



# Brownsville Independent School District

## Board Of Trustees

**Regular Board Meeting**  
**August 21, 2012**  
**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 August 21, 2012**, with any corrections/deletions.
- VI.** 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.
- VII. Superintendent's Report**
  - A. Conference Presentations:**
    1. Recognition of the Brownsville Pony Baseball Team (13/14 Pony Division) that captured the Sectional and Regional Championship Title and advanced to South Zone Competition. **(Board Member Request – Minerva Pena)**
    2. Recognition of the Brownsville Pony Baseball Team (16/17/18/19 Colt/Palomino Division) who recently captured the Sectional, Regional and South Zone Championship Title and advanced to the Colt/Palomino World Series in California. **(Board Member Request – MP)**
    3. Recognition of student participation (Santiago Adrian Garcia, Oliveira Middle School and Julie Lucio, Vela Middle School) whom were selected to represent the State of

Texas and to play against the top golf athletes from Mexico. **(Board Member Request-CPG)**

4. TX 21<sup>st</sup> Century Program Golden ACE Prime Award.
5. Presentation of contract with the Region One Service Center for the Texas Education Service Center Curriculum Collaborative.
6. Presentation of Employee Handbook for 2012-2013 school year. (Booklet/CD)
7. Presentation of Brownsville Independent School District Financial Report for the period ended May 31, 2012.
8. Presentation of the Brownsville Independent School District Financial Report for the period ended June 30, 2012.
9. Presentation of the Brownsville Independent School District Quarterly Investment Report for the period ended June 30, 2012. (Booklet)
10. Presentation of the Brownsville Independent School District Quarterly Consultant Report for the Fourth Quarter of Fiscal Year 2011-2012.
11. Presentation of reporting of fees paid to cooperatives, including membership, management, and transaction fees for fiscal year 2012-2013.
12. Presentation by the top two (2) ranked Financial Advisory firms.

**B. Standing Board Agenda Items:**

13. Board Calendars.

**VIII. 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.

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

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

14. Level III Grievance #001/12-13 – Kenneth J. Lieck (CD).
15. Level III Grievance #004/12-13 – Sandra Powers (CD).

**(Board Reconvenes After Closed Meeting)**

16. Board action on Level III Grievance #001/12-13 – Kenneth J. Lieck.
17. Board action on Level III Grievance #004/12-13 – Sandra Powers.

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

**X. Consent Agenda:**

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

18. Recommend approval for an Official Notice and Order of the Brownsville Independent School District Trustee Election to be held Tuesday, November 6, 2012.
19. Recommend approval of the 2012-2013 Employee Compensation Plan. (Booklet)
20. Recommend approval to authorize administration to accept the Lopez High School Science Laboratory Project as substantially complete.
21. Recommend approval of Resolution No. 001/12-13 for the Brownsville Independent School District to participate in described purchasing programs of the Texas Cooperative Purchasing Network (Region IV Education Service Center) for the 2012-2013 school year.
22. Recommend approval of Resolution No. 002/12-13 for the Brownsville Independent School District to participate in described purchasing programs of the TASB for the 2012-2013 school year.
23. Recommend approval of Resolution No. 003/12-13 for the Brownsville Independent School District to participate in described purchasing programs of the Texas Comptroller of Public Accounts for the 2012-2013 school year.
24. Recommend approval of Resolution No. 004/12-13 for the Brownsville Independent School District to participate in described purchasing programs of the Houston-Galveston Area Council Cooperative Purchasing Programs for the 2012-2013 school year.
25. Recommend approval of Resolution No. 005/12-13 for the Brownsville Independent School District to participate in the U.S. Communities purchasing programs for the 2012-2013 school year.
26. Recommend approval of Resolution No. 006/12-13 for the Brownsville Independent School District to participate in described purchasing programs of the Region One-Purchasing Co-Op (ROCP) for the 2012-2013 school year.
27. Recommend approval of Resolution No. 007/12-13 for the Brownsville Independent School District to participate in the Region One Education Service Center Library Resources, Edinburg, Texas, Library Services and Media Cooperative Program for the

2012-2013 school year, services to be rendered and items to be purchased are subject to the District's needs and funding.

