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[Ellis Skinner (Chair), Penny Forrest, John Hatchel]

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*Ray Fried*

**Board Meeting Date:** February 09, 2017

**Proposed Minute Order #:** 02-17(c)

**Proposed By:** Jonathan Hoekstra, Vice Chancellor & Chief Financial Officer

**Subject:** Authorization to enter into Electric Energy contracts greater than \$1,000,000

**Background:** During the 84<sup>th</sup> Legislative Session the passage of Senate Bill 20 amended the Government Code to make comprehensive changes to state agency contracting, purchasing, and accounting procedures. The Bill established requirements applicable to contracts with a value in excess of \$1 million. This included the requirement that the TSTC Board of Regents must approve and sign contracts with a value greater than one million dollars. Senate Bill 20 has a provision for the Governing Board to delegate to the Chancellor or his Designee this authority.

**Justification:** Texas State Technical enters into electric energy purchase contracts that exceed \$1,000,000. Due to the fluctuation of pricing in the electrical market it is prudent to delegate the authority, to approve and sign these contracts timely, to the Chancellor or Designee to take advantage of the market movement and the most advantageous pricing.

**Additional Information:** None

**Action Schedule:** Approve Delegation of Authority MO 02-17(c)

**Fiscal Implications:** Funds available as currently budgeted.

**Attestation:** This Minute Order is in compliance with all applicable laws and regulations to the best of my knowledge.

**Attachment(s):** Letter from Legal Counsel

**Recommended Minute Order:** “The Board of Regents authorizes the Chancellor or his designee to enter into and sign contracts in excess of One Million Dollars to purchase electrical energy at Texas State Technical College campuses”.

**Recommended By:**

A handwritten signature in blue ink, appearing to read "Ray Fried". The signature is fluid and cursive, with the first name "Ray" and last name "Fried" clearly distinguishable.

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Ray Fried, Associate Vice Chancellor for Facilities, Planning, Construction,  
and Maintenance

January 18, 2017

254-867-3972

Mr. Michael Reeser  
Chancellor  
Texas State Technical College System  
3801 Campus Drive  
Waco, Texas 76705

RE: Authorization to enter into Electric Energy contracts greater than One Million Dollars (\$1,000,000.00).

Dear Chancellor Reeser:

As requested, I have considered the legal ramifications of the delegation of authority from the Board of Regents to the Chancellor or his designee to enter into and sign contracts in excess of One Million Dollars (\$1,000,000.00) for the purchase of goods or services.

During the 84<sup>th</sup> Legislative Session comprehensive changes were made to the Government Code. Generally the TSTC Board of Regents alone has authority to approve and sign contracts with a value of One Million Dollars (\$1,000,000.00) or greater. However, among the changes made to the Government Code is a provision that allows the TSTC Board of Regents to delegate this authority to the Chancellor or his designee.

TSTC enters into electric energy purchase contracts that exceed One Million Dollars (\$1,000,000.00). In order to take advantage of pricing fluctuations in the electrical market it would be prudent to delegate authority to sign these contracts to the Chancellor or his designee to ensure the most advantageous pricing possible for TSTC.

Having reviewed the changes to the Government Code, after the passage of Senate Bill 20 during the 84<sup>th</sup> Legislative Session, it is my opinion that the delegation of authority from the Board of Regents to the Chancellor or his designee to enter into and sign contracts in excess of One Million Dollars (\$1,000,000.00) for the purchase of goods or services comports with state law and TSTC policy, and that this delegation is in the best interest of TSTC students as well as the State of Texas.

If you have any questions or need additional information, please advise.

Respectfully submitted,

  
Edward C. Vallejo, J.D.  
Associate General Counsel

cc: Ray Rushing, J.D.  
General Counsel of TSTC and Secretary, TSTC Board of Regents

Ray Fried  
Associate Vice Chancellor for Facilities, Planning, Construction, and Maintenance

**Board Meeting Date:** February 09, 2017

**Proposed Minute Order #:** 03-17(c)

**Proposed By:** Jonathan Hoekstra, Vice Chancellor & Chief Financial Officer

**Subject:** Approval of Project and Budget for Statewide Campus Signage and Wayfinding

**Background:** In connection with the merger of Texas State Technical College from a multi-college institution to a single institution, many of the monument signs and wayfinding on the individual campuses are obsolete and not consistent with the single, unified brand concept. This statewide project will conform the campus signage and wayfinding to an updated brand standard.

