



TEXAS SOUTHMOST COLLEGE DISTRICT
THE UNIVERSITY OF TEXAS AT BROWNSVILLE and TEXAS SOUTHMOST COLLEGE

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Joe G Rivera
County Clerk
By
Hilda Perez, Deput
Cameron County

Official Notice of the

**Texas Southmost College District
Regular Meeting**

**for
November 18, 2010**

Posted

November 15, 2010

AGENDA

The Board of Trustees of the Texas Southmost College District will convene **Thursday, November 18, 2010, at 5:30 p.m.** in the Gorgas Board Room at The University of Texas at Brownsville and Texas Southmost College, 80 Fort Brown, Brownsville, Texas 78520.

Call to Order

1 Announcements

**2 Speakers to Agenda Items and
Public Discussion**

**3 Approval of Minutes of
Previous Meeting**

Consideration and possible action on:

**Regular Meeting, October 21, 2010
Special Meeting, October 29, 2010**

4 Executive Session

as provided by Government Code,
Chapter 551.071, 551.072 and 551.074.

Board of Trustees

Francisco G. Rendon
Chair

Roberto Robles, M.D.
Vice Chair

Adela G. Garza
Secretary

Trey Mendez

Robert A. Lozano, M.D., Ph.D

David G. Oliveira

René Torres

UTB/TSC President

Juliet V. Garcia, Ph.D

Real Estate

Discussion Regarding Lease of Real Property Known as Fort Brown Memorial Golf Course

Approval of Plat of “Early College High School” Subdivision and Execution of Special Warranty Deed Conveying Lot 1, Block 1 of the Early College High School Subdivision to Brownsville Independent School District in Connection with the Early College High School

Approval of Parking Facility License Agreement in connection with Early College High School

Legal Matters

Discussion with TSC District Counsel and Possible Action Regarding The University of Texas System and Texas Southmost College Educational Partnership Agreement

Personnel Matters

Discussion and possible action regarding removal of current Chairman from Chairmanship.

5 Consideration and possible action on matters discussed in Executive Session

Real Estate

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Personnel Matters

Discussion and possible action regarding removal of current Chairman from Chairmanship.

6 Discussion and Possible Action:

Discussion and possible action for Amending the Fiscal Year 2011 Budget in the Areas of General Institution-transfer \$100,000 from Institutional Official Functions and form a New Category named Transition Team.

Discussion and possible action for Amending for Fiscal Year 2011 Budget – Transfer \$90,000 from Marketing and Communication to Transition Team.

Discussion and possible action for the formation of the transition team.

Discussion and possible action for the Designation of the Transition Team Legal Counsel

Discussion and possible action to form a Community Task Force to Study Pros and Cons of the Community College Separation from UT System.

Discussion and possible action on the Accreditation Status of Texas Southmost College.

7 Physical Facilities Committee

Report

8 Proposed Meeting Dates

Board Meetings:

December – No Meeting
Thursday, January 20, 2011
Thursday, February 17, 2011
Thursday, March 24, 2011
Thursday, April 28, 2011
Thursday, May 19, 2011
Thursday, June 23, 2011

Adjournment

Individuals with disabilities are entitled to have access to and participate in public meetings. An individual requiring an accommodation for access to the meeting must notify the Texas Southmost College District in writing 24 hours prior to the scheduled meeting of the necessity of an accommodation. Upon receipt of this request, the Texas Southmost College District will furnish appropriate auxiliary aids and services when necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of the Board meeting as non-handicapped individuals enjoy.

Texas Southmost College District

Minutes of the Regular Meeting of the Board of Trustees

October 21, 2010

The Board of Trustees of the Texas Southmost College District convened in open session on October 21, 2010, at 5:30 p.m., in the Board Room of Gorgas Hall at The University of Texas at Brownsville and Texas Southmost College. Board members present were Francisco G. Rendon, Chair; Dr. Roberto Robles, Vice Chair; Adela G. Garza, Secretary; Trey Mendez; Dr. Robert A. Lozano; David Oliveira and René Torres. Also present was Dr. Juliet V. García, President of The University of Texas at Brownsville and Texas Southmost College.

Call to Order

The meeting was called to order by Chairman Rendon at 5:33 p.m.

Chairman Rendon gave an opening statement to the public regarding the partnership between the University of Texas at Brownsville and Texas Southmost College (UTB/TSC). He opened the floor for comment for other Board members. Ms. Garza commented on the statement.

