOUNT AVAILABLE FOR ALLOCATION  
As of April 23, 1985, Budget and Control Board Meeting

| Date of<br>B&C Board<br>Allocation | Governmental Unit                              | Name of Project            | Pool<br>Total | Amount of<br>Pool<br>Allocated | Balance of<br>Pool<br>Available | Amount<br>Certified for<br>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                       |                                 |                                  |
| 03/26/85                           | Family Farm Develop.                           | James T. Moore             |               | -300,000                       |                                 | 300,000                          |
| 04/23/85                           | Family Farm Develop.                           | William E. Klein, Jr.      |               | -625,000                       |                                 |                                  |
|                                    | Total Allocated Through 04/23/85               |                            |               | -1,125,000                     |                                 | 300,000                          |
|                                    | Total, State Agency and Exempt Facilities Pool |                            | \$198,000,000 | -1,125,000                     | \$196,875,000                   | 300,000                          |

| Date of<br>B&C Board<br>Allocation | Governmental Unit   | Name of Project                    | Pool<br>Total | Amount of<br>Pool<br>Allocated | Balance of<br>Pool<br>Available | Amount<br>Certified for<br>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                |               | -9,000,000                     |                                 |                                  |
| 01/22/85                           | Sumter County       | Southern Coatings, Inc.            |               | -1,400,000                     |                                 | 1,400,000                        |
| 01/22/85                           | Charleston, City of | Sea Coast Partnership              |               | -335,000                       |                                 | 335,000                          |
| 01/22/85                           | Aiken County        | Builders Transport, Inc.           |               | -1,700,000                     |                                 | 1,700,000                        |
| 02/14/85                           | Anderson County     | Piedmont-Anderson-Warehouse        |               | -1,000,000                     |                                 | 1,000,000                        |
| 02/14/85                           | Pickens County      | Hasbro Bradley, Inc.               |               | -1,300,000                     |                                 | 1,300,000                        |
| 02/14/85                           | Richland County     | Robert M. Pachak and Grey Pachak   |               | -500,000                       |                                 | 500,000                          |
| 02/14/85                           | Berkeley County     | The Ceva Partnership               |               | -540,000                       |                                 | 540,000                          |
| 02/14/85                           | Charleston County   | Charles Towne Internatl. Sales     |               | -580,000                       |                                 | 580,000                          |
| 02/28/85                           | Pickens County      | Imperial Die Casting               |               | -600,000                       |                                 | 600,000                          |
| 02/28/85                           | Anderson County     | Nordson                            |               | -650,000                       |                                 | 650,000                          |
| 03/12/85                           | York County         | International Aluminum Corporation |               | -5,000,000                     |                                 | 5,000,000                        |
| 03/12/85                           | Greenville County   | Cole                               |               | -3,600,000                     |                                 |                                  |
| 03/12/85                           | Richland County     | Wheel Trueing Tool Company         |               | -3,000,000                     |                                 | 3,000,000                        |
| 03/12/85                           | Lexington County    | Wellington Synthetic               |               | -1,500,000                     |                                 |                                  |
| 03/12/85                           | Oconee County       | Nacan                              |               | -500,000                       |                                 | 500,000                          |
| 03/12/85                           | Anderson County     | Craft Bonded Warehouse             |               | -1,000,000                     |                                 | 1,000,000                        |
| 03/12/85                           | Clarendon County    | Aircap Realty Associates           |               | -1,000,000                     |                                 |                                  |
| 03/26/85                           | Richland County     | Standard Corporation               |               | -1,000,000                     |                                 |                                  |
| 03/26/85                           | Spartanburg County  | Tailored Baby East/Amigo           |               | -1,255,000                     |                                 | 1,255,000                        |
| 03/26/85                           | Lexington County    | United Investments, Ltd.           |               | -525,000                       |                                 | 525,000                          |
| 03/26/85                           | Laurens County      | J. J. Newberry Co.                 |               | -9,000,000                     |                                 | 9,000,000                        |
| 04/09/85                           | Berkeley County     | Montgomery Industries              |               | -3,500,000                     |                                 | 3,500,000                        |

EXHIBIT  
MAY 14 1985 NO. 9  
STATE BUDGET & CONTROL BOARD

027004

| <u>Date of<br/>B&amp;C Board<br/>Allocation</u> | <u>Governmental Unit</u> | <u>Name of Project</u>      | <u>Pool<br/>Total</u> | <u>Amount of<br/>Pool<br/>Allocated</u> | <u>Balance of<br/>Pool<br/>Available</u> | <u>Amount<br/>Certified for<br/>Issue</u> |
|---|--------------------------|-----------------------------|-----------------------|---|--|---|
| 04/09/85  | Richland County          | William M. Gregg, II        |                       | -1,000,000                              |  | 1,000,000                                 |
| 04/09/85  | Richland County          | I-26 Ballentine Partnership |                       | -460,000                                |  |   |
| 04/09/85  | Richland County          | Carolina Urocorp, Inc.      |                       | -2,000,000                              |  |   |
| 04/09/85  | Greenville County        | Stewarts of America, Inc.   |                       | -275,000                                |  | 275,000                                   |
| 04/09/85  | Greenville County        | William H. Richardson, Jr.  |                       | -800,000                                |  | 800,000                                   |
| 04/09/85  | Hampton County           | Southland Exchange          |                       | -6,250,000                              |  |   |
| 04/09/85  | Laurens County           | Dispoz-o Plastics, Inc.     |                       | -3,500,000                              |  |   |
| 04/23/85  | Charleston, City of      | PS Charleston Corp.         |                       | -2,500,000                              |  | 2,500,000                                 |
| 04/23/85  | Edgefield County         | Martin                      |                       | -400,000                                |  |   |
| 04/23/85  | Orangeburg County        | Orangeburg Reg. Hosp. MOB   |                       | -2,800,000                              |  |   |
| 04/23/85  | Easley, City of          | Woodside                    |                       | -3,750,000                              |  |   |
| Total Allocated Through 04/23/85                |                          |                             |                       | -73,420,000                             |  | 38,160,000                                |
| Total, Local Pool                               |                          |                             | <u>\$297,000,000</u>  | <u>-73,420,000</u>                      | <u>\$223,580,000</u>                     | <u>38,160,000</u>                         |
| Total, State Agency and Exempt Facilities Pool  |                          |                             |                       | <u>\$198,000,000</u>                    | <u>-1,125,000</u>                        | <u>300,000</u>                            |
| Total, Local Pool                               |                          |                             |                       | <u>297,000,000</u>                      | <u>-73,420,000</u>                       | <u>38,160,000</u>                         |
| GRAND TOTAL                                     |                          |                             | <u>\$495,000,000</u>  | <u>-74,545,000</u>                      | <u>\$420,455,000</u>                     | <u>38,460,000</u>                         |

027005

05/09/85  
BCB/OED/dw

EXHIBIT  
MAY 14 1985 NO. 9  
STATE BUDGET & CONTROL BOARD

State of South Carolina  
**State Budget and Control Board**

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

June 28, 1985

Newberry County  
c/o Mr. Samuel W. Howell, IV  
McKay & Guerard, P.A.  
Box 7157  
Columbia, SC 29202

Dear Mr. Howell:

Re: Issue of \$1,600,000 Newberry County, South Carolina  
Industrial Revenue Bonds, Series 1985  
(Thomas & Howard Company of Newberry, S.C., 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:

|  |                      |
|--|----------------------|
| <b>Certified State Ceiling:</b>                                | <b>\$495,000,000</b> |
| <b>A. State Agency and Exempt Facilities Pool Amount</b>       | <b>198,000,000</b>   |
| 1. Allocations Approved Through 6/25/85                        | 1,243,000            |
| 2. Balance of Pool Available                                   | 196,757,000          |
| 3. Certified for Issue 6/28/85                                 | 300,000              |
| <b>B. Local Pool Amount</b>                                    | <b>297,000,000</b>   |
| 1. Allocations Approved Through 6/25/85                        | 105,045,000          |
| 2. Balance of Pool Available                                   | 191,955,000          |
| 3. Certified for Issue 6/28/85<br>(including referenced issue) | 63,060,000           |

Sincerely,

*William A. McInnis*  
William A. McInnis  
Secretary

WAM:dw

027006

JUN 28 1985

McKAY & GUÉRARD, P. A.

SIXTH FLOOR, SOUTH CAROLINA NATIONAL BANK BUILDING  
POST OFFICE DRAWER 7157  
COLUMBIA, SOUTH CAROLINA 29202  
TELEPHONE 803 / 765-2396

Julius W. McKay  
Theodore B. Guérard  
W.E. Applegate, III  
Sherwood M. Cleveland  
Adele J. Pope  
William C. Cleveland\*  
John Paul Trouche\*\*  
William P. Simpson  
Samuel W. Howell, IV  
Shawn D. Wallace  
Gregory P. Chocklett\*\*\*  
Deborah K. Neese

\*Also Admitted in California

\*\*Also Admitted in Georgia

\*\*\*Also Admitted in North Carolina

June 26, 1985

Of Counsel  
William J. Quirk, P. A.  
Also Admitted in New York

125 CHURCH STREET  
P.O. BOX 1119  
CHARLESTON, S.C. 29402  
(803) 722-7606

Mr William A. McInnis, Secretary  
S.C. State Budget and Control Board  
Post Office Box 12444  
Wade Hampton Office Building, 6th Floor  
Columbia, South Carolina 29211

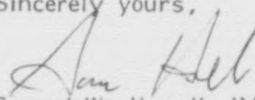
Re: \$1,600,000 Newberry County, South Carolina,  
Industrial Revenue Bonds, Series 1985  
(Thomas & Howard Company of Newberry, S.C. Project)

Dear Mr McInnis:

Enclosed please find a copy of the IRS Form 8038 which was filed in connection with the above captioned bond issue for you records. Please mark the enclosed copy of the Form as filed in your office and return it at your convenience. Thank you.

With kindest regards, I am,

Sincerely yours,

  
Samuel W. Howell, IV

SWH/mas  
Enclosures

027C07





**Part V Description of Property Financed by Non-refunding Proceeds**  
(Do not complete for student loan bonds or mortgage bonds)

|   |                           |            |                           |
|---|---------------------------|------------|---------------------------|
| <b>22 Type of Property Financed (or portion thereof financed by non-refunding proceeds)</b>                   |                           |            |                           |
| a 3-yr. ACRS property   |                           | -0-        |                           |
| b 5-yr. ACRS property   |                           | 290,000    |                           |
| c 10-yr. ACRS property  |                           | -0-        |                           |
| d 15-yr. ACRS property  |                           | -0-        |                           |
| e 18-yr. ACRS property  |                           | 1,100,000  |                           |
| f Cost of land  |                           | 66,000     |                           |
| g Cost of other property (see instructions)   |                           | -0-        |                           |
| <b>23 Other use of non-refunding proceeds (subtract lines 22a-g from Part IV, line 21 (see instructions))</b> |                           | 121,500    |                           |
| <b>24 Standard industrial classification (SIC) of non-refunding proceeds for the financed project.</b>        |                           |            |                           |
| SIC Code  | Non-refunding proceeds \$ | SIC Code   | Non-refunding proceeds \$ |
| a 5140  | \$1,600,000               | d          |                           |
| b   |                           | e          |                           |
| c   |                           | f          |                           |
| <b>25 Average weighted economic life of the project (complete only for IDBs)</b>                              |                           | 24.8 years |                           |

**Part VI Description of Initial Principal Users**  
(Do not complete for student loan bonds or mortgage bonds)

| <b>26 Initial Principal Users</b>   |   |   |                                       |
|---|---|---|---------------------------------------|
| (A)<br>User   | (B)<br>Name                               | (C)<br>Address                              | (D)<br>Employer identification number |
| (i)   | Thomas & Howard Company of Newberry, S.C. | Post Office Box 38<br>Newberry, S.C. 29108  | 57-0278222                            |
| (ii)  |   |   |                                       |
| (iii)   |   |   |                                       |
| (iv)  |   |   |                                       |
| (v)   |   |   |                                       |
| <b>27 Common parents (if any) of initial principal users listed above</b> |   |   |                                       |
| (A)<br>User (from above)  | (B)<br>Name                               | (C)<br>Address                              | (D)<br>Employer identification number |
| (i)   | Thomas & Howard Company, Inc.             | Post Office Box 947<br>Columbia, S.C. 29202 | 57-0260860                            |

**Part VII Approval of Issue (Complete only for IDBs)**

**28 Name of Governmental units approving issue** ▶ Newberry County, South Carolina

**29 Names and positions of applicable elected representatives or date of referendum approving issue** ▶ County Council of Newberry County, S.C.

**Part VIII Volume Limitations for Qualified Mortgage or Veterans' Bonds**

|   |  |
|---|--|
| <b>1</b> Issuer's volume limitation   |  |
| <b>2</b> Amount of volume limitation surrendered to other issues (e.g., under section 103A(g)(3)(B) or 25(c)(2)(A)(ii)) |  |
| <b>3</b> Amount of bonds previously issued  |  |
| <b>4</b> 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.

Signature of officer: *Alfred H. McKay* Date: 6-26-85 Title: Chairman, County Council

**Paid Preparer's Use Only**

Preparer's signature: *Alfred H. McKay* Check if self-employed: ☐ Preparer's social security no.:

Firm's name (or yours, if self-employed) and address: McKay & Guerard, P.A.  
P.O. Box 7157, Columbia, S.C.

E.I. No. 57-0730838  
ZIP code 29202

027009

| Maturity Date<br>(20th day of each<br>of the following months) | Face Amount | Stated Interest<br>Rate               | Term    |
|--|-------------|---------------------------------------|---------|
|  |             | 65% of Prime Rate<br>(All maturities) |         |
| January, 1986  | 5,500.00    |                                       | 7/12    |
| February, 1986   | 5,500.00    |                                       | 8/12    |
| March, 1986  | 5,500.00    |                                       | 9/12    |
| April, 1986  | 5,500.00    |                                       | 10/12   |
| May, 1986  | 5,500.00    |                                       | 11/12   |
| June, 1986   | 5,500.00    |                                       | 1       |
| July, 1986   | 5,500.00    |                                       | 1 1/12  |
| August, 1986   | 5,500.00    |                                       | 1 2/12  |
| September, 1986  | 5,500.00    |                                       | 1 3/12  |
| October, 1986  | 5,500.00    |                                       | 1 4/12  |
| November, 1986   | 5,500.00    |                                       | 1 5/12  |
| December, 1986   | 5,500.00    |                                       | 1 6/12  |
| January, 1987  | 5,500.00    |                                       | 1 7/12  |
| February, 1987   | 5,500.00    |                                       | 1 8/12  |
| March, 1987  | 5,500.00    |                                       | 1 9/12  |
| April, 1987  | 5,500.00    |                                       | 1 10/12 |
| May, 1987  | 5,500.00    |                                       | 1 11/12 |
| June, 1987   | 5,500.00    |                                       | 2       |
| July, 1987   | 5,500.00    |                                       | 2 1/12  |
| August, 1987   | 5,500.00    |                                       | 2 2/12  |
| September, 1987  | 5,500.00    |                                       | 2 3/12  |
| October, 1987  | 5,500.00    |                                       | 2 4/12  |
| November, 1987   | 5,500.00    |                                       | 2 5/12  |
| December, 1987   | 5,500.00    |                                       | 2 6/12  |
| January, 1988  | 6,500.00    |                                       | 2 7/12  |
| February, 1988   | 6,500.00    |                                       | 2 8/12  |
| March, 1988  | 6,500.00    |                                       | 2 9/12  |
| April, 1988  | 6,500.00    |                                       | 2 10/12 |
| May, 1988  | 6,500.00    |                                       | 2 11/12 |
| June, 1988   | 6,500.00    |                                       | 3       |
| July, 1988   | 6,500.00    |                                       | 3 1/12  |
| August, 1988   | 6,500.00    |                                       | 3 2/12  |
| September, 1988  | 6,500.00    |                                       | 3 3/12  |
| October, 1988  | 6,500.00    |                                       | 3 4/12  |
| November, 1988   | 6,500.00    |                                       | 3 5/12  |
| December, 1988   | 6,500.00    |                                       | 3 6/12  |
| January, 1989  | 6,500.00    |                                       | 3 7/12  |
| February, 1989   | 6,500.00    |                                       | 3 8/12  |
| March, 1989  | 6,500.00    |                                       | 3 9/12  |
| April, 1989  | 6,500.00    |                                       | 3 10/12 |
| May, 1989  | 6,500.00    |                                       | 3 11/12 |
| June, 1989   | 6,500.00    |                                       | 4       |
| July, 1989   | 6,500.00    |                                       | 4 1/12  |
| August, 1989   | 6,500.00    |                                       | 4 2/12  |

027010

| Maturity Date<br>(20th day of each<br>of the following months) | Face Amount | Stated Interest<br>Rate | Term    |
|--|-------------|-------------------------|---------|
| September, 1989  | 6,500.00    |                         | 4 3/12  |
| October, 1989  | 6,500.00    |                         | 4 4/12  |
| November, 1989   | 6,500.00    |                         | 4 5/12  |
| December, 1989   | 6,500.00    |                         | 4 6/12  |
| January, 1990  | 7,500.00    |                         | 4 7/12  |
| February, 1990   | 7,500.00    |                         | 4 8/12  |
| March, 1990  | 7,500.00    |                         | 4 9/12  |
| April, 1990  | 7,500.00    |                         | 4 10/12 |
| May, 1990  | 7,500.00    |                         | 4 11/12 |
| June, 1990   | 7,500.00    |                         | 5       |
| July, 1990   | 7,500.00    |                         | 5 1/12  |
| August, 1990   | 7,500.00    |                         | 5 2/12  |
| September, 1990  | 7,500.00    |                         | 5 3/12  |
| October, 1990  | 7,500.00    |                         | 5 4/12  |
| November, 1990   | 7,500.00    |                         | 5 5/12  |
| December, 1990   | 7,500.00    |                         | 5 6/12  |
| January, 1991  | 7,500.00    |                         | 5 7/12  |
| February, 1991   | 7,500.00    |                         | 5 8/12  |
| March, 1991  | 7,500.00    |                         | 5 9/12  |
| April, 1991  | 7,500.00    |                         | 5 10/12 |
| May, 1991  | 7,500.00    |                         | 5 11/12 |
| June, 1991   | 7,500.00    |                         | 6       |
| July, 1991   | 7,500.00    |                         | 6 1/12  |
| August, 1991   | 7,500.00    |                         | 6 2/12  |
| September, 1991  | 7,500.00    |                         | 6 3/12  |
| October, 1991  | 7,500.00    |                         | 6 4/12  |
| November, 1991   | 7,500.00    |                         | 6 5/12  |
| December, 1991   | 7,500.00    |                         | 6 6/12  |
| January, 1992  | 8,500.00    |                         | 6 7/12  |
| February, 1992   | 8,500.00    |                         | 6 8/12  |
| March, 1992  | 8,500.00    |                         | 6 9/12  |
| April, 1992  | 8,500.00    |                         | 6 10/12 |
| May, 1992  | 8,500.00    |                         | 6 11/12 |
| June, 1992   | 8,500.00    |                         | 7       |
| July, 1992   | 8,500.00    |                         | 7 1/12  |
| August, 1992   | 8,500.00    |                         | 7 2/12  |
| September, 1992  | 8,500.00    |                         | 7 3/12  |
| October, 1992  | 8,500.00    |                         | 7 4/12  |
| November, 1992   | 8,500.00    |                         | 7 5/12  |
| December, 1992   | 8,500.00    |                         | 7 6/12  |
| January, 1993  | 8,500.00    |                         | 7 7/12  |
| February, 1993   | 8,500.00    |                         | 7 8/12  |
| March, 1993  | 8,500.00    |                         | 7 9/12  |
| April, 1993  | 8,500.00    |                         | 7 10/12 |

027011



| Maturity Date<br>(20th day of each<br>of the following months) | Face Amount | Stated Interest<br>Rate | Term     |
|--|-------------|-------------------------|----------|
| May, 1993  | 8,500.00    |                         | 7 11/12  |
| June, 1993   | 8,500.00    |                         | 8        |
| July, 1993   | 8,500.00    |                         | 8 1/12   |
| August, 1993   | 8,500.00    |                         | 8 2/12   |
| September, 1993  | 8,500.00    |                         | 8 3/12   |
| October, 1993  | 8,500.00    |                         | 8 4/12   |
| November, 1993   | 8,500.00    |                         | 8 5/12   |
| December, 1993   | 8,500.00    |                         | 8 6/12   |
| January, 1994  | 9,500.00    |                         | 8 7/12   |
| February, 1994   | 9,500.00    |                         | 8 8/12   |
| March, 1994  | 9,500.00    |                         | 8 9/12   |
| April, 1994  | 9,500.00    |                         | 8 10/12  |
| May, 1994  | 9,500.00    |                         | 8 11/12  |
| June, 1994   | 9,500.00    |                         | 9        |
| July, 1994   | 9,500.00    |                         | 9 1/12   |
| August, 1994   | 9,500.00    |                         | 9 2/12   |
| September, 1994  | 9,500.00    |                         | 9 3/12   |
| October, 1994  | 9,500.00    |                         | 9 4/12   |
| November, 1994   | 9,500.00    |                         | 9 5/12   |
| December, 1994   | 9,500.00    |                         | 9 6/12   |
| January, 1995  | 9,500.00    |                         | 9 7/12   |
| February, 1995   | 9,500.00    |                         | 9 8/12   |
| March, 1995  | 9,500.00    |                         | 9 9/12   |
| April, 1995  | 9,500.00    |                         | 9 10/12  |
| May, 1995  | 9,500.00    |                         | 9 11/12  |
| June, 1995   | 9,500.00    |                         | 10       |
| July, 1995   | 9,500.00    |                         | 10 1/12  |
| August, 1995   | 9,500.00    |                         | 10 2/12  |
| September, 1995  | 9,500.00    |                         | 10 3/12  |
| October, 1995  | 9,500.00    |                         | 10 4/12  |
| November, 1995   | 9,500.00    |                         | 10 5/12  |
| December, 1995   | 9,500.00    |                         | 10 6/12  |
| January, 1996  | 10,500.00   |                         | 10 7/12  |
| February, 1996   | 10,500.00   |                         | 10 8/12  |
| March, 1996  | 10,500.00   |                         | 10 9/12  |
| April, 1996  | 10,500.00   |                         | 10 10/12 |
| May, 1996  | 10,500.00   |                         | 10 11/12 |
| June, 1996   | 10,500.00   |                         | 11       |
| July, 1996   | 10,500.00   |                         | 11 1/12  |
| August, 1996   | 10,500.00   |                         | 11 2/12  |
| September, 1996  | 10,500.00   |                         | 11 3/12  |
| October, 1996  | 10,500.00   |                         | 11 4/12  |
| November, 1996   | 10,500.00   |                         | 11 5/12  |
| December, 1996   | 10,500.00   |                         | 11 6/12  |

027012

| Maturity Date<br>(20th day of each<br>of the following months) | Face Amount | Stated Interest<br>Rate | Term     |
|--|-------------|-------------------------|----------|
| January, 1997  | 10,500.00   |                         | 11 7/12  |
| February, 1997   | 10,500.00   |                         | 11 8/12  |
| March, 1997  | 10,500.00   |                         | 11 9/12  |
| April, 1997  | 10,500.00   |                         | 11 10/12 |
| May, 1997  | 10,500.00   |                         | 11 11/12 |
| June, 1997   | 10,500.00   |                         | 12       |
| July, 1997   | 10,500.00   |                         | 12 1/12  |
| August, 1997   | 10,500.00   |                         | 12 2/12  |
| September, 1997  | 10,500.00   |                         | 12 3/12  |
| October, 1997  | 10,500.00   |                         | 12 4/12  |
| November, 1997   | 10,500.00   |                         | 12 5/12  |
| December, 1997   | 10,500.00   |                         | 12 6/12  |
| January, 1998  | 12,000.00   |                         | 12 7/12  |
| February, 1998   | 12,000.00   |                         | 12 8/12  |
| March, 1998  | 12,000.00   |                         | 12 9/12  |
| April, 1998  | 12,000.00   |                         | 12 10/12 |
| May, 1998  | 12,000.00   |                         | 12 11/12 |
| June, 1998   | 12,000.00   |                         | 13       |
| July, 1998   | 12,000.00   |                         | 13 1/12  |
| August, 1998   | 12,000.00   |                         | 13 2/12  |
| September, 1998  | 12,000.00   |                         | 13 3/12  |
| October, 1998  | 12,000.00   |                         | 13 4/12  |
| November, 1998   | 12,000.00   |                         | 13 5/12  |
| December, 1998   | 12,000.00   |                         | 13 6/12  |
| January, 1999  | 12,000.00   |                         | 13 7/12  |
| February, 1999   | 12,000.00   |                         | 13 8/12  |
| March, 1999  | 12,000.00   |                         | 13 9/12  |
| April, 1999  | 12,000.00   |                         | 13 10/12 |
| May, 1999  | 12,000.00   |                         | 13 11/12 |
| June, 1999   | 12,000.00   |                         | 14       |
| July, 1999   | 12,000.00   |                         | 14 1/12  |
| August, 1999   | 12,000.00   |                         | 14 2/12  |
| September, 1999  | 12,000.00   |                         | 14 3/12  |
| October, 1999  | 12,000.00   |                         | 14 4/12  |
| November, 1999   | 12,000.00   |                         | 14 5/12  |
| December, 1999   | 12,000.00   |                         | 14 6/12  |
| January, 2000  | 13,333.00   |                         | 14 7/12  |
| February, 2000   | 13,333.00   |                         | 14 8/12  |
| March, 2000  | 13,333.00   |                         | 14 9/12  |
| April, 2000  | 13,333.00   |                         | 14 10/12 |
| May, 2000  | 13,333.00   |                         | 14 11/12 |
| June, 2000   | 13,333.00   |                         | 15       |
| July, 2000   | 13,333.00   |                         | 15 1/12  |
| August, 2000   | 13,333.00   |                         | 15 2/12  |
| September, 2000  | 13,333.00   |                         | 15 3/12  |

027013

| Maturity Date<br>(20th day of each<br>of the following months) | Face Amount | Stated Interest<br>Rate | Term    |
|--|-------------|-------------------------|---------|
| October, 2000  | 13,333.00   |                         | 15 4/12 |
| November, 2000   | 13,333.00   |                         | 15 5/12 |
| December, 2000   | 13,337.00   |                         | 15 6/12 |

027014

Line 23 - Interest on Industrial Revenue Note

027015



The State of South Carolina

EXHIBIT

MAY 14 1985

NO. 9

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

May 20, 1985

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

Re: \$1,600,000 Newberry County, South  
Carolina, Industrial Revenue Bonds,  
(Thomas & Howard Co. of Newberry, S.C.)

Dear Mr. McInnis:

Regarding the above referenced bond, I would advise that under state law, no further approval by the State Budget and Control Board is required insofar as the only change in the project is to relocate it to another site in the county. However, bond counsel has requested Board approval of this change in order to fully comply with federal requirements.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "DCE", written over a horizontal line.

David C. Eckstrom  
Assistant Attorney General

DCE/cs

Enclosure

027016

# EXHIBIT

MAY 14 1985 NO. 9

STATE OF SOUTH CAROLINA BUDGET & CONTROL BOARD  
COUNTY OF RICHLAND ) Thomas & Howard Co. of Newberry 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 9:30 A. M., on Tuesday, May 14, 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. Ptaterson, who moved its adoption; said motion was seconded by Senator Waddell, and upon the vote being taken and recorded it appeared that the following votes were cast:

FOR MOTION

5

AGAINST MOTION

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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.

May 21, 1985

William A. McInnis

027017

# EXHIBIT

MAY 14 1985 NO. 9

## A RESOLUTION

### STATE BUDGET & CONTROL BOARD

APPROVING AN UNDERTAKING BY THE COUNTY COUNCIL OF NEWBERRY COUNTY PURSUANT TO CHAPTER 29, TITLE 4, VOLUME 1, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, TO ACQUIRE, CONSTRUCT, AND EQUIP AN INDUSTRIAL PROJECT THROUGH THE ISSUANCE OF NOT EXCEEDING \$1,600,000 NEWBERRY COUNTY, SOUTH CAROLINA, INDUSTRIAL REVENUE NOTE, SERIES 1985 (THOMAS & HOWARD COMPANY OF NEWBERRY, S.C. PROJECT).

WHEREAS, heretofore the County Council of Newberry County (County Council) did, pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), petition the State Budget and Control Board of South Carolina (the State Board), seeking approval of the State Board of an undertaking by the County Council pursuant to the Enabling Statute; and

WHEREAS, the undertaking provides for the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Note, Series 1985 (Thomas & Howard Company of Newberry, S.C. Project) pursuant to the Enabling Statute (the Note), and the loan of the proceeds thereof to Thomas & Howard Company of Newberry, S.C., a corporation organized and existing under the Laws of the State of South Carolina (the Company), under the terms of a loan agreement between the County and the Company (the Loan Agreement), to finance the (i) acquisition of approximately eight and 74/100 (8.74) acres of land located on the northern side of S.C. Highway No. 34 near the northwest corner of the intersection of Interstate 26 and S.C. Highway No. 34, in Newberry County, South Carolina, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon (such land, improvements, machinery, and equipment, as so acquired, constructed and installed, being referred to herein as the Project), all of which will

027018

constitute facilities for the commercial warehousing and distribution of groceries and other food service products; and

WHEREAS, under the Loan Agreement, loan payments sufficient to provide for the payment of the Note and costs and expenses resulting from the issuance thereof will be made by the Company; and

WHEREAS, the Note will be secured by the lien of a Mortgage and Security Agreement in the Project from the Company to the County (the Mortgage), which will be assigned by the County to the purchaser of the Note, the Citizens and Southern National Bank of South Carolina, a national banking association under the Laws of the United States of America (the Purchaser), and the pledge of the loan payments under the Loan Agreement; and

WHEREAS, the State Board has made such independent investigation as it deems advisable,

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD, IN MEETING DULY ASSEMBLED:

1. That it has been found and determined by the State Board as follows:

a. The statement of facts set forth in the recitals of this Resolution are in all respects true and correct;

b. County Council has filed a proper Petition to the State Board, establishing a reasonable estimate of the cost of the Project and a general summary of the terms and conditions of the Loan Agreement to be made by the County.

EXHIBIT

027019

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD



c. The Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately four to five (4-5) additional employees in the next four to five (4-5) years; and

d. The Project is intended to promote the purposes of the Enabling Statute and is reasonably anticipated to effect such results.

2. That, on the basis of the foregoing findings, the proposed undertaking of the County Council to finance the expansion and equipping of a warehousing facility will constitute a "project" under the Enabling Statute, through the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Note, payable from the loan payments to be derived under the Loan Agreement, and additionally, to be secured by the said Mortgage on the Project, and by the pledge of loan payments to be paid under the Loan Agreement, all pursuant to the Enabling Statute (including changes in any details of the said financing, as finally consummated, which do not materially affect the said undertaking), be, and the same is, hereby approved.

3. Notice of the action taken by the State Board in giving approval to the undertaking of Newberry County above described in Paragraph 2, supra, shall be published one time in The Newberry Observer, a newspaper published in the City of Newberry, South Carolina, having general circulation in Newberry County.

027020

4. 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.

5. That the notice to be published shall be in the form substantially as set forth as Exhibit A of this Resolution.

027021

NOTICE PURSUANT TO  
CHAPTER 29, TITLE 4, VOLUME 1,  
CODE OF LAWS OF SOUTH CAROLINA 1976,  
AS AMENDED

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Notice is hereby given that, following the filing of a Petition by the County Council of Newberry County (the County Council) to the State Budget and Control Board of South Carolina (the State Board), approval has been given by the State Board to the following undertaking (including any changes in any details of the said financing as finally consummated which do not materially affect the said undertaking), viz:

The financing by County Council of (i) the acquisition of approximately eight and 74/100 (8.74) acres of land located on the northern side of S.C. Highway No. 34 near the northwest corner of the intersection of Interstate 26 and South Carolina Highway No. 34, in Newberry County, South Carolina, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon (such land, building, machinery, and equipment, as so acquired, constructed and installed, being referred to herein as the Project), all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products. To finance the Project, the County Council will issue a not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Note, Series 1985 (Thomas & Howard Company of Newberry, S.C. Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, under the terms of a Loan Agreement between the County and Thomas & Howard Company of

027022

Newberry, S.C., a South Carolina corporation (the Company) (the Loan Agreement). The Note of Newberry County will be payable by the County solely from the loan payments to be paid under the Loan Agreement to the County by the Company, which has irrevocably covenanted and agreed to pay, when due, all sums required for the principal and interest thereon, and the Note will be secured by the mortgage lien and security interest of a Mortgage and Security Agreement on the Project, which will constitute a forecloseable mortgage upon the Project and a pledge of the loan payments to be paid under the Loan Agreement. The Note shall not constitute a charge against the general credit or taxing power of Newberry County.

It is estimated that the Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately fifty (50) additional employees in the next four to five (4-5) years.

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.

Notice is further 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 the undertaking of the County Council by action de novo instituted in the Court of Common Pleas for Newberry County.

027023



STATE BUDGET AND CONTROL BOARD OF  
SOUTH CAROLINA

By: William A. McInnis, Secretary

Publication Date:

\_\_\_\_\_, 1985

EXHIBIT

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD

027024

EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$1,600,000 NEWBERRY  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (THOMAS &  
HOWARD COMPANY OF NEWBERRY, S. C.,  
PROJECT)

EX PARTE:  
COUNTY COUNCIL OF NEWBERRY COUNTY  
SOUTH CAROLINA

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Newberry County, (the  
County Council) respectfully prays:

1. Newberry County (the County) heretofore on February 14,  
1985, petitioned the State Budget and Control Board to approve the  
issuance of not to exceed \$1,600,000 Newberry County, South Carolina,  
Industrial Revenue Note, Series 1985 (Thomas & Howard Company of  
Newberry, S. C., Project) (the Note), pursuant to Chapter 29, Title 4,  
Volume 1, Code of Laws of South Carolina 1976, as amended (the  
Enabling Statute), and the loan of the proceeds thereof to Thomas &  
Howard Company of Newberry, S. C., a corporation organized and  
existing under the Laws of the State of South Carolina (the Company),  
pursuant to the terms of a loan agreement between the County and the  
Company (the Loan Agreement), to finance the (i) acquisition of  
approximately eight (8) acres of land located at the northeast corner of  
the intersection of Interstate 26 and South Carolina Highway No. 773, in  
Newberry County, South Carolina, (ii) construction of improvements  
thereon, and (iii) acquisition and installation of machinery and equipment  
therein and thereon (such land, improvements, machinery, and  
equipment, as so acquired, constructed and installed, being referred to  
herein as the Project), all of which will constitute facilities for the  
commercial warehousing of groceries and other food service products.

2. By Resolution adopted on February 14, 1985, the State Board gave its approval to the issuance of the Note to finance the Project.

3. The Company has now advised the County that because it is unable to obtain water at a sufficient pressure at the proposed site of the Project that the Company intends to locate the Project on an approximately eight and 74/100 (8.74) acre tract of land located on the northern side of S.C. Highway No. 34 near the northwest corner of the intersection of Interstate Highway I-26 and S.C. Highway No. 34.

4. The Company has further advised County Council that all other findings with respect to the Project, including employment, use of the Project and the terms of the financing and purchase of the Note have not changed.

Upon the basis of the foregoing, the County Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project as it deems advisable, and that thereafter, the said State Board make a finding that the proposed Project will promote the purpose of the said Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the said financing as finally consummated which do



not materially affect the said undertaking, and give published notice of  
its approval in the manner set forth in Code Section 4-29-140.

AND FURTHER, grant an allocation of the state volume celling for  
private activly bonds for not exceeding ONE MILLION SIX HUNDRED  
THOUSAND (\$1,600,000) DOLLARS Newberry County, South Carolina  
Industrial Revenue Bonds to finance the Project.

Respectfully submitted,

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By: D. Wyman Cook  
D. Wyman Cook, Chairman,  
County Council of Newberry County

ATTEST:

Jewell D. Kibler  
Jewell D. Kibler, Clerk,  
County Council of Newberry County

EXHIBIT

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD

APPROVED AS TO FORM AND CONTENT:

[Signature]  
County Attorney  
Newberry County, South Carolina

# EXHIBIT

A RESOLUTION

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD

AUTHORIZING AN ASSISTANCE CONTRACT BETWEEN NEWBERRY COUNTY AND THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA TO PROVIDE FOR THE ISSUANCE OF NEWBERRY COUNTY INDUSTRIAL REVENUE BONDS (THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA PROJECT), THE PROCEEDS OF WHICH WILL BE LOANED TO THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA, TO PROVIDE FOR INDUSTRIAL FACILITIES IN NEWBERRY COUNTY AND A PETITION TO THE STATE BUDGET AND CONTROL BOARD REQUESTING AN ALLOCATION OF THE STATE VOLUME CEILING ON PRIVATE ACTIVITY BONDS FOR THE SAID BONDS.

BE IT RESOLVED by the County Council of Newberry County (County Council) in meeting duly assembled:

That, subject to the provisions of Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), the County Council approves the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Bonds (the Bonds), on behalf of Thomas & Howard Company of Newberry, South Carolina, a corporation organized and existing under the Laws of the State of South Carolina (the Industry), for financing the acquisition of land, the construction of improvements thereon, and the acquisition and installation of machinery and equipment therein and thereon (such land, improvements, machinery, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project), all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products and that the proposed Project will qualify as a "project" under the Enabling Statute;

027029

That the Bonds shall never constitute an indebtedness of Newberry County (the County) within the meaning of any state constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers;

That the Chairman, or, in his absence, the Vice Chairman, of the County Council is authorized to sign, with the approval of the County Attorney, attested by the Clerk of the County Council, an assistance contract, substantially in the form attached hereto as Exhibit A, providing for the issuance of the Bonds. Any execution and attestation prior to the adoption of this Resolution is hereby authorized, ratified and confirmed;

That the Chairman, or in his absence, the Vice Chairman of County Council, be and he hereby is, authorized and directed on behalf of the County Council to take all action necessary to obtain an allocation from the State Budget and Control Board of the private activity bond limit for the Bonds, including the filing of an appropriate Petition with the State Budget and Control Board, substantially in the form attached hereto, as Exhibit B, with such changes as the executing officer and the County Attorney shall approve;

That County Council and its duly elected officers shall take any and all further action required to implement this Resolution and the assistance contract entered into with the Industry pursuant hereto; and

That this Resolution shall take effect immediately.

027030

ASSISTANCE CONTRACT

THIS CONTRACT made and entered into by and between NEWBERRY COUNTY, SOUTH CAROLINA, a body politic and corporate and a political subdivision of the State of South Carolina (the County), and THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA, a corporation organized and existing under the Laws of the State of South Carolina (the Industry),

WITNESSETH:

ARTICLE I

RECITATION OF FACTS

SECTION 1.01

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

1. 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 Chapter 29, Title 4, Volume 1, Laws of South Carolina 1976, as amended (the Enabling Statute): (i) to enter into agreements with any Industry (as defined in the Enabling Statute) necessary or incidental to the issuance of bonds pursuant to the Enabling Statute; (ii) to enter into loan agreements (as defined in the Enabling Statute) with such Industries prescribing the payments to be made by such Industries to the County or its assignee to meet the



payments that shall become due on any bonds issued by the County pursuant to the Enabling Statute, including terms and conditions relative to the acquisition and use of the facilities and the issuance of bonds; and (iii) to issue bonds for the purpose of financing the acquisition, enlarging, improving, expanding, equipping, furnishing, owning, leasing, and disposing 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.

2. The Industry proposes that the County finance the (i) acquisition of an approximately eight (8) acre tract of land in Newberry County located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$1,600,000. Such land, improvements, machinery and equipment, as so acquired, constructed, and installed, are hereinafter called the Project. The Project will constitute facilities for the commercial warehousing and distribution of groceries and other food service products. The Project will initially provide employment for approximately five (5) employees in addition to the Industry's current twenty (20) employees at its present facilities which will be relocated at the Project. The Industry anticipates employing an additional twenty-five (25) employees within two (2) years of completion of the Project and a further fifty (50) employees within four to five (4-5) years of completion of the Project.

3. The Industry has advised the County that It wishes to avail itself of the assistance which the County might render through the sale of Newberry County Industrial Revenue Bonds pursuant to the Enabling Statute, whereby the County would finance the acquisition, construction, and Installation of the Project.

4. The County has given due consideration to all of the proposals and requests of the Industry submitted to it and has agreed to endeavor to effect the issuance of the bonds hereinafter spoken of at the time and on the terms and conditions hereinafter set forth.

ARTICLE II  
UNDERTAKINGS OF THE COUNTY

SECTION 2.01

The County agrees, subject to the provisions of the Enabling Statute and compliance therewith, as follows:

1. That it will enter into a Loan Agreement (the Loan Agreement) with the Industry, upon such terms and conditions as shall be mutually agreed upon between the County and the Industry, pursuant to which it will lend to the Industry the proceeds of not exceeding \$1,600,000 Industrial Revenue Bonds (Thomas & Howard Company of Newberry, South Carolina Project), in order that such proceeds be applied to the cost of the Project and expenses incident thereto, including the costs of the financing;

2. That it will, subject to the approval by the State Budget and Control Board required by the Enabling Statute, authorize the issuance of not exceeding ONE MILLION SIX HUNDRED THOUSAND and no/100 (\$1,600,000.00) DOLLARS Newberry County, South Carolina, Industrial Revenue Bonds (Thomas & Howard Company of Newberry, South Carolina Project) (the Bonds), under the Enabling Statute, as a single issue or as several separate issues, at such time as the Industry may request the County to do so;

3. That it will permit the Industry to arrange for the sale of the Bonds, and, if successful marketing arrangements can be made, the County will adopt such proceedings as are necessary for the making of the Loan Agreement and the issuance and securing of the Bonds;

4. That if the Bonds shall be sold, the County will provide that the proceeds thereof shall be applied to the payment of the costs theretofore and thereafter to be incurred in the acquisition, construction, and installation of the Project, including advances made or loans incurred by the Industry for such purposes, costs incident to the issuance of the Bonds, and the payment, to the extent permitted by the Enabling Statute, of interest on the Bonds;

5. That, prior to the issuance of the Bonds, the County will, if requested by the Industry, enter into an indenture, providing for the issuance and securing of the Bonds, with a bank or banks, as trustee, to be selected by the Industry with the approval of the County. Such indenture shall be substantially in the form used in connection with the issuance of South Carolina industrial revenue bonds, upon such terms and conditions as the Industry shall propose and shall be agreeable to the County. In this connection, the parties recognize that such terms and conditions will be initially agreed upon between the Industry and the purchasers of the Bonds, and the County will not unreasonably disagree with any terms and conditions so agreed upon;

6. That simultaneously with the issuance of the Bonds, the County will assign to the trustee or the initial purchaser of the Bonds, as the case may be, its interest in the Loan Agreement and a first mortgage upon the Project between the Industry and the County (the Mortgage), securing the obligations of the Industry under the Loan Agreement; and



7. That the County will perform such other acts and adopt such further proceedings as may be required faithfully to implement its undertakings under this Contract.

### ARTICLE III

#### UNDERTAKINGS OF THE INDUSTRY

##### SECTION 3.01

The Industry agrees as follows:

1. That the Industry will market the Bonds on behalf of the County and, in this connection, the Industry expressly acknowledges that the County has no obligation with regard to the marketing of the Bonds;
2. That the Industry will enter into the Loan Agreement with the County under the terms of which the Industry will unconditionally obligate itself to pay to the County sums sufficient to pay the principal of, premium, if any, and interest on the Bonds as and when the same become due and payable; and the Loan Agreement shall be in such form and content satisfactory to the County and to the Industry;
3. That the Industry will enter into the Mortgage, securing its obligations to the County under the Loan Agreement;
4. That the Industry will obligate itself to perform all obligations required of it pursuant to the Enabling Statute;
5. That the Industry will hold the County harmless from all pecuniary liability and will reimburse it for all expenses to which the County might be put in the fulfillment of its obligations under this Contract and the Loan Agreement and in the implementation of the respective terms and provisions thereof; and
6. That the Industry will perform such further acts and adopt such further proceedings as may be required to faithfully implement its undertakings under this Contract.

ARTICLE IV  
GENERAL PROVISIONS

SECTION 4.01

Neither the performance of this Contract by the County, nor any obligation of the County resulting from the execution and delivery, or performance, of this Contract, nor any failure by the County to perform under this Contract, shall constitute or give rise to a pecuniary liability of the County or charge against its general credit or taxing powers; but all undertakings by the County hereunder are otherwise fully binding and enforceable by a suit for specific performance or by mandamus.

SECTION 4.02

The parties agree that the Industry may proceed with the acquisition, construction, and installation of the Project prior to the Issuance of the Bonds.

SECTION 4.03

The parties agree that the Industry may assign its rights and obligations under this Contract to Thomas and Howard Company, Inc., the parent corporation of the Industry, or to any other partnership, corporation, association, or entity which is wholly-owned by the Industry or its parent corporation.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have caused this Contract to be executed in their respective names and under their respective seals as of January 2, 1985, but on the respective dates indicated below.



NEWBERRY COUNTY, SOUTH CAROLINA

By: *D. Wynn Cook*  
Chairman  
County Council of Newberry County

ATTEST:

*Jewell D. Kibler*  
Clerk  
County Council of Newberry County

Dated: January 10, 1985

EXHIBIT

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD

THOMAS & HOWARD COMPANY OF NEWBERRY,  
SOUTH CAROLINA

(SEAL)

By: \_\_\_\_\_

Its: \_\_\_\_\_

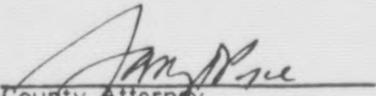
ATTEST:

\_\_\_\_\_  
Its: \_\_\_\_\_

Dated: January \_\_\_\_, 1985



APPROVED AS TO FORM AND CONTENT:

  
County Attorney  
Newberry County, South Carolina

EXHIBIT

MAY 14 1985 NO. 9 -

STATE BUDGET & CONTROL BOARD

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

Ex Parte: County Council of Newberry County, South Carolina

027041

TO: The Honorable Richard W. Riley, Governor  
The Honorable Crady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Your Petitioner respectfully shows:

That Newberry County has heretofore entered into an Assistance Contract dated as of January 2, 1985, with Thomas & Howard Company of Newberry, South Carolina (the Company), a copy of which is attached hereto, providing for the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, for the purpose of defraying the cost of (i) the acquisition of an approximately eight (8) acre tract of land located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773 in Newberry County, (ii) the construction of improvements thereon and (iii) the acquisition and installation of machinery and equipment therein and thereon, all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products (the Project).

WHEREFORE, Petitioner hereby requests an allocation of the state volume ceiling for private activity bonds for not exceeding ONE MILLION SIX HUNDRED THOUSAND (\$1,600,000) DOLLARS Newberry County, South Carolina Industrial Revenue Bonds to finance the Project.



Respectfully submitted,

NEWBERRY COUNTY, SOUTH CAROLINA

By: *D. Wyman Cook*  
Chairman, County Council of  
Newberry County, South Carolina

ATTEST:

*Jewell S. Kibler*  
Clerk, County Council of  
Newberry County, South Carolina

Dated: January 10, 1985

EXHIBIT

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD

APPROVED AS TO FORM AND CONTENT:

*Gary T. Pope*  
Gary T. Pope,  
County Attorney  
Newberry County, South Carolina



STATE OF SOUTH CAROLINA       )  
  )  
COUNTY OF NEWBERRY            )

THIS IS TO CERTIFY that the foregoing is an exact, verbatim copy of a Resolution unanimously adopted at a duly called and held regular meeting of the County Council of Newberry County, South Carolina, held in Council Chambers in the Newberry County Courthouse, Newberry, South Carolina, on January 10, 1985, at which meeting a quorum was present and remained throughout.

That the said Resolution was offered by Councilmember David L. Wedaman seconded by Councilmember John E. Seibert and has been recorded in the County Council's records of proceedings and remains in my custody as Clerk, and that the said Resolution remains in full force and effect and has not been amended, modified, or repealed.

WITNESS my Hand and the Seal of Newberry County, South Carolina, this 10th day of January, A.D. 1985.

(SEAL)

\_\_\_\_\_  
Clerk  
County Council of  
Newberry County, South Carolina

027044

# EXHIBIT

MAY 14 1985

NO. 9

A RESOLUTION

STATE BUDGET & CONTROL BOARD

AUTHORIZING THE AMENDMENT OF AN ASSISTANCE CONTRACT BETWEEN NEWBERRY COUNTY AND THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA TO PROVIDE FOR THE ISSUANCE OF NEWBERRY COUNTY INDUSTRIAL REVENUE BONDS (THOMAS & HOWARD COMPANY OF NEWBERRY, S.C. PROJECT), THE PROCEEDS OF WHICH WILL BE LOANED TO THOMAS & HOWARD COMPANY OF NEWBERRY, S.C., TO PROVIDE FOR INDUSTRIAL FACILITIES IN NEWBERRY COUNTY AND A PETITION TO THE STATE BUDGET AND CONTROL BOARD SEEKING THE APPROVAL OF THE PROJECT AND THE ISSUANCE OF THE SAID BONDS AND REQUESTING AN ALLOCATION OF THE STATE VOLUME CEILING ON PRIVATE ACTIVITY BONDS FOR THE SAID BONDS.

BE IT RESOLVED by the County Council of Newberry County (County Council) In meeting duly assembled that the County Council hereby determines and finds as follows:

Newberry County (the County) as authorized by resolution duly adopted on January 10, 1985, has entered into an Assistance Contract dated as of January 2, 1985, (the Assistance Contract) with Thomas & Howard Company of Newberry, S. C., a corporation organized and existing under the Laws of the State of South Carolina (the Company), whereby the County agrees, under the conditions set forth in the Assistance Contract, inter alia, to issue not to exceed \$1,600,000 Newberry County Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute) to finance the (i) acquisition of approximately eight (8) acres of land located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773, in Newberry County, South Carolina, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and

027045

equipment therein and thereon, all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products.

The Company has now advised County Council that because water pressure is unavailable at this time at the site for the proposed Project of the Company as set forth in the Assistance Contract, the Company intends to locate its Project on an approximately 8.74 acre tract of land located on the north side of S.C. Highway No. 34, near the northwest corner of the intersection of S.C. Highway No. 34 and Interstate Highway I-26 and that the cost of acquiring the said land, constructing the building and installation of machinery and equipment thereon will be \$1,600,000 and has requested that the County issue its industrial revenue note, in the principal amount of not to exceed \$1,600,000 (the Note), to finance the cost of acquiring, constructing and installing the Project, including the costs incident to the issuance of the Note.

The Company has further advised County Council that all other findings made by County Council in its resolution authorizing the Assistance Contract and in its Resolution adopted February 7, 1985, authorizing its Petition to the State Budget and Control Board (the State Board) continue to be accurate and correct.

