

Subject: [No Subject]
From: Brian McHone (bmchone75@yahoo.com)
To: kat_fay@ymail.com;
Date: Monday, September 17, 2012 4:04 PM

Dear Katrina Fay,

A reply to your last email sent on 9/11/2012.

We have been advised that HTYRA doesn't fall under FOIA. Our certificate of Incorporation through the South Carolina Secretary of State says we are a charitable nonprofit organization. HTYRA doesn't receive tax payer's dollars from the county.

We feel that we gave you the information you requested. (If we had it). You had the chance to make all the copies you needed on the meeting held on 06/13/2012. At this time no more information will be disclosed from HTYRA. If you are going to request anything from HTYRA in the future, you need to have your Lawyer request that information.

Thanks,

President of HTYRA

Brian McHone

Subject: Fw: FOIA meeting today
From: Kat Fay (kat_fay@ymail.com)
To: bmchone75@yahoo.com; jwmartin52@aol.com;
Date: Tuesday, September 11, 2012 9:25 PM

Dear Officers,

During a county council meeting tonight, Mr. Martin stated I was offered the bank records during our meeting but refused. That is very interesting, since I provided you my understanding of the meeting, and there has been ample opportunity for you to correct my understanding and resolve the conflict in our different views of the meeting. Mr. Martin indicated that I didn't want to do the research. HTYRA's compliance to a FOIA request doesn't depend on the requestor to do HTYRA's book keeping. Perhaps you are not aware that the responsibility to correlate HTYRA's receipts to records of expenditures, is HTYRA's. Personal say so about who did what when, is not sufficient to meet FOIA disclosure requirements. It appears you are not aware that compliance to FOIA is not discretionary, it is mandatory for public entities.

Consequently, to make sure it is clear, I am providing you another chance to comply with my FOIA request. In particular, please provide bank statements Mr. Martin referred to during the County Council meeting, for the past 3 years, receipts which document why the spreadsheet I was provided doesn't correlate with the financial statement filed with the SC Secretary of State and receipts for cash revenue HTYRA has received.

If I don't hear from you within 5 days of receipt, a denial of disclosure is presumed.

Sincerely,

Katrina Fay

— Forwarded Message —
From: Kat Fay <kat_fay@ymail.com>
To: Brian McHone <bmchone75@yahoo.com>
Cc: "jwmartin52@aol.com" <jwmartin52@aol.com>
Sent: Monday, June 25, 2012 10:16 AM
Subject: Re: FOIA meeting today

Gentlemen,

I guess you agree with my understanding of our meeting, as I have not heard back from you. You can see the lack of documentation shows some issues of concern with the business performance of the organization. As we discussed during the meeting, organizations that are supported by public dollars have an obligation to show public benefit. If the company's documentation doesn't show a benefit, there is a problem. As Mr. Martin mentioned during the meeting, if the organization isn't equipped to manage the documentation to assure public

benefit is being received by the public dollars supporting the organization, it is in the public's interest to select another option: Cease receipt of public dollars; or dissolve the organization; or give the park to the county; or a combination of these.

I am hoping you are considering some plans to address the organization's performance issues.

Regards,

Katrina

From: Kat Fay <kat_fay@ymail.com>
To: Brian McHone <bmchone75@yahoo.com>
Cc: "jwmartin52@aol.com" <jwmartin52@aol.com>
Sent: Wednesday, June 13, 2012 8:25 PM
Subject: FOIA meeting today

Hello Gentlemen,

I appreciate the time you spent today at our FOIA meeting. I believe it was productive. A 360 view is the most accurate, but it requires more than one set of eyes.

Here is a summary meeting report on documentation issues. Please let me know if my understanding is incorrect and add what you believe I missed.

Item A) Available: some receipts; a check register, I have a copy
Unavailable: journal entries; trial balances; chart of accounts; banking records; purchase orders; invoices and other financial information

Item B) List of assets, coming in 30 days or less, as you wish.

Item C) Unavailable

Item D) a. Unavailable
b. It exists but was not at the meeting
c. Available, copy acquired
d. Unavailable, believed to be inapplicable due to never doing grants
e. Working, will know in 30 days
f. Working, will know in 30 days

Lack of Documentation Issues

1. Organization asserts lack of manpower and lack of community involvement on the board as factor limiting documentation. Board is only 3 members.

2. Lack of financial information. Without some kind of management and traceability, impossible to tell what money is being used for and what is the record of donations, if there are any, and who/what if any, are recipients of charity. No budgeting means the organization can't discern it's own performance. Can't plan for upgrades/improvements, or, anything else. Can't tell anything about financial performance. What is the purpose of the organization if it isn't to perform financially (which means have enough money to meet charitable goals). What are the charitable goals? 1% of kids? 5%? 10% of revenue?

3. Lack of meeting minutes and other management information. Can't tell if organization follows bylaws. Can't tell how decisions are made, can't tell what decisions were made. Can't tell if there's any organizational leadership.

4. Organization is unclear about delineation of task responsibility of park management and asset ownership because of arrangement with County and lack of corporate S.O.P.s

5. Over reliance on verbal communication, and lack of dissemination of public access information.

Suggestions/discussion during meeting

1. Institute basic financial tools, like budget.
2. Initiate SOPs on public access, post and disseminate

Roadblocks to improving public information dissemination

1. Vandalism in the park is prohibitive to posting information in the park
2. Limited manpower

That's all for now. Let me know if I missed stuff.

katrina