



# Brownsville Independent School District

## Board Of Trustees

**Regular Board Meeting**  
**November 15, 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 November 15, 2011**, with any corrections/deletions.
- VI.** Recommend approving the **minutes** of the **Regular Board Meeting of August 23, 2011**, with any corrections.
- VII.** Recommend approving the **minutes** of the **Regular Board Meeting of September 6, 2011**, with any corrections.
- VIII.** Recommend approving the **minutes** of the **Regular Board Meeting of September 20, 2011**, with any corrections.
- IX.** 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.
- X. Superintendent's Report**
  - A. Conference Presentations:**
    1. Presentation on monthly report from the BISD Bond Oversight Committee. Bond Oversight Committee Meeting was held on November 3, 2011.

2. Clarification on previous Board action of July 19, August 9, and September 6, 2011 regarding forensic audit services. **(Board Member Request – JC)**

**B. Standing Board Agenda Items:**

3. Board Calendars.

**XI. 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.**

**XII. Consent Agenda:**

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

4. Recommend approval of Resolution #022/11-12 to continue taxation of Goods In Transit that are otherwise exempt from taxation under section 11.253 of Texas Tax Code.
5. Recommend resolution to suspend the portion of Policy EIE (LOCAL) which requires 5<sup>th</sup> and 8<sup>th</sup> graders to meet passing standards on applicable state-mandated assessments for the 2011-2012 school year ONLY.
6. Request approval for Full-Time Equivalent (FTE) for Technology Specialist for the 2011-2012 School Year.
7. Request approval for a Full-Time Equivalent (FTE) for Risk Manager for the 2011-2012 School Year.
8. Discussion, consideration, and possible action regarding amendments to BISD agreement with Forensic Auditor. **(Board Member Request – JC)**
9. Discussion, consideration, and possible action regarding Board Reorganization-President. **(Board Member Request – JC)**
10. Discussion, consideration, and possible action regarding BBE (Legal/Local): Board Member Authority (Access to Information).

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

11. Recommend approval to pay ERO Architects, Inc. \$322.95 (Hanna High School Performing Arts Instructional Facility); Gomez Mendez Saenz, Inc. \$2,306.64 (Brownsville Early College High School); K + Architects, Inc. \$21,109.75 (Porter High School Instructional Facility); D. Wilson Construction \$360,676.05 (Porter High School Instructional Facility); Spawglass Contractors, Inc. \$1,332,857.00 (Hanna High School Performing Arts Instructional Facility); Texas Descon, L.P. \$630,867.00; (Brownsville Academic Center and Brownsville Early College High School) for a grand total of \$2,348,139.39 to be paid from Qualified School Construction Bond Fund 190/Local Maintenance Fund 199.
12. Recommend approval to pay PBK Architects, Inc. \$425.00 (Pace and Porter High School Athletic Buildings and Porter High School Tennis Courts); G & T Paving, LLC \$54,043.20 (Transportation Parking Lot Project, Phase 2) for a grand total of \$54,468.20 to be paid from Local Maintenance Fund 199.
13. Recommend approval to pay Gomez Mendez Saenz, Inc. \$1,582.88 (Lopez and Rivera High School Science Laboratory Additions); Peacock General Contractors, Inc. \$149,404.22 (Lopez And Rivera High School Science Laboratory Additions) for a grand total of \$150,987.10 to be paid from Science Laboratory Grant Program/Local Maintenance Fund 199.

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

14. Recommend approval of Budget Amendment #071 in the amount of \$1,980,708.00 for Fund 286 – ARRA TTIPS for Rivera High School. (Additional Funding)
15. Recommend approval of Budget Amendment #072 in the amount of \$22,404.00 for Fund 206 – McKinney Homeless Youth Program. (Additional Funding)
16. Recommend approval of Budget Amendment #073 in the amount of \$50,000.00 for Fund 265 – Texas 21<sup>st</sup> Century Community Learning Centers, Cycle 6, Year 3. (Reallocation)

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

17. Recommend approval to enter into contract between Brownsville ISD and Abriendo Puertas, Parental Communications Initiative, Inc. in the amount \$30,000.00 (Title I, Part A Funds) for the 2011-2012 school year.
18. Recommend approval to enter into contract with Region XIII for TTIPS grant services as required by TEA for the 2011-2012 school year. Services are subject to grant requirements and district's needs and funding.

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

19. Recommend to extend Bid #11-061 Sheet Metal & Installation District-wide for three months to expire on February 2012 to several vendors.
20. Recommend to extend Bid #11-062 Plumbing Service Work District-wide for three months to expire on February 2012 to several vendors.