THEREFORE, BE IT RESOLVED that, subject to the provisions of the Enabling Statute, the County Council approves the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Bonds (the Bonds), on behalf of the Company, for financing the Project;

027046

AND, BE IT FURTHER RESOLVED that the Bonds shall never constitute an Indebtedness of the County within the meaning of any state constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers;

AND, BE IT FURTHER RESOLVED that the Chairman, or, in his absence, the Vice Chairman, of the County Council is authorized to sign, with the approval of the County Attorney, attested by the Clerk of the County Council, an amendment to the Assistance Contract, substantially in the form attached hereto as Exhibit A, providing for the Issuance of the Bonds;

AND, BE IT FURTHER RESOLVED that the County Council hereby approves the undertaking of the Project and the Issuance of the Bonds as aforesaid, the filing of its petition, in accordance with Code Section 4-29-140, to the State Budget and Control Board of South Carolina, in substantially the form of the Petition attached hereto as Exhibit B (or with such changes as shall be approved by the Attorney for Newberry County), and the execution by the Chairman of County Council or in his absence, the Vice Chairman, and the attestation by the Clerk of the County Council, or in her absence, the Acting Clerk, to the same and the affixation of the County Seal thereto, and, further, authorizes and empowers the Chairman of County Council, or, in his absence, the Vice Chairman, to take all other action necessary or incidental to the execution and filing of such Petition and to obtain an allocation from the State Budget and Control Board of the private activity bond limit for the Bonds;

027047



AND, BE IT FURTHER RESOLVED that County Council and its  
duly elected officers shall take any and all further action required to  
implement this Resolution; and

AND, BE IT FURTHER RESOLVED that this Resolution shall take  
effect immediately.

027048

EXHIBIT A  
AMENDMENT TO  
ASSISTANCE CONTRACT

THIS AMENDMENT made and entered into by and between NEWBERRY COUNTY, SOUTH CAROLINA, a body politic and corporate, and a political subdivision of the State of South Carolina (the County), and THOMAS & HOWARD COMPANY OF NEWBERRY, S.C., a corporation organized and existing under the Laws of the State of South Carolina (the Industry),

W I T N E S S E T H:

ARTICLE I

AMENDMENT

WHEREAS, the County acting by and through its County Council by resolution duly adopted on January 10, 1985, authorized the execution and delivery of an assistance contract (the Assistance Contract) with the Industry to finance the Project (as defined in the Assistance Contract) through the issuance of Newberry County, South Carolina, Industrial Revenue Bonds; and

WHEREAS, the Industry has now advised County Council that because water pressure is not available at the site as set forth in the Assistance Contract as the location of the Project, the Industry intends to locate the Project at another site within the County where water pressure at a sufficient pressure is obtainable; and

WHEREAS, the Industry has requested the County finance its Project at such new site through the issuance of Newberry County, South Carolina, Industrial Revenue Bonds; and

WHEREAS, the Industry has advised the County that except for the location of the Project, no other aspect of the Project has materially changed, especially with respect to the cost of the Project, the intended use of the Project and the employment to be generated from the acquisition, construction, installation and operation of the project; and

WHEREAS, the Industry has requested the County to enter into this Amendment to the Assistance Contract whereby the Assistance Contract is amended insofar as the location of the Project is described but in no other particulars.

THEREFORE, as a means of setting forth the matters of mutual inducement which have resulted in the making and entering into of this Contract set forth above, it is agreed by and between the parties hereto as follows:

SECTION 1.01

1. Paragraph 2 of Section 1.01 of the Assistance Contract is amended by deleting said Paragraph 2 in its entirety and substituting therefor the following:

"The Industry proposes that the County finance the (i) acquisition of an approximately eight and 74/100 (8.74) acre tract of land in Newberry County located on the northern side of S.C. Highway No. 34 near the northwest corner of the intersection of Interstate 26 and South Carolina Highway No. 34, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and

thereon, at a cost of not exceeding \$1,600,000. Such land, improvements, machinery and equipment, as so acquired, constructed, and installed, are hereinafter called the Project. The Project will constitute facilities for the commercial warehousing and distribution of groceries and other food service products. The Project will initially provide employment for approximately five (5) employees in addition to the Industry's current twenty (20) employees at its present facilities which will be relocated at the Project. The Industry anticipates employing an additional twenty-five (25) employees within two (2) years of completion of the Project and a further fifty (50) employees within four to five (4-5) years of completion of the Project."

SECTION 2.01

All other terms and conditions of the Assistance Contract are confirmed in their entirety.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have caused this Amendment to be executed in their respective names and under their respective seals as of April 26, 1985, but on the respective dates indicated below.

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By: \_\_\_\_\_  
Chairman  
County Council of Newberry County

ATTEST:

\_\_\_\_\_  
Clerk  
County Council of Newberry County  
Dated: April \_\_\_\_, 1985



THOMAS & HOWARD COMPANY OF NEWBERRY,  
S. C.

(SEAL)

By: \_\_\_\_\_

Its: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Its: \_\_\_\_\_

Dated: April \_\_\_\_, 1985

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
County Attorney  
Newberry County, South Carolina

027052

EXHIBIT B

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$1,600,000 NEWBERRY  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (THOMAS &  
HOWARD COMPANY OF NEWBERRY, S. C.,  
PROJECT)

EX PARTE:  
COUNTY COUNCIL OF NEWBERRY COUNTY  
SOUTH CAROLINA

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom C. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Newberry County, (the  
County Council) respectfully prays:

1. Newberry County (the County) heretofore on February 14,  
1985, petitioned the State Budget and Control Board to approve the  
issuance of not to exceed \$1,600,000 Newberry County, South Carolina,  
Industrial Revenue Note, Series 1985 (Thomas & Howard Company of  
Newberry, S. C., Project) (the Note), pursuant to Chapter 29, Title 4,  
Volume 1, Code of Laws of South Carolina 1976, as amended (the  
Enabling Statute), and the loan of the proceeds thereof to Thomas &  
Howard Company of Newberry, S. C., a corporation organized and  
existing under the Laws of the State of South Carolina (the Company),  
pursuant to the terms of a loan agreement between the County and the  
Company (the Loan Agreement), to finance the (i) acquisition of  
approximately eight (8) acres of land located at the northeast corner of  
the Intersection of Interstate 26 and South Carolina Highway No. 773, in  
Newberry County, South Carolina, (ii) construction of improvements  
thereon, and (iii) acquisition and installation of machinery and equipment  
therein and thereon (such land, improvements, machinery, and  
equipment, as so acquired, constructed and installed, being referred to  
herein as the Project), all of which will constitute facilities for the  
commercial warehousing of groceries and other food service products.

2. By Resolution adopted on February 14, 1985, the State Board gave its approval to the issuance of the Note to finance the Project.

3. The Company has now advised the County that because it is unable to obtain water at a sufficient pressure at the proposed site of the Project that the Company intends to locate the Project on an approximately eight and 74/100 (8.74) acre tract of land located on the northern side of S.C. Highway No. 34 near the northwest corner of the intersection of Interstate Highway I-26 and S.C. Highway No. 34.

4. The Company has further advised County Council that all other findings with respect to the Project, including employment, use of the Project and the terms of the financing and purchase of the Note have not changed.

Upon the basis of the foregoing, the County Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project as it deems advisable, and that thereafter, the said State Board make a finding that the proposed Project will promote the purpose of the said Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the said financing as finally consummated which do



not materially affect the said undertaking, and give published notice of  
its approval in the manner set forth in Code Section 4-29-140.

AND FURTHER, grant an allocation of the state volume ceiling for  
private activity bonds for not exceeding ONE MILLION SIX HUNDRED  
THOUSAND (\$1,600,000) DOLLARS Newberry County, South Carolina  
Industrial Revenue Bonds to finance the Project.

Respectfully submitted,

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By:

D. Wyman Cook, Chairman,  
County Council of Newberry County

ATTEST:

Jewell D. Kibler, Clerk,  
County Council of Newberry County

APPROVED AS TO FORM AND CONTENT:

County Attorney  
Newberry County, South Carolina

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF NEWBERRY )

THIS IS TO CERTIFY that the foregoing is an exact, verbatim copy of a Resolution unanimously adopted at a duly called and held meeting of the County Council of Newberry County, South Carolina, held in Council Chambers in the Newberry County Courthouse, Newberry, South Carolina, on April 26, 1985, at which meeting a quorum was present and remained throughout.

That the said Resolution was offered by Councilmember Lebert seconded by Councilmember Wedamaw, and has been recorded in the County Council's records of proceedings and remains in my custody as Clerk, and that the said Resolution remains in full force and effect and has not been amended, modified, or repealed.

WITNESS my Hand and the Seal of Newberry County, South Carolina, this 26 day of April, A.D. 1985.

(SEAL)

Jewell D. Kibler  
Jewell D. Kibler, Clerk  
County Council of  
Newberry County, South Carolina

EXHIBIT  
MAY 14 1985 NO. 9  
STATE BUDGET & CONTROL BOARD

027057

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



Box 12444  
Columbia  
29211

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

May 14, 1985

EXHIBIT

MAY 14 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: \$1,600,000 Newberry County, South Carolina  
Industrial Revenue Note  
(Thomas & Howard Co. of Newberry, S.C., 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 May 14, 1985 (the date the allocation was approved by the Board) if the bonds for which the allocation has been approved have not been issued.

Section 19-103.08 of the Board's regulations on the allocation of the State Ceiling on private activity bonds requires the entity receiving an allocation to advise the Board's Secretary of the status of the issuance within 60 days and again within 75 days of the Board's approval date if the Internal Revenue Service Form 8038 has not been filed previously on this project.

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

027058

## TRANSMITTAL FORM, REVENUE BONDS

EXHIBIT

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

MAY 14 1985 MAY 6, 1985 NO. 9

STATE BUDGET &amp; CONTROL BOARD

FROM: McKay & Guerard, P.A.  
Name of Law Firm  
Post Office Box 7157  
Street  
Columbia, South Carolina 29202  
City, State, Zip Code

Telephone Area Code 803  
Number: 765-2396

Submitted for BCB Meeting of:  
May 14, 1985

RE: \$1,600,000 Newberry County  
Amount of Issue, Local Government Issuer  
Industrial Revenue Note  
Type of Bonds/Notes  
Thomas & Howard Co. of Newberry, S.C.  
Name of Project

Private Activity Bonds:  
☒ YES ☐ NO

Projected Issue Date:  
June 3, 1985

## Project Description:

Acquisition of land, construction of building and installation of machinery and equipment for commercial warehousing and distribution of groceries and other food service products.

Number of persons to be employed: Initially five additional; twenty-five more within two years.

## Documents Enclosed:

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

- A. ☒ Petition (executed original and two copies)  
B. ☒ Resolution or ordinance (executed copy)  
C. ☒ Inducement Resolution or comparable preliminary approval (executed copy)  
D. ☐ Standard Form Investment Letter from purchaser of bonds (executed original)  
OR (see 2/14/85)  
☐ Audited financial statements for three most recent years  
E. ☐ Department of Health and Environmental Control certificate  
☐ Required ☒ Not Required  
F. ☒ Budget and Control Board Resolution and Public Notice  
Original (and 6 copies for certification and return)  
G. ☐ Processing fee  
Amount \$ \_\_\_\_\_ Check No. \_\_\_\_\_  
Payor \_\_\_\_\_

Bond Counsel: Samuel W. Howell, IV  
Typed Name

By: Sal L. Hume

Signature

027059



The State of South Carolina



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

~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 170~~

~~STATE BUDGET & CONTROL BOARD~~

~~EXHIBIT~~

~~MAY 14 1985~~

~~NO. 9~~

~~STATE BUDGET & CONTROL BOARD~~

February 8, 1985

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

Re: Not Exceeding \$1,600,000 Newberry County,  
South Carolina Industrial Revenue Bonds,  
(Thomas & Howard Company of Newberry, S.C.)

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,

A handwritten signature in cursive script, appearing to read "D. Eckstrom".

David C. Eckstrom  
Assistant Attorney General

DCE/cs

Enclosures

027060

~~EXHIBIT~~

FEB 14 1985

NO. 178

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

STATE BUDGET & CONTROL BOARD

~~EXHIBIT~~

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

MAY 14 1985

NO. 9

RE: Sale by Newberry County, South Carolina (the "Issuer")  
Of its Not Exceeding \$1,600,000 Industrial (the "Bonds")  
Revenue Note, Series 1985 (the "Company")  
On behalf of Thomas & Howard Company of Newberry, S.C. (the "Project")  
To Citizens and Southern 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 15 day  
of February, 1985.

Allen G. Stetson  
Notary Public

My Commission expires

11/25/93

PURCHASER:

Name: The Citizens and Southern National  
Bank of South Carolina

Address: P. O. Box 22779

Columbia, SC 29222

BY: [Signature]  
Signature of Authorized Official

027061

# EXHIBIT

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

MAY 14 1985 NO. 9  
Thomas & Howard Company of Newberry  
STATE BUDGET & CONTROL BOARD

I, DONNA K. WILLIAMS, ASSISTANT 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 8:00 a.m., on Thursday, February 14, 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., and Mr. Mangum (during consideration of this item).

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

4

AGAINST MOTION

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 Assistant 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 15, 1985

Donna K. Williams

EXHIBIT  
NO. 17  
FEB 14 1985  
STATE BUDGET & CONTROL BOARD

027062

EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD  
A RESOLUTION

EXHIBIT

FEB 14 1985

NO. 174

STATE BUDGET & CONTROL BOARD

APPROVING AN UNDERTAKING BY THE COUNTY COUNCIL OF NEWBERRY COUNTY PURSUANT TO CHAPTER 29, TITLE 4, VOLUME 1, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, TO ACQUIRE, CONSTRUCT, AND EQUIP AN INDUSTRIAL PROJECT THROUGH THE ISSUANCE OF NOT EXCEEDING \$1,600,000 NEWBERRY COUNTY, SOUTH CAROLINA, INDUSTRIAL REVENUE NOTE, SERIES 1985 (THOMAS & HOWARD COMPANY OF NEWBERRY, S.C. PROJECT).

WHEREAS, heretofore the County Council of Newberry County (County Council) did, pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), petition the State Budget and Control Board of South Carolina (the State Board), seeking approval of the State Board of an undertaking by the County Council pursuant to the Enabling Statute; and

WHEREAS, the undertaking provides for the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Note, Series 1985 (Thomas & Howard Company of Newberry, S.C. Project) pursuant to the Enabling Statute (the Note), and the loan of the proceeds thereof to Thomas & Howard Company of Newberry, S.C., a corporation organized and existing under the Laws of the State of South Carolina (the Company), under the terms of a loan agreement between the County and the Company (the Loan Agreement), to finance the (i) acquisition of approximately eight (8) acres of land located at the northeast corner of the intersection of Interstate 26 and S.C. Highway No. 773, in Newberry County, South Carolina, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon (such land, improvements, machinery, and equipment, as so acquired, constructed and installed, being referred to herein as the Project), all of which will

027063



constitute facilities for the commercial warehousing and distribution of groceries and other food service products; and

WHEREAS, under the Loan Agreement, loan payments sufficient to provide for the payment of the Note and costs and expenses resulting from the issuance thereof will be made by the Company; and

WHEREAS, the Note will be secured by the lien of a Mortgage and Security Agreement in the Project from the Company to the County (the Mortgage), which will be assigned by the County to the purchaser of the Note, the Citizens and Southern National Bank of South Carolina, a national banking association under the Laws of the United States of America (the Purchaser), and the pledge of the loan payments under the Loan Agreement; and

WHEREAS, the State Board has made such independent investigation as it deems advisable,

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD, IN MEETING DULY ASSEMBLED:

1. That it has been found and determined by the State Board as follows:

a. The statement of facts set forth in the recitals of this Resolution are in all respects true and correct;

b. County Council has filed a proper Petition to the State Board, establishing a reasonable estimate of the cost of the Project and a general summary of the terms and conditions of the Loan Agreement to be made by the County.

027064

c. The Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately four to five (4-5) additional employees in the next four to five (4-5) years; and

d. The Project is intended to promote the purposes of the Enabling Statute and is reasonably anticipated to effect such results.

2. That, on the basis of the foregoing findings, the proposed undertaking of the County Council to finance the expansion and equipping of a warehousing facility will constitute a "project" under the Enabling Statute, through the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Note, payable from the loan payments to be derived under the Loan Agreement, and additionally, to be secured by the said Mortgage on the Project, and by the pledge of loan payments to be paid under the Loan Agreement, all pursuant to the Enabling Statute (including changes in any details of the said financing, as finally consummated, which do not materially affect the said undertaking), be, and the same is, hereby approved.

3. Notice of the action taken by the State Board in giving approval to the undertaking of Newberry County above described in Paragraph 2, supra, shall be published one time in The Newberry Observer, a newspaper published in the City of Newberry, South Carolina, having general circulation in Newberry County.

027065

4. 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.

5. That the notice to be published shall be in the form substantially as set forth as Exhibit A of this Resolution.

027066

NOTICE PURSUANT TO  
CHAPTER 29, TITLE 4, VOLUME 1,  
CODE OF LAWS OF SOUTH CAROLINA 1976,  
AS AMENDED

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Notice is hereby given that, following the filing of a Petition by the County Council of Newberry County (the County Council) to the State Budget and Control Board of South Carolina (the State Board), approval has been given by the State Board to the following undertaking (including any changes in any details of the said financing as finally consummated which do not materially affect the said undertaking), viz:

The financing by County Council of (i) the acquisition of approximately eight (8) acres of land located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773, in Newberry County, South Carolina, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon (such land, building, machinery, and equipment, as so acquired, constructed and installed, being referred to herein as the Project), all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products. To finance the Project, the County Council will issue a not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Note, Series 1985 (Thomas & Howard Company of Newberry, S.C. Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, under the terms of a Loan Agreement between the County and Thomas & Howard Company of



Newberry, S.C., a South Carolina corporation (the Company) (the Loan Agreement). The Note of Newberry County will be payable by the County solely from the loan payments to be paid under the Loan Agreement to the County by the Company, which has irrevocably covenanted and agreed to pay, when due, all sums required for the principal and interest thereon, and the Note will be secured by the mortgage lien and security interest of a Mortgage and Security Agreement on the Project, which will constitute a forecloseable mortgage upon the Project and a pledge of the loan payments to be paid under the Loan Agreement. The Note shall not constitute a charge against the general credit or taxing power of Newberry County.

It is estimated that the Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately fifty (50) additional employees in the next four to five (4-5) years.

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.

Notice is further 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 the undertaking of the County Council by action de novo instituted in the Court of Common Pleas for Newberry County.

027068

STATE BUDGET AND CONTROL BOARD OF  
SOUTH CAROLINA

By: William A. McInnis, Secretary

Publication Date:

\_\_\_\_\_, 1985

~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 178~~

~~STATE BUDGET & CONTROL BOARD~~

EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD

027069

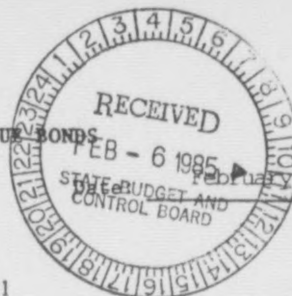
# EXHIBIT

FEB 14 1985

NO. 178

STATE BUDGET & CONTROL BOARD

TRANSMITTAL FORM, REVENUE BONDS



February 6, 1985

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

FROM: McKay & Guerard, P.A.

Name of Law Firm  
Post Office Box 7157

Street  
Columbia, South Carolina 29202  
City, State, Zip Code

RE: Not Exceeding \$1,600,000 Newberry County

Amount of Issue, Local Government Issuer  
Industrial Revenue Note

Type of Bonds/Notes  
Thomas & Howard Company of Newberry, S.C.  
Name of Project

Telephone Area Code 803  
Number: 765-2396

Submitted for BCB Meeting of:  
February 14, 1985

Private Activity Bonds:  
☒ YES ☐ NO

Projected Issue Date:  
March 15, 1985

## Project Description:

Acquisition of land, construction of building, and installation of machinery and equipment for commercial warehousing and distribution of groceries and other food service products.

Number of persons to be employed: Initially five additional; twenty-five more within two years.

## Documents Enclosed:

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

- A. ☒ Petition (executed original and two copies)
- B. ☒ Resolution or ordinance (executed copy)
- C. ☒ Inducement Resolution or comparable preliminary approval (executed copy)
- D. ☒ 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 ☒ Not Required
- F. ☒ Budget and Control Board Resolution and Public Notice  
Original (and 6 copies for certification and return)
- G. ☒ Processing fee  
Amount \$3,000.00  
Payor Thomas & Howard Company

Check No. 15797

Bond Counsel: Samuel W. Howell, IV  
Typed Name

By: *Samuel W. Howell, IV*  
Signature

027070

EXHIBIT

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD

FEB 13 1985

3:36 p.m.  
LH

## TRANSMITTAL FORM, REVENUE BONDS

EXHIBIT

NO. 178

FEB 14 1985

STATE BUDGET &amp; CONTROL BOARD

EXHIBIT

NO. 9

MAY 14 1985

STATE BUDGET &amp; 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 6, 1985

FROM:

McKay &amp; Guerard, P.A.

Telephone Area Code 803  
Number: 765-2396

Name of Law Firm  
Post Office Box 7157

Street

Columbia, South Carolina 29202

City, State, Zip Code

Submitted for BCE Meeting of:  
February 14, 1985

RE:

Not Exceeding \$1,600,000 Newberry County

Amount of Issue, Local Government Issuer  
Industrial Revenue Note

Type of Bonds/Notes

Thomas &amp; Howard Company of Newberry, S.C.

Name of Project

Private Activity Bonds:  
X YES NO

Projected Issue Date:  
March 15, 1985

## Project Description:

Acquisition of land, construction of building, and installation of machinery and equipment for commercial warehousing and distribution of groceries and other food service products.

Number of persons to be employed: Initially five additional; twenty-five more within two years.

## Documents Enclosed:

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

- need to send original*
- A. ☒ Petition (executed original and two copies)
- need to send executed copy*
- B. ☒ Resolution or ordinance (executed copy)
- C. ☒ Inducement Resolution or comparable preliminary approval (executed copy)
- D. ☒ 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 ☒ Not Required
- F. ☒ Budget and Control Board Resolution and Public Notice  
Original (and 6 copies for certification and return)
- G. ☒ Processing fee  
Amount \$3,000.00 Check No. 15797
- Payor Thomas & Howard Company

Bond Counsel: Samuel W. Howell, IV

Typed Name

By:

*Samuel W. Howell, IV*  
Signature

027071



~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 170~~

~~STATE BUDGET & CONTROL BOARD~~

~~EXHIBIT~~

PETITION

MAY 14 1985

NO. 9

TO

STATE BUDGET & CONTROL BOARD

THE STATE BUDGET AND CONTROL BOARD

OF

SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$1,600,000 NEWBERRY  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (THOMAS &  
HOWARD COMPANY OF NEWBERRY, S. C.,  
PROJECT)

EX PARTE:

COUNTY COUNCIL OF NEWBERRY COUNTY  
SOUTH CAROLINA

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Newberry County, (the  
County Council) respectfully prays:

1. Newberry County (the County) proposes to issue its not to  
exceed \$1,600,000 Newberry County, South Carolina, Industrial Revenue  
Note, Series 1985 (Thomas & Howard Company of Newberry, S. C.,  
Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of  
Laws of South Carolina 1976, as amended (the Enabling Statute), and  
loan the proceeds thereof to Thomas & Howard Company of Newberry, S.  
C., a corporation organized and existing under the Laws of the State of  
South Carolina (the Company), pursuant to the terms of a loan  
agreement between the County and the Company (the Loan Agreement),  
to finance the (i) acquisition of approximately eight (8) acres of land  
located at the northeast corner of the intersection of Interstate 26 and  
South Carolina Highway No. 773, in Newberry County, South Carolina,  
(ii) construction of improvements thereon, and (iii) acquisition and  
installation of machinery and equipment therein and thereon (such land,  
improvements, machinery, and equipment, as so acquired, constructed  
and installed, being referred to herein as the Project), all of which will  
constitute facilities for the commercial warehousing of groceries and other  
food service products.

2. The Company has advised County Council that the Project, together with the costs of issuing the Note, will cost \$1,600,000, and that all costs in excess of the proceeds of the Note will be paid by the Company from its own funds.

3. The Company has further advised County Council that the Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately fifty additional employees in the next four to five (4-5) years. As a result of the increased employment following completion of the Project, the economy of the County will be benefited by the increased payroll and, as a result of the proposed construction, improvement and installation of machinery and equipment, the tax base of the County will be increased. Thus, the proposed Project is anticipated to have a beneficial effect upon the economy of Newberry County and of the areas adjacent thereto.

4. The Company has advised County Council that the Citizens and Southern National Bank of South Carolina, a national banking association under the Laws of the United States of America (the Purchaser), has committed to buy the Note, which will be issued as a single fully-registered note, payable to the order of the Purchaser, in the principal amount of not exceeding \$1,600,000, with interest thereon from the date of delivery at the rate of Sixty-five per centum (65%) of the prime rate announced from time to time by the Purchaser. The Note shall be payable in one hundred eighty (180) successive, monthly principal installments as follows:

| <u>Payment</u> | <u>Principal Amount</u> |
|----------------|-------------------------|
| 1-24           | \$ 5,000                |
| 25-48          | 6,000                   |
| 49-72          | 7,000                   |
| 73-96          | 8,000                   |
| 97-120         | 9,000                   |
| 121-144        | 10,000                  |
| 145-168        | 11,000                  |
| 169-180        | 13,000                  |

In addition if the Note is issued in a principal amount greater than \$1,500,000, such additional principal will be repaid over the term of the Note in addition to the principal repayments set forth in the above table. The principal installments will commence six months after the date of issue of the Note, with interest as aforesaid on the principal balance from time to time outstanding payable monthly commencing one month after the date of issue of the Note.

5. The proposed Loan Agreement between the County and the Company will provide, among other things, the following:

(a) To finance the cost of the Project, the County will issue its not exceeding \$1,600,000 Industrial Revenue Note, pursuant to the Enabling Statute. The Project will be owned by the Company and the County will have no ownership interest in the Project. The Note will be secured by a first mortgage lien on and security interest in the Project under a Mortgage and Security Agreement from the Company to the County (the Mortgage), which will be assigned to the Purchaser.

(b) The Loan Agreement will impose upon the Company the obligation to pay, in addition to the moneys required for the payment of the principal of, premium, if any, and interest



on the Note, all other costs and expenses resulting from the execution and delivery of the Loan Agreement and the Mortgage and the issuance of the Note pursuant thereto.

(c) The proceeds derived from the sale of the Note will be deposited in a construction account and will be withdrawn on requisition of the Company and applied solely to the payment of costs incident to the Project (including reimbursement to the Company of funds advanced or loans incurred for that purpose), and the issuance of the Note.

(d) The Loan Agreement shall contain an agreement obligating the Company to pay from its own funds all costs in connection with the Project in excess of the proceeds of the Note, and obligating the Company to pay loan repayments, which, upon the basis of the determinations heretofore made by County Council, will be sufficient to pay the principal of and interest on the Note. Inasmuch as the Purchaser has not deemed it advisable to build up and maintain any reserve in connection with the Project or the Note, no loan repayments will be required for that purpose.

(e) The Loan Agreement shall contain the agreement of the Company to pay for the maintenance and insurance of the Project and to pay the cost of maintaining the Project in good repair and keeping it properly insured.

(f) The Loan Agreement will contain no provision imposing any pecuniary liability upon the County or which

would create a charge upon the County's general credit or taxing power.

6. The proposed Mortgage from the Company to the County, securing the Note, in the amount of not exceeding One Million Six Hundred Thousand and no/100 (\$1,600,000.00) Dollars, will be in conventional form and will constitute a forecloseable mortgage upon the Project. Included in the granting clause of the Mortgage will be:

(a) All real property, machinery, and equipment and all interest therein, acquired or to be acquired for the Project;

(b) All amounts derived by the County under the Loan Agreement, except those payments to be made by way of indemnification or for attorneys' fees; and

(c) All funds from time to time in the Construction Account established pursuant to the Loan Agreement, and any securities in which said funds are invested, and the proceeds thereof.

Upon the basis of the foregoing, the County Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project and the terms and provisions of the Loan Agreement and the Mortgage and Note as it deems advisable, and that thereafter, the said State

Board make a finding that the proposed Project will promote the purpose of the said Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the said financing as finally consummated which do not materially affect the said undertaking, and give published notice of its approval in the manner set forth in Code Section 4-29-140.

Respectfully submitted,

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By: D. Wyman Cook  
D. Wyman Cook, Chairman,  
County Council of Newberry County

ATTEST:

Jewell D. Kibler  
Jewell D. Kibler, Clerk,  
County Council of Newberry County

EXHIBIT

FEB 14 1985

NO. 17

STATE BUDGET & CONTROL BOARD

EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD

APPROVED AS TO FORM AND CONTENT:

Jim D. Pate  
County Attorney  
Newberry County, South Carolina

027078

# EXHIBIT

MAY 14 1985

NO. 9

A RESOLUTION  
STATE BUDGET & CONTROL BOARD

# EXHIBIT

FEB 14 1985

NO. 173

STATE BUDGET & CONTROL BOARD

MAKING CERTAIN DETERMINATIONS AND FINDINGS PRIOR TO UNDERTAKING A PROPOSED PROJECT TO BE FINANCED THROUGH THE ISSUANCE OF A NEWBERRY COUNTY INDUSTRIAL REVENUE NOTE, APPROVING THE UNDERTAKING OF THE PROJECT AND THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE, AND AUTHORIZING THE FILING OF A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA, SEEKING ITS APPROVAL OF THE PROJECT AND OF THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE.

BE IT RESOLVED BY THE COUNTY COUNCIL OF NEWBERRY COUNTY (the County Council), in meeting duly assembled, that the County Council hereby determines and finds as follows:

1. Newberry County (the County) has entered into an Assistance Contract with Thomas & Howard Company of Newberry, S. C., a corporation organized and existing under the Laws of the State of South Carolina (the Company), whereby the County agrees, under the conditions set forth in the Assistance Contract, inter alia, to issue not to exceed \$1,600,000 Newberry County Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), to finance the (i) acquisition of approximately eight (8) acres of land located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773, in Newberry County, South Carolina, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon (such land, building, machinery, and equipment, as so acquired, constructed and installed, being referred to herein as the Project), all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products.

2. The Company has now advised County Council that the cost of the acquiring the said land, constructing the building and installation of machinery and equipment will be \$1,600,000 and has requested that the County issue its industrial revenue note, in the principal amount of not to exceed \$1,600,000 (the Note), to finance the cost of acquiring, constructing and installing the Project, including the costs incident to the issuance of the Note.

3. The Company has further advised County Council that the Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately fifty (50) additional employees within the next four to five (4-5) years.

4. The financing of the Project as proposed would render assistance to the Company in establishing a warehousing enterprise in

027079



the County and thereby promote the industrial development of the State and develop trade by inducing this enterprise to locate in the State and thus utilize and employ the manpower, agricultural products, and natural resources of the State. The Project, thus, will subserve the purposes of said Enabling Statute.

5. The Company has agreed under the terms of the proposed Loan Agreement with the County to pay all of the costs of the Project in excess of the proceeds of the Note, and, under its proposed Loan Agreement with the County, the Company will also be required, at its expense, to maintain the Project in good repair and to keep the Project properly insured; and to make loan repayments sufficient to pay the principal of, premium, if any, and interest on the Note as they become due. Neither the Project nor any charges in connection with the Project or the acquisition, construction, improvement, installation, operation, and maintenance of the Project or in connection with the Note, including the payment of principal or interest, 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.

6. The Company has advised County Council that the Citizens and Southern National Bank of South Carolina, a national banking association under the Laws the United States of America (the Bank), has committed to buy the Note, which will be issued as a single fully registered note, payable to the order of the Bank, in the principal amount of not to exceed \$1,600,000, with interest thereon from the date of delivery at the rate of Sixty-five per centum (65%) of the prime rate announced from time to time by the Bank. The Note shall be payable in one hundred eighty (180) successive, monthly installments of principal as follows:

| <u>Payment</u> | <u>Principal Amount</u> |
|----------------|-------------------------|
| 1-24           | \$ 5,000                |
| 25-48          | 6,000                   |
| 49-72          | 7,000                   |
| 73-96          | 8,000                   |
| 97-120         | 9,000                   |
| 121-144        | 10,000                  |
| 145-168        | 11,000                  |
| 169-180        | 13,000                  |

In addition, if the Note is issued in a principal amount greater than \$1,500,000, such additional principal will be repaid over the term of the Note in addition to the principal repayments set forth in the above table. The principal installments will commence six months after the date of issue of the Note, with interest as aforesaid on the principal balance from time to time outstanding payable monthly commencing one month after the date of issue of the Note.

7. As security for the Note, the Company will give the County a first mortgage lien on and security interest in the Project by a

027080

Mortgage and Security Agreement from the Company to the County (the Mortgage), which Mortgage will be assigned by the County to the Bank.

8. In view of the established credit of the Company, the Bank is not requiring the establishment of a reserve fund for the retirement of the Note.

AND, BE IT FURTHER RESOLVED that the County Council of Newberry County hereby approves the undertaking of the Project and the issuance of its Industrial Revenue Note as aforesaid, the filing of its petition, in accordance with Code Section 4-29-140, to the State Budget and Control Board of South Carolina, in substantially the form of the Petition attached hereto (or with such changes as shall be approved by the Attorney for Newberry County), and the execution by the Chairman of County Council, or in his absence, the Vice Chairman, and the attestation by the Clerk of County Council, or in her absence, the Acting Clerk, to the same and the affixation of the County Seal thereto, and, further, authorizes and empowers the Chairman of County Council, or, in his absence, the Vice Chairman, to take all other action necessary or incidental to the execution and filing of such Petition.

027081

EXHIBIT A

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976 \*

RE: NOT EXCEEDING \$1,600,000 NEWBERRY  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (THOMAS &  
HOWARD COMPANY OF NEWBERRY, S. C.,  
PROJECT)

EX PARTE:  
COUNTY COUNCIL OF NEWBERRY COUNTY  
SOUTH CAROLINA

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Newberry County, (the  
County Council) respectfully prays:

1. Newberry County (the County) proposes to issue its not to  
exceed \$1,600,000 Newberry County, South Carolina, Industrial Revenue  
Note, Series 1985 (Thomas & Howard Company of Newberry, S. C.,  
Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of  
Laws of South Carolina 1976, as amended (the Enabling Statute), and  
loan the proceeds thereof to Thomas & Howard Company of Newberry, S.  
C., a corporation organized and existing under the Laws of the State of  
South Carolina (the Company), pursuant to the terms of a loan  
agreement between the County and the Company (the Loan Agreement),  
to finance the (i) acquisition of approximately eight (8) acres of land  
located at the northeast corner of the intersection of Interstate 26 and  
South Carolina Highway No. 773, in Newberry County, South Carolina,  
(ii) construction of improvements thereon, and (iii) acquisition and  
installation of machinery and equipment therein and thereon (such land,  
improvements, machinery, and equipment, as so acquired, constructed  
and installed, being referred to herein as the Project), all of which will  
constitute facilities for the commercial warehousing of groceries and other  
food service products.



2. The Company has advised County Council that the Project, together with the costs of issuing the Note, will cost \$1,600,000, and that all costs in excess of the proceeds of the Note will be paid by the Company from its own funds.

3. The Company has further advised County Council that the Project, when completed, will provide employment for approximately five (5) additional employees immediately, approximately twenty-five (25) additional employees within two (2) years, and approximately fifty additional employees in the next four to five (4-5) years. As a result of the increased employment following completion of the Project, the economy of the County will be benefited by the increased payroll and, as a result of the proposed construction, improvement and installation of machinery and equipment, the tax base of the County will be increased. Thus, the proposed Project is anticipated to have a beneficial effect upon the economy of Newberry County and of the areas adjacent thereto.

4. The Company has advised County Council that the Citizens and Southern National Bank of South Carolina, a national banking association under the Laws of the United States of America (the Purchaser), has committed to buy the Note, which will be issued as a single fully-registered note, payable to the order of the Purchaser, in the principal amount of not exceeding \$1,600,000, with interest thereon from the date of delivery at the rate of Sixty-five per centum (65%) of the prime rate announced from time to time by the Purchaser. The Note shall be payable in one hundred eighty (180) successive, monthly principal installments as follows:

| <u>Payment</u> | <u>Principal Amount</u> |
|----------------|-------------------------|
| 1-24           | \$ 5,000                |
| 25-48          | 6,000                   |
| 49-72          | 7,000                   |
| 73-96          | 8,000                   |
| 97-120         | 9,000                   |
| 121-144        | 10,000                  |
| 145-168        | 11,000                  |
| 169-180        | 13,000                  |

In addition if the Note is issued in a principal amount greater than \$1,500,000, such additional principal will be repaid over the term of the Note in addition to the principal repayments set forth in the above table. The principal installments will commence six months after the date of issue of the Note, with interest as aforesaid on the principal balance from time to time outstanding payable monthly commencing one month after the date of issue of the Note.

5. The proposed Loan Agreement between the County and the Company will provide, among other things, the following:

(a) To finance the cost of the Project, the County will issue its not exceeding \$1,600,000 Industrial Revenue Note, pursuant to the Enabling Statute. The Project will be owned by the Company and the County will have no ownership interest in the Project. The Note will be secured by a first mortgage lien on and security interest in the Project under a Mortgage and Security Agreement from the Company to the County (the Mortgage), which will be assigned to the Purchaser.

(b) The Loan Agreement will impose upon the Company the obligation to pay, in addition to the moneys required for the payment of the principal of, premium, if any, and interest

on the Note, all other costs and expenses resulting from the execution and delivery of the Loan Agreement and the Mortgage and the issuance of the Note pursuant thereto.

(c) The proceeds derived from the sale of the Note will be deposited in a construction account and will be withdrawn on requisition of the Company and applied solely to the payment of costs incident to the Project (including reimbursement to the Company of funds advanced or loans incurred for that purpose), and the issuance of the Note.

(d) The Loan Agreement shall contain an agreement obligating the Company to pay from its own funds all costs in connection with the Project in excess of the proceeds of the Note, and obligating the Company to pay loan repayments, which, upon the basis of the determinations heretofore made by County Council, will be sufficient to pay the principal of and interest on the Note. Inasmuch as the Purchaser has not deemed it advisable to build up and maintain any reserve in connection with the Project or the Note, no loan repayments will be required for that purpose.

(e) The Loan Agreement shall contain the agreement of the Company to pay for the maintenance and insurance of the Project and to pay the cost of maintaining the Project in good repair and keeping it properly insured.

(f) The Loan Agreement will contain no provision imposing any pecuniary liability upon the County or which

would create a charge upon the County's general credit or taxing power.

6. The proposed Mortgage from the Company to the County, securing the Note, in the amount of not exceeding One Million Six Hundred Thousand and no/100 (\$1,600,000.00) Dollars, will be in conventional form and will constitute a forecloseable mortgage upon the Project. Included in the granting clause of the Mortgage will be:

(a) All real property, machinery, and equipment and all interest therein, acquired or to be acquired for the Project;

(b) All amounts derived by the County under the Loan Agreement, except those payments to be made by way of indemnification or for attorneys' fees; and

(c) All funds from time to time in the Construction Account established pursuant to the Loan Agreement, and any securities in which said funds are invested, and the proceeds thereof.

Upon the basis of the foregoing, the County Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project and the terms and provisions of the Loan Agreement and the Mortgage and Note as it deems advisable, and that thereafter, the said State



Board make a finding that the proposed Project will promote the purpose of the said Enabling Statute, and that It is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the said financing as finally consummated which do not materially affect the said undertaking, and give published notice of its approval in the manner set forth in Code Section 4-29-140.

Respectfully submitted,

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

BY: D. Wyman Cook  
D. Wyman Cook, Chairman,  
County Council of Newberry County

ATTEST:

Jewell D. Kibler  
Jewell D. Kibler, Clerk,  
County Council of Newberry County

~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 178~~

~~STATE BUDGET & CONTROL BOARD~~

EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD

APPROVED AS TO FORM AND CONTENT:

Sam Pope  
County Attorney  
Newberry County, South Carolina

STATE OF SOUTH CAROLINA     )  
  )  
COUNTY OF NEWBERRY         )

THIS IS TO CERTIFY that the foregoing is an exact, verbatim copy of a Resolution unanimously adopted at a duly called and held regular meeting of the County Council of Newberry County, South Carolina, held in Council Chambers in the Newberry County Courthouse, Newberry, South Carolina, on Feb. 7, 1985, at which meeting a quorum was present and remained throughout.

That the said Resolution was offered by Councilmember Caldwell seconded by Councilmember Wedaman, and has been recorded in the County Council's records of proceedings and remains in my custody as Clerk, and that the said Resolution remains in full force and effect and has not been amended, modified, or repealed.

WITNESS my Hand and the Seal of Newberry County, South Carolina, this 7th day of February, A.D. 1985.

(SEAL)

Jewell D. Kibler  
Jewell D. Kibler, Clerk  
County Council of  
Newberry County, South Carolina

~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 170~~

~~STATE BUDGET & CONTROL BOARD~~

~~EXHIBIT~~

~~MAY 14 1985~~

~~NO. 9~~

~~STATE BUDGET & CONTROL BOARD~~

027089

# EXHIBIT

MAY 14 1985

NO. 9 RESOLUTION

STATE BUDGET & CONTROL BOARD

# ~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 170~~

~~STATE BUDGET & CONTROL BOARD~~

AUTHORIZING AN ASSISTANCE CONTRACT BETWEEN NEWBERRY COUNTY AND THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA TO PROVIDE FOR THE ISSUANCE OF NEWBERRY COUNTY INDUSTRIAL REVENUE BONDS (THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA PROJECT), THE PROCEEDS OF WHICH WILL BE LOANED TO THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA, TO PROVIDE FOR INDUSTRIAL FACILITIES IN NEWBERRY COUNTY AND A PETITION TO THE STATE BUDGET AND CONTROL BOARD REQUESTING AN ALLOCATION OF THE STATE VOLUME CEILING ON PRIVATE ACTIVITY BONDS FOR THE SAID BONDS.

BE IT RESOLVED by the County Council of Newberry County (County Council) in meeting duly assembled:

That, subject to the provisions of Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), the County Council approves the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Bonds (the Bonds), on behalf of Thomas & Howard Company of Newberry, South Carolina, a corporation organized and existing under the Laws of the State of South Carolina (the Industry), for financing the acquisition of land, the construction of improvements thereon, and the acquisition and installation of machinery and equipment therein and thereon (such land, improvements, machinery, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project), all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products and that the proposed Project will qualify as a "project" under the Enabling Statute;

027090

That the Bonds shall never constitute an indebtedness of Newberry County (the County) within the meaning of any state constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers;

That the Chairman, or, in his absence, the Vice Chairman, of the County Council is authorized to sign, with the approval of the County Attorney, attested by the Clerk of the County Council, an assistance contract, substantially in the form attached hereto as Exhibit A, providing for the issuance of the Bonds. Any execution and attestation prior to the adoption of this Resolution is hereby authorized, ratified and confirmed;

That the Chairman, or in his absence, the Vice Chairman of County Council, be and he hereby is, authorized and directed on behalf of the County Council to take all action necessary to obtain an allocation from the State Budget and Control Board of the private activity bond limit for the Bonds, including the filing of an appropriate Petition with the State Budget and Control Board, substantially in the form attached hereto, as Exhibit B, with such changes as the executing officer and the County Attorney shall approve;

That County Council and its duly elected officers shall take any and all further action required to implement this Resolution and the assistance contract entered into with the Industry pursuant hereto; and

That this Resolution shall take effect immediately.

027091



ASSISTANCE CONTRACT

THIS CONTRACT made and entered into by and between NEWBERRY COUNTY, SOUTH CAROLINA, a body politic and corporate and a political subdivision of the State of South Carolina (the County), and THOMAS & HOWARD COMPANY OF NEWBERRY, SOUTH CAROLINA, a corporation organized and existing under the Laws of the State of South Carolina (the Industry),

WITNESSETH:

ARTICLE I

RECITATION OF FACTS

SECTION 1.01

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

1. 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 Chapter 29, Title 4, Volume 1, Laws of South Carolina 1976, as amended (the Enabling Statute): (i) to enter into agreements with any industry (as defined in the Enabling Statute) necessary or incidental to the issuance of bonds pursuant to the Enabling Statute; (ii) to enter into loan agreements (as defined in the Enabling Statute) with such industries prescribing the payments to be made by such industries to the County or its assignee to meet the

payments that shall become due on any bonds issued by the County pursuant to the Enabling Statute, including terms and conditions relative to the acquisition and use of the facilities and the issuance of bonds; and (iii) to issue bonds for the purpose of financing the acquisition, enlarging, improving, expanding, equipping, furnishing, owning, leasing, and disposing 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.

2. The Industry proposes that the County finance the (i) acquisition of an approximately eight (8) acre tract of land in Newberry County located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773, (ii) construction of improvements thereon, and (iii) acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$1,600,000. Such land, improvements, machinery and equipment, as so acquired, constructed, and installed, are hereinafter called the Project. The Project will constitute facilities for the commercial warehousing and distribution of groceries and other food service products. The Project will initially provide employment for approximately five (5) employees in addition to the Industry's current twenty (20) employees at its present facilities which will be relocated at the Project. The Industry anticipates employing an additional twenty-five (25) employees within two (2) years of completion of the Project and a further fifty (50) employees within four to five (4-5) years of completion of the Project.

3. The Industry has advised the County that it wishes to avail itself of the assistance which the County might render through the sale of Newberry County Industrial Revenue Bonds pursuant to the Enabling Statute, whereby the County would finance the acquisition, construction, and installation of the Project.

4. The County has given due consideration to all of the proposals and requests of the Industry submitted to it and has agreed to endeavor to effect the issuance of the bonds hereinafter spoken of at the time and on the terms and conditions hereinafter set forth.

ARTICLE II  
UNDERTAKINGS OF THE COUNTY

SECTION 2.01

The County agrees, subject to the provisions of the Enabling Statute and compliance therewith, as follows:

1. That it will enter into a Loan Agreement (the Loan Agreement) with the Industry, upon such terms and conditions as shall be mutually agreed upon between the County and the Industry, pursuant to which it will lend to the Industry the proceeds of not exceeding \$1,600,000 Industrial Revenue Bonds (Thomas & Howard Company of Newberry, South Carolina Project), in order that such proceeds be applied to the cost of the Project and expenses incident thereto, including the costs of the financing;

2. That it will, subject to the approval by the State Budget and Control Board required by the Enabling Statute, authorize the issuance of not exceeding ONE MILLION SIX HUNDRED THOUSAND and no/100 (\$1,600,000.00) DOLLARS Newberry County, South Carolina, Industrial Revenue Bonds (Thomas & Howard Company of Newberry, South Carolina Project) (the Bonds), under the Enabling Statute, as a single issue or as several separate issues, at such time as the Industry may request the County to do so;

3. That it will permit the Industry to arrange for the sale of the Bonds, and, if successful marketing arrangements can be made, the County will adopt such proceedings as are necessary for the making of the Loan Agreement and the issuance and securing of the Bonds;



4. That if the Bonds shall be sold, the County will provide that the proceeds thereof shall be applied to the payment of the costs theretofore and thereafter to be incurred in the acquisition, construction, and installation of the Project, including advances made or loans incurred by the Industry for such purposes, costs incident to the issuance of the Bonds, and the payment, to the extent permitted by the Enabling Statute, of interest on the Bonds;

5. That, prior to the issuance of the Bonds, the County will, if requested by the Industry, enter into an indenture, providing for the issuance and securing of the Bonds, with a bank or banks, as trustee, to be selected by the Industry with the approval of the County. Such indenture shall be substantially in the form used in connection with the issuance of South Carolina industrial revenue bonds, upon such terms and conditions as the Industry shall propose and shall be agreeable to the County. In this connection, the parties recognize that such terms and conditions will be initially agreed upon between the Industry and the purchasers of the Bonds, and the County will not unreasonably disagree with any terms and conditions so agreed upon;

6. That simultaneously with the issuance of the Bonds, the County will assign to the trustee or the initial purchaser of the Bonds, as the case may be, its interest in the Loan Agreement and a first mortgage upon the Project between the Industry and the County (the Mortgage), securing the obligations of the Industry under the Loan Agreement; and

7. That the County will perform such other acts and adopt such further proceedings as may be required faithfully to implement its undertakings under this Contract.

ARTICLE III

UNDERTAKINGS OF THE INDUSTRY

SECTION 3.01

The Industry agrees as follows:

1. That the Industry will market the Bonds on behalf of the County and, in this connection, the Industry expressly acknowledges that the County has no obligation with regard to the marketing of the Bonds;

2. That the Industry will enter into the Loan Agreement with the County under the terms of which the Industry will unconditionally obligate itself to pay to the County sums sufficient to pay the principal of, premium, if any, and interest on the Bonds as and when the same become due and payable; and the Loan Agreement shall be in such form and content satisfactory to the County and to the Industry;

3. That the Industry will enter into the Mortgage, securing its obligations to the County under the Loan Agreement;

4. That the Industry will obligate itself to perform all obligations required of it pursuant to the Enabling Statute;

5. That the Industry will hold the County harmless from all pecuniary liability and will reimburse it for all expenses to which the County might be put in the fulfillment of its obligations under this Contract and the Loan Agreement and in the implementation of the respective terms and provisions thereof; and

6. That the Industry will perform such further acts and adopt such further proceedings as may be required to faithfully implement its undertakings under this Contract.

ARTICLE IV  
GENERAL PROVISIONS

SECTION 4.01

Neither the performance of this Contract by the County, nor any obligation of the County resulting from the execution and delivery, or performance, of this Contract, nor any failure by the County to perform under this Contract, shall constitute or give rise to a pecuniary liability of the County or charge against its general credit or taxing powers; but all undertakings by the County hereunder are otherwise fully binding and enforceable by a suit for specific performance or by mandamus.

SECTION 4.02

The parties agree that the Industry may proceed with the acquisition, construction, and installation of the Project prior to the issuance of the Bonds.

SECTION 4.03

The parties agree that the Industry may assign its rights and obligations under this Contract to Thomas and Howard Company, Inc., the parent corporation of the Industry, or to any other partnership, corporation, association, or entity which is wholly-owned by the Industry or its parent corporation.



IN WITNESS WHEREOF, the parties hereto, each after due authorization, have caused this Contract to be executed in their respective names and under their respective seals as of January 2, 1985, but on the respective dates indicated below.

