district five
OF LEXINGTON & RICHLAND COUNTIES

Minutes/ February 27, 2012

The Board of Trustees of School District Five of Lexington and Richland Counties met at Irmo Middle School with the following members present:

Mr. Robert Gantt, Chairman
Mrs. Beth Hutchison-Watson, Vice Chairman
Mrs. Ellen Baumgardner, Secretary
Mrs. Jan Hammond
Mrs. Kim Murphy (via telephone)
Mr. Jim Turner
Mr. Ed White
Dr. Stephen Hefner, District Superintendent

The following staff were in attendance:

Ms. Helen Anderson, Chief Instructional Services Officer
Dr. Angela Bain, Chief Human Resource Services Officer
Dr. Karl Fulmer, Chief Financial Services Officer
Mr. Michael Harris, Director of Student Services
Mr. Keith McAlister, Director of New Design and Construction
Mr. Buddy Price, Director of Office of Community Services

Chairman Robert Gantt called the meeting to order and gave welcoming remarks.

The Invocation was given by Buddy Price. The Pledge of Allegiance was led by Taylor Chambers, a student at Irmo High School.

The School Board Spotlight was led by Robert Gantt and Jan Hammond.

During the superintendent's report, Dr. Hefner presented information regarding programs in the district; Dr. Fulmer presented an update on the cost of legal appeals at Chapin High School (Exhibit B), the monthly financials (Exhibit C), the 8% capital projects (Exhibit D), and the bond referendum expenditure summary report (Exhibit E); Keith McAlister and Bill Fleming presented the Irmo High School's phase 2 plan (Exhibit F).

During the public participation time, Tracey Hagerty, Julie Schelble and Robbie Morgan spoke regarding Chapin High School's renovations; and Carol Sloop spoke regarding a zoning issue next to Dutch Fork Middle School.

Michael Harris presented a memorandum of agreement regarding dependents of military personnel (Exhibit L).

Karl Fulmer presented a resolution to approve financing for the purchase of activity buses (Exhibit M).

Robert Gantt discussed a resolution of support of public schools.

SCHOOL DISTRICT FIVE
OF
LEXINGTON AND RICHLAND COUNTIES

Meeting of February 27, 2012

	BAUMGARDNER	GANTT	HAMMOND	MURPHY	TURNER	WATSON	WHITE
1. M. Hammond S. White Enter executive session to consider the following: 2a) selected employment items (Exhibit A)	A	X	X	A	A	X	X
2. M. Watson S. Baumgardner Approve the agenda	X	X	X	AB	X	X	X
3. M. Watson S. White Approve the selected employment items (Exhibit A)	X	X	X	AB	X	X	X
4. M. Watson S. Baumgardner Approve the proposed 2012-2013 and 2013-2014 district calendars (Exhibit G)	X	X	X	AB	X	X	X
5. M. Watson S. Baumgardner Approve second reading of revisions to board policy JFAA/JFAB-R "Admission of Resident/Non-Resident Students" (Exhibit H)	X	X	X	AB	X	X	X
6. M. Watson S. Baumgardner Approve first reading of revisions and new board policies in section I: (Exhibit I) Add new policy IHAD "Science Education", Replace policy IDBC "Character Education" with recommended policy, IHAK "Character Education" Replace policy IDB "Health Education" and a portion of policy IDA "Basic Program" with recommended policy IHAM "Health Education", Replace policy IDDE "Driver Education" with recommended policy IHAN "Driver Training" , Add new policy IHAO "Environmental Education", Add new policy IHAP "Consumer Education" Replace policy IDDD "Gifted Students" with recommended policy IHBB Gifted and Talented Education" Replace policy IDDC "Homebound Instruction" with recommended policy IHBF "Homebound Instruction"	X	X	X	AB	X	X	X

