

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

December 11, 2018

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, December 11, 2018, with the following present:

From the Board:

Mr. Trey McCampbell, Dr. Nicholas Adame, Mr. Ed Bennett, Mr. Gabe Rivas, Mr. Hector Salinas, Ms. Carol Scott, and Dr. Mary Sherwood.

From the College:

Dr. Mark Escamilla, President and CEO; Mr. Raul Garcia, Vice President and CFO; Ms. Lenora Keas, Vice President of Workforce Development and Strategic Initiatives; Ms. Tammy McDonald, Vice President of Administration and Human Resources; Mr. Augustin Rivera, Jr., General Counsel; Ms. Claudia Jackson, Executive Director of Strategic Communication and Government Relations; Ms. Mary McQueen, Executive Director of Development, Ms. Jessica A. Alaniz, Risk Manager; 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.

**NOVEMBER BOARD OF REGENTS ELECTION:**

- Prior to conducting business, Judge Nora Longoria administered the Oath of Office to duly elected Regents, Mr. Hector Salinas and Mr. Gabriel Rivas.
- Mr. McCampbell recognized Sandra L. Messbarger for her service of six years as Board of Regent. Members of the Board and Dr. Escamilla expressed their appreciation and gratitude for Ms. Messbarger's exemplary service to the College and passionate commitment to the students.
- Following the swearing in of duly elected Board of Regents, the following officers were elected:

- **Chair**

Mr. Rivas made a motion to nominate Ms. Scott for Chair of the Del Mar College Board of Regents. Ms. Hutchinson seconded the motion. No other nominations were received. Motion was made to pass by acclamation to elect Ms. Scott as Chair. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Hutchinson, Rivas, Salinas, Scott and

Sherwood in favor. Mr. McCampbell turned over the Chair's gavel to Ms. Scott to conduct the remaining elections and the rest of the meeting.

○ **First Vice Chair**

Mr. Salinas made a motion to nominate Mr. Rivas for First Vice Chair. Dr. Sherwood seconded the motion. Motion was passed by acclamation to elect Mr. Rivas as First Vice Chair. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Hutchinson, Rivas, Salinas, Scott and Sherwood in favor.

○ **Second Vice Chair**

Dr. Sherwood made a motion to nominate Dr. Adame for Second Vice Chair. Mr. Salinas seconded the motion. Motion was passed by acclamation to elect Dr. Adame as Second Vice Chair. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Hutchinson, Rivas, Salinas, Scott and Sherwood in favor.

○ **Secretary**

Ms. Hutchinson made a motion to nominate Dr. Sherwood for Secretary. Mr. Rivas seconded the motion. Motion was passed by acclamation to elect Dr. Sherwood as Secretary. A voice vote was taken and the motion carried unanimously, 8-0, amongst Regents present, with Regents McCampbell, Adame, Bennett, Hutchinson, Rivas, Salinas, Scott and Sherwood in favor.

RECOGNITIONS:

**Students and Staff.....Ms. Claudia Jackson**

- Circle of Pride Award Recipients  
*(Goal 3. Professional Initiatives: Provide Innovative, Relevant, and Meaningful Opportunities)*

Ms. Pollie Martinez, Chair of Non-Exempt Council, presented the Circle of Pride Award to Gregory Sanchez from Business Administration.

- Introduction of Student Government Association Officers  
*(Goal 2. Student Access and Support Services: Maximize Affordable Access and Excellence in Student Services)*

The following Student Government Association Officers for 2018-2019 were introduced: Angel Pena, Magistrate; Roslyn Swonke, Secretary; Sofia Jimenez, Treasurer; Natasha

Perez, President; and Beverly Cage, Advisor and Director of Student Leadership and Campus Life.

Ms. Perez expressed appreciation to the College Board of Regents and Staff for their support to the SGA and provided the Board with an update on the activities and plans for SGA for the upcoming academic year.

