

MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF REGENTS OF THE DEL MAR COLLEGE DISTRICT  
August 8, 2000

The regular meeting of the Board of Regents of the Del Mar College District opened in Room 102 of the Barth Learning Resources Center, Del Mar College West Campus, Old Brownsville Road, Corpus Christi, Texas, at 1:00 p.m. on Tuesday, August 8, 2000, with the following present:

From the Board:

Mrs. Chris Adler, Rev. Willie Davila, Mr. Ralph Diaz, Mrs. Olga Gonzales, Mr. Mike Saenz, Mrs. Dorothy Spann, Mr. William Whittle, and Ms. Beverly Winters.

From the College:

Dr. Terry Dicianna, President; Mr. J. L. Alaniz, Vice President of Business and Finance; Dr. Richard Armenta, Vice President of Instruction and Student Development; Mrs. Vickie Natale, Dean of Administrative Services; Ms. Barbara Riley, Executive Secretary to Vice President of Business and Finance; and other administrators, faculty, and staff.

From the Attorney's Office:

Mr. Stephen Hilmy.

Others:

Mr. Jack Solka, Coordinating Architect; Mr. Bob Horton, AG|CM; Mr. Loyd Neal, Mayor of Corpus Christi; Mr. Joe McComb, Nueces County; Mr. Mark Scott and Mr. Tom Utter, City of Corpus Christi; Mr. Wade Fjeld, CDS Networks, Inc.; and other interested citizens.

Mr. Ralph Diaz, president of the Board, presided. Mr. Diaz asked Dr. Terry Dicianna, President of the College, to comment on current events.

Dr. Dicianna reported on an incident involving the news media's telecast report that the College's testing center had been suspended and no tests would be given on the scheduled test date. Dr. Dicianna announced that the allegations were false and damage control was underway.

Mr. Diaz then called the meeting to order, and with a quorum present, requested a moment of silence.

Under Awards and Recognition, Dr. Dicianna announced that the National Association of Student Financial Aid Administrators (NASFAA) had recently honored Mr. Henry Garcia, Assistant Dean of Financial Aid, the State and Regional Leadership Award. Dr. Dicianna commended Mr. Garcia for his exceptional service to students .

Mr. Wilson Pickering, music faculty, addressed the Board concerning the recent media fiasco. Mr. Pickering expressed his disappointment that the media did not verify the story before airing, and requested that a public and written apology be made by those responsible.

Mr. Wade Fjeld, CEO of CDS Networks, Inc., announced that he would be seeking a temporary restraining order against the College for use of cable located in the purchasing office. Mr. Fjeld informed the Board that he had not yet received a report from the College concerning his unpaid invoices. Because his allotted time ran out, Mr. Fjeld requested that the Board schedule time to meet with him to discuss the issue.

No one else signed or requested to address the Board under Public Comments.

Mrs. Olga Gonzales, chairperson of the Policy Committee, reported that the Committee had met and that she had suggested they review the Policy and Procedures Manual and provide any comments by October 1, 2000, for review by Mr. Mike Anzaldua and his team.

Ms. Winters, chairperson of the Finance Committee, asked Mr. Alaniz to report on events of the recent budget meetings. Mr. Alaniz reported that budget workshops were held on August 1st and 2nd, and an Order would be presented at today's meeting calling for a public hearing on the budget.

The first item of business was approval of the minutes.

Mrs. Spann made a motion seconded by Mrs. Adler, to approve the minutes of the Regular Meeting, July 11, 2000; Policy Committee, August 1, 2000; Finance Committee, August 1, 2000, and August 2, 2000, as presented, and the motion carried.

Dr. Dicianna informed the Board that several representatives were in attendance at today's meeting to address the reinvestment zone agenda item. Mr. Mark Scott commended the College's effort to work together with other entities on community issues. Mr. Scott read portions of "Building Communities" and encouraged Board members to support the idea of the reinvestment zone.

Mr. Tom Utter reviewed the project for the North Padre Island Storm Damage Reduction and Environmental Restoration Project, and requested the Board's participation along with several other entities. Mr. Utter reviewed a detailed map of the proposed reinvestment zone and Packery Channel area. He pointed out that funding for the project would consist of \$19.5 million in federal monies, and \$10.5 million from local dollars. Mr. Utter explained that they were proposing the establishment of a reinvestment zone for tax increment financing to finance the local share. A study conducted by ERA (Economic Research Associates) had been distributed with the details for Board review. Mr. Utter provided additional information on the project and stressed their concern for adequate maintenance. Participants in the project

would include the City, Nueces County, Port of Corpus Christi, and Del Mar College. He reported that the City scheduled a public hearing for August 29, 2000, at which time a decision would be made as to whether they would proceed as planned. Mr. Utter pointed out that a Board consisting of representatives from each entity would be formed, and that the Regents would need to select someone to serve on that Board. He stressed that any agreements would be routed through the Board of Regents for final approval.