**Justification:** Brand recognition and consistency aligns with the College's integrated marketing strategy.

**Additional Information:** TSTC engaged a signage consultant as a part of the design scope for the Fort Bend Brazos Center. Examples of this effort include the standardized TSTC Monument sign developed during the design process for the Fort Bend Campus Industrial Technology Center and was constructed on the Fort Bend Campus and the half-scale monument sign under construction at the North Texas Campus by a separate contract.

The proposed project will prioritize the need and construct signage at the TSTC campuses.

**Action Schedule:** Approve Project and Budget **MO 03-17(c)**

**Fiscal Implications:** Funds available as currently budgeted.

**Attestation:** This Minute Order is in compliance with all applicable laws and regulations to the best of my knowledge.

**Attachment(s):** None

**Recommended Minute Order:** "The Board of Regents approves the Statewide Signage and Wayfinding Project, the budget of \$780,000, and further authorizes the Chancellor or his designee to proceed with the project".

**Recommended By:**



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Ray Fried, Associate Vice Chancellor for Facilities, Planning, Construction,  
and Maintenance

**Board Meeting Date:** February 09, 2017

**Proposed Minute Order #:** 04-17(c)

**Proposed By:** Jonathan Hoekstra, Vice Chancellor & Chief Financial Officer

**Subject:** Approval of Project and Budget for the HVAC Replacement in Building 5SO1 Academics / Technology Center / Learning Resource Center at Texas State Technical College in Marshall

**Background:** The heating and air conditioning units in the 5SO1 building have reached the end of their useful life and are no longer effective and efficient.

**Justification:** Replacement of these units will create a comfortable learning environment and reduce both maintenance and deferred maintenance costs.

**Additional Information:** Texas State Technical College will solicit a design build performance contract to replace the HVAC System.

**Action Schedule:** Approve Project and Budget **MO 04-17(c)**

**Fiscal Implications:** Funds available as currently budgeted.

**Attestation:** This Minute Order is in compliance with all applicable laws and regulations to the best of my knowledge.

**Attachment(s):** Campus Map

**Recommended Minute Order:** “The Board of Regents approves the Heating Ventilation and Cooling Project and the budget of \$1,000,000 and authorizes the Chancellor or his designee to proceed with the project”.