A = Absent
AB = Abstain
N = No
X = Yes
R = Recuse

SCHOOL DISTRICT FIVE
OF
LEXINGTON AND RICHLAND COUNTIES

Meeting of February 27, 2012

	BAUMGARDNER	GANTT	HAMMOND	MURPHY	TURNER	WATSON	WHITE
Replace policy IDCE "Advanced College Placement Programs" with recommended policy IHCD "Advanced College Placement", Replace Administrative Rule IDCE-R "Advanced College Placement Programs" with recommended Administrative Rule IHCD-R "Advanced College Placement", Add new policy IHCF "Childcare Programs", Replace policy IDG "Adult Education Program" with recommended policy IHD "Adult/Community Education", Add new policy IIA "Grouping for Instruction", Replace policy IEC "Class Size" with recommended policy IIB "Class Size", Replace Administrative Rule IEC-R "Class Size" with recommended Administrative Rule IIB-R "Class Size", Replace policy IFBD "School Library Media Centers" with recommended policy IJL "Library/Media Center Materials Selection and Adoption", Replace policies IFCB "Field Trips", IFCB-E(1) "Field Trip Request", IFCB-E(2) "Field Trip Permission Form – Day Trip", IFCB-E(3) "Field Trip Permission Form – Overnight Trip" and IFCB-E(4) Permission Form to Drive a Private Vehicle on Field Trip" with recommended policies IJOA "Field Trips", IJOA-E(1) "Field Trip Request", IJOA-E(2) "Field Trip Permission Form – Day Trip", IJOA-E(3) Field Trip Permission Form-Overnight Trip" and IJOA-E(4) Permission Form to Drive a Private Vehicle on Field Trip"							
7. M. Watson S. Baumgardner Approve first reading of proposed revisions to board policy JICDA-R "Code of Conduct" (Exhibit J)	X	X	X	AB	X	X	X
8. M. Baumgardner S. Hammond Approve the proposed board meeting schedule for 2012-2013 (Exhibit K)	X	X	X	AB	X	X	X
9. M. Baumgardner S. Hammond Adjourn at 9:52 p.m.	X	X	X	AB	X	X	X

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For the Record by Beth Burn Watson and Ellen Baumgardner, February 27, 2012

I want to go on the record to say that Dr. Karl Fulmer's report on the updated estimated cost of Kim Murphy's lawsuit delaying renovations at Chapin High School is factual and correct. It is shameful and disrespectful, not to mention without proof of evidence, for Mrs. Murphy to accuse Dr. Fulmer of putting forth false information. In fact, Mrs. Murphy is the one who continues to make false claims about the $12.4 million that taxpayers are paying to defend the frivolous lawsuits brought by Mrs. Murphy.

Attachment 1 Is Included with
the minutes of the 2-27-12
meeting, at the request of Board member
Beth Watson + Ellen Baumgardner
pursuant to S.C. Code Ann. §30-4-90(a)(4)
and Board Policy BEDG. The Board majority
did not approve, disapprove, or otherwise
act upon the contents of this attachment.

Item **"For The Record"** requested by **Beth Watson** for attachment to the Minutes.

Item **"For The Record"** requested by **Ellen Baumgardner** for attachment to the Minutes.

Item **"For The Record"** requested by **Ed White** for attachment to the Minutes.

EXHIBIT B

district five
OF LEXINGTON & RICHLAND COUNTIES

Submitted by Ed White

Attachment 2 is included with the minutes of the 2-27-12 meeting, at the request of Board member Ed White pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

February 22, 2012

TO: Stephen Hefner, Ed.D.
Superintendent

FROM: Karl E. Fulmer, Ed.D.
Chief Financial Services Officer

RE: Updated Estimated Cost of Kim Murphy's Lawsuit Delaying Renovations at Chapin High School

Combining all the costs referenced below, the lawsuit by Ms. Kim Murphy has cost the school district in excess of $12.4 million.

As a result of the protest and subsequent lawsuit the costs associated with the delay of the Chapin High School renovation project continue to increase. A summary of those costs are as follows:

- The school district's management company estimated construction costs for the renovations and additions to Chapin High School to be approximately $38,000,000 with a 15% market adjustment to $32,300,000 based on current market conditions and economy. Due to litigation and contested permits, the project was delayed. Bids were received on November 3, 2011. The low bid for the project was $43,400,000. This bid is consistent with the current market based on recently received bids in neighboring school districts.

