



Brownsville Independent School District

Board Of Trustees

Regular Board Meeting July 19, 2011 5:30 P.M.

Administration Building
1900 Price Road
Brownsville, Texas 78521-2417

A G E N D A

NOTE: The Board of Trustees may go into Closed/Executive Session to deliberate any item on this agenda as authorized by the Texas Open Meetings Act, Texas Government Code Chapter 551.

- I. Meeting Called to Order.
- II. Moment of Silence.
- III. Pledge of Allegiance.
- IV. Roll Call:
- V. Recommend approving the **agenda** of the **Regular Board Meeting of July 19, 2011**, with any corrections/deletions.
- VI. Recommend approving the **minutes** of the **Regular Board Meeting of April 19, 2011**, with any corrections.
- VII. Recommend approving the **minutes** of the **Regular Board Meeting of May 3, 2011**, with any corrections.
- VIII. Recommend approving the **minutes** of the **Regular Board Meeting of May 17, 2011**, with any corrections.
- IX. Recommend approving the **minutes** of the **Special Called Board Meeting of May 24, 2011**, with any corrections.
- X. Recommend approving the **Consent Agenda**. The Board has agreed to discuss the following items. All of the items below that are not called out will be approved by consent.

XI. Superintendent's Report

A. Conference Presentations:

1. Presentation of Student Code of Conduct for 2011-2012 School Year. (CD)
2. Presentation of the Brownsville Independent School District Financial Report for the period ended May 31, 2011.
3. Presentation on Report from BISD Bond / Construction Oversight Committee.
4. Notification of Allowance / Contingency Fund Change Orders.
5. Presentation on status of DED (Local) Classified Paid Vacation Days for the 2011-2012. **(Board Member Request – MP)**

B. Standing Board Agenda Items:

6. Board Calendars.

XII. PUBLIC AUDIENCE:

If you wish to address the Board of Trustees during the Public Audience portion of today's meeting, please print your name on the form provided. According to BISD Policy BED (Local), only those persons (on the list) who request to speak shall be heard. The speaker shall limit remarks to five minutes. The Board shall allot no more than 30 minutes for the Public Audience portion of the meeting. Complaints and concerns for which other resolution channels are provided shall be directed through those channels. These complaints include complaints on the following subjects: employee complaints, termination of employment, student complaints, removal to alternative education program, and expulsion. If the Board President determines that a person has not attempted to resolve a matter administratively, the person shall be directed to the appropriate policy for attempted resolution before bringing the matter to the Board. Complaints against specific employees or officers of BISD shall be heard in Closed Meeting, as authorized by the Texas Government Code Title 5-Section: 551.074 (1) and (2). If your topic concerns complaints against specific employees or officers, please note this on the sign-up sheet. You must make your points on issues in a constructive and courteous fashion pursuant to Robert's Rules of Order.

The Board may deliberate or take action regarding the following agenda items.

XIII. Consent Agenda:

A. Recommend approval of the following General Function Items:

7. Recommend approval to submit the Teacher Data Portal of TAMS Waiver to the Texas Education Agency for the 2011-2012 school year.
8. Recommend approval of the 2011-2012 Elementary, Middle, and High School Grading Procedures. (CD's)
9. Recommend approval to purchase district annual license for Eduphoria! from Region One Education Service Center, Edinburg, Texas in the amount not to exceed \$78,120.00. Services to be rendered are subject to the districts needs and funding.

10. Recommend approval of Student Inter District Transfer (Emiliano Martinez – Abelardo Martinez) from Los Fresnos CISD to Brownsville Independent School District with a tuition charge of \$1,330.00 per student.
11. Recommend approval to adopt the Student Code of Conduct for 2011-2012 school year.
12. Recommend approval of the High School Course Listing Guide revisions for the 2011-2012 school year.
13. Recommend approval for one student, Marco Cavazos and one sponsor, Rolando Izeta from Hanna High School, to participate in the Skills USA National Officer Training in Leesburg, Virginia on July 21-29, 2011. Career & Technical Education funding, not to exceed \$4,500.00, will cover all related costs. Services are to be rendered subject to the District's needs and funding.
14. Recommend approval of the amended 2011-2012 school calendar.
15. Recommend approving Resolution #012/11-12 "Resolution for Fund Balances as Required by GASB 54".
16. Recommend changes in Policies DED (Local) and DPB (Local) regarding paid vacations and required number of college hours for substitutes as discussed and approved during the budget process.
17. Recommend approval to reschedule the Regular Board Meetings of August 2, 2011 to August 9, 2011 and August 16, 2011 to August 23, 2011, due to preparations for the upcoming school year.