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By: D. Wynne Cook  
Chairman  
County Council of Newberry County

ATTEST:

James L. Kibler  
Clerk  
County Council of Newberry County

Dated: January 10, 1985

THOMAS & HOWARD COMPANY OF NEWBERRY,  
SOUTH CAROLINA

(SEAL)

By: \_\_\_\_\_

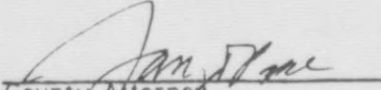
Its: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Its: \_\_\_\_\_

Dated: January \_\_\_\_, 1985

APPROVED AS TO FORM AND CONTENT:

  
County Attorney  
Newberry County, South Carolina

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

Ex Parte: County Council of Newberry County, South Carolina

027102

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom C. Mangum, Chairman  
House Ways and Means Committee

Your Petitioner respectfully shows:

That Newberry County has heretofore entered into an Assistance Contract dated as of January 2, 1985, with Thomas & Howard Company of Newberry, South Carolina (the Company), a copy of which is attached hereto, providing for the issuance of not exceeding \$1,600,000 Newberry County, South Carolina, Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, for the purpose of defraying the cost of (i) the acquisition of an approximately eight (8) acre tract of land located at the northeast corner of the intersection of Interstate 26 and South Carolina Highway No. 773 in Newberry County, (ii) the construction of improvements thereon and (iii) the acquisition and installation of machinery and equipment therein and thereon, all of which will constitute facilities for the commercial warehousing and distribution of groceries and other food service products (the Project).

WHEREFORE, Petitioner hereby requests an allocation of the state volume ceiling for private activity bonds for not exceeding ONE MILLION SIX HUNDRED THOUSAND (\$1,600,000) DOLLARS Newberry County, South Carolina Industrial Revenue Bonds to finance the Project.



Respectfully submitted,

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By: D. Wynne Cook  
Chairman, County Council of  
Newberry County, South Carolina

ATTEST:

Dewell O. Kibler  
Clerk, County Council of  
Newberry County, South Carolina

Dated: January 10, 1985

APPROVED AS TO FORM AND CONTENT:

Gary T. Pope  
County Attorney  
Newberry County, South Carolina

~~EXHIBIT~~

~~FEB 14 1985~~

~~NO. 17~~

~~STATE BUDGET & CONTROL BOARD~~

EXHIBIT

MAY 14 1985

NO. 9

STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA  
COUNTY OF NEWBERRY

~~EXHIBIT~~  
FEB 14 1985 NO. 17  
STATE BUDGET & CONTROL BOARD

THIS IS TO CERTIFY that the foregoing is an exact, verbatim copy of a Resolution unanimously adopted at a duly called and held regular meeting of the County Council of Newberry County, South Carolina, held in Council Chambers in the Newberry County Courthouse, Newberry, South Carolina, on January 10, 1985, at which meeting a quorum was present and remained throughout.

That the said Resolution was offered by Councilmember David L. Wedaman seconded by Councilmember John E. Seibert, and has been recorded in the County Council's records of proceedings and remains in my custody as Clerk, and that the said Resolution remains in full force and effect and has not been amended, modified, or repealed.

WITNESS my Hand and the Seal of Newberry County, South Carolina, this 10th day of January, A.D. 1985.

(SEAL)

Jewell D. Kibler  
Clerk  
County Council of  
Newberry County, South Carolina

~~EXHIBIT~~  
MAY 14 1985 NO. 9  
STATE BUDGET & CONTROL BOARD

027105

MAY - 7 1985  
9:00 a.m. *HL*

McKAY & GUÉRARD, P. A.

SIXTH FLOOR, SOUTH CAROLINA NATIONAL BANK BUILDING  
POST OFFICE DRAWER 7157  
COLUMBIA, SOUTH CAROLINA 29202  
TELEPHONE 803 / 765-2396

Julius W. McKay  
Theodore B. Guérard  
W.E. Applegate, III  
Sherwood M. Cleveland  
Adele J. Pope  
William C. Cleveland\*  
John Paul Trouche\*\*  
William P. Simpson  
Samuel W. Howell, IV  
Shawn D. Wallace  
Gregory P. Chocklett\*\*\*  
Deborah K. Neese

\*Also Admitted in California

\*\*Also Admitted in Georgia

\*\*\*Also Admitted in North Carolina

May 6, 1985

Of Counsel  
William J. Quirk, P. A.  
Also Admitted in New York

125 CHURCH STREET  
P.O. BOX 1119  
CHARLESTON, S.C. 29402  
(803) 722-7606

HAND DELIVERY

EXHIBIT

MAY 14 1985 NO. 9

STATE BUDGET & CONTROL BOARD

Ms. Donna Williams  
State Budget and Control Board  
Wade Hampton Office Building  
6th Floor  
Post Office Box 12444  
Columbia, SC 29211

Re: \$1,600,000 Newberry County, South Carolina,  
Industrial Revenue Note, Series 1985  
(Thomas and Howard Co. of Newberry, S.C. Project)

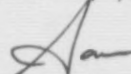
Dear Donna:

Enclosed please find the transmittal form and documents in connection with the above captioned bond issue. As I explained to you over the telephone, this is the same bond issue as was approved by the Board on January 22, 1985, except that the location of the project has been changed. The enclosed documents reflect the change in location for both state law approval and volume cap allocation. The standard form investment letter, as presented with the earlier request, is still valid. As you explained, it is not necessary to submit a new processing fee.

Please let me know if there is anything further you need in connection with this matter.

With kind personal regards, I remain,

Sincerely yours,



Samuel W. Howell, IV

SWH/mas  
Enclosures

027106

The State of South Carolina



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

EXHIBIT

MAY 14 1985

NO. 10

STATE BUDGET & CONTROL BOARD

May 20, 1985

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

Re: \$4,750,000 Berkeley County, South  
Carolina, Industrial Revenue Bonds,  
(David Maybank, Jr.)

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,

A handwritten signature in cursive script, appearing to read "D. Eckstrom".

David C. Eckstrom  
Assistant Attorney General

DCE/cr

Enclosures

027107



# EXHIBIT

MAY 14 1985 NO. 10

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

STATE BUDGET & CONTROL BOARD

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

RE: Sale by Berkeley County, South Carolina (the "Issuer")  
Of its Not Exceeding \$4,750,000 IRB (the "Bonds")  
On behalf of David Maybank, Jr. (the "Company")  
David Maybank, Jr. (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 30th day  
of April, 1985.

Patrice H. Boatwright  
Notary Public

My Commission expires

7-8-90

PURCHASER:

Name: The South Carolina National Bank

Address: Post Office Box 700

Charleston, S. C. 29402

BY: David Maybank, Jr.  
Signature of Authorized Official

027108

# EXHIBIT

MAY 14 1985 NO. 10

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )  
STATE BUDGET & CONTROL BOARD  
David Maybank, Jr., 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 9:30 A. M., on Tuesday, May 14, 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. Ptaterson, who moved its adoption; said motion was seconded by Senator Waddell, and upon the vote being taken and recorded it appeared that the following votes were cast:

FOR MOTION

5

AGAINST MOTION

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.

May 21, 1985

William A. McInnis

027109

# EXHIBIT

MAY 14 1985 NO. 10

## A RESOLUTION STATE BUDGET & CONTROL BOARD

APPROVING AN UNDERTAKING BY THE COUNTY COUNCIL OF BERKELEY COUNTY PURSUANT TO CHAPTER 29, TITLE 4, VOLUME 1, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, TO ACQUIRE AN INDUSTRIAL PROJECT THROUGH THE ISSUANCE OF A NOT EXCEEDING \$4,750,000 BERKELEY COUNTY, SOUTH CAROLINA, INDUSTRIAL REVENUE NOTE, SERIES 1985 (DAVID MAYBANK, JR., PROJECT).

WHEREAS, heretofore the County Council of Berkeley County (County Council) did, pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), petition the State Budget and Control Board of South Carolina (the State Board), seeking approval of the State Board of an undertaking by the County Council pursuant to the Enabling Statute; and

WHEREAS, the undertaking provides for the issuance of a not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Note, Series 1985 (David Maybank, Jr., Project) pursuant to the Enabling Statute (the Note), and the loan of the proceeds thereof to David Maybank, Jr. (Maybank), under the terms of a loan agreement between the County and Maybank (the Loan Agreement), to finance (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$4,750,000, for use as warehouse facilities. Such land, improvements, machinery, and equipment, as so acquired, renovated, constructed and installed, are hereinafter called the Project.

027110

WHEREAS, under the Loan Agreement, loan payments sufficient to provide for the payment of the Note and costs and expenses resulting from the issuance thereof will be made by Maybank; and

WHEREAS, the Note will be secured by the lien of a Mortgage and Security Agreement in the Project from Maybank to the County (the Mortgage), which will be assigned by the County to the purchaser of the Note, The South Carolina National Bank, a national banking association under the Laws of the United States of America (the Purchaser), and the pledge of the loan payments under the Loan Agreement; and

WHEREAS, the State Board has made such independent investigation as it deems advisable,

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD, IN MEETING DULY ASSEMBLED:

1. It has been found and determined by the State Board as follows:

a. The statement of facts set forth in the recitals of this Resolution are in all respects true and correct;

b. County Council has filed a proper Petition to the State Board, establishing a reasonable estimate of the cost of the Project and a general summary of the terms and conditions of the Loan Agreement to be made by the County.

c. The Project will initially provide employment for approximately six (6) additional employees; and

027111



d. The Project is intended to promote the purposes of the Enabling Statute and is reasonably anticipated to effect such results.

2. On the basis of the foregoing findings, the proposed undertaking of the County Council to finance the expansion and equipping of a manufacturing facility will constitute a "project" under the Enabling Statute, through the issuance of the not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Note, payable from the loan payments to be derived under the Loan Agreement, and additionally, to be secured by the Mortgage on the Project, and by the pledge of loan payments to be paid under the Loan Agreement, all pursuant to the Enabling Statute (including changes in any details of the said financing, as finally consummated, which do not materially affect the said undertaking), be, and the same is, hereby approved.

3. Notice of the action taken by the State Board in giving approval to the undertaking of Berkeley County above described in Paragraph 2, *supra*, shall be published one time in The News and Courier, a newspaper published in the City of Charleston, South Carolina, having general circulation in Berkeley County.

4. 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.

5. The notice to be published shall be in the form substantially as set forth as Exhibit A of this Resolution.

**027112**

NOTICE PURSUANT TO  
CHAPTER 29, TITLE 4, VOLUME 1,  
CODE OF LAWS OF SOUTH CAROLINA 1976,  
AS AMENDED

---

Notice is hereby given that, following the filing of a Petition by the County Council of Berkeley County (the County Council) to the State Budget and Control Board of South Carolina (the State Board), approval has been given by the State Board to the following undertaking (including any changes in any details of the financing as finally consummated which do not materially affect the undertaking), viz:

The financing by County Council of (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$4,750,000, for use as warehouse facilities. To finance the Project, the County Council will issue a not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Note, Series 1985 (David Maybank, Jr., Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, under the terms of a Loan Agreement (the Loan Agreement) between the County and David Maybank, Jr. (Maybank). The Note of Berkeley County will be payable by the County solely from the loan payments to be paid under the Loan Agreement to the County by Maybank, who has

irrevocably covenanted and agreed to pay, when due, all sums required for the principal and interest thereon, and the Note will be secured by the mortgage lien and security interest of a Mortgage and Security Agreement on the Project, which will constitute a forecloseable mortgage upon the Project and a pledge of the loan payments to be paid under the Loan Agreement. The Note shall not constitute a charge against the general credit or taxing power of Berkeley County.

It is estimated that the Project will initially provide employment for approximately six (6) additional employees.

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.

Notice is further 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 the undertaking of the County Council by action de novo instituted in the Court of Common Pleas for Berkeley County.

STATE BUDGET AND CONTROL BOARD OF  
SOUTH CAROLINA

By: William A. McInnis, Secretary

Publication Date:

\_\_\_\_\_, 1985

027114

# EXHIBIT

MAY 14 1985 NO. 10

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$4,750,000 BERKELEY  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (DAVID  
MAYBANK, JR. PROJECT)

EX PARTE:  
COUNTY COUNCIL OF BERKELEY COUNTY  
SOUTH CAROLINA



TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Berkeley County,  
respectfully prays:

1. Berkeley County (the County) proposes to issue its not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Note, Series 1985 (David Maybank, Jr. Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), and loan the proceeds thereof to David Maybank, Jr. (Maybank), pursuant to the terms of a loan agreement between the County and Maybank (the Loan Agreement), to finance (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$4,750,000, for use as warehouse facilities. Such land, improvements, machinery and equipment, as so acquired, renovated, constructed, and installed, are hereinafter called the Project.

2. Maybank has advised County Council that the Project, together with the costs of issuing the Note, will cost not less than \$4,750,000, and that all costs in excess of the proceeds of the Note will be paid by Maybank from his own funds.

3. Maybank has advised County Council that the Project will initially provide employment for approximately six (6) additional employees. As a result of the increased employment following completion of the Project, the economy of the County will be benefited by the increased payroll and, as a result of the proposed construction, improvement and installation of machinery and equipment, the tax base of the County will be increased. Thus, the proposed Project is anticipated to have a beneficial effect upon the economy of Berkeley County and of the areas adjacent thereto.

4. Maybank has advised County Council that The South Carolina National Bank, a national banking association under the Laws of the United States (the Purchaser), has committed to buy the Note, which will be issued as a single note, payable to the Purchaser or its registered assigns, in the principal amount of not exceeding \$4,750,000, with interest thereon from the date of delivery at the rate of not exceeding ten per centum (10%) per annum for the first ten years of the term of the Note, and at the rate of sixty-four per centum (64%) of the prime rate announced from time to time by the Bank for the remaining term of the Note. The Note will mature not later than December 31, 2000.

5. The proposed Loan Agreement between the County and Maybank will provide, among other things, the following:

(a) To finance the cost of the Project, the County will issue its not exceeding \$4,750,000 Industrial Revenue Note, pursuant to the Enabling Statute. The Project will be owned by Maybank, and the County will have no ownership interest in the Project. The Note will be secured by a first mortgage

lien on the Project under a Mortgage from Maybank to the County (the Mortgage), which will be assigned to the Purchaser.

(b) The Loan Agreement will impose upon Maybank the obligation to pay, in addition to the moneys required for the payment of the principal of and interest on the Note, all other costs and expenses resulting from the execution and delivery of the Loan Agreement and the Mortgage and the issuance of the Note pursuant thereto.

(c) The proceeds derived from the sale of the Note will be deposited in a construction account and will be withdrawn on requisition of Maybank and applied solely to the payment of costs incident to the Project (including reimbursement to Maybank of funds advanced or loans incurred for that purpose), and the issuance of the Note.

(d) The Loan Agreement shall contain an agreement obligating Maybank to pay from his own funds all costs in connection with the Project in excess of the proceeds of the Note, and obligating Maybank to pay loan repayments, which, upon the basis of the determinations heretofore made by County Council, will be sufficient to pay the principal of and interest on the Note. Inasmuch as the Purchaser has not deemed it advisable to build up and maintain any reserve in connection with the Project or the Note, no loan repayments will be required for that purpose.

(e) The Loan Agreement shall contain the agreement of Maybank to pay for the maintenance and insurance of the Project and to pay the cost of maintaining the Project in good repair and keeping it properly insured.

(f) The Loan Agreement will contain no provision imposing any pecuniary liability upon the County or which would create a charge upon the County's general credit or taxing power.

6. The Mortgage from Maybank to the County securing the Note will be in conventional form and will constitute a forecloseable mortgage upon the Project. Included in the granting clause of the Mortgage will be:

(a) All real property, machinery, and equipment and all interest therein, acquired or to be acquired for the Project;

(b) All amounts derived by the County under the Loan Agreement, except those payments to be made by way of indemnification or for attorneys' fees; and

(c) All funds from time to time in the Construction Account established pursuant to the Loan Agreement, and any securities in which such funds are invested, and the proceeds thereof.

7. County Council requests that \$4,750,000 of the State Ceiling on private activity bonds for calendar year 1985 be allocated to the Note. The allocation amount requested constitutes all of the private activity bond financing contemplated at the time for the Project and any other facilities located at or used as a part of an integrated operation



with the Project. County Council hereby certifies that this request for allocation is not 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 Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project and the terms and provisions of the Loan Agreement and the Mortgage and Note as it deems advisable, and that thereafter the State Board make a finding that the proposed Project will promote the purpose of the Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the financing as finally consummated which do not materially affect the undertaking, that \$4,750,000 of the state ceiling on private activity bonds for calendar year 1985 be allocated to the Note, and that it give published notice of its approval in the manner set forth in Code Section 4-29-140.

(SEAL)

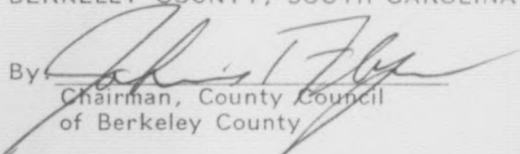
ATTEST:

Betty Lou Hanna  
Clerk, County Council of  
Berkeley County

Respectfully submitted,

BERKELEY COUNTY, SOUTH CAROLINA

By

  
Chairman, County Council  
of Berkeley County

EXHIBIT

MAY 14 1985 NO. 10

STATE BUDGET & CONTROL BOARD

027120

# EXHIBIT

State of South Carolina

MAY 14 1985

NO. 10

## State Budget and Control Board

STATE BUDGET & CONTROL BOARD

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 14, 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: \$4,750,000 Berkeley County, South Carolina  
Industrial Revenue Bonds  
(David Maybank, Jr. 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 May 14, 1985 (the date the allocation was approved by the Board) if the bonds for which the allocation has been approved have not been issued.

Section 19-103.08 of the Board's regulations on the allocation of the State Ceiling on private activity bonds requires the entity receiving an allocation to advise the Board's Secretary of the status of the issuance within 60 days and again within 75 days of the Board's approval date if the Internal Revenue Service Form 8038 has not been filed previously on this project.

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

027121

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 20, 1985

EXHIBIT

MAY 14 1985 NO. 10

STATE BUDGET & CONTROL BOARD

Berkeley County  
c/o Mr. John Paul Trouche  
McKay & Guerard, P.A.  
125 Church Street  
Charleston, South Carolina 29401

Dear Mr. Trouche:

Re: Issue of \$4,750,000 Berkeley County, South Carolina  
Industrial Revenue Bond  
(David Maybank, Jr. 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:

|  |                      |
|--|----------------------|
| <b>Certified State Ceiling:</b>                                | <b>\$495,000,000</b> |
| <b>A. State Agency and Exempt Facilities Pool Amount</b>       | <b>198,000,000</b>   |
| 1. Allocations Approved Through 04/23/85                       | 1,125,000            |
| 2. Balance of Pool Available                                   | 196,875,000          |
| 3. Certified for Issue 5/20/85                                 | 300,000              |
| <b>B. Local Pool Amount</b>                                    | <b>297,000,000</b>   |
| 1. Allocations Approved Through 04/23/85                       | 72,420,000           |
| 2. Balance of Pool Available                                   | 224,580,000          |
| 3. Certified for Issue 5/20/85<br>(including referenced issue) | 43,910,000           |

Sincerely,

*William A. McInnis*  
William A. McInnis  
Secretary

WAM:dw

027122

MAY 17 1985

McKAY & GUÉRARD, P. A.

POST OFFICE BOX 1119  
125 CHURCH STREET  
CHARLESTON, SOUTH CAROLINA 29402  
TELEPHONE 803/722-7006

Julius W. McKay  
Theodore B. Guérard  
W. E. Applegate, III  
Sherwood M. Cleveland  
Adele J. Pope  
William C. Cleveland\*  
John Paul Trouche\*\*  
William P. Simpson  
Samuel W. Howell, IV  
Shawn D. Wallace  
Gregory P. Chocklett\*\*\*

\* Also Admitted in California  
\*\* Also Admitted in Georgia  
\*\*\* Also Admitted in North Carolina

May 15, 1985

of Counsel  
William J. Quirk, P. A.  
Also Admitted in New York

SOUTH CAROLINA NATIONAL BANK BUILDING  
P. O. DRAWER 7157  
COLUMBIA, S. C. 29202  
(803) 765-2306

EXHIBIT

MAY 14 1985 NO. 10

STATE BUDGET & CONTROL BOARD

Mr. William A. McInnis  
Secretary  
State Budget and Control Board  
P.O. Box 12444  
Columbia, South Carolina 29211

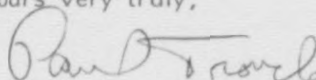
Re: \$4,750,000 Berkeley County, South Carolina, Industrial  
Revenue Note, Series 1985 (David Maybank, Jr. Project)

Dear Mr. McInnis:

Enclosed is a copy of executed form 8038 being filed with the  
Internal Revenue Service in connection with this issue. Please let me  
know if you need anything further from me in order to confirm our  
allocation under the volume cap limitation.

Kind personal regard,

Yours very truly,



John Paul Trouche

JPT/psm  
Enclosures  
cc: Mr. J. Larry Roland

027123



## 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<br>Berkeley County, South Carolina  | 3 Issuer's employer<br>identification number |
| 2 Present address (including city, town or post office, State and ZIP code)<br>223 North Live Oak Drive | 57-6000312                                   |
| Moncks Corner, SC 29461   | 4 Date of issue<br>May 23, 1985              |

## Type of Issue (Check box(es) that apply)

| Private Activity Bonds other than Industrial Development Bonds (IDBs):  | SIC code | Amount \$ | SIC code | Amount \$   |
|---|----------|-----------|----------|-------------|
| 5 <input type="checkbox"/> Student loan bond  |          |           |          |             |
| 6 <input type="checkbox"/> Private exempt entity bond   |          |           |          |             |
| <b>Industrial Development Bonds:</b>  |          |           |          |             |
| 7 <input type="checkbox"/> Industrial park bond   |          |           |          |             |
| 8 <input type="checkbox"/> \$1 million small issue IDB  |          |           |          |             |
| 8 <input checked="" type="checkbox"/> \$10 million small issue IDB  |          |           |          |             |
| 9 <input type="checkbox"/> Exempt Activity Bond (check type(s) below):  |          |           |          |             |
| a <input type="checkbox"/> Residential rental projects (section 103(b)(4)(A))                                   |          |           |          |             |
| b <input type="checkbox"/> Sports facilities (section 103(b)(4)(B))   |          |           |          |             |
| c <input type="checkbox"/> Convention facilities (section 103(b)(4)(C))   |          |           |          |             |
| d <input type="checkbox"/> Airports, docks, etc., (section 103(b)(4)(D))  |          |           |          |             |
| e <input type="checkbox"/> Sewage or waste disposal facilities (section 103(b)(4)(E))                           |          |           |          |             |
| f <input type="checkbox"/> Pollution control facilities (section 103(b)(4)(F))                                  |          |           |          |             |
| g <input type="checkbox"/> Water furnishing facilities (section 103(b)(4)(G))                                   |          |           |          |             |
| h <input type="checkbox"/> Hydroelectric generating facilities (section 103(b)(4)(H))                           |          |           |          |             |
| i <input type="checkbox"/> Mass commuting vehicles (section 103(b)(4)(I))                                       |          |           |          |             |
| j <input type="checkbox"/> Local district heating or cooling facilities (section 103(b)(4)(J))                  |          |           |          |             |
| k <input type="checkbox"/> Facilities for the local furnishing of electric energy or gas (section 103(b)(4)(E)) |          |           |          |             |
|   |          |           | 4200     | \$4,750,000 |

## EXHIBIT

MAY 14 1985      No. 10

STATE BUDGET & CONTROL BOARD

## Description of Obligations (See instructions)

[illegible]

11 Weighted average maturity of the issue (in years) (complete only for IOBs) (see instructions) 74

For Paperwork Reduction Act Notice, see 1 of the Instructions.

Form 8038 (1/82)

027124



# EXHIBIT

MAY 14 1985

NO. 10

MAY - 7 1985

10.54 AM '85

## 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: May 3, 1985

FROM: McKay & Guerard, P.A.  
Name of Law Firm  
125 Church Street  
Street  
Charleston, SC 29401  
City, State, Zip Code

Telephone Area Code 803  
Number: 722-7606

Submitted for BCB Meeting of:  
May 14, 1985

RE: Not exceeding  
\$4,750,000 Berkeley County  
Amount of Issue, Local Government Issuer  
Industrial Revenue Bonds  
Type of Bonds/Notes  
David Maybank, Jr. Project  
Name of Project

Private Activity Bonds:  
X YES        NO

Projected Issue Date:  
May 23, 1985

#### Project Description:

Acquisition, construction and equipping of warehouse facility.

Number of persons to be employed: Initially for approximately six

#### 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 (SCN)  
       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 six copies for certification and return)
- G. X Processing fee  
Amount \$ 3,000 Check No. 9901  
Payor David Maybank, Jr.

Bond Counsel: McKay & Guerard, P.A.  
Typed Name

By:

John Paul ...  
Signature

027126

# EXHIBIT

R 85-30

MAY 14 1985

NO. 10

## A RESOLUTION

### STATE BUDGET & CONTROL BOARD

MAKING CERTAIN DETERMINATIONS AND FINDINGS PRIOR TO UNDERTAKING A PROPOSED PROJECT TO BE FINANCED THROUGH THE ISSUANCE OF A BERKELEY COUNTY INDUSTRIAL REVENUE NOTE, APPROVING THE UNDERTAKING OF THE PROJECT AND THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE, AND AUTHORIZING AND CONFIRMING ANY ACTIONS HERETOFORE TAKEN WITH RESPECT TO THE FILING OF A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA, SEEKING ITS APPROVAL OF THE PROJECT AND OF THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE.

BE IT RESOLVED BY THE COUNTY COUNCIL OF BERKELEY COUNTY (the County Council), in meeting duly assembled, that the County Council hereby determines and finds as follows:

1. Berkeley County (the County) has entered into an Assistance Contract with David Maybank, Jr. (Maybank), whereby the County agrees, under the conditions set forth in the Assistance Contract, inter alia, to issue not to exceed \$4,750,000 Berkeley County Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), to finance (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$4,750,000, for use as warehouse facilities. Such land, improvements, machinery and equipment, as so acquired, renovated, constructed, and installed, are hereinafter called the Project),

2. Maybank has now advised County Council that the cost of the Project will be not exceeding \$4,750,000 and has requested that the County issue its industrial revenue note, (the Note), to finance the cost of the Project, including the costs incident to the issuance of the Note.

3. Maybank has further advised County Council that the Project will initially provide employment for approximately six (6) additional employees.

4. The financing of the Project as proposed would render assistance to Maybank in establishing a manufacturing enterprise in the County and thereby promote the industrial development of the State and develop trade by inducing this enterprise to locate in the State and

Certified True and Correct Copy of Original Record

*Betty Lou Hanna* 4-24-85

Betty Lou Hanna, Clerk to Council  
County Council, Berkeley County, S. C.

027127



thus utilize and employ the manpower, agricultural products, and natural resources of the State. The Project, thus, will subserve the purposes of the Enabling Statute.

5. Maybank has agreed under the terms of the proposed Loan Agreement with the County to pay all of the costs of the Project in excess of the proceeds of the Note, and, under his proposed Loan Agreement with the County, Maybank will also be required, at his expense, to maintain the Project in good repair and to keep the Project properly insured; and to make loan repayments sufficient to pay the principal of and interest on the Note as they become due. Neither the Project nor any charges in connection with the Project or the acquisition, construction, improvement, installation, operation, and maintenance of the Project or in connection with the Note, including the payment of principal or interest, 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.

6. Maybank has advised County Council that The South Carolina National Bank, a national banking association under the laws of the United States (the Bank), has committed to buy the Note, which will be issued as a single note, payable to the Bank or its registered assigns, in the principal amount of not exceeding \$4,750,000, with interest thereon from the date of delivery at the rate of not exceeding ten per centum (10%) per annum for the first ten years of the term of the Note, and at the rate of sixty-four per centum (64%) of the prime rate announced from time to time by the Bank for the remaining term of the Note. The Note will mature not later than December 31, 2000.

7. As security for the Note, Maybank will give the County a first mortgage lien on the Project by a Mortgage from the Maybank to the County (the Mortgage), which Mortgage will be assigned by the County to the Bank.

8. In view of the established credit of the Maybank, the Bank is not requiring the establishment of a reserve fund for the retirement of the Note.

AND, BE IT FURTHER RESOLVED that the County Council of Berkeley County hereby approves the undertaking of the Project and the issuance of its Industrial Revenue Note as aforesaid, the filing of its petition, in accordance with Code Section 4-29-140, to the State Budget and Control Board of South Carolina, in substantially the form of the Petition attached hereto (or with such changes as shall be approved by the Attorney for Berkeley County), and the execution by the Chairman of County Council, or in his absence, the Vice Chairman, and the attestation by the Clerk of County Council, or in her absence, the Acting Clerk, to the same and the affixation of the County Seal

027128

thereto, and, further, authorizes and empowers the Chairman of County Council, or, in his absence, the Vice Chairman, to take all other action necessary or incidental to the execution and filing of such Petition, and ratifies, confirms and adopts any and all such actions heretofore taken.

ADOPTED this 22nd day of April A. D. 1985.

(SEAL)

ATTEST:

Betty Lou Hanna  
Betty Lou Hanna  
CLERK OF COUNTY COUNCIL

Johnnie T. Flynn  
JOHNNIE T. FLYNN, Chairman  
BERKELEY COUNTY COUNCIL

EXHIBIT

MAY 14 1985 NO. 10

STATE BUDGET & CONTROL BOARD

027129

# EXHIBIT

MAY 14 1985

NO. 10

MEMBERS OF COUNTY COUNCIL

STATE BUDGET & CONTROL BOARD



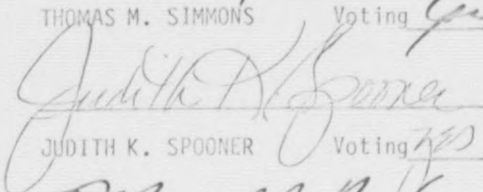
THOMAS M. SIMMONS

Voting yes




DUANE C. JENSEN

Voting yes



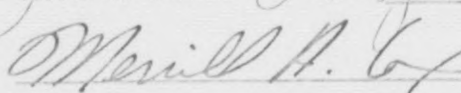
JUDITH K. SPOONER

Voting yes



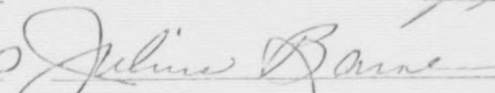
F. MARION PEAGLER

Voting yes



MERRILL A. COX

Voting yes



JULIUS BARNES

Voting yes



JAMES E. DANGERFIELD

Voting yes



BERNICE S. FRIENDLY

Voting yes

027130

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$4,750,000 BERKELEY  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (DAVID  
MAYBANK, JR. PROJECT)

EX PARTE:  
COUNTY COUNCIL OF BERKELEY COUNTY  
SOUTH CAROLINA



TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Berkeley County,  
respectfully prays:

1. Berkeley County (the County) proposes to issue its not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Note, Series 1985 (David Maybank, Jr Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), and loan the proceeds thereof to David Maybank, Jr. (Maybank), pursuant to the terms of a loan agreement between the County and Maybank (the Loan Agreement), to finance (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$4,750,000, for use as warehouse facilities. Such land, improvements, machinery and equipment, as so acquired, renovated, constructed, and installed, are hereinafter called the Project.

2. Maybank has advised County Council that the Project, together with the costs of issuing the Note, will cost not less than \$4,750,000, and that all costs in excess of the proceeds of the Note will be paid by Maybank from his own funds.

3. Maybank has advised County Council that the Project will initially provide employment for approximately six (6) additional employees. As a result of the increased employment following completion of the Project, the economy of the County will be benefited by the increased payroll and, as a result of the proposed construction, improvement and installation of machinery and equipment, the tax base of the County will be increased. Thus, the proposed Project is anticipated to have a beneficial effect upon the economy of Berkeley County and of the areas adjacent thereto.

4. Maybank has advised County Council that The South Carolina National Bank, a national banking association under the Laws of the United States (the Purchaser), has committed to buy the Note, which will be issued as a single note, payable to the Purchaser or its registered assigns, in the principal amount of not exceeding \$4,750,000, with interest thereon from the date of delivery at the rate of not exceeding ten per centum (10%) per annum for the first ten years of the term of the Note, and at the rate of sixty-four per centum (64%) of the prime rate announced from time to time by the Bank for the remaining term of the Note. The Note will mature not later than December 31, 2000.

5. The proposed Loan Agreement between the County and Maybank will provide, among other things, the following:

(a) To finance the cost of the Project, the County will issue its not exceeding \$4,750,000 Industrial Revenue Note, pursuant to the Enabling Statute. The Project will be owned by Maybank, and the County will have no ownership interest in the Project. The Note will be secured by a first mortgage

lien on the Project under a Mortgage from Maybank to the County (the Mortgage), which will be assigned to the Purchaser.

(b) The Loan Agreement will impose upon Maybank the obligation to pay, in addition to the moneys required for the payment of the principal of and interest on the Note, all other costs and expenses resulting from the execution and delivery of the Loan Agreement and the Mortgage and the issuance of the Note pursuant thereto.

(c) The proceeds derived from the sale of the Note will be deposited in a construction account and will be withdrawn on requisition of Maybank and applied solely to the payment of costs incident to the Project (including reimbursement to Maybank of funds advanced or loans incurred for that purpose), and the issuance of the Note.

(d) The Loan Agreement shall contain an agreement obligating Maybank to pay from his own funds all costs in connection with the Project in excess of the proceeds of the Note, and obligating Maybank to pay loan repayments, which, upon the basis of the determinations heretofore made by County Council, will be sufficient to pay the principal of and interest on the Note. Inasmuch as the Purchaser has not deemed it advisable to build up and maintain any reserve in connection with the Project or the Note, no loan repayments will be required for that purpose.

(e) The Loan Agreement shall contain the agreement of Maybank to pay for the maintenance and insurance of the Project and to pay the cost of maintaining the Project in good repair and keeping it properly insured.

(f) The Loan Agreement will contain no provision imposing any pecuniary liability upon the County or which would create a charge upon the County's general credit or taxing power.

6. The Mortgage from Maybank to the County securing the Note will be in conventional form and will constitute a forecloseable mortgage upon the Project. Included in the granting clause of the Mortgage will be:

(a) All real property, machinery, and equipment and all interest therein, acquired or to be acquired for the Project;

(b) All amounts derived by the County under the Loan Agreement, except those payments to be made by way of indemnification or for attorneys' fees; and

(c) All funds from time to time in the Construction Account established pursuant to the Loan Agreement, and any securities in which such funds are invested, and the proceeds thereof.

7. County Council requests that \$4,750,000 of the State Ceiling on private activity bonds for calendar year 1985 be allocated to the Note. The allocation amount requested constitutes all of the private activity bond financing contemplated at the time for the Project and any other facilities located at or used as a part of an integrated operation



with the Project. County Council hereby certifies that this request for allocation is not 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 Council respectfully prays:

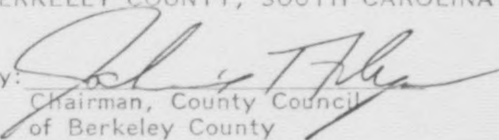
That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project and the terms and provisions of the Loan Agreement and the Mortgage and Note as it deems advisable, and that thereafter the State Board make a finding that the proposed Project will promote the purpose of the Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the financing as finally consummated which do not materially affect the undertaking, that \$4,750,000 of the state ceiling on private activity bonds for calendar year 1985 be allocated to the Note, and that it give published notice of its approval in the manner set forth in Code Section 4-29-140.

Respectfully submitted,

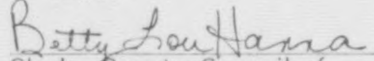
BERKELEY COUNTY, SOUTH CAROLINA

(SEAL)

By:

  
Chairman, County Council  
of Berkeley County

ATTEST:

  
Clerk, County Council of  
Berkeley County

EXHIBIT

MAY 14 1985 NO. 10

STATE BUDGET & CONTROL BOARD

027136

# EXHIBIT

R. 85-13

MAY 14 1985

NO. 10

A RESOLUTION

STATE BUDGET & CONTROL BOARD

AUTHORIZING AN ASSISTANCE CONTRACT BETWEEN BERKELEY COUNTY AND DAVID MAYBANK, JR. TO PROVIDE FOR THE ISSUANCE OF BERKELEY COUNTY INDUSTRIAL REVENUE BONDS (DAVID MAYBANK, JR. PROJECT), THE PROCEEDS OF WHICH WILL BE LOANED TO DAVID MAYBANK, JR., TO PROVIDE FOR INDUSTRIAL FACILITIES IN BERKELEY COUNTY, AND AUTHORIZING A PETITION TO THE STATE BUDGET AND CONTROL BOARD REQUESTING AN ALLOCATION FROM THE STATE VOLUME CEILING ON PRIVATE ACTIVITY BONDS FOR THE BONDS.

BE IT RESOLVED by the County Council of Berkeley County (County Council) in meeting duly assembled:

Subject to the provisions of Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), the County Council approves the issuance of not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Bonds (the Bonds), on behalf of David Maybank, Jr. (Maybank), for financing (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon (such land, improvements, machinery, and equipment, as so acquired, renovated, constructed, and installed, being referred to herein as the Project), all of which will constitute commercial warehouse facilities and will qualify as a "project" under the Enabling Statute;

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Certified True and Correct Copy of Original Record

Betty Lou Hanna 3-585

Betty Lou Hanna Clerk to Council  
County Council, Berkeley County, S. C.

The Bonds shall never constitute an indebtedness of Berkeley County (the County) within the meaning of any state constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers;

The Chairman, or, in his absence, the Vice Chairman, of the County Council is authorized to sign, attested by the Clerk of the County Council, an assistance contract, substantially in the form attached hereto as Exhibit A, providing for the issuance of the Bonds. Any execution and attestation prior to the adoption of this Resolution is hereby authorized, ratified and confirmed;

The Chairman, or in his absence, the Vice Chairman, of County Council is authorized and directed on behalf of the County Council to take all action necessary to obtain an allocation from the State Budget and Control Board of a portion of the private activity bond allocation for the Bonds, including the filing of an appropriate Petition with the State Budget and Control Board, substantially in the form attached hereto as Exhibit B, with such changes as the executing officer shall approve;

County Council and its duly elected officers shall take any and all further action required to implement this Resolution and the assistance contract entered into with Maybank pursuant hereto; and

This Resolution shall take effect immediately.

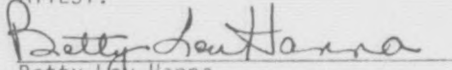
ADOPTED this 25th day of February A. D. 1985.

027138

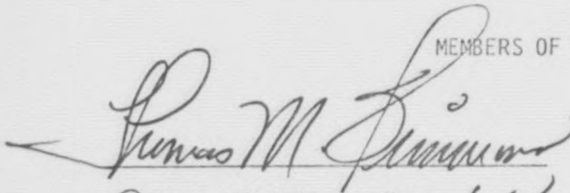
(SEAL)

  
JOHNNIE T. FLYNN, Chairman  
BERKELEY COUNTY COUNCIL

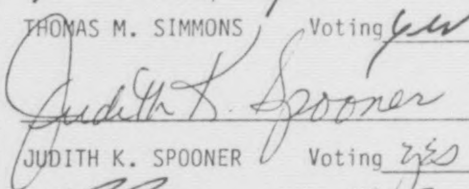
ATTEST:

  
Betty Lou Hanna  
Clerk of County Council

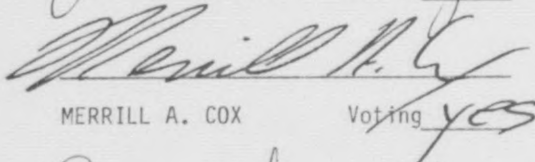
MEMBERS OF COUNTY COUNCIL

  
THOMAS M. SIMMONS

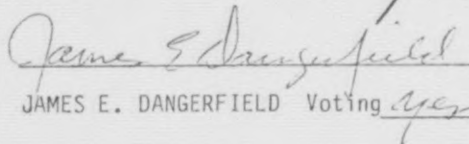
Voting yes

  
JUDITH K. SPOONER

Voting yes

  
MERRILL A. COX

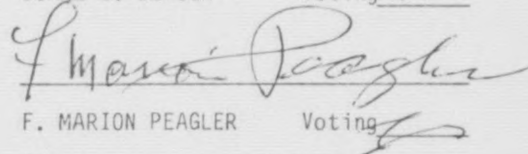
Voting yes

  
JAMES E. DANGERFIELD

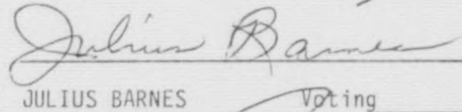
Voting yes

  
DUANE C. JENSEN

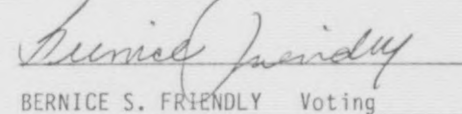
Voting YES

  
F. MARION PEAGLER

Voting yes

  
JULIUS BARNES

Voting \_\_\_\_\_

  
BERNICE S. FRIENDLY

Voting \_\_\_\_\_

027139



ASSISTANCE CONTRACT

THIS CONTRACT made and entered into by and between BERKELEY COUNTY, SOUTH CAROLINA, a body politic and corporate and a political subdivision of the State of South Carolina (the County), and DAVID MAYBANK, JR. (Maybank),

WITNESSETH:

ARTICLE I

RECITATION OF FACTS

SECTION 1.01

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

1. 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 Chapter 29, Title 4, Volume 1, Laws of South Carolina 1976, as amended (the Enabling Statute): (i) to enter into agreements with any industry (as defined in the Enabling Statute) necessary or incidental to the issuance of bonds pursuant to the Enabling Statute; (ii) to enter into loan agreements (as defined in the

Enabling Statute) with such industries prescribing the payments to be made by such industries to the County or its assignee to meet the payments that shall become due on any bonds issued by the County pursuant to the Enabling Statute, including terms and conditions relative to the acquisition and use of the facilities and the issuance of bonds; and (iii) to issue bonds for the purpose of financing the acquisition, enlarging, improving, expanding, equipping, furnishing, owning, leasing, and disposing 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.

2. Maybank proposes that the County finance (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon, at a cost of not exceeding \$4,750,000. Such land, improvements, machinery and equipment, as so acquired, renovated, constructed, and installed, are hereinafter called the Project. The Project will initially provide employment for approximately six (6) additional employees.

3. Maybank has advised the County that he wishes to avail himself of the assistance which the County might render through the sale of Berkeley County Industrial Revenue Bonds pursuant to the Enabling

Statute, whereby the County would finance the acquisition, renovation, construction, and installation of the Project.

4. The County has given due consideration to all of the proposals and requests of Maybank submitted to it and has agreed to endeavor to effect the issuance of the bonds hereinafter spoken of at the time and on the terms and conditions hereinafter set forth.

## ARTICLE II

### UNDERTAKINGS OF THE COUNTY

#### SECTION 2.01

The County agrees, subject to the provisions of the Enabling Statute and compliance therewith, as follows:

1. It will enter into a Loan Agreement (the Loan Agreement) with Maybank, upon such terms and conditions as shall be mutually agreed upon between the County and Maybank, pursuant to which it will lend to Maybank the proceeds of not exceeding \$4,750,000 Industrial Revenue Bonds (David Maybank, Jr. Project), in order that such proceeds be applied to the cost of the Project and expenses incident thereto, including the costs of the financing;

2. It will, subject to the approval by the State Budget and Control Board required by the Enabling Statute, authorize the issuance of not exceeding FOUR MILLION SEVEN HUNDRED FIFTY THOUSAND and no/100 (\$4,750,000) DOLLARS Berkeley County, South Carolina, Industrial Revenue Bonds (David Maybank, Jr. Project) (the Bonds), under the Enabling Statute, as a single issue or as several separate issues, at such time as Maybank may request the County to do so;

3. It will permit Maybank to arrange for the sale of the Bonds, and, if successful marketing arrangements can be made, the County will adopt such proceedings as are necessary for the making of the Loan Agreement and the issuance and securing of the Bonds;

4. If the Bonds shall be sold, the County will provide that the proceeds thereof shall be applied to the payment of the costs



therefore and thereafter to be incurred in the acquisition, renovation, construction, and installation of the Project, including advances made or loans incurred by Maybank for such purposes, costs incident to the issuance of the Bonds, and the payment, to the extent permitted by the Enabling Statute, of interest on the Bonds;

5. Prior to the issuance of the Bonds, the County will, if requested by Maybank, enter into an indenture, providing for the issuance and securing of the Bonds, with a bank or banks, as trustee, to be selected by Maybank with the approval of the County. Such indenture shall be substantially in the form used in connection with the issuance of South Carolina industrial revenue bonds, upon such terms and conditions as Maybank shall propose and shall be agreeable to the County. In this connection, the parties recognize that such terms and conditions will be initially agreed upon between Maybank and the purchasers of the Bonds, and the County will not unreasonably disagree with any terms and conditions so agreed upon;

6. Simultaneously with the issuance of the Bonds, the County will assign to the trustee or the initial purchaser of the Bonds, as the case may be, its interest in the Loan Agreement and any first mortgage upon the Project between Maybank and the County (the Mortgage), securing the obligations of Maybank under the Loan Agreement; and

7. The County will perform such other acts and adopt such further proceedings as may be required to implement faithfully its undertakings under this Contract.

### ARTICLE III

#### UNDERTAKINGS OF MAYBANK

##### SECTION 3.01

Maybank agrees as follows:

1. He will market the Bonds on behalf of the County and, in this connection, he expressly acknowledges that the County has no obligation with regard to the marketing of the Bonds;

2. He will enter into the Loan Agreement with the County, under the terms of which he will unconditionally obligate himself to pay to the County sums sufficient to pay the principal of, premium, if any, and interest on the Bonds as and when the same become due and payable; and the Loan Agreement shall be in such form and content satisfactory to the County and to Maybank;

3. He will enter into the Mortgage, securing his obligations to the County under the Loan Agreement;

4. He will obligate himself to perform all obligations required of him pursuant to the Enabling Statute;

5. He will hold the County harmless from all pecuniary liability and will reimburse it for all expenses to which the County might be put in the fulfillment of its obligations under this Contract and the Loan Agreement and in the implementation of the respective terms and provisions thereof; and

6. He will perform such further acts and adopt such further proceedings as may be required to implement faithfully his undertakings

6. He will perform such further acts and adopt such further proceedings as may be required to implement faithfully his undertakings under this Contract.

7

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ARTICLE IV  
GENERAL PROVISIONS

SECTION 4.01

Neither the performance of this Contract by the County, nor any obligation of the County resulting from the execution and delivery or performance of this Contract, nor any failure by the County to perform under this Contract, shall constitute or give rise to a pecuniary liability of the County or charge against its general credit or taxing powers; but all undertakings by the County hereunder are otherwise fully binding and enforceable by a suit for specific performance or by mandamus. -

SECTION 4.02

The parties agree that Maybank may proceed with the acquisition, renovation, construction, and installation of the Project prior to the issuance of the Bonds.



IN WITNESS WHEREOF, the parties hereto, each after due authorization, have caused this Contract to be executed in their respective names and under their respective seals as of February 25, 1985, but on the respective dates indicated below.

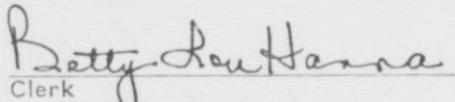
BERKELEY COUNTY, SOUTH CAROLINA

(SEAL)

By: 

Chairman  
County Council of Berkeley County

ATTEST:

  
Clerk  
County Council of Berkeley County

Dated: February 26, 1985

(SEAL)

\_\_\_\_\_  
DAVID MAYBANK, JR.

Dated: \_\_\_\_\_, 1985

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

Ex Parte: County Council of Berkeley County, South Carolina

027149

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Your Petitioner respectfully shows:

Berkeley County has heretofore, by Resolution adopted February \_\_\_\_, 1985, authorized an Assistance Contract with David Maybank, Jr. (Maybank), a copy of which is attached hereto, providing for the issuance of not exceeding \$4,750,000 Berkeley County, South Carolina, Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, for the purpose of defraying the cost of (i) the acquisition of approximately 19 acres of land in Trident Industrial Park, Hanahan, in Berkeley County, together with the improvements thereon, (ii) the renovation of such improvements, (iii) the construction of additional improvements thereon, and (iv) the acquisition and installation of machinery and equipment therein and thereon (such land, improvements, machinery, and equipment, as so acquired, renovated, constructed, and installed, being referred to herein as the Project).

WHEREFORE, Petitioner hereby requests an allocation of the state volume ceiling for private activity bonds for not exceeding FOUR MILLION SEVEN HUNDRED FIFTY THOUSAND (\$4,750,000) DOLLARS Berkeley County, South Carolina Industrial Revenue Bonds to finance the Project.

