

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF REGENTS OF THE DEL MAR COLLEGE DISTRICT
August 14, 2001

The Regular Meeting of the Board of Regents of the Del Mar College District opened in the Isensee Board Room, Harvin Center, Del Mar College East Campus, Baldwin and Ayers, Corpus Christi, Texas, at 2:25 p.m. on Tuesday, August 14, 2001, with the following present:

From the Board:

Mrs. Chris Adler, Mrs. Minnie Arriaga, Rev. Willie Davila, Mrs. Olga Gonzales, Mr. Jacob Muñoz, Mr. Gabe Rivas, Mrs. Dorothy Spann, and Mr. Guy Watts

From the College:

Dr. Richard Armenta, Interim President; Mr. J. L. Alaniz, Vice President of Business and Finance; and Ms. Barbara Riley, Executive Administrative Assistant to Vice President of Business and Finance; and other administrators, faculty, and staff.

From the Attorney's Office:

Mr. Stephen Hilmy.

Others:

Mr. Thomas Spurgeon, McCall Parkhurst & Horton; and other interested citizens.

Mrs. Olga Gonzales, president of the Board, presided and called the meeting to order. With a quorum present, she requested a moment of silence and then opened the meeting for public comments.

Ms. Lula Hinton, an employee of the College and a concerned citizen, voiced her outrage at the number of temporary services personnel being hired by the College in lieu of advertising and hiring from within the College for the positions. Ms. Hinton also expressed concern that the Affirmative Action/Equity officer also serves as the supervisor of Human Resources and Payroll, and felt that there was a conflict of interest in those responsibilities.

Under Committee Reports, Rev. Davila, chairperson of the Buildings and Grounds Committee, noted that his report was submitted as provided in the minutes that were attached.

Mrs. Spann, chairperson of the Policy Committee, reported that the policy on naming buildings would be distributed after printing.

Rev. Davila requested that Dr. Armenta review the situation with the Affirmative Action/Equity and Human Resources officer, and the possible conflict of interest between the same person performing those duties. Several Board members expressed the same concern, and Mr. Muñoz asked that Dr. Armenta research other colleges for their organizational structure. He also asked that Dr. Armenta make the Board aware

of the reasoning behind the present structure. Mrs. Arriaga questioned the legality of the alignment of duties, and Mr. Hilmy responded that he would need to review the duties of each area of responsibility. After further discussion on the issue, it was the consensus of the Board that they were not satisfied with the present structure, and directed Dr. Armenta to review the situation and respond to the Board.

Mrs. Spann had several items to comment on but deferred.

There were not any Staff Reports made at today's meeting.

Under College President's Comments, Dr. Armenta let Mrs. Pat Townsend, Executive Director of the Office of Development, announce that the Del Mar College Foundation had received \$350,000 from Houston Endowment to be used for the Center for Early Learning.

Mr. Watts commented on Mr. Jack Gordy's concerns over the amount of money being spent on meals at Board meetings. He pointed out that business was not conducted during the meal, and personal relationships were being established between the Board and administrators.

Dr. Armenta announced that the Westside Business Association's banquet was scheduled for the 16th at the Omni; ground breaking ceremonies for the Center for Early Learning and Central Kitchen would be scheduled in the near future; graduation would be held on Friday at 7:00 p.m. in the auditorium; convocation was scheduled for Monday, August 20th, beginning at 8:30 a.m.; and the public hearing on the budget would be held on Monday, August 20, 2001, at 5:30 p.m.

The first item of business was approval of the minutes.

Mr. Muñoz made a motion, seconded by Mrs. Spann, to approve the minutes of the Regular Meeting, July 10, 2001; Called Meeting, July 18, 2001; Buildings and Grounds July 19, Committee Meeting, 2001; and the Called Meeting/Board Workshop, August 7, 2001, as presented, and the motion carried.

Mrs. Gonzales read the recommendation from Dr. Armenta regarding the grant applications for the Telecommunications Infrastructure Fund Board submitted by the Library and Information Technology/Distance Learning.

Mr. Rivas made a motion, seconded by Mrs. Spann, to approve the recommendation made by Dr. Armenta to approve the filings of the Telecommunications Infrastructure Fund Board grant applications for \$182,346.00 and \$188,562.30, and to authorize the designation of the College President as the official representative as required by the grant application process, and the motion carried.

Mrs. Gonzales then read the summary of Item #3 related to the Resolution amending the Resolution approved on July 10, 2001, incorporating requirements of AMBAC Assurance Corporation and to designate the bonds as being “qualified tax-exempt obligations.”

Mr. Muñoz made a motion, seconded by Mrs. Adler, to accept the Resolution as presented by bond counsel amending the Resolution approved on July 10, 2001, which authorized the issuance of the District’s Limited Tax Refunding Bonds, Series 2001, for the purpose of approving and incorporating provisions required by the municipal bond insurer and declaring such bonds to be “qualified tax-exempt obligations.” Mr. Tom Spurgeon, bond counsel, explained the reasons for the change, and with no further discussion, the motion carried.

Before leaving the College, Dr. Terry Dicianna recommended that out-of-district tuition for dual credit students be waived.

After a brief explanation by Dr. Armenta, Mr. Muñoz made a motion, seconded by Rev. Davila, to approve the recommendation to waive out-of-district tuition for dual credit students, and the motion carried.

The next item of business pertained to a request for an extension of unpaid leave of absence for Ms. Gerriann McKamie.

Rev. Davila made a motion, seconded by Mr. Muñoz, to approve an extension of unpaid leave of absence for Ms. Gerriann McKamie for health reasons for a period commencing September 20, 2001, and ending December 7, 2001, and the motion carried.

Agenda Item #6 was related to the Del Mar College Foundation’s request for naming facilities during their capital campaign.

Mrs. Spann made a motion, seconded by Mr. Watts, to approve the changes to Board policies B3.7; B.3.7.1; and B3.7.1.1 made by the Policy Committee during an earlier meeting, and the motion carried. A Resolution was presented and read by Mrs. Gonzales to effectuate this action. (This Resolution will be recorded as Document #01-11 in the document section of the Official Minutes Book of the Board.)

On the next item on the agenda, Mrs. Spann explained that she and Mrs. Arriaga had requested that the Board consider soliciting Requests for Qualifications for legal services, along with all other professional services. This would give other firms the opportunity to provide services to the College. Several Board members commented on the excellent work done by the present firm and their extensive knowledge of

education law, and did not feel a change was in order. Mr. Hilmy pointed out that the Board approves a fee schedule for services, and Mr. Muñoz reminded the Board that the College is not restricted to using any one law firm for legal counsel. Rev. Davila asked that the fee schedule be presented for budget purposes.

Mr. Alaniz reviewed the financial statements for June 2001, and explained the large number of student refunds. After a brief discussion, he agreed to provide a report on the reasons for the various refunds.

Rev. Davila made a motion, seconded by Mr. Muñoz, to approve the financial statements for June 2001 as presented, and the motion carried.

Investments for July 2001 were reviewed by Mr. Alaniz.

After a brief discussion, Mr. Muñoz made a motion, seconded by Mrs. Adler, to approve the investments for July 2001 as presented, and the motion carried.

The Board entered into closed session in accordance with Section 551.071 of the Government Code beginning at 3:20 p.m.

The Board ended closed session and reconvened at 4:00 p.m. No action was taken.

Under Calendaring, it was announced that ground breaking ceremonies for the Central Kitchen-West Campus would be held on September 13, 2001, at 10:00 a.m.

With no further business, the meeting adjourned at 4:03 p.m.