Mr. Loyd Neal, Mayor of Corpus Christi, spoke on behalf of the reinvestment zone. He commented on the project as a "win-win situation for everyone" because of the growth that would occur and creation of jobs. Mr. Neal commended the leadership, vision, and commitment that the entities have shown and asked the Board of Regents for their support by participating.

Mr. Joe McComb announced the County's support of the project and discussed the seawall and how it affects the tax rolls for the College, and the tax value/growth of the property in the reinvestment zone. Mr. McComb encouraged action by the Board at today's meeting in order for them to proceed.

A lengthy question and answer session ensued. Dr. Dicianna reported that he did not have a recommendation at the present time, but agreed that a Board member should be appointed as requested by the City. After a brief discussion, Mr. Diaz clarified that the Board was being asked to accept the project conceptually, and details would be worked out at a later date.

Mr. Utter explained that the Board of Regents would appoint someone to the reinvestment zone board, and then if the City Council approved the plan on August 29th, the reinvestment zone board would work on the financing plan and submit it to the Board of Regents for approval. The Board of Regents would then have an opportunity to decline the plan.

After a brief discussion on the land included in the reinvestment zone, Mrs. Adler made a motion, seconded by Rev. Davila, that the Board move in conceptuality to enjoin the City of Corpus Christi in establishing a reinvestment zone for tax increment financing pursuant to Tax Increment Financing Act, Texas Tax Code, Chapter 311, if the City goes forward on August 29, 2000.

Mr. Diaz reviewed the intent of the motion that the Board would have the opportunity to make a final decision on the issue after the City Council makes their decision on August 29th, and the reinvestment zone board provides a financial plan for the College's review and approval.

With no further discussion, the motion carried.

Mr. Hilmy pointed out that the College did not have to be included in the venture, and if they chose to do

so, could specify what portion of increment to include and for what period of time.

Mr. Diaz announced that Mr. Whittle and Mr. Saenz were appointed to the reinvestment zone board.

The next item of business was related to the Board policy on jury duty. Dr. Dicianna reported that the Policy Committee had approved the revisions to Board Policy B5.31 Jury Duty.

The question was called and motion carried to approve Board Policy B5.31 Jury Duty as presented. (This policy will be recorded as Document #00-15 in the document section of the Official Minutes Book of the Board.)

Dr. Dicianna reported that Dr. Richard Banks had requested an unpaid leave of absence.

Mrs. Gonzales made a motion, seconded by Rev. Davila, to approve an unpaid leave of absence for Dr. Richard Banks for academic year 2000-2001, and the motion carried.

Concerns for roofing projects were discussed at the previous Board meeting. Mr. Alaniz reported that bids were received for various roofing projects, and a recommendation to award the contract to Haeber Roofing Company in the amount of \$308,345 had been prepared. Several questions were asked of Mr. Bob Horton, construction manager.

Mrs. Gonzales made a motion, seconded by Mrs. Spann, to accept the recommendation to award a contract to Haeber Roofing Company in the amount of \$308,345, for various roofing projects as presented, and the motion carried.

Mr. Alaniz reviewed the requested Amendment No. 2 to the AG|CM contract to include several roofing projects at an increase in their contract of \$24,000. Board members again asked several questions of Mr. Horton on College projects and AG|CM fees. Mr. Hilmy pointed out that the contract had a cap, and the amendment would be modifying that cap.

After a brief discussion on the projects to be included in the amendment, Mrs. Spann made a motion, seconded by Mr. Saenz, to accept Amendment No. 2 to the Anderson Group contract as presented, and the motion carried.

Mr. Alaniz reported on the events of the Finance Committee meeting. A preliminary budget had been presented and a public hearing would be held on August 22, 2000. Mr. Diaz read the Order prepared by legal counsel calling for a public hearing.

Mrs. Gonzales made a motion to approve the Order, as read, calling for a public hearing

on the College budget to be held on August 22, 2000. After Mrs. Winters' second, the motion carried. (This Order will be recorded as Document #00-16 in the document section of the Official Minutes Book of the Board.)

Mr. Alaniz reviewed the refunds of overpayments and other ad valorem taxes that were approved in July 2000.

Mrs. Spann made a motion, seconded by Mrs. Winters, to approve the refunds of overpayments and other ad valorem taxes for July 2000 as presented. After a brief explanation for Mr. Saenz, the motion carried.

Mr. Alaniz reviewed the financial statements for June 2000.

Mrs. Winters made a motion, seconded by Rev. Davila to accept the financial statements for June 2000 as presented, and the motion carried.

Mr. Alaniz then presented the investments for July 2000.

Mrs. Gonzales made a motion, seconded by Rev. Davila, to approve the investments for July 2000 as presented, and the motion carried.

In accordance with Chapter 551.071 of the Government Code, the Board of Regents entered into closed session beginning at 3:11 p.m.

The Board ended closed session at 4:23 p.m. with no action taken.

With no further business, the meeting adjourned.