  We now know that the litigation and contested permits delaying construction have increased construction costs by approximately $11,100,000.

- To date our retained professional staff estimates they have incurred extra costs due to expenses related to attending meetings and drafting alternative designs at the request of the Corp of Engineers during Ms. Murphy's administrative protest. That estimated amount is $103,479.

- Attorney fees related to the protests and lawsuit continue to accumulate and currently total $611,654. In addition, the District has been billed $340,252 to date relating to the permit protests.

- Architectural fees currently total $131,267.

- To date, total staff time devoted to the wetlands litigation is approximately 1343.5 hours or $74,199.

- To date, fees for Tidewater Environmental Services total $37,809.

In addition, the project will require the issuance of approximately $45,000,000 of 20-year General Obligation Bonds. Ms. Murphy's lawsuit has delayed the issuance of these bonds, which places the district at risk for increases in interest rates. Prior to its sunset, the Build America Bonds Program (BAB) program had provided unprecedented subsidies to the district to offset bond interest expense.

The BAB program was not renewed for 2011. The district should expect bond cost to increase. Ross, Sinclaire & Associates, LLC estimates the impact at this time to be approximately $6,346,100 over the life of the planned borrowing.

With these additional costs, and the expectation of further costs, it is almost certain that one or more of the projects remaining to be funded will be affected.

Attachment 3 is included with the minutes of the 2-27-12 meeting, at the request of Board member Ed White pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Item **"For The Record"** requested by **Ed White** for attachment to the Minutes.

For The Record

Mrs. Murphy's "for the record" submissions made after the February 13 Board meeting raised some questions and concerns, which I have referred to the District's legal counsel. We are awaiting legal advice concerning the proper format of the February 13 Board minutes. The February 13, 2012 minutes will be considered in our March 12, 2012 meeting.

Robert Gantt

Attachment 4 is Included with the minutes of the 2-27-12 meeting, at the request of Board member Robert Gantt pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Item **"For The Record"** requested by **Robert Gantt** for attachment to the Minutes.

Kim Murphy
February 13, 1012

On the Record statement/document for Agenda Item #9 (b)(1) – Update on cost of legal appeals at Chapin High School (Exhibit B). In regard to the June 9, 2010 letter from Department of Education, Office of School Facilities and statement that Ms. Baumgartner placed "on the record:"

"You (District 5) were granted permission to move forward but plans and specifications were not ready in June of that year and in fact I will put the document on the record that in January 14, 2011 -- after the Build America Bonds expired (January 1, 2011) -- the Department of Education said your plans and specifications do not meet the criteria to place out for bid."

See attached Department of Education, Office of School Facilities, letter denying approval to advertise for bid dated January 14, 2011 and their letter dated September 15, 2011 authorizing approval to bid.

Attachment 5 Is Included with
the minutes of the 2-27-12
meeting, at the request of Board member
Kim Murphy
pursuant to S.C. Code Ann. §30-4-90(a)(4)
and Board Policy BEDG. The Board majority
did not approve, disapprove, or otherwise
act upon the contents of this attachment.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

(D4 25:27)

* The low-interest Build America Bond program expired on January 1, 2011. This letter from OSF shows that District 5 did not meet OSF's criteria to advertise the project for bid on January 14, 2011 and they therefore missed the opportunity to qualify for this program. OSF's approval was not granted until Sept. 15, 2011 after plans and specs were complete. That approval letter is attached at end.

From: Howard Coogler Jr.
To: Luke McCary
CC: kmcalist@lex5.k12.sc.us
Date: 1/14/2011 10:25 AM
Subject: Chapin High School

Thank you for your letter of January 6th, in which you provided us with an update on the status of the Chapin High renovation project. In reviewing the letter, we remain concerned not only about the still unissued permits, but with two design issues as well. I have address each of our concerns below.

First, with regard to the roof deck, you indicate that you are "trying to resolve the issue with minimal impacts to design". However, at this point neither you nor this Office knows what the impacts on design will be. We do not believe it is appropriate for this Office to approve any project to be advertised when there is an unknown and potentially significant design consideration still unresolved. As a result, we wish to see the design solution to this issue before giving permission to advertise.

