

Clemson University
Clemson, South Carolina

MINUTES

of the meeting of

THE CLEMSON UNIVERSITY

BOARD OF TRUSTEES

Held in the Board Room, Sikes Hall

April 10, 1976

The Board convened at 8:30 a.m. with the following members present: Paul W. McAlister, Chairman, presiding; Robert R. Coker, T. Kenneth Cribb, W. G. DesChamps, Jr., Lewis F. Holmes, W. Gordon McCabe, Jr., Buck Mickel, Paul Quattlebaum, Jr., James C. Self, D. Leslie Tindal and James M. Waddell, Jr.

Others present were: Robert C. Edwards, Walter T. Cox, Victor Hurst, Stanley G. Nicholas, Melford A. Wilson, George H. Aull, Jr., J. Garner Bagnal, Melvin C. Long, Stephen S. Melsheimer, George C. Skelley, Jr., Harold J. Price, Jr., E. N. Tyndall and Joseph B. McDevitt, Secretary.

Item 1. Minutes

The minutes of the meeting of January 10, 1976, heretofore submitted by mail to all members of the Board of Trustees, were approved as submitted.

Item 2. Use of Funds Arising from Sale of Properties

Statement: The Edisto and Truck Experiment Stations need additional facilities for storing farm machinery. It is important that arrangements be made as early as possible for providing such facilities. One of the highest priority on-campus projects affecting the Experiment Station and other related activities is the project entitled "Small Animal Research Facility and Flammable Chemical Storage". This project will involve both some renovation of and addition to the basement level of the west side of the Plant and Animal Science Building, which according to present estimates is expected to have a total cost of \$385,000. As the title implies, the building will serve more than one purpose and it is appropriate to

utilize funds from several sources. In addition to the funds provided for these purposes in Act 1555 of 1972 and Act 354 of 1973, it is planned that some of the funds available from previous sales of Experiment Station property also be utilized as necessary to help ensure that the project more adequately meets the requirements of the research and other programs.

By memorandum dated February 20, 1976 the Administration recommended that the Board of Trustees authorize and direct the Administration to utilize, to the extent necessary, funds available in the account, "Land and Timber Settlement - Experiment Station," (1) to defray the cost of badly needed equipment storage buildings at the Edisto and Truck Experiment Stations, estimated at \$18,250 and \$11,000 respectively, and (2) to provide such funds (currently estimated at \$90,000), as may be needed for use with funds provided in Act No. 1555 of 1972 and Act No. 354 of 1973 to carry out the plans of the Administration relating to the very high priority on-campus project, "Small Animal Research Facility and Flammable Chemical Storage."

The members of the Board, by mail ballot, unanimously approved the above recommendations.

Recommendation of the Budget and Finance Committee: That the approval by members of the Board of Trustees by mail ballot of the above recommendations of the Administration be confirmed and ratified.

Board Action: Confirmed and ratified.

Item 3. Permanent Improvements

Statement: In order to keep abreast of developments and take action as may be necessary on a timely basis, it is appropriate that legislation and implementation of legislation relating to permanent improvements be reviewed periodically and systematically with actions being ratified and confirmed, where appropriate, and provision made for any future changes which might be appropriate in the light of changing conditions.

Recommendation of the Budget and Finance Committee: That the Board of Trustees:

(1) Ratify and confirm the establishment, assessment and utilization of fees and charges provided for (a) in Act 1009 of 1962 and Act 489 of 1965 as they relate to Library construction and Library bonds; (b) in Act 491 of 1965 relating to construction and financing of the multipurpose auditorium (Littlejohn Coliseum); (c) in Act 1277 of 1970, as amended, relating to enlarging and improving Memorial Stadium; and (d) in Act 1278 of 1970, as amended, relating to plant improvements;

