



# Brownsville Independent School District

## Board Of Trustees

**Regular Board Meeting**  
**August 20, 2013**  
**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 20, 2013**, 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.

**(All presentations limited to five (5) minutes)**

## **VII. Superintendent's Report**

### **A. Conference Presentations:**

- 1. Recognition of Dr. Christina Saavedra for serving on the Brownsville Independent School District Board of Trustee Position 1 – November 2010 through August 6, 2013.
- 2. Recognition of Texas 21<sup>st</sup> Century Community Learning Centers Program ACE Awards.
- 3. District-wide Attendance Initiatives.
- 4. Recognition of Business of the Year Award - Rivera High School.

5. Presentation of the Brownsville Independent School District Quarterly Investment Report for the period ended June 30, 2013. (Booklet)
6. Presentation of the Brownsville Independent School District Quarterly Consultant Report for the Fourth Quarter of Fiscal Year 2013-2014.
7. Presentation of the Brownsville Independent School District Financial Report for the period ended June 30, 2013.
8. Reporting of fees paid to Cooperatives, including membership, management and transaction fees for fiscal year 2012-2013.
9. Presentation of proposed vehicle purchases district-wide for fiscal year 2013-2014.

**B. Standing Board Agenda Items:**

10. 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. Open Hearing: Grievant has requested an open hearing pursuant to Board Policy DGBA Local.**

**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 and consult with their attorney.**

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

11. Discussion and consideration regarding the Level III Grievance No. 001/13-14 on Mr. Luis Arias.
12. Board action regarding the Level III Grievance No. 001/13-14 on Mr. Luis Arias.

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

**Board policy BE (Local) and Robert's Rules limits debate to two opportunities. A Trustee may debate a motion for two minutes on the first speaking opportunity and one minute on the second opportunity.**

**X. Consent Agenda:**

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

13. Discussion, consideration and possible action for Brownsville Independent School joining United Brownsville as one of its educational partners.
14. Recommend approval to adopt the Employee Handbook for the 2013-2014 school year. (Booklet)
15. Recommend approval of the Annual Review Statement of Investment Policy and Strategies in accordance with the Public Funds Investment Act, Texas Government Code, Section 2256.005(e).
16. Recommend approval of Resolution No. 001/13-14 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 2013-2014 school year.
17. Recommend approval of Resolution No. 002/13-14 for the Brownsville Independent School District to participate in the described purchasing programs of the TASB for the 2013-2014 school year.
18. Recommend approval of Resolution No. 003/13-14 for the Brownsville Independent School District to participate in described purchasing programs of the Texas Comptroller of Public Accounts for the 2013-2014 school year.
19. Recommend approval of Resolution No. 004/13-14 for the Brownsville Independent School District to participate in described purchasing programs of the Houston-Galveston Area Council Cooperative Purchasing Programs for the 2013-2014 school year.
20. Recommend approval of Resolution No. 005/13-14 for the Brownsville Independent School District to participate in the U.S. Communities purchasing programs for the 2013-2014 school year.
21. Recommend approval of Resolution No. 009/13-14 for the Brownsville Independent School District to participate in described purchasing programs of the Region VIII Education Service Center (ESC8) (TIPS) for the 2013-2014 school year.
22. Recommend approval of Resolution No. 010/13-14 for the Brownsville Independent School District to participate in the Harris County Department of Education Cooperative programs for the 2013-2014 school year.
23. Recommend approval of Resolution No. 011/13-14 for the Brownsville Independent School District to participate in described purchasing programs of the Cooperative Purchasing Agreement with City of Fort Worth.
24. Recommend approval of Resolution No. 012/13-14 for the Brownsville Independent School District to participate in the Region XI Education Service Center Multimedia Regional Library Consortium, Multi-Regional Library Automation Program- "MrLIBS" (located at 3001 N. Freeway Fort Worth Texas 76106) for the 2013-2014 school year,

services to be rendered and items to be purchased subject to the District's needs and funding.