1. Announcements

Chairman Rendon called on Dr. García, to make an announcement. Dr. García introduced Javier Garcia II, a 13 year old seventh grade student at Brownsville's Stell Middle School. Dr. García stated that Javier García was invited to introduce President Barack Obama at a signing ceremony for an executive order renewing the White House Initiative on Educational Excellence for Hispanics on Tuesday, October 19, 2010 at The White House. A short video followed of Javier García introducing President Barack Obama.

2. Speakers to Agenda Items and Public Discussion

Chairman Rendon called on several speakers that addressed their concerns regarding the partnership between UTB/TSC. The following addressed the Board: Mr. Dogaberto Barrera, Mr. Fernando Ruiz, Ms. Tere Flores and Ms. Marisa Medrano-Lopez.

3. Board Briefing

Chairman Rendon called on Dr. Alan Artibise, Provost to make the introduction. Dr. Artibise introduced Ms. Rosemary Martinez, Vice President for Business Affairs and Mr. Ben Reyna, Special Assistant to the Provost for Governmental Relations to make a presentation. Ms. Martinez and Mr. Reyna made a presentation regarding Emergency Management and Campus Safety and Security. The presentation consisted of key players, how UTB/TSC manages safety and campus security, communicates with students, faculty, staff, and visitors, prepares safety and security personnel, prepares the campus community, and manages updates to the plan.

4. Approval of Minutes of Previous Meetings

Consideration and Possible Action on Approval of Minutes of the Special Meeting on September 21, 2010

A motion was made by Mr. Oliveira to approve the Minutes of the Special Meeting September 21, 2010 as presented. The motion was seconded by Mr. Mendez and carried unanimously.

Consideration and Possible Action on Approval of Minutes of the Regular Meeting on September 23, 2010

A motion was made by Mr. Oliveira to approve the Minutes of the Regular Meeting September 23, 2010 as presented. The motion was seconded by Mr. Mendez and carried unanimously.

5. Executive Session

as provided by Government Code,
Chapter 551.071 and 551.072.

The Board convened in Executive Session at 6:12 p.m.

The Board reconvened in Regular Session at 8:38 p.m.

6. Consideration and Possible Action on Matters Discussed in Executive Session

Utility Easement to the Brownsville Public Utilities Board for the Research Zone

A motion was made by Dr. Robles to approve the Utility Easement to the Brownsville Public Utility Board as presented. The motion was seconded by Ms. Garza and carried unanimously. *Exhibit "A"*

Discussion regarding proposal of 9.4 acres of Land in River Center Plaza

There was no action on this item. Mr. Oliveira stated that Mr. Mendez abstained from any discussion in executive session or any voting on this item.

Discussion with TSC District Counsel Regarding The University of Texas System and Texas Southmost College Educational Partnership Agreement

Mr. Torres gave an opening statement to the public regarding the partnership between the University of Texas at Brownsville and Texas Southmost College.

Dr. Lozano made a motion that the Texas Southmost College Board of Trustees will continue to work with UTB administration and the UT System to make improvements as needed in the areas of Academic Affairs, Business and Finance, Facilities, Student Affairs, Audit and Compliance, and any other areas as deemed necessary by this board. The Board authorizes the TSC legal counsel to negotiate a new proposed agreement. The Trustees agree to explore a new UTB/TSC model that will encompass the following core concepts:

- 1. Creation of a new UT System University known as UTB/TSC with open admissions**
- 2. Continued local oversight to preserve the Junior College role and mission**
- 3. Phase out the TSC Taxing District**
- 4. Assumption of bond debt**
- 5. Commitment to competitive tuition and fee rates for Associate and Certificate Programs.**

Ms. Garza clarified that it was a counterproposal to the proposal UT System had offered. The motion was seconded by Mr. Mendez and carried unanimously.

7. Physical Facilities Committee

Report

Chairman Rendon called on Mr. Oliveira to give the report. He reported that the Physical Facilities Committee met on Monday, October 18, 2010, and discussed the following items:

Consideration and Possible Action on Schematic Design for Brownsville Early College High School Building

Mr. Oliveira reported the first item discussed was the schematic design for the Brownsville Early High School Building. He stated on August 26, 2010 the Board of Trustees approved a Memorandum of Understanding to collaborate with the Brownsville Independent School District (BISD) for the construction of an Early College High School facility on the UTB/TSC campus. As part of the agreement, the TSC Board required that campus design standards be met for the proposed facility. He also stated that Dr. Alan Artibise introduced Mr. David Mendez, architect for the project, to present the building elevations, floor plan and site plan designs that are included in your packets. The proposed schematic design meets the design guidelines as stated on the latest master plan. A reminder the project's construction and operating costs will be funded by BISD. The schematic design meets BISD programmatic needs.

