

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF REGENTS OF THE DEL MAR COLLEGE DISTRICT

November 14, 2017

The Regular Meeting of the Board of Regents of the Del Mar College District convened in the Isensee Board Room, Del Mar College, Corpus Christi, Texas at 1:00 p.m. on Tuesday, November 14, 2017, with the following present:

From the Board:

Mr. Trey McCampbell, Dr. Nicholas Adame, Mr. Ed Bennett, Ms. Elva Estrada, Ms. Susan Hutchinson, Ms. Sandra Messbarger, Mr. Gabriel Rivas, and Mr. Guy Watts.

From the College:

Dr. Mark Escamilla, President and CEO; Ms. Lenora Keas, Vice President and CFO; Dr. Rito Silva, Vice President for Student Affairs; August Alfonso, Vice President for Facilities and Operations & Chief Information Officer; Ms. Claudia Jackson, Executive Director of Strategic Communication and Government Relations; Ms. Mary McQueen, Executive Director of Development; Delia Perez, Executive Administrative Assistant/Board Liaison and other staff and faculty.

CALL TO ORDER/QUORUM CALL/MOMENT OF SILENCE/PLEDGE OF ALLEGIANCE/MISSION STATEMENT

Mr. McCampbell called the meeting to order with a quorum present. He requested a moment of silence followed by the Pledge of Allegiance and Mission Statement.

RECOGNITIONS:

Students and Staff

- Ms. Melinda Eddleman, CRO, named Communicator of the Year by the National Council for Marketing and Public Relations.....Ms. Claudia Jackson
(*Goal 3. Professional Initiatives: Provide Innovative, Relevant and Meaningful Opportunities*)

Ms. Jackson introduced Melinda Eddleman, Associate Director of Media Relations, who was recently named Communicator of the Year for Region 4 of the National Council for Marketing and Public Relations. Melinda and the team she leads work weekly with local news organizations to produce dozens of television news packages, radio print, online news stories, and social media stories.

Ms. Eddleman thanked Ms. Jackson and her colleagues for nominating her for the award.

- Ms. Patricia Benavides-Dominguez, selected to the RTA Board of Directors
Dr. Rito Silva
(Goal 6. Partnerships: Expand Opportunities for Mutually-Beneficial Alliances)

Dr. Silva announced that Patricia Benavides-Dominguez, Dean of Student Outreach and Enrollment Services, was recently appointed to the Board of Directors of the Corpus Christi Regional Transportation Authority. She will be a wonderful advocate to our students, employees, and general community who depend on public transportation.

Ms. Benavides-Dominguez thanked them for the opportunity to serve on the Board and represent the community and Del Mar College.

STAFF REPORTS:

- 2014-2016 Clery Act Statistics.....Ms. Lauren White
(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)

Ms. Lauren White, Chief of Security, provided an update on statistics from the Clery Act. The Board packet contained the 2014-2016 Annual Security and Safety Report, with the statistics covering 2014, 2015, and 2016. The Clery Act statistics are for the calendar year, January through December. See included [2014-2016 Clery Act Statistics](#).

Dr. Escamilla stated that this is important data, and every year in November the statistics are reported as part of the Clery Act, which is a federal law. This data can be found on the College’s website.

Ms. White responded to questions from the Regents.

- Tax Increment Reinvestment Zone #3 Update.....Ms. Claudia Jackson
(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)

Ms. Jackson reported that the College along with the City and County, participate in the Tax Increment Reinvestment Zone #3 which covers the downtown Corpus Christi area. The goal of the initiative is to revitalize downtown rundown and abandoned properties, improve residential options and walkability downtown, and increase the taxable value of the core of our city. The past three years the TIRZ funds have pledged \$7.5 million to incentives to various projects. If these projects perform as planned, they will add over \$100 million in tax value back to the District.

Ms. Jackson reviewed the projects that TIRZ #3 has invested in over the past few years. She responded to questions from the Regents.