Second, we were and remain concerned about the condition of the 40 year old duct board in the building. Furthermore, given the extent of the required above ceiling work on this project, there will no doubt be significant disruption of the duct board. In addition, there is the fact that you do not yet know the amount or location of the existing duct board. We believe it is in the district's best interests to replace all of the existing duct board. However, a potential bidder cannot properly respond to that which has not been quantified and is unknown. We would need to see the specifics of your add/alternate prior to giving permission to advertise.

Third, regarding the status of project permits, the process has advanced since December 16th. However, we wish to know the results of the DHEC meeting before proceeding.

In conclusion, once OSF has received, reviewed and approved revised plans addressing the roof deck issue; the specifics for an "add alternate" for duct board; and, a report with a positive outcome from the DHEC meeting of the 13th---we will reconsider granting approval to advertise. However, I would be remiss if I did not point out that any approval to advertise at this time would carry with it the provision that bids could not be opened until all permits are approved and the court case on the stream mitigation/disturbance issue resolved.

Howard D. Coogler, Jr. PE
Office of School Facilities
S. C. Department of Education

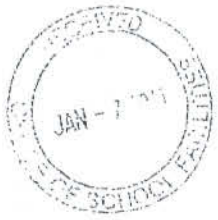
Attachment 6 is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

Attachment 7 is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

STEVENS & WILKINSON
ARCHITECTURE ENGINEERING INTERIORS

1501 Main St. Columbia, SC 29201
Post Office Drawer 7 Columbia, SC 29202
T 803.765.0320 F 803.254.6209
www.stevens-wilkinson.com



January 6, 2011

Office of School Facilities
Attention: Howard Coogler
1429 Senate Street, Room 1114
Columbia, SC 29201

RE: Chapin High School
JN: 07178.00

Dear Mr. Coogler:

Below is a record and response to a conversation we had on December 16th, 2010, in reference to a letter and supporting materials sent to you on December 15th, 2010 requesting permission to advertise the Chapin project for bid. The original numbering and text is below followed by any updates and notes from the discussion we had. I have included an update on the permitting process and any unresolved issues.

1. All items brought to our attention as part of the OSF review comments have been incorporated into the construction documents as per the information transmitted on June 2, 2010 and June 29, 2010.
    a. No comments from OSF. A spreadsheet was sent to OSF prior to the initial approval for bid advertisement
2. The athletic practice fields have been modified through the process with the Corps and DHEC. One field has been eliminated from the project leaving only 2 practice fields. I have included an updated site plan for your information.
    a. No comments. Updated information has been submitted.
3. The scope of work in the tennis and track areas has increased from resurfacing to a complete rebuild. New storm drainage, power and lighting has been designed in these areas.
    a. No comments or concerns from OSF. No additional information required.
4. The scope of work in the fine arts building has been increased to include new lighting in this area. This is a result of sprinklering the facility.
    a. No comments or concerns. No additional information required.
5. In the Administration add/ alternate (Sheet A104la), room 1010b has been changed from "storage" to "data". This is at the District's request to improve the data system if the full renovation of the administration area is taken.
    a. No comments or concerns. A revised sheet A104la has been included for your information.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