**Recommended By:**



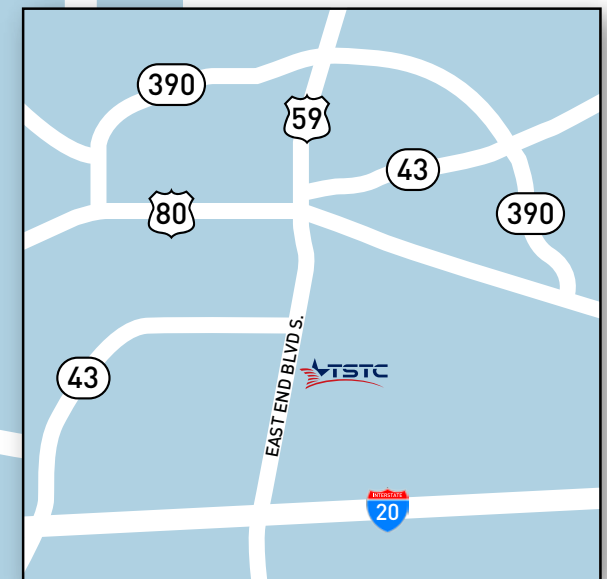
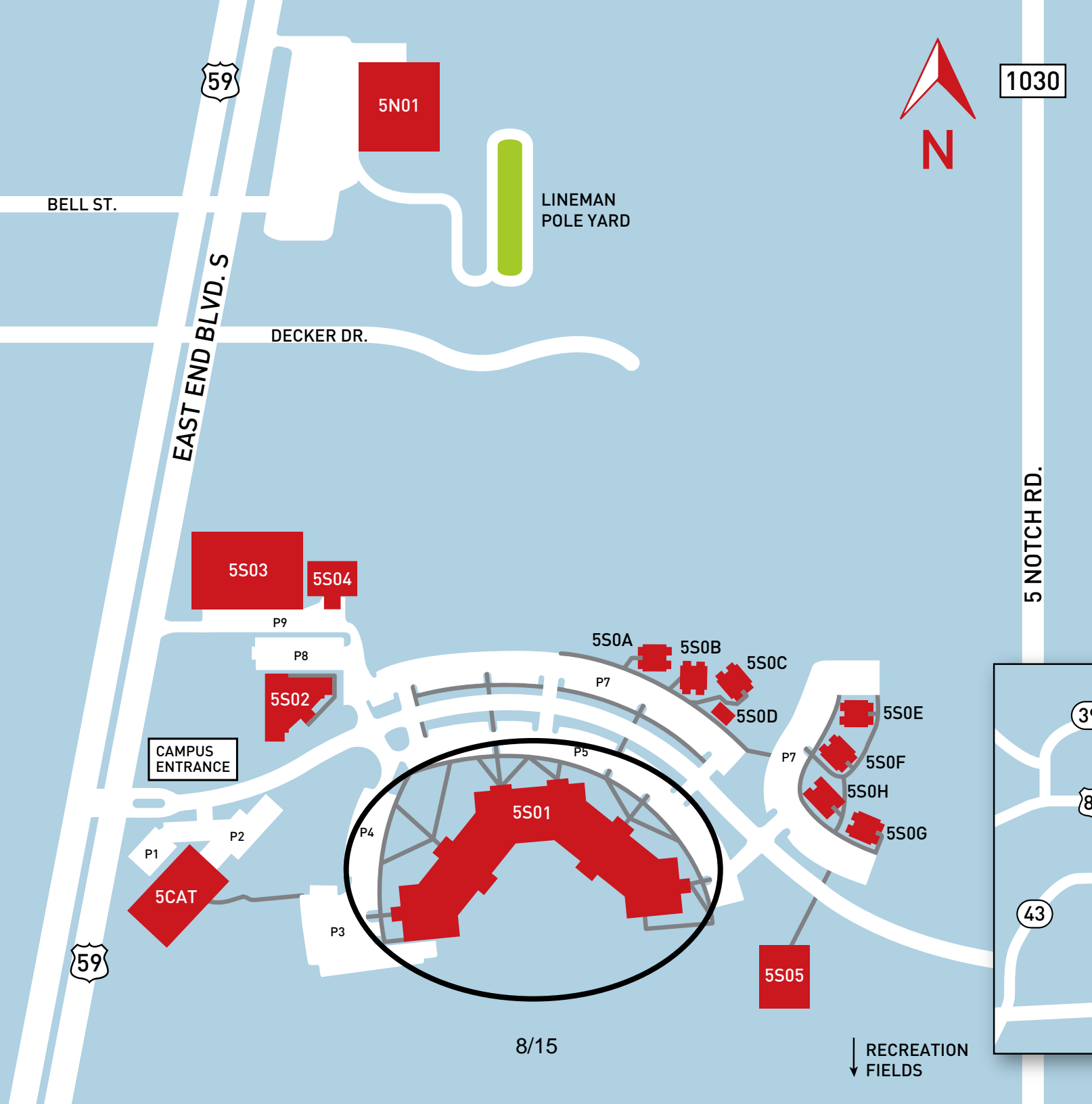
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Ray Fried, Associate Vice Chancellor for Facilities, Planning, Construction, and Maintenance

## MARSHALL CAMPUS

2650 East End Blvd., South  
Marshall, TX 75672  
(888) 382-8782

CDL / Lineman Pole Yard / Early College High School	5N01
Academics / Technology Center / Learning Resource Center	5S01
Enrollment Center / Administration	5S02
Welding & Transportation Technologies	5S03
Faculty Offices	5S04
Bio Med / Academics	5CAT
Student Housing	5S0(A - H)







**Board Meeting Date:** February 09, 2017

**Proposed Minute Order #:** 05-17(c)

**Proposed By:** Jonathan Hoekstra, Vice Chancellor & Chief Financial Officer

**Subject:** Acceptance of the Renovation of the John B. Connally Building Third Floor at Texas State Technical College in Waco to House the Statewide Collaboration Center

**Background:** Construction on the Statewide Collaboration Center began in Fiscal Year 2016 with the objectives to provide capacity for larger statewide divisions to meet and to relocate certain administrative offices from facilities that were reaching end of life state. By Minute Order 25-16 the Board of Regents approved the Budget to renovate the Third Floor of the John B. Connally to accommodate the TSTC State Wide Meeting Center and Administrative Offices.