Mr. Oliveira called on Mr. David Mendez to present the building elevations, floor plan and site plan designs.

A motion was made by Mr. Oliveira to approve schematic design for the Early College High School Building on the UTB/TSC campus as presented. The motion was seconded by Mr. Torres and carried unanimously. Exhibit "B"

Consideration and Possible Action on Proposal for UTB/TSC Transportation services

Mr. Oliveira reported that the second item discussed was the proposal for a UTB/TSC Transportation Service. He stated that Ms. Veronica Mendez, Associate Vice President for Facilities and Planning explained that at the request of UTB/TSC, Brownsville Urban System (BUS) developed a plan to provide transportation services for UTB/TSC students, faculty and staff. Ms. Mendez introduced Mr. Tom Logan, Transportation Director for the Development Council, to introduce the transportation plan named Scorpion Metro. The plan is to extend an existing route that would reach ITECC and Fort Brown campus every thirty minutes and a circulator route within the Fort Brown Campus that would stop at key target areas every ten minutes from Monday through Friday between from 7:00 a.m. until 7:00 p.m. Mr. Logan explained that BUS has successfully applied for a Job Access and Reverse Commute grants offered by the Federal

Transit Administrator through TxDot. The grant funds 50% for operating costs and 80% for marketing and infrastructure improvements. UTB/TSC's contribution would be \$177,568 for the first year. Funds for the transportation service have been set aside in the FY 2011 TSC budget in the amount of \$225,000. Upon the implementation of the route UTB/TSC students, faculty and staff would have free access to Scorpion Metro and to the entire Brownsville Metro system. The planned implementation date is January 2011.

A motion was made by Mr. Oliveira to authorize the staff to enter into an agreement with BUS for Transportation Services for UTB/TSC as presented. The motion was seconded by Dr. Robles and carried unanimously. Exhibit "C"

Consideration and Possible Action on Deferred Maintenance and Capital Improvement Plan for FY 2011

Mr. Oliveira reported that the third item discussed was the Deferred Maintenance and Capital improvement Plan for FY 2011. He stated that Ms. Mendez explained that the Office of Facilities and Planning develops the deferred maintenance and capital improvement budget requests every year. The items on the deferred maintenance list and the budgeted amounts are gathered from various sources including Facilities Renewal Resource Model and internal estimates. Ms. Mendez added that throughout the year an assortment of requests for office renovations, repurposing of buildings and new construction needs are compiled for consideration in the budget cycle. Ms. Mendez presented the list of projects for recommendation for allocation of funds from the Deferred Maintenance and Capital Improvement items in the Fiscal Year 2011 budget.

Mr. Torres requested that the item Baseball Field House on the Deferred Maintenance and Capital Improvement list be expedited. Dr. Artibise said he will work on it as soon as possible to be presented to the Physical Facilities Committee.

Dr. Artibise mentioned to Chairman Rendon that the committee needs another Board member appointed to the committee. Mr. Rendon appointed Ms. Garza to serve on the Physical Facilities Committee.

A motion was made by Mr. Oliveira to authorize the Deferred Maintenance and Capital Improvement list for the Fiscal Year 2011 as presented and authorize staff to make adjustments necessary as needs arise. The motion was seconded by Mr. Torres and carried unanimously. Exhibit "D"

Mr. Oliveira reported that the last two items Utility Easement to the Brownsville Public Utilities Board for the Research Zone and a proposal for sale of 9.4 acres of land in Rivercenter Plaza were discussed by staff and have been addressed in Executive Session.

8. Resolution

Consideration and possible action on approval of a Resolution Regarding the United Brownsville Coordinating Board

Chairman Rendon called on Dr. Moore. Dr. Moore stated the United Brownsville Comprehensive Plan was approved by the TSC Board of Trustees in December 2009. The Bylaws of that Corporation require that one of the voting members be a member of the Board of Trustees, and the other voting Director be the chief administrative officer. Since Dr. Juliet Garcia is the Chief Administrative Officer and a Tri-Chair of the Corporation, she may not also serve as a voting director. The TSC Board needs to appoint a Board Member and an alternate, as well as an Administrator and an alternate.

A motion was made by Ms. Garza to approve the Resolution Regarding the United Brownsville Coordinating Board of Directors as presented. The motion was seconded by Dr. Robles and carried unanimously.