(SEAL)

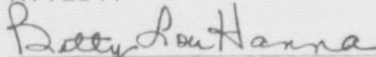
Respectfully submitted,

BERKELEY COUNTY, SOUTH CAROLINA

By: 

Chairman, County Council of  
Berkeley County, South Carolina

ATTEST:



Clerk, County Council of  
Berkeley County, South Carolina

Dated: February 26, 1985

EXHIBIT

MAY 14 1985 NO. 10

STATE BUDGET & CONTROL BOARD



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

Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

August 30, 1985

Charleston County  
c/o Mr. John Paul Trouche  
McKay & Guerard  
Box 1119  
Charleston, SC 29402

Dear Mr. Trouche:

Re: Issue of \$750,000 Charleston County, South Carolina  
Industrial Revenue Bonds  
(J.G.A. 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:

|  |                      |
|--|----------------------|
| <b>Certified State Ceiling:</b>                                | <b>\$495,000,000</b> |
| <b>A. State Agency and Exempt Facilities Pool Amount</b>       | <b>198,000,000</b>   |
| 1. Allocations Approved Through 8/27/85                        | 8,540,000            |
| 2. Balance of Pool Available                                   | 189,460,000          |
| 3. Certified for Issue 8/30/85                                 | 6,813,000            |
| <b>B. Local Pool Amount</b>                                    | <b>297,000,000</b>   |
| 1. Allocations Approved Through 8/27/85                        | 119,469,730          |
| 2. Balance of Pool Available                                   | 177,530,270          |
| 3. Certified for Issue 8/30/85<br>(including referenced issue) | 88,745,000           |

Sincerely,

*William A. McInnis*  
William A. McInnis  
Secretary

WAM:dw

027152

POST OFFICE BOX 1119  
125 CHURCH STREET  
CHARLESTON, SOUTH CAROLINA 29402  
TELEPHONE 803/722-7606

SOUTH CAROLINA NATIONAL BANK BUILDING  
P. O. DRAWER 7157  
COLUMBIA, S.C. 29202  
(803) 735-2396

DATE: 08/30/85      FEDERAL EXPRESS ACCOUNT NUMBER: 00121880326

FROM SENDER'S NAME: M. KEATING PHONE: (803) 722-7606  
COMPANY: MCKAY & GUERARD, P.A.  
BUILDING NAME: DEPT./FLOOR:  
STREET ADDRESS: 125 CHURCH ST.  
CITY: CHARLESTON STATE/PROVINCE: S.C.  
CUSTOMER REFERENCE FIELD: COUNTRY: U.S.  
TAX EXEMPT: ZIP: 29401

TRANSMIT TO RECIPIENT'S NAME: ELEANOR SMITH PHONE: (803) 765-2396  
COMPANY: MCKAY & GUERARD, P.A.  
BUILDING NAME: SCN BLDG. DEPT./FLOOR: SUITE 670  
STREET ADDRESS: 1401 MAIN ST.  
CITY: COLUMBIA STATE/PROVINCE: S.C.  
COUNTRY: U.S.  
ZIP: 29201

CONTROL NUMBERS: MACHINE NUMBER: 8035775259

DELIVERY NO. OF COPIES: 001  
TRANSMISSION HOLD AT FEDERAL EXPRESS: NO MACHINE NUMBER: 8037998076  
SATURDAY SERVICE: NO OTHER: / /

|      |                                   |             |
|------|-----------------------------------|-------------|
| BILL | SENDER'S FEDERAL EXPRESS ACCOUNT: | YES         |
| TO   | RECIPIENT'S ACCOUNT NUMBER:       | 00121880326 |
|      | THIRD PARTY'S ACCOUNT NUMBER:     |             |
|      | COLLECT CASH:                     | NO          |

FEATURES CONFIDENTIAL TO RECIPIENT: NO  
OF SERVICE CONFIRMATION OF PRINT REQUESTED: NO  
HOLD AT LOCATION CONTACT NAME:  
HOLD AT LOCATION CONTACT PHONE NUMBER:

027153

Scanned at 15:39 on 08/30/85  
From DTE 8035775259  
003 Pages Scanned

Printed at 15:47 on 08/30/85  
To DTE 8037998076  
003 Pages Printed

### 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 ► ☐

- |                                    |   |
|------------------------------------|---|
| 1 Issuer's name                    | 2 Issuer's employer identification number |
| Charleston County, South Carolina  | 57-6001289                                |
| 3 Number and street                | 4 Issue number                            |
| 2 Courthouse Square                | 7   |
| 5 City or town, State and ZIP code | 6 Date of issue                           |
| Charleston SC 29401                | August 30, 1985                           |

**Part II** Type of Issue (Check box(es) that apply)

Bonds other than Industrial Development Bonds (IDBs):

- |    |   |  |
|----|---|--|
| 7  | <input type="checkbox"/> Student loan bond  |  |
| 8  | <input type="checkbox"/> Qualified mortgage bond; (attach copy of State certification) Check box if you elect to rebate<br>arbitrage profits to the U.S. <input type="checkbox"/> |  |
| 9  | <input type="checkbox"/> Qualified veterans' mortgage bond  |  |
| 10 | <input type="checkbox"/> Private exempt entity bond   |  |

Face Amount

### Industrial Development Bonds:

- |    |   |                          |
|----|---|--------------------------|
| 11 | <input type="checkbox"/> Industrial park bond   |                          |
| 12 | <input checked="" type="checkbox"/> Small issue IDB; Check box if \$10 million small issue election                 | \$750,000                |
| 13 | Exempt Activity Bond (check type(s) below):   |                          |
| a  | <input type="checkbox"/> Residential rental projects (section 103(b)(4)(A))   |                          |
| b  | <input type="checkbox"/> Sports facilities (section 103(b)(4)(B))   |                          |
| c  | <input type="checkbox"/> Convention facilities (section 103(b)(4)(C)); Check box if exempt from volume limitations  | <input type="checkbox"/> |
| d  | <input type="checkbox"/> Airports, docks, etc., (section 103(b)(4)(D)); Check box if exempt from volume limitations | <input type="checkbox"/> |
| e  | <input type="checkbox"/> Sewage or waste disposal facilities (section 103(b)(4)(E))                                 |                          |
| f  | <input type="checkbox"/> Pollution control facilities (section 103(b)(4)(F))  |                          |
| g  | <input type="checkbox"/> Water furnishing facilities (section 103(b)(4)(G))   |                          |
| h  | <input type="checkbox"/> Hydroelectric generating facilities (section 103(b)(4)(H))                                 |                          |
| i  | <input type="checkbox"/> Mass commuting vehicles (section 103(b)(4)(I))   |                          |
| j  | <input type="checkbox"/> Local district heating or cooling facilities (section 103(b)(4)(J))                        |                          |
| k  | <input type="checkbox"/> Facilities for the local furnishing of electric energy or gas (section 103(b)(4)(E))       |                          |

\$750,000

### Part III Description of Obligations

| 14 | (A)<br>Maturity date   | (B)<br>Face amount | (C)<br>Stated interest rate | (D)<br>Term (in years) |
|----|--|--------------------|-----------------------------|------------------------|
|    | September 1, 2000  | \$750,000          | 75% of Prime %              |                        |
|    |  |                    | %                           |                        |
|    | Payable in fifteen   |                    | %                           |                        |
|    | (15) annual install-   |                    | %                           |                        |
|    | ments on Sept. 1 in  |                    | %                           |                        |
|    | the years and in the   |                    | %                           |                        |
|    | amounts as shown on  |                    | %                           |                        |
|    | the attached schedule  |                    | %                           |                        |
|    | payment.   |                    | %                           |                        |
|    |  |                    | %                           |                        |
|    |  |                    | %                           |                        |
|    |  |                    | %                           |                        |
|    |  |                    | %                           |                        |
|    |  |                    | %                           |                        |
|    |  |                    | %                           |                        |
|    |  |                    | %                           |                        |
| 15 | Weighted average maturity of the issue                         |                    |                             | 9 years                |
| 16 | If issue is an advance refunding, enter the earliest call date |                    |                             |                        |

#### Part IV Proceeds of Issue

|    |  |           |
|----|--|-----------|
| 17 | Total purchase price (regs. section 1.103-13(d)(2)) . . . . .                              | \$750,000 |
| 18 | Proceeds used for bond issuance costs . . . . .  | 40,000    |
| 19 | Proceeds allocated to reasonably required reserve or replacement fund . . . . .            | -         |
| 20 | Proceeds used to refund prior issues . . . . .   | -         |
| 21 | Non-refunding proceeds of the issue (subtract lines 18, 19, and 20 from line 17) . . . . . | \$710,000 |

For Paperwork Reduction Act Notice, see page 1 of the Instructions

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Form 8038 (Rev. 12-84)

**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                       | \$10,000                  |
| b   | 5-yr. ACRS property                       | \$185,000                 |
| c   | 10-yr. ACRS property                      |                           |
| d   | 15-yr. ACRS property                      | \$423,000                 |
| e   | 18-yr. ACRS property                      |                           |
| f   | Cost of land                              | \$92,000                  |
| g   | Cost of other property (see instructions) |                           |
| 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 \$ |
| a   | 5030                                      | \$710,000                 |
| b   |   |                           |
| c   |   |                           |
| 25 Average weighted economic life of the project (complete only for IDBs)                             |   | 40 years.                 |

**Part VI Description of Initial Principal Users**  
(Do not complete for student loan bonds or mortgage bonds)

|   |              |                                       |                                       |
|---|--------------|---------------------------------------|---------------------------------------|
| 26 Initial Principal Users:   |              |                                       |                                       |
| (A)<br>User   | (B)<br>Name  | (C)<br>Address                        | (D)<br>Employer identification number |
| (i)   |              |                                       |                                       |
| (ii)  | J.G.A. Corp. | 2200 Cook Drive<br>Doraville GA 30340 | 58-1296193                            |
| (iii)   |              |                                       |                                       |
| (iv)  |              |                                       |                                       |
| (v)   |              |                                       |                                       |
| 27 Common parents (if any) of initial principal users listed above: |              |                                       |                                       |
| (A)<br>User (from above)  | (B)<br>Name  | (C)<br>Address                        | (D)<br>Employer identification number |
|   |              |                                       |                                       |

**Part VII Approval of Issue (Complete only for IDBs)**

28 Name of Governmental units approving issue ▶ Charleston County, South Carolina

29 Names and positions of applicable elected representatives or date of referendum approving issue ▶ Robert L. Clement, Jr.  
Chairman, County Council of Charleston County, South Carolina

**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. |                                |
|                          | Signature of officer  | Title                          |
| Paid Preparer's Use Only | Preparer's signature  | Preparer's social security no. |
|                          | Firm's name (or yours, if self-employed) and address  | E.I. No. ZIP code              |
|                          | McKay & Guerard, P.A.<br>125 Church St., Chas., SC  | 57-0730838<br>29401            |



| <u>MATURITY DATE</u> | <u>FACE AMOUNT</u> | <u>STATED INTEREST RATE</u> | <u>TERM</u> (in years) |
|----------------------|--------------------|-----------------------------|------------------------|
| 1986                 | \$25,000           | 75% of Prime                | 1                      |
| 1987                 | \$30,000           | "                           | 2                      |
| 1988                 | \$35,000           | "                           | 3                      |
| 1989                 | \$40,000           | "                           | 4                      |
| 1990                 | \$45,000           | "                           | 5                      |
| 1991                 | \$50,000           | "                           | 6                      |
| 1992                 | \$50,000           | "                           | 7                      |
| 1993                 | \$50,000           | "                           | 8                      |
| 1994                 | \$55,000           | "                           | 9                      |
| 1995                 | \$55,000           | "                           | 10                     |
| 1996                 | \$55,000           | "                           | 11                     |
| 1997                 | \$60,000           | "                           | 12                     |
| 1998                 | \$60,000           | "                           | 13                     |
| 1999                 | \$70,000           | "                           | 14                     |
| 2000                 | \$70,000           | "                           | 15                     |

027156

The State of South Carolina



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

EXHIBIT

MAY 14 1985

NO. 11

STATE BUDGET & CONTROL BOARD

May 20, 1985

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

Re: Not Exceeding \$750,000 Charleston County,  
South Carolina, Industrial Revenue Bonds,  
(J.G.A. Corp.)

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,

A handwritten signature in dark ink, appearing to read "DCE", written over a horizontal line.

David C. Eckstrom  
Assistant Attorney General

DCE/cr

Enclosures

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# EXHIBIT

MAY 14 1985

NO. 11

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

STATE BUDGET & CONTROL BOARD

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

RE: Sale by Charleston County, South Carolina (the "Issuer")  
Of its Not Exceeding \$750,000 Ind. Rev. Note (the "Bonds")  
On behalf of J. G. A. Corp. (the "Company")  
J. G. A. Corp. (the "Project")  
To Trust Company Bank of Georgia (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 1<sup>st</sup> day  
of May, 1985.

W. M. Silver  
Notary Public

My Commission expires

Notary Public, Georgia State of Large  
My Commission Expires Aug. 16, 1985

PURCHASER:

027158

Name: Trust Company Bank

Address: P.O. Box 4418

Atlanta GA 30302

BY: C. William Buchholz  
Signature of Authorized Official  
C. William Buchholz

# EXHIBIT

MAY 14 1985

NO. 11

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

J.G.A. Corporation 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 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 9:30 A. M., on Tuesday, May 14, 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. Ptaterson, who moved its adoption; said motion was seconded by Senator Waddell, and upon the vote being taken and recorded it appeared that the following votes were cast:

FOR MOTION

5

AGAINST MOTION

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.

May 21, 1985

William A. McInnis

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# EXHIBIT

MAY 14 1985 NO. 1 1

A RESOLUTION

STATE BUDGET & CONTROL BOARD

APPROVING AN UNDERTAKING BY THE COUNTY COUNCIL OF CHARLESTON COUNTY PURSUANT TO CHAPTER 29, TITLE 4, VOLUME 1, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, TO ACQUIRE, CONSTRUCT AND EQUIP AN INDUSTRIAL PROJECT THROUGH THE ISSUANCE OF A NOT EXCEEDING \$750,000 CHARLESTON COUNTY, SOUTH CAROLINA, INDUSTRIAL REVENUE NOTE, SERIES 1985 (J.G.A. CORP. PROJECT).

WHEREAS, heretofore the County Council of Charleston County (County Council) did, pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), petition the State Budget and Control Board of South Carolina (the State Board), seeking approval of the State Board of an undertaking by the County Council pursuant to the Enabling Statute; and

WHEREAS, the undertaking provides for the issuance of a not exceeding \$750,000 Charleston County, South Carolina, Industrial Revenue Note, Series 1985 (J.G.A. Corp. Project) pursuant to the Enabling Statute (the Note), and the loan of the proceeds thereof to J.G.A. Corp., a Georgia corporation (the Company), under the terms of a loan agreement between the County and the Company (the Loan Agreement), to finance (i) the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, (ii) the construction thereon of an approximately 25,000 square foot building, and (iii) the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed and installed, being referred to herein as the Project); and

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WHEREAS, under the Loan Agreement, loan payments sufficient to provide for the payment of the Note and costs and expenses resulting from the issuance thereof will be made by the Company; and

WHEREAS, the Note will be secured by the lien of a Mortgage and Security Agreement in the Project from the Company to the County (the Mortgage), which will be assigned by the County to the purchaser of the Note, Trust Company of Georgia, a banking association under the Laws of the State of Georgia (the Purchaser), and the pledge of the loan payments under the Loan Agreement; and

WHEREAS, the State Board has made such independent investigation as it deems advisable,

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD, IN MEETING DULY ASSEMBLED:

1. It has been found and determined by the State Board as follows:

a. The statement of facts set forth in the recitals of this Resolution are in all respects true and correct;

b. County Council has filed a proper Petition to the State Board, establishing a reasonable estimate of the cost of the Project and a general summary of the terms and conditions of the Loan Agreement to be made by the County.

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c. The Project will provide employment for an additional seven to ten (7-10) employees upon completion of the Project, with an additional nine to twelve (9-12) employees within three years of completion of the Project; and

d. The Project is intended to promote the purposes of the Enabling Statute and is reasonably anticipated to effect such results.

2. On the basis of the foregoing findings, the proposed undertaking of the County Council to finance the acquisition, construction and equipping of a manufacturing facility will constitute a "project" under the Enabling Statute, through the issuance of the not exceeding \$750,000 Charleston County, South Carolina, Industrial Revenue Note, payable from the loan payments to be derived under the Loan Agreement, and additionally, to be secured by the Mortgage on the Project, and by the pledge of loan payments to be paid under the Loan Agreement, all pursuant to the Enabling Statute (including changes in any details of the financing, as finally consummated, which do not materially affect the said undertaking), be, and the same is, hereby approved.

3. Notice of the action taken by the State Board in giving approval to the undertaking of Charleston County above described in Paragraph 2, *supra*, shall be published one time in The News and Courier, a newspaper published in the City of Charleston, South Carolina, having general circulation in Charleston County.

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4. 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.

5. The notice to be published shall be in the form substantially as set forth as Exhibit A of this Resolution.

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# EXHIBIT

MAY 14 1985

NO. 11

STATE BUDGET & CONTROL BOARD  
EXHIBIT A

NOTICE PURSUANT TO  
CHAPTER 29, TITLE 4, VOLUME 1,  
CODE OF LAWS OF SOUTH CAROLINA 1976,  
AS AMENDED

---

Notice is hereby given that, following the filing of a Petition by the County Council of Charleston County (the County Council) to the State Budget and Control Board of South Carolina (the State Board), approval has been given by the State Board to the following undertaking (including any changes in any details of the financing as finally consummated which do not materially affect the undertaking):

The financing by County Council of (i) the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, (ii) the construction thereon of an approximately 25,000 square foot building, and (iii) the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project). To finance the Project, the County Council will issue a not exceeding \$750,000 Charleston County, South Carolina, Industrial Revenue Note, Series 1985 (J.G.A. Corp. Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended, under the terms of a Loan Agreement (the Loan Agreement) between the County and J.G.A. Corp., a Georgia corporation (the Company). The Note of Charleston County will be payable by the County solely from the loan payments to be paid under the Loan Agreement to the County

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by the Company, which has irrevocably covenanted and agreed to pay, when due, all sums required for the principal and interest thereon, and the Note will be secured by the mortgage lien and security interest of a Mortgage on the Project, which will constitute a forecloseable mortgage upon the Project and a pledge of the loan payments to be paid under the Loan Agreement. The Note shall not constitute a charge against the general credit or taxing power of Charleston County.

It is estimated that the Project, when completed, will provide employment for an additional seven to ten (7-10) employees with an additional nine to twelve (9-12) employees within three years of the completion of the Project.

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.

Notice is further 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 the undertaking of the County Council by action de novo instituted in the Court of Common Pleas for Charleston County.

STATE BUDGET AND CONTROL BOARD OF  
SOUTH CAROLINA

By: William A. McInnis, Secretary

Publication Date:

\_\_\_\_\_, 1985

027165

# EXHIBIT

MAY 14 1985 NO. 11

STATE BUDGET & CONTROL BOARD

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$750,000 CHARLESTON  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (J.G.A. CORP.  
PROJECT)

EX PARTE:  
COUNTY COUNCIL OF CHARLESTON COUNTY  
SOUTH CAROLINA

TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Charleston County,  
respectfully prays:

1. Charleston County (the County) proposes to issue its not exceeding \$750,000 Charleston County, South Carolina, Industrial Revenue Note, Series 1985 (J.G.A. Corp. Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), and loan the proceeds thereof to J.G.A. Corp., a corporation organized and existing under the laws of the State of Georgia (the Company), pursuant to the terms of a loan agreement between the County and the Company (the Loan Agreement), to finance the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, the construction thereon of an approximately 25,000 square foot building, and the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project).

2. The Company has advised County Council that the Project, together with the costs of issuing the Note, will cost not less than \$750,000, and that all costs in excess of the proceeds of the Note will be paid by the Company from its own funds.



3. The Company has advised County Council that the Project, when completed, will provide employment for seven to ten additional employees and nine to twelve additional employees within three years of completion of the Project. As a result of the increased employment following completion of the Project, the economy of the County will be benefited by the increased payroll and, as a result of the proposed construction, improvement and installation of machinery and equipment, the tax base of the County will be increased. Thus, the proposed Project is anticipated to have a beneficial effect upon the economy of Charleston County and of the areas adjacent thereto.

4. The Company has advised County Council that Trust Company of Georgia, a banking association under the Laws of the State of Georgia (the Purchaser), has committed to buy the Note, which will be issued as a single note, payable to the Purchaser or its registered assigns, in the principal amount of not exceeding \$750,000, with interest thereon from the date of delivery at the rate of not exceeding fifty-five per centum (55%) of the prime rate announced from time to time by the Purchaser, plus three per centum (3%). The Note will mature not later than December 31, 2005.

5. The proposed Loan Agreement between the County and the Company will provide, among other things, the following:

(a) To finance the cost of the Project, the County will issue its not exceeding \$750,000 Industrial Revenue Note, pursuant to the Enabling Statute. The Project will be owned by the Company, and the County will have no ownership interest in the Project. The Note may be secured by a first

mortgage lien on the Project under a Mortgage from the Company to the County (the Mortgage), which will be assigned to the Purchaser.

(b) The Loan Agreement will impose upon the Company the obligation to pay, in addition to the moneys required for the payment of the principal of and interest on the Note, all other costs and expenses resulting from the execution and delivery of the Loan Agreement and the Mortgage and the issuance of the Note pursuant thereto.

(c) The proceeds derived from the sale of the Note will be deposited in a construction account and will be withdrawn on requisition of the Company and applied solely to the payment of costs incident to the Project (including reimbursement to the Company of funds advanced or loans incurred for that purpose), and the issuance of the Note.

(d) The Loan Agreement shall contain an agreement obligating the Company to pay from its own funds all costs in connection with the Project in excess of the proceeds of the Note, and obligating the Company to pay loan repayments, which, upon the basis of the determinations heretofore made by County Council, will be sufficient to pay the principal of and interest on the Note. Inasmuch as the Purchaser has not deemed it advisable to build up and maintain any reserve in connection with the Project or the Note, no loan repayments will be required for that purpose.

(e) The Loan Agreement shall contain the agreement of the Company to pay for the maintenance and insurance of the Project and to pay the cost of maintaining the Project in good repair and keeping it properly insured.

(f) The Loan Agreement will contain no provision imposing any pecuniary liability upon the County or which would create a charge upon the County's general credit or taxing power.

6. Any Mortgage from the Company to the County securing the Note will be in conventional form and will constitute a forecloseable mortgage upon the Project. Included in the granting clause of the Mortgage may be:

(a) All real property, machinery, and equipment and all interest therein, acquired or to be acquired for the Project;

(b) All amounts derived by the County under the Loan Agreement, except those payments to be made by way of indemnification or for attorneys' fees; and

(c) All funds from time to time in the Construction Account established pursuant to the Loan Agreement, and any securities in which such funds are invested, and the proceeds thereof.

7. County Council requests that \$750,000 of the State Ceiling on private activity bonds for calendar year 1985 be allocated to the Note. The allocation amount requested constitutes all of the private activity bond financing contemplated at the time for the Project and any other facilities located at or used as a part of an integrated operation with the

Project. County Council hereby certifies that this request for allocation is not 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 Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project and the terms and provisions of the Loan Agreement and the Mortgage and Note as it deems advisable, and that thereafter the State Board make a finding that the proposed Project will promote the purpose of the Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the financing as finally consummated which do not materially affect the undertaking, that \$750,000 of the state ceiling on private activity bonds for calendar year 1985 be allocated to the Note, and that it give published notice of its approval in the manner set forth in Code Section 4-29-140.

Respectfully submitted,

CHARLESTON COUNTY, SOUTH CAROLINA

(SEAL)

By: 

Chairman, County Council  
of Charleston County

ATTEST:

  
Clerk, County Council of  
Charleston County

EXHIBIT

MAY 14 1985 NO. 11

STATE BUDGET & CONTROL BOARD

027171



## EXHIBIT

MAY 14 1985

NO. 11

State of South Carolina

## State Budget and Control Board

STATE BUDGET &amp; CONTROL BOARD

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 14, 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: \$750,000 Charleston County, South Carolina  
Industrial Revenue Bonds  
(J.G.A. 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 May 14, 1985 (the date the allocation was approved by the Board) if the bonds for which the allocation has been approved have not been issued.

Section 19-103.08 of the Board's regulations on the allocation of the State Ceiling on private activity bonds requires the entity receiving an allocation to advise the Board's Secretary of the status of the issuance within 60 days and again within 75 days of the Board's approval date if the Internal Revenue Service Form 8038 has not been filed previously on this project.

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

027172

# EXHIBIT

MAY 14 1985

NO. 11

MAY - 7 1985  
10:54 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: May 3, 1985

FROM: McKay & Guerard, P.A.  
Name of Law Firm  
125 Church Street  
Street  
Charleston, SC 29401  
City, State, Zip Code  
Not exceeding  
RE: \$750,000 Charleston County  
Amount of Issue, Local Government Issuer  
Industrial Revenue Note  
Type of Bonds/Notes  
J.G.A. Corp. Project  
Name of Project

Telephone Area Code 803  
Number: 722-7606

Submitted for BCB Meeting of:  
May 14, 1985

Private Activity Bonds:  
X YES        NO

Projected Issue Date:  
June 10, 1985

**Project Description:**

Acquisition, construction and equipping of warehouse facility.

Number of persons to be employed: Additional 7-10 upon completion of  
Project with an additional 9-12 within three years of completion of  
Project.

**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 (TRUST COMPANY BANK)  
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 six copies for certification and return)
- G. X Processing fee  
Amount \$ 2,000 Check No. 374  
Payor J.G.A. Corp.

Bond Counsel: McKay & Guerard, P.A.  
Typed Name

By:

*J. B. ...*  
Signature  
**027173**

# EXHIBIT

MAY 14 1985

NO. 11

## A RESOLUTION STATE BUDGET & CONTROL BOARD

AUTHORIZING AN ASSISTANCE CONTRACT BETWEEN CHARLESTON COUNTY, SOUTH CAROLINA AND J.G.A. CORP. TO PROVIDE FOR THE ISSUANCE OF CHARLESTON COUNTY, SOUTH CAROLINA, INDUSTRIAL REVENUE BONDS (J.G.A. CORP. PROJECT), THE PROCEEDS OF WHICH WILL BE LOANED TO J.G.A. CORP. TO PROVIDE FOR FACILITIES IN CHARLESTON COUNTY, SOUTH CAROLINA.

BE IT RESOLVED by the County Council of Charleston County, South Carolina (the County Council), in meeting duly assembled:

Subject to the provisions of Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), the County Council approves the issuance of not exceeding \$750,000 Charleston County, South Carolina, Industrial Revenue Bonds (the Bonds), on behalf of J.G.A. Corp., a corporation organized and existing under the laws of the State of Georgia (the Company) for financing the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, the construction thereon of an approximately 25,000 square foot building, and the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project), which proposed Project will qualify as a "project" under the Enabling Statute; and

The Bonds shall never constitute an indebtedness of the County within the meaning of any state constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers; and,

The Chairman of the County Council (or, in his absence, the Vice Chairman) is authorized to sign, with the approval of the County Attorney, attested by the Clerk of County Council (or, in her absence, the acting Clerk), an agreement substantially in the form attached hereto as Exhibit A, providing for the issuance of the Bonds; and

This Resolution shall take effect immediately.

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ASSISTANCE CONTRACT

THIS CONTRACT made and entered into by and between CHARLESTON COUNTY, a body politic and corporate and a political subdivision of the State of South Carolina (the County), and J.G.A. CORP., a corporation organized and existing under the laws of the State of Georgia (the Industry).

W I T N E S S E T H:

ARTICLE I

RECITATION OF FACTS

Section 1.01

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

1. 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 Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), (i) to enter into agreements with any industry (as defined in the Enabling Statute) necessary or incidental to the issuance of bonds pursuant to the Enabling Statute; (ii) to enter into loan agreements (as defined in the Enabling Statute) with such industries prescribing the payments to be made by such industries to the County or its assignee to meet the payments that shall become due on any bonds issued by the County pursuant to the Enabling Statute, including terms and conditions relative to the acquisition and use of the facilities and the issuance of bonds; and (iii) to issue bonds for the purpose of financing the acquisition, enlarging, improving, expanding, equipping, furnishing, owning, leasing, or disposing 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.

2. The Industry proposes that the County finance the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, the construction thereon of an approximately 25,000 square foot building, and the equipping thereof, to be used for the warehousing of roofing materials and insulation, at a cost of not exceeding \$750,000. Such facility, including the land and building, improvements, and machinery and equipment, is hereinafter called the Project.



3. The Industry has advised the County that it is anticipated the Project will provide employment for an additional seven to ten (7-10) employees upon completion of the Project, with an additional nine to twelve (9-12) employees within three years of completion of the Project.

4. The Industry has advised the County that the Project is being undertaken with a view to the availability of assistance which the County might render through the sale of Industrial Revenue Bonds pursuant to the Enabling Statute, whereby the County would finance the acquisition, construction and equipping of the Project.

5. The County has given due consideration to all of the proposals and requests of the Industry submitted to it and has agreed to endeavor to effect the issuance of the bonds hereinafter spoken of at the time and on the terms and conditions hereinafter set forth.

## ARTICLE II

### UNDERTAKINGS ON THE PART OF THE COUNTY

#### Section 2.01

The County agrees as follows:

(a) it will enter into a Loan Agreement (the Loan Agreement) with the Industry, upon such terms and conditions as shall be mutually agreed upon between the County and the Industry, pursuant to which it will lend to the Industry the proceeds of not exceeding \$750,000 Industrial Revenue Bonds (J.G.A. Corp. Project), in order that such proceeds be applied to the cost of the Project and expenses incident thereto, including the costs of the financing;

(b) it will, subject to the approval by the State Budget and Control Board required by the Enabling Statute, authorize the issuance of not exceeding SEVEN HUNDRED FIFTY THOUSAND (\$750,000) DOLLARS Charleston County, South Carolina, Industrial Revenue Bonds (J.G.A. Corp. Project) (the Bonds), under the Enabling Statute, as a single issue or as several separate issues, at such time as the Industry may request the County to do so.

(c) it will permit the Industry to arrange for the sale of the Bonds, and if successful and acceptable market arrangements can be made, it will adopt such proceedings as are necessary for the making of the Loan Agreement and the issuance and securing of the Bonds.

(d) if the Bonds shall be sold, it 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 issuance of the Bonds and acquisition, construction, and equipping of the Project, including the repayment of any funds advanced or construction loans incurred by the Industry for such purposes.

(e) prior to the issuance of the Bonds, the County will, if requested by the Industry, enter into an indenture, providing for the issuance and securing of the Bonds, with a bank or banks, as trustee, to be selected by the Industry with the approval of the County. Such indenture shall be substantially in the form used in connection with the issuance of South Carolina industrial revenue bonds, upon such terms and conditions as the Industry shall propose and shall be agreeable to the County. In this connection, the parties

recognize that such terms and conditions will be initially agreed upon between the Industry and the purchasers of the Bonds, and the County will not unreasonably disagree with any terms and conditions so agreed upon;

(f) simultaneously with the issuance of the Bonds, the County will assign to the trustee or the initial purchaser of the Bonds, as the case may be, its interest in the Loan Agreement and a first mortgage upon the Project between the Industry and the County (the Mortgage), securing the obligations of the Industry under the Loan Agreement; and

(g) it will perform such other acts and adopt such further proceedings as may be required to faithfully implement its undertakings under this Contract and to consummate the proposed financing under the Enabling Statute.

### ARTICLE III

#### UNDERTAKINGS ON THE PART OF THE INDUSTRY

##### Section 3.01

The Industry agrees that the County will have no obligation to find a purchaser of the Bonds and the Industry will endeavor to market the Bonds as aforesaid on behalf of the County to the extent required to finance the cost of issuing the Bonds and the acquisition, construction, and equipping of the Project.

##### Section 3.02

The Industry further agrees as follows:

(a) it will enter into a loan agreement with the County, under the terms of which the Industry 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, and the expenses of the County relating to such Bonds, such loan agreement to be in form and contain such other provisions as shall be satisfactory to the County and to the Industry;

(b) it will enter into the Mortgage, securing its obligations to the County under the Loan Agreement;

(c) it will obligate itself to perform all obligations required of it pursuant to the Enabling Statute;

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

(e) it will perform such further acts and adopt such further proceedings as may be required to implement faithfully its undertakings under this Contract.



## ARTICLE IV

### GENERAL PROVISIONS

#### Section 4.01

Neither the performance of this Contract by the County, nor any obligation of the County resulting from the execution and delivery, or performance, of this Contract, nor any failure by the County to perform under this Contract, nor any failure by the County to perform under this Contract, shall constitute or give rise to a pecuniary liability of the County or charge against its general credit or taxing powers; but all undertakings by the County hereunder are otherwise fully binding and enforceable by a suit for specific performance or by mandamus.

#### Section 4.02

The parties agree that the Industry may proceed with the acquisition, construction, and equipping of the Project prior to the issuance of the Bonds.

#### Section 4.03

The Industry reserves the right to assign this Agreement to a related partnership or corporation and the County Council expressly consents to such assignment.

#### Section 4.04

All commitments of the County and the Industry hereunder are subject to the condition that the County and the Industry do agree on mutually acceptable terms and conditions of all documents whose execution and delivery are contemplated by the provisions hereof.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have executed this Contract as of \_\_\_\_\_, 1985, but on the respective dates indicated below each.

(SEAL)

CHARLESTON COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_

Chairman  
County Council of  
Charleston County, South Carolina

ATTEST:

\_\_\_\_\_  
Clerk  
County Council of  
Charleston County, South Carolina

\_\_\_\_\_, 1985

J.G.A. CORP.

(SEAL)

By: \_\_\_\_\_

Its: \_\_\_\_\_

ATTEST:

\_\_\_\_\_

Its: \_\_\_\_\_

Dated: \_\_\_\_\_, 1985

# EXHIBIT

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF CHARLESTON )

MAY 14 1985 NO. 11

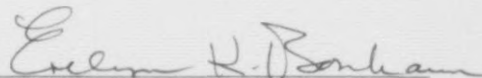
STATE BUDGET & CONTROL BOARD

THIS IS TO CERTIFY that the foregoing is an exact, verbatim copy of a Resolution unanimously adopted at a duly called and held regular meeting of the County Council of Charleston County, South Carolina, held in the Charleston County Courthouse, 2 Courthouse Square, Charleston, South Carolina, on April 16, 1985, at which meeting a quorum was present and remained throughout.

The Resolution was offered by Councilmember Mr. William Kennedy, seconded by Councilmember Mrs. Elizabeth Kerrison, and has been recorded in the County Council's records of proceedings and remains in my custody as Clerk, and the Resolution remains in full force and effect and has not been amended, modified, or repealed.

WITNESS my Hand and the Seal of Charleston County, South Carolina, this 3rd day of May, A.D. 1985.

(SEAL)

  
Evelyn K. Bonham, Clerk  
County Council of  
Charleston County, South Carolina

027182

# EXHIBIT

MAY 14 1985 NO. 11

A RESOLUTION

STATE BUDGET & CONTROL BOARD

MAKING CERTAIN DETERMINATIONS AND FINDINGS PRIOR TO UNDERTAKING A PROPOSED PROJECT TO BE FINANCED THROUGH THE ISSUANCE OF A CHARLESTON COUNTY INDUSTRIAL REVENUE NOTE, APPROVING THE UNDERTAKING OF THE PROJECT AND THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE, AND AUTHORIZING AND CONFIRMING ANY ACTIONS HERETOFORE TAKEN WITH RESPECT TO, THE FILING OF A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA, SEEKING ITS APPROVAL OF THE PROJECT AND OF THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE.

BE IT RESOLVED BY THE COUNTY COUNCIL OF CHARLESTON COUNTY (the County Council), in meeting duly assembled, that the County Council hereby determines and finds as follows:

1. Charleston County (the County) has entered into an Assistance Contract with J.G.A. Corp., a corporation organized and existing under the laws of the State of Georgia (the Company), whereby the County agrees, under the conditions set forth in the Assistance Contract, inter alia, to issue not to exceed \$750,000 Charleston County Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), to finance the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, the construction thereon of an approximately 25,000 square foot building, and the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project),

2. The Company has now advised County Council that the cost of the Project will be not exceeding \$750,000 and has requested that the County issue its industrial revenue note, (the Note), to finance the cost of the Project, including the costs incident to the issuance of the Note.

3. The Company has further advised County Council that the Project, when completed, will provide employment for seven to ten additional employees and for nine to twelve additional employees within three years of completion of the Project.

4. The financing of the Project as proposed would render assistance to the Company in establishing a manufacturing enterprise in the County and thereby promote the industrial development of the State and develop trade by inducing this enterprise to locate in the

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# EXHIBIT

MAY 14 1985

NO. 11

A RESOLUTION

STATE BUDGET & CONTROL BOARD

MAKING CERTAIN DETERMINATIONS AND FINDINGS PRIOR TO UNDERTAKING A PROPOSED PROJECT TO BE FINANCED THROUGH THE ISSUANCE OF A CHARLESTON COUNTY INDUSTRIAL REVENUE NOTE, APPROVING THE UNDERTAKING OF THE PROJECT AND THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE, AND AUTHORIZING AND CONFIRMING ANY ACTIONS HERETOFORE TAKEN WITH RESPECT TO, THE FILING OF A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA, SEEKING ITS APPROVAL OF THE PROJECT AND OF THE ISSUANCE OF THE INDUSTRIAL REVENUE NOTE.

BE IT RESOLVED BY THE COUNTY COUNCIL OF CHARLESTON COUNTY (the County Council), in meeting duly assembled, that the County Council hereby determines and finds as follows:

1. Charleston County (the County) has entered into an Assistance Contract with J.G.A. Corp., a corporation organized and existing under the laws of the State of Georgia (the Company), whereby the County agrees, under the conditions set forth in the Assistance Contract, inter alia, to issue not to exceed \$750,000 Charleston County Industrial Revenue Bonds pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), to finance the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, the construction thereon of an approximately 25,000 square foot building, and the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project),

2. The Company has now advised County Council that the cost of the Project will be not exceeding \$750,000 and has requested that the County issue its industrial revenue note, (the Note), to finance the cost of the Project, including the costs incident to the issuance of the Note.

3. The Company has further advised County Council that the Project, when completed, will provide employment for seven to ten additional employees and for nine to twelve additional employees within three years of completion of the Project.

4. The financing of the Project as proposed would render assistance to the Company in establishing a manufacturing enterprise in the County and thereby promote the industrial development of the State and develop trade by inducing this enterprise to locate in the

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State and thus utilize and employ the manpower, agricultural products, and natural resources of the State. The Project, thus, will subserve the purposes of the Enabling Statute.

5. The Company has agreed under the terms of the proposed Loan Agreement with the County to pay all of the costs of the Project in excess of the proceeds of the Note, and, under its proposed Loan Agreement with the County, the Company will also be required, at its expense, to maintain the Project in good repair and to keep the Project properly insured; and to make loan repayments sufficient to pay the principal of and interest on the Note as they become due. Neither the Project nor any charges in connection with the Project or the acquisition, construction, improvement, installation, operation, and maintenance of the Project or in connection with the Note, including the payment of principal or interest, 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.

6. The Company has advised County Council that Trust Company of Georgia, a banking association under the Laws of the State of Georgia (the Bank), has committed to buy the Note, which will be issued as a single note, payable to the Bank or its registered assigns, in the principal amount of not exceeding \$750,000, with interest thereon from the date of delivery at the rate of not exceeding fifty-five per centum (55%) of the prime rate announced from time to time by the Bank, plus three per centum (3%). The Note will mature not later than December 31, 2005.

7. As security for the Note, the Company may give the County a first mortgage lien on the Project by a Mortgage from the Company to the County (the Mortgage), which Mortgage will be assigned by the County to the Bank.

8. In view of the established credit of the Company, the Bank is not requiring the establishment of a reserve fund for the retirement of the Note.

AND, BE IT FURTHER RESOLVED that the County Council of Charleston County hereby approves the undertaking of the Project and the issuance of its Industrial Revenue Note as aforesaid, the filing of its petition, in accordance with Code Section 4-29-140, to the State Budget and Control Board of South Carolina, in substantially the form of the Petition attached hereto (or with such changes as shall be approved by the Attorney for Charleston County), and the execution by the Chairman of County Council, or in his absence, the Vice Chairman, and the attestation by the Clerk of County Council, or in her absence, the Acting Clerk, to the same and the affixation of the County Seal

thereto, and, further, authorizes and empowers the Chairman of County Council, or, in his absence, the Vice Chairman, to take all other action necessary or incidental to the execution and filing of such Petition, and ratifies, confirms and adopts any and all such actions heretofore taken.

027185

PETITION  
TO  
THE STATE BUDGET AND CONTROL BOARD  
OF  
SOUTH CAROLINA

PURSUANT TO SECTION 4-29-140 OF THE  
CODE OF LAWS OF SOUTH CAROLINA 1976

RE: NOT EXCEEDING \$750,000 CHARLESTON  
COUNTY, SOUTH CAROLINA, INDUSTRIAL  
REVENUE NOTE, SERIES 1985 (J.G.A. CORP.  
PROJECT)

EX PARTE:  
COUNTY COUNCIL OF CHARLESTON COUNTY  
SOUTH CAROLINA



TO: The Honorable Richard W. Riley, Governor  
The Honorable Grady L. Patterson, Jr., State Treasurer  
The Honorable Earle E. Morris, Jr., Comptroller General  
The Honorable Rembert C. Dennis, Chairman  
Senate Finance Committee  
The Honorable Tom G. Mangum, Chairman  
House Ways and Means Committee

Constituting the State Budget and Control Board of the State  
of South Carolina

Your Petitioner, the County Council of Charleston County,  
respectfully prays:

1. Charleston County (the County) proposes to issue its not exceeding \$750,000 Charleston County, South Carolina, Industrial Revenue Note, Series 1985 (J.G.A. Corp. Project) (the Note), pursuant to Chapter 29, Title 4, Volume 1, Code of Laws of South Carolina 1976, as amended (the Enabling Statute), and loan the proceeds thereof to J.G.A. Corp., a corporation organized and existing under the laws of the State of Georgia (the Company), pursuant to the terms of a loan agreement between the County and the Company (the Loan Agreement), to finance the acquisition of approximately 2 acres of land located in Wildwood Business Park in the City of North Charleston, the construction thereon of an approximately 25,000 square foot building, and the equipping thereof, to be used for the warehousing of roofing materials and insulation (such land, building, and equipment, as so acquired, constructed, and installed, being referred to herein as the Project).

2. The Company has advised County Council that the Project, together with the costs of issuing the Note, will cost not less than \$750,000, and that all costs in excess of the proceeds of the Note will be paid by the Company from its own funds.

3. The Company has advised County Council that the Project, when completed, will provide employment for seven to ten additional employees and nine to twelve additional employees within three years of completion of the Project. As a result of the increased employment following completion of the Project, the economy of the County will be benefited by the increased payroll and, as a result of the proposed construction, improvement and installation of machinery and equipment, the tax base of the County will be increased. Thus, the proposed Project is anticipated to have a beneficial effect upon the economy of Charleston County and of the areas adjacent thereto.

4. The Company has advised County Council that Trust Company of Georgia, a banking association under the Laws of the State of Georgia (the Purchaser), has committed to buy the Note, which will be issued as a single note, payable to the Purchaser or its registered assigns, in the principal amount of not exceeding \$750,000, with interest thereon from the date of delivery at the rate of not exceeding fifty-five per centum (55%) of the prime rate announced from time to time by the Purchaser, plus three per centum (3%). The Note will mature not later than December 31, 2005.

5. The proposed Loan Agreement between the County and the Company will provide, among other things, the following:

(a) To finance the cost of the Project, the County will issue its not exceeding \$750,000 Industrial Revenue Note, pursuant to the Enabling Statute. The Project will be owned by the Company, and the County will have no ownership interest in the Project. The Note may be secured by a first

mortgage lien on the Project under a Mortgage from the Company to the County (the Mortgage), which will be assigned to the Purchaser.

(b) The Loan Agreement will impose upon the Company the obligation to pay, in addition to the moneys required for the payment of the principal of and interest on the Note, all other costs and expenses resulting from the execution and delivery of the Loan Agreement and the Mortgage and the issuance of the Note pursuant thereto.

(c) The proceeds derived from the sale of the Note will be deposited in a construction account and will be withdrawn on requisition of the Company and applied solely to the payment of costs incident to the Project (including reimbursement to the Company of funds advanced or loans incurred for that purpose), and the issuance of the Note.

(d) The Loan Agreement shall contain an agreement obligating the Company to pay from its own funds all costs in connection with the Project in excess of the proceeds of the Note, and obligating the Company to pay loan repayments, which, upon the basis of the determinations heretofore made by County Council, will be sufficient to pay the principal of and interest on the Note. Inasmuch as the Purchaser has not deemed it advisable to build up and maintain any reserve in connection with the Project or the Note, no loan repayments will be required for that purpose.

(e) The Loan Agreement shall contain the agreement of the Company to pay for the maintenance and insurance of the Project and to pay the cost of maintaining the Project in good repair and keeping it properly insured.

(f) The Loan Agreement will contain no provision imposing any pecuniary liability upon the County or which would create a charge upon the County's general credit or taxing power.

6. Any Mortgage from the Company to the County securing the Note will be in conventional form and will constitute a forecloseable mortgage upon the Project. Included in the granting clause of the Mortgage may be:

(a) All real property, machinery, and equipment and all interest therein, acquired or to be acquired for the Project;

(b) All amounts derived by the County under the Loan Agreement, except those payments to be made by way of indemnification or for attorneys' fees; and

(c) All funds from time to time in the Construction Account established pursuant to the Loan Agreement, and any securities in which such funds are invested, and the proceeds thereof.

7. County Council requests that \$750,000 of the State Ceiling on private activity bonds for calendar year 1985 be allocated to the Note. The allocation amount requested constitutes all of the private activity bond financing contemplated at the time for the Project and any other facilities located at or used as a part of an integrated operation with the



Project. County Council hereby certifies that this request for allocation is not 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 Council respectfully prays:

That the State Budget and Control Board accept the filing of the Petition presented herewith and that it thereafter, and as soon as practicable, make its independent investigation of the Project and the terms and provisions of the Loan Agreement and the Mortgage and Note as it deems advisable, and that thereafter the State Board make a finding that the proposed Project will promote the purpose of the Enabling Statute, and that it is reasonably anticipated to effect such result, and, on the basis of such finding, that it does approve the Project, including changes in details of the financing as finally consummated which do not materially affect the undertaking, that \$750,000 of the state ceiling on private activity bonds for calendar year 1985 be allocated to the Note, and that it give published notice of its approval in the manner set forth in Code Section 4-29-140.

Respectfully submitted,

CHARLESTON COUNTY, SOUTH CAROLINA

(SEAL)

By: \_\_\_\_\_  
Chairman, County Council  
of Charleston County

ATTEST:

\_\_\_\_\_  
Clerk, County Council of  
Charleston County

# EXHIBIT

MAY 14 1985 NO. 11

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

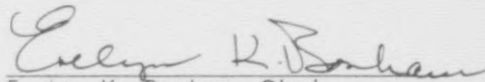
STATE BUDGET & CONTROL BOARD

THIS IS TO CERTIFY that the foregoing is an exact, verbatim copy of a Resolution unanimously adopted at a duly called and held regular meeting of the County Council of Charleston County, South Carolina, held in the Charleston County Courthouse, 2 Courthouse Square, Charleston, South Carolina, on April 16, 1985, at which meeting a quorum was present and remained throughout.

The Resolution was offered by Councilmember Mr. Burnet Maybank, seconded by Councilmember Dr. Charles Wallace, and has been recorded in the County Council's records of proceedings and remains in my custody as Clerk, and the Resolution remains in full force and effect and has not been amended, modified, or repealed.

WITNESS my Hand and the Seal of Charleston County, South Carolina, this 3<sup>rd</sup> day of May, A.D. 1985.

(SEAL)

  
Evelyn K. Bonham, Clerk  
County Council of  
Charleston County, South Carolina

027192

Julius W. McKay  
Theodore B. Guérard  
W. E. Applegate, III  
Sherwood M. Cleveland  
Adele J. Pope  
William C. Cleveland\*  
John Paul Trouche\*\*  
William P. Simpson  
Samuel W. Howell, IV  
Shawn D. Wallace  
Deborah K. Neese  
Gregory P. Chocklett\*\*\*

\*Also Admitted in California

\*\*Also Admitted in Georgia

\*\*\*Also Admitted in North Carolina

McKAY & GUÉRARD, P. A.

POST OFFICE BOX 1110  
125 CHURCH STREET  
CHARLESTON, SOUTH CAROLINA 29402  
TELEPHONE 803/722-7000

July 23, 1985

5/14/85  
Exhibit

JUL 25 1985

of Counsel  
William J. Quirk, P. A.  
Also Admitted in New York

SOUTH CAROLINA NATIONAL BANK BUILDING  
P.O. DRAWER 7157  
COLUMBIA, S.C. 29202  
(803) 765-2396

Mr. William A. McInnis  
Secretary  
State Budget and Control Board  
P.O. Box 12444  
Columbia, South Carolina 29211

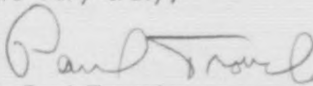
Re: \$750,000 Charleston County, South Carolina, Industrial  
Revenue Note, Series 1985 (J.G.A. Corp. Project)

Dear Mr. McInnis:

The State Budget and Control Board approved an allocation of \$750,000 for the issuance of this note at the Board's meeting on May 14, 1985. Pursuant to the Board's rules regarding issues which have not closed within seventy-five days following such allocation, I hereby advise you that we do not expect to close this issue within seventy-five days but do expect to close within ninety days from the date of allocation. As always, I very much appreciate your cooperation and assistance.

Kind personal regards,

Yours very truly,

  
John Paul Trouche

JPT/psm  
Enclosures  
cc: Mr. John G. Alston

027193

5/14/85  
JUL 12 1985

McKAY & GUÉRARD, P. A.

POST OFFICE BOX 1119  
125 CHURCH STREET  
CHARLESTON, SOUTH CAROLINA 29402  
TELEPHONE 803/722-7606

of Counsel  
William J. Quirk, P. A.  
Also Admitted in New York

Julius W. McKay  
Theodore B. Guérard  
W. E. Applegate, III  
Sherwood M. Cleveland  
Adele J. Pope  
William C. Cleveland\*  
John Paul Trouche\*\*  
William P. Simpson  
Samuel W. Howell, IV  
Shawn D. Wallace  
Deborah K. Neese  
Gregory P. Chocklett\*\*\*

July 10, 1985

SOUTH CAROLINA NATIONAL BANK BUILDING  
P. O. DRAWER 7157  
COLUMBIA, S.C. 29202  
(803) 765-2396

\*Also Admitted in California

\*\*Also Admitted in Georgia

\*\*\*Also Admitted in North Carolina

Mr. William A. McInnis  
Secretary  
State Budget and Control Board  
P.O. Box 12444  
Columbia, South Carolina 29211

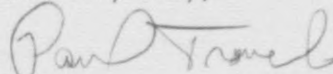
Re: \$750,000 Charleston County, South Carolina, Industrial  
Revenue Note, Series 1985 (J.G.A. Corp. Project)

Dear Mr. McInnis:

The State Budget and Control Board approved an allocation of \$750,000 for the issuance of this note at the Board's meeting on May 14, 1985. Pursuant to the Board's rules regarding issues which have not closed within sixty days following such allocation, I hereby advise you that we expect to close this issue within ninety days from the date of allocation. If we have not closed this issue within seventy-five days from the original allocation, I will so advise the Board in a follow-up letter. As always, I very much appreciate your cooperation and assistance.

Kind personal regard,

Yours very truly,

  
John Paul Trouche

JPT/psm  
Enclosures  
cc: Mr. John G. Alston

027131



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

Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

August 9, 1985

Mr. John Paul Trouche  
McKay & Guerard, P.A.  
P. O. Box 1119  
Charleston, SC 29402

Dear Paul:

Re: \$750,000 Charleston County, South Carolina  
Industrial Revenue Bonds  
(J.G.A. Corporation Project)

This will confirm that the Budget and Control Board, at its August 8, 1985, meeting, granted an extension on the life of the \$750,000 allocation of the state ceiling for the referenced project. This allocation will expire on August 30, 1985.

Sincerely,

*William A. McInnis*

William A. McInnis  
Deputy Executive Director

/dw

027195

State of South Carolina  
State Budget and Control Board

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

July 29, 1985

Mr. John Paul Trouche  
McKay & Guerard, P.A.  
Post Office Box 1119  
Charleston, South Carolina 29402

Dear Paul:

RE: \$750,000 Charleston County, South Carolina  
Industrial Revenue Note, Series 1985  
(J.G.A. Corp. Project)

Thank you for supplying the details on changes relating to the interest rate involved in the referenced issue.

The Attorney General's Office has advised us consistently that the Budget and Control Board's approval action in these matters does not extend to financing details such as those outlined in your July 26 letter. In addition, as you know, the requirement for Board approval of interest rates in excess of 7% on obligations of political subdivisions does not apply to bonds issued under Code Sections 4-29-10 and following.