**Justification:** The construction is on schedule and TSTC administration anticipates completion of the renovation in February 2017.

**Additional Information:** None

<b>Action Schedule:</b>	Approve Concept	MO 40-15
	Approve Project Budget	MO 25-16
	Accept Project	MO 05-17(c)

**Fiscal Implications:** Funds available as currently budgeted.

**Attestation:** This Minute Order is in compliance with all applicable laws and regulations to the best of my knowledge.

**Attachment(s):** None

**Recommended Minute Order:** “The Board of Regents authorizes the Chancellor or Designee to accept the Renovation of the Third Floor of the John B. Connally Building at Texas State Technical College in Waco upon receipt of the Certificate of Substantial Completion and to pay the contractor ninety-five percent of the construction cost pending final acceptance. Upon receipt of notification of final acceptance, the Board of Regents authorizes the Chancellor or his designee to make final payment due to the contractor in the full amount.”

**Recommended By:**

A handwritten signature in blue ink, appearing to read "Ray Fried". The signature is fluid and cursive, with the first name "Ray" and last name "Fried" clearly distinguishable.

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Ray Fried, Associate Vice Chancellor for Facilities, Planning, Construction,  
and Maintenance

**Board Meeting Date:** February 09, 2017

**Proposed Minute Order #:** 06-17(c)

**Proposed By:** Jonathan Hoekstra, Vice Chancellor & Chief Financial Officer

**Subject:** Accept Renovation of Building 4AUT and Building 4BCT at Texas State Technical College in Sweetwater

**Background:** By Minute Order 4-16 the Board of Regents approved the project and budget to renovate Building 4 AUT to expand the Welding program and Building 4 BCT to expand the Diesel Program on the TSTC Sweetwater campus.

**Justification:** The construction is on schedule and TSTC administration anticipates completion of the renovation in February 2017.

**Additional Information:** The Diesel and Welding programs continue to be high performing programs.

**Action Schedule:**

Approve Project Budget	MO 04-16
Accept Project	MO 06-17(c)

**Fiscal Implications:** Fund available as currently budgeted.

**Attestation:** This Minute Order is in compliance with all applicable laws and regulations to the best of my knowledge.

