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University of South Carolina
BOARD OF TRUSTEES

Called Executive Committee

June 30, 2011

The Executive Committee of the University of South Carolina Board of Trustees met on Thursday, June 30, 2011, at 12:00 p.m. in the 1600 Hampton Street Board Room.

Members present were: Mr. Miles Loadholt, Chairman; Mr. Herbert C. Adams; Dr. C. Edward Floyd; Mr. Toney J. Lister; Mr. John C. von Lehe, Jr.; Mr. Eugene P. Warr, Jr.

Other Trustees present were: Mr. J. Egerton Burroughs (Phone); Mr. W. Lee Bussell, Sr.; Mr. Mark W. Buyck, Jr.; Mr. Thomas C. Cofield; Mr. William C. Hubbard; Mr. William W. Jones, Jr.; Mr. Hubert F. Mobley; Ms. Leah B. Moody; Dr. C. Dorn Smith, III; Mr. Thad H. Westbrook; Mr. Mack I. Whittle, Jr.; Mr. Charles H. Williams; and Dr. Mitchell M. Zais.

Others present were: President Harris Pastides; Secretary Thomas L. Stepp; Vice President for Academic Affairs and Provost Michael D. Amiridis; Chief Financial Officer Edward L. Walton; Vice President for Student Affairs and Vice Provost for Academic Support Dennis A. Pruitt; Vice President of Development and Alumni Relations Michelle D. Dodenhoff; Vice President for Human Resources Chris Byrd; General Counsel Walter (Terry) H. Parham; University Treasurer Susan D. Hanna; Associate Vice President for Finance and Budget Director, Division of Finance and Planning, Leslie Brunelli; Associate Vice President for Business Affairs, Finance and Planning Division, Helen T. Zeigler; Associate Vice President for Research and Graduate Education Timothy A. Mousseau; Associate Vice President for Finance and Personnel, Division of Student Affairs, Stacey Bradley; Associate Vice President for Facilities Thomas D. Quasney; Chancellor of USC Aiken Thomas L. Hallman; Chancellor of USC Beaufort Jane T. Upshaw; Chancellor of USC Upstate John C. Stockwell; Dean of USC Sumter C. Leslie Carpenter; Dean of USC Salkehatchie Ann Carmichael; Dean of the School of Law Robert M. Wilcox; Dean of University Libraries Thomas McNally; Director of Athletics Eric C. Hyman; Director of the Department of Internal Audit Philip Iapalucci; Director of Capital Budgets and Financing, Division of Finance and Planning, Charlie Fitzsimons; Director of Employee Communications, Division of Human Resources, Debra Allen; Incoming Dean of the College of Education Lemuel W. Watson; Incoming Dean of the College of Social Work Anna Scheyett; Incoming Dean of the South Carolina Honor's College Steven Lynn; Assistant Dean for Undergraduate Studies in Humanities, Arts, and Social Sciences, College of Arts and Sciences, Mary Ann Byrnes; Interim Executive Director of the Carolina Alumni Association Amy Stone; Director of Facilities Planning and Programming, University Architect Derek Gruner; Executive Associate Athletics Director Kevin O'Connell; Chief Financial Officer, Department of Athletics, Jeff Tallant; Special Assistant to the President J. Cantey

Heath, Jr.; Vice Chancellor for Business and Finance, USC Aiken, Ginger S. Hudock; Chair of the Faculty Senate Patrick D. Nolan; USC Columbia Student Government Associate President Joe Wright; Director of the Office of Media Relations Margaret Lamb; University Technology Services Production Manager Justin Johnson; Board staff members Barbara Salmons, Terri Saxon and Vera Stone; 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. In the interest of time, Chairman Loadholt suspended Board introductions.

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

Chairman Loadholt stated that this board meeting was the first one since the baseball team had won the college world series. Because Coach Tanner was not able to attend, Associate Head Baseball Coach Chad Holbrooke was representing him today.

Coach Holbrooke remarked that Coach Tanner sent his deepest apology for not being able to attend the meeting today. They were honored that the baseball team had won the National championship and excited to represent the University on the baseball field. The student-athletes had performed with integrity and character. They looked forward to continued success in the future.

