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University of South Carolina
BOARD OF TRUSTEES

Called Meeting

January 24, 2017

The University of South Carolina Board of Trustees convened in a called meeting at 4:00 p.m. on Tuesday, January 24, 2017, by telephone conference hosted from Room 206-B of the Osborne Administration Building.

Members participating were: Mr. John C. von Lehe Jr., Chairman; Mr. Hubert F. Mobley, Vice Chairman; Mr. Chuck Allen; Mr. J. Egerton Burroughs; Mr. Mark W. Buyck Jr.; Mr. Thomas C. Cofield; Mr. A.C. "Bubba" Fennell III; Dr. C. Edward Floyd; Mr. William C. Hubbard; Mr. William W. Jones Jr.; Mr. Toney J. Lister; Mr. Miles Loadholt; Ms. Leah B. Moody; Mr. Tommy D. Preston Jr.; Dr. C. Dorn Smith; Mr. Eugene P. Warr Jr.; and Mr. Thad H. Westbrook attended by telephone; with Mr. Mack I. Whittle, Jr. and Mr. Charles H. Williams attending in person. Absent from the meeting was Ms. Molly M. Spearman.

Others participating were: President Harris Pastides; Secretary J. Cantey Heath Jr.; General Counsel Walter "Terry" H. Parham; Chief Operating Officer Ed Walton; Athletics Director Ray Tanner; Chief Communications Officer Wes Hickman; Henry P. "Hank" Wall, outside counsel for the University; and Board of Trustees staff member Debra Allen.

I. Call to Order

Chairman von Lehe 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; and a quorum was present to conduct business.

Mr. Hickman indicated members of the news media would join the meeting when the Open Session started.

Motion for Executive Session

Chairman von Lehe called for a motion to enter Executive Session to discuss Athletics Department employment contracts and to receive legal advice related to the Darla Moore School of Business.

Mr. Mobley so moved and Mr. Jones seconded the motion. The vote was taken and the motion carried.

Chairman von Lehe invited President Pastides, Secretary Heath, Mr. Parham, Mr. Wall, Mr. Tanner, Mr. Walton, and Mr. Hickman to remain. Mr. Parham said that Mr. Wall would join the call at 4:10 p.m.

Executive Session

Return to Open Session

Chairman von Lehe asked Mr. Hickman to introduce members of the news media in attendance: John Whittle with *The Big Spur*; Scott Hood with *Gamecock Central*; Mike Wilson with *SEC Country*; David Caraviello with *The Post & Courier* newspaper in Charleston; Josh Kendall with *The State* newspaper in Columbia; and Pete Iacobelli with the Associated Press.

Chairman von Lehe called on Mr. Parham to present the Athletics Department employment contracts.

II. Athletics Department Employment Contracts

A. Eric Wolford

Mr. Parham said approval was sought for an employment contract for Assistant Football Coach Eric Wolford. The two-year contract, which will end December 31, 2018, will provide a base salary of \$350,000 annually and a media compensation payment of \$150,000 annually. Incentive and buyout provisions will be the same as those in the University's other assistant football coaching contracts, as is the use of an automobile.

Chairman von Lehe called for a motion to approve the contract as described by Mr. Parham. Mr. Jones so moved and Mr. Fennell seconded the motion. The vote was taken and the motion was approved.

B. Bryan McClendon

Mr. Parham said approval was sought for an employment contract for Assistant Football Coach Bryan McClendon. The new, two-year contract ending December 31, 2018, will retain his annual base salary of \$350,000 and increase his media compensation to \$150,000 in 2017 and \$165,000 in 2018. Incentive and buyout provisions will be the same as those in the University's other assistant football coaching contracts, as is the use of an automobile.

Chairman von Lehe called for a motion to approve the contract as described by Mr. Parham. Mr. Mobley so moved and Mr. Burroughs seconded the motion. The vote was taken and the motion was approved.

III. Darla Moore School of Business

Chairman von Lehe called for a motion and second to approve the settlement of B. L. Harbert International, LLC's claim regarding the construction of the Darla Moore School of Business for the sum of \$6,845,803, subject to the execution of an appropriate settlement agreement approved by University counsel. The settlement would consist of the following elements:

- Payment of the outstanding contract balance of \$1,808,800.00
- Payment of pending change orders in the sum of \$695,156
- Payment of subcontractor claims in the sum of \$2,543,000 and
- Payment of B. L. Harbert's claim of \$1,798,847.

Mr. Lister so moved and Mr. Jones seconded the motion. The vote was taken and the motion passed.

IV. Adjournment

There being no other matters to come before the Board, Chairman von Lehe declared the meeting adjourned at 4:45 p.m.

Respectfully submitted,

J. Cantey Heath, Jr.
Secretary