(2) Ratify, confirm and direct the continuation of (a) the admission fee to Memorial Stadium provided for in Act 1277 of 1970, as amended, at the rate of \$1.00; (b) the admission charge to Littlejohn Coliseum provided for in Act 491 of 1965 at the rate of 25¢; and (c) the periodic adjustments of allocations of the total amount of fees assessed for such purposes among the special student fees provided for in Act 1009 of 1962, as amended (Library), in Act 1277 of 1970, as amended (Memorial Stadium), and in Act 1278 of 1970, as amended (Plant Improvements), in order to meet changing conditions and help ensure maximum utilization of these funds;

(3) Authorize and direct the Administration to take such action as is appropriate to have the provisions of Act 1277 of 1970, as amended, changed to provide for the collection of an admission fee for the purposes of the Act from those attending intercollegiate varsity soccer games in Memorial Stadium; and

(4) Reaffirm the need for continuing the authorizations and funding provisions in the Acts referred to above.

Board Action: Approved.

Item 4. Student Fees

Statement: Under State law, fees applicable to Student Health Services must be sufficient to cover fully the cost of providing such services. This provision and recent and prospective developments relating to costs, programs and funding will require an increase in fees.

Recommendation of the Budget and Finance Committee: That in order to provide for the increased costs of operation of the Student Health Service, it is recommended that the Medical Fee semester charges for both full-time South Carolina resident and full-time nonresident students be increased from \$35 per student to \$40 per student, beginning with the fall semester, 1976-77. Further, that the Administration be authorized and directed to use the above rate as a guide for determining the rates for Summer Sessions and other periods of less than one semester, beginning with the Summer Sessions, 1977.

Board Action: Approved.

Item 5. Estate of George R. MacDonald

Statement: The late George R. MacDonald provided in his will for trust income to be paid to his wife for life and thereafter to "Clemson Agricultural College."

The language of the will does not conform to the highly technical requirements of the Internal Revenue Code so as to qualify the trust as a charitable remainder trust and thereby deductible for Federal and State estate tax purposes. The law provides that the governing instrument, in this case the Will, may be conformed so that the trust language will meet the technical requirements. A tripartite agreement was prepared for that purpose, requiring the signatures of Mrs. MacDonald, the Chairman and Secretary of the Clemson University Board of Trustees, and the Trust Officer of the South Carolina National Bank. The agreement had to be executed not later than December 31, 1975, the date the authorizing law expired.

By memorandum dated December 17, 1975 the Administration recommended that the members of the Board authorize signatures to the agreement by the Chairman and the Secretary. By mail ballot the members of the Board unanimously approved the recommendation and the agreement has been executed by the Chairman and the Secretary.

Recommendation of the Development Committee: That the execution of the tripartite agreement by the Chairman and the Secretary of the Board of Trustees be confirmed and ratified.

Board Action: Confirmed and ratified.

Item 6. Policy on Naming Buildings and Streets

Statement: An Ad Hoc Committee to Name Buildings and Streets on the Clemson campus was formed in the spring of 1962. The Committee has continued to function since that time with the members appointed by the President of the University. The Committee, after careful current study of its past practice in assigning names has made several recommendations which should be adopted by the Board of Trustees as official University policy.

Recommendation of the Development Committee: That the following policy be adopted by the Board of Trustees:

"POLICY ON NAMING BUILDINGS AND STREETS

The Committee which has been in existence since 1962 for the purpose of naming Clemson University buildings and streets shall now be designated as the Special Advisory Committee on Names to the Board of Trustees.

The Committee may use the following guidelines in arriving at recommendations:

Dormitories will be named for trustees of the University.

Academic buildings will be named for those who have served the University in an academic capacity. An effort will be made to assign names so that the use of the building and the area of responsibility of the individual honored are the same.

Buildings used for nonacademic activities will be named for persons who have contributed significantly to the University, preferably in the employ of Clemson in that activity to which the building is devoted.

Streets will be named for persons with long and eminent service to Clemson.

Except in rare instances, names utilized will only be those of individuals who are deceased.

This policy in no way prevents the University from accepting specific gifts for facilities, through the Clemson University Foundation, with the stipulation that such facilities bear the name of the donor."