President Pastides thanked Coach Holbrooke and informed the board that the Coach had been recognized as one of the top recruiters in NCAA athletics in the nation.

Chairman Loadholt had spoken with the Athletics Director who indicated that a very appropriate celebration would be scheduled for the baseball team in the near future.

Open Session

I. Contracts Valued in Excess of \$250,000:

A. Delta Football Charter Flight Agreement: Chairman Loadholt called on Mr. Parham who on behalf of the Athletics Department was requesting committee approval of the Delta Football Charter Flight agreement with the University to transport the football team to three away games this fall: Mississippi State on October 15th; Tennessee on October 29th; and Arkansas on November 5th. The cost of this standard agreement totaled \$272,328.

Mr. Warr moved approval of the agreement as presented and distributed. Mr. Adams seconded the motion. The vote was taken and the motion carried.

B. Lawing Employment Contract Extension: On behalf of the Athletics Director, Mr. Parham was requesting committee approval to extend the employment agreement of Assistant Football Coach, Brad Lawing, for an additional year.

The term of the agreement was May 1, 2011 - April 30, 2012. His base salary would total \$250,000. Mr. Parham stated that Coach Lawing had been with the University for 16 years.

Mr. Adams moved approval of the employment agreement as presented and distributed. Mr. Lister seconded the motion. The vote was taken and the motion carried.

C. Coca-Cola Education Sponsorship Agreement: Mr. Parham reported that the Athletics Department was seeking committee approval of a sponsorship agreement with Coca-Cola Company, Action Sports Media, Inc. and Gamecock Sports Properties, L.L.C.

On August 1, 2000, the board had approved an agreement between the Athletics Department and Action Sports Media, (ASM) Inc. which granted ASM advertising and marketing rights and rights to select a beverage vendor subject to departmental approval. Pursuant to that agreement, in 2001, the board approved an agreement between Action Sports Media, Athletics and Coca-Cola which granted Coca-Cola exclusive beverage rights to all of the Athletics facilities. That agreement would expire this year on July 31st. Further, in 2008, the board approved an agreement between Athletics and Gamecock Sports Properties, L.L.C. who had exclusive multi-media broadcasting rights of Athletics events. Finally, in 2008, Action Sports Media, Inc. and Gamecock Sports Properties, LLC entered into an agreement under which Gamecock Sports Properties agreed to provide management and financial services to ASM.

Mr. Parham stated that the agreement for consideration today was a new beverage contract with Coke in which Action Sports Media, Inc. and Gamecock Sports Properties, LLC were parties to the proposed agreements.

The proposed agreement provided that Coke would continue to be the exclusive beverage sponsor for the Athletics Department including its team and facilities. The term of the agreement was July 31, 2011 - July 31, 2017.

Under the agreement, the Athletics Department agreed to require its concessionaire at all Athletics facilities to sell Coca-Cola products exclusively with the exception of

Gatorade, sports nutritional drinks, tea, coffee, and approved cups and lids.

Mr. Warr moved approval of the agreement as distributed in the materials for this meeting. Mr. von Lehe seconded the motion. The vote was taken and the motion carried.

Mr. von Lehe asked if there were any opportunities for competition. Mr. Parham responded that the contract was not bid because the agreement approved by the Board in 2000 gave Action Sports the right to solicit bids for Athletics Department consideration. Also, since Coke had a contract for the rest of the campus, it was important that there should be consistency.

Chairman Loadholt stated that there was a personnel matter which was appropriate for discussion in Executive Session. Mr. Lister moved to enter Executive Session. Mr. Adams seconded the motion. The vote was taken and the motion carried.

Chairman Loadholt invited the following persons to remain: Secretary Stepp, Mr. Byrd, Mr. Parham, and Mr. Walton.

Return to Open Session

Since there were no other matters to come before the Executive Committee, Chairman Loadholt declared the meeting adjourned at 1:00 p.m.

Respectfully submitted,

Thomas L. Stepp
Secretary