25. Discussion, consideration and possible action to observe Memorial Day – May 26, 2014 as a holiday and change the BISD 2013 – 2014 Instructional Calendar. (**Board Member Request – OP**)

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

26. Recommend approval to pay Amtech Building Sciences, Inc. \$3,250.00 (Re-roofing Project at Morningside Elementary School); Circle Industries, Inc. \$59,794.00 (Fire Alarm Upgrades to Garcia Middle School, Vermillion Elementary School and Russell Elementary School and Media Center); Rio Roofing, Inc. \$135,042.50 (Re-roofing Project at Morningside Elementary School); Texas Air Company Inc. \$121,805.01 (HVAC Upgrades at Aiken Elementary School and Lucio Middle School for a grand total of \$319,891.51 to be paid from Capital Project Fund 634/Local Maintenance Fund 199.

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

27. Recommend approval of Budget Amendment #023 in the amount of \$271,464.00 for Fund 286 – Texas Title I Priority School Grant. (Additional Funding)
28. Recommend approval of Budget Amendment #024 in the amount of \$14,202.00 for Fund 101 – Food Services. (Carryover Purchase Order Budget) (Booklet)
29. Recommend approval of Budget Amendment #025 in the amount of \$6,038.00 for Fund 164 – State Vocational. (Carryover Purchase Order Budget) (Booklet)
30. Recommend approval of Budget Amendment #026 in the amount of \$13,516.00 for Fund 165 – Athletics. (Carryover Purchase Order Budget) (Booklet)
31. Recommend approval of Budget Amendment #027 in the amount of \$197,964.00 for Fund 190 – QSCB (Capital Projects). (Carryover Purchase Order Budget) (Booklet)
32. Recommend approval of Budget Amendment #028 in the amount of \$1,163,370.00 for Fund 198 – Medical Reimbursement (SHARS). (Carryover Purchase Order Budget) (Booklet)
33. Recommend approval of Budget Amendment #029 in the amount of \$850,664.00 for Fund 199 – Local Maintenance. (Carryover Purchase Order Budget) (Booklet)
34. Recommend approval of Budget Amendment #030 in the amount of \$597,112.00 for Fund 211 – Title I (Part A). (Carryover Purchase Order Budget) (Booklet)
35. Recommend approval of Budget Amendment #031 in the amount of \$1,105.00 for Fund 263 – English Language Acquisition. (Carryover Purchase Order Budget) (Booklet)
36. Recommend approval of Budget Amendment #032 in the amount of \$24,809.00 for Fund 265 – 21<sup>st</sup> Century Grant. (Carryover Purchase Order Budget) (Booklet)

37. Recommend approval of Budget Amendment #033 in the amount of \$6,649.00 for Fund 276 – Texas Title I Priority Schools (TTIPS). (Carryover Purchase Order Budget) (Booklet)
38. Recommend approval of Budget Amendment #034 in the amount of \$44,870.00 for Fund 286 – Texas Title Priority Schools (TTIPS-ARRA). (Carryover Purchase Order Budget) (Booklet)
39. Recommend approval of Budget Amendment #035 in the amount of \$510.00 for Fund 289 – Other Federal Funded Programs. (Carryover Purchase Order Budget) (Booklet)
40. Recommend approval of Budget Amendment #037 in the amount of \$1,761,391.00 for Fund 634 – Capital Projects (District Wide Upgrades/Renovations). (Carryover Purchase Order Budget) (Booklet)
41. Recommend approval of Budget Amendment #038 in the amount of \$1,450,000.00 for Fund 199 – Local Maintenance Fund. (Designated Fund Balance)

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

42. Recommend approval of Resolution No. 006/13-14 for the Brownsville Independent School District to participate in described purchasing programs of the Region One Purchasing Co-Op (ROCP) for the 2013-2014 school year.
43. Recommend approval of Resolution No. 007/13-14 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 2013-2014 school year. Services to be rendered and items to be purchased subject to the District's needs and funding.
44. Recommend approval of Resolution No. 008/13-14 to enable the Brownsville Independent School District Food and Nutrition Service Department to participate in the purchasing programs through Region 1 Education Service Center Child Nutrition Program-South Texas Cooperative during the 2013-2014 school year.
45. 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 2013-2014 school year at no cost to the District.
46. Recommend approval to enter into a Memorandum of Understanding between Brownsville I.S.D. and Tropical Texas Behavioral Health, Edinburg, Texas for mental health services for the 2013-2014 school year. Services are to be rendered at no cost to the District.
47. Recommend approval to update information to current agreement with Texas Department of Public Safety for release of applicant and/or employee driving records at no cost to the District.
48. Recommend approval to enter into a Memorandum of Understanding with Texas A & M University. Memorandum of Understanding period is August 2013 to July 2017.

