LAREDO COMMUNITY COLLEGE DISTRICT
Laredo, Texas

The regular meeting of the Laredo Community College Board of Trustees convened on Thursday, July 23, 2009, beginning at 6:02 p.m. in the Samuel A. Meyer Board Room Laird Hall 124 of the Fort McIntosh Campus.

ROLL CALL
MEMBERS PRESENT
Pete Saenz, Jr., President
Cynthia Mares, Vice President
Carlos Carranco, Jr.
Hilario Cavazos, III
Leonides G. Cigarroa, Jr.
Rene De La Vina
Mercurio Martinez, Jr.
Alfonso Martinez, Ex-officio
OTHERS
Juan L. Maldonado
Eleazar Gonzalez
Federico Solis Jr.
Donald Hale
Dianna Miller
George Meurer, College Attorney
Edward C. Sherwood

CALL TO ORDER
Mr. Saenz called the meeting to order. Dr. Cigarroa called the roll. A quorum of the members was present. Mr. Cavazos moved to excuse absent Board members who called to be excused. Dr. Cigarroa seconded; the motion carried.

MINUTES
Mr. Martinez noted there was no need for additions, revisions, or corrections to the minutes and moved to approve the minutes as presented. Mr. Cavazos seconded the motion; motion carried unanimously.

PUBLIC TESTIMONY
No one signed up for public testimony.

Mr. Martinez congratulated Board President Mr. Pete Saenz Jr., for his appointment as the secretary of the association that addresses the lobbying in the State Legislature. Laredo has never had a member be part of this executive committee. Mr. Saenz thanked the Board for this acknowledgement.

COMMUNICATIONS/ INTRODUCTIONS/ RECOGNITIONS
Dr. Juan L. Maldonado, President, reported the following:

- L. I. S. D. has scheduled a special Board meeting for Friday, July 24, 2009, at 6:00 p.m. and a reception at 6:30 p.m. to meet the new superintendent, Dr. Marcus Nelson. It will be held at the Elmo Lopez Band Hall at Martin High School.

- The "JET - Jobs and Education for Texans" press conference/announcement by Susan Combs, Texas Comptroller, has been coordinated by Mr. Blas Castaneda and staff. It is scheduled for Tuesday, August 11, 2009, at 11:00 a.m. in De La Garza building room 101.

- Introduced new employee Mr. Alejandro Hinojosa, Research Programmer/Analyst.
Dr. Alfonso Martinez, Faculty Assembly President, mentioned he had nothing to report at this time.

Mr. De La Viña reported he had received calls from the veterans requesting an update on the status of this item and inquired about some possible funding. Dr. Maldonado reported the request from the veterans had been for a location for the monument to which the Board agreed that it be placed in the Fort McIntosh historic cemetery. Mr. De La Viña indicated he would get more details from the veterans; no action was taken.

Dr. Maldonado reported Mr. De La Viña placed this item as a result of student input during a town hall meeting. He provided information regarding the pool's maintenance and repairs and estimated costs to heat and/or cover the pool. Discussion followed on enrollment for swimming classes, the cost for maintaining the pool heated, identifying a funding source for this project, and the budget process's priority list regarding other budget requests. No action was taken.

Mr. Martinez made the motion that the Board change the Board of Trustees Election date from May to November. It was seconded by Dr. Cigarroa. Discussion followed on the cost of elections. Mr. Meurer addressed the Board to recommend adoption for the attached resolution, read the resolution, and indicated once the resolution is adopted a written submission needs to be presented to the U. S. Attorney General's office to obtain pre-clearance to move the election from May to November. Mr. Martinez amended his motion to incorporate the substance of this resolution based on legal counsel's recommendation. The amendment was seconded by Dr. Cigarroa; the amended motion carried. The vote for the motion that the Board change the election date from May to November pursuant to the resolution was taken; motion carried unanimously.