Board Action: Adopted.

Item 7. Policy Concerning Charitable Contributions to Clemson University

Statement: There is no enunciated policy of the Board of Trustees recognizing the varying missions of University-affiliated organizations which promote charitable giving for the benefit of Clemson University. It is believed that a definitive policy on this subject would facilitate and enhance the work of each of such organizations and ensure that contributions are channeled to the recipient which can utilize them most effectively for the benefit of the University.

Recommendation of the Development Committee: That the Board of Trustees adopt the following policy:

POLICY OF THE BOARD OF TRUSTEES OF CLEMSON
UNIVERSITY CONCERNING CHARITABLE CONTRIBUTIONS
TO THE UNIVERSITY

The Clemson University Foundation exists as a separate, incorporated legal entity for the sole purpose of providing financial support for the educational and scientific undertakings of Clemson University. For this reason alone, if not for others,

the Foundation should be the prime vehicle to receive and manage all future endowment gifts and other contributions and bequests, when substantial financial benefits will be realized from skilled, professional management of such resources.

The fund-raising mission of the Foundation is not in conflict with that of the Clemson University Alumni Association. It is true that the latter has as one of its purposes the same purpose, previously stated, as the sole purpose of the Foundation. Thus, the Alumni Association solicits contributions, but only from Alumni, widows and widowers of Alumni, and parents of Clemson students. The Foundation seeks contributions from every conceivable source, including selected individuals who are solicited by the Alumni Association. However, a donor in that category who gives to the Foundation is credited by the Alumni Association as a contributor to the Alumni Loyalty Fund. In addition, there is a fundamental, philosophical difference in the approaches which the two organizations take toward potential givers. The Alumni Association conducts a separate, annual giving program each year on a calendar year basis. After meeting operating expenses, and, generally, after making annual contributions to the Clemson University Foundation, all remaining funds are transferred annually to the University and are generally consumed by it during its current fiscal year. The Association has no investment program other than to seek the best interest rate available on its short-term deposits. A contributor to the Alumni Loyalty Fund knows that the money will be used in its entirety within approximately a year's time.

Neither is the fund-raising mission of the Foundation in conflict with that of IPTAY. IPTAY is an entity of the University itself which is operated exclusively for educational purposes. All sums received by IPTAY are paid to Clemson University for the sole purpose of providing scholarships to deserving students meeting all of the scholastic and other requirements of the University, who will participate in the intercollegiate athletic programs of the University.

The Foundation primarily seeks substantial unrestricted gifts, which are invested for long-range growth. It also solicits other substantial gifts for long-range growth which, by reason of restrictions on their use, serve as lasting memorials to the donors or their designees. The Foundation also encourages prospective donors who wish to provide funds for the construction of University buildings to make their donations to the Foundation, knowing that the gifts in their entirety will ultimately be used for the restricted purpose, and with the thought that pending the actual expenditure of the money for construction, its investment and professional management through the Foundation will increase its worth through appreciation and reinvestment of income.

Still another sound reason for channeling the majority of giving to the Foundation is based upon the old and tested adage, "Nothing breeds success like success itself." The more substantial the financial holdings of the Foundation become, and the greater beneficial role it is thereby enabled to demonstrate that it performs on behalf of the University, the more successful will become the fund-raising mission of the Foundation.

Therefore, it is the policy of the Board of Trustees of Clemson University that except in the instance of specialized giving to the Alumni Association and to IPTAY, the Clemson University Foundation should be the principal recipient of all future endowment gifts, and of all other contributions and bequests when there is reason to believe that substantial financial benefits in the form of long-range appreciation of capital, and reasonable and increasing income will be realized from the Foundation's skilled, professional management of such resources. All individuals and organizations who further and promote charitable giving to Clemson University should encourage prospective donors to make such gifts to the Clemson University Foundation in accordance with this policy.

Board Action: Adopted.

