



# Brownsville Independent School District

## Board Of Trustees

### Rescheduled Regular Board Meeting August 9, 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 **Rescheduled Regular Board Meeting of August 9, 2011**, with any corrections/deletions.
- VI. Recommend approving the **minutes** of the **Rescheduled Regular Board Meeting of June 8, 2011**, with any corrections.
- VII. 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.
- VIII. **Superintendent's Report**
  - A. **Conference Presentations:**
    1. Presentation of Victoria Salinas-Division I Swimmer.
    2. Presentation of District Staffing Updates.
    3. Presentation of Emergency Operations Plan Audit Senate Bill 11 Mandate (2005). **(Booklet)**
    4. Presentation of Allowance/Contingency Fund Change Order. (Hanna HS Water Loop Project – Betterment Fund Change Order #001)

5. Presentation of BISD Museum 2011-2012 schedule of events and budget constraints.  
**(Board Member Request – RA)**

**B. Standing Board Agenda Items:**

6. Board Calendars.

**IX. 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.

**X. Closed Meeting: as pursuant to the Texas Government Code Section: 551.074 & 551.082**

**A. Level III Board Review and Grievance:**

7. Level III Grievance #001/11-12 – Melinda Moreno/Alma Rios/Christina Leal.

**(Board Reconvenes After Closed Meeting)**

8. Board action on Level III Grievance #001/11-12 – Melinda Moreno/Alma Rios/Christina Leal.

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

**XI. Consent Agenda:**

**A. Recommend approval of the following General Function Items:**

9. Recommend approval of the 2011-2012 District Improvement Plan. **(CD)**
10. Recommend approval of the 2011-2012 District Scholastic Chess Program Handbook. **(CD)**
11. Recommend approval of *Choosing the Best* middle school abstinence curriculum materials from Choosing the Best Publishing LLC, Atlanta, Georgia. Items to be purchased and services to be rendered are subject to the District's need and funding.
12. Recommend approval to adopt the proposed policies DEA (Local), DGBA (Local), DPB (Local), and FDA (Local).
13. FNS recommends that the adult lunch meal price be increased to \$3.25 in order to comply with USDA and TDA regulations.

14. Recommend approval to authorize administration to accept the 8<sup>th</sup> Tennis Court at Porter High School as substantially complete.
15. Recommend approval to authorize administration to accept the Porter High School Science Laboratory Wing Addition as substantially complete.
16. Change Order #001 to Amend the Owner/Contractor Agreement with Roth Construction Inc. for the Athletic Buildings at Pace and Porter High Schools.
17. Recommend approval to amend Resolution#018/10-11 to extend the Early Notification of Resignation Plan and reopen the time frame available for employee requests from August 10 to August 31, 2011. This resolution will be available for Certified, Classified, and Special Assignment Personnel.
18. Recommend approval to compensate certified employees for summer supplemental duties under the 2010-2011 compensation plan for the period of July 1 to end of the summer program.
19. Recommend approval to modify paid holidays and vacations under Board Policy DED Local to five (5) paid holidays and five (5) paid vacations to employees assigned to work 244 days and four (4) paid holidays and three (3) paid vacations to Food Service and Transportation employees assigned to work 185-187 days.
20. Discussion, consideration and possible action to name the new Performance Arts Instruction Center after former Hanna Band Director and former Assistant Superintendent for the Fine Arts, RV. **(Board Member Request – RA)**
21. Discussion, consideration and possible action to provide a budget amount to the BISD Museum as recommended by the administration. **(Board Member Request-RA)**
22. Discussion, consideration and possible action regarding classified employees vacation days. **(Board Member Request – MP)**
23. Discussion, consideration and possible action regarding Forensic Auditor time-line. **(Board Member Request – MP)**
24. Discussion, consideration and possible action regarding rescheduling Board Meeting of August 23<sup>rd</sup> to August 30<sup>th</sup>, due to the 23<sup>rd</sup> being 2<sup>nd</sup> day of new school year. **(Board Member Request – MP)**
25. Discussion, consideration and possible action regarding employee grievance procedures. **(Board Member Request – MP)**
26. Discussion, consideration and possible action regarding employee Local Leave Days. **(Board Member Request – MP)**