49. Recommend approval to renew Psychological Software Solution Review360 for the district's RtI behavior management program in the amount not to exceed \$157,972.00 from budgeted categorical funds for the 2013-2014 school year ending August 2014. Services to be rendered are subject to the District's needs and funding. (Sole Source)
50. Recommend approval of the Municipal Youth Ambassador Program Memorandum of Understanding between the City of Brownsville and the Brownsville Independent School District.
51. 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 Memorandum of Understanding period is August 21, 2013 to June 30, 2016.
52. Recommend approval to authorize the Superintendent to sign the agreement between Brownsville ISD and RGV LEAD, Inc.
53. Recommend approval of the Graduate Practicum/Internship Collaborative Agreement between the University of Texas at Brownsville (UTB) and Brownsville Independent School District.
54. Recommend approval of the Clinical Teaching Collaborative Agreement between the University of Texas Brownsville (UTB) and Brownsville Independent School District.
55. Recommend approval to enter into an Inter-local Agreement with the University of Texas at Austin, [The K-16 Education Center part of Continuing Education] LUCHA Project for the 2013-2014 school year in the amount of \$140,000.00. Services to be rendered subject to the District's needs and funding.

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

56. Recommend awarding Bid #14-001 General Merchandise District-wide to several vendors. (Annual Bid)
57. Recommend awarding Bid #14-002 Groceries and Supplies District-wide to several vendors. (Annual Bid)
58. Recommend awarding Bid #14-003 Electrical Supplies and Materials District-wide to several vendors and cast lots for item #5 of said bid. (Annual Bid)
59. Recommend awarding Bid #14-005 Asbestos and Mold Abatement Contractor Services District-wide to several vendors. (Annual Bid)
60. Recommend awarding Bid #14-006 Electrical Contractor Services District-wide to GRM Services, Brownsville, Texas. (Annual Bid)
61. Recommend awarding Bid #14-007 Building Supplies and Materials District-wide to several vendors. (Annual Bid)
62. Recommend awarding Bid #14-008 Paint Supplies District-wide to several vendors and cast lots for item 16 of said bid. (Annual Bid)

63. Recommend awarding Bid #14-009 Air Filters and Frames District-wide to several vendors. (Annual Bid)
64. Recommend awarding Bid #14-010 Fire Extinguisher Services and Materials District-wide to several vendors and cast lots for items #2, #16, #17 and #18 of said bid. (Annual Bid)
65. Recommend awarding Bid #14-011 Fumigation/Extermination Services and Materials District-wide to several vendors. (Annual Bid)
66. Recommend awarding Bid #14-012 Preventive Maintenance and Repair for School Buses and Fleet/Support Vehicles District-wide to several vendors and cast lots for items #26 and #34 of said bid.
67. Recommend awarding Bid #14-013 Motor Oil and Automotive Fluids District-wide to several vendors and cast lots for item #7 of said bid. (Annual Bid)
68. Recommend awarding Bid #14-014 Incentive, Participation and Achievement Awards for Employees, Parents and Students District-wide to several vendors and cast lots for items #6, #7, #9 and #14 for said bid. (Annual Bid)
69. Recommend awarding Bid #14-015 Contracted Orientation and Mobility Specialist District-wide to several vendors. (Annual Bid)
70. Recommend awarding Bid #14-016 Contracted Sign Language Interpreters District-wide to several vendors. (Annual Bid)
71. Recommend awarding Bid #14-017 Special Education Supplies and Equipment District-wide to several vendors. (Annual Bid)
72. Recommend awarding Bid #14-018 Contracted Speech Therapist, Speech Pathologist, Occupational Therapist, Physical Therapists and Licensed Specialist in School Psychology (LSSP) District-wide to several vendors. (Annual Bid)
73. Recommend awarding Bid #14-019 Live Organisms for the Elementary Science Full Option Science System (FOSS) Program District-wide to several vendors. (Annual Bid)
74. Recommend awarding Bid #14-020 Science Supplies and Materials District-wide to several vendors. (Annual Bid)
75. Recommend awarding Bid #14-021 Handheld Calculators and Accessories District-wide to several vendors. (Annual Bid)
76. Recommend awarding Bid #14-022 Contract Services for Armored Car District-wide to Rochester Armored Car Co., Omaha, Nebraska. (Annual Bid)
77. Recommend awarding Bid #14-023 Training Room Supplies and Equipment District-wide to several vendors. (Annual Bid)
78. Recommend awarding Bid #14-024 First Aid Kit for School Buses District-wide to several vendors. (Annual Bid)