We will ~~not~~ include your letter in the file on this project.

Sincerely,

*William A. McInnis*  
William A. McInnis  
Secretary

*We will!*  
*WAM*

WAN:n1

027196

JUL 29 1985

McKAY & GUÉRARD, P. A.

POST OFFICE BOX 1119  
125 CHURCH STREET  
CHARLESTON, SOUTH CAROLINA 29402  
TELEPHONE 803/722-7606

of Counsel  
William J. Quirk, P. A.  
Also Admitted in New York

Julius W. McKay  
Theodore B. Guérard  
W. E. Applegate, III  
Sherwood M. Cleveland  
Adele J. Pope  
William C. Cleveland\*  
John Paul Trouche\*\*  
William P. Simpson  
Samuel W. Howell, IV  
Shawn D. Wallace  
Deborah K. Neese  
Gregory P. Chocklett\*\*\*

July 26, 1985

SOUTH CAROLINA NATIONAL BANK BUILDING  
P.O. DRAWER 7157  
COLUMBIA, S.C. 29202  
(803) 705-2396

EXHIBIT

MAY 14 1985 NO. 11

STATE BUDGET & CONTROL BOARD

\*Also Admitted in California

\*\*Also Admitted in Georgia

\*\*\*Also Admitted in North Carolina

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

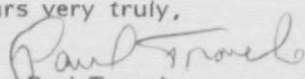
Re: \$750,000 Charleston County, South Carolina, Industrial  
Revenue Note, Series 1985 (J.G.A. Corp. Project)

Dear Mr. McInnis:

The State Budget and Control Board has approved the issuance of this note on the basis of an interest rate not to exceed 55% of prime plus 3%. In other words, if prime at any time equaled 10% percent, the effective interest rate on the note would be 8.5%. The company and Trust Company Bank of Georgia now wish to close the loan on the basis of an interest rate of 75% of prime. At current interest rates the effective rate would be lower than that approved by the State Budget and Control Board, and the rate of 75% of prime seems well within the range of those rates being typically approved by the Board. It is this firm's opinion that such a change in the financing is an incidental one and should not affect the prior approval of the State Budget and Control Board of this project. If you should desire any further information from me in this matter to supplement your files, please don't hesitate to let me know. Thanks again for your continued help and cooperation.

Kind personal regards,

Yours very truly,

  
John Paul Trouche

JPT/mgk

cc: Mr. John G. Alston

027197

# EXHIBIT

MAY 14 1985

NO. 12

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

REGULAR SESSION  
ITEM NUMBER

5

AGENCY: York County

SUBJECT: Request for Extension of Allocation on INA Bearing Project

Bond Attorney Tom Hutcheson has advised that he expects now to close the \$9,000,000 Industrial Revenue Bond issue by York County on behalf of the INA Bearing Company project on May 23.

The Board previously granted a 30-day extension on the life of the allocation for this project to May 11, 1985. The present request is to extend the allocation for an additional 30 days beyond May 11 or until June 10, 1985.

BOARD ACTION REQUESTED:

Extend life of ceiling allocation \$9,000,000 to the York County INA Bearing Company project from May 11, 1985 to June 10, 1985.

ATTACHMENTS:

027198



EXHIBIT

MAY 13 1985

MAY 14 1985

NO. 12

SINKLER GIBBS & SIMONS

PROFESSIONAL ASSOCIATION

160 EAST BAY STREET

CHARLESTON, SOUTH CAROLINA

TELEPHONE AND TELECOPIER

(803) 722-3366

STATE BUDGET & CONTROL BOARD

COLUMBIA OFFICE

SUITE 1160

FIRST NATIONAL BANK BUILDING

POST OFFICE BOX 1458

COLUMBIA, S. C. 29211

TELEPHONE AND TELECOPIER

(803) 765-1885

MAILING ADDRESS  
CHARLESTON OFFICE  
POST OFFICE BOX 340  
CHARLESTON, S. C. 29402

May 9, 1985

William A. McInnis, Esquire  
Secretary, State Budget and  
Control Board of South Carolina  
Post Office Box 12444  
Columbia, South Carolina 29201

Re: \$9,000,000 York County, South Carolina, Industrial  
Revenue Note, Series 1985 (INA Bearing Company,  
Inc. Project)


Dear Bill:

On January 11, 1985 the State Budget and Control Board made an allocation in the amount of \$10,000,000 for the York County, South Carolina, Industrial Revenue Bond (INA Bearing Company, Inc. Project). Due to unavoidable delays resulting from the failure to obtain a "UDAG" grant we requested and received a extension on this allocation in the reduced amount of \$9,000,000; this extension expires May 11, 1985. Delivery of these Bonds will not take place prior to May 11 and is scheduled for May 23. While all necessary governmental approvals and notices have been obtained, a May 23 closing is required in order to accommodate the travel schedules of various parties involved in the closing.

Please consider this a request that an additional extension be granted in order to permit the delivery of these bonds subsequent to May 11. I am confident that a 30 day extension would be adequate.

If you or any members of the Board require additional information, please don't hesitate to call. Thank you for your help in this matter.

Very truly yours,



Thomas A. Hutcheson

TAH/rmt

027199

# EXHIBIT

State of South Carolina

MAY 14 1985

NO. 12

## State Budget and Control Board

STATE BUDGET & CONTROL BOARD

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

May 15, 1985

Mr. Thomas A. Hutcheson  
Sinkler Gibbs & Simons  
Box 340  
Charleston, SC 29402

Dear Tom:

Re: \$9,000,000 York County, South Carolina, Industrial Revenue  
Note, Series 1985 (INA Bearing Company, Inc., Project)

This will confirm that the Budget and Control Board, at its May 14, 1985 meeting, granted an additional 30-day extension on the life of the \$9,000,000 allocation of the state ceiling for the referenced project. This allocation will expire on June 10, 1985.

Sincerely,

A handwritten signature in cursive script that reads "William A. McInnis".

William A. McInnis  
Deputy Executive Director

WAM:dw

027200

# EXHIBIT

MAY 14 1985

NO. 13

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

REGULAR SESSION  
ITEM NUMBER

6

AGENCY: Trident Technical College

SUBJECT: Defeasance of \$2,550,000 Institution Bonds

Bond Attorney M. William Youngblood advises that the Trident TEC Area Commission has taken the appropriate action necessary to request the defeasance of the \$2,550,000 of Institution Bonds now outstanding from an original issue of \$3,500,000. This defeasance is accomplished through the establishment by the Board of an irrevocable trust with the State Treasurer into which is to be deposited a sum which, when invested in investments approved by the State Treasurer, will provide the sums required to pay the principal of and interest on the outstanding institution bonds when due.

It has been determined that a sum sufficient to effect the defeasance now is on hand in the debt service fund. The purchase of approximately \$1,960,190 of obligations unconditionally guaranteed by the United States of America is judged adequate to pay the \$3,380,875 of principal and interest due on the outstanding bonds (\$2,550,000 principal and \$830,875 interest).

BOARD ACTION REQUESTED:

Adopt a resolution directing the establishment of an irrevocable trust with which to pay when due the principal of and interest on the outstanding \$2,550,000 of State Institution Bonds issued on behalf of Trident Technical College.

ATTACHMENTS:

Youngblood April 29 letter to McInnis plus attachments

027201

MAY - 2 1985

SINKLER GIBBS & SIMONS

PROFESSIONAL ASSOCIATION

160 EAST BAY STREET  
CHARLESTON, SOUTH CAROLINA  
TELEPHONE AND TELECOPIER  
(803) 722-3366

MAILING ADDRESS:  
CHARLESTON OFFICE  
POST OFFICE BOX 340  
CHARLESTON, S. C. 29402

COLUMBIA OFFICE  
SUITE 1160  
1401 MAIN STREET  
POST OFFICE BOX 1456  
COLUMBIA, S. C. 29211  
TELEPHONE AND TELECOPIER  
(803) 765-1885

April 29, 1985

EXHIBIT

MAY 14 1985 NO. 13

STATE BUDGET & CONTROL BOARD

William A. McInnis  
Secretary  
South Carolina State Budget and  
Control Board  
P.O. Box 12444  
Columbia, SC 29211-2444

Re: Trident Technical College Defeasance

Dear Bill:

Enclosed is an originally certified copy of the resolution adopted by the Trident Tec Area Commission requesting the defeasance of its 1978 bond issue. By courtesy copy of this letter, I am providing copies of the resolution to the State Treasurer's Office. If I may provide further information, please give me a call.

With warm personal regards,

*Bill Youngblood*

M. William Youngblood, Jr.

MWY/bs  
Enclosure  
cc: Henry Larrymore

027202



# EXHIBIT

A RESOLUTION

MAY 14 1985

NO. 13

STATE BUDGET & CONTROL BOARD

OF THE TRIDENT TECHNICAL COLLEGE AREA COMMISSION REQUESTING THAT THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA MAKE PROVISION FOR A TRUST WITH WHICH TO PAY WHEN DUE THE PRINCIPAL OF AND INTEREST ON THE OUTSTANDING \$2,550,000 OF AN ISSUE OF STATE INSTITUTION BONDS OF THE STATE OF SOUTH CAROLINA ISSUED ON BEHALF OF TRIDENT TECHNICAL COLLEGE.

WHEREAS, the Trident Technical College Area Commission (the "Commission") finds it necessary and desirable to establish an irrevocable trust in an amount sufficient to pay when due the principal of and interest on the outstanding \$2,550,000 (of an original portion of \$3,500,000) State Institution Bonds, dated December 1, 1978, which outstanding bonds mature on December 1 in each of the years 1985 to 1995, inclusive; and

WHEREAS, the Commission finds that by so doing it will be in a position to terminate that portion of tuition fees for bond repayment presently being imposed upon the students of Trident Technical College; and

WHEREAS, the defeasance of state institution bonds is specifically authorized by Section 59-107-200, Code of Laws, South Carolina, 1976, as amended, under the circumstances therein prescribed.

NOW, THEREFORE, BE IT RESOLVED BY THE TRIDENT TECHNICAL COLLEGE AREA COMMISSION IN MEETING DULY ASSEMBLED AS FOLLOWS:

1. It is requested that the State Budget and Control Board establish an irrevocable trust with the State Treasurer, into which shall be deposited that sum which when invested in

027203

investments approved by the State Treasurer will provide the sums required to pay when due the principal of and interest on the outstanding State Institution Bonds referred to above.

DONE IN MEETING ASSEMBLED, this 13th day of March, 1985.

  
Chairman, Trident Technical College Area  
Commission

Attest:

  
President, Trident Technical College

EXHIBIT

MAY 14 1985 NO. 13

STATE BUDGET & CONTROL BOARD

C27204

# EXHIBIT

MAY 14 1985

NO. 13

## A RESOLUTION

### STATE BUDGET & CONTROL BOARD

OF THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION REQUESTING THAT THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA MAKE PROVISION FOR A TRUST WITH WHICH TO PAY WHEN DUE THE PRINCIPAL OF AND INTEREST ON THE OUTSTANDING \$2,550,000 OF AN ISSUE OF STATE INSTITUTION BONDS OF THE STATE OF SOUTH CAROLINA ISSUED ON BEHALF OF TRIDENT TECHNICAL COLLEGE.

WHEREAS, the State Board for Technical and Comprehensive Education (the "Board") finds it necessary and desirable to establish an irrevocable trust in an amount sufficient to pay when due the principal of and interest on the outstanding \$2,550,000 (of an original portion of \$3,500,000) State Institution Bonds, dated December 1, 1978, which outstanding bonds mature on December 1 in each of the years 1985 to 1995, inclusive; and

WHEREAS, the Board finds that by so doing it will be in a position to terminate the imposition of tuition fees presently being imposed upon the students of Trident Technical College; and

WHEREAS, the defeasance of state institution bonds is specifically authorized by Section 59-107-200, Code of Laws, South Carolina, 1976, as amended, under the circumstances therein prescribed.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION IN MEETING DULY ASSEMBLED AS FOLLOWS:

1. It is requested that the State Budget and Control Board establish an irrevocable trust with the State Treasurer, into which shall be deposited that sum which when

027205

invested in investments approved by the State Treasurer will provide the sums required to pay when due the principal of and interest on the outstanding State Institution Bonds referred to above.

DONE IN MEETING ASSEMBLED, this \_\_\_\_ day of January, 1985.

*P. Henderson Barnett*  
Chairman, State Board for Technical  
and Comprehensive Education

Attest:

*William L. Dudley*  
Secretary, State Board for  
Technical and Comprehensive  
Education

EXHIBIT

MAY 14 1985 NO. 13

STATE BUDGET & CONTROL BOARD



# EXHIBIT

MAY 14 1985

NO. 13

STATE OF SOUTH CAROLINA )

STATE BUDGET & CONTROL BOARD  
Trident Technical College Institution Bonds

COUNTY OF RICHLAND )

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 9:30 A. M., on Tuesday, May 14, 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

5

AGAINST MOTION

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.

May 15, 1985

William A McInnis

027207

# EXHIBIT

MAY 14 1985 NO. 13

## A RESOLUTION STATE BUDGET & CONTROL BOARD

OF THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA DIRECTING THE ESTABLISHMENT OF AN IRREVOCABLE TRUST WITH WHICH TO PAY WHEN DUE THE PRINCIPAL OF AND INTEREST ON THE OUTSTANDING \$2,550,000 OF STATE INSTITUTION BONDS ISSUED ON BEHALF OF TRIDENT TECHNICAL COLLEGE.

WHEREAS, the State Budget and Control Board is authorized by the provisions of Section 59-107-10, et. seq., Code of Laws of South Carolina, 1976, as amended (the "Code"), to provide for the issue of State Institution Bonds on behalf of the institutions of higher learning in the State of South Carolina, which bonds are secured by a pledge of the tuition fees charged to students attending such institutions; and

WHEREAS, \$3,500,000 of such bonds were issued on behalf of Trident Technical College as a part of an issue of \$22,215,000 State Institution Bonds dated December 1, 1978; and

WHEREAS, \$2,550,000 of such bonds remain outstanding and the State Board for Technical and Comprehensive Education has requested that these remaining bonds be defeased as permitted by Section 59-107-200 of the Code; and

WHEREAS, there is on hand in the debt service fund applicable to such bonds a sum sufficient to effect the requested defeasance, by the purchase, at a price of approximately \$1,960,190, of obligations unconditionally guaranteed by the United States of America; and

WHEREAS, the State Board finds it desirable to establish an irrevocable trust in an amount sufficient to

027208

pay when due the principal of an interest on all such outstanding State Institution Bonds, which outstanding bonds mature on December 1 in each of the years 1985 to 1995, inclusive, as shown on the schedule attached hereto; and

WHEREAS, the State Board finds that by so doing it will properly and effectually permit Trident Technical College to terminate the imposition of tuition fees presently being imposed upon its students.

NOW THEREFORE, BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA IN MEETING DULY ASSEMBLED AS FOLLOWS:

1. An irrevocable trust shall be established with the State Treasurer into which shall be deposited that sum which when invested in investments unconditionally guaranteed by the United States of America as approved by the State Treasurer will provide the sums required to pay when due the principal of and interest on the outstanding state institution bonds.

2. The State Treasurer is hereby authorized and directed to transfer into such irrevocable trust all moneys in the Debt Service Fund established for the outstanding State Institution Bonds. The State Treasurer is empowered to take such further steps as may be necessary or desirable to fully implement the directives of this Resolution.

EXHIBIT

MAY 14 1985 NO. 13

STATE BUDGET & CONTROL BOARD

027209

DEBT SERVICE TABLE RELATING TO UNMATURED  
\$2,550,000 STATE INSTITUTION BONDS  
DATED DECEMBER 1, 1978  
ISSUED ON BEHALF OF TRIDENT TECHNICAL COLLEGE

| <u>Year</u> | <u>Interest<br/>Rate</u> | <u>Principal<br/>Dec 1</u> | <u>Interest<br/>June 1</u> | <u>Interest<br/>Dec 1</u> | <u>Total Principal<br/>and Interest</u> |
|-------------|--------------------------|----------------------------|----------------------------|---------------------------|---|
| 1985        | 5.60%                    | \$ 200,000                 | \$66,275.00                | \$66,275.00               | \$ 332,550.00                           |
| 1986        | 5.10%                    | 200,000                    | 60,675.00                  | 60,675.00                 | 321,350.00                              |
| 1987        | 5.10%                    | 200,000                    | 55,575.00                  | 55,575.00                 | 311,150.00                              |
| 1988        | 5.10%                    | 200,000                    | 50,475.00                  | 50,475.00                 | 300,950.00                              |
| 1989        | 5.10%                    | 250,000                    | 45,375.00                  | 45,375.00                 | 340,750.00                              |
| 1990        | 5.10%                    | 250,000                    | 39,000.00                  | 39,000.00                 | 328,000.00                              |
| 1991        | 5.20%                    | 250,000                    | 32,625.00                  | 32,625.00                 | 315,250.00                              |
| 1992        | 5.20%                    | 250,000                    | 26,125.00                  | 26,125.00                 | 302,250.00                              |
| 1993        | 5.20%                    | 250,000                    | 19,625.00                  | 19,625.00                 | 289,250.00                              |
| 1994        | 5.25%                    | 250,000                    | 13,125.00                  | 13,125.00                 | 276,250.00                              |
| 1995        | 5.25                     | 250,000                    | 6,562.50                   | 6,562.50                  | 263,125.00                              |
|             |                          | \$2,550,000                | \$415,437.50               | \$415,437.50              | \$3,380,875.00                          |

## EXHIBIT

MAY 14 1985      NO. 13

STATE BUDGET & CONTROL BOARD



# EXHIBIT

SINKLER GIBBS & SIMONS MAY 14 1985

NO. 13

MAILING ADDRESS:  
CHARLESTON OFFICE  
POST OFFICE BOX 340  
CHARLESTON, S. C. 29402

PROFESSIONAL ASSOCIATION  
160 EAST BAY STREET  
CHARLESTON, SOUTH CAROLINA  
TELEPHONE AND TELECOPIER  
(803) 722-3366

STATE BUDGET & CONTROL BOARD  
COLUMBIA OFFICE  
FIRST NATIONAL BANK BUILDING  
POST OFFICE BOX 4488  
COLUMBIA, S. C. 29211  
TELEPHONE AND TELECOPIER  
(803) 765-1885

January 18, 1985

Mr. William T. Putnam  
South Carolina State Budget  
and Control Board  
P.O. Box 12444  
Columbia, South Carolina 29211-2444

Re: Trident Technical College

Dear Bill:

Enclosed are ten counterparts of a resolution to be presented to the State Budget and Control Board authorizing the defeasance of the now outstanding \$2,550,000 State Institution Bonds issued on behalf of Trident Technical College. These bonds are part of the \$22,215,000 State Institution Bond Issue of December 1, 1978.

We have been advised that Trident Technical College wishes to terminate the imposition of the tuition fee presently being imposed upon its students.

By courtesy copy of this letter, I am furnishing copies of the resolution to others who will be involved with the mechanics of the defeasance.

Would you be so kind as to furnish me with four copies of the resolution for my file.

Henry Larrymore's records indicate that there is currently a balance of \$1,919,999.57 in the fund. Under the State Institution Bond Act, we can only use "surplus" as defined therein to effect a defeasance. Consequently the \$66,275 must be set aside for interest due on June 1, 1985, and \$334,375 must be retained as the maximum annual debt service requirement which falls in fiscal year 1989-90.

Mr. Sinkler and I both believe that it would be appropriate to use the existing debt service moneys before drawing on the trust.

027211

SINKLER GIBBS & SIMONS

Mr. William T. Putnam  
January 18, 1985  
Page 2

EXHIBIT

MAY 14 1985

NO. 13

STATE BUDGET & CONTROL BOARD

If you or the others should have any question, please  
give me a call.

With warm personal regards,

*Bill Youngblood*  
M. William Youngblood, Jr.

MWY/bs

cc: William A. McInnis  
James H. Windham  
Henry Larrymore  
Ken Cliatt  
Wyman Shealey  
Don Peterson

027212

FEB 26 1985

RECEIVED

FEB 26 1985

BUDGET AND CONTROL BOARD  
OFFICE OF EXECUTIVE DIRECTOR

SUITE 180  
FIRST NATIONAL BANK BUILDING  
POST OFFICE BOX 1458  
COLUMBIA, S. C. 29211  
TELEPHONE AND TELECOPIER  
(803) 765-1885

SINKLER GIBBS & SIMONS

PROFESSIONAL ASSOCIATION

160 EAST BAY STREET  
CHARLESTON, SOUTH CAROLINA  
TELEPHONE AND TELECOPIER  
(803) 722-3366

MAILING ADDRESS  
CHARLESTON OFFICE  
POST OFFICE BOX 340  
CHARLESTON, S. C. 29402

February 25, 1985

EXHIBIT

MAY 14 1985 NO. 13

STATE BUDGET & CONTROL BOARD

Mr. Wyman D. Shealy  
Associate Executive Director  
State Board for Technical and  
Comprehensive Education  
111 Executive Center Drive  
Columbia, South Carolina 29210

Re: Trident Technical College Defeasance

Dear Wyman:

When the Berkeley/Charleston/Dorchester Area Commission has adopted the Resolution which I sent to you on February 5, would you be so kind as to secure executed copies both for my file and to mail to Bill Putnam so that the matter can be scheduled for the next meeting of the State Budget and Control Board. I had earlier furnished resolutions to Bill Putnam under date of January 18, 1985.

With warm personal regards,

*Bill*

M. William Youngblood, Jr.

MWY/bs  
cc: William T. Putnam  
Ken Cliatt

027213



STATE BOARD FOR TECHNICAL  
AND  
COMPREHENSIVE EDUCATION

RECEIVED  
JAN 28 1985

Budget & Control Board  
Office of Executive Director

G. WILLIAM DUDLEY, JR.  
EXECUTIVE DIRECTOR

111 EXECUTIVE CENTER DRIVE  
COLUMBIA, SOUTH CAROLINA 29210

January 24, 1985

EXHIBIT

The Honorable William T. Putnam  
Executive Director  
State Budget and Control Board  
618 Wade Hampton Office Building  
Columbia, South Carolina 29201

MAY 14 1985 NO. 13

STATE BUDGET & CONTROL BOARD

Dear Bill:

Mr. Bill Youngblood of the firm of Sinkler, Gibbs & Simons requested that the State TEC Board adopt the enclosed resolution. The State TEC Board met Wednesday, January 23 and in regular session adopted the resolution. It is my understanding that this now completes the defeasance procedure for the institutional bonds outstanding for Trident Technical College and it would be in order to eliminate the current tuition fee. If my thoughts are in error, please advise.

If additional information is required or if I may assist you further, please do not hesitate to call on me.

With kind personal regards,

Sincerely,

Wyman D. Shealy  
Associate Executive Director

WDS:bhc

Enclosures

CC: M. William Youngblood, Jr.

027214



JAN 23 1985

18:30 PM / L

# EXHIBIT

SINKLER GIBBS & SIMONS JAN 14 1985

NO. 13

MAILING ADDRESS  
CHARLESTON OFFICE  
POST OFFICE BOX 340  
CHARLESTON, S. C. 29402

PROFESSIONAL ASSOCIATION  
160 EAST BAY STREET  
CHARLESTON, SOUTH CAROLINA  
TELEPHONE AND TELECOPIER  
(803) 722-3366

STATE BUDGET & CONTROL BOARD

COLUMBIA OFFICE  
FIRST NATIONAL BANK BUILDING  
POST OFFICE BOX 1458  
COLUMBIA, S. C. 29211  
TELEPHONE AND TELECOPIER  
(803) 765-1885

January 18, 1985

RECEIVED  
JAN 22 1985  
BUDGET AND CONTROL BOARD  
OFFICE OF EXECUTIVE DIRECTOR

Mr. William T. Putnam  
South Carolina State Budget  
and Control Board  
P.O. Box 12444  
Columbia, South Carolina 29211-2444

Re: Trident Technical College

Dear Bill:

Enclosed are ten counterparts of a resolution to be presented to the State Budget and Control Board authorizing the defeasance of the now outstanding \$2,550,000 State Institution Bonds issued on behalf of Trident Technical College. These bonds are part of the \$22,215,000 State Institution Bond Issue of December 1, 1978.

We have been advised that Trident Technical College wishes to terminate the imposition of the tuition fee presently being imposed upon its students.

By courtesy copy of this letter, I am furnishing copies of the resolution to others who will be involved with the mechanics of the defeasance.

Would you be so kind as to furnish me with four copies of the resolution for my file.

Henry Larrymore's records indicate that there is currently a balance of \$1,919,999.57 in the fund. Under the State Institution Bond Act, we can only use "surplus" as defined therein to effect a defeasance. Consequently the \$66,275 must be set aside for interest due on June 1, 1985, and \$334,375 must be retained as the maximum annual debt service requirement which falls in fiscal year 1989-90.

Mr. Sinkler and I both believe that it would be appropriate to use the existing debt service moneys before drawing on the trust.

027215

SINKLER GIBBS & SIMONS

Mr. William T. Putnam  
January 18, 1985  
Page 2

EXHIBIT

MAY 14 1985

NO. 13

STATE BUDGET & CONTROL BOARD

If you or the others should have any question, please  
give me a call.

With warm personal regards,

*Bill Youngblood*

M. William Youngblood, Jr.

MWY/bs

cc: William A. McInnis  
James H. Windham  
Henry Larrymore  
Ken Cliatt  
Wyman Shealey  
Don Peterson

027216

# EXHIBIT

MAY 14 1985

NO. 14

STATE BUDGET AND CONTROL BOARD STATE BUDGET & CONTROL BOARD SESSION  
MEETING OF May 14, 1985 ITEM NUMBER

7

AGENCY: Medical University

SUBJECT: Issuance of \$4,500,000 Refunding Institution Bond Anticipation Notes

The Medical University proposes to retire \$500,000 of the \$5,000,000 of Institution Bond Anticipation Notes now outstanding and to pay the \$234,375.30 of interest due on these notes May 22 using excess debt service funds.

In addition, it is proposed that refunding notes in the amount of \$4,500,000 be issued in anticipation of issuing a like amount of institution bonds.

These notes were issued initially to provide funds for the East Wing Addition project.

BOARD ACTION REQUESTED:

Adopt a resolution authorizing the issuance of \$4,500,000 of refunding bond anticipation notes in anticipation of the issuance of State Institution Bonds for the Medical University and authorize the use of \$500,000 of excess debt service funds to retire a like amount of notes now outstanding and the use of \$234,375.30 of excess debt service funds to pay the interest due on these notes May 22.

ATTACHMENTS:

Referenced resolution

027217

# EXHIBIT

MAY 14 1985

NO. 14

STATE OF SOUTH CAROLINA )

STATE BUDGET & CONTROL BOARD  
MUSC Refunding Institution Bond  
Anticipation Notes

COUNTY OF RICHLAND )

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 9:30 A. M., on Tuesday, May 14, 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

5

AGAINST MOTION

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.

May 15, 1985

William A. McInnis

027218



# EXHIBIT

MAY 14 1985 NO. 14

A RESOLUTION STATE BUDGET & CONTROL BOARD  
AUTHORIZING THE ISSUANCE OF \$4,500,000 OF REFUNDING BOND  
ANTICIPATION NOTES OF THE STATE OF SOUTH CAROLINA, IN  
ANTICIPATION OF THE ISSUANCE OF STATE INSTITUTION BONDS OF  
THE STATE OF SOUTH CAROLINA FOR THE MEDICAL UNIVERSITY OF  
SOUTH CAROLINA

BE IT RESOLVED BY THE STATE BUDGET AND CONTROL BOARD OF  
THE STATE OF SOUTH CAROLINA:

## SECTION 1

As an incident to the adoption of this Resolution and  
the issuance of the Bond Anticipation Notes herein  
authorized, the State Budget and Control Board of the State  
of South Carolina (the State Board) finds:

1. By the provisions of Item 10 of Section 1 of Act  
No. 518 of the Acts of the General Assembly for the year  
1980 (hereafter Act No. 518) it was enacted that the  
Trustees of the Medical University of South Carolina (the  
Trustees) might enlarge the teaching hospital at the Medical  
University of South Carolina (MUSC) by undertaking the  
project known as the East Wing Addition (the Project).

2. It was likewise provided by Act No. 518 that "in  
addition to the funds authorized in this act for the  
Hospital - East Wing Addition, not less than \$5,000,000 of  
Medical University State Institution Bond funds shall be  
committed to the project and not less than \$12,941,494 of  
Medical University Hospital Revenue Bonds also shall be  
committed to the project".

3. Heretofore under date of December 30, 1982, the  
Trustees did issue, on behalf of MUSC, \$27,000,000 of its  
Hospital Facilities Revenue Bonds, Series 1982, and from the

027219

proceeds of such Revenue Bonds, \$13,000,000 were committed to the East Wing Addition and thus used to discharge the mandate relating to Medical University Hospital Revenue Bonds as set forth above.

4. By Resolution adopted by the Trustees on April 12, 1984, the Trustees petitioned the State Board to make provision for the issuance of \$5,000,000 of Medical University State Institution Bonds (or Bond Anticipation Notes, should the State Board determine not to incur long-term debt at this time) in order to meet the condition imposed by the quoted language in Section 2 above mandating the issuance of not less than \$5,000,000 of Medical University State Institution Bonds.

5. The State Board is authorized by the provisions of Chapter 107, Title 59, Code of Laws of South Carolina, 1976, as amended, (Chapter 107) to make provision for the issuance of State Institution Bonds in order to raise funds for permanent improvements to the various institutions of higher learning in the State.

6. The statutory limit now controlling the issuance of State Institution Bonds is found in Section 59-107-90 of Chapter 107 and such limitation will permit the issuance of the bond anticipation notes (and ultimately state institution bonds) in the amount herein authorized.

7. On April 12, 1984, the Trustees adopted a resolution setting forth all of the findings required to be made by Section 59-107-40 of Chapter 107.

EXHIBIT

8. On May 22, 1984, the State issued its \$5,000,000 of State Institution Bond Anticipation Notes, the proceeds of which have been fully expended on the project described above (the Outstanding Notes).

9. While the Trustees have requested the issuance of long term bonds, if possible, to refund the Outstanding Notes this Board has determined that conditions in the municipal market make it prudent to delay such final action. These are sufficient sums available in the MUSC State Institution Debt Reserve Account to (i) pay the interest due on the Outstanding Notes on May 22, 1985, and (ii) to pay \$500,000 of the principal of such notes, all as contemplated by Section 59-107-180 of the Code. Accordingly, the State Board has determined to empower the State Treasurer to arrange a sale of refunding bond anticipation notes in the sum of \$4,500,000 (the Notes).

As soon as market conditions permit, the State Board will offer for sale State Institution Bonds in order to obtain funds with which to pay the Notes.

#### SECTION 2

The State Board is authorized by Chapter 17, Title 11, Code of Laws of South Carolina, 1976, to issue bond anticipation notes to provide the funds in anticipation of the receipt of proceeds of bonds authorized by law to be issued.

#### SECTION 3

Accordingly, it is the purpose of this Resolution to:

(a) authorize the Governor and State Treasurer to effect the issuance of \$4,500,000 Refunding Bond Anticipation Notes for the Medical University of South Carolina whose proceeds will be applied to refund a portion of the principal of the Outstanding Notes; and

(b) obligate the State of South Carolina to effect the issuance of sufficient State Institution Bonds to provide funds with which to pay the Bond Anticipation Notes herewith authorized.

#### SECTION 4

It is hereby determined that temporary financing pursuant to Chapter 17, Title 11, Code of Laws of South Carolina, 1976, to the extent herein set forth in anticipation of the issuance of State Institution Bonds, shall be immediately undertaken, and that authorization be given to the Governor and State Treasurer which will enable such officers to comply with the directives of this Resolution.

#### SECTION 5

There shall be issued by the State of South Carolina Bond Anticipation Notes of the State of South Carolina for the Medical University of South Carolina, in the aggregate principal amount of \$4,500,000 which shall be dated as of a date selected by the State Treasurer, and which shall be expressed to mature within one year from such date and on a date selected by the State Treasurer.

EXHIBIT

MAY 14 1985 NO. 14

STATE BUDGET & CONTROL BOARD



The proceeds of the Notes shall be applied immediately to refund a portion of the principal of the Outstanding Notes.

#### SECTION 6

The Notes shall bear interest from their date, payable upon the stated maturity thereof, at the rate negotiated by the State Treasurer.

#### SECTION 7

The Notes shall be numbered from 1 upwards in chronological order, and shall be in the denomination of \$25,000 or any multiple of \$25,000 requested by the purchaser thereof; provided that the Purchaser may be required to take delivery of the notes in temporary form pending the preparation of the same in printed form. The Notes shall be payable, both principal and interest, in legal tender upon maturity, at the principal office of a bank approved by the State Treasurer.

#### SECTION 8

The State Treasurer is authorized to negotiate the sale of the Notes herein authorized. The State Treasurer is specifically authorized to fix the rate of interest to be borne by the Notes at a rate in excess of that prescribed by Section 11-9-350, Code of Laws of South Carolina for 1976.

#### SECTION 9

The Notes shall be executed on behalf of the State of South Carolina by the Governor of the State of South Carolina and by the State Treasurer of South Carolina, and

the Great Seal of the State of South Carolina shall be reproduced thereon, and the same shall be attested by the Secretary of State of South Carolina, provided that at least one of such signatures shall be a manual signature of the officer signing the Notes.

SECTION 10

The Notes shall be substantially in the form attached hereto as Exhibit B.

SECTION 11

For the payment of the principal of and interest on the Notes, as the same shall fall due, the full faith, credit and taxing power of the State of South Carolina shall be pledged. In addition thereto, so much of the principal proceeds of the State Institution Bonds which shall be issued to provide the funds with which to pay the Notes are hereby pledged and the State Treasurer, upon receipt of the proceeds of such State Institution Bonds, shall and he is hereby directed to apply such proceeds to such payment.

SECTION 12

This Board authorizes, and on behalf of the State of South Carolina, covenants and agrees to effect the issuance of sufficient State Institution Bonds of the State of South Carolina in order that the proceeds thereof will be sufficient to provide for the retirement of all Bond Anticipation Notes hereafter to be outstanding.

SECTION 13

The Notes shall be forthwith prepared, executed in the manner hereinabove set forth, and thereafter delivered to the purchaser thereof, upon receipt of the proceeds thereof. The proceeds shall be paid to the State Treasurer and applied to the retirement of the Outstanding Notes.

SECTION 14

A certified copy of this Resolution shall be transmitted to the Governor and the State Treasurer, as a means of authorizing the issuance of the Notes and apprising them of the action taken by this Board as above set forth.

---

EXHIBIT A

\$25,000

\$25,000

UNITED STATES OF AMERICA  
STATE OF  
SOUTH CAROLINA  
REFUNDING BOND ANTICIPATION NOTE

KNOW ALL MEN BY THESE PRESENTS that the STATE OF SOUTH CAROLINA hereby acknowledges itself indebted, and for value received, promises to pay to the BEARER hereof, the principal sum of

TWENTY FIVE THOUSAND DOLLARS

at the principal office of \_\_\_\_\_, in the City of Columbia, State of South Carolina, or, at the option of the holder at the principal office of \_\_\_\_\_ in the City of New York, State of New York, on the 22nd day of May, 1986, and to pay interest on said principal sum from the date hereof, at the rate of \_\_\_\_\_ per centum (\_\_\_%) per annum, payable upon the maturity of this Note.

Both the principal of and interest on this Note are payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for the payment of public and private debts.

THIS NOTE is one of an issue of Refunding Bond Anticipation Notes, of like date, tenor and effect, except as to numbering, aggregating \$4,500,000 (the Notes), issued



by the State of South Carolina, pursuant to the authorizations of Chapter 17, Title 11, Code of Laws of South Carolina 1976, in anticipation of the receipt of the proceeds to be derived from the sale of State Institution Bonds of the State of South Carolina to be issued pursuant to Chapter 107, Title 59, Code of Laws of South Carolina 1976, as amended, for the Medical University of South Carolina. The full faith, credit and taxing power of the State of South Carolina and the proceeds to be derived from the sale of the bonds, in anticipation of which the Notes are issued, are pledged for the payment of the principal of and interest on this Note.

THIS NOTE and the interest hereon are exempt from all State, County, Municipal, School District, and all other taxes or assessments of the State of South Carolina, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise, except inheritance, estate or transfer taxes.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and Laws of the State of South Carolina to exist, to happen, or to be performed precedent to or in the issuance of this Note, do exist, have happened, and have been performed in regular and due time, form and manner.

IN WITNESS WHEREOF, the STATE OF SOUTH CAROLINA has caused this Note to be signed by the facsimile signature of the Governor of South Carolina and by the manual signature

of the State Treasurer of South Carolina, the Great Seal of the State to be reproduced hereon, the same to be attested by the facsimile signature of the Secretary of State of South Carolina, and this Note to be dated the 22nd day of May, 1985.

\_\_\_\_\_  
Governor of South Carolina

\_\_\_\_\_  
State Treasurer of  
South Carolina

Attest:

\_\_\_\_\_  
Secretary of State  
of South Carolina

(SEAL)

EXHIBIT

MAY 14 1985 NO. 14

STATE BUDGET & CONTROL BOARD

# EXHIBIT

MAY 14 1985

NO. 15

STATE BUDGET AND CONTROL BOARD  
MEETING OF MAY 14, 1985

STATE BUDGET & CONTROL BOARD  
REGULAR AGENDA  
ITEM NUMBER

8

AGENCY: Executive Director

SUBJECT: Permanent Improvement Projects

Budget and Control Board approval is requested for the following permanent improvement project establishment request and budget revision which have been reviewed favorably by the Joint Bond Review Committee:

(1) On Summary 25-85:

Item 2, Budget & Control Board, Division of General Services, F12-////, Mt. Vernon Mill Site Development, to establish project and source of funds of \$3,000,000 of Capital Improvement Bond funds to be transferred from the current Museum Commission Master Plan project (see item 4 below).

Item 4, Museum Commission, H95-7380, Master Plan, decrease budget to \$1,659,000 by subtracting \$3,000,000 of Capital Improvement Bond funds and transferring those funds to the Budget & Control Board, Division of General Services (see item 2 above).

The \$4,000,000 of Capital Improvement Bonds involved in these items was authorized for the Museum Commission in Act 179 of 1981 for "Renovation for State Museum."

A proviso has been adopted by the House Ways and Means Committee which is intended to sanction these adjustments.

(2) On Summary 29-85:

Item 1, Budget and Control Board, Division of General Services, F12-///, Blatt Building Renovations project, to establish project at \$335,000 (\$10,000 Other, Reimbursable Renovations and \$325,000 to be appropriated). Project will provide for renovation of second floor (after departure of the Retirement System) and minor renovation on first and fifth floors.

BOARD ACTION REQUESTED:

Approve referenced items.

ATTACHMENTS:

Referenced Summary

027229

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 1 of 17  
Forwarded to JBRC 04/17/85

| <p>Item Agency: F12 B&amp;C Bd-General Services Project: 8045, Criminal Justice Hall of Fame/Storage Renovations</p> <p>1. Action<br/>Proposed: Increase Budget from \$ 92,500.00 to \$ 137,500.00<br/>(Add \$ 45,000.00 [9] Other)</p> <p>Purpose: To satisfy additional security and fire protection requirements for Melvin Purvis gun collection.</p> <p>Ref: Supporting document pages 1-2.</p>  | <p>Committee Review Date: *</p> <p>B&amp;C Board Approval Date: *</p> <table> <tr> <th colspan="2">Budget After Action Proposed</th></tr> <tr> <th>Source</th><th>Amount</th></tr> <tr> <td>Other</td><td>137,500.00</td></tr> </table> <p>TOTAL FUNDS 137,500.00</p>                                   | Budget After Action Proposed |  | Source | Amount | Other                     | 137,500.00   |
|---|---|------------------------------|--|--------|--------|---------------------------|--------------|
| Budget After Action Proposed  |   |                              |  |        |        |                           |              |
| Source  | Amount  |                              |  |        |        |                           |              |
| Other   | 137,500.00  |                              |  |        |        |                           |              |
| <p>Item Agency: F12 B&amp;C Bd-General Services Project: Mt Vernon Mill Site Development</p> <p>2. Action<br/>Proposed: Establish Project</p> <p>Total Budget.....\$ 3,000,000.00<br/>[0] Capital Improvement Bonds..\$ 3,000,000.00</p> <p>Purpose: To demolish the existing warehouses, water tower, etc.; conversion of north warehouse into exhibit support building; site purchase, preparation and development as a support area for the Mt Vernon Mill Building which is being renovated for use as an office building for the Tax Commission and the State Library's Library for the Handicapped and as a State Museum facility. Funds to be transferred from the State Museum project H95-7380 as approved by the Museum Commission Trustees. Formal sanction of this shift by the General is being sought also.</p> <p>Ref: Supporting document pages 3-15.</p> | <p>Committee Review Date: APR 30 1985</p> <p>B&amp;C Board Approval Date: *</p> <table> <tr> <th colspan="2">Budget After Action Proposed</th></tr> <tr> <th>Source</th><th>Amount</th></tr> <tr> <td>Capital Improvement Bonds</td><td>3,000,000.00</td></tr> </table> <p>TOTAL FUNDS 3,000,000.00</p> | Budget After Action Proposed |  | Source | Amount | Capital Improvement Bonds | 3,000,000.00 |
| Budget After Action Proposed  |   |                              |  |        |        |                           |              |
| Source  | Amount  |                              |  |        |        |                           |              |
| Capital Improvement Bonds   | 3,000,000.00  |                              |  |        |        |                           |              |
| <p>Item Agency: H59 Technical &amp; Comp Ed Project: 7084, Piedmont-Health/Tec Facility Phase V</p> <p>3. Action<br/>Proposed: Increase Budget from \$ 1,957,660.00 to \$ 2,322,205.50<br/>(Add \$ 364,545.50 [9] Other)</p> <p>Purpose: To add funds to increase construction line item to reflect low bid received March 7, 1985. Bids expire May 7, 1985.</p> <p>Ref: Supporting document pages 16-18.</p>   | <p>Committee Review Date: *</p> <p>B&amp;C Board Approval Date: *</p> <table> <tr> <th colspan="2">Budget After Action Proposed</th></tr> <tr> <th>Source</th><th>Amount</th></tr> <tr> <td>Other</td><td>2,322,205.50</td></tr> </table> <p>TOTAL FUNDS 2,322,205.50</p>                               | Budget After Action Proposed |  | Source | Amount | Other                     | 2,322,205.50 |
| Budget After Action Proposed  |   |                              |  |        |        |                           |              |
| Source  | Amount  |                              |  |        |        |                           |              |
| Other   | 2,322,205.50  |                              |  |        |        |                           |              |

027230

EXHIBIT

MAY 14 1985 NO. 15

STATE BUDGET & CONTROL BOARD



STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
April 1, 1985 Through April 15, 1985

SUMMARY 25-85 Page 2 of 17  
Forwarded to JBRC 04/17/85

Item Agency: H95 Museum Commission Project: 7380, Master Plan

Committee Review Date: APR 30 1985  
B&C Board Approval Date:

4. Action

Proposed: Decrease Budget from \$ 4,659,000.00 to \$ 1,659,000.00

(Subtract \$ 3,000,000.00 [0] Capital Improvement Bonds)

| Budget After Action Proposed |              |
|------------------------------|--------------|
| Source                       | Amount       |
| Capital Improvement Bonds    | 1,059,000.00 |
| Other                        | 600,000.00   |

Purpose: The transfer of these funds to the Budget and Control Board is to assist in unifying this project. The Mount Vernon Mill Renovation project includes the building renovation, development of parking and other site work and landscaping. All will be funded from this transferred amount. The funds remaining are to be used for design and exhibit purposes.

Ref: Supporting document pages 19-21.

TOTAL FUNDS 1,659,000.00

Item Agency: J12 Mental Health Dept Project: CF-Building 4/Activity ICF-MR

Committee Review Date: \*  
B&C Board Approval Date: \*

5. Action

Proposed: Establish Project

Total Budget.....\$ 50,000.00  
[4] Excess Debt Service, Paying Patient Fee Account..\$ 50,000.00

| Budget After Action Proposed |           |
|------------------------------|-----------|
| Source                       | Amount    |
| Excess Debt Service          | 50,000.00 |

Purpose: Interior renovation to accommodate ancillary/support service that are required by ICF-MR units (Bldgs. 14, 16, 13).

Ref: Supporting document pages 22-23.

TOTAL FUNDS 50,000.00

Item Agency: J12 Mental Health Dept Project: SCDMH/Archives

Committee Review Date: \*  
B&C Board Approval Date: \*

6. Action

Proposed: Establish Project

Total Budget.....\$ 50,000.00  
[4] Excess Debt Service, Paying Patient Fee Account..\$ 50,000.00

| Budget After Action Proposed |           |
|------------------------------|-----------|
| Source                       | Amount    |
| Excess Debt Service          | 50,000.00 |

Purpose: Develop, design and coordinate informational displays and the surrounding areas depicting the history of the SC Department of Mental Health. Due to the loss of the Mills Building to the Budget and Control Board, the archives for the Department of Mental Health must be relocated and will require research and evaluation of the existing historical data and materials.

Ref: Supporting document pages 24-25.

TOTAL FUNDS 50,000.00

027231

EXHIBIT

MAY 14 1985 NO. 15

STATE BUDGET & CONTROL BOARD

25-85(2)

4-1-85

For Board Use Only

Packet Number

PROJECT PROPOSAL AND JUSTIFICATION STATEMENT

FOR ANNUAL PERMANENT IMPROVEMENT PROGRAM FOR FISCAL YEAR 84-85

1. PROJECT IDENTIFIERS:

- A. Agency: Number F12 Name Budget & Control Board/Division of General Services  
B. Contact Person Richard W. Kelly, Asst. Div. Director Phone: 758-3150  
C. Project Name: Mt. Vernon Mills Site Development # 8697  
D. Facility Affected: Name Mt. Vernon Mills, Columbia, S. C. Number 078

2. PROJECT DESCRIPTION (What does it consist of? Attach supporting documentation): Project consists of demolition of existing warehouses, water tower, etc.; Conversion of North Warehouse into Exhibit Support Building; Site purchase, preparation and development as a support area for the Columbia Mills Building which is being rehabilitated as an office building and State Museum Facility.

Site Description: (Attach a map showing project location)

Location: Richland 40 Columbia  
county code city site

3. PROJECT JUSTIFICATION (What does it consist of? Attach supporting documentation):

The project is needed to provide parking and ancillary site areas for the Columbia Mills Building and additionally provides an exhibit workshop for the S. C. State Museum.

(What specific needs does this project address?):

(See Attached)

EXHIBIT

MAY 14 1985

NO. 15

4. ALTERNATIVES CONSIDERED AS A MEANS OF MEETING NEEDS SPECIFIED IN BUDGET AND CONTROL BOARD

There is no alternative.

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 \_\_\_\_\_ If yes, complete and attach addendum A-49.