**Attachment(s):** Campus Map

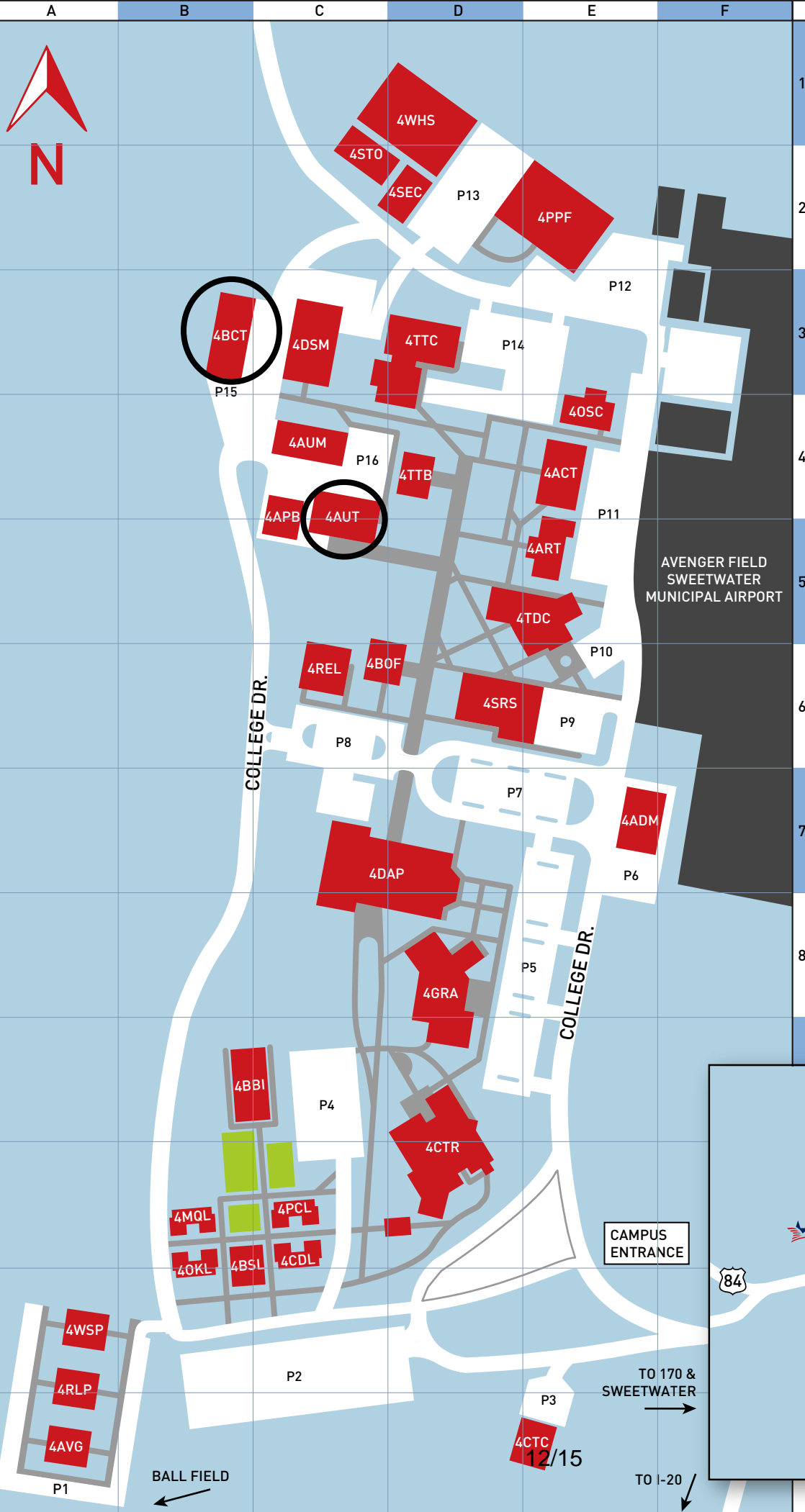
**Recommended Minute Order:** “The Board of Regents authorizes the Chancellor or Designee to accept the Renovation of Building 4AUT and Building 4BCT at Texas State Technical College in Sweetwater and upon Substantial Completion to pay the contractor ninety-five percent of the construction cost pending final acceptance. Upon final acceptance, the Board of Regents authorizes the Chancellor or his designee to make final payment due to the contractor in the full amount.”

**Recommended By:**



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Ray Fried, Associate Vice Chancellor for Facilities, Planning, Construction, and Maintenance

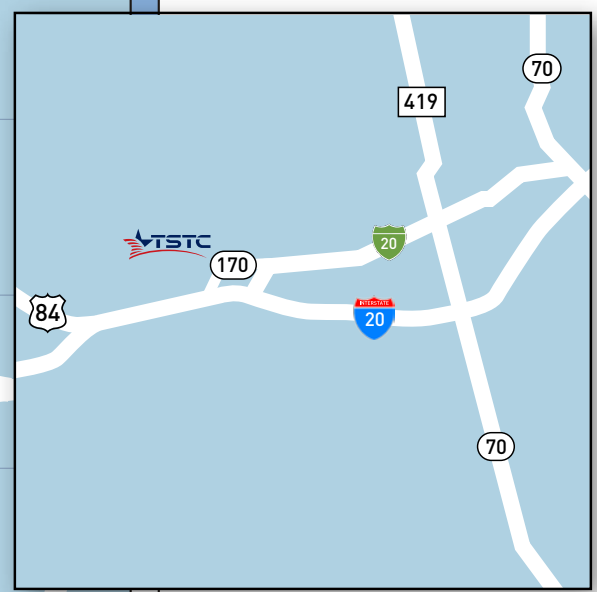


## SWEETWATER CAMPUS

300 Homer K. Taylor Drive  
Sweetwater, TX 79556  
(325) 235-7300

Wind Energy Technology	4ACT	E4
TSTC Administration	4ADM	E7
Electromechanical Technology	4ART	E5
Custodial Services	4AUM	C4
Welding Technology	4AUT	C4
The Avenger Apartments	4AVG	A8
The Bluebonnet Inn	4BBI	B9
Diesel Technology	4BCT	B3
Storage	4BOF	C6
Bookstore / Laundry	4BSL	B10
The Cedar Lodge	4CDL	C10
Campus Police Department	4CTC	E12
The Student Center	4CTR	D10
Allied Health / Learning Resource Center	4DAP	D7
Diesel Technology	4DSM	C3
Graphics Building	4GRA	D8
The Mesquite Lodge	4MQL	B10
The Oak Lodge	4OKL	B10
The Pecan Lodge	4PCL	C10
The Physical Plant / Shipping & Receiving	4PPF	E2
Storage	4REL	C6
The Rolling Plains Apartments	4RLP	A11
The Heptahedron	4SEC	D2
Enrollment Center	4SRS	D4
R. Temple Dickson Center for Engineering Technologies	4TDC	E5
Office of Information Technology	4TTB	D4
Transportation Technologies Center	4TTC	D3
The WASP Apartments	4WSP	A11
Recreation Areas		