B. Recommend approval of the following Payment:

18. Recommend approval to pay for Mexican American School Board Members Association Membership in the amount not to exceed \$1,000.00 from Local Maintenance Budgeted Funds.
19. Recommend approval to pay PHI Service Agency, Inc. \$2,324.65 (Edward Manzano Jr. Middle School) to be paid from Capital Project Fund 632.
20. Recommend approval to pay Gomez Mendez Saenz, Inc. \$173,746.15 (Science Laboratory Additions to Lopez and Rivera High Schools and CCJJAEP); and W. Murray Thompson Construction Co. Inc., \$663,657.65 (Science Laboratory Additions to Porter and Hanna High Schools) for a grand total of \$837,403.80 to be paid from the Science Laboratory Grant Program.
21. Recommend approval to pay ERO Architects, Inc. \$12,536.71 (Hanna High School Performing Arts Instructional Facility); Gignac Associates Architects, LLP \$4,072.84 (Breedon Elementary School); Gomez Mendez Saenz, Inc. \$5,766.60 (Brownsville Early College High School); K+ Architect \$5,796.00 (Porter High School Instructional Facility); PSI Engineering \$4,932.50 (Hanna High School Performing Arts Building); Raba-Kistner Consultants, Inc. \$6,402.80 (Brownsville Academic Center); Rike Ogden Figueroa Allex, Inc. \$32,760.00 (Brownsville Academic Center); D. Wilson Construction Co. \$640,092.90 (Porter High School Instructional Facility and Breedon Elementary School); SpawGlass

Contractors \$399,551.00 (Brownsville Early College High School) and Texas Descon, L.P. \$1,258,753.00 (Brownsville Early College High School and Brownsville Academic Center) for a grand total of \$2,370,664.35 to be paid from Capital Project Fund 190.

C. Recommend approval of the following Contracts/Agreements:

22. Recommend approval to enter into a Memorandum of Understanding between Brownsville ISD and Southwest Key, Inc./Casa Esperanza in the amount of \$45,000.00 (Categorical Funds) for the 2011-2012 school year.
23. Recommend approval to enter into a Pharmacy Technician Program contracted service agreement with UTB to provide training and certification for a maximum of 50 students district-wide from budgeted Career and Technical Education funds in the amount of \$52,915.55 for the 2011-2012 school year. Items to be purchased and services to be rendered are subject to the District's needs and funding.
24. Recommend approval to enter into a Certified Nursing Assisting contracted service agreement with UTB to provide training and certification for 50 students district-wide enrolled in Health Science Practicum I course from budgeted Career and Technical Education funds in the amount of \$114,364.35. Items to be purchased and services to be rendered are subject to the district's needs and funding.
25. Recommend approval to enter into a Memorandum of Understanding between Cameron County Juvenile Justice Department and the Brownsville Independent School District for academic services to court-ordered juveniles from 14-17 years of age from budgeted local funds for the 2011-2012 school year in the amount not to exceed \$44,880.00. Services to be rendered subject to the District's needs and funding.
26. Recommend approval to enter into a Memorandum of Understanding with the Brownsville Community Health Center for the 2011-2012 school year.
27. Recommend approval to enter into agreement with the University of Texas at Brownsville and Texas Southmost College Nursing School to utilize our facilities for clinical experience for the 2011-2012 school year.
28. Recommend approval of Brownsville ISD and UTB-TSC Community Based Vocational Instructional (CBVI) Training Site Agreement for the 2011-2012 school year. This agreement is subject to the Districts needs and funding.
29. Recommend approval of the Memorandum of Understanding between Brownsville ISD and The University of Texas at Brownsville and Texas Southmost College for the Brownsville Early College High School (BECHS). Services and materials to be purchased subject to the District's needs and funding.
30. Recommend approval to enter into a Memorandum of Understanding with the Brownsville Housing Authority. Memorandum of Understanding is July 1, 2011 to June 30, 2012.
31. Recommend approval to enter into a Memorandum of Understanding with the Workforce Solutions Cameron. Memorandum of Understanding period is July 1, 2011 to June 30, 2012.

32. Recommend approval to enter into a Memorandum of Understanding with the College of Education Center for Educational Development & Innovation at the University of Texas at Brownsville and Texas Southmost College. Memorandum of Understanding period is July 1, 2011 to June 30, 2012.
33. Recommend approval to enter into a Memorandum of Understanding with the Communities in Schools – Cameron County, Inc. Memorandum of Understanding period is July 1, 2011 to June 30, 2012.
34. Recommend approval to enter into a Memorandum of Understanding with the Brownsville Chamber of Commerce. Memorandum of Understanding period is July 1, 2011 to June 30, 2012.
35. Recommend approval to enter into Inter-Local Cooperation Agreement and Memorandum of Understanding between the County Juvenile Board for Cameron County Juvenile Justice Alternative Education Program and the Brownsville Independent School District for the 2011-2012 school year.