Attachment 8 is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

6. In the main campus, the scope of work has increased to include new data, speakers and clocks in all spaces instead of only heavily renovated spaces as included before. The drawings have been modified to include some measures taken in every space to secure any "free air" cabling that might be encountered during the renovations.
   a. No comments or concerns
7. Per information provided by the acoustical consultants, door seals and mechanical noise reducing measure have been added to the arena style gym. This report was just received the beginning of December. The consultant has also asked to look into adding rigid materials to the roof system. This is currently being taken into consideration, but no decisions have been made to the implementation.
   a. OSF expressed concern over what additional materials would be added, their location and affect on the construction. Currently, we are looking into quieter units and/ or adding 2 layers of gypsum board to the exterior side of the roof deck. The roof above the upper concourse area is rated 1 hour using UL Assembly S736. The addition of gypsum board in this location will not affect the rating of the roof deck. Our structural engineers are evaluating the impacts of the additional weight and will address any structural concerns accordingly. This change is a result of a mistake by the acoustical engineer and we are trying resolve the issue with minimal impacts to the design. There should only be minor changes to the structure and mechanical drawings if any at all and we will transmit to OSF any modifications to the plans
8. Per the District's request, we are putting in an add alternate to include replacing all duct board in the main building. This was a recent request and has not been incorporated into the construction documents yet.
   a. OSF expressed concern about this addition. Your concern was that we were not previously doing any work in these areas. I explained that in fact we were sprinklering the entire campus and replacing/ repairing duct board in the main building currently. This new addition is a result of the District wanting to get a price on updating the system while construction costs are still down. Already in the plans and specifications are instructions on how to handle duct board repair and replacement, the only addition will be a description of add/ alternate scope. Currently we are trying to get field verification of the amount and location of duct board as no complete drawings exist. Once the information has been received and complied we will transmit to OSF.
9. We received comments from DHEC at the end of November. I have attached their letter. We are currently addressing their comments which mainly includes relocating floor drains and a hose reel and providing clarifications. The District has also requested some minor revisions to the equipment types and locations. I have included a revised kitchen plan for your information.
   a. Necessary information was included. No concerns or additional information was requested. I am in the process of compiling the information to transmit to DHEC by January 18th. Per the phasing of the project, the kitchen construction will not take place until approximately 2 years into the project so this should not affect the schedule.
10. The construction life safety plans have been updated to reflect the new schedule and incorporate comments from the District on the sequence of construction. These drawings are based on a March 2011 construction start date.
    a. No concerns. Additional information was included in the packet.

Want to see

Ceiling removal? Want to see plans restate area portion

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

Attachment 1 is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

11. In the media center the plans for the base and add alternate renovations have been modified to maintain the existing toilet facility.
    a. Since this is a reduction in scope, will increase the amount of plumbing fixtures, and will result in no work being done in the restroom I did not previously include a revised plan. However, a floor plan will be included with this letter for your records. — OK
12. Permit status is listed below:
    a. Stream Mitigation/Disturbance Approval: SCDHEC issued the 401 certification and the Corps of Engineers has issued their permit based on the 401 certification. Currently, the 401 certification is being appealed and going through the hearing process in Administrative Law Court. (Copy of Corps permit included) (1)
        i. Court hearing is currently in progress.
    b. Lexington County Land Disturbance Permit: Verbal Approval given, letter in transmit. Lexington Richland Five attorneys are trying to set up a meeting with SCDHEC Stormwater Section to discuss the issue of the NPDES General Permit coverage in lieu of the appeal of the 401 certification. (2)
        i. Lexington County letter received and included
        ii. The District's attorneys and S&W are meeting with DHEC on the 13th of January to discuss the permit.
    c. SCDHEC Water Construction Permit: Currently under review by City of Columbia. (Preliminary comments received) (3)
        i. Review of resubmitted materials based on review comments should be completed this week.
    d. SCDHEC Sanitary Sewer Construction Permit: Currently under review by SCDHEC. (Preliminary comments received)
        i. Review is complete. Approval is included
    e. SCDOT Road Widening Encroachment Permit: Need NPDES General Permit coverage letter from SCDHEC in order to make submittal. SCDOT has already issued a preliminary approval letter. (4)
        i. Permit is contingent on DHEC stormwater permit. Plans have been reviewed and awaiting letter.
    f. Town of Chapin Zoning: Plans were issued through the Town in order to be reviewed by Lexington County.
        i. Latest site plans and landscaping plans have been delivered to Town of Chapin and are currently in the review process. Previous site variations have already been through their office therefore this should be a fairly short process.

Based on our conversation this morning, I will transmit the remaining permits once the majority of them have been received as to not send multiple separate documents. To the best of my knowledge, we should be receiving these in the next few weeks. Per the OSF section below, permits shall be submitted with final construction review documents.