Item 8. Enlargement of Clemson Memorial Stadium

Statement: Schematic drawings indicate that it is feasible to double-deck the south stands of Memorial Stadium. Adding sideline seats as an upper deck appears to be a more favorable approach to enlarging the stadium than adding seats in the west end zone, although sideline seats would cost approximately 30 percent more than end zone seats. Access to seats would be by ramps. An elevator would be available to serve press, radio and other special areas. It is estimated the addition would provide approximately 13,400 new seats, costing \$2,200,000. If it is determined to be economically infeasible to add all seats at one time, the construction of sections could be postponed and added section by section as needed.

Slightly over \$1,500,000 of the maximum of \$4,500,000 authorized for enlargement and improvement of Memorial Stadium and related facilities under the provisions of Act 1277 of 1970, as amended, have been committed, leaving an authorization of approximately \$3,000,000 to cover this expansion and other improvements.

Recommendation of the Student Affairs Committee: That the Board of Trustees authorize the Administration to secure approval and direction from the Budget and Control Board to commission engineers and architects to develop plans and to begin construction when it is determined to be economically feasible to add additional seats to Memorial Stadium.

Board Action: Approved.

Item 9. Modification of Memorial Stadium for Soccer

Statement: The success of the Soccer team has brought overflow crowds of 7,000 to 10,000 spectators at the present soccer field. At every home game hundreds of people stand throughout the contest. There have been requests to build a soccer stadium. Memorial Stadium has not been used for this sport since the walls of the stadium curve inward at the ends of the field, making the playing area too narrow for official soccer play. Engineering studies indicate the four field level corners of Memorial Stadium can be cut back giving the necessary width for an official soccer field. This renovation would remove about twelve hundred seats. However, these seats can be regained by reducing a number of over-width seats in the stadium to a standard seat width of 18 inches. This would result in no loss in the number of stadium seats. The enlarged playing area would then meet all demands for official soccer play in addition to providing adequate seats, rest rooms, and other conveniences for soccer spectators. The estimated cost of the project is \$50,000.

Recommendation of the Student Affairs Committee: That the Board of Trustees authorize the Administration to seek authority from the State Budget and Control Board to undertake this construction at the earliest practicable date.

Board Action: Approved.

Item 10. Folding Seats for Littlejohn Coliseum

Statement: When Littlejohn Coliseum was constructed, plans provided for foldaway seats to be included on the east and west walls of the arena. At the time of construction, funds were not available to purchase such seats, and bleachers and other make-shift arrangements have been used. With the growing demand, additional sideline seats of good quality are needed for graduations, Concert Series, conferences, conventions, concerts, as well as basketball games. Eight hundred fifty (850) fold-away seats for these areas can be purchased at an estimated cost of \$175,000.

Recommendation of the Student Affairs Committee: That the Administration be authorized to purchase fold-away seats for Littlejohn Coliseum as soon as it is determined economically feasible.

Board Action: Approved.

Item 11. Construction of Additional Tennis Courts

Statement: Six varsity tennis courts were lost when the natatorium at Fike Recreation Center was constructed, along with two courts on East Campus when Schilletter Hall was built. At the present time Clemson has 14 excellent all-weather courts located in Hoke Sloan Tennis Center. To accommodate the varsity tennis teams for men and women, the teaching courses, and leisure play of some 10,000 students, faculty and staff, 14 courts are inadequate. A plan of Hoke Sloan Tennis Center has been proposed which indicates that space is available for 13 additional courts, at an estimated cost of approximately \$150,000. This estimate does not include lights which would add \$50,000 to the cost. However, the plan provides for stubbing in fixtures so the courts would not be disturbed should lights be added at a later date.

Recommendation of the Student Affairs Committee: That the Board of Trustees authorize the Administration to request approval and direction from the Budget and Control Board to construct 13 new tennis courts with stubbed-in fixtures and, in addition, that the Board authorize the Administration to add lighting subsequently when financially feasible to do so.

Board Action: Approved.