D. Recommend approval of the following Bids/Proposals/Purchases:

36. Recommend approval of RFP #11-134 for Medicaid Billing and Consulting Services District-wide to Houston Independent School District, Houston, Texas, for the 2011-2012 school year. (Annual Proposal)
37. Recommend awarding RFP #11-137 Lopez and Rivera High Schools Science Laboratory Additions Project to Peacock General Contractors, Harlingen, Texas, in the amount not to exceed \$3,412,000.00 to be paid from 2010 Science Laboratory Grant Local Maintenance Fund 199.
38. Recommend awarding RFQ #12-021 Annual RFQ for a Texas Consulting Firm to Provide Indoor Air Quality Sample Collection Analysis and Reporting Services for Asbestos Abatement Services to ACI Environmental Consultants, Harlingen, Texas. (Annual RFQ)
39. Discussion, consideration and possible action to allow administration to negotiate a fee and the hiring of RFQ #12-022 for Forensic Audit Services from one and/or two of the Firms meeting the qualifications and needs of Brownsville Independent School District. For Fiscal Year 2011-2012 with an option to renew for one (1) year.

XIV. CLOSED MEETING: as pursuant to the Texas Government Code Section: 551.071, 551.072, 551.074, 551.082, and 551.084.

A. PERSONNEL MATTERS:

40. Presentation of **Retirements/Resignations.**
41. Recommend approval of probationary contractual personnel for the 2011-2012 school year **Assistant Band Directors.** Subject to receipt of all outstanding documentation.

42. Recommend approval of probationary contractual personnel for the 2011-2012 school year- **Assistant Choir Director/Accompanist/Itinerant**. Subject to receipt of all outstanding documentation.
43. Recommend approval of probationary contractual personnel for the 2011-2012 school year- **Assistant Choir Director/Itinerant**. Subject to receipt of all outstanding documentation.
44. Recommend approval of probationary contractual personnel for the 2011-2012 school year- **Choir Director**. Subject to receipt of all outstanding documentation.
45. Recommend approval of probationary contractual personnel for the 2011-2012 school year- **Offense Coordinator**. Subject to receipt of all outstanding documentation.
46. Recommend approval of term – chapter 21 contractual personnel for the 2011-2012 school year – **Facilitators**. Subject to receipt of all outstanding documentation.
47. Recommend approval of term – chapter 21 contractual personnel for the 2011-2012 school year – **Teacher**. Subject to receipt of all outstanding documentation.
48. Recommend approval of term – chapter 21 contractual personnel for the 2011-2012 school year – **Project Director - 21st CCLC Program**. Subject to receipt of all outstanding documentation.
49. Recommend approval of term – chapter 21 contractual personnel for the 2011-2012 school year – **Project Coordinators - 21st CCLC Program**. Subject to receipt of all outstanding documentation.
50. Recommend approval of chapter 21 contractual professional personnel for the 2011-2012 school year **Principal – Putegnat Elementary School**. Subject to receipt of all outstanding documentation.
51. Recommend approval to accept the rescinding letter of resignation from a Professional Employee (B.C.) for the 2011-2012 School Year.
52. Recommend approval to hire retired personnel in a critical area of need and to be compensated according to their years of experience; degree(s) earned; and certification/licensure in accordance with the approved 2011-2012 Employee Compensation Plan.
53. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.
54. Board Self Evaluation.

B. Consultation with Attorney:

55. Consultation with attorney regarding pending or threatened litigation matters.
 - a. Discussion and consideration of potential settlement – Due Process Hearing – P.M. vs. Brownsville Independent School District, TEA Docket No. 210-SE-0511.

- b. Discussion and consideration of potential settlement – Due Process Hearing – J.B. vs. Brownsville Independent School District, TEA Docket No. 244-SE-0611.
- c. Discussion and consideration of potential settlement – Due Process Hearing – V.B. vs. Brownsville Independent School District, TEA Docket No. 245-SE-0611.

C. Real Property:

- 56. Discussion of possible acquisition or sale of Real Property.

(BOARD RECONVENES AFTER CLOSED MEETING)

- A41–52. Recommend approval on personnel matters discussed in Closed Meeting.

- 53. Discussion, consideration, and possible action regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.

- B55. Recommend approval on litigation matters discussed in Closed Meeting.

- a. Discussion, consideration, and possible action of potential settlement – Due Process Hearing – P.M. vs. Brownsville Independent School District, TEA Docket No. 210-SE-0511.
- b. Discussion, consideration, and possible of potential settlement – Due Process Hearing – J.B. vs. Brownsville Independent School District, TEA Docket No. 244-SE-0611.
- c. Discussion, consideration and possible action of potential settlement – Due Process Hearing – V.B. vs. Brownsville Independent School District, TEA Docket No. 245-SE-0611.

- C56. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

XV. Announcement(s):

Note: If Item 17 is approved the next scheduled Board Meeting will be held on August 9, 2011.

- 57. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, August 2, 2011**, at the Administration Building at 5:30 p.m.

XVI. Adjournment: