

**SOUTH TEXAS COLLEGE
BOARD OF TRUSTEES SPECIAL MEETING
Tuesday, May 14, 2024 @ 5:00 p.m.
Ann Richards Administration Building Board Room
Pecan Campus, McAllen, Texas 78501**

AGENDA

“At anytime during the course of this meeting, the Board of Trustees may retire to Executive Session under Texas Government Code 551.071(2) to confer with its legal counsel on any subject matter on this agenda in which the duty of the attorney to the Board of Trustees under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code. Further, at anytime during the course of this meeting, the Board of Trustees may retire to Executive Session to deliberate on any subject slated for discussion at this meeting, as may be permitted under one or more of the exceptions to the Open Meetings Act set forth in Title 5, Subtitle A, Chapter 551, Subchapter D of the Texas Government Code. At this meeting, the Board of Trustees may deliberate on and take any action deemed appropriate by the Board of Trustees on the following subjects:”

COVID-19 Public Health / Attendance Measures

Due to COVID-19 and Social Distancing recommendations, members of the public are encouraged to watch the live broadcast of the meeting at:

<https://admin.southtexascollege.edu/president/agendas/live.html>.

- I. Call Meeting to Order**
- II. Determination of Quorum**
- III. Public Comments**
- IV. Consideration of New Items**
 - 1. Approval of Order 2024-014 Canvassing the Election Returns of the May 4, 2024 South Texas College Board of Trustees Election for Single-Member District Two (2) and Single-Member District Six (6) as Certified by Elections Officer and Hidalgo County Elections Administrator, Hilda Salinas 3 - 5
 - 2. Approval of Order 2024-015 to Certify May 4, 2024 Election Returns 6 - 7
 - 3. Discussion and Action as Necessary to Award Contract for Energy Broker Services 8 - 9
- V. Announcements**
 - A. Next Meetings:
 - Tuesday, May 28, 2024
 - 5:30 p.m. – Regular Board Meeting
 - B. Other Announcements:

**Approval of Order 2024-014 Canvassing the Election Returns of the
May 4, 2024 South Texas College Board of Trustees Election for
Single-Member District Two (2) and Single-Member District Six (6) as
Certified by Elections Officer and Hidalgo County Elections
Administrator, Hilda Salinas**

Administration recommends approval of Order 2024-014 canvassing the election returns of the May 4, 2024 South Texas College Board of Trustees Election for Single-Member District Two (2) and Single-Member District Six (6), as certified by Elections Officer and Hidalgo County Elections Administrator, Yvonne Ramón.

It is necessary for the Board of Trustees to canvass the returns for the May 4, 2024 South Texas College Board of Trustees Election for Single-Member District Two (2) and Single-Member District Six (6).

In order to canvass election returns, the Texas Election Code § 67.004 a) states, “Two members of the authority constitute a quorum for purposes of canvassing an election.”

The Hidalgo County Elections Department has informed staff that the Canvass Reports are expected to be delivered by 3:00 p.m. on Tuesday, May 14, 2024. Once received, the reports will be provided to the Trustees for review and action as necessary.

It is recommended that the Board of Trustees of South Texas College approve and authorize the following Minute Order proposed for consideration:

The Board of Trustees of South Texas College approves and authorizes Order 2024-014 canvassing the election returns of the May 4, 2024 South Texas College Board of Trustees Election for Single-Member District Two (2) and Single-Member District Six (6) as certified by Elections Officer and Hidalgo County Elections Administrator, Hilda Salinas, as presented.

Approval Recommended:

Dr. Ricardo J. Solis
President

CANVASSING ORDER 2024-014

**AN ORDER CANVASSING THE ELECTION RESULTS OF
SOUTH TEXAS COLLEGE BOARD OF TRUSTEES
GENERAL ELECTION FOR DISTRICT TWO (2) AND SIX
(6) HELD ON MAY 4, 2024**

WHEREAS, on May 4, 2024, a general election was held in the South Texas College Single Member Trustee District Two (2) and Single Member Trustee District Six (6), Hidalgo County, Texas for the office of Board of Trustees for South Texas College District Two (2) and Six (6).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF SOUTH TEXAS COLLEGE, THAT;

SECTION I: After canvassing the returns of said election pursuant to the applicable provisions of the Texas Election Code, the Board of Trustees certifies the following are true and correct results, to-wit:

1. Board of Trustees District Two (2):

That there were cast at said election _____ legal and valid ballots.

That Roberto Zamora, Jr. received _____ votes.

That Vicky Cantú received _____ votes.

2. Board of Trustees District Six (6):

That there were cast at said election _____ legal and valid ballots.

That David De Los Rios received _____ votes.

That Rene Guajardo received _____ votes.

Said election was duly called, notice of said election was given in accordance with the law, and the canvass of the votes cast in said elections and returns thereof were made in accordance with the law.

Pursuant to applicable provisions of the Texas Election Code:

Board of Trustee District Two (2): _____, has received the most votes cast, and is therefore declared to be elected to the Board of Trustees of South Texas College and shall commence his term of office upon execution of the certification of election by the Chair of the Board of Trustees of South Texas College.

Board of Trustee District Six (6): _____, has received the most votes cast, and is therefore declared to be elected to the Board of Trustees of South Texas College and shall commence her term of office upon execution of the certification of election by the Chair of the Board of Trustees of South Texas College.

SECTION II: The President of South Texas College is hereby authorized and directed to make all reports and conclude this election according to law.

SECTION III: If any part or parts of this Order are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts hereof and such remaining parts shall remain in full force and effect, and to the extent this Order is considered severable.