- College Relations Staff received seven awards from District 4 of the National Council for Marketing and Public Relations  
*(Goal 3. Professional Initiatives: Provide Innovative, Relevant, and Meaningful Opportunities)*

Ms. Jackson recognized the College Relations staff for their awards received from District 4 of the National Council for Marketing and Public Relations which include a gold medallion for excellence for the College’s Instagram presence, a gold medallion of excellence for the redesign of the Viking Go app, a silver medallion for the design of the Viking Tech Help logo, two bronze medallions for radio and television series “It Takes a Viking” and a bronze medallion for the promotion of the Veterans Upward Bound program for success in student recruitment initiatives. A total of 17 national and regional recognitions have been awarded to the College Relations staff this year.

Ms. Jackson also recognized Mr. Gerard Munoz, DMC-TV, on his retirement and 30 years of service to the College.

**Faculty..... Ms. Lenora Keas**

- Ms. Kristy Ubrick, Instructor and Intramural Director in the Kinesiology Department, recipient of the 2018 Emerging Professional Award from the Texas Association for Health, Physical Education, Recreation and Dance Association  
*(Goal 3. Professional Initiatives: Provide Innovative, Relevant, and Meaningful Opportunities)*

Ms. Ubrick was recognized by the Texas Association for Health, Physical Education, Recreation and Dance Association at their annual conference on November 30, 2018 in Galveston, Texas.

- Ms. Melissa Stuive, Program Director and Assistant Professor of Emergency Medical Services, received appointment to the Governor’s EMS Trauma Advisory Committee (GETAC)  
*(Goal 3. Professional Initiatives: Provide Innovative, Relevant, and Meaningful Opportunities)*

Ms. Stuive has been appointed by Governor Abbott to the EMS Trauma Advisory Committee (GETAC) to help set standards for Texas EMS and promote, develop and advance an accountable patient center trauma and emergency healthcare system.

- Ken Rosier, Chair for Department of Art and Drama/Professor of Art, selected as the College’s 2019 Piper Professor Nominee for consideration of award by the Minnie Stevens Piper Foundation  
*(Goal 3. Professional Initiatives: Provide Innovative, Relevant, and Meaningful Opportunities)*

Mr. Rosier has been nominated to receive the 2019 Piper Professor Nominee for Del Mar College. Award recipients will be announced in May 2019.

STAFF REPORTS:

- Annual Safety and Security Report (Clery).....Ms. Lauren White  
*(Goal 2. Student Access and Support Services: Maximize Affordable Access and Excellence in Student Services)*

Dr. Escamilla introduced the Annual Safety and Security Report (Clery) that will be presented by Ms. White. Ms. White recognized college staff that provided assistance for the layout and posting of the report. The report is a requirement by the Department of Education to meet the Clery standard and includes College policies, procedures and crime statistics around the area. The report is for students, staff and community. The report can be found online under the “Security and Safety” section and under the “Student’s Right to Know” page.

- Tuition and Fees Update ..... Mr. Raul Garcia  
*(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)*

Mr. Garcia presented an update on tuition and fees to have an early discussion with the Board before the next academic year. A historical overview of enrollment, unemployment rate, and tuition and fees was presented to the Board. Mr. Garcia also presented a comparative chart of tuition and fees by all peer colleges for FY 2019. Mr. Garcia answered questions from the Regents regarding his presentation.

COLLEGE PRESIDENT’S REPORT .....Dr. Mark Escamilla

- October 17, 2018: TACC Quarterly Meeting  
*(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)*

Dr. Escamilla attended quarterly meeting and was voted in as Secretary and Treasurer of TACC. He will transition into Chair-Elect in the summer.

- October 29, 2018: SCUP Conference, Austin  
*(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)*

Dr. Escamilla attended with Dr. Lewis and Doug Lowe from Facilities Planning Group to present an update on the College.

- November 28, 2018: TACC Legislative Committee Meeting  
*(Goal 5. Advocacy: Advance the College Mission through Effective Governance and Positioning)*

Dr. Escamilla stated that this committee meets on a monthly basis in Austin and via telephone conference to continue discussions on legislative issues for colleges.

- November 29-30, 2018: THECB Leadership Conference  
*(Goal 5. Advocacy: Advance the College Mission through Effective Governance and Positioning)*

Dr. Escamilla attended the annual conference with several Regents, who will provide a report later in the meeting.