7. ESTIMATES OF PROPOSED PROJECT COSTS:

A. Total estimated cost of project \$ 3,000,000.00 (See Attached)

B. Total estimated cost of project includes the following (1. through 10 = 7A above)

- (1) \$ 204,700.00 Planning/design services  
(2) 1,520,000.00 Site work (including utilities)  
(3) \_\_\_\_\_ Central energy systems repair/replacement  
(4) \_\_\_\_\_ Mechanical systems repair/replacement  
(5) 188,600.00 General renovation/repair of floor space (Gross sq. ft. 12,000)  
(6) 190,000.00 Roof repair/replacement Demolition  
(7) \_\_\_\_\_ Construction of additional floor space: (Gross sq. ft. \_\_\_\_\_)  
(8) 85,662.00 Equipment/supplies Asbestos Removal  
(9) 608,855.00 Purchase of facilities: (Floor space, gross sq. ft. \_\_\_\_\_)  
(Land, acres: 8.67)  
(10) 202,183.00 Other (Specify) Contingencies

\$ 3,000,000.00 Total (Same as 7 A) See Attached

027232

7. C. Total estimated cost of project by broad purpose: Total cost: \$ 3,000,000.00 (See Attached)  
(equals 1 through 8, below and is same as 7A)

|                                  |                 |                            |               |
|----------------------------------|-----------------|----------------------------|---------------|
| 1. Purchase land                 | \$ 608,855.00   | 5. Restore facility        | \$ 225,030.00 |
| 2. Purchase facility             | \$              | 6. Maintain facility       | \$            |
| 3. Demolish facility             | \$ 236,720.00   | 7. Replace facility        | \$            |
| 4. Construct additional facility | \$ 1,826,037.00 | 8. Other: Asbestos Removal | \$ 103,358.00 |

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

A. Estimated expenditures and expenditure purposes, this FY: 84-85 \$ 850,000.00  
(Expenditure purposes (use 7B categories): \_\_\_\_\_)

B. Estimated expenditures after this FY: 85-86 \$ 2,150,000.00

C. Total (Same as 7A, 7B and 7C): \$ 3,000,000.00

| 9. PROPOSED SOURCES OF FUNDS: Type | Amount       | Revenue Code | Treasurer I D Number | Sub Fund | Mini Code | Object Code |
|------------------------------------|--------------|--------------|----------------------|----------|-----------|-------------|
| (0) Capital Improvement Bonds      | \$ 3,000,000 | 8115         | 022-03400            | 3043     | 9001      | 0700        |
| (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                          |              |              |                      |          |           |             |
| TOTAL (Same as 7A)                 | \$           |              |                      |          |           |             |

EXHIBIT  
MAY 14 1985 NO. 15  
STATE BUDGET & CONTROL BOARD

10. Submitted By:

Authorized Official: Richard W. Kelly, Asst. Division Director  
Typed Name and Title and Signature

Date Submitted 3-29-85  
FY Submitted 1984-85

11. APPROVED (For Board Use Only):

25-85(2)

Typed Name and Title and Signature  
PROJECT NUMBER \_\_\_\_\_  
PROJECT NAME: \_\_\_\_\_

Date

027233

# EXHIBIT

MAY 14 1985

NO. 15

1st Draft-March 21, 1985

## STATE BUDGET & CONTROL BOARD

MT. VERNON MILLS - DEVELOPMENT COSTS  
State Project No. N/A-F12-095

|  |                   |               |
|--|-------------------|---------------|
| 1. Museum Workshop and Storage Building  |                   | \$ 225,030.00 |
| a. A/E Fees  | 27,000.00         |               |
| b. Construction  | 188,600.00        |               |
| c. Contingencies @ 5% of Const.  | 9,430.00          |               |
|  | <u>22,030.00</u>  |               |
| 2. Exterior Demolition Related to Removal of Sheds, Warehouses, Water Tower, Attachments to Columbia Mills Building, only on the Mt. Vernon Mills Property                 |                   | 189,200.00    |
| a. A/E Fees  | 22,000.00         |               |
| b. Construction  | 150,000.00        |               |
| c. Contingencies @ 10% of Total  | 17,200.00         |               |
|  | <u>189,200.00</u> |               |
| 3. Asbestos Removal Related to Removal of Asbestos from Sheds, Warehouses and Investigation and Determination of Asbestos for Mt. Vernon Mills and Columbia Mills Projects |                   | 103,358.00    |
| a. A/E Fees  | 8,300.00          |               |
| b. Construction  | 85,662.00         |               |
| c. Contingencies @ 10% of Total  | 9,396.00          |               |
|  | <u>103,358.00</u> |               |
| 4. Purchase of SCE&G Property at South of Columbia Mills Building  |                   | 364,000.00    |
| a. Cost of Property Purchase   | 160,000.00        |               |
| b. Relocating Electrical Service   | 204,000.00        |               |
|  | <u>364,000.00</u> |               |
| 5. Development of Parking Lot on SCE&G Property at South of Columbia Mills Building  |                   | 849,420.00    |
| a. Demolition of Two (2) Buildings   | 40,000.00         |               |
| b. Site Clearing, Grading, Curbing, Walks, Base and Paving, Storm Drainage, Lighting, Landscape for 450 Cars @ \$1,500.00/car  | 675,000.00        |               |
| c. A/E Fees - 8% of a + b  | 57,200.00         |               |
| d. Contingencies - 10% of Total  | 77,220.00         |               |
|  | <u>849,420.00</u> |               |

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# EXHIBIT

MAY 14 1985

NO. 15

## STATE BUDGET & CONTROL BOARD

|     |   |                   |
|-----|---|-------------------|
| 6.  | Preparation of Topographical Survey for SCE&G Property at South of Columbia Mills Building                                      | 5,000.00          |
| 7.  | Purchase of SCE&G Property West (adjacent) of Kline Property  | 108,680.00        |
|     | a. 23,440 S.F. @ \$3.25/sf  |                   |
| 8.  | Purchase of SCE&G Property North of Lady Street   | 136,175.00        |
|     | a. 41,900 S.F. @ \$3.25/sf  |                   |
| 9.  | Development of Parking Lot on SCE&G Property West of Kline Property and North of Lady Street                                    | 326,700.00        |
|     | a. Site Clearing, Grading, Curbing, Walks, Base and Paving, Storm Drainage, Lighting, Landscaping for                           |                   |
|     | 160 Cars @ \$1,500.00/car   | 240,000.00        |
|     | 10 buses @ \$3,500.00/bus   | 35,000.00         |
|     | b. A/E Fees - 8% of Construction  | 22,000.00         |
|     | c. Contingencies - 10% of Total   | 29,700.00         |
|     |   | <u>326,700.00</u> |
| 10. | Preparation of Boundary and Topographical Survey for (1) Property West of Kline Property and (2) Property North of Lady Street  | 3,500.00          |
| 11. | Preparation of Boundary and Topographical Survey for Property now designated as William Street, Gist Street and Lady Street     | 3,000.00          |
| 12. | Purchase of Property now designated as William Street, Gist Street and Lady Street  | 0.00              |
|     | a. 137,600 S.F. @ \$0.00  |                   |
| 13. | Development of Parking Lot on Land now designated as William Street and Gist Street   | 285,100.00        |
|     | a. Site Clearing, Grading, Curbing, Walks, Base and Paving, Storm Drainage, Lighting, Landscaping for 160 Cars @ \$1,500.00/car | 240,000.00        |
|     | b. A/E Fees - 8% of Construction  | 19,200.00         |
|     | c. Contingencies - 10% of Total   | 25,900.00         |
|     |   | <u>285,100.00</u> |

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|     |  |                   |
|-----|--|-------------------|
| 14. | Site Graphics and Signage for Building Identification, Area Designations, Directional Verbage, Handicap Parking, Special Area Parking, etc., including Design, Layout and Installation   | 30,000.00         |
| a.  | A/E Fees   | 2,500.00          |
| b.  | Construction   | 25,000.00         |
| c.  | Contingencies  | 2,500.00          |
|     |  | <u>30,000.00</u>  |
| 15. | Site Development including Slab Demolition, Survey Work, A/E Services Site Clearing, Grading, Curbing, Walks, Base and Paving, Storm Drainage, Landscaping, Lighting of all Property West (Courtyard), North and East of Columbia Mills Building | 370,837.00        |
| a.  | A/E Fees   | 35,000.00         |
| b.  | Construction   | 305,000.00        |
| c.  | Contingencies  | 30,837.00         |
|     |  | <u>370,837.00</u> |

|                              |                       |
|------------------------------|-----------------------|
| Total Site Development Costs | <u>\$3,000,000.00</u> |
|------------------------------|-----------------------|

# EXHIBIT

MAY 14 1985 NO. 15

STATE BUDGET & CONTROL BOARD

027236

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# South Carolina State Museum

## EXHIBIT

MAY 14 1985 NO. 15

STATE BUDGET & CONTROL BOARD



### MEMORANDUM

To: Rick Kelly, General Services  
From: Ben Swanson, SC Museum *Ben*  
Subject: Transfer of Mt. Vernan Rennovation Funds  
Date: March 14, 1985

## RECEIVED

MAR 15 1985

DIVISION OF GENERAL SERVICES  
AGENCY CERTIFICATION  
& ENGINEERING MANAGEMENT

Please note paragraph 3, page 3 of the minutes from our March 7th Trustee meeting.

This motion was made at the request of Roland Rabon and will facilitate funding for the workshop project started on March 11th.

Should you have any questions, please give me a call at 8197.

027237

SOUTH CAROLINA STATE MUSEUM TRUSTEES MEETING

Suite 312, 3rd Floor, 2221 Devine Street

Columbia, South Carolina 29205

EXHIBIT

MAY 14 1985

NO. 15

STATE BUDGET & CONTROL BOARD

March 7, 1985

Trustees Present:

Guy F. Lipscomb, Jr.  
Max M. Heller  
Dr. Leo F. Twiggs  
Mrs. H. Victor Murdaugh, Jr.  
Mrs. John F. Rainey  
Mrs. Donald H. Burch  
Mrs. John C. West  
Frank Cayce  
Hyman Rubin

Staff Present:

David C. Sennema  
S. Benjamin Swanson  
Dr. Overton G. Ganong  
A. Michael Fey  
Joan M. McBride  
Margaret Anne Lane  
Lise C. Swensson  
Ronald G. Shelton  
Dr. Rodger E. Stroup

Guests Present:

Walton J. McLeod, III  
F. Creighton McMaster, Friends  
Roland Rabon, Budget and Control Board  
Wm. J. Clement, State Engineers' Board  
Joe Sonderman, Design/Joe Sonderman  
Yasu Taguchi, Design/Joe Sonderman  
Brenden Cudihee, Design/Joe Sonderman

Friends Staff Present:

Jennie H. Sloan, Executive Director

In advance of the meeting, copies of the agenda were sent to the following newspapers: The News and Courier (Charleston), The State (Columbia), The News (Greenville), and The Herald (Spartanburg).

I. Call to Order:

The meeting was called to order at 10:05 a.m. by Chairman Lipscomb.

II. Minutes:

The minutes of the January 15, 1985 meeting were approved as mailed.

027238

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# EXHIBIT

MAY 14 1985 NO. 15

## STATE BUDGET & CONTROL BOARD

### III. Project Status Report:

Mr. Clement stated that on March 8th Stevens and Wilkinson would present to the State Engineers' Office a proposal of anticipated costs for the Mt. Vernon Mills project.

He did present the first submittal that the architects made. In this submittal, the architectural firm had pulled together all the submittals made by the various agencies that will be housed in the mill building. These were all combined into one package, thus coordinating all the efforts made to date by all the agencies involved. Those results are what is reflected in the present plans.

He explained that the State Engineers' Office is at the point where they must determine what the project will cost. They have a budget which must be adhered to, and they now know what each agency wants. They will try to provide the requirements of all agencies, but it is imperative to remain within the budget.

With reference to plans for the outside of the building, Mr. Clement said that he is now in a better position to explain what is anticipated:

- (1) Multi-level parking is not being considered at this time, but surface parking for 800-850 cars is being planned. It is expected that Lady Street will be opened, Washington Street will be closed, as will be Gist Street, and property on the west side of Kline Steel (north side of Lady Street) will be made available for parking.

With reference to a letter from Mr. Lipscomb to Mr. Putnam regarding a number of questions pertaining to funding of the project and specifically asking for relief of some of the restrictions on the bond monies relating to the \$4M, Mr. Sennema stated that Mr. Putnam, in his reply, stated the following:

- (1) Of the \$4M which was originally appropriated, the \$3M was necessary for general construction at the site.
- (2) \$1M would be available to the Museum for whatever needs it deemed necessary.
- (3) Of the \$3M, \$216,000 would go toward construction of the exhibit design workshop.
- (4) The remainder of the \$3M would be used for such things as exterior demolition, purchase of property, site improvement, lighting, landscape of the courtyard area, etc.

027239

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South Carolina State Museum Trustees Meeting  
Page (Three)  
March 7, 1985

## EXHIBIT

MAY 14 1985 NO. 15

### STATE BUDGET & CONTROL BOARD

Since the bond monies have been appropriated to the Museum, the Budget and Control Board is requesting that \$3M of those funds be transferred to General Services for their use.

Mr. Sennema passed out Exhibit A to serve as a general guide as to where the Museum presently is in terms of capital funds. Mr. Heller questioned why fund raising expenses should increase as projected and expressed the concern that campaign costs are too high, proportionately.

Mr. Heller moved that the Trustees agree to the transfer of \$3M out of the \$4M bond issue approved with the stipulation that the remaining \$1M remain firm to be used by the Museum for exhibit expense. The \$3M will go to General Services for project expenditures. Dr. Twiggs seconded the motion, and it was carried unanimously.

#### IV. Preliminary Exhibit Design Report:

Dr. Ganong presented a preliminary run-through of the exhibit design scheme, as it is now:

- (1) The entrance to the Museum will take the visitor into the museum on the second floor, which will be devoted to the natural history of South Carolina. Included in these exhibits will be such subjects as earth science and fossils. A natural history theater will also be located on this floor.
- (2) The third floor of the Museum will house the science and technology disciplines. Technology exhibits will deal with agriculture, extractive industries, communication, and energy. Science exhibits will relate to various principals of science. The Charles H. Townes Center and a science theater, used on a scheduled basis, will also be housed on the third floor.
- (3) The first floor will be devoted to education, and will house the education department, two classrooms adjacent to the art gallery, and the 2000 sq. ft. Discovery Room. A volunteer lounge and orientation space will also be located on the first floor.
- (4) Cultural history of the state will be the discipline located on the fourth floor. The visitor will be able to choose random access to the various theme areas, or follow a chronological path.

Subjects dealt with will include: Indians, archaeology, the settlement of the state, ethnic groups who've settled here, etc. Aspects of the Civil War, a country store, a display of Edgefield pottery, and a hearse will be among the exhibits here.

027240

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Capital Improvements  
Joint Bond Review Committee

HORACE C. SMITH

SENATE  
CHAIRMAN

SCOTT R. INKLEY

DIRECTOR OF RESEARCH AND ADMINISTRATION/  
BUDGET AND CONTROL BOARD LIAISON



EXHIBIT

MAY 14 1985

NO. 15 LIB CROFT  
ADMINISTRATIVE ASSISTANT

TOM G. MANGUM  
HOUSE OF REPRESENTATIVES  
VICE CHAIRMAN

STATE BUDGET & CONTROL BOARD

P.O. BOX 142 TELEPHONE (803) 758-5088 OR -8900  
ROOM 410, GRESSETTE BUILDING  
Columbia, South Carolina 29202

May 8, 1985

SENATE MEMBERS:

HORACE C. SMITH  
JAMES M. WADDELL, JR.  
WILLIAM W. DOAR, JR.  
HUGH K. LEATHERMAN  
THOMAS L. MOORE

HOUSE MEMBERS:

TOM G. MANGUM  
MARION P. CARNELL  
JENNINGS G. MCABEE  
T.W. EDWARDS, JR.  
R.N. MCLELLAN

Mr. William A. McInnis  
Deputy Executive Director  
State Budget & Control Board  
600 Wade Hampton Bldg.  
Columbia, South Carolina 29201

In Re: S29-85:  
(1&2)B&C BOARD/Gen. Services

Dear Mr. McInnis:

Transmitted herewith is Summary #29-85, indicating Joint Bond Review Committee Approval of the two projects contained thereon for the Blatt Building and the Sims Building.

With kind regards, I am

Sincerely,

*Horace C. Smith*  
Senator Horace C. Smith, Chairman  
Joint Bond Review Committee

HCS:lc

Enc. S29-85

cc: Mr. John A. McPherson

027241

STATE BUDGET AND CONTROL BOARD, OFFICE OF EXECUTIVE DIRECTOR  
SUMMARY OF PERMANENT IMPROVEMENT PROJECT ACTIONS PROPOSED BY AGENCIES  
May 7, 1985 Through May 7, 1985

SUMMARY 29-85 Page 1 of 1  
Forwarded to JBRC 05/07/85

Item Agency: F12 B&C Bd-General Services Project: Blatt Building Renovations

Committee Review Date: MAY 8 1985  
B&C Board Approval Date: \*

Action

Proposed: Establish Project

Total Budget.....\$ 335,000.00  
[6] Appropriated State.....\$ 325,000.00  
[9] Other, Reimbursable Renovations..\$ 10,000.00

| Budget After Action Proposed |            |
|------------------------------|------------|
| Source                       | Amount     |
| Appropriated State           | 325,000.00 |
| Other                        | 10,000.00  |

Purpose: To provide all labor and materials necessary to renovate the 2nd floor of the Blatt Building (upon the departure of the Retirement System) and minor renovations on the first and fifth floors. This job includes demolition, new standard wall construction, electrical, mechanical and other miscellaneous renovations. This project will also fund new furnishings in some areas.

Ref: Supporting document pages 1-3.

TOTAL FUNDS 335,000.00

Item Agency: F12 B&C Bd-General Services Project: 8192, Sims Building Asbestos Removal

Committee Review Date: MAY 8 1985  
B&C Board Approval Date: \*

Action

Proposed: Increase Budget from \$ 185,000.00 to \$ 235,000.00

(Add \$ 50,000.00 [9] Other, Depreciation Reserve)

| Budget After Action Proposed |            |
|------------------------------|------------|
| Source                       | Amount     |
| Other                        | 235,000.00 |

Purpose: Ceiling finish as specified was not satisfactory and an alternate solution is required.

Ref: Supporting document pages 4-6.

TOTAL FUNDS 235,000.00

EXHIBIT  
MAY 14 1985 NO. 15  
STATE BUDGET & CONTROL BOARD

027242



# EXHIBIT

MAY 14 1985

NO. 16

STATE BUDGET AND CONTROL BOARD REGULAR SESSION  
MEETING OF May 14, 1985

ITEM NUMBER

9

AGENCY: Joint Bond Review Committee

SUBJECT: Use of Bond Contingency Revolving Funds

The Joint Bond Review Committee has approved the use of Bond Contingency Revolving Funds as follows:

- (1) Educational Television Commission, emergency roof repairs, \$175,000; and
- (2) School for the Deaf and the Blind, emergency roof repairs, \$35,000.

The law actually requires that the Board forward its recommendations on each request for these funds to the Bond Committee.

BOARD ACTION REQUESTED:

Approve the use of Bond Contingency Revolving Funds for the following purposes: Educational Television emergency roof repairs, \$175,000; and School for the Deaf and the Blind emergency roof repairs, \$35,000.

ATTACHMENTS:

Smith April 1 letter to McInnis

027243

Capital Improvements  
Joint Bond Review Committee

EXHIBIT

MAY 14 1985

NO. 16

Horace C. Smith  
Senate  
Chairman

Scott R. Inkley  
Director of Research and Administration/  
Budget and Control Board Liaison



STATE BUDGET & CONTROL BOARD  
Tom Mangum  
House of Representatives  
Vice Chairman

Lib Croft  
Administrative Assistant

P. O. BOX 142 TELEPHONE (803) 758-5088 or -8900  
ROOM 410, GRESSETTE BUILDING  
Columbia, South Carolina 29202

April 1, 1985

Senate Members:  
Horace C. Smith  
James M. Waddell, Jr.  
William W. Doar, Jr.  
~~John R. Richardson, Jr.~~  
Hugh K. Leatherman

House Members:  
Tom G. Mangum  
Marion P. Camell  
Jennings G. McAbee  
T. W. Edwards, Jr.  
R. N. McLellan

Mr. William A. McInnis  
Deputy Executive Director  
State Budget & Control Board  
Wade Hampton Bldg.  
Columbia, South Carolina 29201

In Re: Budget & Control Board Contingent Fund Allocations  
for ETV and SC School for Deaf/Blind

Dear Mr. McInnis:

This is to advise that at the meeting of the Joint Bond Review Committee held March 28, 1985, the Committee approved the following allocations from the Budget and Control Board Contingent Fund:

1. ETV Emergency Roof Repairs ----- \$175,000
2. SC School for Deaf/Blind Emergency  
Roof Repairs ----- \$ 35,000.

With kind regards, I am

Sincerely,

*Horace C. Smith*  
Senator Horace C. Smith, Chairman  
Joint Bond Review Committee

HCS:lc

cc: Mr. John A. McPherson

027244

# EXHIBIT

MAY 14 1985

NO. 17

STATE BUDGET AND CONTROL BOARD

REGULAR SESSION

MEETING OF May 14, 1985

STATE BUDGET & CONTROL BOARD  
ITEM NUMBER

10

AGENCY: Adjutant General

SUBJECT: Civil Contingent Fund Allocation Request

Adjutant General Marchant requests an allocation of \$50,000 from the Civil Contingent Fund for the purchase of uniforms and equipment for the State Guard in fiscal year 1984-85.

Please refer to the attached letter for additional comment.

BOARD ACTION REQUESTED:

Approve an allocation of \$50,000 from the Civil Contingent Fund to the Office of the Adjutant General for the purchase of uniforms and equipment for the State Guard in fiscal year 1984-85.

ATTACHMENTS:

Marchant May 6 letter to Putnam

027245

The State of South Carolina  
Military Department



/chm

EXHIBIT

MAY 14 1985

NO. 17

STATE BUDGET & CONTROL BOARD

T. ESTON MARCHANT  
MAJOR GENERAL  
THE ADJUTANT GENERAL

Office of the Adjutant General

REMBERT C. DENNIS BUILDING  
1000 ASSEMBLY ST.  
COLUMBIA, S. C. 29201

May 6, 1985

The Honorable William T. Putnam  
Executive Director  
State Budget and Control Board  
Box 12444  
Columbia, South Carolina 29211

Dear Mr. Putnam:

With the knowledge that the military strength of the nation in any vital circumstance rests a great deal on the volunteer soldier, the State of South Carolina has lost no occasion to cultivate the most cordial relations with the regular forces and the organized militia of the State (active South Carolina National Guard and the South Carolina State Guard).

Since the active National Guard units of this State have taken on a greater interface and integration with the active regular forces of the nation, the great worth of the South Carolina State Guard is recognized as the reserve to the active National Guard. The value of the State Guard has been demonstrated and it is no longer theoretical and contingent, but practical and current as plainly illustrated by troop participation in the increased number of mobilization exercises that have taken place across South Carolina during these past two years.

Interpretation of Federal law at the national level has caused the inability of our State Military Department to be authorized to procure uniforms for the lower enlisted grades and certain items of equipment for the State Guard under the same regulations as given the issue of other military stores. Units have been organized, however, and equipped at considerable private expense.

Several states, with South Carolina taking the lead, are pursuing clarification of Federal law in an effort to get assistance in the area of Federal support for the State Guard program. This effort has resulted in the

027246



# EXHIBIT

-2-

MAY 14 1985

NO. 17

## STATE BUDGET & CONTROL BOARD

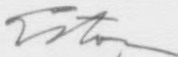
writing of a model State Defense Force Bill which has been concurred by the Secretaries of each of the uniformed armed services and is now ready to be acted on by the Secretary of Defense and forwarded to the Office of Management and Budget for civilian agency staffing. It was hoped that this Bill would be ready for the Ninety-Ninth Congress action this calendar year, however, the delays in the Department of Defense staffing have been such that Congressional action will not be likely until after January 1986.

With this background, an alternative means for uniforming and equipping members of the State Defense Force must be acted upon in some fashion or the impetus of the program will be destined to come to a slow-down and could possibly dissipate in some locales.

As Adjutant General, I have examined several considerations for freeing up money to support the State Guard program, however, the fiscal requirements in the many other program areas of the Military Department cannot support any of these ideas.

To remedy such an unfortunate condition and because the wisdom and necessity of the State Guard organization were made apparent when the personnel contributed materially to the efficient operations of the active National Guard, it is requested that the Budget and Control Board consider authorizing an amount of \$50,000 to be provided from the State Contingency Fund, for expenditure on uniforms and equipment for the State Guard for the remainder of Fiscal Year 1984-85.

Sincerely,



T. Eston Marchant  
Major General, SCARNG  
The Adjutant General

027247

Budget & Control Board, Office of Executive Director  
CIVIL CONTINGENT FUND

Fund Status Report at 5/14/85

Appropriations:  
 General

\$

\$394,624.00

Transfers:

|  |           |
|--|-----------|
| State Cemetery Board   | 14,258.00 |
| Attorney General's Ofc/Human Endeavor<br>vs. Campbell (Secretary of State) | 5,439.00  |
| Boxing Commission  | 5,000.00  |
| B & C Board/Dr. James A. Morris  | 6,500.00  |
| Attorney General's Ofc/Into vs. Wildlife                                   | 5,400.10  |
| Gubernatorial Appointees to Committees                                     | 4,500.00  |
| Bd/Examiners for Registered Sanitarians                                    | 2,719.00  |
| Study/Barnwell Facility (ABC, Dual Employment)                             | 8,648.00  |
| Commission on Aging/Handbook for Elderly                                   | 500.00    |

EXHIBIT

MAY 14 1985 NO. 17

STATE BUDGET & CONTROL BOARD

\$52,964.10

Direct Expenditures:

|   |          |
|---|----------|
| Budget & Control Board Meetings                                     | 2,938.35 |
| McKenzie Tractor/B & C Bd (General Services)                        | 435.00   |
| Self Memorial Hospital/Bond Fee Refund                              | 3,000.00 |
| Ms. Barbara Porter/Interpreter for Deaf                             | 75.00    |
| Ms. Joan Siemenda/Interpreter for Deaf                              | 100.50   |
| Ms. Nelda Barnes/Interpreter for Deaf                               | 60.25    |
| Productivity Council Meetings                                       | 805.86   |
| PSC Merit Selection Panel Meetings                                  | 643.61   |
| Legislative Pay & Expense Committee Meetings                        | 529.70   |
| Retirement Pre-retirement Advisory Board Meetings                   | 151.11   |
| Richland Co Election Com/Liquor Referendum                          | 9,304.35 |
| City of Tega Cay/Liquor Referendum                                  | 277.46   |
| Commissioners of Election of Charleston<br>County/Liquor Referendum | 9,421.53 |
| O'Hara/Town of Hilton Head/Liquor Referendum                        | 63.26    |
| Treasurer of Richland Co/Vashtie Stevenson                          | 673.38   |
| Mrs. Phyllis Petty/Interpreter for Deaf                             | 104.00   |
| Board of Economic Advisors  | 912.52   |
| Heritage World Expo Meetings  | 211.60   |
| Study/Barnwell Facility (Thompson, Travel)                          | 2,014.26 |
| Construction Advisory Committee Meetings                            | 438.17   |
| Governor's Youth Advisory Council Meetings                          | 483.21   |

\$32,643.12

Encumbrances:

|   |           |
|---|-----------|
| Attorney General's Ofc/Into vs. Wildlife          | 31,599.90 |
| B & C Board/Ofc of Executive Director             | 1,500.00  |
| Budget & Control Board Meetings                   | 1,664.65  |
| Board of Economic Advisors                        | 87.48     |
| Governor's Youth Advisory Council Meetings        | 4,016.79  |
| Productivity Council Meetings                     | 2,194.14  |
| PSC Merit Selection Panel Meetings                | 356.39    |
| Retirement Pre-retirement Advisory Board Meetings | 1,348.89  |
| Legislative Pay & Expense Committee Meetings      | 970.30    |
| JEDA (Jobs-Economic Development Authority)        | 18,000.00 |
| Study/Barnwell Radioactive Waste Facility         | 16,837.74 |
| B & C, OED, SC and the Sea                        | 7,800.00  |
| City of Newberry For Demolition                   | 28,024.20 |
| State Boxing Commission                           | 3,200.00  |

\$117,600.48

Total Transfers, Expenditures and Encumbrances:

\$203,207.70

Total Available:

\$191,416.30

Cash available at 05/14/85 is:

\$309,016.78

027248

# EXHIBIT

MAY 14 1985

NO. 18

## STATE BUDGET & CONTROL BOARD

STATE BUDGET AND CONTROL BOARD

REGULAR SESSION

MEETING OF MAY 14, 1985

ITEM NUMBER

//

AGENCY: College of Charleston; Department of Agriculture

SUBJECT: Foreign Travel

A. The College of Charleston requests approval for the following foreign travel:

- (1) Richard N. Godsen to Helsinki, Finland during the June 10 - August 1, 1985 period to extend research on seatbelt use in the western world. The cost of this travel is estimated at \$1,500 and will be paid from state operating funds.

This request was presented to the Board on April 9 and the Board did not approve the use of state operating funds to finance the travel. The College of Charleston asks that the Board reconsider this request. Please refer to the attached memo for details.

- (2) Carla Lowrey to Mainz, West Germany during the June 4 - July 1, 1985 period to do research in the library of the University of Mainz on the works of Gabriele Wohmann, a prominent German writer. The cost of this travel is estimated at \$1,500 and will be paid from state operating funds. (Please refer to the attachment for details.)
- (3) Godwin Uwah to Lyon, France during the July 8 - August 2, 1985 period to participate in the "Introduction to the French Business Enterprise" seminar. The cost of this travel is estimated at \$1,500 and will be paid from state operating funds. (Please refer to the attachment for details.)
- (4) James Hagy to Great Britain and Sardinia, Italy during the May 13 - August 4, 1985 period to conduct research at the University of Wales, Swansea, and London, England, and to participate in an archaeological program in Sardinia. At the April 23 meeting, the Board approved the use of \$1,900 of state operating funds for this travel. This request is to increase the approved amount by \$852.

B. Board ratification is requested for staff approval of the following Department of Agriculture foreign travel request:

- (1) Roy W. Copelan, Jr., to San Jose, Costa Rica and San Juan, Puerto Rico during the May 12-18, 1985 period to assist Costa Rican swine producers with procurement sales missions, to discuss livestock, agriculture products and value-added products, and to contact and follow-up with buyers of South Carolina fruits and vegetables for the Caribbean marketplace. The estimated cost of the travel is \$1,694 and will be paid from Foreign Trade Missions appropriations.

027249

# EXHIBIT

MAY 14 1985

NO. 18

STATE BUDGET AND CONTROL BOARD  
MEETING OF MAY 14, 1985

STATE BUDGET & CONTROL BOARD  
ITEM NUMBER

BOARD SESSION

11, Page 2

AGENCY: College of Charleston

## BOARD ACTION REQUESTED:

- A. Approve the College of Charleston request for approval of the following foreign travel:
- (1) Richard N. Godsen to Helsinki, Finland during the June 10 - August 1, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
  - (2) Carla Lowrey to Mainz, West Germany during the June 4 - July 1, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
  - (3) Godwin Uwah to Lyon, France during the July 8 - August 2, 1985 period at an estimated cost of \$1,500 to be paid from state operating funds.
  - (4) James Hagy to Great Britain and Sardinia, Italy during the May 13 - August 4, 1985 period (additional \$852 of state operating funds over the \$1,900 approved April 23).
- B. Ratify staff approval of the travel of Department of Agriculture staff member Roy W. Copelan, Jr., to San Jose, Costa Rica and San Juan, Puerto Rico during the May 12-18, 1985 period at an estimated cost of \$1,694 to be paid from Foreign Trade Missions appropriations.

## ATTACHMENTS:

Bolchoz memoranda to McInnis plus attachments; Tindal April 30 letter to McInnis

027250



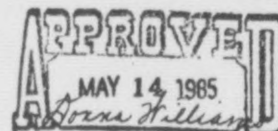
APR 25 1985



# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

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



STATE BUDGET AND  
CONTROL BOARD

FROM: Joseph E. Bolchoz, Jr.  
Assistant Vice President  
and Controller  
College of Charleston

EXHIBIT

MAY 14 1985 NO. 18

RE: Request for Foreign Travel Approval

STATE BUDGET & CONTROL BOARD

Traveller: RICHARD N. GODSEN

Destination: HELSINKI FINLAND VIA THE EUROPEAN CONTINENT

Dates: JUNE 10, 1985 AUGUST 1, 1985  
From To

Source of Funds: STATE OPERATING

Maximum Amount Allowed: \$1500.00

Purpose: NOTE: THIS REQUEST DENIED BY BUDGET &  
CONTROL BOARD ON APRIL 9, 1985. THIS IS A  
REQUEST FOR RECONSIDERATION BY THE BOARD.  
SEE LETTER FROM THE ASSOCIATE PROVOST FOR  
ACADEMIC AFFAIRS TO MORE CLEARLY STATE  
PURPOSE OF TRIP.

Requested on behalf of the College of Charleston by:

Joseph E. Bolchoz, Jr.

JEB,JR/kkr

FOUNDED 1770

027251

A(1)



# College of Charleston

Charleston, South Carolina 29424

## EXHIBIT

MAY 14 1985

NO 18

STATE BUDGET & CONTROL BOARD

Office of the Provost

April 19, 1985

Memo

To: Joseph E. Bolchoz, Jr., Assistant Vice President and Controller  
From: Ed Lawton, Associate Provost for Academic Affairs *E Lawton*  
Re: Denial of Richard N. Godsen's Foreign Travel Request

Although addressed to you, this memo may be copied and included in your appeal to the State Budget and Control Board.

Professor Godsen's request is intended to extend research which he began eighteen months ago. This research has already contributed to two state and two national presentations and to the preparation of three articles. His work in Europe can add an international dimension to the research and specifically result in, at least, two articles for European publication. Further, the additional data can be incorporated into the U.S./Canada data pool from which can come added presentation and publication material.

The research is significant because our present knowledge of seatbelt use in the western world is limited. Most research was completed over ten years ago requiring need for a current data base. This considers the recent movement in the U.S. to make seatbelt use compulsory. Any related decision should be based on careful research; Professor Godsen can make a contribution in this regard.

I trust that this memo provides more information than was available in the initial request. I would be pleased to offer further information for you and for members of the State Budget and Control Board if necessary.

EJL/jc

cc: Dr. Jacquelyn Mattfeld, Provost-Dean of the Faculty

027252

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

April 10, 1985

EXHIBIT

MAY 14 1985 NO. 18

STATE BUDGET & CONTROL BOARD

Mr. Joseph E. Bolchoz, Jr.  
Assistant Vice President & Controller  
College of Charleston  
Charleston, South Carolina 29401

Dear Mr. Bolchoz:

At its meeting on April 9, 1985, the Budget and Control Board did not approve the use of \$1,500 of State operating funds to finance the travel of Richard N. Godsen to Helsinki, Finland in the June 10 - August 1, 1985 period for the purpose of collecting data on the use of seat belts by Europeans.

At that same meeting, the Board did approve the use of \$1,200 of State operating funds to finance the travel of Barbara Duval to Brussels, Belgium, during the May 31 - July 17, 1985 period.

A stamped copy of the request involving Ms. Duval is enclosed. A stamped copy of the request relating to Mr. Godsen also is enclosed with the State operating funds as the source being stricken.

Sincerely,

*William A. McInnis*

William A. McInnis  
Secretary

WAM:nl

027253



EXHIBIT  
THE COLLEGE OF CHARLESTON

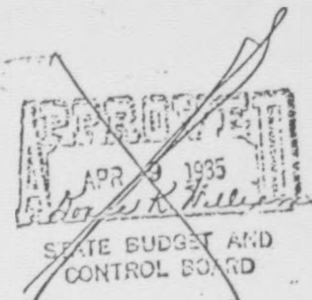
MAY 14 1985

NO. 18

CHARLESTON, SOUTH CAROLINA 29401

STATE BUDGET & CONTROL BOARD

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



FROM: Joseph E. Bolchoz, Jr.  
Assistant Vice President  
and Controller  
College of Charleston

RE: Request for Foreign Travel Approval

Traveller: RICHARD N. GODSEN

Destination: HELSINKI, FINLAND VIA THE EUROPEAN CONTINENT

Dates: JUNE 10, 1985 Aug 1, 1985  
From To

Source of Funds: ~~STATE OPERATING~~ *NOT APPROVED* *WJM*

Maximum Amount Allowed: \$1500.00

Purpose: TO COLLECT DATA REGARDING THE USE OF SEATBELTS  
BY EUROPEANS. THIS TRAVEL WILL BE PERFORMED  
IN CONJUNCTION WITH A FACULTY RESEARCH  
AND DEVELOPMENT GRANT AND IS AN EXTENSION  
OF TWO YEARS OF PARALLEL RESEARCH CONDUCTED  
IN THE U.S.

Requested on behalf of the College of Charleston by:

*Joseph E. Bolchoz, Jr.*  
Joseph E. Bolchoz, Jr.

JEB, JR/ itap

FOUNDED 1770

027254



# COLLEGE OF CHARLESTON

## TRAVEL AUTHORIZATION

[Submit to Accounting Office After Approval]

In order to be reimbursed for travel this form must be completed regardless of the account to be charged and submitted to Travel Office for approval NOT LESS THAN (4) DAYS BEFORE TRAVEL TO BEGIN. Any cost which exceeds 10% of the estimated cost must be justified. State of South Carolina regulations provide "that in traveling on business of the State, employees are required to use the most economical mode of transportation..." In the event tourist class accommodations are not available a certification must be made to this effect. TRAVEL BY PRIVATE AUTO IS NOT PERMITTED WITHOUT PRIOR APPROVAL.

REQUESTED BY: Richard N. Godsen DATE 3-26-85  
Name Mo. Day Yr.  
 DEPT. Physical Education/Health  
Name  
 DESTINATION: Helsinki, Finland via the European continent  
F  
 DURATION OF TRIP: From June 10, 1985 to Aug. 1, 1985  
Date Date

| Purpose of Trip<br>(Requirement of State Auditor's Office)   | Estimated Cost   |
|--|--|
| To collect data regarding the use of seatbelts by Europeans.   | Mode of Transportation <u>Car, Plane, Boat, Rail</u>                                 |
| This travel will be performed in conjunction with a Faculty Research and Development grant and is an extension of two years of parallel research conducted in the U.S. | TRANSPORTATION \$ <u>2432.00</u>   |
|  | SUBSISTENCE \$ <u>1500.00</u>  |
|  | TAXI TO AND FROM AIRPORT OR STATION (estimated) _____                                |
|  | OTHER EXPENSES _____   |
|  | ALLOWABLE OR ESTIMATED TOTAL COST \$ <u>1500.00</u>                                  |
|  | ACCOUNT NO. <u>21500</u> <u>1000</u> <u>51202</u><br><small>Dept. Fund Class</small> |

APPROVED BY Richard N. Godsen DATE 3/27/85  
(Department Head)

APPROVED BY J. M. Hill DATE 3/27/85  
(Dean of Administrative Head)

### FOR REIMBURSEMENT OF TRAVEL EXPENSES:

1. Submit travel reimbursement voucher in duplicate.
2. Attach approved copy of travel authorization.
3. Attach transportation ticket stubs and registration receipts.

9

027255

ACCOUNTING COPY

APR 30 1985

Department of Physical  
Education and Health  
College of Charleston  
Charleston, SC 29424  
April 24, 1985

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

Dear Sir:

This letter is a request for reconsideration for funding of a research trip to Europe during the Summer of 1985. (My original request was refused; see the enclosed copy of that denial). It is my understanding that a similar request from the College was funded, yet there was no explanation as to why that request was approved while mine was rejected. You can imagine my dismay over this situation.

I can only assume that you acted without complete knowledge of the picture. I was led to believe (here on campus) that BCB approval of this project was a formality. My original proposal (copy included in this package) had already passed academic scrutiny here at the College; thus, I did not include justification for the request. That explains the brevity of the description on my travel authorization request. It is my hope that this letter will rectify that oversight on my part and change your view.

The seatbelt issue is squarely on the table these days, and most state legislatures will wrestle with this problem in the very near future. You are undoubtedly aware of DOT Secretary Dole's mandate requiring the phasing in of passive restraint devices in 1986 and her "escape clause" which will delay implementation if two-thirds of the states pass compulsory seatbelt laws. This project (~~which would be supported only in part by funding this College-approved grant~~) will enable me to provide hard data for the important legislative discussions which will take place in the months ahead in South Carolina and elsewhere.

Included within this letter are appropriate materials pertaining to this project and other associated activities. As you can see from the tone of the letter/research, my current position is that seatbelt use is good behavior but bad law. Research dictates that I take this stand in spite of strong personal feelings about the value of seatbelt use. Although I have not divulged this to the general public, a

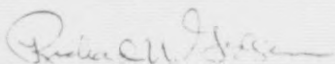
027256

major concern with compulsory seatbelt laws is the clear indication that law enforcement officials are likely to be regular violators of the laws which they are expected to enforce. This is a serious matter in a free and democratic society. There is no reason to believe that SC police officials will be any more receptive to such a law (in the long run) than their counterparts in Canada. Police officers in this state have had a horrendous record until very recently. Even though your own mandate requiring state employees to "buckle up" has resulted in a marked increase within law enforcement circles, my recent data suggests that police usage is still less than 50% in the low country.

The current seatbelt picture is quite incomplete. Two sources of data must be studied before a clear image can be expected to emerge. The first involves the states of N.Y. and N.J. Since I have previous data (taken before the enactment of their compulsory seatbelt laws), it will be a simple matter to compare data which I am currently collecting (and will continue to collect this Spring) with the pre-law data. Closure in this area will only require the inclusion of extensive data from Europe. Since I have been there many times, I know what it takes to complete this arduous but important journey.

I hope this letter is a first step toward the path of convincing the BCB that my project is pertinent and worthwhile. I needed the money when I submitted the proposal, and my situation has not changed.

Sincerely,

  
Richard N. Godsen  
Associate Professor

027257

# EXHIBIT

MAY 14 1985 NO. 18

STATE BUDGET & CONTROL BOARD

## TABLE OF CONTENTS

| ITEM   | COLOR  |
|--|--------|
| ORIGINAL GRANT PROPOSAL                        | GREEN  |
| ORIGINAL TRAVEL REQUEST                        | GREEN  |
| BUDGET AND CONTROL BOARD NOTICE OF DISAPPROVAL | GREEN  |
| RECENT RESEARCH REPORT                         | PURPLE |
| RECENT LETTER TO EDITOR                        | YELLOW |

027258



## AUTOMOBILE SEATBELT USE IN EUROPE

RICHARD N. GODSEN

## TABLE OF CONTENTS

| SECTION                    | PAGE |
|----------------------------|------|
| PROJECT SUMMARY            | 2    |
| BUDGET                     | 2    |
| PROJECT DESCRIPTION        | 2-3  |
| METHOD                     |      |
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| EXPECTED RESULTS           |      |
| TIME TABLE                 |      |
| CURRENT SUPPORT            |      |
| VITA                       | 4-7  |
| PERSONAL DATA              |      |
| PRESENTATIONS/PUBLICATIONS |      |

#### PROJECT SUMMARY

The purpose of this project is extend our current knowledge of seatbelt habits by studying seatbelt usage in Europe. My intention is to collect data in fourteen countries of western Europe during a six-week period in the summer of 1985. This data will then be pooled with data collected during the past eighteen months in the U. S. and Canada. An analysis of this data should enable me to determine two things. First, it should be possible to better ascertain the degree to which compulsory seatbelt laws are effective in western societies. Second, we ought to be able to determine the extent to which European drivers/passengers are similar to or different from their North American counterparts.

#### BUDGET

|   |           |
|---|-----------|
| 1. Air Travel to Europe and return<br>(from N.Y.)   | \$579.00  |
| 2. Auto Rental<br>6 weeks @ 149.00/week<br>Insurance @ 30.00/week<br>Value Added Tax of 12% | \$1203.00 |
| 3. Gasoline & ferry crossings<br>275 gallons @ 2.00/gal<br>ferries to Scandinavia           | \$634.00  |
| 4. Rooms/meals<br>\$40.00/day for 43 days   | \$1720.00 |
| TOTAL   | \$4136.00 |

#### PROJECT DESCRIPTION

##### METHOD

Direct observation will be the method employed to collect these data. A series of mechanical counters (which have been tried and tested previously) will be used to keep a record of the front-seat passengers/drivers. The data are classified by country, population density, gender differential, and traffic type (urban, rural, open versus limited access). Locations have been chosen in advance on the basis of size and geography as being a reasonable representative of that type of community. The data will be analyzed via simple percentage calculations (for description) and chi-square procedures.

027260

It will take approximately 44 days to complete the data collection in fourteen countries (Great Britain, France, Spain, Monaco, Italy, Switzerland, Germany, Denmark, Sweden, Norway, Finland, Holland, Belgium, and Luxembourg). The following is a partial list of the cities to be included: London, Ipswich, Sheffield, Manchester, Birmingham, Edinburgh, Glasgow, Luxembourg (Ville), Brussels, Paris, Tours, Lyon, Marseille, Barcelona, Nice, Genoa, Florence, Rome, Milano, Luzern, Zurich, Bregenz, Munchen, Frankfurt, Hamburg, Kobenhavn, Helsingor, Helsingborg, Falkenberg, Goteborg, Jonkoping, Orebro, Stockholm, Turku, Espoo, Helsinki, Oslo, Hamar, Ostende. This trip will require about 11000 KM (approx. 6800 miles).

#### SIGNIFICANCE

Our present knowledge of seatbelt use in the western world is limited. Most of the research was completed over ten years ago; thus, currency needs to be established here in view of recent movements to make seatbelt use compulsory in the U. S. The decision as to whether usage should be compulsory ought to be based upon careful research. Massive non-compliance (which is the case in Canada, especially by law enforcement officials) may lead to arbitrary enforcement, always a bad situation in free and law-abiding societies. This tends to promote antipathy and quite often encourages disrespect for the law in general.

#### EXPECTED RESULTS

The data from this research will be analyzed and then incorporated into at least two articles which ought to be publishable in Europe (most likely in German, since that's my best European language). Further, I anticipate that these data can easily be incorporated into the U.S./Canada data pool from which I have extracted several presentations and articles. It seems, therefore, that one or two additional presentations/articles could be elicited from the data pool as a whole.

#### TIME TABLE

The travel will be completed in July of 1985. Data analysis will be performed then and during the ensuing weeks. It ought to be possible to submit for presentation/publication in the latter part of August or early September.

#### CURRENT SUPPORT

None, either from the College or from external sources.

RELEVANT VITA  
RICHARD N. GODSEN

PERSONAL INFORMATION

ADDRESS: 1109 MEADOWCROFT LANE, MT. PLEASANT, SC 29464  
TEL: 803-884-6583 MARRIED: CAROL (WIFE), NO CHILDREN  
HEALTH STATUS: EXCELLENT HOBBIES: SPORTS, COMPUTERS

EDUCATION

SLIPPERY ROCK STATE COLLEGE: B.S. & M.ED. (1968)  
UNIVERSITY OF TENNESSEE: ED. D. (1974)  
  
POST-GRADUATE STUDY  
UNIVERSITY OF IOWA (MOTOR LEARNING), 1975  
UNIVERSITY OF WISCONSIN (CARDIAC REHABILITATION), 1976  
CONCORDIA UNIVERSITY (INTERNATIONAL SPORT & PHYSICAL ED.), 1976  
GIH, STOCKHOLM (PHYSICAL EDUCATION & SPORT IN SWEDEN), 1976  
TECHNICHE UNIVERSITAT MUNCHEN (GERMAN SPORT), 1976

PROFESSIONAL EXPERIENCE

FLORIDA PUBLIC SCHOOLS: 1968-1971  
TENNESSEE PUBLIC SCHOOLS: 1972  
COLLEGE OF CHARLESTON: 1974-PRESENT  
ASSOCIATE PROFESSOR OF PHYSICAL EDUCATION/HEALTH

PRESENTATIONS/PUBLICATIONS

AMERICAN COLLEGE OF SPORTS MEDICINE PRESENTATIONS, 10  
NATIONAL & SOUTH CAROLINA PHYSICAL EDUCATION PRESENTATIONS AND  
PUBLICATIONS, 23  
COMMERCIAL MAGAZINES(NATIONAL), 1

TOPICS INCLUDED: EXERCISE DEVICES, FITNESS TESTS, EXERCISE  
AND BODY COMPOSITION, AEROBIC AND ANAEROBIC EFFICIENCY,  
COMPUTER UTILIZATIONS, SPOT REDUCING, INTERNATIONAL PHYSICAL  
EDUCATION AND SPORT, CONDUCTING A RACE, MEASUREMENT ERROR,  
DATA STORAGE & RETRIEVAL, SEATBELT USE

PROFESSIONAL ORGANIZATIONS

AMERICAN COLLEGE OF SPORTS MEDICINE (REGIONAL AND NATIONAL)  
AMERICAN ASSOC. FOR HEALTH, PHYSICAL EDUCATION, RECREATION

027262



PRESENTATIONS  
(HEALTH AND SAFETY ONLY)  
RICHARD N. GODSEN

1. GODSEN, R. N. THE RELATIONSHIP BETWEEN EDUCATION AND SEATBELT USE IN THE CHARLESTON AREA. SCAHPERD ANNUAL MEETING, NOVEMBER, 1983.
2. GODSEN, R. N. SEATBELT USE IN A SOUTHEASTERN METROPOLITAN AREA. AAHPERD (NATIONAL) ANNUAL MEETING, MARCH, 1984.
3. GODSEN, R. N. SEX DIFFERENCES IN SEATBELT USE IN THE CHARLESTON AREA. SCAHPERD ANNUAL MEETING, NOV., 1984
4. GODSEN, R. N. A COMPARISON OF CANADIAN AND U. S. SEATBELT USE. AAHPERD (NATIONAL) ANNUAL MEETING, APRIL, 1985.
5. GODSEN, R. N. SEATBELT USE IN THE UNITED STATES. ARTICLE SUBMITTED FOR PUBLICATION.
6. GODSEN, R. N. & C. A. GODSEN. A COMPARISON OF SEATBELT USE IN CANADA AND THE UNITED STATES. ARTICLE SUBMITTED FOR PUBLICATION.
7. GODSEN, R. N. & C. A. GODSEN. CANADIAN SEATBELT USE. ARTICLE IN PREPARATION.

027263

State of South Carolina  
State Budget and Control Board

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



Box 12444  
Columbia  
29211

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

WILLIAM T. PUTNAM  
EXECUTIVE DIRECTOR

April 10, 1985

Mr. Joseph E. Bolchoz, Jr.  
Assistant Vice President & Controller  
College of Charleston  
Charleston, South Carolina 29401

Dear Mr. Bolchoz:

At its meeting on April 9, 1985, the Budget and Control Board did not approve the use of \$1,500 of State operating funds to finance the travel of Richard N. Godsen to Helsinki, Finland in the June 10 - August 1, 1985 period for the purpose of collecting data on the use of seat belts by Europeans.

At that same meeting, the Board did approve the use of \$1,200 of State operating funds to finance the travel of Barbara Duval to Brussels, Belgium, during the May 31 - July 17, 1985 period.

A stamped copy of the request involving Ms. Duval is enclosed. A stamped copy of the request relating to Mr. Godsen also is enclosed with the State operating funds as the source being stricken.

Sincerely,

*William A. McInnis*

William A. McInnis  
Secretary

WAM:nl

027264

See Joe Bakhoz!!

# COLLEGE OF CHARLESTON

## TRAVEL AUTHORIZATION

[ Submit to Accounting Office After Approval ]

In order to be reimbursed for travel this form must be completed regardless of the account to be charged and submitted to Travel Office for approval NOT LESS THAN (4) DAYS BEFORE TRAVEL TO BEGIN. Any cost which exceeds 10% of the estimated cost must be justified. State of South Carolina regulations provide "that in traveling on business of the State, employees are required to use the most economical mode of transportation..." In the event tourist class accommodations are not available a certification must be made to this effect. TRAVEL BY PRIVATE AUTO IS NOT PERMITTED WITHOUT PRIOR APPROVAL.

REQUESTED BY: Richard N. Godsen DATE 3-26-85  
Name Mo. Day Yr.  
DEPT. Physical Education/Health  
Name  
DESTINATION: Helsinki, Finland via the European continent  
DURATION OF TRIP: From June 10, 1985 to Aug. 1, 1985  
Date Date

| Purpose of Trip<br>(Requirement of State Auditor's Office)   | Estimated Cost                                       |
|--|--|
| To collect data regarding the use of seatbelts by Europeans.   | Mode of Transportation <u>Car, Plane, Boat, Rail</u> |
| This travel will be performed in conjunction with a Faculty Research and Development grant and is an extension of two years of parallel research conducted in the U.S. | TRANSPORTATION \$ <u>2432.00</u>                     |
|  | SUBSISTENCE <u>2500.00</u>                           |
|  | TAXI TO AND FROM AIRPORT OR STATION (estimated)      |
|  | OTHER EXPENSES                                       |
|  | ALLOWABLE OR ESTIMATED TOTAL COST \$ <u>1500.00</u>  |
|  | ACCOUNT NO. <u>21500</u>                             |
|  | Dept. Fund Class                                     |

APPROVED BY R. N. Godsen DATE 3/21/85  
(Department Head)

APPROVED BY \_\_\_\_\_ DATE \_\_\_\_\_  
(Dean or Administrative Head)

### FOR REIMBURSEMENT OF TRAVEL EXPENSES:

1. Submit travel reimbursement voucher in duplicate.
2. Attach approved copy of travel authorization.
3. Attach transportation ticket stubs and registration receipts.

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ORIGINATOR'S FILE COPY

A STUDY OF CANADIAN AND U.S. SEATBELT USE  
WITH SPECIAL CONSIDERATION FOR  
COMPULSORY SEATBELT LAWS

PREPARED AS A PUBLIC SERVICE  
FOR STATE LEGISLATURES

RICHARD N. GODSEN  
CAROL A. GODSEN

CHARLESTON, SOUTH CAROLINA  
APRIL, 1985

027266



## PREFACE

This study was undertaken as a result of simple curiosity on the part of the authors. There was no external funding involved; there were no axes to grind. We began this effort with two preconceptions and a bias. First, we were pretty sure that females would out-perform males as seatbelt users. The test of this preconception via the data suggested that we were only half correct (it held in Canada but not the USA). Second, since most Canadians are compelled by law to use their seatbelts, we were virtually certain that Canadians would perform significantly better than their U.S. counterparts. This proved quite clearly to be the case, although not to the extent that we had anticipated. Our bias was and still is that using a seatbelt is a wise and prudent thing to do. Happily, we have not yet had the opportunity to test this bias personally.

