

Clemson University
Clemson, South Carolina

MINUTES

of the emergency meeting of
THE CLEMSON UNIVERSITY
BOARD OF TRUSTEES

Held in the Second Floor Conference Room,
Gressette Office Building,
Columbia, South Carolina

December 8, 1981

The Board convened at 3:08 P.M. with the following members present: Thomas B. McTeer, Jr., Chairman, presiding; Louis P. Batson, Jr., T. Kenneth Cribb, Fletcher C. Derrick, Jr., W. G. DesChamps, Jr., William N. Geiger, Jr., Lewis F. Holmes, Paul W. McAlister, D. Leslie Tindal, James M. Waddell, Jr.

Members of the Administration present: Bill L. Atchley, Ben W. Anderson, Melvin E. Barnette, Walter T. Cox and Joseph B. McDevitt, Secretary.

Also present: Morris D. Rosen, Esquire of Charleston, South Carolina.

The Chairman referred to the agenda dated December 7, 1981 for this emergency meeting, and specifically to item 1 listed thereon. He stated that there would be discussions of certain budgetary matters which would involve clearly identifiable personnel, and that for this reason he considered such discussions to be proper matters for the Board to consider in executive session under the Freedom of Information Act. He stated that he anticipated that the Board would take certain actions in the executive session which would then be announced when the Board reopened its public meeting. The Chairman entertained a motion from Mr. DesChamps, seconded by Mr. Holmes, that the Board go into executive session. Upon show of hands all ten Board members present voted to go into executive session.

The Board recessed the public meeting and went into executive session at 3:10 P.M. The Board reopened its public meeting at 5:30 P.M.

The Chairman stated that the Board had taken four actions in executive session and that he would entertain motions from members that these actions be made a matter of public record.

Item 1. Possible Discontinuance of Meat and Poultry Inspection Program

Senator Waddell moved that the Board authorize the President to terminate the meat and poultry inspection program unless other feasible alternatives can be found to meet anticipated budget deficits. Mr. Geiger seconded, and the motion passed unanimously.

Item 2. Authorization of One-Time Surcharge to Students and For Certain Fund Transfers

Senator Waddell moved that the Board authorize the Administration to make adjustments to University budgets as necessary to meet the reduction of 2.19 percent in state appropriations to include a one-time surcharge to students not to exceed \$50 per student, reductions in any categories of budgets, transfers in available funds to include specifically athletic funds, student organization funds, bookstore and canteen funds as specified in Section 126 of the General Appropriation Act and any other management actions deemed appropriate to insure the continuance of quality programs. Dr. Derrick seconded and the motion passed unanimously.

Item 3. Resolution under Freedom of Information Act

At the request of the Chairman, the Secretary read the following resolution:

WHEREAS, Clemson University on December 2, 1981 received a letter from the Greenville News-Piedmont Company dated November 30, 1981, which letter requests copies of certain alleged records of Clemson University, and

WHEREAS, it appears that the records requested (to the extent that any of such records exist) involve the subject matter of the preliminary inquiry now being conducted by the NCAA Committee on Infractions, and

WHEREAS, such investigation is considered confidential by the NCAA until such time as a determination is made by the NCAA (if any official inquiry results from such preliminary inquiry), and

WHEREAS, this matter being in the bosom of the NCAA, it would be contrary to the public interest to publicize any area of the inquiry which may be before the NCAA, and

WHEREAS, it is the opinion of the Board of Trustees of Clemson University that the public interest is best served by not disclosing the records enumerated in the aforesaid letter of the Greenville News-Piedmont Company (to the extent that any of such records exist),

NOW, THEREFORE BE IT RESOLVED, by the Board of Trustees of Clemson University that it finds that the public interest is best served by not complying with the request of the Greenville News-Piedmont Company.

BE IT FURTHER RESOLVED, that since the public interest is best served by not disclosing any records as listed in said letter of the Greenville News-Piedmont Company dated November 30, 1981 (to the extent that any of such records exist), that Clemson University shall not disclose any records, and respectfully declines to comply with said request pursuant to Section 3(c) of Act 593 of the Statutes at Large of South Carolina, 1978, also referred to as Title 30-4-20(c), Code of Laws of South Carolina for 1976 (1980 Supplement).

Mr. Holmes moved adoption of the resolution, Mr. DesChamps seconded, and the resolution was adopted unanimously.

Item 4. At the request of the Chairman, the Secretary read the following proposed Board policy:

Clemson University, as a member of the National Collegiate Athletic Association, is subject to the rules and regulations of that body. The NCAA has established procedures to be followed while investigating any member institution. The official enforcement procedures require that any information developed during an investigation be kept confidential. This is also the policy of Clemson University.

Mr. DesChamps moved adoption of the policy, Dr. Derrick seconded, and the policy was adopted unanimously.

Item 5. Change in Name of the College of Industrial Management and Textile Science

By mail ballot action of November 19, 1981, copy attached, the Board approved the renaming and reorganization of the College of Industrial Management and Textile Science, with the new name of the college to be the College of Commerce and Industry. Mr. McAlister moved that the Board confirm and ratify its mail ballot action, Mr. Holmes seconded, and the motion was adopted unanimously.

Item 6. Statutory Roll Call Vote

RESOLUTION: RESOLVED, that all measures and recommendations made at this, the December 8, 1981 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 ten members present voting "Aye."

Item 7. Adjournment

There being no further business, the meeting of the Board was adjourned at 5:40 P.M.

Respectfully submitted,



Joseph B. McDevitt
Secretary of the
Board of Trustees