Exhibit "E"

9. Board Policy

Consideration and possible action on Second Reading Board Policy III.F – the Committees of the Board

Chairman Rendon called on Mr. Daniel Rentfro, TSC Attorney to make a presentation. Mr. Rentfro stated that in September Board meeting was the first reading of the amendment to the Board Policy concerning the Audit Committee Policy. The proposal was to add two public members to the Audit Committee. The last discussion came with questions with possible service issues regarding the public members specifically if they missed too many meetings or they ceased to be a resident of the District. He stated that the document before you today is for the second reading that will incorporate the changes. He stated that the way the changes are formatted will apply to all the partnership committees. He also said if the Board wanted to apply only to the Audit Committee it will be moved from section II to section IV which is the provision on the Audit Committee. Dr. Moore listed the following partnership committees that will be affected if Board policy passed Business Affairs, Academics Affairs and Research, Student Affairs, Institutional Effectiveness.

A motion was made by Dr. Lozano to move the Language from Section II, Article III to Section IV, Article IV and otherwise approve the changes to the Second Reading Board Policy III.F – Committees of the Board as presented. The motion was seconded by Mr. Mendez and carried unanimously. *Exhibit "F"*

10. President's Report

Dr. García reported the following:

- The 12th Distinguished Lecture Series was held that featured Blake Mycoskie, founder and chief shoe giver of TOMS shoes. She stated that it is the premier fund raising event and all of the funds go to the Scorpion fund to support a wide variety of student and faculty needs.
- The campus hosted a conference on Hispanic Serving Institutions at the Border of Postsecondary Success of all Students. She stated the Greater Texas Foundation decided to become a broker for larger foundations to come to Texas on where to have impact. The Greater Texas Foundation visited UTB/TSC and were impressed with the work that has be done. The Foundation in invited other foundations that included Meadows, Lumina, Walmart, Kraieski, USA Funds, and the Texas Guarantee Student Loan Corporation.
- UTB/TSC held the annual Exceptional Merit for faculty and staff. There were 86 exceptional faculty and staff that were honored at the event.
- The campus will have Homecoming week on November 4, 2010. There will be pep rally's, soccer games, class reunions, and open houses. She stated that Saturday, November 6, 2010 will feature the Distinguished Alumni Award ceremony at 2p.m. at the Arts Center that will honor the following recipients . Alma Cardenas-Rubio, the Del Castillo Band, Ruben Edelstein and Jose "J.J." Guajardo.
- UTB/TSC athletics received an award the NAIA Five Star Champion of Character. She thanked Todd Lowery, Director of Athletics and the coaches for their hard work.

11. Proposed Meeting Dates

Thursday, October 21, 2010
Thursday, November 18, 2010
December - No meeting
Thursday, January 20, 2011
Thursday, February 17, 2011
Thursday, March 24, 2011
Thursday, April 28, 2011
Thursday, May 19, 2011
Thursday, June 23, 2011

Adjournment

The meeting was adjourned by Chairman Rendon at 9:31 p.m.

Mr. Francisco G. Rendon
Chairman, Board of Trustees

Ms. Adela G. Garza
Secretary, Board of Trustees

Draft

NOTE: The tape of the Regular Board of Trustees meeting held on September 23, 2010, is on file at the District Office of the Texas Southmost College District. The master tape is on file at UTB/TSC Media Services. These minutes were taken and transcribed by Max E. Roca, Administrative Secretary. Video taping of the Board of Trustees' meetings began on April 11, 1996. They are aired on Channel KBSD in cooperation with the Brownsville Independent School District.

Texas Southmost College District

Minutes of the Special Meeting of the Board of Trustees

October 29, 2010

The Board of Trustees of the Texas Southmost College District convened in open session on October 21, 2010, at 4:30 p.m., in the Board Room of Gorgas Hall at The University of Texas at Brownsville and Texas Southmost College. Board members present were Francisco G. Rendon, Chair; Dr. Roberto Robles, Vice Chair; Adela G. Garza, Secretary; Trey Mendez; Dr. Robert A. Lozano; David Oliveira and René Torres. Also present was Dr. Juliet V. García, President of The University of Texas at Brownsville and Texas Southmost College.

Call to Order

The meeting was called to order by Chairman Rendon at 4:37 p.m.

1. Executive Session

as provided by Government Code,
Chapter 551.071.

The Board convened in Executive Session at 4:38 p.m.

The Board reconvened in Regular Session at 6:05 p.m.

2. Consideration and Possible Action on Matters Discussed in Executive Session

Discussion and possible action regarding TSC Legal Counsel

There was no action taken.

Discussion and possible action for Exploration of Alternative Partnership Models

There was no action taken.

Adjournment

The meeting was adjourned by Chairman Rendon at 6:06 p.m.

Mr. Francisco G. Rendon
Chairman, Board of Trustees

Ms. Adela G. Garza
Secretary, Board of Trustees

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**PFC Report will be made at the
Board Meeting.**

PFC Report