- October 20-21, 2017: Over the Edge Update
(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)

Dr. Escamilla reported that on October 20th and 21st the Foundation led the first annual Over the Edge fundraiser. Many people, including Chairman McCampbell and himself rappelled from over the top of the Holiday Inn Downtown. He and Chairman McCampbell rappelled at the same time and it was a blast. Many others joined in, including Chris Adler, Jim Boggs, Trustee Gene Seaman and many others. He thanked everyone that contributed and it was a stellar success.

Ms. McQueen reported that Dr. Escamilla raised \$11,000.

Mr. McCampbell stated that it was a blast; he encouraged individuals that think they can't go over the edge.

- October 25-26, 2017: Legislative Committee and TACC Quarterly Meetings
(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)

On October 25th and 26th Dr. Escamilla attended the Legislative Committee and the quarterly meeting of the Texas Association of Community Colleges. They have kicked off their legislative efforts in earnest and will have much more information over the next few months.

- November 1, 2017: Biotechnology Articulation Agreement Signing with Texas A&M Corpus Christi
(Goal 1. Student Learning Success: Ensure Exceptional Educational Opportunities for All Students)

On November 1st the Biotechnology Articulation Agreement signing with Texas A&M Corpus Christi was formalized on campus at the Garcia Science Building. He thanked Dr. Kelly Quintanilla for being a great colleague and partner.

- November 8, 2017: House of Representatives Disaster Impact and Recovery Public Hearing, CED
(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)

On November 8th the College hosted the House of Representatives Disaster Impact and Recovery Public Hearing, led by Chairman Zerwas. This was a delegation of legislators from around the state who are very interested in our recovery efforts in the Coastal Bend. Dr. Escamilla thanked Representative Todd Hunter and team and our local delegation, Senator Chuy Hinojosa and Representative Abel Herrero and all of their efforts for putting this together.

- November 10, 2017: MOU Signing, DMC & Laredo Community College
(Goal 6. Partnerships: Expand Opportunities for Mutually-Beneficial Alliances)

Dr. Escamilla took part in a MOU signing on November 10th with Laredo Community College, Texas College, and Southwest Texas Jr. College; it was primarily a ceremonial linking of arms that showed support for their new colleague, Dr. Ricardo Solis of Laredo Community College and his Board of Trustees. On Saturday the 11th Dr. Escamilla took part in the Latino Male Initiative, which focuses on Hispanic male students and their completion efforts. He is honored to say that Del Mar College has a similar initiative, Project Males, Men of Color.

PENDING BUSINESS:

Status Report on Requested Information

(Goal 5 – Advocacy: Advance the College Mission Through Effective Governance and Positioning)

CONSENT AGENDA

Notice to the Public

The following items are of a routine or administrative nature. The Board of Regents has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Board member or a citizen, in which event the item(s) will immediately be withdrawn for individual consideration in their normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

CONSENT MOTIONS:

(At this point the Board will vote on all motions not removed for individual consideration.)

ITEMS FOR DISCUSSION AND POSSIBLE ACTION:

1. Approval of Minutes:
Called Meeting, August 21, 2017
Called Meeting, Public Hearing on College Budget for FY 2017-2018, August 21, 2017
Called Meeting, Public Hearing, Tax Rate for FY 2017-2018, August 21, 2017
Emergency Meeting, August 31, 2017
Called Meeting, Public Hearing, Tax Rate for FY 2017-2018, September 6, 2017
Workshop, September 12, 2017
Regular Board Meeting, September 12, 2017
(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)
2. Acceptance of Investments for October 2017
(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)
3. Acceptance of Financial Statement for September 2017
(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)

Mr. Rivas made a motion to approve the consent agenda items. Ms. Messbarger seconded the motion. There was no further discussion from the Board. There were no public comments. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Estrada, Hutchinson, Messbarger, Rivas, and Watts in favor.