- December 13, 2018: Fall Graduation  
*(Goal 1. Student Learning Success: Ensure Exceptional Educational Opportunities for All Students)*

Fall graduation will take place at the American Bank Center with Nueces County Sheriff John C. Hooper as commencement speaker.

#### REGENTS' COMMENTS:

- November 29-30, 2018: THECB Leadership Conference  
*(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)*

Dr. Sherwood, Dr. Adame, Mr. Salinas, Mr. Rivas and Mr. Bennett provided highlights of presentations and topics that were discussed during the conference such as tutoring for students, 60x30 goals, and dual credit enrollment.

#### 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 ACTIONS:

1. Approval of Minutes:  
Board Retreat, September 14, 2018  
Workshop, October 16, 2018  
Regular Board Meeting, October 16, 2018  
Board Retreat, November 9, 2018  
Called Meeting, November 19, 2018  
*(Goal 5. Advocacy: Advance the College Mission Through Effective Governance and Positioning)*
2. Acceptance of Investments for October and November 2018  
*(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)*
3. Acceptance of Financial Statement for September and October 2018  
*(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)*

Public comments for consent agenda items

Mr. McCampbell made a motion to approve the consent agenda items. Mr. Rivas 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 Scott, Adame, Bennett, McCampbell, Messbarger, Rivas, Salinas, and Sherwood in favor.

REGULAR AGENDA

4. Discussion and possible action related to the 2018 Annual Audit, presented as the Comprehensive Annual Financial Report (CAFR) for the fiscal year ending August 31, 2018.....Ms. Brigid Cook  
*(Goal 7. Resources: Ensure Strong Financial and Operational Capacity)*

Dr. Escamilla expressed appreciation to College staff for the work done for the audit and introduced Ms. Brigid Cook from Collier, Johnson & Woods, P.C. to present the CAFR.

Ms. Cook presented an overview of the College’s financial statements and information included in the CAFR. Capital assets increased \$27.5 million largely due to on-going construction projects. Liabilities and deferred inflows increased by \$191 Million due to bonds and OPEB (Other Post-Employment Benefits- GASB 75). Operating expenses increase by \$2.2 million. Investment income increased by \$1.2 million. State appropriate increased by \$2.8 Million and Ad Valorem taxes increased by \$4.5 million. The College received a clean opinion that did not identify any deficiencies over financial statements and major federal and state grants.

Ms. Cook responded to questions for the Regents.

Dr. Sherwood made a motion to approve the agenda item. Mr. Rivas 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 Scott, Adame, Bennett, McCampbell, Messbarger, Rivas, Salinas, and Sherwood in favor.

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

Mr. Jack Gordy commented about outside legal counsel fees.

Dr. James Klein, representing AAUP, requested that the Faculty Council report directly to the Board.

Mr. Ray Rose commented on annual security report and alternatives for development education models at the College.

The Board Chair announced the Board was going into Closed Session at 3:11 p.m. as follows:

5. CLOSED SESSION pursuant to:
  - A. **Tex. Gov't Code § 551.076:** (Security Devices and Audits), regarding 1) the deployment, or specific occasions for implementation, of security personnel or devices; or, 2) a security audit, with possible discussion and action in open session;
  - B. **Tex. Gov't Code § 551.073:** (Prospective Gift), regarding the deliberation of a negotiated contract for a prospective gift or donation, with possible discussion and action in open session; and,
  - C. **TEX. GOV'T. CODE § 551.071:** (Consultation with legal counsel), regarding pending or contemplated litigation or legal claims, or a settlement offer, (including Cause No. 2012-CCV-61123-2 and Appeal No. 13-18-00159-CV, Bruce Olson vs. Del Mar College) and, the seeking of legal advice from counsel on pending or contemplated legal matters or claims, with possible discussion and action in open session.

The Board went into closed session at 3:11 p.m.

The Board reconvened in Open Session at 4:06 p.m. with no action.

CALENDAR: Discussion and possible action related to calendaring dates.

ADJOURNMENT: The meeting was adjourned at 4:11 p.m.

MINUTES REVIEWED BY GC: /s/AR