**B. Recommend approval of the following Payment:**

27. Recommend approval for payment of \$9,145.48 to Walsh, Anderson, Brown, Gallegos and Green, P.C.

28. Recommend approval to pay Gomez Mendez Saenz, Inc. \$10,073.07 (Science Laboratory Additions to Hanna and Porter High Schools); PSI Engineering, Inc. \$810.40 (Science Laboratory Additions to Porter and Hanna High School) for a grand total of \$10,883.47 to be paid from the Science Laboratory Grant Program/Local Maintenance Fund 199.
29. Recommend approval to pay PBK Architects, Inc. \$1,200.00 (Pace and Porter High School Athletic Buildings and Porter High School Tennis Courts) and Roth Construction, Inc. \$32,201.20 (Pace and Porter High School Athletic Buildings and Porter High School Tennis Courts) for a grand total of \$33,401.20 to be paid from Local Maintenance Fund 199.
30. Recommend approval to pay ERO Architects, Inc. \$3,830.66 (Hanna High School Performing Arts Instructional Facility) and Raba-Kistner Consultants, Inc. \$478.50 (Daniel Breeden Elementary School) for a grand total of \$4,309.16 to be paid from Local Maintenance Fund 199/Qualified School Construction Bond Fund 190.
31. Recommend approval to pay the TTIPS Grant Stipend/Financial Incentives in the amount of \$262,500.00 from budgeted 286 funds as incentives to Pace High School certified personnel for the duration of the Pace High School TTIPS grant.

**C. Recommend approval of the following Budget Amendments:**

32. Recommend approval of Budget Amendment #001 in the amount of \$33,877.00 for Fund 312 – Temporary Assistance for Needy Families (TANF). (Carryover Funding)
33. Recommend approval of Budget Amendment #002 in the amount of \$5,828,400.00 for Fund 266 – SFSF (ARRA). (Carryover Funding)
34. Recommend approval of Budget Amendment #003 in the amount of \$143,095.00 for Fund 274 – Gear Up. (Carryover Funding)
35. Recommend approval of Budget Amendment #004 in the amount of \$85,539.00 for Fund 279 – Title II Part D – Technology (ARRA). (Carryover Funding)
36. Recommend approval of Budget Amendment #005 in the amount of \$253,461.00 for Fund 283 – IDEA B Formula (ARRA). (Carryover Funding)
37. Recommend approval of Budget Amendment #006 in the amount of \$53,327.00 for Fund 284 – IDEA B Preschool (ARRA). (Carryover Funding)
38. Recommend approval of Budget Amendment #007 in the amount of \$588,348.00 for Fund 404 – Student Success Initiative Grant (SSI). (Carryover Funding)
39. Recommend approval of Budget Amendment #008 in the amount of \$197,854.00 for Fund 435 – State Deaf. (Carryover Funding)
40. Recommend approval of Budget Amendment #009 in the amount of \$102,397.00 for Fund 497 – THSP Grant. (Carryover Funding)

41. Recommend approval of Budget Amendment #010 in the amount of \$138,565.00 for Fund 404 – Student Success Initiative Grant (SSI). (Additional Funding)
42. Recommend approval of Budget Amendment #011 in the amount of \$23,904.00 for Fund 431 – State Adult Education. (Carryover Funding)
43. Recommend approval of Budget Amendment #012 in the amount of \$15,456.00 for Fund 394 – Life Skills Grant. (Carryover Funding)
44. Recommend approval of Budget Amendment #013 in the amount of \$53,739.00 for Fund 262 – Enhancing Education Thru Technology. (Carryover Funding)
45. Recommend approval of Budget Amendment #014 in the amount of \$1,352,408.00 for Fund 285 – Title I Part A (ARRA). (Carryover Funding)
46. Recommend approval of Budget Amendment #015 in the amount of \$72,131.00 for Fund 204 – Safe & Drug Free Schools. (Carryover Funding)
47. Recommend approval of Budget Amendment #016 in the amount of \$426,368.00 for Fund 261 – Texas Reading First. (Carryover Funding)

**D. Recommend approval of the following Contracts/Agreements:**

48. Recommend approval to continue the Clinical Affiliation Agreement between Valley Baptist Medical Center and Brownsville ISD for Career & Technical Education high school students in the field of Health Science Technology for the 2011-2012, 2012-2013, and 2013-2014 school years. Services to be rendered are subject to the District's needs and funding.
49. Recommend approval to contract with the University of Texas at Brownsville to perform secondary level instruction in Emergency Medical Technician (EMT) Basic Certification Training for students enrolled in the Health Science Technology Practicum I Course district-wide in the amount of \$127,801.10 for the 2011-2012 school year. Services to be rendered are subject to the District's needs and funding.
50. Recommend approval to renew the Memorandum with Communities in Schools, Cameron County Inc., Brownsville, Texas, for Case Management Services for At-Risk students at each of the BISD High Schools for the 2011-2012 school years in the amount not to exceed \$120,000.00 from categorical funds. Services will be rendered subject to the District's needs and funding.
51. Recommend approval to renew contractual agreements with Communities in Schools, Cameron County Inc., Brownsville, Texas, for Case Management Services for students at Southmost Elementary, Besteiro Middle School; and Migrant Students at each of the BISD Middle Schools for the 2011-2012 school year in the amount not to exceed \$154,000.00 from budgeted categorical funds. Services to be rendered are subject to the District's needs and funding.
52. Recommend approval to enter into a District User License Agreement (DULA) with the Region One Education Service Center for membership in the Region One Service Center

Curriculum Collaborative in the amount not to exceed \$350,000.00 for the 2011-2012 school year. Items to be purchased and services to be rendered are subject to the Districts needs and funding.