Item 12. Swine Import Regulations

Statement: The South Carolina Pork Producers Association passed the following resolution during its Annual Meeting held in Columbia, South Carolina on February 11, 1976:

"The South Carolina Pork Producers Association encourages the passing of the necessary regulations that would require all hogs for breeding purposes coming into South Carolina be from Brucellosis Validated Free herds."

This action requires an amendment to the Animal Import Regulations by the Board of Trustees under authority of Section 6-491 of the Code of Laws of South Carolina, 1962.

Regulation No. 7 - Covering the Interstate Movement of Swine for Breeding and Feeding Purposes currently reads as follows:

"1. All swine imported into this state shall be accompanied by a certificate of health.

"2. Swine for feeding and breeding shall be treated with a proper dose of anti-hog cholera serum within thirty (30) days of the date of entry into the state, a proper dose of anti-hog cholera serum and anti-hog cholera vaccine within twelve (12) months of entry into the state or a proper dose of anti-hog cholera serum and hog cholera virus not less than thirty (30) days immediately prior to the date of entry into the state.

"3. The certificate of health should include a certificate of vaccination signed by an accredited veterinarian stating the eartag number, date of vaccination, amount of anti-hog cholera serum, anti-hog cholera serum and hog cholera vaccine, or anti-hog cholera serum and hog cholera virus used.

"4. Purebred swine, if not eartagged, shall be identified by a registry name and number and a description sufficient to identify the animal.

"5. Immediate Slaughter. Swine may be imported into the state for immediate slaughter when accompanied by a health certificate provided they are consigned directly to an approved slaughtering center."

The references to anti-hog cholera serum and anti-hog cholera vaccine need to be deleted as these products are no longer permitted to be used under the National Hog Cholera Eradication Program, and are no longer manufactured. Also, the requirement for a health certificate for swine imported for immediate slaughter is no longer needed.

Therefore, it has been recommended by the Division of Livestock-Poultry Health that Regulation No. 7 be amended to read as follows:

Regulation No. 7 -- Swine

"1. All swine for feeding or breeding purposes imported into this state shall be accompanied by a health certificate. All such swine must be individually identified with an eartag or other acceptable method of permanent identification. Purebred swine, if not eartagged, shall be identified by registry name and number and a description sufficient to identify the animal.

"2. Breeding swine over 6 months of age shall come directly from herds validated for brucellosis.

"3. Swine may be imported into the state without a health certificate if they are for immediate slaughter and are consigned directly to an approved slaughter establishment."

Recommendation of the Executive Committee: That Regulation No. 7, Animal Import Regulations, be amended as recommended by the Department of Livestock-Poultry Health.

Board Action: Approved.

Item 13. University Traffic and Bicycle Codes

Statement: The Cabinet has approved revisions of the Traffic and Bicycle Codes, recommended by the University Traffic and Parking Committee. Most changes are for clarification, specificity, elimination of ambiguities and similar reasons of a non-substantive nature. The substantive changes are as follows:

(a) The definition of campus contained in the present Chapter 1-4(n) merely refers to the section of the South Carolina Code of Laws which describes the limits of the municipal corporation of the University. The revision contains the statutory definition verbatim, thus obviating the necessity for the reader to seek out the Code which is, for most persons, a practical impossibility.

(b) Special parking for the handicapped is designated in various areas of the campus. The present penalty for improper use of such space is \$2.00. That penalty is no deterrent and violations are frequent. Chapter 6-1 is modified to provide a \$15.00 penalty for improper use of a parking space for the handicapped.

(c) The greatest difficulty encountered in the administration of campus parking regulations is caused by the repeated offender. The ultimate solution to this problem is the development of a computerized program which will make possible the implementation of an accelerated penalty system whereby a repeated offender is penalized in increasing severity for each subsequent violation. It is anticipated that such a computerized system can be placed in effect during the spring semester of 1977. As an interim measure to meet the problem, Article 7-6 of the Traffic Code is revised to provide that any person who accumulates ten (10) violations shall lose driving and parking privileges on campus.