28. Recommend approval of Resolution No. 008/12-13 to enable the Brownsville Independent School District Food and Nutrition Service Department to participate in the purchasing programs through Region I Education Service Center Child Nutrition Program-South Texas Cooperative during the 2012-2013 school year.
29. Recommend approval of Resolution No. 009/12-13 for the Brownsville Independent School District to participate in described purchasing program of the Region VIII Education Service Center (ESC8) (TIPS) for the 2012-2013 school year.
30. Recommend approval of Resolution No. 010/12-13 for the Brownsville Independent School District to participate in the Harris County Department of Education Cooperative programs for the 2012-2013 school year.
31. Recommend approval of Resolution No. 011/12-13 for the Brownsville Independent School District to participate in described purchasing program of the Cooperative Purchasing Agreement with City of Fort Worth.
32. Discussion, consideration and possible action to endorse Ms. Gloria Santillan Casas to the TASB Board of Directors. **(Board Member Request – EE)**

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

33. Recommend approval to pay Phi Service Agency, Inc. \$13,681.50 (Brownsville Academic Center, and the Brownsville Early College High Schools) to be paid from Qualified School Construction Bond Fund 190/Local Maintenance Fund 199.
34. Recommend approval to pay Gomez Mendez Saenz, Inc. \$7,281.20 (Science Laboratory Project at Lopez and Rivera High School) and Peacock General Contractor, Inc. \$181,135.07 (Science Laboratory Project at Lopez and Rivera High Schools) for a grand total of \$188,416.27 to be paid from Science Laboratory Grant Program/Local Maintenance Fund 199.

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

35. Recommend approval of Budget Amendment #011 in the amount of \$445,360.00 for Fund 101 – Food Services. (Carryover Purchase Order Budget) (Booklet)
36. Recommend approval of Budget Amendment #012 in the amount of \$250,249.00 for Fund 162 – State Compensatory. (Carryover Purchase Order Budget) (Booklet)
37. Recommend approval of Budget Amendment #013 in the amount of \$57,492.00 for Fund 165 - Athletics. (Carryover Purchase Order Budget) (Booklet)
38. Recommend approval of Budget Amendment #014 in the amount of \$1,011,838.00 for Fund 190 – QSCB – Capital Projects. (Carryover Purchase Order Budget) (Booklet)
39. Recommend approval of Budget Amendment #015 in the amount of \$1,937,518.00 for Fund 199 Local Maintenance. (Carryover Purchase Order Budget) (Booklet)

40. Recommend approval of Budget Amendment #016 in the amount of \$164,231.00 for Fund 211 – Title I – Part A. (Carryover Purchase Order Budget) (Booklet)
41. Recommend approval of Budget Amendment #017 in the amount of \$6,307.00 for Fund 164 – State Vocational. (Carryover Purchase Order Budget) (Booklet)
42. Recommend approval of Budget Amendment #018 in the amount of \$9,495.00 for Fund 265 – 21<sup>st</sup> Century Grant . (Carryover Purchase Order Budget) (Booklet)
43. Recommend approval of Budget Amendment #019 in the amount of \$354.00 for Fund 274 – Gear Up . (Carryover Purchase Order Budget) (Booklet)
44. Recommend approval of Budget Amendment #020 in the amount of \$97,524.00 for Fund 276 – Texas Title I Priority Schools (TTIPS). (Carryover Purchase Order Budget) (Booklet)
45. Recommend approval of Budget Amendment #021 in the amount of \$258,227.00 for Fund 286 – Texas Title I Priority Schools (TTIPS –ARRA). (Carryover Purchase Order Budget) (Booklet)
46. Recommend approval of Budget Amendment #022 in the amount of \$1,156.00 for Fund 289 – Other Federal Funded Programs. (Carryover Purchase Order Budget) (Booklet)
47. Recommend approval of Budget Amendment #023 in the amount of \$3,139.00 for Fund 397 – AP-IB Campus Awards. (Carryover Purchase Order Budget) (Booklet)
48. Recommend approval of Budget Amendment #024 in the amount of \$255,788.00 for Fund 429 – Other State Funded Programs. (Carryover Purchase Order Budget) (Booklet)
49. Recommend approval of Budget Amendment #025 in the amount of \$111,342.00 for Fund 634 – Capital Projects – District Wide Upgrades/Renovations. (Carryover Purchase Order Budget) (Booklet)
50. Recommend approval of Budget Amendment #026 in the amount of \$7,337,947.00 for Fund 211 – Title I Part A. (Carryover Budget)
51. Recommend approval of Budget Amendment #027 in the amount of \$546,943.00 for Fund 212 – Title I Part C – Migrant Education. (Carryover Budget)
52. Recommend approval of Budget Amendment #028 in the amount of \$5,610,801.00 for Fund 224 – IDEA B Formula. (Carryover Budget)
53. Recommend approval of Budget Amendment #029 in the amount of \$232,853.00 for Fund 263 – Title III Part A-Limited English Proficiency. (Carryover Budget)
54. Recommend approval of Budget Amendment #030 in the amount of \$119,706.00 for Fund 274 – Gear Up. (Carryover Budget)
55. Recommend approval of Budget Amendment #031 in the amount of \$2,251,746.00 for Fund 276 – TITLE I TTIPS. (Carryover Budget)