SECTION 602 REQUIRED CONSTRUCTION PERMITS AND APPROVALS

602.1 The design professionals shall be responsible for obtaining all design-related permits and approvals. Copies of permits and approvals shall be submitted to OSF along with final review documents.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

However later in the OSF guidelines section shown below, any permits that were not transmitted at the time of construction document review may be submitted during the bidding process.

SECTION 803 REQUIRED TRANSMITTALS
803.1 The following administrative records of the Bidding Phase shall be sent to the OSF:
803.2 During the bid period the following shall be sent to the OSF:
803.2.1.1 Addenda (with a code impact statement from the design professionals)
803.2.1.2 Revised drawings (with a code impact statement from the design professionals)
803.2.1.3 Any approvals from other state agencies not previously submitted

The Chapin High School project has suffered significant delays because of the complications from the DHEC 401 water quality permit, for which permit has been issued but is currently being appealed. The District would like to advertise the project once they conclude the necessary issues have been resolved in relation to the permits and that any outstanding approvals could be received before the construction start date. OSF guidelines allow approvals to be transmitted during the bidding process, however currently your office has deemed that the project is not ready for bid. Please advise what remaining permits and approvals OSF will require before issuing approval to proceed.

Please contact me if you have any questions or require any additional information. Thank you.

Sincerely,

Luke McCary, AIA, NCARB, LEED AP BD+C
Architect

cc: Akil Ross, Principal Chapin High School / File

Attachment 10 is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. § 30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.

STATE OF SOUTH CAROLINA
DEPARTMENT OF EDUCATION

Mick Zais
Superintendent

1429 Senate Street
Columbia, South Carolina 29201

September 15, 2011 *

* Approval to advertise for bid was not granted by OSF until Sept. 15, 2011 - 9 months after Build America Bonds' low-interest program expired. District 5 did not qualify for this program because their plans and specs did not meet OSF's criteria prior to the programs expiration date of January 1, 2011.

Mr. Luke McCary, AIA, NCARB LEED AP BD+C
Stevens & Wilkinson
Post Office Drawer 7
Columbia, South Carolina 29202

Re: Chapin High School
Addition and Renovation
Lexington/Richland Counties School District Five

Dear Mr. McCary:

This will confirm our review and approval of the Final Drawings and Specifications and our permission to proceed.

The final drawings and specifications on the above referenced project are considered functionally adequate in accordance with the rules and regulations of the Office of School Facilities (OSF).

You are hereby notified that the primary responsibility for compliance with applicable state and local statutes, regulations, building codes, fire and health regulations and local ordinances rests with the architects and engineers as agents of the owner.

This approval does not constitute any grant or waiver for any Law or Code restriction.

Please keep in mind that the *South Carolina School Facilities Planning and Construction Guide* requires that certain transmittals be forwarded to the Office of School Facilities during bidding and completion of the project. **In addition, the *OSF Inspection Program Manual* requires that the owner and his agent inform this office of the inspectors to be employed for this project within two (2) weeks of contract award. Furthermore, this office is to be informed of the date of the Pre-construction Inspectors Coordination Meeting.**

Attachment 11 Is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Sincerely,

H. D. Coogler

H. D. Coogler Jr., P.E.
Office of School Facilities

HDC/pyh

cc: Dr. Stephen Hefner, Superintendent, Lexington/Richland Counties School District Five
Mr. Dan Shirley, OSF Program Manager
South Carolina School Boards Insurance Trust

Kim Murphy
February 27, 2012

Agenda Item 8b(1) – Update on cost of the legal appeals at Chapin High School.

1. I do want to go on the record that the information contained in Exhibit B is false information and I will again resubmit my documents (attached 7 pages dated February 13, 2012) for the record that were presented at the last meeting.
2. I am only able to hear you (Mr. Gantt) speak so I suppose that I need to go on the record that that is the case that I'm at a disadvantage, right now. I cannot hear any of the board members or staff members speaking. I just want to go on the record that I'm not able to hear the conversation and I think if we are going to have any more meetings like this maybe we need to improve our system.

Attachment 12 is included with the minutes of the 2-27-12 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Item **"For The Record"** requested by **Kim Murphy** for attachment to the Minutes.