For help, contact:  
Campus Police: (325) 235- 7400  
Campus Information: (325) 235-7300



**Board Meeting Date:** February 09, 2017

**Proposed Minute Order #:** 07-17(c)

**Proposed By:** Jonathan Hoekstra, Vice Chancellor & Chief Financial Officer

**Subject:** Approve the concept to rework and replace failing paving at the Texas State Technical college campus in Sweetwater

**Background:** The loop road and parking lots at the TSTC Sweetwater campus are constructed of asphalt paving. The asphalt paving and sub base is showing significant wear and failing in some locations.

**Justification:** It is important to make repairs timely to extend the life of the paving and sub base.

**Additional Information:** Texas State Technical College will solicit a design engineer to determine the extent and scope of repairs.

**Action Schedule:** Approve Concept MO 07-17(c)

**Fiscal Implications:** Fund available as currently budgeted.

**Attestation:** This Minute Order is in compliance with all applicable laws and regulations to the best of my knowledge.

**Attachment(s):** Campus Map

**Recommended Minute Order:** “The Board of Regents approves the concept to repair and replace asphalt paving on the Sweetwater Campus and delegates the authority to the Chancellor or his designee to move forward on the engineering design of the project”

**Recommended By:**



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Ray Fried, Associate Vice Chancellor for Facilities, Planning, Construction, and Maintenance.

**Texas State Technical College**  
**Major Facility Projects-Status Update February 2017**

Project Name		Campus	Managing Campus	Delivery Method	Fund Source		Cost Allocation		Required Approvals		% Complete
1	Renovation of Building 20PM Engineering Center (Phase 2)	Harlingen	Harlingen	Construction Manager At Risk	Tuition Revenue Bonds	\$ 3,750,000	Architect/Engineer	\$ 250,000	Approve Concept	MO 34-13	7%
							Construction	\$ 3,400,000	Approve Budget	MO 55-15	
							Owners Cost	\$ 100,000	Approved MO amount	\$ 3,750,000	
					Subtotal Funds	\$ 3,750,000	Subtotal Construction	\$ 3,750,000	Acceptance	Fall 2017	
					Additional Information						
				TPFA	\$ 612,000	IT, FFE, Equip.	\$ 612,000				
				Total Funds	\$ 4,362,000	Total Cost	\$ 4,362,000				
2	Central Chiller Plant Engineering and design	Harlingen	Harlingen	Request for qualifications	Designated Tuition	\$ 40,000	Engineering / Design	\$ 599,500	Approve Concept and design project	MO 19-14	72%
					HEAF Bonds	\$ 605,000	Owners Cost	\$ -	Approved MO amount	\$ 800,000	
					Transfer to project #3	\$ (45,500)			Accept Project	Fall 2017	
					Total Funds	\$ 599,500	Total Cost	\$ 599,500			
3	Replace Central Chiller Plant	Harlingen	Harlingen	Construction Manager At Risk	HEAF Bonds	\$ 8,000,000	Construction	\$ 7,840,000	Approve Concept	MO 19-14	19%
					HEAF from project #2	\$ 45,500	Owners Cost	\$ 205,500	Approve Budget	MO 48-16	
									Approved MO amount	\$ 7,900,000	
					Total Funds	\$ 8,045,500	Total Cost	\$ 8,045,500	Accept Project	Fall 2017	
4	The Brazos Center (Building #2)	Fort Bend County	Harlingen	Construction Manager At Risk	Tuition Revenue Bonds	\$ 14,950,000	A/E	\$ 916,000	Approve Concept	MO 46-14	22%
							Construction	\$ 13,450,000	Approve Budget	MO 56-15	
					Donation Grant Aux. Serv.	\$ 250,000	Owners Cost	\$ 834,000	Approved MO amount	\$ 14,950,000	
					Subtotal Funds	\$ 15,200,000	Subtotal Construction	\$ 15,200,000	Accept Project	Fall 2017	
					Additional Information						
					Equipment TPFA	\$ 2,947,000	IT / Equipment	\$ 2,947,000			
				Total Funds	\$ 18,147,000	Total Costs	\$ 18,147,000				
5	Replace Water and Sewer Infrastructure on Main Campus	Waco	Waco	Competitive Sealed Proposal	HEAF Bonds	\$ 8,700,000	Architect/Engineer	\$ 1,169,871	Approve Concept	MO 47-14	10%
							Construction	\$ 7,430,129	Approve project & Budget	MO 07-16	
							Owners Cost	\$ 100,000	Approved MO amount	\$ 8,700,000	
					Total Funds	\$ 8,700,000	Total Cost	\$ 8,700,000	Accept project	Fall 2017	
6	Renovate Building JBC Third Floor For TSTC Statewide Collaboration	Waco	Waco	Construction Manager At Risk	HEAF Bonds	\$ 1,747,500	A/E	\$ 120,000	Approve Concept	MO 40-15	95%
					HEAF Funds	\$ 202,500	A & E Add by CO	\$ 52,000	Approve Budget	MO 25-16	
					HEAF Funds	\$ 136,662	CMAR	\$ 1,230,000	Approved MO Amount	\$ 1,950,000	
							CMAR Add by CO	\$ 653,835	Accept Project	MO 05-17(c)	
							Owners Cost	\$ 30,827			
					Subtotal Funds	\$ 2,086,662	Subtotal Construction	\$ 2,086,662			
					Additional Information						
					E&G Surplus	\$ 800,000	FFE, IT	\$ 800,000			
				Total Funds	\$ 2,886,662	Total Costs	\$ 2,886,662				