56. Recommend approval of Budget Amendment #033 in the amount of \$1,618,381.00 for Fund 287 – Education Jobs Fund. (Carryover Budget)
57. Recommend approval of Budget Amendment #034 in the amount of \$2,301.00 for Fund 340 – IDEA C. (Carryover Budget)
58. Recommend approval of Budget Amendment #035 in the amount of \$1,151,803.00 for Fund 410 – Instructional Materials Fund. (Carryover Budget)
59. Recommend approval of Budget Amendment #036 in the amount of \$24,425.00 for Fund 431 – State Adult Education. (Carryover Budget)
60. Recommend approval of Budget Amendment #037 in the amount of \$70,206.00 for fund 435 – State Deaf. (Carryover Budget)

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

61. Recommend approval to renew Region One Education Service Center Renewal in the amount not to exceed \$345,000.00 for the 2012-2013 school year. Items to be purchased and services rendered are subject to the district’s need and funding.
62. Recommend approval to enter into an agreement with the Magic Valley Electric Cooperative, Inc., Mercedes, Texas, to grant an Electrical Utility Easement for Rivera High School as described on the utility easement document.
63. Recommend approval to enter into an agreement with the Magic Valley Electric Cooperative, Inc., Mercedes, Texas, to grant an Electrical Utility Easement for Lopez High School as described on the utility easement document.
64. Recommend approval to enter into a Memorandum of Understanding with Brownsville’s Community Service Centers and neighboring School Districts to provide Adult Basic Education/General Educational Development and English as Second Language classes for the 2012-2013 school year at no cost to the District.
65. Recommend approval to authorize the Superintendent to sign the contract for Supplemental Education Services to various state-approved SES providers in the amount not to exceed \$2,600,000.00 from Fund 211 – Title I, Part A for the 2012-2013 academic school year. Services to be rendered are subject to the District’s needs and funding.

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

66. Discussion, consideration and possible action on awarding RFP #12-103 for Financial Advisory Services, from the firm meeting the qualifications and needs of the Brownsville Independent School District, for Fiscal Year 2012-2013 with an option to renew, annually for up to three (3) years from award.
67. Recommend awarding Bid #13-001 General Merchandise District-wide to several vendors. (Annual Bid)
68. Recommend awarding Bid #13-002 Groceries and Supplies District-wide to several vendors. (Annual Bid)

69. Recommend awarding Bid #13-003 Incentive, Participation and Achievement Awards for Employees, Parents and Students District-wide to several vendors. (Annual Bid)
70. Recommend awarding Bid #13-004 First Aid Kit for School Buses District-wide to C & S Safety Supply, McAllen, TX. (Annual Bid)
71. Recommend awarding Bid #13-005 Training Room Supplies and Equipment District-wide to several vendors. (Annual Bid)
72. Recommend awarding Bid #13-006 Physical Education and CATCH Supplies and Materials District-wide to several vendors. (Annual Bid)
73. Recommend awarding Bid #13-007 Contracted Sign Language Interpreters District-wide to several vendors. (Annual Bid)
74. Recommend awarding Bid #13-008 Contracted Orientation and Mobility Specialist District-wide to several vendors. (Annual Bid)
75. Recommend awarding Bid #13-009 Contracted Speech Therapists, Speech Pathologists, Occupational Therapists, Physical Therapists, and Licensed Specialist in School Psychology district-wide to several vendors. (Annual Bid)
76. Recommend awarding Bid #13-010 Special Education Supplies and Equipment District-wide to several vendors. (Annual Bid)
77. Recommend awarding Bid #13-011 Band Instrument Repair Parts and Supplies District-wide to several vendors. (Annual Bid)
78. Recommend awarding Bid #13-012 Contract Services for Armored Car District-wide to Rochester Armored Car Co., Omaha, Nebraska. (Annual Bid)
79. Recommend awarding Bid #13-013 Rental Trucks District-wide to Magic Time Uhaul, Brownsville, Texas. (Annual Bid)
80. Recommend awarding Bid #13-015 Contract Services for Cold Storage for Food and Nutrition Service to Tex-Mex Cold Storage, Brownsville, Texas. (Annual Bid)
81. Recommend awarding Bid #13-017 Fire Extinguisher Services and Materials District-wide to several vendors. (Annual Bid)
82. Recommend awarding Bid #13-018 Asbestos and Mold Abatement Contractor Services District-wide to R.L. Abatement, Weslaco, Texas. (Annual Bid)
83. Recommend awarding Bid #13-019 Paint Supplies District-wide to several vendors. (Annual Bid)
84. Recommend awarding Bid #13-020 Science Supplies and Materials District-wide to several vendors. (Annual Bid)