(d) Heretofore the storage of bicycles in dormitory rooms has been prohibited. Recognizing the high value of today's bicycles and the fact that students are greatly concerned with proper care and maintenance of their bicycles, the decision has been reached by the Administration to authorize storage of bicycles in students' rooms, subject to specified conditions. This authorization, and the conditions, are set forth in a new article of the Bicycle Code (Article III).

Recommendation of the Administration: That the Board of Trustees approve the University Traffic Code, and Bicycle Code, as revised, heretofore submitted to members of the Board.

Board Action: Approved.

Item 14. Naming of Camp Bob Cooper Dining Hall

Statement: The Committee on Names for Campus Buildings and Roads would like to recommend that the dining hall at Camp Bob Cooper be named the Jamie T. Lazar Dining Hall in recognition of the contribution made by the late Mr. Lazar to the 4-H Club Program in the Pee Dee District. Mr. Lazar was District Agent in the Pee Dee District from 1926 to 1957, and was highly respected by all with whom he worked.

Recommendation of the Administration: That the dining hall at Camp Bob Cooper be named the Jamie T. Lazar Dining Hall.

Board Action: Approved.

Item 15. Bond Anticipation Notes

Statement: At its meeting held on November 14, 1975, the Board of Trustees adopted a Resolution to serve as a request that the State Budget and Control Board effect the issuance on behalf of Clemson University of not exceeding \$1.5 million of Bond Anticipation Notes to obtain funds to meet a portion of the costs of the improvements for which State Institution Bonds of Clemson University are hereafter to be issued. The \$1.5 million of Bond Anticipation Notes issued in response to this request mature on May 31, 1976. It now appears that the State Budget and Control Board may not issue additional State Institution Bonds prior to May 31, 1976. In view of this possibility, it is appropriate at this time for the Board of Trustees to adopt a resolution to serve upon delivery as a request to the State Budget and Control Board to refund the outstanding \$1.5 million Bond Anticipation Notes issued for Clemson University by an issue of refunding Bond Anticipation Notes, and that payment of the interest on the outstanding Bond Anticipation Notes be made with monies

in the Sinking Fund held by the State Treasurer and applicable to the payment of principal and interest on State Institution Bonds issued on behalf of Clemson University.

Recommendation of the Administration: That the Board of Trustees adopt the following Resolution:

RESOLVED, that the State Budget and Control Board (State Board) be and it is hereby requested to refund the outstanding \$1.5 million Bond Anticipation Notes issued for Clemson University which mature on May 31, 1976, by an issue of refunding Bond Anticipation Notes to mature on an appropriate date fixed by the State Treasurer.

BE IT FURTHER RESOLVED, that the State Board is further requested to effect payment of the interest on the outstanding Bond Anticipation Notes which becomes due on May 31, 1976, with monies in the Sinking Fund held by the State Treasurer and applicable to the payment of principal and interest on State Institution Bonds issued on behalf of Clemson University.

Board Action: Approved and adopted.

Item 17. Statutory Roll Call Vote

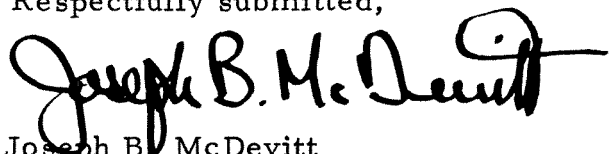
Resolution: RESOLVED, that all measures and recommendations made at this, the April 10, 1976 meeting, which according to the By-Laws require a roll call vote of nine or more members, be hereby adopted and confirmed, and that the Vice President for Business and Finance be authorized to issue his checks for all expenditures authorized at this meeting.

Board Action: The Resolution was adopted with eleven members present voting "Aye."

Item 18. Adjournment

There being no further public business, the meeting of the Board was adjourned and the Board went into Executive Session upon unanimous vote of the eleven Board members present.

Respectfully submitted,



Joseph B. McDevitt
Secretary of the Board of Trustees