



**Horry County Board of Education  
Policy Committee Agenda**

January 10, 2022

4:00 PM

District Office

335 Four Mile Road

Conway, SC 29526

As required by SC Law 30-4-80, local news media were informed of the date, time, place, and agenda of this meeting. Copies of the agenda were posted at the District Office and distributed to schools for posting.

1. Welcome and Introductions - Ms. Graham
2. Review and Approval of Agenda - Ms. Graham
3. Review and Approval of Committee Minutes - Ms. Graham
4. Old Business
  - a. Review: Purpose of Committee - Ms. Graham
  - b. Review: HCS Foundation
    1. Purpose - Mr. Generette
5. New Business
  - a. Status of HCS Foundation - Mr. Generette
6. Next Meeting Date
7. Adjournment

# Horry County Board of Education

## Policy Committee



## Policy Committee Meeting Minutes Monday, June 7, 2021

### Board Members Present:

Ray Winters, Policy Committee Chairman  
David Cox, Policy Committee Member  
James Edwards, Policy Committee Member

Shanda Allen  
Howard Barnard  
Janet Graham

### Staff Members Present:

Dr. Rick Maxey, Superintendent  
Velna Allen  
Mary Anderson  
Lisa Bourcier  
Daryl Brown  
Kandi Fleming

John Gardner  
Kenneth Generette  
Leann Hill  
Zipporah Mishoe  
Boone Myrick

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### Review and Approval of Agenda

Mr. Cox moved to approve the agenda as presented. Mr. Edwards seconded the motion. All voted in favor of approving the agenda. Motion passed.

### Review and Approval of Minutes

Mr. Edwards moved to accept the minutes of October 5, 2020, as presented. Mr. Cox seconded the motion; all voted in favor. Motion passed.

### Discussion

#### HCS Foundation – Mr. Generette

Mr. Winters reminded the Committee that discussion had started during previous meetings regarding the establishment of the HCS Foundation. The Foundation would be a non-profit, self-

sustaining component of the District that would accept donations from private individuals which could be earmarked for specific projects.

Mr. Generette added that he and Mr. Winters had been working with a law firm regarding establishing the Foundation, noting that one critical aspect is the Board of Directors. He also reminded the Committee that the name for the foundation was established at their march 2020 meeting as the Horry County Schools Education Foundation. Mr. Generette also shared sample articles of incorporation and the possible make-up of the Board of Directors.

Mr. Winters explained that the law for this type of foundation requires that there be a registered agent of organization, and suggested that due to staff and Board turnover, an outside service be retained as registered agent. He added that the selected firm would oversee the Foundation based on the framework provided by the Board. The Committee agreed that retaining an outside firm would be best for the administration of the Foundation. Mr. Edwards asked if there was a local firm that provided the service. Mr. Winters answered that there are several around the state with the ones he is familiar with being in Charleston and Greenville.

Mr. Winters then asked if the Committee had any comments on the bylaws provided to them to review before discussing Article 5 regarding the makeup of the Board of Directors. There being no comments, he suggested that the makeup of the Board of Directors be decided in order to determine the number of members which should be an odd number, such as 9 or 11. The Committee discussed asking the Superintendent, Chief Financial Officer, and Board members to serve in an ex-officio capacity. The Committee also discussed seating the chairman of each attendance area's Advisory Board (or other officer) as the body of the Board of Directors, and having the number of members alternate each year. For example, the Board of Directors would be composed of Advisory Board chairmen from even-numbered Districts on even-numbered years, and vice-versa. Mr. Cox suggested that the Chairman of the Board of Directors be elected from Board of Directors once established. The Committee discussed that once the initial Board of Directors is established they can review the bylaws and determine if additional members or parameters are needed.

Mrs. Graham asked if the firm Mr. Winters has been working with, Burr Forman, is providing a checklist for items needed to establish the Foundation. Mr. Winters answered that yes, the firm has been helpful but some of the requirements are familiar to him already since he handles these issues in his law firm. Mrs. Graham then asked if the Foundation would be established as an "S" corporation. Mr. Winters answered that he believed it would be a "C" corporation which would only require a short-form 990 filing, depending on the revenue generated.

Mrs. Graham inquired if the statement of purpose of the Foundation has been written yet. Mr. Winters answered that the Board of Directors would establish a mission statement when they meet, based on the broad purpose established by the Board of Education.

Mr. Edwards asked if a meeting location for the Foundation should be determined. Mr. Winters answered that the Board of Directors could determine the location.

Mrs. Graham asked if the primary focus of the Foundation would be fundraising. Mr. Winters answered that they are unable to participate in fundraising activities, but are able to do some things that the District and Board are unable to do, such as accepting donations for a specific school or project. Mr. Winters expressed his hope that the Foundation will serve the entire District evenly as much as possible.

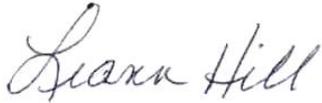
Mr. Barnard requested an explanation of an unrestricted gift and a restricted gift. Mr. Winters explained that an unrestricted gift would be a donation made without a specific recipient or project whereas a restricted gift would be a donation received specifically for a particular school or project. Mr. Barnard asked if a definition of the use of restricted gifts is being established. Mr. Winters answered that restrictions on donations are not being established at this time. Mr. Barnard suggested considering establishing those guidelines early in the start of the Foundation. Mr. Generette added that the purpose would be to benefit the school district as a whole.

Mr. Winters concluded the meeting and thanked everyone for their input.

## **Adjourn**

Mr. Cox moved to adjourn, seconded by Mr. Edwards; all voted in favor. Motion passed.

Respectfully submitted,



Leann Hill  
Administrative Asst. – Support Services

**Approved:** \_\_\_\_\_