**Texas State Technical College**  
**Major Facility Projects-Status Update February 2017**

	Project Name	Campus	Managing Campus	Delivery Method	Fund Source		Cost Allocation		Required Approvals		% Complete
7	Accept real property and Construct TSTC West Texas Industrial Technology Center	Abilene	Sweetwater	Construction Manager At Risk	Tuition Revenue Bonds	\$ 12,000,000	Architect/Engineer	\$ 711,500	Approve Concept	MO 49-14	10%
					Gifts and Donations	\$ 250,000	Construction	\$ 10,750,000	Issue Bonds	Spring 2016	
							Const. Auxiliary Services	\$ 250,000	Approved MO Amount	\$ 12,000,000	
							Owners Cost	\$ 538,500	Approve Project and Budget	MO 08-16	
					Subtotal Funds	\$ 12,250,000	Subtotal Construction	\$ 12,250,000	Approve Land Purchase from Donation	MO 68-16	
					Additional Information				Accept Project	Summer 2018	
					Gifts and donations	\$ 250,000	Land purchase	\$ 250,000			
					TPFA	\$ 3,540,000	Equipment, FFE, IT	\$ 3,540,000			
					Total Funds	\$ 16,040,000	Total Cost	\$ 16,040,000			
8	Renovate Building 4AUT and 4BCT to Expand the Welding and Diesel programs	Sweetwater	Sweetwater	Construction Manager At Risk	HEAF Bond	\$ 1,554,500	Architect/Engineer	\$ 99,400	Approve Project and Budget	MO 04-16	75%
							Construction	\$ 1,175,000	Approved MO Amount	\$ 1,750,000	
							Owners Cost	\$ 175,600	Accept Project	MO 06-17(c)	
							Instructional equipment	\$ 104,500			
					Total Funds	\$ 1,554,500	Total Cost	\$ 1,554,500			
9	TSTC Monument and Wayfinding Project	Statewide	Statewide	Construction Manager at Risk	HEAF Bond	\$ 780,000	Construction	\$ 780,000	Approve Project and Budget	MO 03-17(c)	0%
10	HVAC Replacement	Marshall	Marshall	Design Build Performance Contract	HEAF Bond	\$ 1,000,000	Construction	\$ 1,000,000	Approve Project and Budget	MO 04-17(c)	0%
11	Rework and Replace Paving	Sweetwater	Sweetwater	RFQ	HEAF Bond	\$ 40,000	Engineering / Design	\$ 40,000	Approve Concept and design project	MO 07-17(c)	0%
						\$ 62,155,162			\$ 62,155,162		