

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

August 31, 2017

The Emergency Meeting of the Board of Regents of the Del Mar College District convened at the Emerging Technology Building, Room 124 A&B, Del Mar College West Campus, Corpus Christi, Texas at 12:30 p.m. on Monday, August 31, 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, Ms. Carol Scott, and Mr. Guy Watts.

From the College:

Dr. Mark Escamilla, President; Dr. Beth Lewis, Provost and Vice President for Academic Affairs; Mr. Augustin Rivera, Jr., General Counsel; Ms. Lenora Keas, Vice President of Workforce Development and Strategic Initiatives; Dr. Rito Silva, Vice President for Student Affairs; Mr. August Alfonso, Vice President for Facilities and Operations & Chief Information Officer; Ms. Claudia Jackson, Executive Director of Strategic Communication and Government Relations; Ms. Tammy McDonald, Executive Director of Human Resources and Administration; Ms. Mary McQueen, Executive Director of Development; Dr. Catherine West, Interim Chief Financial Officer; Ms. Delia Perez, 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.

**EMERGENCY NOTICE PURSUANT TO THE TEXAS OPEN MEETINGS ACT,  
(Tex. Gov't. Code §§ 551.0411 (b), (c) and 551.045):**

**A meeting of the Del Mar College District Board of Regents was previously scheduled and properly noticed for Tuesday, August 29, 2017, at 12:00 P.M. in the Isensee Board Room, Del Mar College, East Campus, Corpus Christi, Texas. The Board was prevented from convening the open meeting due to the catastrophic effects of Hurricane Harvey, including property damage, power failure, interruption of communication, and other complications.**

**The Board is convening this meeting within 72 hours of the original meeting, in good faith and in compliance with the Texas Open Meetings Act.**

**Further, an emergency or urgent public necessity exists that justifies the addition of supplemental agenda item No. 3. It is critical to the continued operations of the College that the Board of Regents be updated with a status on the College's recovery from Hurricane Harvey as soon as possible.**

Mr. Augustin Rivera, Jr., General Counsel, explained to the Board that with respect to the approval and adoption of the annual budget. The Board is required under the Texas Education Code to conduct one public hearing where the public has an opportunity to weigh in on the proposed budget

and that has already occurred. With respect to the adoption of the tax rate, the College is required to have two public hearings and one was conducted on August 17. The Board was scheduled to meet earlier in the week and on the agenda they would approve the tax rate and budget and they were not able to meet Tuesday because of the emergency caused by Hurricane Harvey. This is one of the situations specifically provided for under the Texas Open Meetings Act, which allows them to postpone meetings and reschedule them without going through the usual formalities. In accordance with the Texas Open Meetings Act, the meeting that was scheduled for August 29<sup>th</sup> was postponed and rescheduling within 72 hours and notice was provided to the public with more than two hours before the scheduled meeting. These are the types of exigent circumstances, one hopes to never have to use, but they are on track today to proceed with approving the budget, which has to be done today, because under the Texas Education Code, they are required to have a budget in place by September 1. The tax rate has an approval deadline of the end of September.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION:

1. Discussion and possible action related to the Order of the Board of Regents of the Del Mar College District: 2017-2018 Maintenance and Operations Budget and the 2017-2018 Debt Service Budget.....Ms. Lenora Keas  
*(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)*

Ms. Keas reminded the Board that they began the discussion on the budget on July 28th and they were provided much detail; there was another meeting on August 8 and August 21 and they discussed different elements of the budget and today’s presentation is a summary piece of the budget. See included [Budget Presentation](#).

Ms. Keas presentation included review of the following:

- 2018 Revenue Budget;
- 2018 Proposed Expenditure Budget; and
- 2018 Debt Service Budget

Ms. Keas and Dr. Escamilla responded to several questions from the Regents throughout the presentation. There was a discussion about the contingency amount not reflected on the 2018 Proposed Expenditure spreadsheet under non-salary expenditure, even though the amount was included in the total dollars. There was also discussion about providing the budget with more detail from information contained in the College’s system for Regents requesting it. Ms. Keas responded that they will be happy to provide whatever information they are requesting. Mr. McCampbell asked that going forward they receive at a minimum what they received at last year’s budget review.

Mr. Rivas made a motion to adopt the Budget Resolution.  
Ms. Scott seconded the motion.

Mr. Augustin Rivera, Jr. read the proposed Order of the Board of Regents of the Del Mar College District, Budgets 2017-2018.

There was no further discussion from the Board. There were

no public comments. A roll-call vote was taken and the motion carried , 8-1, with Regents Adame, Bennett, Estrada, Hutchinson, McCampbell, Messbarger, Rivas, and Scott in favor; Mr. Watts was opposed.

Note: Ms. Estrada left the meeting at 1:25 p.m.

2. Discussion and possible action related to revisions proposed to Policy B6.12 Tenure Track Faculty Salary Structure.....Ms. Tammy McDonald  
*(Goal 3. Professional Initiatives: Provide Innovative, Relevant, and Meaningful Opportunities)*

Ms. McDonald reported that as a result of adopting the budget, a Board policy change is required due to changes to components in the faculty salary structure; it follows what was approved in the budget and will be effective on September 1, 2017.

Ms. McDonald responded to questions from the Regents.

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

#### EMERGENCY SUPPLEMENTAL ADDITION TO AGENDA:

3. Status and Update on Hurricane Recovery.....Dr. Mark Escamilla

Dr. Escamilla provided an update on the Hurricane Harvey recovery effort.

Dr. Escamilla, Dr. Lewis, Dr. Silva and Ms. McQueen responded to questions from the Regents.

Dr. Escamilla assured the community and listening audience that the College will do everything it can to get them through this and accomplish their educational goals.

Mr. McCampbell thanked Dr. Escamilla and the team for what they are doing for the students.

#### GENERAL PUBLIC COMMENTS (Non-Agenda Items) – 3-minute time limit

There were no additional general public comments.

#### CLOSED SESSION pursuant to:

- A. **TEX. GOV'T. CODE § 551.071**: (Consultation with legal counsel), regarding pending or

contemplated litigation, or a settlement offer, with possible discussion and action in open session; and, the seeking of legal advice from counsel on pending legal or contemplated matters or claims, with possible discussion and action in open session; and

The Board did not go into Closed Session.

CALENDAR: Discussion and possible action related to calendaring dates.

ADJOURNMENT: The meeting was adjourned at 1:49 p.m.

MINUTES REVIEWED BY GC: /s/AR