REGULAR AGENDA

4. Discussion and possible action related to revisions proposed to B5.27.5 Family and Medical Leave Act of 1993 Policy.....Ms. Tammy McDonald
(Goal 3. Professional Initiatives: Provide Innovative, Relevant and Meaningful Opportunities)

Ms. McDonald reported that the Family and Medical Leave Act contained revisions to one section of the policy, and is a result of the College's Internal Audit. One of the recommendations was to better define what an eligible employee is and that is the revision they are bringing forward for the Board's review and approval.

Ms. McDonald responded to questions from the Regents.

Mr. Rivas made a motion to approve the agenda item. Ms. Estrada seconded the motion. There was no further discussion from the Board. There were no public comments. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Estrada, Hutchinson, Messbarger, Rivas, and Watts in favor.

The Board Chair reordered the meeting (with no objection) as follows:

GENERAL PUBLIC COMMENTS (Non-Agenda Items):

Mr. Jack Gordy: Changes to bylaws and his recommendation for Closed Session items in this Regular Board Meeting to be discussed in public.

6. CLOSED SESSION pursuant to:

- B. **Tex. Gov't. Code § 551.074(a)(1)**: (Personnel Matters), regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, including 1.) appointment of representative to Nueces County Appraisal District Board.

The Board went into Closed Session at 1:30 p.m.

The Board reconvened in Open Session at 1:47 p.m.

5. Discussion and possible action related to the appointment of a representative to the Nueces County Tax Appraisal District Board of Directors.....Mr. Trey McCampbell
(Goal 6. Partnerships: Expand Opportunities for Mutually-Beneficial Alliances)

Mr. McCampbell stated that several legislative sessions ago the state passed a law that allowed the appraisal district to expand its Board of Directors and the College was given a seat on the Nueces County Appraisal District Board. Mr. Eugene Bouligny has served two two-year terms as the College's representative and opted not to renew his appointment. Several months ago a notification was posted that the College was looking for someone to represent them on the Nueces County Tax Appraisal District Board of Directors and there was one applicant, Mr. Armando Chapa.

Mr. Chapa introduced himself, provided his background and explained his interest in the appointment to the Nueces County Appraisal District as the College's representative. Mr. Chapa has dedicated over 40 years of his career to public service, with 36 of those years at the City of Corpus Christi.

Mr. Rivas made a motion to approve the appointment of Mr. Chapa to the Nueces County Appraisal District Board of Directors. Ms. Estrada seconded the motion. There was no further discussion from the Board. There were no public comments. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Estrada, Hutchinson, Messbarger, Rivas, and Watts in favor.

6. CLOSED SESSION pursuant to:

- A. **Tex. Gov't. Code § 551.071**: (Consultation with legal counsel), regarding pending or contemplated litigation or claims (including Cause No. 2012-CCV-61123-2 Bruce Olson vs. Del Mar College), or a settlement offer; and, the seeking of legal advice from counsel on pending legal or contemplated matters or claims;
- B. **Tex. Gov't. Code § 551.074(a)(1)**: (Personnel Matters), regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, including 1.) appointment of representative to Nueces County Appraisal District Board., and 2.) Review of Regent's Duties, Responsibilities and Statement of Ethics (Regent Guy Watts), and potential Board action for violation of Regent's Duties and Responsibilities; and,
- C. **Tex. Gov't Code § 551.087**: (Deliberation Regarding Economic Development), regarding the discussion or deliberation of information and/or an offer of a financial or other incentive received from a business prospect engaged in economic development negotiations with Del Mar College, with possible discussion and action in open session.

The Board went into Closed Session at 1:52 p.m.
The Board reconvened in Open Session at 5:05 p.m.

Ms. Hutchinson made a motion that the Board authorize General Counsel to prepare a letter to Regent Watts addressing ethical and legal concerns related to his recent emails. Ms. Messbarger seconded the motion. There was no further discussion from the Board. There were no public comments. A voice vote was taken and the motion carried unanimously, 7-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Estrada, Hutchinson, Messbarger, and Rivas in favor.

CALENDAR: Discussion and possible action related to calendaring dates.

ADJOURNMENT: The meeting was adjourned at 5:10 p.m.

MINUTES REVIEWED BY GC: /s/AR