PASSED AND APPROVED BY THE BOARD OF TRUSTEES OF SOUTH TEXAS COLLEGE, at a special meeting called and held on this 14th day of May, 2024, held in accordance with the provisions of Chapter 551 of the Texas Government Code.

SIGNED AND ENTERED this 14th day of May, 2024.

Ms. Rose Benavidez
Board Chair
South Texas College

Approval of Order to Certify May 4, 2024 Election Returns

Approval of the Order to Certify the May 4, 2024 Election Returns for South Texas College Board of Trustees for Single-Member District Two (2) and Single-Member District Six (6) as required by Section 67.016 of the Texas Election Code is requested.

This action is contingent upon the College's ability to canvass the election results, which is in turn contingent upon receipt of the canvass reports from the Hidalgo County Elections Department. If those reports are not yet available, this item will be presented to the Board again at the next appropriate meeting.

The intent of this certification of the election results is to verify the election of the officials (Trustees). The elected Trustees are required to have a form filed for certification of election and the form is to be completed by the Chairman of the Board of Trustees.

It is recommended that the Board of Trustees of South Texas College approve and authorize the following Minute Order proposed for consideration:

The Board of Trustees of South Texas College authorizes and adopts the Order certifying the election results for the South Texas College Trustee Election held on May 4, 2024 as presented.

Approval Recommended:

Dr. Ricardo J. Solis
President

ORDER 2024-015

AN ORDER BY THE BOARD OF TRUSTEES OF SOUTH TEXAS COLLEGE CERTIFYING THE ELECTION RESULTS FOR THE SOUTH TEXAS COLLEGE TRUSTEE GENERAL ELECTION HELD IN THE COUNTY OF HIDALGO, TEXAS ON MAY 4, 2024; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING A SEVERABILITY CLAUSE; AND ORDERING OTHER PROVISIONS RELATING TO THE SUBJECT MATTER HEREOF.

The Order, a full, true and correct copy of which is attached hereto, was read and reviewed by the Board of Trustees.

Thereupon, it was moved by _____ and seconded by _____ that the Order be finally passed and adopted. The Presiding Officer put the motion to a vote of the members of the Board of Trustees, and the Order was passed and adopted by the following vote:

AYES:

NOES:

The Presiding Officer then declared the Order passed and approved, and signed the same in the presence of the Board of Trustees.

MINUTES APPROVED AND CERTIFIED TO BE TRUE AND CORRECT, and to correctly reflect the duly constituted members of the Board of Trustees of South Texas College, and the attached and following copy of said Order is hereby certified to a true and correct copy of an official copy thereof on file among the official records of the South Texas College, all on this 14th day of May, 2024.

Ms. Rose Benavidez
Board Chair
South Texas College

Discussion and Action as Necessary to Award Contract for Energy Broker Services

Purpose and Justification – Administration recommends Board approval to award contract for energy broker services.

The procurement of energy broker services is required as the existing electric power service contract is set to expire on May 31, 2024. The energy broker will assist in procuring the energy services by preparing and issuing a request for proposal and proper evaluation of such proposals

Background Timeline –

- On October 31, 2023, in anticipation of the upcoming expiration of May 31, 2024, for the existing electric power services contract, Administration presented options for Contracting Electric Power Services to the Board of Trustees at their regular Board Meeting.
- After reviewing the options, the Board of Trustees selected the issuance of an RFP.
- An agreement with an energy consultant was developed to engage Resolved Energy Consulting LLC; however, staff was later advised to engage with Valiant Energy Resources LLC.
- At the March 26, 2024 Board meeting the Board of Trustees rejected the RFP for electric power services.
- Following a thorough review of available options, the Board opted for Option 3A, which involves soliciting Energy Brokerage Services, through a Request for Proposals (RFP). Under this option, the Energy Brokerage Consultant will oversee all procurement processes necessary for obtaining Kwh pricing and evaluating proposals.
- Mr. Bill Starnes, Partner and Senior Management Consultant at ReSolved Energy Consulting LLC, was engaged to conduct a thorough review of all the energy broker proposals. Mr. Starnes will furnish a comprehensive summary of his findings and will be available to provide clarification and address any inquiries regarding the proposals.

The RFP for Energy Broker Services timeline and information are as follows:

Advertised RFP	April 17, 2024 and April 24, 2024
RFP Responses Due	May 2, 2024
RFP Issued To	Sixty-nine (69) Vendors
Responses Received From	Fourteen (14) Vendors, Seven (7) vendors did not provide references; therefore, not considered.
Responses Reviewed By	Facilities Operations Maintenance, Facilities Planning & Construction and the Purchasing Department

The evaluations were not available at the time of packet publication. Upon availability, the information will be presented at the Special Board Meeting of May 14, 2024 for review and recommendation.

Funding Source - The funds for this expenditure are budgeted in the Utilities budget for FY 2023 – 2024 and FY 2024 – 2025, pending Board approval of the budget.

Mr. Bill Starnes, Partner and Senior Management Consultant at ReSolved Energy Consulting LLC, will be available via Zoom to address any questions. Mary Elizondo, Vice President for Finance and Administrative Services, George McCaleb, Director of Facilities Operation & Maintenance, and Deyadira Leal, Interim Director of Purchasing, will be present at the meeting to address any questions.

It is recommended that the Board of Trustees of South Texas College approve and authorize the following Minute Order proposed for consideration:

The Board of Trustees of South Texas College approves and authorizes to award contract for energy broker services as presented.

Approval Recommended:

Dr. Ricardo J. Solis
President