MEETING OF THE LEE COLLEGE BOARD OF REGENTS
LEE COLLEGE DISTRICT
August 11, 2011

The Board of Regents of the Lee College District met August 11, 2011 at 6:00 p.m. in the John
B. Tucker Lecture Hall. Chairman Himsel called the meeting to order stating that the meeting
was duly posted and a quorum was present.

PRESENT: Mr. Mark Himsel, Chairman; Mr. Mark Hall, Vice Chairman; Mr. Pete Alfaro,
Assistant Secretary; Mr. Ronn Haddox; Dr. Keith Coburn; and Mr. Wayne Gray;
Ms. Susan Moore-Fontenot; and Mrs. Judy Jirrels, Secretary

Dr. Mike Murphy, President
Attorney Rick Peebles

ABSENT: NONE

INVOCATION AND PLEDGE TO THE FLAG

Regent Susan Moore-Fontenot said the invocation and led the pledge to the flag.

EXECUTIVE SESSION

NONE

51.11 DISPOSITION OF MINUTES

NONE

CHAIRMAN’S REPORT

Chairman Himsel asked Regents Jirrels and Alfaro to report on attending the July, 2011
Governance Institute for Student Success in Dallas, TX at an upcoming meeting.
COMMITTEE REPORTS

NONE

• Audit and Investment Committee Chairman
• Building Committee.
• Policy Committee

Building and Facilities- Serving on the Building and Facilities Committee are Mark Hall, Chairman, Don Coffey and Keith Coburn
Policy Committee—Serving on the Policy Review Committee are Susan Moore-Fontenot, Chairman, Pete Alfaro and Judy Jirrels
Audit and Investment Committee—Serving on the Audit and Investment Committee are Wayne Gray, Chairman, Pete Alfaro and Ronn Haddox

PRESIDENT'S REPORT

NONE

INFORMATIONAL REPORTS

Financial Services Report – Vice President of Finance and Administration, Steve Evans
NONE

Fifth Year Interim Report-SACS – Vice President of Learning, Dr. Cathy Kemper
NONE

PUBLIC COMMENT

NONE

NEW BUSINESS

A. Personnel
NONE
B. New Business

51.11 CONSIDERATION TO AWARD CONTRACT FOR MAILING SYSTEM LEASE - NEOPOST

Dr. Murphy recommended that the Board award a contract to Neopost for the IS-6000 mailing system for $36,676.20. Neopost monthly cost will be $611.27 for a five-year lease, total cost of $35,676.20. The current monthly contract with Pitney Bowes is for $902.00 for a five-year lease total cost of $54,120.00. The lease provides a cost savings of $17,443.80. This procurement is made using TXMAS contract number TXMAS -5-36010.

Regent Coburn made a motion, seconded by Regent Gray, THAT THE BOARD APPROVE THE ADMINISTRATION’S RECOMMENDATION.

College Attorney Rick Peebles stated his opinion that the terms and conditions of the contract are objectionable and would not recommend the Lee College District enter into the agreement nor is it necessary because the College can pursue the lease through the TEXMAS system of procurement.

Discussion ensued, resulting in tabling the item pending clarification of cost savings and lease options. The item will be considered at a forthcoming August, 2011 Board of Regents (BOR) meeting.

52.11 CONSIDERATION TO AWARD A CONTRACT FOR PRINTING SERVICES – RICOH AMERICAS CORPORATION (RICOH)

Dr. Murphy recommended that the Board award a contract to Ricoh for printing services. This contract will include all print shop services and the leasing of the print shop and campus copies. The procurement will be made using DIR contract number DIR-SDD-1674. The President added that this item first came before the BOR during the July 21, 2011 meeting. Contractual issues were referenced at that meeting warranting additional negotiation.

Regent Alfaro made a motion, seconded by Regent Gray, THAT THE BOARD APPROVE THE ADMINISTRATION’S RECOMMENDATION.

Attorney Peebles summarized contractual and warranty negotiations leading to his recommendation and opinion to the BOR regarding the College doing business with Ricoh. The revised contract is more beneficial to the College according to Attorney Peebles.

Discussion ensued resulting with the BOR choosing to move forward with approval of the contract, contingent upon removal of Paragraph Four (4), Prohibition on Hiring, of the agreement.
Regent Alfaro asked to amend his motion to state "after the completion of the contract". Regent Gray seconded Regent Alfaro's amendment to the motion.

The motion passed with no dissenting votes.

53.11 CONSIDERATION OF WORKERS COMPENSATION RENEWAL

Dr. Murphy recommended that the Board renew the agreement with Texas Association of School Boards to provide Workers Compensation Insurance for the annual sum of $32,236.

Regent Coffey made a motion, seconded by Regent Coburn, THAT THE BOARD APPROVE THE ADMINISTRATION'S RECOMMENDATION.

The motion passed with no dissenting votes.

54.11 CONSIDERATION OF ENERGY PERFORMANCE CONTRACT, PHASE 2

Dr. Murphy recommended that subject to attorney review and approval, the Board approve Phase 2 of the Energy Performance Contract with Johnson Controls, Incorporated.

Regent Coffey made a motion, seconded by Regent Alfaro, THAT THE BOARD APPROVE THE ADMINISTRATION'S RECOMMENDATION.

VP Evans offered a brief revue of the project and the conditions of the contract, stating his opinion is that it is a project that makes good fiscal sense, alleviating the College from having to use the local operating budget to pay for projected items.

The motion passed with no dissenting votes.

55.11 CONSIDERATION OF TAX-EXEMPT LEASE/PURCHASE REFINANCE AND NEW MONEY PROPOSAL FOR ENERGY CONSERVATION MEASURES UNDER AN ENERGY PERFORMANCE CONTRACT

Dr. Murphy recommended that the Board approve a master lease agreement with Bank of America, NA. for the purpose of tax-exempt lease financing of Phase 2 of the Energy Performance Contract with Johnson Controls and for refinancing the remaining balance of the Phase 1 contract.
Regent Gray made a motion, seconded by Regent Alfaro, THAT THE BOARD APPROVE THE ADMINISTRATION'S RECOMMENDATION.

Discussion ensued.

The motion passed with no dissenting votes.

56.11 CONSIDERATION OF PURCHASE OF CRANE TRAINING SIMULATOR

Dr. Murphy recommended that Lee College purchase a Crane Training Simulator from The North American Crane Bureau Interactive Educational Systems, Inc. for $59,500, subject to availability of grant funds.

President Murphy explained that the simulator will be purchased with $60,000 grant funds awaiting approval of the Texas Workforce Commission to transfer funds from San Jacinto College to Lee College. It is a time sensitive request as it takes approximately six months to build the simulator and the College has program plans to begin in January 2012 at the McNair Center.

Regent Haddock made a motion, seconded by Regent Hall THAT THE BOARD APPROVE THE ADMINISTRATION'S RECOMMENDATION.

The motion was passed with no dissenting votes.

C. Matters of Concern for Future Agendas

NONE

D. Adjournment

Chairman Hemsel declared the meeting adjourned at 7:00 pm adding that the BOR would reconvene in a matter of few minutes to begin a scheduled Budget Session.

Chairman, Board of Regents

Secretary, Board of Regents