



payments made to the Center by each of the School Districts. Accordingly, the Center Board will request that each of the School Districts enter into a tuition payment agreement with the Center to ensure receipt of tuition payments sufficient to operate the Center and make certain payments to the Corporation in connection with the 2025 Financing.

(g) Neither the obligations of the School Districts under their respective tuition payment agreements or any obligation of the Center Board to the Corporation in connection with the 2025 Financing shall, in any respect, constitute debt of the School Districts.

***Section 2. Appointment of Members to R.D. Anderson Facilities Corporation Board of Directors.***

(a) The Board of Directors of the Corporation is made up of nine members, two of which are appointed by School District No. 5 from the members of the Board of Trustees of School District No. 5 (“***School Board***”).

(b) The Chair of the School Board (“Chair”) is hereby authorized to appoint two (2) members of the School Board (“***Appointed Directors***”) to serve on the Board of Directors of the Corporation (“***Corporation Board***”). The Appointed Directors shall serve until the next annual meeting of the Corporation Board at which time, the Appointed Director’s term of service on the Corporation Board shall terminate and the current Chair shall make one or more additional appointments.

***Section 3. Lease of Real Property.*** The Center Board’s powers under the Act include the authority to make and execute any lease of the Real Property for the purpose of the 2025 Financing and the Center Board is hereby authorized to execute any lease of the Real Property for such purpose.

***Section 4. Tuition Payment Agreement.*** The Chair and Superintendent, with the advice of staff and legal counsel, are hereby authorized to negotiate, execute and deliver a tuition payment agreement to be entered into between the Center and School District No. 5 to support School District No. 5’s pro-rata share of the Center’s payment obligations to the Corporation in connection with the 2025 Financing.

***Section 5. Severability.*** All orders, resolutions and any parts in conflict with this Resolution are, to the extent of that conflict, repealed.

***Section 6. Resolution Binding.*** This Resolution is binding on the School Board, and, to the extent permitted by law, its successors.

[Signature Page Follows]

Adopted this \_\_\_\_ day of January, 2025.

BOARD OF TRUSTEES,  
SCHOOL DISTRICT NO. 5 OF SPARTANBURG COUNTY,  
SOUTH CAROLINA

\_\_\_\_\_  
Chairman

[SEAL]

ATTEST:

\_\_\_\_\_  
Secretary