85. Recommend awarding Bid #13-021 Handheld Calculators and Accessories District-wide to several vendors. (Annual Bid)
86. Recommend awarding Bid #13-022 Live Organisms for the Elementary Science Full Option Science System (FOSS) Program District-wide to several vendors. (Annual Bid)
87. Recommend awarding Bid #13-023 Guidance and Counseling Education Program Supplies and Materials District-wide to several vendors. (Annual Bid)
88. Recommend awarding Bid #13-024 Preventive Maintenance and Repair for Vehicle Equipment District-wide to several vendors and cast lots for items #10, #11, #12, #13, #34, #56, #57, #58 and #59 of said bid. (Annual Bid)
89. Recommend awarding Bid #13-025 Building Supplies and Materials District-wide to several vendors. (Annual Bid)
90. Recommend awarding Bid #13-026 Motor Oil and Automotive Fluids District-wide to several vendors. (Annual Bid)
91. Recommend awarding Bid #13-027 Fumigation/Extermination Services and Materials District-wide to Big M Pest Control, Ingleside, Texas. (Annual Bid)
92. Recommend awarding Bid #13-028 Electrical Supplies and Materials District-wide to several vendors. (Annual Bid)
93. Recommend awarding Bid #13-029 Air Conditioning Filters and Frames District-wide to several vendors. (Annual Bid)
94. Recommend awarding Bid #13-030 Electrical Contractor Services District-wide to several vendors. (Annual Bid)
95. Recommend awarding Bid #13-031 Fire Alarm Services District-wide to several vendors. (Annual Bid)

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

**A. PERSONNEL MATTERS:**

96. Presentation of **Resignations**.
97. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Assistant Principals**. Subject to receipt of all outstanding documentation.
98. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Coordinator for Assessment and Planning**. Subject to receipt of all outstanding documentation.
99. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Defense Coordinator**. Subject to receipt of all outstanding documentation.



100. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Facilitator**. Subject to receipt of all outstanding documentation.
101. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Site Coordinators for 21<sup>st</sup> Century Program**. Subject to receipt of all outstanding documentation.
102. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Teachers**. Subject to receipt of all outstanding documentation.
103. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Testing Coordinator**. Subject to receipt of all outstanding documentation.
104. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **T.T.I.P.S Project Coordinator**. Subject to receipt of all outstanding documentation.
105. Recommend approval of **probationary contractual personnel** for the 2012-2013 school year – **Wellness Coordinator**. Subject to receipt of all outstanding documentation.
106. Recommend approval of **term – chapter 21 contractual personnel** for the 2012-2013 school year – **Counselors**. Subject to receipt of all outstanding documentation.
107. Board Self Evaluation.
108. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Superintendent.

**B. Consultation with Attorney:**

109. Consultation with attorney regarding pending or threatened litigation matters.
  - a. Consider settlement regarding Special Education Case Docket No. 317-SE-0712, Before the Texas Education Agency.
  - b. Discussion and consideration regarding threatened or pending litigation, including lawsuits by Hector Gonzalez and Antonio Juarez, and the status of settlement negotiations or settlement proposals.

**C. Real Property:**

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

**(BOARD RECONVENES AFTER CLOSED MEETING)**

A97–106. Recommend approval on personnel matters discussed in Closed Meeting.

108. Discussion, consideration, and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.

B109. Recommend approval on litigation matters discussed in Closed Meeting.

- a. Discussion, consideration and possible action, settlement regarding Special Education Case Docket No. 317-SE-0712, Before the Texas Education Agency.

- b. Discussion, consideration and possible action regarding threatened or pending litigation, including lawsuits by Hector Gonzalez and Antonio Juarez, and the status of settlement negotiations or settlement proposals.

C110. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

**XII. Announcement(s):**

- 111. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, September 4, 2012**, at the Administration Building at 5:30 p.m.

**XIII. Adjournment:**