21. Recommend to extend Bid #11-069 Recyclable Scrap Metal & Waste Material (Reverse Bid) District-wide for three months to expire on February 2012 to several vendors.
22. Recommend awarding Bid #12-033 Roofing Maintenance District-wide to several vendors. (Annual Bid)
23. Recommend awarding Bid #12-053 Furniture District-wide to several vendors. (Annual Bid)
24. Recommend awarding Bid #12-054 Awards for Honor and Graduation Students District-wide to several vendors. (Annual Bid)
25. Recommend awarding Bid #12-055 Reconditioning of Helmets and Shoulder Pads Repair District-wide to several vendors. (Annual Bid)
26. Recommend awarding Bid #12-056 Music Supplies and Materials District-wide to several vendors. (Annual Bid)
27. Recommend awarding Bid #12-057 Printed Music District-wide to several vendors and cast lots for items #9, #11, #25 and #26 of said bid. (Annual Bid)
28. Recommend awarding Bid #12-058 Aquatic Center Chemicals, Services and Maintenance Equipment District-wide to several vendors. (Annual Bid)
29. Recommend awarding Bid #12-059 Weight Training Room Equipment District-wide to several vendors. (Annual Bid)
30. Recommend awarding Bid #12-060 Charter Bus Services District-wide to several vendors. (Annual Bid)
31. Recommend awarding Bid #12-061 Art Supplies and Equipment District-wide to several vendors. (Annual Bid)
32. Recommend awarding Bid #12-062 Medical Supplies and Equipment District-wide to several vendors. (Annual Bid)
33. Recommend awarding Bid #12-063 Paving Service Work District-wide to several vendors. (Annual Bid)
34. Recommend awarding Bid #12-064 Irrigation and Landscaping Services, Supplies and Materials District-wide to several vendors. (Annual Bid)
35. Recommend awarding Bid #12-065 Glazing Supplies and Materials District-wide to several vendors. (Annual Bid)
36. Recommend awarding Bid #12-066 Energy Management Systems District-wide, Carrier Brand, to Automated Logic, Universal City, Texas. (Annual Bid)

37. Recommend awarding Bid #12-068 Oxygen, Acetylene and Welding Supplies to several vendors. (Annual Bid)
38. Recommend awarding Bid #12-071 Roofing Supplies and Materials District-wide to several vendors. (Annual Bid)
39. Recommend awarding Bid #12-075 Inspection of Exhaust Hood Suppression System for Food and Nutrition Service Cafeterias to several vendors.

**XIII. 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 – **Teachers**. Subject to receipt of all outstanding documentation.
42. Recommend approval of **term – chapter 21 contractual personnel** for the 2011-2012 school year – **Facilitator**. Subject to receipt of all outstanding documentation.
43. Discussion and consideration to name and publish the sole finalist for the position of Superintendent of Schools of Brownsville Independent School District and any related actions. (**Board Member Request – EE**)
44. Board Self Evaluation.
45. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.

**B. Consultation with Attorney/Lead Internal Auditor:**

46. Consultation with attorney regarding pending or threatened litigation matters.
  - a. Discussion and consideration regarding BISSD vs. HealthSmart.
  - b. Discussion and consideration regarding potential claim by Hector Gonzales.
  - c. Discussion and consideration regarding Antonio Juarez vs. BISSD.
  - d. Discussion and consideration regarding Special Education Case Docket No. 014-SE-0911, Before the Texas Education Agency.
47. Consultation with Lead Internal Auditor regarding pending or threatened litigation matters.

**C. Real Property:**

48. Discussion of possible acquisition or sale of Real Property.

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- A41–42. Recommend approval on personnel matters discussed in Closed Meeting.
43. Discussion, consideration, and possible action to name and publish the sole finalist for the position of Superintendent of Schools of Brownsville Independent School District and any related actions. **(Board Member Request – EE)**
45. Discussion, consideration, and possible action regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.
- B46. Recommend approval on litigation matters discussed in Closed Meeting.
- a. Discussion, consideration and possible action regarding BISD vs. HealthSmart.
- b. Discussion, consideration and possible action regarding potential claim by Hector Gonzales.
- c. Discussion, consideration and possible action regarding Antonio Juarez vs. BISD.
- d. Discussion, consideration, and possible action regarding Special Education Case Docket No. 014-SE-0911, Before the Texas Education Agency.
47. Recommend approval on consultation with Lead Internal Auditor discussed in Closed Meeting.
- C48. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

**XIV. Announcement(s):**

49. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, December 6, 2011**, at the Administration Building at 5:30 p.m.

**XV. Adjournment:**