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University of South Carolina

BOARD OF TRUSTEES

October 26, 2010

The University of South Carolina Board of Trustees met on Tuesday, October 26, 2010, at 4:25 p.m. in Room 206B of the Osborne Administration Building.

Members present were: Mr. Miles Loadholt, Board Chairman; Mr. Eugene P. Warr, Jr., Board Vice Chairman; Mr. Herbert C. Adams; Mr. J. Egerton Burroughs; Mr. W. Lee Bussell, Sr.; Mr. Mark W. Buyck, Jr.; Mr. Greg Gregory; Mr. William C. Hubbard; Mr. William W. Jones, Jr.; Mr. Toney J. Lister; Ms. Leah B. Moody; Dr. C. Dorn Smith, III; and Mr. Mack I. Whittle, Jr.

Members absent were: Mr. Chuck Allen; Dr. C. Edward Floyd; Ms. Darla D. Moore; Dr. James H. Rex; Mr. John C. von Lehe, Jr.; Mr. Thad H. Westbrook; and Mr. Charles H. Williams.

Others present were: President Harris Pastides; Secretary Thomas L. Stepp; Vice President for Academic Affairs and Provost Michael D. Amiridis; Vice President for Finance and Planning William T. Moore; Vice President for Student Affairs and Vice Provost for Academic Support Dennis A. Pruitt; General Counsel Walter (Terry) H. Parham; Associate Vice President for Resource Planning Edward L. Walton; Associate Vice President for Finance and Budget Director, Division of Finance and Planning, Leslie Brunelli; Chancellor of USC Upstate Jane T. Upshaw; Associate Vice President for Facilities Tom Quasney; Director of Capital Budgets and Financing, Division of Business and Finance, Charles D. FitzSimons; Director of Intellectual Property Management, Division of Research and Graduate Education, Chad Hardaway; Special Assistant to the President and Director of Athletics John D. Gregory; Special Assistant to the President J. Cantey Heath; Director of Governmental and Community Relations and Legislative Liaison Shirley D. Mills; Associate Director of Governmental Affairs and Legislative Liaison Casey Martin; Director of the Office of Media Relations Margaret Lamb; Board staff member Terri Saxon; and members of the media.

Chairman Loadholt called the meeting to order and stated that notice of the meeting had been posted and the press notified as required by the Freedom of Information Act; the agenda and supporting materials had been circulated to the members; and a quorum was present to conduct business.

Chairman Loadholt asked Secretary Stepp to call the roll because of telephone participation.

Mrs. Lamb introduced members of the media who were in attendance.

I. The Tuition Revision - Regional Campuses:

Chairman Loadholt called for a motion to roll back the USC Regional Campus resident undergraduate tuition and required fees increase from 6.5 percent to 6.08 percent effective with the Spring 2011 semester, as previously approved by the Executive Committee. Mr. Buyck so moved and Mr. Gregory seconded the motion. The roll call vote was taken, and the motion carried unanimously.

II. Tuition Revision - USC Beaufort:

Chairman Loadholt called for a motion to roll back the USC Beaufort Campus resident undergraduate tuition and required fees increase from 9.5 percent to 7 percent effective with the Spring 2011 semester; as previously approved by the Executive Committee. Ms. Moody so moved and Mr. Burroughs seconded the motion.

Mr. Jones asked if the USC Columbia Campus could help the USC Beaufort Campus with the \$150,000 annual tuition cutback. President Pastides responded that Ms. Brunelli and Chancellor Upshaw had been diligently working on this issue. Dr. Moore stated that the issue would be considered in the Spring budget process.

Mr. Burroughs asked that a time be scheduled to discuss in more detail Mr. Jones' issue of funding parody.

The roll call vote was taken, and the motion carried unanimously. However, Mr. Jones stated that he gave his vote of approval "reluctantly and with the comfort given by the President that the Administration would use best efforts to assist with the \$150,000 cutback."

III. Sale of Intellectual Property: This item of business was deferred.

IV. Johnson Controls Contract Settlement:

Chairman Loadholt called for a motion to approve to settle, on a cash basis, the net payment due from JCI for guaranteed energy savings to date, in the amount of \$4,344,362; as previously approved by the Executive Committee. Mr. Hubbard so moved and Dr. Smith seconded the motion.

Mr. Jones asked what would happen if, on November 1st the University switched to the new Biomass Plant, and it did not work. Dr. Moore responded that the motion was for a settlement "to-date" and that any future shutdowns of the plant would be addressed through the current contract that would remain in place.

Mr. Burroughs requested from Dr. Moore that a presentation be made to the Fiscal Policy Committee with recommendations for policy and procedure changes to encompass what was learned through the mistakes on this project.

The roll call vote was taken. Mr. Adams, Mr. Burroughs, Mr. Bussell, Mr. Buyck, Mr. Gregory, Mr. Jones, Mr. Lister, Mr. Loadholt, Ms. Moody, Dr. Smith; Mr. Warr; and Mr. Whittle. Mr. Hubbard abstained. Therefore the motion carried unanimously.

Since there were no other matters to come before the Board, Chairman Loadholt declared the meeting adjourned at 4:35 p.m.

Respectfully submitted,

Thomas L. Stepp
Secretary