Mr. Donald Hale, Police Academy Director, presented and reviewed in detail the proposed rules and procedures manual for the LCC South Texas Border Regional Police Academy. After the presentation, discussion followed and questions were addressed. Mr. Martinez suggested a possible funding avenue, the South Texas Development Council that meets in Zapata. Ms. Mares made a motion that the Board ratify the student handbook for the South Texas Border Regional Police Academy as presented. It was seconded by Mr. Martinez. The motion carried.

Dr. Maldonado acknowledged another doctor on board, Dr. Dianna Miller, Dean of Health Sciences. She acknowledged that the division's staff worked collaboratively in the development of the nine student handbooks to assure the alignment for each of the programs. She reported the student handbooks were required by the accreditation agencies for Health Science Programs due to each program's specialization. The handbooks:
include information that assist students such as classroom, laboratory, and clinical expectations,

- have been presented to the Board for the past five years,

- content alignment is consistent for the HSD programs,

- changes for 2009-2010 main focus is clarification of content; however, a change is being recommended for the continuance process in the A.D.N. programs (as presented by Mr. Jose Luis Santos).

Ms. Mares moved to approve the health sciences handbooks as presented. It was seconded by Mr. Cavazos; motion carried unanimously.

Dr. Maldonado presented for the Board’s consideration the naming of two facilities for two outstanding individuals (one in the area of public service and the other one for his 50 years of service at Laredo Community College). He asked that the Board consider naming the Protective Services building at the south campus in honor of U.S. Congressman Henry Cuellar. He noted that based on policy, “the Board has sole authority to name facilities for the College District.” and “Recommendations for naming facilities shall be brought to the Program and Policy Committee for initial consideration and recommendation to the Board.” However, given the fact that the Program/Policy Committee did not meet this month, he requested that the Board consider his recommendation. Dr. Cigarroa so moved. Mr. Carranco seconded the motion and expressed his concerns regarding this request. Discussion followed. Ms. Mares called for the question. The motion passed with six votes. Mr. Carranco voted no.

Dr. Maldonado presented his second recommendation that the Board consider naming the Fort McIntosh writing center for a gentleman that has served the College with distinction and this year celebrated his 50th year of service, Mr. Manuel Blanco. Mr. Carranco made a motion that the Board name the writing center for Manual Blanco. Mr. De La Viña seconded the motion. Discussion followed. Mr. Saenz noted for the record that Dr. Cigarroa left at 7:20 p.m. The motion carried unanimously.

Mr. Martinez personally complimented the firm for the manner in which they conduct business and made a motion to renew the legal services contract. Mr. De La Viña seconded the motion. Mr. Cavazos asked that the record reflect he brought this item to the agenda and expressed his satisfaction with the firm. Discussion followed. Dr. Maldonado presented certain details of the contract and requested that the Board specify modifications to be made to the contract. Mr. Cavazos amended the motion as follows: issue a three year contract with the option for renewal and an increase to the rates by $10.00. Mr. Martinez seconded the amendment. The amendment passed. Mr. Saenz clarified the motion was to provide a three year primary term beginning September 1, 2009, with the same terms and conditions with the exception that the hourly rates be increased by $10.00 an hour. The vote was taken on
the motion; motion carried.

Dr. Maldonado presented Judge Canales' request that the College donate 10 surplus computers to be used by Jim Hogg County Public Library. He explained the process used to classify equipment as surplus equipment and recommended that the Board approve this request. Mr. Carranco moved that the Board approve to donate 10 Laredo Community College surplus computers to the Jim Hogg County Public Library. The motion was seconded by Mr. Cavazos. Mr. Meurer reported he prepared a resolution that included the findings regarding donation of equipment by the Board and recommended that it be read and made part of the motion to adopt the resolution. Mr. Meurer read the attached resolution into the record. Mr. Carranco moved to amend his motion to include the adoption of the resolution. Mr. Cavazos seconded the amendment; the amendment passed. Mr. Saenz called for a vote on the motion; motion carried.