53. Recommend approval to continue the Memorandum of Understanding between Brownsville ISD and TMC Seasonal Head Start Program to maintain a working procedure among named parties which guides and supports children transitioning into a BISD preschool program.
54. Recommend approval to enter into a Memorandum of Understanding (MOU) with NINOS Head Start to implement a school readiness integration model for eligible Head Start prekindergarten students for the 2011-2012 school year. Services to be rendered are subject to the District's needs and funding.
55. Recommend approval to enter into an Interlocal Agreement with the University of Texas at Austin, [The K-16 Education Center Part of Continuing Education] LUCHA Project for the 2011-2012 school year in the amount of \$145,000.00. Services to be rendered are subject to the District's needs and funding.
56. Recommend approval to enter into a Memorandum of Understanding with United Way of Southern Cameron County and the Brownsville Independent school District to participate in The Texas Community Campaign for School Readiness Project for August 15, 2011 – May 31, 2013.

**E. Recommend approval of the following Bids/Proposals/Purchases:**

57. Recommend approval to accept the negotiated fee for RFQ #11-095 Stand-by Geotechnical Engineering and Construction Materials for the Lopez and Rivera High School Science Laboratory Additions Project from Terracon Consultants, Inc., Pharr, Texas, in the amount not to exceed \$32,990.00 to be paid from Science Laboratory Grant/Local Maintenance Fund 199.

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

**A. PERSONNEL MATTERS:**

58. Presentation of **Retirements/Resignations.**
59. Recommend approval of **probationary contractual personnel** for the 2011-2012 school year – **Assistant Band Director.** Subject to receipt of all outstanding documentation.
60. Recommend approval of **probationary contractual personnel** for the 2011-2012 school year – **Nurse.** Subject to receipt of all outstanding documentation.
61. Recommend approval of **probationary contractual personnel** for the 2011-2012 school year – **Teacher.** Subject to receipt of all outstanding documentation.
62. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Area Assistant Superintendent.** Subject to receipt of all outstanding documentation

63. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Assistant Principal**. Subject to receipt of all outstanding documentation
64. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Assistant Superintendent/Human Resources/Title IX/504**. Subject to receipt of all outstanding documentation.
65. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Assistant Superintendent for Operations**. Subject to receipt of all outstanding documentation.
66. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Chief Financial Officer**. Subject to receipt of all outstanding documentation.
67. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Counselors**. Subject to receipt of all outstanding documentation.
68. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Principals**. Subject to receipt of all outstanding documentation.
69. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Program Specialists**. Subject to receipt of all outstanding documentation.
70. Recommend approval to pay a professional employee (M.F.) for additional assigned Supplemental Duties listed in the 21<sup>st</sup> Century Grant, Cycle 6.
71. Recommend approval to adjust the 2011-2012 annual salary of five (5) professional employees (C.P.), (N.L.G.), (R.L.), (A.G.), (R.P.) that have been administratively reassigned.
72. Recommend approval to pay three (3) professional employees (C.A.M.), (S.P.A.), and (I.G.) for interim assignment duties.
73. Recommend approval to accept the rescinding letter of resignation from a Professional Employee (R.A.) for the 2011-2012 school year.
74. Discussion, consideration and possible action regarding procedures dealing with criminal history background for BISD employees. (**Board Member Request-MP**)
75. Board Self Evaluation.
76. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.

**B. Consultation with Attorney:**

77. Consultation with attorney regarding pending or threatened litigation matters.
  - a. Consultation with attorney regarding privileged communications on employment criminal history requirements.

- b. Discussion and consideration of litigation, including Antonio Juarez vs. BISD, Art Rendon vs. BISD, and BISD vs. HealthSmart.

**C. Real Property:**

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

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- A59–74. Recommend approval on personnel matters discussed in Closed Meeting.

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

- B77. Recommend approval on litigation matters discussed in Closed Meeting.

- C78. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

**XIII. Announcement(s):**

- 79. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, August 23, 2011**, at the Administration Building at 5:30 p.m.

**XIV. Adjournment:**