79. Recommend awarding Bid #14-025 Physical Education and CATCH Supplies and Materials District-wide to several vendors. (Annual Bid)
80. Recommend awarding Bid #14-027 Guidance and Counseling Education Program Supplies and Materials District-wide to several vendors. (Annual Bid)
81. Recommend awarding Bid #14-028 Rental Trucks District-wide to Magic Time Uhaul, Brownsville, Texas. (Annual Bid)
82. Recommend awarding Bid #14-029 Band Instrument Repair Parts and Supplies District-wide to several vendors. (Annual Bid)
83. Recommend to renew RFP #12-042 Third Party Administrative (TPA) Services for the Self-Funded Group Health Plan to Blue Cross Blue Shield of Richardson, Texas for the 2013-2014 plan year.
84. Recommend awarding RFQ #14-004 Annual RFQ for Texas Consulting to provide Indoor Air Quality Sample Collection/Analysis/Reporting for Asbestos Abatement Services to ACI Environmental Consultants, ERC Environmental Consultants, Inc. and Terracon Consultants, Inc. on a project by project basis. (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:**

85. Recommend approval of **probationary contractual personnel** for the 2013-2014 school year – **Librarian**. Subject to receipt of all outstanding documentation.
86. Recommend approval of **probationary contractual personnel** for the 2013-2014 school year – **Teacher**. Subject to receipt of all outstanding documentation.
87. Recommend approval of **non-chapter 21 contractual personnel** for the 2013-2014 school year – **Athletic Trainers**. Subject to receipt of all outstanding documentation.
88. Recommend approval of **non-chapter 21 contractual personnel** for the 2013-2014 school year – **District Coordinator of School Improvements**. Subject to receipt of all outstanding documentation.
89. The Administration recommends placing employee (J.L.U.) on Administrative Leave without Pay pending resolution.
90. The Administration recommends placing employee (A.R.G.) on Administrative Leave without Pay pending resolution.
91. Recommend approval to adjust the 2013-2014 contractual days of a professional employee (D.C.) that has been administratively reassigned.
92. Recommend approval to adjust the 2013-2014 contractual days of a professional employee (A.Q.) that has been administratively reassigned.



93. Board Self Evaluation.
94. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Superintendent.

**B. Consultation with Attorney:**

95. Consultation with Attorney regarding pending or threatened litigation matters: “status of lawsuits”.
  - a. Discussion and consideration regarding EEOC Charge No. 31C-2013-00542; J.V. vs. Brownsville ISD.
  - b. Discussion and consideration regarding EEOC Charge No. 451-2013-02228; F.V. vs. Brownsville ISD.
  - c. Discussion and consideration of potential settlement – Due Process Hearing – FP b/n/f to RP vs. Brownsville Independent School District, TEA Docket No. 279-SE-0813.

**(BOARD RECONVENES AFTER CLOSED MEETING)**

A85-92. Recommend approval on personnel matters discussed in Closed Meeting.

93. Board Self Evaluation.
94. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.

B95. Recommend approval regarding pending or threatened litigation matters: “status of lawsuits”

- a. Discussion, consideration and possible action regarding EEOC Charge No. 31C-2013-00542; J.V. vs. Brownsville ISD.
- b. Discussion, consideration and possible action regarding EEOC Charge No. 451-2013-02228; F.V. vs. Brownsville ISD.
- c. Discussion, consideration and possible action of potential settlement – Due Process Hearing – FP b/n/f to RP vs. Brownsville Independent School District, TEA Docket No. 279-SE-0813.

**XII. Announcement(s):**

96. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, September 3, 2013**, at the Administration Building at 5:30 p.m.

**XIII. Adjournment.**