Dr. Maldonado presented the item and the background information regarding the request for Board approval of two new faculty positions. Mr. Martinez moved to approve two new faculty positions. Mr. De La Viña seconded the motion. Discussion followed. Mr. Saenz called for the question; motion carried.

Mr. Martinez reported that based under court orders by the 406th & the 49th Judicial District Courts and by State Law mandated the tax refunds as being requested by Doctors Hospital, as well as, Trautman one for $7,174.31 and the other for $9,951.81; he so moved for approval. Mr. Carranco seconded the motion. Mr. Eleazar Gonzalez noted for clarification the amount of the tax refunds for Doctor's Hospital was $2,777.50 and for Trautman was $7,174.31 for a total of $9,951.81. The motion carried.

Dr. Maldonado reported the April report was distributed to the Board in May and the Board voted to table the item. Mr. Cesar Vela, Comptroller, indicated the June 30th report included the April and May activities. Mr. Carranco inquired about the variance between the revenue summary of 84% and expense summary of 73%. Mr. Gonzalez explained the 73% for expenses are the year to date expenses; however, the encumbrances, mostly salaries, need to be incorporated to the 73%.

Mr. Vela reported the College had received $3.2 million from the State for the health benefits expense. He reported a budget modification of $45,899 for the historic chapel (as approved by the Board in the December 18, 2008), reviewed the general fund revenues, tax refunds, year to date expenses, the auxiliary enterprises, plant fund and tax information. In the restricted funds, two disclosures were reported. The investment quarterly report, which requires Board approval, was also presented. He indicated the fund balance is $18,315,723 with projected expenses of $6.5 million. Ms. Mares moved to approve the
June 2009 monthly financial report that includes the quarterly investment report. Mr. Cavazos seconded the motion; motion carried.

17. Pursuant to Sections 551.071 and 551.072 of the Texas Government Code, closed session discussion to deliberate about a proposed land exchange transaction between LCC and the City of Laredo.

18. Closed session consultation with Laredo Community College District’s attorney regarding Steve Mon Dragon v. Laredo Community College, Cause No. 2007 CVQ-002153-D2, pending in the 111th Judicial District Court, Webb County, pursuant to Section 551.071 of the Texas Government Code.

At 8:03 p.m. Mr. Carranco moved that the Board go into executive session to as per items 17 and 18 above. Mr. De La Viña seconded the motion, motion carried. The Board reconvened at 8:45 p.m. Mr. Saenz noted no action was taken and directed Dr. Maldonado to proceed as discussed.

Dr. Maldonado reported the loss of tools and a false alarm bomb threat.

The next meeting dates were reviewed. Dr. Maldonado will poll Board members for availability and participation in the Budget Workshop.

At 8:50 p.m., Mr. Martinez moved to adjourn the meeting. It was seconded by Mr. Cavazos; motion carried.

Mr. Pete Saenz, Jr., President

Ms. Belinda Guerra, Secretary
RESOLUTION OF THE BOARD OF TRUSTEES OF THE LAREDO COMMUNITY COLLEGE DISTRICT CHANGING THE GENERAL ELECTION DATE FOR MEMBERS OF THE BOARD OF TRUSTEES

WHEREAS, with the recent passing of House Bill 401 (81st Legislative Session), §41.0052 of the Texas Elections Code has been amended to provide that a governing body of a political subdivision, other than a county, that holds its general election on a date other than the November uniform election date may change the general election date to November;

WHEREAS, the Laredo Community College currently holds its general elections for members of the Board of Trustees on the first Saturday in May in even numbered years;

WHEREAS, the City of Laredo, through its City Council, has moved the date for its general election date from May to November;

WHEREAS, the Laredo Community College finds that the cost of the elections of its Board of Trustees would be less if held in November instead of May considering that Webb County, the City of Laredo, and the local school district elections would divide the cost of the election;

WHEREAS, the Laredo Community College finds that it is in the College's best interest to move the general election date of its Board of Trustees from May to November, which coincides with other local, state, and federal offices, because it will encourage better voter turnout;

WHEREAS, the Laredo Community College Board of Trustees, in consideration of the reduction in costs as described above and in the interest of uniformity of elections with other local, state, and federal offices, deems it appropriate to change the present election date of its Board of Trustees from the first Saturday in May to the uniform election date of the first Tuesday after the first Monday in November.