The report which follows takes a simple behavioristic view of the seatbelt issue and makes no attempt to deal with the traffic fatality aspect. We recognize and accept that a high level of seatbelt use in this country would save between ten- and fifteen-thousand lives per year. Such numbers make the achievement of a high use rate a truly worthwhile goal. We hope that this paper provides some clues as to how that goal can be best achieved in this society.

RNG  
CAG

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## INTRODUCTION

Seatbelts and seatbelt use are hot items in the U.S. today, particularly in state legislatures. There are at least three reasons for this. First, there is general displeasure with our low percentage of seatbelt use and its impact upon our traffic-fatality picture. Second, DOT Secretary Dole has mandated that passive-restraint devices be phased in starting in 1986. Third, there is the Dole "escape clause" (which amounts to a postponement of the the phase-in if two-thirds of the states pass mandatory seatbelt laws).

It is generally agreed that overall seatbelt use in the U.S. is less than 20%. There are those among us who believe that compulsory use is the answer. PERHAPS THEY ARE RIGHT, but that solution is not without flaws. One obvious question is this. Who will enforce the compliance of the enforcers? AS WE'LL SEE LATER, THE MERE PASSAGE OF COMPULSORY USE LAWS DOES NOT GUARANTEE ANYTHING CLOSE TO UNIVERSAL USE.

The plain fact is that compulsory use laws have been passed and are being considered even though our understanding of seatbelt picture is incomplete. A comprehensive study of recent U. S. behavior has simply not been done, at least not from a compulsory use point of view. This research was undertaken in part to fill that void.

The two basic objectives of this study are delineated below.

1. To observe a large sample of Canadian and U.S. drivers and then compare their seatbelt behavior in the following areas:

- Male and Female usage
- Institutional usage
- Canadian versus U. S. usage
- The effect of roadway upon usage

2. Attempt to determine the effectiveness of Canadian compulsory use laws and the potential for success such laws would have in the U. S.

## METHOD

The basic data collection technique was quite simple. It involved direct observation of traffic in a wide variety of locations. Data were tallied by using a system of mechanical counters; collection periods varied from forty minutes to four hours. Only drivers/passengers in the front seat were included within the data pool. One principal rule governed

the data collection. If a subject's seatbelt status was in doubt, then that driver/passenger was ignored. Over 176000 observations were made during a period of ten weeks in 22 states and 5 Canadian provinces (see Appendix A for a complete list). Since seatbelt use is compulsory in all but one province, these Canadian data would provide the basis for insight into the efficacy of compulsory use laws. These particular states and provinces were chosen because their inclusion would insure a wide geographical representation within the sample. License plates were used to establish residency of drivers/passengers.

#### Consideration of Measurement Error

Two types of error were identified beforehand as potential sources of research obfuscation. They are embodied in the following questions:

- A. Are you seeing what you think you see?  
(This represents the human error.)
- B. Is what you are seeing representative  
of this kind of situation? (This  
represents the sampling error.)

Human error was estimated in two ways. First, a video tape was made of traffic flow while data were being recorded by the data collector. Later, the results of the live collection period were compared to those elicited from the video tape. Second, two data collectors recorded data independently from the same traffic flow. Results were subsequently compared. Table 1 (below) represents the error elicited from duplicate sampling. The Columbia data were

TABLE 1  
MEASUREMENT ERROR EXAMPLE  
WITH DUPLICATE SUB-SAMPLES

| LOCATION  | DATE/TIME | N   | % USE |
|-----------|-----------|-----|-------|
| U.S. 17-N | 8/4, 1400 | 738 | 19.6  |
|           |           | 747 | 18.8  |
| COLUMBIA  | 6/3, 1500 | 538 | 16.1  |
|           |           | 478 | 14.4  |

taken early in the collection trip and represent a worst case scenario. The U.S. 17-N data are much more typical. Clearly, these data suggest that the human error associated with this type of data collection is moderate. The use of the video tape playback procedure for identifying error proved to be of



limited value, for analysis of the video replays proved extremely cumbersome and yielded little data. Duplicate calling of data proved more useful and suggested maximum error rates on the order of 2 per 100 observations.

Sampling error was estimated in two ways. First, repeat samples were taken at the same location and under essentially the same conditions. Second, we compared data for a particular group which were collected in disparate areas and during disparate times. As you can see from Table 2, this error can vary tremendously. It would appear that the data are quite dependable when input is widespread (as with the Canadian sample) and when conditions and location are similar (Georgetown data). When location and time are different (as with the Pittsburgh data), then error can be considerable. It was assumed that because our overall sample was so large that sub-sample errors would add to zero.

TABLE 2  
MEASUREMENT ERROR EXAMPLE  
WITH REPEAT SUB-SAMPLES

| LOCATION           | DATE  | N    | % USE |
|--------------------|-------|------|-------|
| CANADIANS IN U. S. | 7/84  | 573  | 49.0  |
| CANADIANS IN U. S. | 3/85  | 637  | 51.0  |
| GEORGETOWN H.W.    | 7/84  | 868  | 21.2  |
| GEORGETOWN H.W.    | 8/84  | 774  | 22.3  |
| PITTSBURGH (West)  | 12/83 | 1136 | 16.3  |
| PITTSBURGH (North) | 7/84  | 973  | 24.1  |

In summary, we estimate that the error associated with these data are as follows:

|                |                        |
|----------------|------------------------|
| Human Error    | 2 per 100 observations |
| Sampling Error | 1% to 8% usage         |

#### RESULTS

A look at the data reveals that Canadians use their belts significantly more than U.S. passengers. This is quite obvious from Table 3 (below). The curious difference between the Canadian and the U.S. male/female comparisons is worth noting. We interpret this as an indication of the law-abiding nature of females. Since the Canadian females were compelled to wear seatbelts, you might expect them to outperform the Canadian males. U.S. females, being under no

such compulsion in the States, did not exceed male usage. This suggests that they are no more safety conscious than males, a quite unexpected finding, but one which we confirmed with subsequent research. This finding is contrary to recent reports coming out of USHTSA, however.

TABLE 3  
MALE/FEMALE USE  
IN U.S. AND CANADA

| GROUP                         | N     | % USE |
|-------------------------------|-------|-------|
| US MALES IN USA               | 77013 | 17.1  |
| US FEMALES IN USA             | 59358 | 16.9  |
| CANADIAN FEMALES<br>IN CANADA | 11016 | 54.9  |
| CANADIAN MALES                | 14956 | 42.8  |

The performance of the various institutional groups was quite a surprise (Table 4). Canadian police "buckle up" at a rate about one-half of their citizens in general. U.S. police do about as well as the average U.S. citizen. Cab drivers performed even worse, particularly in the U.S. Performance of the emergency vehicle group suggests an interesting trend, but the sub-sample size was too small for any real conclusions to be drawn.

TABLE 4  
INSTITUTIONAL USE  
IN U.S. AND CANADA

| GROUP           | N   | % USE |
|-----------------|-----|-------|
| CANADIAN POLICE | 152 | 26.3  |
| U.S. POLICE     | 356 | 19.1  |
| CANADIAN CABS   | 785 | 9.6   |
| U.S. CABS       | 747 | 1.6   |
| CANADIAN EMS/FD | 33  | 12.1  |
| U.S. EMS/FD     | 72  | 22.2  |

The crossover comparisons yielded some interesting results. It is quite clear that people will wear seatbelts even though they are not required to do so. This is evident from the performance of Canadians in the U.S. and NON-ALBERTAN use in Alberta (Table 5, below). And it is just as clear that laws don't necessarily result in universal compliance. The poor

performance of Canadian subjects in Windsor, Ontario is a classic illustration of this, as you can see from Table 5. Most likely, the relatively low use there is a reflection of the influence of the much larger city of Detroit (directly across the river from Windsor). Performance of U.S. drivers/passengers in Canada is further corroboration of the claim that laws don't necessarily insure universal use.

TABLE 5  
SOME CONTRADICTIONS  
IN U.S. AND CANADA

| GROUP                                    | N    | % USE |
|--|------|-------|
| CANADIANS IN USA                         | 573  | 49.0  |
| USA IN CANADA                            | 1766 | 44.1  |
| NON-ALBERTANS<br>IN ALBERTA              | 1286 | 55.1  |
| USA DRIVERS/PASS.                        | 505  | 29.1  |
| CANADIANS<br>IN WINDSOR, ONT.            | 1828 | 38.8  |
| USA DRIVERS/PASS.                        | 422  | 23.2  |
| CANADIANS IN COM-<br>PULSORY RURAL AREAS | 848  | 40.7  |
| CANADIANS IN CANADA                      |      | 53.0  |
| CANADIANS IN COMPULSORY<br>PROVINCES     |      | 59.0  |

Table 6 demonstrates what we have chosen to call the "traveller's effect". Note that usage increases rather dramatically as one moves from the narrow and often twisting roads of rural North America to the interstate system which was clearly designed for people who are taking "trips".

TABLE 6  
ROADWAY TYPE AND USE  
IN U.S. AND CANADA

| GROUP        | COUNTRY AND |      | % USE<br>P |
|--------------|-------------|------|------------|
|              | CANADA      | USA  |            |
| THROUGHWAYS  | 68.3        | 26.6 | .01        |
| URBAN        | 49.4        | 15.6 | .01        |
| RURAL        | 29.0        | 9.0  | .01        |
| TOTAL SAMPLE | 53.0        | 17.6 | .01        |

Table 7 (below) contains some further illustrations of the traveller's effect. The first instance involves Price, Utah and the access route from the southeast (Routes 6/191). One finds here a fifty-mile stretch of road with essentially no inhabitants. People using this highway are clearly travelling to some other place. It is quite obvious that there is a vast difference between the access usage and that of the destinations (rural Utah communities). Usage in the national parks is similar to other travelling situations, yet another example of the "travelling mentality".

TABLE 7  
THE "TRAVELLING EFFECT"  
IN THE U.S.A.

| LOCATION/GROUP     | N     | % USE |
|--------------------|-------|-------|
| PRICE, UTAH        | 526   | 3.6   |
| MOAB, UTAH         | 1288  | 7.6   |
| ROUTE 6/191 ACCESS | 686   | 24.3  |
| THROUGHWAYS IN US  | 40240 | 26.6  |
| NATIONAL PARKS     | 3510  | 25.0  |
| TOTAL SAMPLE, USA  |       | 17.6  |

#### CONCLUSIONS

The following conclusions are warranted from the data presented.

1. CANADIANS USE THEIR SEATBELTS SIGNIFICANTLY MORE THAN U.S. DRIVERS. THIS BEHAVIOR PERSISTS EVEN WHEN THEY ARE NOT COMPELLED BY LAW TO DO SO.
2. INSTITUTIONAL USE IS QUITE LOW IN BOTH THE USA AND CANADA. UNDERCOMPLIANCE BY CANADIAN POLICE COMPARED TO THE GENERAL POPULATION IS PARTICULARLY NOTEWORTHY.
3. THERE IS A "TRAVELER'S EFFECT" WHICH CAN BE OBSERVED IN THE USA AND CANADA. THAT IS, SEATBELT USAGE INCREASES AS THE ROADWAY OR SITUATION APPROACHES A "TRUE" TRAVEL CONDITION.



## OPINION

THESE DATA SUGGEST THAT COMPULSORY SEATBELT LAWS MAY BE UNWISE AS THERE ARE A NUMBER OF SITUATIONS WHERE THESE LAWS ARE SIMPLY IGNORED. SADLY, SOME OF THE WORST OFFENDERS ARE LAW ENFORCEMENT AND SAFETY PERSONNEL. GIVEN THIS AND THE PROBABILITY THAT NON-COMPLIANCE IS LIKELY TO BE VERY SUBSTANTIAL, IT IS CLEAR THAT THERE IS CONSIDERABLE POTENTIAL FOR ABUSE (IN THE FORM ARBITRARY ENFORCEMENT) AND GENERAL PUBLIC LETHARGY (USING THE CANADIAN MODEL AS AN EXAMPLE).

ONE ASPECT OF COMPULSORY USE WHICH SHOULD BE ADDRESSED BEFOREHAND IS THE POSSIBILITY THAT THE STATE MAY BE FOUND CULPABLE IN CERTAIN TYPES OF ACCIDENTS (SIDE COLLISIONS, FOR EXAMPLE). IF A CITIZEN'S INJURIES ARE ASSOCIATED WITH THEIR COMPULSORY RESTRAINT, THEN DOESN'T THE STATE SHARE SOME OF THE RESPONSIBILITY IN THIS CASE? THIS WOULD SUGGEST (ALONG WITH THE IMPLICATIONS FROM PARAGRAPH 1, ABOVE) THAT IF A COMPULSORY USE LAW IS DEEMED DESIRABLE, THEN IT SHOULD BE DRAFTED WITH THE UTMOST CARE.

THERE IS ALSO STRONG EVIDENCE THAT PEOPLE WILL USE THEIR SEATBELTS AT A HIGH RATE IF THEY HAVE AN ESTABLISHED HABIT OR IF THEY HAVE A TRAVELLING MENTALITY. OUR SEATBELT USE RECORD THUS FAR IS AMPLE PROOF THAT WELL-INTENTIONED INDIVIDUALS IN OUR NATION'S CAPITAL HAVE NOT UNDERSTOOD THIS OR HAVE BEEN INCAPABLE OF EXPLOITING THIS KNOWLEDGE. IT IS IN THE CITIES AND HAMLETS ACROSS THIS LAND THAT A COMMITMENT MUST BE FORGED AND A NATIONAL EFFORT INITIATED. GOVERNMENT'S ROLE HERE IS TO EDUCATE AND FACILITATE, NOT STIPULATE AND MANDATE.

IN VIEW OF THE ABOVE, IT IS IMPERATIVE THAT THE SEATBELT ISSUE BE GIVEN A THOROUGH AIRING AND A COMPLETE AND OPEN DISCUSSION BEFORE THE ENACTMENT OF ANY COMPULSORY USE LAWS. THIS PAPER IS OFFERED AS A CONTRIBUTION TO THAT DISCUSSION.

## RECENT REFERENCES WORTH NOTING

1. Department of Transportation. FATAL ACCIDENT REPORTING SYSTEM, 1983, A Review of Information on Fatal Traffic Accidents in the U.S. in 1983 (pp. 23-24, for sure).
2. Perkins, D.D, M.J. Cynecki, and M.E. Goryl. RESTRAINT SYSTEM USAGE IN THE TRAFFIC POPULATION, DOT Report HS-806-582, 1984.

## APPENDIX A

STATES INCLUDED IN THE DATA POOL:

Alaska, Arkansas, Colorado, Idaho, Maryland, Michigan,  
Minnesota, Montana, New Mexico, New York, North Carolina,  
North Dakota, Ohio, Pennsylvania, South Carolina, Tenn.,  
Texas, Utah, Virginia, Wisconsin, Wyoming, Utah, District  
of Columbia

Sample Size: 142582

CANADIAN PROVINCES IN THE DATA POOL:

Alberta, British Columbia, Manitoba, Ontario,  
Saskatchewan

Sample Size: 34006

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—  
—  
—  
—  
—  
—

1109 Meadowcroft Lane  
Mt. Pleasant, SC 29464  
March 17, 1985

Editor  
The News & Courier/Evening Post  
Charleston, SC

Dear Sir:

Your editorial of March 17 (LET'S ALL BUCKLE UP) deserves a professional response. As I have been involved in seatbelt research for the past two years, perhaps you will give these unsolicited contributions some consideration.

Let me make it quite clear at the outset that while I disagree with your concluding opinion (... "The sooner a mandatory safety belt law is enacted by the state, the better."), I AGREE COMPLETELY THAT WEARING A VEHICLE SEATBELT IS A GOOD THING TO DO (I always wear mine, by the way!). But do we need another law? I think not. The problems associated with compulsory seatbelt use are many, too many to cover in a short letter. But consider the following.

First, do you really believe that the mere passage of such a law is going to result in "nearly universal" usage? My research (which includes nearly 40,000 observations of Canadian drivers) suggests that laws may increase usage to perhaps 60%. This means, of course, that substantial numbers of drivers are breaking the law at any time. What should we do about these folk? Stricter enforcement, you say. Perhaps, but consider how many hours per day the average police officer would spend writing seatbelt citations. And how many hours of traffic court would have to be devoted to the disposition of these cases?

Second, what is the real "gain" associated with such laws? My observations of Canadian drivers in eighteen states (where they have NOT been compelled to wear seatbelts) suggests that their U.S. usage is about 49%. This compares favorably with the 60% figure which reflects their home (in Canada) use. Visitors in Alberta (the only province without a compulsory seatbelt law) have a usage rate of about 55%. It ought to be quite clear that seatbelt use is habitual rather than consensual and that nearly comparable levels of use are possible through enticement (as opposed to enforcement) programs. Let's face it, this kind of law is an admission of failure on the part of leadership. What is needed is a new approach, not a new law.

Third, there are problems yet to be faced in this arena. We may be only a short time away from the first law suit against either N.Y. or N.J. BECAUSE of their compulsory laws. Sooner

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or later, somebody will test these statutes. Consider a victim whose injuries are the result of being "trapped" in a side (versus frontal) collision. Does the state not bear some responsibility here? If a victim's injuries are associated with their "compulsory restraint", then don't they have justifiable cause to sue the state? Do we really need this kind of legal activity? I think not, and it really is quite unnecessary.

In the end, the passenger is responsible for his or her own safety. If laws do not produce substantially better results than creative persuasion, then are we not compelled to direct our energies toward a hard recruit of volunteers? Imagine how delightful it would be to see a legislative candidate campaign as vigorously for seatbelt use as he does for re-election. Finally, you must remember that it is not the law which snaps the buckle; it is the passenger. It is not the law which protects against potential devastation; it is the behavior. You must never forget this simple fact, nor must the passenger.

What we need are better ideas and better habits, not "better" laws, and influential folk like you are in a position to help. Pass it on!!

Sincerely,

Richard N. Godsen  
Assoc. Professor  
Department of Physical  
Education and Health  
College of Charleston

027278





# THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

EXHIBIT

MAY 14 1985

NO. 18

STATE BUDGET & CONTROL BOARD

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



FROM: Joseph E. Bolchoz, Jr.  
Assistant Vice President  
and Controller  
College of Charleston

RE: Request for Foreign Travel Approval

Traveller: CARLA LOWREY

Destination: MAINZ, WEST GERMANY

Dates: JUNE 4, 1985 JULY 1, 1985  
From To

Source of Funds: STATE OPERATING

Maximum Amount Allowed: \$1500.00

Purpose: LANGUAGE PROFESSOR TO DO RESEARCH IN THE  
LIBRARY OF THE UNIVERSITY OF MAINZ ON THE  
WORKS OF GABRIELE WOHHMANN, A PROMINENT  
GERMAN WRITER. AWARDED AN INTERNAL GRANT  
TO SUPPORT THIS PROJECT WHICH WILL RESULT  
IN AN ARTICLE ABOUT WOHHMANN. MATERIALS FOR  
THIS RESEARCH ARE NOT AVAILABLE IN THIS  
COUNTRY. IN ADDITION, I HOPE TO INTERVIEW  
WOHHMANN, WHO LIVES IN MAINZ.

Requested on behalf of the College of Charleston by:

Joseph E. Bolchoz, Jr.

JEB, JR/ map

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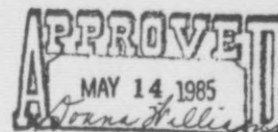
A(2)



THE COLLEGE OF CHARLESTON

CHARLESTON, SOUTH CAROLINA 29401

APR 23 1985  
EXHIBIT  
MAY 14 1985  
NO. 18  
STATE BUDGET & CONTROL BOARD



STATE BUDGET AND  
CONTROL BOARD

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

FROM: Joseph E. Bolchoz, Jr.  
Assistant Vice President  
and Controller  
College of Charleston

RE: Request for Foreign Travel Approval

Traveller: GODWIN UWAH

Destination: LYON, FRANCE

Dates: JULY 8, 1985 AUGUST 2, 1985  
From To

Source of Funds: STATE OPERATING

Maximum Amount Allowed: \$ 1500.00

Purpose: SEE ATTACHED LETTER FROM DR. UWAL TO  
COLLEGE RESEARCH COMMITTEE.

Requested on behalf of the College of Charleston by:

Joseph E. Bolchoz, Jr.

JEB, JR/ map

FOUNDED 1770

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A(3)



# College of Charleston

Charleston, South Carolina 29424

January 15, 1985

## EXHIBIT

MAY 14 1985

NO. 18

STATE BUDGET & CONTROL BOARD

TO: Dr. Robert Mignone  
Chair, Faculty Research and Development  
Committee

FROM: Godwin Okebaram Uwah, Assistant Professor of French

SUBJECT: Request for College Grant for Faculty Development

I would like to request funds to support my participation in the "Introduction to the French Business Enterprise" seminar to be held in Lyon (France) from July 8th to 26th 1985.

### PROJECT SUMMARY:

The third annual seminar on business French organized by Ecole Supérieure de Lyon will be geared to the needs of College French professors interested in teaching courses in business French. In addition to French business vocabulary and terminology, the seminar will provide a basic course in management and first-hand contact with French business men and firms. I will benefit from this seminar because it will equip me more effectively and more credibly to teach, expand, enrich, and evaluate our course in business French. My participation will increase students' interest in the course and accordingly increase enrollment. It will lead to more contacts with French business communities in the area and may eventually lead to the selecting of this college as a center for administering the International examinations of the Paris Chamber of Commerce leading to the "Certificat-Pratique de Français Commercial et Economique."

### PROPOSAL NARRATIVE:

Lyon, with a rich past as the center of economic activities, and as the undisputed second economic region of France, seems well-positioned to host the third seminar on French Business. The seminar is

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specifically for foreign college French professors interested in teaching courses in business French, but possessing little background in business. The seminar will focus on the learning of the vocabulary and terminology used in a business context. It will also provide a basic course in management and a first-hand contact with French businessmen and women, as well as materials (including case studies) useful in preparing courses on business French. The intensive program will examine the practical day-to-day functioning of a French business concern through extensive use of case-studies, exercises, and simulation games. Among the areas to be covered are the firm's organization, accounting services, marketing, distribution, the personnel function, labor management relations, and productions. Management technique, technical vocabulary, and support documents, will also be introduced. The program will include a series of on-site visits to a production line, a bank, a nuclear plant, etc, and will give a good picture of the actual business practice in France. Outstanding professors from Lyon Graduate School of Business will help seminar participants grasp the substance as well as the language of business in a French context.

EXPECTED RESULT/IMPACT OF THE SEMINAR:

Participation in the seminar will be important to my professional development, to the college, to the students, and in some degree to the Charleston community. Specifically, I will gain a new experience and background in business necessary to make the teaching of business French more credible. Since the teacher of business French is essentially and primarily a French specialist, the tendency is to emphasize the linguistic aspects (in themselves very indispensable) at the expense of the substantive. This practice



which has characterized the teaching of business French in the Southeast accounts in large measure for the general poor performance by students in the international exams of Paris Chamber of Commerce. It is significant that few professional conferences of Language instruction in the southeast feature business French. The reason appears to be inadequate practical preparation and exposure in the field. These are matters I will look into and try to remedy if I participate in the seminar. Participation in the program will enable me not only to teach but to expand and enrich our business French course in light of my new experience.

The College of Charleston will benefit in substantial way if I participate in the seminar. The College already has an excellent relationship with some firms in France where Dr. Jim Snyder of Business Department sends students periodically. Dr. Snyder with whom I have discussed this proposal thinks that it is a great idea. He has given me names and addresses of some of these firms and I have already begun to contact them. Some of these firms have subsidiaries in the State and have expressed strong interest in our French programs here. My contacts with the parent companies is likely to strengthen the existing ties and may result in a closer cooperation between the college and the French firms in the Charleston area. The following are some of the French companies:

5 Michelin Companies, with base at Greenville

3 Textile Companies--2 at Goose Creek, and 1 at Jamestown--Prouvost/  
Roubaix  
Lille

1 Knitting Company at Goose Creek --Pingouin Wool

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An important aspect of this seminar is the fact that a graduate like myself can arrange to administer the international exams of Paris Chamber of Commerce. In our own case it is possible that our school could be selected as a center for these exams and such an arrangement has the potential of increasing visibility for the College.

I expect that with the boost which my participation in the seminar will give the department, and the support of Professor Andrée Parrott, more and more students will take double majors (French/Business). I have discussed the seminar with Professor Patricia W. Cummins of West Virginia University who took it. She found that after taking business French courses led by a graduate of the seminar, students saw career options broadened and felt an increased commitment to foreign language study. Professor Andrée Parrott of the French Section, has placed several French majors in a number of French companies in the State-Michelin, Wool and Textile Companies. These companies, especially the Michelin Company with base at Greenville, tell Professor Parrott that they want more French Majors conversant in the broader idea of how French business organizations work, and above all, they want majors who have acquired reasonable mastery in the French business vocabulary and terminologies. In other words, these companies want students who pass the Paris Chamber of Commerce exams leading to "Certificat Pratique de Français Commercial et Economique."

A course that brings the school closer to the French business community benefits both the school and the community. Through direct contact with French business entrepreneurs (a contact that is only possible when one can speak their cultural and technical language) we in the French Section will be able to determine their needs and in turn will be in a position to broaden and enrich our business French course to meet not only those needs but the needs of the students as well.

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FRENCH BUSINESS COURSE:

The French Business and Finance (FR 331) will be offered in the Fall of 1985 and I will be teaching it.

TIME TABLE FOR THE TRIP:

|                    |   |
|--------------------|---|
| July 6, 1985.....  | Departure date  |
| July 8, 1985.....  | Seminar starts  |
| July 26, 1985..... | Seminar officially ends   |
| July 27.....       | visit to the fast-breeder reactor<br>near Greys-Malville  |
| July 29.....       | Visit to the International Cooperation<br>center in Lyon  |
| July 30.....       | Visit to the Institut de Recherche<br>de l'Entreprise (IRE). Chance to<br>examine new materials and<br>methodology in business French |

To get the full impact of the trip and seminar, I will visit the following

Industries having Subsidiaries in Charleston area and in the State:

|                      |  |
|----------------------|--|
| July 31 - Aug 1..... | 1. Olivie Prouvost at Roubaix/<br>Lille  |
|                      | 2. Schlumberger et c <sup>ie</sup> --<br>Machine Textile Mecanique<br>Générale at Guebwiller |
|                      | 3. Piper Heidsieck--Champagne<br>Sellers at Reims Cedex                                      |
| Aug. 2.....          | Departure from Lyon  |

SCHOLARSHIPS:

To visit the places I have listed above I will need to apply to the French Attaché Culturel in New York City for scholarship to supplement the grant I will get from the College. The chances for such scholarships are usually not very good though.

CONCLUSION:

When placed within the broader context of Greater Charleston and the state the significance of new inigorated business French course transcends

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that of a normal new course offering. It is both a civilization and business-oriented course; it is an interdisciplinary course, and it is a course that seems to offer new hopes to participating students who see immediate link between their "French" and the market place, and between the market and the French culture. If I participate in this seminar, I will be able to do the following:

- be able to evaluate current textbooks in the course and supplement materials treated
- motivate students by showing them slides of different business activities in Lyon, and lead them to simulation games and case-studies
- get involved in the International Paris exams and explore ways of creating a center here on campus
- enrich our French business course
- organize workshops in French business
- strengthen existing cooperation between us and Business Department
- attract students from the Business Department as cooperation becomes closer

As I see the seminar now and in light of what I have read and heard about it, I believe the above results and outcomes are achievable. It is however possible there may be other openings and opportunities which I cannot see as yet. The course will be intensive and highly demanding and is likely to elicit the best from participants and stimulate thoughts on new areas. A likely follow-up of the seminar will be further discussion with my colleagues in French on the impact and relevance of courses like this for a Liberal Arts College.

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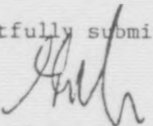
Budget

|  |                  |
|--|------------------|
| Airfare to Lyon and Back.....                                  | \$700            |
| July 6-7 Lodging.....  | 90               |
| Food.....  | 60 (for 2 days)  |
| Basic Tuition and fees.....                                    | <u>575</u>       |
| July 8-26 Accomodation.....                                    | <u>575</u>       |
| Food (supplement.....  | 150              |
| Bus and Taxi Services.....                                     | 100              |
| July 31- Aug 2 Lodging.....                                    | 270              |
| Food.....  | 220 (for 3 days) |
| Transportation.....  | 150              |
| Purchase of related materials--texts, journals, magazines etc. | 150              |
| <hr/>  |                  |
| Total cost.....  | \$3040           |
| Amount requested.....  | \$1500           |
| Anticipated Scholarship (if given).....                        | 575              |

I shall pay for the rest of the expenses from my own little saving  
and from loans I intend to take for the purpose.

Thank you for your consideration.

Respectfully submitted,

  
Godwin Okebaram Uwah

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Some Books Available

On Business French

Baxter, Lavignac. Guide de l'Anglais et de l'Américain des Affaires. New York: Continental Books Company, 1984.

Cummins, Patricia W. Commercial French. Englewood Cliffs, N.J.: Prentice-Hall, Inc; 1983.

Dany, M. and Reberiou, A. Le Français d'Affaires. New York: Continental Books Company, 1984.

Guback, Denise. Français Commercial: Théorie et Correspondence. Lavallette, N.J.: Holt, Rinehart and Winston, 1983.

Mauger, G. and Charon J. Le Français Commercial. New York: Continental Book Company, 1984.

Dictionaries

Anderla, G. and Schmidt-Anderla, G. Business Dictionary/Dictionnaire Des Affaires. New York: Continental Book Company, 1984.

Harraps Business Dictionary. English French/French English. New York: Continental Book Company, 1984.

Peron, Michel, and Withnell, William. Dictionnaire Français-Anglais, Anglais-Français des Affaires. New York: Continental Book Company, 1984.

Abriviated Vitae

Godwin Okebaram Uwah

Department of Languages  
College of Charleston

Education

|      |   |
|------|---|
| 1982 | Florida State University(PhD French)                                |
| 1978 | Winthrop College(M.A.French/Pol.Sc.)                                |
| 1973 | Université de Poitiers(France)<br>(Certificat d'Etudes Françaises)  |
| 1973 | Université de Dakar(Sénégal)<br>(Diplome d'Etudes Français)         |
| 1971 | Alvan Ikoku College of Education<br>(N.C. E. Education--Eng/French) |

Record of Employment

|                |   |
|----------------|---|
| 1983 - present | Assistant Professor of French<br>College of Charleston  |
| 1981 - 1983    | Visiting Lecturer of French<br>University of Georgia<br>Romance Language Department, Athens, GA |
| 1979 - 1981    | Teaching Assistant<br>Florida State University<br>Tallahassee, Fla                              |
| 1978(Aug-Dec)  | Lecturer of French<br>Winthrop College<br>Rock Hill, S.C.                                       |
| 1973 - 1977    | Instructor of French/English<br>Community Secondary School<br>Ikenanzizi -- Imo State Nigeria   |

Awards

|      |   |
|------|---|
| 1982 | Honor Society of Phi Delta Phi<br>University of Georgia, Athens             |
| 1981 | Certificate of Academic Excellence<br>Florida State University, Tallahassee |

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PAPERS READ AT CONFERENCES

- 1983 "Samuel Beckett's Theater: from Myth to Ritual"  
At the eighth annual conference of Literature  
and Film. Florida State University, Jan. 26-29,  
1983
- 1984 "Samuel Beckett's Fin de Partie: a Universe  
of ruin and Renovation."  
At the ninth annual conference on Literature  
and Film. F. S. U. Tallahassee, Jan. 26-28,  
1984
- 1985
1. "Wole Soyinka's The Road: A drama of lost  
Dreams". (To be presented at the 10th  
annual conference on Literature and Film,  
F. S. U. Tallahassee, Jan 31st - Feb. 2, 1985)
  2. "Bonjour Tristesse: A quintessential Search  
for an Irretrievable Dream" (To be presented  
at Florida State Feb. 1, 1985)
  3. African Writers: Themes and Crisis  
(Panel to be chaired at Evanston, Ill.  
during the African Literature Association  
Conference, March 20-23, 1985)

References

Professor Oralia M. Preble, Chair  
Languages Department  
College of Charleston  
Charleston, SC 29424

Professor Andree Parrott  
Professor of French  
College of Charleston

Professor Victor Carrabino  
Professor of French  
Florida State University

Professor Jean-Pierre Piriou  
Professor of French and Head  
Romance Languages Department  
University of Georgia, Athens

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## INTRODUCTION TO THE FRENCH BUSINESS ENTERPRISE: WHY?

Drawing on its considerable experience in the field, and its excellent relations with the business world, the Lyon Graduate School of Business Administration offers for the third year its three-week French-language summer course on the functioning of the French business enterprise. While the course is geared to the needs of French professors who already teach — or are thinking of teaching — courses in business French, it also provides essential training for those who possess a background in general business but lack knowledge of the specifically French way of doing it.

## OBJECTIVES

The goals of the course are both **linguistic and substantive**. Thus, in addition to learning the vocabulary and turns-of-phrases of French in a business context, the program participants will also receive a basic course in management *à la française*, and first-hand contact with French businessmen and companies, as well as useful materials (including case studies).

## PROGRAM

The intensive program focuses on the **practical day-to-day functions** of a medium-sized French business concern, through intensive use of **case studies, exercises and simulation games**. Among the areas covered are the firm's organization, accounting services, marketing, distribution, the personnel function, labor-management relations, production, the legal environment, and exports (particularly important for the Rhône-Alpes region). **Management techniques, technical vocabulary and support documents** are introduced and supplied as required.

The classroom explanation of the various business functions is given by in-house specialists selected not only for their competence but more particularly for their dynamism and sensitivity to participant's needs. As a complement to and application of this necessarily abstract explanation, a series of on-site visits to a production line, a bank, etc. are organized, as well as **first-hand encounters** with professionals such as a union representative, a personnel manager, etc. From this direct experience, participants gain a feel for the realities of business in France as well as valuable human contacts.

## COSTS

### Basic tuition and fees: FF 4 000.

Covers all materials distributed during the program, including case studies, as well as transportation to and from all officially-organized activities, and instruction.

### Optionnal accomodation fee: FF 4 000.

Includes single room accomodation in modern on-campus building "Le Galion", continental breakfast and lunch Monday to Friday inclusive.

Bus and taxi service is available for individual transportation from the Ecully campus to downtown Lyon (about ten minutes by car). This service is not included in the cost of the program.

### Scholarships:

Scholarship aid covering tuition and fees available to teachers from the French Ministère des Relations Extérieures. Further information and application forms may be obtained from the cultural attaché of the French embassy and consulates in your country. In North America, information may be requested from the French consulates in the following cities: New York, Boston, Detroit, Chicago, Houston, New Orleans, San Francisco, Los Angeles - Montreal, Quebec city, Moncton, Halifax, Ottawa, Toronto, Winnipeg, Edmonton, Vancouver.

### Optional excursions:

To better acquaint participants with the social and cultural life of Lyon, the School of Business Administration can arrange a selection of visits to points of interest in the area on a paying basis. Among the activities or excursions available are: visit of the city by taxi, tour of the Romanesque churches of Burgundy, excursion to the Beaujolais region, visit of the Roman city of Vienne, visit of Creys-Malville fast breeder reactor, etc. Further information available upon request.

## LYON: ATTRACTIONS AND ECONOMY

Despite the intensive, practical nature of the business French program, there is ample time to sample Lyon's **world-renowned restaurants** (Bocuse, Chapel...) and **wines** (Beaujolais, Côtes-du-Rhône). An evening on the town can be completed by an after-dinner concert in the city's new Maurice-Ravel auditorium or by a play in one of the fine legitimate theaters, including Roger Planchon's T.N.P., or — in a lighter vein — by a show in a café-théâtre. Moreover, night life is not the only attraction in this metropolis of a million and a half inhabitants. Thanks to the rich **history of the former capital of the Gauls**, Lyon is studded with fine museums, the most recent of which is the Gallo-Roman Museum with its striking view of the well-preserved Roman Amphitheater and Odeon. Furthermore, a few hour's drive will put you high in the Alps or on the sunny beaches of the Mediterranean coast.

In addition to the city's cultural life and the natural beauty of the surrounding areas, Lyon is also the heart of the **second economic region of France**. A major trading center since the Middle Ages, Rhône-Alpes has taken advantage of its key position in southern Europe with its proximity to the markets of Spain, Italy, Switzerland and Germany and its excellent transportation facilities to account for fully ten percent of all French exports. Moreover, the area's powerful industrial base is resolutely turned toward new "sun-rise" technologies, a notable example being the fast-breeder reactor installation in near-by Creys-Malville. In short, the Lyon area is a surprising example of the accomodation of industrial and commercial dynamism to a very pleasant urban environment.

Name and title: \_\_\_\_\_

Institution: \_\_\_\_\_

Business address: \_\_\_\_\_

Home address: \_\_\_\_\_

Tel: \_\_\_\_\_

Tel: \_\_\_\_\_

Do you desire on-campus housing at FF 4 000 for the three-week program? (includes continental breakfast and lunch Monday through Friday)

Yes ☐ No ☐

\*Form must be accompanied by a FF 1 000 application fee which will be applied toward program tuition charges (International Bank Draft or Money Order payable to A.E.S.C.R.A.).

APPLICATION DEADLINE: May 1<sup>st</sup>, 1985.

Do you wish to attend the ESCL colloquium on Language and Business Studies July 5<sup>th</sup> and 6<sup>th</sup>, 1985?

Yes ☐ No ☐

Detach along line. ↓



# EXHIBIT

## THE COLLEGE OF CHARLESTON

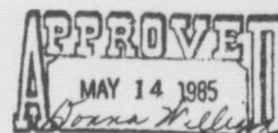
NO. 18

CHARLESTON, SOUTH CAROLINA 29401

STATE BUDGET & CONTROL BOARD

May 2, 1985

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



STATE BUDGET AND  
CONTROL BOARD

FROM: Joseph E. Bolchoz, Jr.  
Assistant Vice President  
and Controller  
College of Charleston

RE: Request for Foreign Travel Approval

Traveller: JAMES HAGY

Destination: GREAT BRITIAN & SARDINIA, ITALY

Dates: MAY 13, 1985 AUGUST 4, 1985  
From To

Source of Funds: STATE OPERATING

Maximum Amount Allowed: \$852.00 ADDITIONAL REQUEST

Purpose: \$1900.00 APPROVED ON 4/23/85

TO CONDUCT RESEARCH AT UNIVERSITY OF WALES,  
SWANSEA & LONDON, ENGLAND. ALSO, PARTICIPATE  
IN AN ARCHAEOLOGICAL PROGRAM IN SARDINIA.

Requested on behalf of the College of Charleston by:

Joseph E. Bolchoz, Jr.

JEB,JR/kkr

027292

FOUNDED 1770

A(4)



D. Leslie Tindal - Commissioner

State of South Carolina  
Department of Agriculture

EXHIBIT

14 1985 NO. 18

STATE BUDGET AND CONTROL BOARD  
Wade Hampton Office Building  
P.O. Box 11280  
Columbia, S.C. 29211

Telephone: (803) 758-2426

April 30, 1985



Mr. William A. McInnis  
Deputy Executive Director  
Budget and Control Board  
6th Floor, Wade Hampton Office Building  
Columbia, SC 29211

Dear Mr. McInnis:

Request is hereby filed that Roy W. Copelan, Jr. be permitted to travel to San Jose, Costa Rica and San Juan, Puerto Rico on May 12, 1985 through May 18, 1985.

His main objective will be to assist Costa Rican Swine producers with Southeast USA procurement sales missions. He will meet with Costa Rican Importers Association and discuss South Carolina livestock, agriculture products and value-added products. He will contact and follow-up buyers of South Carolina fruits and vegetables (tomatoes, cucumbers, apples, sweet potatoes, melons and maybe peaches) for the Caribbean Marketplace out of San Jose and Miami.

Total travel cost is estimated at \$1,694.00, which will include airfare, hotels and other expenses. His expenses will be paid from Foreign Trade Missions appropriations.

Your cooperation in this matter will be greatly appreciated.

Sincerely,

D. Leslie Tindal  
Commissioner of Agriculture

DLT/drs

027293

B(1)

# EXHIBIT

MAY 14 1985

NO. 19

STATE BUDGET AND CONTROL BOARD  
MEETING OF May 14, 1985

STATE BUDGET & CONTROL BOARD  
REGULAR SESSION  
ITEM NUMBER

12

AGENCY: Budget Division

SUBJECT: Transfer Requests

The Budget Division recommends approval of the following transfers:

- (a) The Senate, total of \$130,017 (\$83,778 base pay increments, \$19,286 merit pay increments, and \$26,953 employer contributions) personal service to approved accounts to meet anticipated operating expenses for the remainder of the fiscal year;
- (b) Vocational Rehabilitation, \$30,274 of other funds (personal service) to other operating expenses to cover an anticipated shortfall in other operating expenses;
- (c) Development Board, \$25,000 personal service to other operating expenses;
- (d) Water Resources Commission, \$8,950 personal service to contractual services;
- (e) Joint Committee on Children, \$3,400 personal service to equipment for the purchase of computer equipment;
- (f) Optometry Board, \$1,275 per diem to contractual services to pay the cost of a management service contract;
- (g) Budget and Control Board, Division of Local Government, \$500 temporary positions to contractual services.

BOARD ACTION REQUESTED:

Approve referenced transfer requests.

ATTACHMENTS:

Agenda item worksheets plus attachments

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MAY - 8 1985  
85-75

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

For meeting scheduled for:

May 14, 1985


Blue Agenda

☒ Regular Session Agenda

Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: 

2. Subject: The Senate Requests the Transfer of Personal Service Funds to Approved Accounts.

3. Summary Background Information:

The Senate requests authorization to transfer \$83,778 base pay increments, \$19,286 merit pay increments and \$26,953 state employer contributions totaling \$130,017 of Personal Service funding to Approved Accounts. These funds are needed to meet anticipated operating expenses for the remainder of the fiscal year.

EXHIBIT

MAY 14 1985 NO. 19

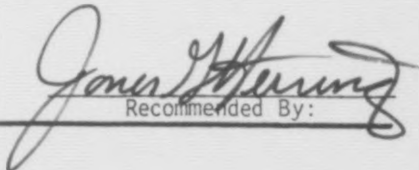
STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$130,017 General Fund Personal Service to Approved Accounts.

5. What is recommendation of the Board Division involved?

Recommend Approval.

  
Recommended By:

6. Recommendation of other office (as required)?

(a) Office Name

Authorized

(b) Signature

7. Supporting Documents:

List Those Attached

1. Agency Letter
2. Transfer Form #30
3. Personal Service Reconciliation

List Those Not Attached But Available  
from Submitter

027295

(a)



STATE OF SOUTH CAROLINA  
THE SENATE

FRANK CAGGIANO  
CLERK OF THE SENATE

EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

P.O. BOX 142  
COLUMBIA, S.C. 29202

April 3, 1985

William T. Putnam  
Executive Director  
Budget & Control Board  
P.O. Box 12444  
Columbia, S.C. 29211

Dear Bill,

In compliance with the request made by your agency, we are submitting our "Personal Service Reconciliation" for salary adjustment funds reserved for the Senate by the Budget and Control Board. By transfers between Senate accounts, the appropriate documents having been separately forwarded to the Budget Division, it is the case that no additional personal service funds are required.

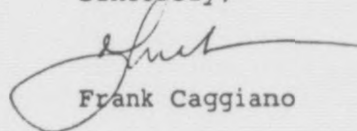
However, the funds so reserved amounting to \$130,017 are needed for payment of anticipated expenses that will be incurred through the balance of this session.

We respectfully request that the base pay increments of \$83,778, merit pay increments of \$19,286 and employer contributions of \$26,953 be approved for transfer to Approved Accounts of the Senate as indicated on the enclosed transfer.

Your assistance in addressing this matter to the attention of the Board as appropriate will certainly be appreciated.

With kind personal regards, I remain

Sincerely,



Frank Caggiano

ENCLOSURES:

cc: The Honorable James M. Waddell, Jr.

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AGENCY NUMBER: 0223    AGENCY BATCH NUMBER: 0223    OBJECT CODE HASH TOTAL: 0223    TOTAL BATCH AMOUNT: 250,034    BATCH DATE:    BATCH NUMBER:    DOCUMENT: 3

AGENCY VOUCHER NUMBER

NR 700

AGENCY TRANSFERRED TO (CR)

NAME

Legislative-The Senate

ADDRESS

P. O. Box 142

Columbia, S. C. 29202

# STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

## APPROPRIATION TRANSFER

### TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

C.G. WARRANT NUMBER

AGENCY TRANSFERRED FROM (DRI)

NAME

Budget and Control Board

ADDRESS

105 Wade Hampton Bldg.

Columbia, S. C. 29211

REASON FOR TRANSFER: Agency request for 84-85 Salary Adjustments (BPI) and Employer Contribution funds reserved/allocated by the Budget and Control Board.

| FM                           | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE | C G R |
|------------------------------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|-------|
| 10                           | 370        | 730     | 2229      | 1001          |                        |                 |       |              |                         | 0193        | 130,017.00         |                    |       |
| EXHIBIT                      |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |       |
| MAY 14 1985 NO. 19           |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |       |
| STATE BUDGET & CONTROL BOARD |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |       |
| TOTAL                        |            |         |           |               |                        |                 |       |              |                         | 0193        | 130,017.00         |                    |       |

| FM    | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE | C G R |
|-------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|-------|
| 10    | 300        | 401     | 2247      | 1001          |                        |                 |       |              |                         | 0100        | 130,017.00         |                    |       |
| TOTAL |            |         |           |               |                        |                 |       |              |                         | 0100        | 130,017.00         |                    |       |

REQUESTED BY

*[Signature]*  
State of the Senate

DATE

4/2/85

STATE BUDGET ANALYST

DATE

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized

STATE AUDITOR

027297

DATE



AGENCY NAME Legislative-The SenateDATE: April 3, 1985PREPARED BY Lee S. Parrish

EXHIBIT

MAY 14 1985

NO. 19

Please Check Applicable Block:

Additional Funds Allocated Are Being Requested - Transfer Attached ☒Additional Funds Are Being Requested ☐

STATE BUDGET &amp; CONTROL BOARD

|   | STATE          | FEDERAL | OTHER | TOTAL          |
|---|----------------|---------|-------|----------------|
| <u>Total Projected Needs For Entire Year</u>  |                |         |       |                |
| Actual Expenditures For Agency Head, Classified, and Unclassified Positions Through <u>18</u> Pay Periods | \$1,810,684.10 |         |       | \$1,810,684.10 |
| Projected Expenditures For Remaining <u>6</u> Pay Periods   | 577,867.29 (1) | (1)     | (1)   | 577,867.29     |
| Total Projected Need  | \$2,388,551.39 |         |       | \$2,388,551.39 |
| <u>Gross Personal Service Funds Available Per FY 1984-85 Appropriation Act</u>                            |                |         |       |                |
| Agency Head   | \$ 58,328.00   |         |       | \$ 58,328.00   |
| Classified Positions  |                |         |       |                |
| Unclassified Positions (includes Sen., Pres. Pro Temp., Lt. Gov.)   | 2,279,401.00   |         |       | 2,279,401.00   |
| Increments Continued, 1983-84   | N/A            | N/A     | N/A   | N/A            |
| Adjustment (As Noted Below) (1)   | 139,814.97     |         |       | 139,814.97     |
| Adjustment (As Noted Below) (1)   | (3,800.00)     |         |       | (3,800.00)     |
| Total Gross Adjusted Funds Available  | \$2,473,743.97 |         |       | \$2,473,743.97 |
| -REMAINDER OF RECONCILIATION APPLICABLE TO STATE FUNDS ONLY-  |                |         |       |                |
| Amount By Which Gross Funds Available ITEM II-C Exceeds Total Projected Need ITEM I-C                     |                |         |       | \$ 85,192.58   |

\*If Gross Funds Available Exceed Total Projected Needs, Proceed To SECTION IV To Reconcile Employer Contribution Needs.

Amount By Which Total Projected Need ITEM I-C Exceeds Gross Funds Available ITEM II-G

\*\*Complete SECTION III To Determine The Amount Of Funds To Be Requested As Provided By SCHEDULE I - ADDITIONAL ALLOCATION FOR SALARY ADJUSTMENTS (FY 1984-85)

## I. Personal Service Funds Requested - As Provided By SCHEDULE I

Total Funds Provided For Base Pay Increase Line No. 110 \$83,778, and New Merits Line No. 150 \$19,286 and Available For Transfer To Meet Remaining Fiscal Year Needs 103,064.00

Personal Service Amount Requested By Agency To Meet Remaining Payroll Needs For Fiscal Year ENTER LESSER OF AMOUNTS ITEM II-I or ITEM III-A 0

## II. Employer Contribution Reconciliation

Total Projected Employer Contributions Need For Entire Fiscal Year N \$ 720,185.13

Gross Employer Contributions Funds Available Per FY 1984-85 Appropriation Act 644,166.00

Net Authorized Adjustments To Gross Employer Contributions Funds (2) 34,019.13

Total Gross Adjusted Funds Available (Net of Lines IV-B and C) G A 678,185.13

Amount By Which Gross Funds Available ITEM IV-D Exceeds Total Projected Need ITEM IV-A \*

\*If Gross Funds Available Exceed Total Projected Needs, Proceed To SECTION V

Amount By Which Total Projected Need ITEM IV-A Exceeds Gross Funds Available ITEM IV-D \$ 42,000.00

\*\*Complete The Remainder of SECTION IV To Determine The Amount of E/C Funds To Be Requested

E/C Funds Provided Per SCHEDULE I, Line No. 160 \$15,588 and ALLOCATION Line No. 030 \$11,365; 26,953.00

Employer Contributions Amount Requested By Agency To Meet Remaining Fiscal Year Needs ENTER LESSER OF AMOUNTS ITEM IV-F or ITEM IV-G 0

TOTAL FUNDS REQUESTED BY AGENCY - SUM OF ITEMS III-B AND IV-II 0

Note: Agency should prepare and submit transfer with the completed Reconciliation. The From side of the entry should be one line (equal to ITEM-V) using the coding utilized in the sample document.

Prepared By:  
State Budget Division

(1) Please indicate the amount of projected retiree annual leave included in Line I-B above for all funding sources.

| STATE | FEDERAL | OTHER | TOTAL |
|-------|---------|-------|-------|
| 0     |         |       | 0     |

(1) Carry Forward to line items from 1983-84 for \$139,814.97 less transfer approved for \$3,800 to Study Committee.

(2) Carry Forward of \$35,219.13 from 1983-84 less approved transfer of \$1,200 to Study Committee.