NOW, THEREFORE, BE IT RESOLVED BY THE LAREDO COMMUNITY COLLEGE BOARD OF TRUSTEES THAT:

1) The date of the general election of Laredo Community College's Board of Trustees which is held in even numbered years on the first Saturday in May is changed to the first Tuesday after the first Monday in November, commencing in 2010;

2) The first election of the Laredo Community College's Board of Trustees under this election date change shall take place on November 2, 2010;

3) The Laredo Community College Board of Trustees directs the College President to take all necessary actions to effectuate this change in the date of the College's Board of Trustees election including the preparation of a written submission to the United States Attorney General of its proposed elections date change so that the Laredo Community
College’s Board of Trustees can obtain preclearance from the United States Department of Justice and have legal authority to implement its election date change.

4) This resolution shall take effect upon it being passed and approved by the Laredo Community College’s Board of Trustees.

PASSED AND APPROVED BY THE LAREDO COMMUNITY COLLEGE BOARD OF TRUSTEES on this 23rd day of July 2009.

Attest:  

BOARD OF TRUSTEES OF LAREDO COMMUNITY COLLEGE DISTRICT

MR. PETE SAENZ  
PRESIDENT

MS. BELINDA GUERRA  
SECRETARY
RESOLUTION OF THE BOARD OF TRUSTEES OF THE LAREDO COMMUNITY COLLEGE DISTRICT FOR THE DONATION OF OPERABLE SUPLUS COMPUTERS TO THE JIM HOGG COUNTY LIBRARY

WHEREAS, Jim Hogg County Judge Guadalupe S. Canales recently made a request to the Laredo Community College President for a donation of working computers from the Laredo Community College to Jim Hogg County for use in the Jim Hogg County Public Library;

WHEREAS, the authority to dispose of surplus property is reserved and retained by Laredo Community College's Board of Trustees under Texas Education Code §§61.060 and 130.002;

WHEREAS, a public junior college has authority to dispose of personal surplus property derived from the law applicable to independent school districts under §130.084 of the Texas Education Code;

WHEREAS, the law which controls how an independent school district is to dispose of surplus property is found in §11.151 of the Texas Education Code;

WHEREAS, the Laredo Community College Board of Trustees find that the computers the Laredo Community College wishes to donate are no longer necessary for the operation of the College, and the donation of operable surplus computers to Jim Hogg County Public Library furthers the public purpose of educating citizens located within the College's service area;

WHEREAS, the donation of operable surplus computers to the Jim Hogg County Public Library furthers the purpose of the Laredo Community College pursuant to §130.003(b)(9) because it serves the best interest of post secondary education in Texas and because it will help to educate citizens located within the service area who may wish to attend the College; further it creates good will in the service area in which the College serves, and is a donation to a public entity and not a gift or a grant of public funds prohibited by Article III Sections 51 and 52 of the Texas Constitution.

NOW, THEREFORE, BE IT RESOLVED BY THE LAREDO COMMUNITY COLLEGE BOARD OF TRUSTEES THAT:

1) The Laredo Community College donates operable surplus computers identified by the Laredo Community College President which are owned by Laredo Community College to Jim Hogg County for use in the Jim Hogg County Public Library.

PASSED AND APPROVED BY THE LAREDO COMMUNITY COLLEGE BOARD OF TRUSTEES on this 23rd day of July 2009.

Attest:

BOARD OF TRUSTEES OF LAREDO COMMUNITY COLLEGE DISTRICT

MS. BELINDA GUERRA
SECRETARY

MR. PETE SAENZ
PRESIDENT