027298



MAY - 8 1985  
85-70

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

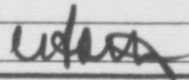
For meeting scheduled for:

May 14, 1985

Blue Agenda  
☒ Regular Session Agenda  
Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: 

2. Subject: Vocational Rehabilitation Requests the Transfer of Personal Service to Other Operating Expenses.

3. Summary Background Information:

The Department of Vocational Rehabilitation requests authorization to transfer \$30,274 Other Fund - Personal Service which includes: \$24,274 base pay/merit and \$6,000 employer contributions, to Other Operating Expenses. This transfer is needed to cover short fall in other expenditure line items.

EXHIBIT

MAY 14 1985 NO. 19

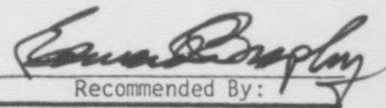
STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$30,274 Other Fund Personal Service to Other Operating Expenses.

5. What is recommendation of the Board Division involved?

Recommend Approval.

  
Recommended By:

6. Recommendation of other office (as required)?

(a) Office Name \_\_\_\_\_ Authorized  
(b) Signature \_\_\_\_\_

7. Supporting Documents:

List Those Attached

1. Agency Letter
2. Transfer Form #30

List Those Not Attached But Available  
from Submitter

027299

(b)

AGENCY NUMBER H73 AGENCY BATCH NUMBER 4886 OBJECT CODE HASH TOTAL 60548.00 TOTAL BATCH AMOUNT 60548.00 BATCH DATE            BATCH NUMBER            DOCUMENT 3

AGENCY VOUCHER NUMBER

SA0929

AGENCY TRANSFERRED TO (ICR)

NAME S.C. Vocational Rehab.

ADDRESS P.O. Box 15

West Columbia SC 29171

# STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

## APPROPRIATION TRANSFER

### TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

CG WARRANT NUMBER

AGENCY TRANSFERRED FROM (ICR)

NAME SAME

ADDRESS                                   

REASON FOR TRANSFER: To draw down funds set aside in budget preparation for 'Other' share of base pay increase, merit, and employee contributions.

| FM    | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT           | MULTI PURPOSE CODE |
|-------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|------------------------------|--------------------|
| 1     | 350        | H73     | 1454      | 3000          |                        |                 |       |              | SA0929                  | 0191        | 4,213.00                     |                    |
| 1     | 350        | H73     | 1455      | 3000          |                        |                 |       |              | SA0929                  | 0195        | 20,061.00                    |                    |
| 1     | 350        | H73     | 1456      | 3000          |                        |                 |       |              | SA0929                  | 1300        | 6,000.00                     |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             | <b>EXHIBIT</b>               |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             | MAY 14 1985 NO 19            |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             | STATE BUDGET & CONTROL BOARD |                    |
| TOTAL |            |         |           |               |                        |                 |       |              |                         | 1686        | 30,274.00                    |                    |

| FM    | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|-------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|
| 1     | 300        | H73     | 4220      | 3000          |                        |                 |       |              | SA0929                  | 0200        | 7,274.00           |                    |
| 1     | 300        | H73     | 4220      | 3000          |                        |                 |       |              | SA0929                  | 0300        | 5,000.00           |                    |
| 1     | 300        | H73     | 4220      | 3000          |                        |                 |       |              | SA0929                  | 0400        | 15,000.00          |                    |
| 1     | 300        | H73     | 4220      | 3000          |                        |                 |       |              | SA0929                  | 2300        | 3,000.00           |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
| TOTAL |            |         |           |               |                        |                 |       |              |                         | 3200        | 30,274.00          |                    |

REQUESTED BY R.B. Elledge, Jr. DATE 04/30/85 STATE BUDGET ANALYST                                    DATE                                   

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized

**027300**

STATE AUDITOR                                    DATE



South Carolina  
Vocational Rehabilitation Department



JOE S. DUSENBURY, Commissioner

1410 Boston Avenue • Post Office Box 15 • West Columbia, South Carolina 29171-0015

*B+LB*

TO: Ed Brophy, State Budget Analyst  
FROM: H. B. Eleazer, Jr., Senior Accountant  
DATE: April 29, 1985  
SUBJECT: Funds "Draw Down"

EXHIBIT  
MAY 14 1985 NO. 19  
STATE BUDGET & CONTROL BOARD

The attached transfer is necessary in order to draw down funds set aside in budget preparation for "Other" share of Base Pay Increase, Merits, and Employer Contributions. Adequate funds are in Personal Service category to cover needs for remainder of year.

Thank you for your assistance and cooperation.

RECEIVED  
MAY 02 1985

Budget & Control Board  
STATE BUDGET DIVISION

027301

MAY - 8 1985  
85-76

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

For meeting scheduled for:

May 14, 1985

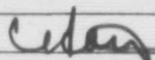
Blue Agenda

☒ Regular Session Agenda

Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: 

2. Subject: Development Board Requests the Transfer of Personal Service Funds to Other Operating Expenses.

3. Summary Background Information:

The State Development Board requests the transfer of \$25,000 General Fund - Personal Service funding to Other Operating Expenses; \$18,000 to contractual services and \$7,000 to transportation expenses. This transfer is needed to cover the increased fiscal year operating cost.

EXHIBIT

MAY 14 1985 NO. 19

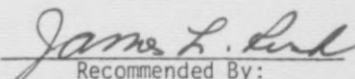
STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$25,000 General Fund-Personal Service to Other Operating Expenses.

5. What is recommendation of the Board Division involved?

Recommend Approval.

  
Recommended By:

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. Agency Letter
2. Transfer Form #30

027302

(c)







# EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

## STATE DEVELOPMENT BOARD

POST OFFICE BOX 927

COLUMBIA, SOUTH CAROLINA 29202

JOHN C. HANKINSON, JR.  
DEPUTY DIRECTOR

May 7, 1985

TEL. 803/758-2680  
TWX NO. 810 666 2628

**RECEIVED**  
MAY 07 1985  
Bu't & Cn'tl of Board  
STATE BUDGET DIVISION

Dr. Jesse A. Coles  
Director  
State Budget Division  
Hampton Office Building  
Columbia, South Carolina

Dear Jesse:

The Development Board's prospect activity for industrial development in 1984-85 is and has been extremely heavy. Increased activity means more expenses in the form of aircraft fuel, maintenance service plan on aircraft engines, frequency of inspection and various contractual service expense; i.e., mainly telephone and promotional. Two major inspections in one year is the exception rather than the rule.

To compare nine months of operation, July through March of 1983-84 and 1984-85, the following increases are noted:

|                               | <u>1983-84</u> | <u>1984-85</u> | <u>% of increase</u> |
|-------------------------------|----------------|----------------|----------------------|
| Aircraft Repairs & Inspection | 35,792         | 122,789        | 243%                 |
| Telephone                     | 59,199         | 71,121         | 20%                  |
| Aircraft Fuel                 | 61,065         | 68,143         | 12%                  |

With the above information, you can readily see that our operating funds have been somewhat exhausted.

We have had several position vacancies in this fiscal year, creating an excess of personal service funds. We are requesting that we be allowed to transfer \$25,000 from personal service to our contractual service and transportation accounts.

Sincerely,

John C. Hankinson, Jr.

wtg

027304

MAY - 8 1985  
85-77

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

For meeting scheduled for:

May 14, 1985

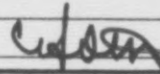
Blue Agenda

☒ Regular Session Agenda

Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: 

2. Subject: Water Resources Commission Request to Transfer Personal Service to Other Operating Expenses.

3. Summary Background Information:

The Water Resources Commission requests authorization to transfer \$8,950.00 appropriated General Fund Personal Service to Contractual Services. This request is a partial reversal of a transfer approved by the Board in August of the current fiscal year. The Agency was successful in funding a position from Other Funds and need the requested funds to cover increased Contractual Services costs for the fiscal year.

EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$8,950.00 from Personal Service to Other Operating Expenses.

5. What is recommendation of the Board Division involved?

Recommend Approval.

  
Recommended By:

6. Recommendation of other office (as required)?

(a) Office Name \_\_\_\_\_ (b) Signature \_\_\_\_\_

7. Supporting Documents:

List Those Attached

1. Agency Letter
2. Transfer Form #30
3. File History

List Those Not Attached But Available  
from Submitter

027305

(d)

AGENCY NUMBER: P04      AGENCY BATCH NUMBER: 85589      OBJECT CODE HASH TOTAL: 0316      TOTAL BATCH AMOUNT: 17,900.00      BATCH DATE:      BATCH NUMBER:      DOCUM: \_\_\_\_\_

AGENCY VOUCHER NUMBER

AT 547

AGENCY TRANSFERRED TO ICR1

Water Resources Comm.

ADDRESS

P. O. Box 4440

Columbia, S.C. 29240

## STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

## APPROPRIATION TRANSFER

## TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

CG WARRANT NUMBER

AGENCY TRANSFERRED FROM ICR1

NAME

Water Resources Comm.

ADDRESS

P.O. Box 4440

Columbia, S.C. 29240

REASON FOR TRANSFER:

FROM

| FM    | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE                  | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|-------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|------------------------------|--------------------|--------------------|
| 10    | 350        | P04     | 3804      | 1001          |                        |                 |       |              |                         | 0158                         | 8,950.00           |                    |
|       |            |         |           |               |                        |                 |       |              |                         | EXHIBIT                      |                    |                    |
|       |            |         |           |               |                        |                 |       |              |                         | MAY 14 1985 NO. 19           |                    |                    |
|       |            |         |           |               |                        |                 |       |              |                         | STATE BUDGET & CONTROL BOARD |                    |                    |
| TOTAL |            |         |           |               |                        |                 |       |              |                         | 0158                         | 8,950.00           |                    |

| FM    | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|-------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|
| 10    | 300        | P04     | 4388      | 1001          |                        |                 |       |              |                         | 0200        | 8,950.00           |                    |
| TOTAL |            |         |           |               |                        |                 |       |              |                         | 0200        | 8,950.00           |                    |

REQUESTED BY Stennis J. O'Keefe DATE 4/24/85 STATE BUDGET ANALYST \_\_\_\_\_ DATE \_\_\_\_\_

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized.

027306

STATE AUDITOR \_\_\_\_\_ DATE \_\_\_\_\_



State of South Carolina  
Water Resources Commission



Alfred H. Vang  
Executive Director

April 24, 1985

EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

Mr. Jim Rush  
State Budget Division  
Wade Hampton Office Building  
Columbia, South Carolina 29211

Dear Jim:

I am requesting your assistance in processing the attached Appropriation Transfer, Form 30. On August 10, we sent you AT 502 requesting funding for a Wildlife Technician III. As it turns out we funded this position through other sources and as a result would like to partially reverse AT 502. This transfer will accomplish this.

If you have any questions, please call me.

Sincerely,

Dennis J. O'Keefe  
Senior Accountant

DJO:fw  
Enclosure

State of South Carolina  
Water Resources Commission



Alfred H. Vang  
Executive Director

April 24, 1985

EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

Mr. Jim Rush  
State Budget Division  
Wade Hampton Office Building  
Columbia, South Carolina 29211

Dear Jim:

I am requesting your assistance in processing the attached Appropriation Transfer, Form 30. On August 10, we sent you AT 502 requesting funding for a Wildlife Technician III. As it turns out we funded this position through other sources and as a result would like to partially reverse AT 502. This transfer will accomplish this.

If you have any questions, please call me.

Sincerely,

Dennis J. O'Keefe  
Senior Accountant

DJO:fw  
Enclosure

PAGE \_\_\_\_\_ OF \_\_\_\_\_

AGENCY NUMBER: P04 AGENCY BATCH NUMBER: 85034 CODE HASHTOTAL: 1,658 TOTAL BATCH AMOUNT: 35,400.00

AGENCY VOUCHER NUMBER

AT 502

AGENCY TRANSFERRED TO (CIR)

NAME: WATER RESOURCES COMM.

ADDRESS: P.O. BOX 4440

COLUMBIA, S.C. 292040

# STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

## APPROPRIATION TRANSFER

### TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

C.G. WARRANT NUMBER

AGENCY TRANSFERRED FROM

NAME: WATER RESOURCES COMM.

ADDRESS: P.O. BOX 4440

COLUMBIA, S.C. 2924

### REASON FOR TRANSFER:

FROM

| FM | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|----|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|
| 02 | 350        | P04     | 4388      | 1001          |                        |                 |       |              |                         | 0200        | 17,700.00          |                    |
|    |            |         |           |               |                        |                 |       |              |                         | TOTAL       | 0200               | 17,700.00          |

EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

TO

| FM | TRANS CODE | AGCY NO | MINI CODE    | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|----|------------|---------|--------------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|
| 02 | 300        | P04     | 3804         | 1001          |                        |                 |       |              |                         | 0158        | 15,000.00          |                    |
| 02 | 300        | P04     | 1503<br>3804 | 1001          |                        |                 |       |              |                         | 1300        | 2,700.00           |                    |
|    |            |         |              |               |                        |                 |       |              |                         | TOTAL       | 1458               | 17,700.00          |

REQUESTED BY: [Signature] DATE: 8/10/84 STATE BUDGET ANALYST: [Signature] DATE: 8/13/84

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized.

STATE AUDITOR: P. Condit DATE: 8-13-84

027308

State of South Carolina  
Water Resources Commission



EXHIBIT

MAY 14 1985

NO. 19

STATE BUDGET & CONTROL BOARD

August 10, 1984

Alfred H. Vang  
Executive Director

Mr. Jim Rush  
State Budget Division  
Wade Hampton Office Building  
Columbia, South Carolina 29211

Dear Jim:

I am requesting your approval of the attached Appropriation Transfer, Form 30. This is necessary to provide Personal Services and Fringe Benefits funding for a Wildlife Technician III position to administer our Aquatic Weed Program. We consider the program to be extremely important in that the Commission has been mandated by Executive Order 80-38 to serve as Chairman of the S.C. Aquatic Plant Management Council and provide primary staff support to the Council in the development and implementation of its statewide Aquatic Plant Management Plan. In 1981, this plan identified twelve major aquatic plant problem areas totaling over 41,000 acres of public waters. In 1982, hydrilla, a hardy, fast-growing nuisance weed, was discovered in the Santee-Cooper lake system. In 1984, this weed was found proliferating in Back River Reservoir in Berkeley County. Clearly, the state is now facing a very serious problem with aquatic plant infestations. This problem has resulted in the impairment of numerous water uses including recreation (boating, swimming, fishing, hunting, etc.), municipal and hydro-electric power generation.

For the 1984-85 Fiscal Year, the Commission has received \$500,000 to combat these nuisance aquatic plant problems. This will be accomplished in two ways:

- Approximately \$300,000 will be utilized to reduce the abundance of aquatic plants at specific sites where these plants currently interfere with the use of public waters. This will involve the application of specialized herbicides utilizing boats, airboats, helicopters, etc., and

027309



Mr. Jim Rush  
August 10, 1984  
Page 2

## EXHIBIT

MAY 14 1985 NO. 19

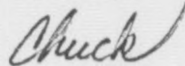
### STATE BUDGET & CONTROL BOARD

- Approximately \$200,000 will be used to conduct research to develop methods to eradicate these noxious plants.

The Wildlife Technician III position will perform various duties to include conducting annual surveys due to aquatic weeds, determination of water use impairment due to aquatic weeds, development of management strategies for each identified problem area, coordination of implementation of management strategies, inspection of potential vendors' plants and equipment, monitoring of control program results, identify aquatic plant research needs, recommend research projects for funding, and evaluate results of research activities. To ensure this program is established and implemented in a timely manner, the Wildlife Technician III position needs to be staffed as soon as possible. The requested transfer will allow the Commission to accomplish this action.

If any further information is necessary, please contact me.

Sincerely,



Chuck Fallaw  
Director of Administrative Services

CF:fw  
Enclosure

027310

MAY - 8 1985  
85-72

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

For meeting scheduled for:

May 14, 1985

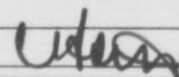
Blue Agenda

☒ Regular Session Agenda

☐ Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: 

2. Subject: Joint Legislative Committee on Children Request the Transfer of Personal Service Funds to Equipment.

3. Summary Background Information:

The Joint Legislative Committee on Children requests authorization to transfer \$3,400.00 of appropriated General Fund Personal Service to Equipment. The purchase of computer equipment will improve the office efficiency and assist the agency to achieve its long range goals and objectives.

EXHIBIT

MAY 14 1985 NO. 19


STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$3,400.00 from Personal Service to Equipment.

5. What is recommendation of the Board Division involved?

Recommend Approval.

  
Recommended By:

6. Recommendation of other office (as required)?

(a) Office Name

Authorized

(b) Signature

7. Supporting Documents:

List Those Attached

1. Agency Letter
2. Transfer Form #30

List Those Not Attached But Available  
from Submitter

027311

(2)

|                      |                           |                                  |                                 |            |              |               |
|----------------------|---------------------------|----------------------------------|---------------------------------|------------|--------------|---------------|
| AGENCY NUMBER<br>A70 | AGENCY BATCH NUMBER<br>95 | OBJECT CODE WASH TOTAL<br>10,096 | TOTAL BATCH AMOUNT<br>\$3400.00 | BATCH DATE | BATCH NUMBER | DOCUMENT<br>3 |
|----------------------|---------------------------|----------------------------------|---------------------------------|------------|--------------|---------------|

AGENCY VOUCHER NUMBER

85-110

## STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

C.G. WARRANT NUMBER

AGENCY TRANSFERRED TO (CRI)

NAME

Children's Committee

ADDRESS

Suite 118, Blatt Bldg.

Cola, SC 29211

## APPROPRIATION TRANSFER

TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

AGENCY TRANSFERRED FROM (ORI)

NAME

Children's Committee

ADDRESS

Suite 118, Blatt Bldg.

Cola, SC 29211

REASON FOR TRANSFER: Purchase computer equipment

FROM

| FM | TRANS<br>CODE | AGCY<br>NO | MINI<br>CODE | SUB<br>FUND<br>CODE | SUB<br>SIDIARY<br>ACCOUNT<br>NO | ENCUM<br>BRANCE<br>NO | M<br>O<br>D | PROJECT<br>CODE | AGENCY<br>REFERENCE<br>NUMBER | OBJECT<br>CODE | TRANSACTION<br>AMOUNT | MULTI<br>PURPOSE<br>CODE |
|----|---------------|------------|--------------|---------------------|---------------------------------|-----------------------|-------------|-----------------|-------------------------------|----------------|-----------------------|--------------------------|
| 10 | 350           | A70        | 0998         | 1001                |                                 |                       |             |                 |                               | 9896           | 3400.00               |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
|    |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |
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TO

| FM | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE | C G R |
|----|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|-------|
| 10 | 300        | A70     | 0998      | 1001          |                        |                 |       |              |                         | 0600        | 3400.00            |                    |       |
|    |            |         |           |               |                        |                 |       |              |                         | TOTAL 0600  | 3400.00            |                    |       |

REQUESTED BY

*James Watson*  
*Adrian Cassio*

DATE 04-26-85

STATE BUDGET ANALYST

DATE

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized.

STATE AUDITOR

DATE

# Joint Legislative Committee on Children

## HOUSE MEMBERS:

PARKER EVATT, *Chairman*  
DAVID BEASLEY  
DAVID H. WILKINS

## SENATE MEMBERS:

ELIZABETH PATTERSON, *Vice Chairman*  
NICK A. THEODORE  
NELL W. SMITH

## GUBERNATORIAL APPOINTEES:

ARLENE ANDREWS  
SYLVIA DREYFUS  
DORIS COAXUM



State of South Carolina

## COMMITTEE STAFF:

ANNE F. CUSHMAN, *ESQ.*  
*Director of Research*  
SUSAN P. AGLE  
*Research Assistant*  
JANE WATSON  
*Administrative Assistant*

## COMMITTEE ADDRESS:

Suite 118, Blatt Building  
P.O. Box 11867  
Columbia, SC 29211

## COMMITTEE TELEPHONE:

803/758-5771

April 25, 1985

EXHIBIT

MAY 14 1985 NO. 19

STATE BUDGET & CONTROL BOARD

Jesse Coles, Ph.D.  
Director of State Budget Division  
406 Wade Hampton Office Building  
Columbia, South Carolina 29201

Dear Jesse:

This is an official request to transfer funds out of our Unclassified Part-time Personnel to Contractual Services for the purchase of a 64K VS Workstation. The cost of this computer equipment is \$3,400.

With the increase in public awareness of children and families in our society, the work of the Children's Committee has expanded substantially. Over the past several years the Children's Committee has introduced and had passed a significant number of bills and work which could be greatly enhanced by the use of a computer.

The most notable benefit of this computer system would be the variety of functions that it performs. It would be used as a word processor and printer for all correspondence, an automated accounting system and most importantly as a more efficient tool for the drafting and redrafting of legislation.

In addition to the regular legislative duties, this computer could also help with the annual American Bar Association Law in the Fifty States Report on Domestic Law, the annual supplement to the South Carolina Bar Children's Code Handbook and the bimonthly publication of a legislative bulletin on family law which is distributed to over 300 persons across the state.

RECEIVED  
APR 30 1985

Budget & Control Board  
STATE BUDGET DIVISION

027313



# EXHIBIT

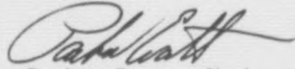
Dr. Cole  
Page 2  
April 25, 1985

MAY 14 1985 NO. 19

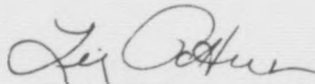
STATE BUDGET & CONTROL BOARD

We respectfully ask your committee's support to transfer these funds for the purchase of this workstation which will enable us to provide the quality of work that this General Assembly deserves.

Sincerely,



Parker Evatt, Chairman  
Representative



Elizabeth Patterson, Vice-Chairman  
Senator

PE/EP/jw

027314

MAY - 8 1985

85-73

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

For meeting scheduled for:

May 14, 1985

Blue Agenda

☒ Regular Session Agenda☐ Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: *[Signature]*

2. Subject: Optometry Examiners Board Request to Transfer Personal Service Funds to Contractual Services.

3. Summary Background Information:

The Board of Examiners in Optometry requests authorization to transfer \$1,275.00 appropriated General Fund Per Diem to Contractual Services. This transfer is needed to pay the cost of a Management Service contract with the Southern Training Corporation.

## EXHIBIT

MAY 14 1985

NO. 19

STATE BUDGET &amp; CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$1,275.00 from Per Diem to Contractual Services.

5. What is recommendation of the Board Division involved?

Recommend Approval.

*James H. Bow*  
Recommended By:

6. Recommendation of other office (as required)?

(a) Office Name \_\_\_\_\_

Authorized

(b) Signature \_\_\_\_\_

7. Supporting Documents:

List Those Attached

1. Agency Letter
2. Transfer Form #30

List Those Not Attached But Available from Submitter

027315

(f)

|                      |                            |                                |                                  |                      |              |               |
|----------------------|----------------------------|--------------------------------|----------------------------------|----------------------|--------------|---------------|
| AGENCY NUMBER<br>S18 | AGENCY BATCH NUMBER<br>M-2 | OBJECT CODE HASH TOTAL<br>0372 | TOTAL BATCH AMOUNT<br>\$1,275.00 | BATCH DATE<br>5/2/85 | BATCH NUMBER | DOCUMENT<br>3 |
|----------------------|----------------------------|--------------------------------|----------------------------------|----------------------|--------------|---------------|

AGENCY VOUCHER NUMBER

## STATE OF SOUTH CAROLINA

CG WARRANT NUMBER

BUDGET AND CONTROL BOARD - FINANCE DIVISION

AGENCY TRANSFERRED TO (CIR)

AGENCY TRANSFERRED FROM (CIR)

NAME  
SC Board of Examiners  
in Optometry

## APPROPRIATION TRANSFER

ADDRESS  
P O Box 8725  
Columbia, SC 29202

## TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

NAME

SAME

ADDRESS

REASON FOR TRANSFER: To pay for contractural services

FROM

| FM                           | TRANS<br>CODE | AGCY<br>NO | MINI<br>CODE | SUB<br>FUND<br>CODE | SUB<br>SIDIARY<br>ACCOUNT<br>NO | ENCUM<br>BRANCE<br>NO | M<br>O<br>D | PROJECT<br>CODE | AGENCY<br>REFERENCE<br>NUMBER | OBJECT<br>CODE | TRANSACTION<br>AMOUNT | MULTI<br>PURPOSE<br>CODE | C<br>G<br>R |
|------------------------------|---------------|------------|--------------|---------------------|---------------------------------|-----------------------|-------------|-----------------|-------------------------------|----------------|-----------------------|--------------------------|-------------|
| 11                           | 350<br>640    | S18        | 0931         | 1001                |                                 |                       |             |                 |                               | 0172           | 1,275.00              |                          |             |
| EXHIBIT                      |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |             |
| MAY 14 1985 NO. 19           |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |             |
| STATE BUDGET & CONTROL BOARD |               |            |              |                     |                                 |                       |             |                 |                               |                |                       |                          |             |
| TOTAL                        |               |            |              |                     |                                 |                       |             |                 |                               | 0172           | 1,275.00              |                          |             |

TO

| FM    | TRANS<br>CODE | AGCY<br>NO | MINI<br>CODE | SUB<br>FUND<br>CODE | SUB<br>SIDIARY<br>ACCOUNT<br>NO | ENCUM<br>BRANCE<br>NO | M<br>O<br>D | PROJECT<br>CODE | AGENCY<br>REFERENCE<br>NUMBER | OBJECT<br>CODE | TRANSACTION<br>AMOUNT | MULTI<br>PURPOSE<br>CODE | C<br>G<br>R |
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| 11    | 300<br>640    | S18        | 0931         | 1001                |                                 |                       |             |                 |                               | 0200           | 1,275.00              |                          |             |
| TOTAL |               |            |              |                     |                                 |                       |             |                 |                               | 0200           | 1,275.00              |                          |             |

REQUESTED BY Charles G. Wilson DATE 5-2-85 STATE BUDGET ANALYST \_\_\_\_\_ DATE \_\_\_\_\_Administrative

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized

STATE AUDITOR

027316 DATE

# The South Carolina Board of Examiners in Optometry

Post Office Box 8725



Columbia, South Carolina 29202

(803) 254-3661

799-1739

## EXHIBIT

MAY 14 1985

NO. 19

STATE BUDGET & CONTROL BOARD

May 2, 1985

Frances H. Barr  
State Budget Analyst  
Finance Division  
Budget and Control Board  
407 Wade Hampton Building  
Columbia, SC 29201

Dear Ms. Barr:

The South Carolina Board of Examiners in Optometry (S18) requests an appropriation transfer of \$1,275.00 in line item 0172 (Per Diem) to line item 0200 (Contractual Services).

The Board requests the transfer to be able to pay Southern Training Corporation for providing contractual service through the end of this fiscal year. Southern Training Corporation began contractual services with the Board of April 1, 1985.

Thank you for your assistance in this matter.

Sincerely,

A. James Lyday  
Secretary/Treasurer

RECEIVED

MAY 03 1985

Budget & Control Board  
STATE BUDGET DIVISION

027317



MAY - 8 1985  
85-69

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

For meeting scheduled for:

May 14, 1985

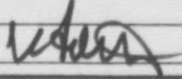
Blue Agenda

☒ Regular Session Agenda

Executive Session Agenda

1. Submitted By:

(a) Agency: State Budget Division

(b) Authorized Official Signature: 

2. Subject: Budget & Control Board - Local Government Requests to Transfer Personal Service to Other Operating Expenses.

3. Summary Background Information:

The Budget and Control Board Division of Local Government requests authorization to transfer \$500.00 appropriated General Fund temporary position to Contractual Services. This transfer is needed to provide the necessary funds to meet the agency's contractual obligations (telephone) for the remainder of the fiscal year.

EXHIBIT

MAY 14 1985 NO. 19

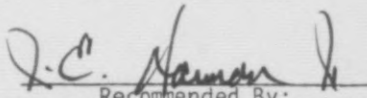
STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the transfer of \$500.00 from Personal Service to Other Operating Expenses.

5. What is recommendation of the Board Division involved?

Recommend Approval.

  
Recommended By:

6. Recommendation of other office (as required)?

(a) Office Name \_\_\_\_\_ Authorized  
(b) Signature \_\_\_\_\_

7. Supporting Documents:

List Those Attached

1. Agency Letter
2. Transfer Form #30

List Those Not Attached But Available  
from Submitter

027318

(9)

AGENCY NUMBER      AGENCY BATCH NUMBER      OBJECT CODE HASH TOTAL      TOTAL BATCH AMOUNT      BATCH DATE      BATCH NUMBER      DOCUMENT

3

AGENCY VOUCHER NUMBER

T85002

## STATE OF SOUTH CAROLINA

BUDGET AND CONTROL BOARD - FINANCE DIVISION

CG WARRANT NUMBER

AGENCY TRANSFERRED TO (CR)

NAME  
B&C--Local GovernmentADDRESS  
P.O. Box 11867

Columbia, SC      29211

## APPROPRIATION TRANSFER

## TO REQUESTING AGENCY:

This form must be supported with documentation indicating the reason for the transfer. No commitment should be made in anticipation of the approval of a transfer.

AGENCY TRANSFERRED FROM (DR)

NAME  
B&C--Local GovernmentADDRESS  
P.O. Box 11867

Columbia, SC      29211

To meet expenses in FY 84-85

REASON FOR TRANSFER:

FROM

| FM   | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|--|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|
| 10   | 350        | F26     | 0172      | 1001          |                        |                 |       |              |                         | 0171        | \$ 500.00          |                    |
| <div style="text-align: center;"> <b>EXHIBIT</b><br/> MAY 14 1985      NO. 19<br/> STATE BUDGET &amp; CONTROL BOARD </div> |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
|  |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
|  |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
|  |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
| TOTAL  |            |         |           |               |                        |                 |       |              |                         | 0171        | \$ 500.00          |                    |

TO

| FM    | TRANS CODE | AGCY NO | MINI CODE | SUB FUND CODE | SUB SIDIARY ACCOUNT NO | ENCUM BRANCE NO | M O D | PROJECT CODE | AGENCY REFERENCE NUMBER | OBJECT CODE | TRANSACTION AMOUNT | MULTI PURPOSE CODE |
|-------|------------|---------|-----------|---------------|------------------------|-----------------|-------|--------------|-------------------------|-------------|--------------------|--------------------|
| 10    | 300        | F26     | 0172      | 1001          |                        |                 |       |              |                         | 0200        | \$ 500.00          |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
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|       |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
|       |            |         |           |               |                        |                 |       |              |                         |             |                    |                    |
| TOTAL |            |         |           |               |                        |                 |       |              |                         | 0200        | \$ 500.00          |                    |

REQUESTED BY  DATE 4/29/85 STATE BUDGET ANALYST \_\_\_\_\_ DATE \_\_\_\_\_

To the Comptroller General and Treasurer: By unanimous approval of the Budget and Control Board, the above appropriation transfers are authorized

STATE AUDITOR **027319** DATE \_\_\_\_\_

# EXHIBIT

MAY 14 1985

NO. 19

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

STATE BUDGET & CONTROL BOARD

Woody Brooks  
Executive Director  
(803) 758-3606

April 30, 1985


Mr. Curtis Holt  
Assistant Director  
Analysis and Reports  
B&C--Budget Division  
406 Wade Hampton Bldg.  
Columbia, SC 29201

Dear Mr. Holt:

The Division of Local Government has submitted the appropriate documents (T85002) requesting the transfer of \$500.00 from Temporary Positions (0172 1001 0171) to Contractual Services (0172 1001 0200). These funds are needed in Contractual Services in order to meet our obligations for the remainder of FY 84-85.

We ask the Board to act favorably upon this request.

With kind regards,

  
Woody Brooks

nw

027320

# EXHIBIT

MAY 14 1985

NO. 20

STATE BUDGET AND CONTROL BOARD

MEETING OF May 14, 1985

STATE BUDGET & CONTROL BOARD

REGULAR SESSION

ITEM NUMBER

13

AGENCY: Human Resource Management

SUBJECT: Employee Tuition Aid

The Division advises that USC seeks authorization to provide tuition aid for an employee to attend Emory University's GYN/OB Nurse Practitioner Program. This would eliminate a need to replace the University's full-time gynecologist who is retiring in 1986. This approach is considered to be a less costly method of providing service in this area.

The costs involved are estimated as follows: tuition, not to exceed \$5,000; travel, not to exceed \$1,000; books, not to exceed \$100; parking, not to exceed \$48. The funds will be provided by student health service generated "B" funds.

The individual to be involved has agreed to commit her services to the Student Health Center at USC for two years beginning with her return to work immediately following the training. She has agreed to repay the cost of the tuition and travel on a pro-rata basis in the event she should resign before the end of the two-year period. It is understood that the training is not being undertaken for the purpose of position reclassification.

---

BOARD ACTION REQUESTED:

The Division recommends approval of the University's request to provide tuition aid for training one employee as a gynecology nurse practitioner.

---

ATTACHMENTS:

Agenda item coversheet plus attachments.

027321



MAY - 8 1985

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

For meeting scheduled for:

May 14, 1985

Blue Agenda

☒ Regular Session Agenda☐ Executive Session Agenda

1. Submitted By: Human Resource Management

(a) Agency:

(b) Authorized Official Signature:

*Phyllis M. Mayes*

2. Subject: Employee Tuition Aid

3. Summary Background Information:

The University of South Carolina is requesting approval to provide tuition aid for an employee to attend Emory University for the GYN/OB Nurse Practitioner Program. This would enable a nurse already on staff at USC to be certified as a Gynecology Nurse-Practitioner. Having someone certified in this area would eliminate the need for USC to replace their full-time gynecologist who is retiring in 1986. This approach will be a less costly method of providing quality service in this area.

## EXHIBIT

MAY 14 1985

NO. 20

STATE BUDGET &amp; CONTROL BOARD

4. What is Board asked to do?

Approve the University's request to provide tuition aid for training one employee as a Gynecology Nurse Practitioner.

5. What is recommendation of the Board Division involved?

Approval

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. Letter of Request
2. Tuition Aid Proposed
3. Course Overview
4. Excerpt from Personnel Rules

027322



# EXHIBIT

MAY 14 1985

NO. 20

UNIVERSITY OF SOUTH CAROLINA STATE BUDGET & CONTROL BOARD

COLUMBIA, S. C. 29208

OFFICE OF THE SYSTEM VICE PRESIDENT

Personnel Services

RECEIVED  
APR 26 1985

April 26, 1985

DIVISION OF HUMAN  
RESOURCE MANAGEMENT

BY HAND

Mrs. Phyllis Mayes, Director  
Division of Human Resource Management  
1205 Pendleton Street  
Columbia, SC 29201

Dear Phyllis:

The Thompson Student Health Center at the University of South Carolina provides care to approximately 40 students per day in its Gynecology Clinic. The clinic is staffed by one full-time Gynecologist, Dr. William Potts, who will retire in 1986. Dr. Potts, as a fully-certified specialist, remains the only such full-time specialist within a University Student Health operation in the entire Southeast. This arrangement has provided for uniquely outstanding service to our women students; however, in view of rising costs and other budget constrictions, the service has also been uniquely expensive.

Other Student Health Operations have devised gynecological services that focus around Certified Gynecology Nurse-Practitioners with specialty medical backup from the local medical community. This approach is far less costly but until the present, has been neither possible nor desirable for the University. With the impending retirement of Dr. Potts and with a Master's level Nurse on staff who could become certified as a Gynecology Nurse-Practitioner, the University requests the Board's approval to send Ms. Linda Morphis to Emory University for the GYN/OB Nurse Practitioner Program. This request is made pursuant to Division of Human Resource Management regulation 710.05 which provides for agencies to bear the cost of training for an employee to acquire skills necessary to perform additional duties to meet agency needs.

The proposal for employee tuition aid is enclosed as is a course overview. If the proposal is approved, Ms. Morphis will be on authorized leave

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Mrs. Phyllis Mayes, Director  
April 26, 1985  
Page Two

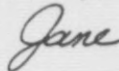
# EXHIBIT

MAY 14 1985 NO. 20

STATE BUDGET & CONTROL BOARD

without pay for her four-month absence from her duties. Please do not  
hesitate to call me if there are questions about this request.

Sincerely,



Jane M. Jameson  
System Vice President

jc

Enclosures

cc: Dennis Pruitt  
Vice President for Student Affairs

Linda Morphis, R.N., M.N.  
Thompson Student Health Center

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# EXHIBIT

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NO. 20

## PROPOSAL FOR EMPLOYEE TUITION AID

STATE BUDGET & CONTROL BOARD

### Program Justification Based on Agency Need

In assessing agency need and reviewing the most frequent reasons for appointments made to the Gynecological Clinic (annual pap smears, birth control information, and care of the essentially healthy woman with non-life threatening gynecological problems), it has been determined that a qualified nurse practitioner could fill this position and continue to provide quality care to students at a greatly reduced employment cost (Physician salary of \$65,000 vs Nurse Practitioner salary of \$25,000). Ms. Morphis is a Master's level Nurse and has been with the Student Health Center for six years and is familiar with the Gynecology Clinic.

### Conditions Related to the Training

GYN/OB Nurse Practitioner training is offered at Emory University which prepares a registered nurse to function as a Gynecology Nurse Practitioner. On-site training is required for 17 weeks of didactic and clinical experience. Authorized leave without pay from current responsibilities will be approved within the University.

### Positions for Which Tuition Aid is Requested

Tuition aid is requested for one person, Linda Morphis, Nurse Practitioner.

### Cost Estimates for Tuition Aid

- Payment of tuition, not to exceed \$5,000
- Reimbursement for travel, not to exceed \$1,000
- Payment for books, not to exceed \$100
- Reimbursement for parking expense not to exceed \$48
- The cost of this proposal will be met by Student Health Service generated B" funds.

### Service Commitment and Payback Agreement

Ms. Morphis agrees to commit her services to the Student Health Center of the University of South Carolina for a period of two years, this period to begin with her return to work immediately following the training. In the event of her resignation prior to the end of this two year period, Ms. Morphis has agreed to repay the cost of the tuition and travel on a prorata basis. Also, it is understood that this training is not being undertaken for the purpose of position reclassification.

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EMORY UNIVERSITY  
REGIONAL TRAINING CENTER FOR FAMILY PLANNING  
GYN/OB NURSE PRACTITIONER PROGRAM

EXHIBIT

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NO. 20

COURSE OVERVIEW

STATE BUDGET & CONTROL BOARD

PURPOSE:

To prepare clinically competent GYN/OB nurse practitioners to provide high quality health care predominantly in an ambulatory setting.

PROGRAM OBJECTIVES:

At the end of the program, the student will be able to:

Obtain a complete health, psychosocial and obstetric/gynecologic history and record findings in an organized and succinct form.

Perform a complete physical examination.

Order, perform and interpret routine laboratory tests.

Provide ambulatory care within written protocols for the low risk woman with family planning and gynecologic needs.

Provide ambulatory care within written protocols for the woman with an uncomplicated pregnancy.

Identify high risk women and refer them to appropriate team members for specialized care.

Develop a health maintenance plan, including health education, disease prevention and anticipatory guidance to women and the people who constitute their support system.

Identify women's health care issues/needs as they impact on the community.

Function as a GYN/OB nurse practitioner and work interdependently with the health care team to improve the quality of health care.

CONTENT:

The course is divided into three components - didactic component, clinical component and preceptorship. The didactic component is composed of nine modules:

- |             |  |
|-------------|--|
| Module I    | - Interview, Counseling and Consumer Education |
| Module II   | - Physical Assessment                          |
| Module III  | - Common Problems of the Adult Female          |
| Module IV   | - Contraception                                |
| Module V    | - Adolescent Health Care                       |
| Module VI   | - Gynecology                                   |
| Module VII  | - Obstetrics                                   |
| Module VIII | - The Neonate                                  |
| Module IX   | - Nurse Practitioner Issues                    |

Each student receives a set of learning objectives for all modules to assist with preparation for each class.

The clinical component begins after completion of Module VI-Gynecology. After this module the clinical component and didactic component are integrated.

Expires 5/31/85

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(FROM PERSONNEL RULES)

STATE BUDGET & CONTROL BOARD

## 710.07 REQUESTS FOR SPECIAL CONSIDERATION

- A. If an agency determines that it has staff development or training needs which cannot be satisfactorily fulfilled by employing one or more of the methods and programs provided above, the agency may develop and submit to the Budget and Control Board for approval a proposal for employee tuition aid. Each proposal shall include the following information:
1. Program justification based on agency needs;
  2. Conditions related to the training;
  3. All classes and the number of positions in each class for which tuition aid is requested.
  4. FY cost estimates for participation in the requested program; and
  5. A service commitment and payback agreement.
- B. Approval of the proposal by the Budget and Control Board must precede the selection of employees for training. Further, the Board may require the agency to provide sufficient data for proper evaluation of the program's value and cost effectiveness.

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# EXHIBIT

MAY 14 1985 NO. 21

STATE BUDGET & CONTROL BOARD  
STATE BUDGET AND CONTROL BOARD REGULAR SESSION  
MEETING OF May 14, 1985 ITEM NUMBER 14

AGENCY: Human Resource Management

SUBJECT: Proposed Executive Compensation System Procedures

The Division recommends adoption of the attached procedures to maintain the Executive Compensation System as required by the 1985-86 Appropriations Bill. Please refer to attachment for details.

The Division asks the Board to authorize it to implement these procedures on July 1, 1985.

BOARD ACTION REQUESTED:

Approve the attached administrative procedures for use beginning July 1, 1985 with the understanding that these regulations will be resubmitted to the Board during the first quarter of fiscal year 1985-86 to initiate the review process required by the Administrative Procedures Act.

ATTACHMENTS:

Agenda item worksheet plus referenced procedures.

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MAY - 8 1985

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

For meeting scheduled for:

May 14, 1985

Blue Agenda

Regular Session Agenda

X Executive Session Agenda

1. Submitted By:

(a) Agency: Division of Human Resource Management

(b) Authorized Official Signature: Phyllis M. Mayes

2. Subject: Proposed Executive Compensation System Procedures.

3. Summary Background Information:

In order to maintain the Executive Compensation System as required by the 1985-86 Appropriations Bill, the Division of Human Resource Management recommends adoption of the attached procedures.

The Administrative Procedures Act requires that these procedures be submitted to the General Assembly for review before becoming Board regulations.

EXHIBIT

MAY 14 1985 NO. 21

STATE BUDGET & CONTROL BOARD

4. What is Board asked to do?

Approve the administrative procedures for use beginning July 1, 1985. These rules will be resubmitted to the Board during the first quarter of FY85-86 to initiate the Administrative Procedures Act process.

5. What is recommendation of the Board Division involved?

Authorize Division of Human Resource Management to implement these procedures on July 1, 1985.

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

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# EXHIBIT

MAY 14 1985

NO. 2 1

## Summary of Executive Compensation Procedures

STATE BUDGET & CONTROL BOARD

1. Division of Human Resource Management shall act as the agent of the Board in the administration of the Executive Compensation System:
  - a) designate positions subject to regulations,
  - b) evaluate point assignments for each position,
  - c) maintain official records of System positions.
2. Executive employees will be paid no less than the minimum and no more than the maximum of their pay ranges, subject to other provisions of law (i.e., 98% of agency head salary limitation proviso).
3. Executive employees may be hired up to the range midpoint without approval, above the midpoint with Budget and Control Board approval.
4. Executive employee performance review dates will be July 1 of each year.
5. Annual pay increases will be awarded in the same manner as for unclassified academic employees - in amounts without uniformity, once each fiscal year.
6. For promotions and position reevaluations, pay increases may be awarded in an amount not to exceed the percentage change between the old and new midpoints or up to the new midpoint.
7. For demotions and downward position reevaluations, the employee's pay may remain above the new lower range maximum for 2 years before it must be reduced at least to the new lower maximum.
8. The Budget and Control Board may approve special pay increases if extraordinary circumstances warrant such approval.

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# EXHIBIT

MAY 14 1985

NO. 2 1

STATE BUDGET & CONTROL BOARD

Procedures to Govern the  
Administration of the  
Executive Compensation System

027331

# EXHIBIT

MAY 14 1985

NO. 2 1

## -- SCOPE AND PURPOSE

### STATE BUDGET & CONTROL BOARD

These Regulations set forth the policies and procedures for the establishment, maintenance and administration of the compensation plan applicable to all positions in the Executive Compensation System.

## -- STATEMENTS OF POLICY

- A. The Division of Human Resource Management shall act as the agent of the Budget and Control Board in the administration of all Budget and Control Board policies and procedures relating to the compensation plan.
- B. The Division of Human Resource Management shall designate all positions subject to the regulations of the Executive Compensation System.
- C. The Division of Human Resource Management shall establish a compensation plan to consist of (1) the official listing of all positions, (2) the pay range for each position, and (3) the policies and procedures governing the administration of the compensation plan.
- D. The Division of Human Resource Management periodically shall conduct studies of all point assignments for the purpose of making recommendations that will maintain a competitive compensation plan.
- E. An employee shall not be paid in excess of the pay range for a position, unless such payments are authorized by these regulations.
- F. All employees shall be paid in accordance with the rates shown for their respective pay range and the provisions of these regulations, subject to all other applicable laws and regulations.
- G. The Budget and Control Board may approve, at its discretion, justifiable exceptions to these policies and regulations.

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# EXHIBIT

MAY 14 1985

NO. 2 1

## -- EMPLOYMENT RATES

## STATE BUDGET & CONTROL BOARD

- A. An employee who is given an original appointment must be paid at least the minimum rate for the position to which appointed unless there are budgetary limitations that would prevent employment at the minimum rate for the position. In such cases, and with proper written justification, the Division of Human Resource Management may approve the employee's appointment rate and any other special provision that shall apply.
- B. Employees possessing training and/or experience above the minimum training and experience required for the position may be hired at any rate up to the midpoint of the pay range for the position in which hired. The Budget and Control Board may authorize payment at a rate above the midpoint of the pay range for the position to which the appointment is being made if it is determined that the employee is exceptionally qualified for the position.
- C. An employee who is given a reinstatement appointment within one year of separation from service may, at the discretion of the agency head, be paid at any rate within the pay range for the position to which reinstated provided the rate is equal to or below the rate being paid at the time of separation. The employee shall not be eligible for salary adjustments while not employed; however, if the rate at the time of separation was lower than the current minimum rate for the position, the employee shall be paid at least the current minimum rate.

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D. An employee who has been granted an authorized leave of absence without pay shall be paid at the same rate being paid at the time leave was granted, except that upon return from leave the employee may be granted any legislative market adjustments made during the employee's absence. In determining the amount of adjustment that the employee may be granted, the same implementation instructions that applied to all other employees in the Executive Compensation System shall be followed.

EXHIBIT

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STATE BUDGET & CONTROL BOARD

-- ESTABLISHING AND MAINTAINING PERFORMANCE REVIEW DATES

Each employee's review date shall be established as July 1 following either an original appointment, a reinstatement appointment, a promotional appointment, a demotion, or a position reevaluation.

-- SALARY INCREASES

A. Annual Pay Increases

1. Executive Compensation System employees may be awarded annual pay increases in amounts without uniformity. The amount of the annual pay increase shall be based on and paid from the funds appropriated by the General Assembly for employee compensation.
2. No annual pay increase may be granted that will cause the employee's salary to exceed the maximum of the pay range for the position.

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# EXHIBIT

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## B. Salary Increases Upon Promotion

STATE BUDGET & CONTROL BOARD

1. Upon promotion, the salary of an employee shall be increased at least to the minimum rate of the position to which promoted.
2. Upon promotion, an employee's salary may be increased by any percentage up to the percentage change in midpoints or up to the midpoint of the pay range for the position to which promoted, provided such increase does not place the employee's salary above the maximum rate of the new pay range.

## C. Salary Increases Upon Upward Reevaluation

1. When an occupied position is reevaluated and is assigned a higher point value and a new pay range, the employee's salary shall be increased to at least the minimum rate of the new pay range.
2. Upon an upward reevaluation, an employee's salary may be increased by any percentage up to the percentage change in midpoints or up to the midpoint of the new higher pay range, provided such increase does not place the employee's salary above the maximum rate of the new pay range.

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## -- SPECIAL PAY INCREASES

### STATE BUDGET & CONTROL BOARD

The Budget and Control Board may approve extraordinary pay actions outside the provisions of these procedures, if circumstances warrant such approval. If, as a condition of such approval, any provisions of these regulations are affected, specific instructions to be followed shall be prescribed by the Budget and Control Board.

## -- SALARY DECREASES

### A. Pay Upon Demotion

1. An employee may be demoted with or without a reduction in pay at the discretion of the agency head. If the employee's salary is allowed to remain above the maximum rate for the lower position, the employee's rate of pay may remain unchanged for a period not to exceed two (2) years from the effective date of the demotion at which time the employee's salary must be lowered at least to the new range maximum. The employee shall not be eligible for pay increases of any type unless one of the following situations applies:
  - a. Subsequent range adjustments establish the maximum of the pay range above the employee's rate of pay.
  - b. The employee is subsequently promoted and his current rate of pay is below the maximum of the pay range for the position to which promoted.

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2. When the salary of an employee is not reduced and he/she is subsequently promoted within six (6) months from the date of demotion, he/she shall not be eligible for a promotional pay increase unless the salary at the time of promotion is below the minimum rate of pay for the position to which promoted.

B. Downward Pay Adjustments

1. When a position is reevaluated and assigned a lower pay range, the pay of an employee may be reduced as a result of this action. If the employee's salary exceeds the maximum of the new pay range, the salary may remain unchanged for a period not to exceed two (2) years from the effective date of the downward pay adjustment at which time the employee's salary must be lowered at least to the new range maximum unless one of the following situations applies:
  - a. Subsequent pay adjustments for the position establish the maximum of the pay range above the employee's rate of pay.
  - b. The employee is subsequently promoted and his current rate of pay is below the maximum for the position to which promoted.

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# EXHIBIT

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## -- EFFECTIVE DATE OF SALARY CHANGES

STATE BUDGET & CONTROL BOARD

The effective date of all salary changes provided for in these regulations shall be:

### A. Annual Pay Increases

Annual pay increases shall be made effective on the the first payroll period coincident with or immediately following the date specified by the General Assembly in the Annual Appropriations Act.

### B. Salary Increase Upon Promotion

A promotional increase shall be effective on the beginning of the pay period coincident with or immediately following the date of the promotion. If an employee is promoted and no funds are available for a promotional increase at the time of promotion due to budgetary limitations, a promotional increase may be granted if funds subsequently become available, provided that adequate documentation is submitted at the time of the promotion and the increase is granted within the same fiscal year. In no case can the promotional salary increase be made effective retroactive to the date of promotion.

### C. Salary Decrease Upon Demotion or Downward Reevaluation

A salary decrease resulting from a demotion or downward reevaluation may be made effective on the beginning of a payroll period coincident with or following the date of the demotion or downward reevaluation. Otherwise, a salary decrease shall be made effective on the beginning of the payroll period immediately following the end of two years from the effective date of either the demotion or downward reevaluation.

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