



Brownsville Independent School District

Board Of Trustees

Rescheduled Regular Board Meeting July 15, 2014 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 July 15, 2014**, 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 Porter High School Estudiantina and Veterans Memorial Chess Players.
2. Presentation of the Brownsville Independent School District Financial Report for the period ended May 31, 2014.

B. Standing Board Agenda Items:

3. 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.

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.

IX. Consent Agenda:

A. Recommend approval of the following General Function Item(s):

4. Recommend approval of Brownsville I.S.D. Employee Dress Code and Grooming Guidelines for the 2014-2015 school year.
5. Recommend approval to declare the building on Draper Drive as Surplus/Obsolete and schedule for demolition for a fee not to exceed \$15,000.00 to be paid from Local Maintenance Fund 199.
6. Recommend approval to receive the latest in materials and equipment provided by the Texas Rising Star Program (Workforce Solutions Cameron) and free staff training in an amount not to exceed \$20,000.00.
7. Recommend approval for the 2014-2015 Elementary, Middle School and High School Grading Procedures. (CD)
8. Recommend approval to suspend Policy EIE (LOCAL) as related to successful performance on the mathematics assessment for grades 5 and 8 for the 2014-2015 school year, the district will use other relevant academic information to make promotion/retention decision in mathematics as a condition of promotion for the upcoming 2014-2015 school year only.
9. Recommend approval for Universal Cheerleading to use the district facilities, in accordance with Policy GKD (Local).
10. Discussion, consideration and possible action to allocate additional travel funds for Caty Presas-Garcia, Board of Trustee, due to her appointment to the CUBE Steering Committee, in the amount not to exceed \$15,000.00.

B. Recommend approval of the following Payment(s):

11. Recommend approval to pay Central Air and Heating Service, Inc., \$306,308.50 (HVAC Upgrades Rivera High School) to be paid from Capital Fund 199.
12. Recommend approval to pay Circle Industries, Inc. \$23,700.00 (Fire Alarm Upgrades Project at Victoria Heights and Skinner Elementary School) to be paid from Capital Projects Fund/Local Maintenance Fund.
13. Recommend approval for payment of \$555.52 to The Hudgins Law Firm, PC.
14. Recommend approval for payment of \$2,094.36 to The Hudgins Law Firm, PC.
15. Recommend approval for payment of \$1,784.00 to Colvin, Chaney, Saenz & Rodriguez, LLP.
16. Recommend approval for payment of \$1,357.50 to Thompson & Horton, LLP.
17. Recommend approval for payment of up to \$429.40 to Williams, Birnberg & Anderson, LLP.
18. Recommend approval to pay for NSBA's National Affiliate Membership for Council of Urban Boards of Education in the amount not to exceed \$12,975.00 from Local Maintenance Budgeted Funds.

C. Recommend approval of the following Budget Amendment(s):

19. Recommend approval of Budget Amendment #001 in the amount of \$759,372.00 for Fund 101 – Food Services. (Carryover Purchase Order Budget)
20. Recommend approval of Budget Amendment #002 in the amount of \$17,939.00 for Fund 163 – State Bilingual. (Carryover Purchase Order Budget)
21. Recommend approval of Budget Amendment #003 in the amount of \$28,581.00 for Fund 164 – State Vocational. (Carryover Purchase Order Budget)
22. Recommend approval of Budget Amendment #004 in the amount of \$22,710.00 for Fund 165 –Athletics. (Carryover Purchase Order Budget)
23. Recommend approval of Budget Amendment #005 in the amount of \$1,905.00 for Fund 196 – Medicaid Admin. Claims. (Carryover Purchase Order Budget)
24. Recommend approval of Budget Amendment #006 in the amount of \$64,109.00 for Fund 198 – Medical Reimbursement (SHARS). (Carryover Purchase Order Budget)
25. Recommend approval of Budget Amendment #007 in the amount of \$2,148,687.00 for Fund 199 – Local Maintenance. (Carryover Purchase Order Budget)
26. Recommend approval of Budget Amendment #008 in the amount of \$54,548.00 for Fund 634 – Capital Projects. (Carryover Purchase Order Budget)

D. Recommend approval of the following Contract(s)/Agreement(s):

27. 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 2014-2015 school year.
28. Recommend approval to renew the Memorandum of Understanding between Cameron County Juvenile Justice Department and the Brownsville Independent School District for the 2014-2015 school year.
29. Recommend approval to renew the Memorandum with Communities in Schools, Cameron County, Brownsville, Texas, for Case Management Services for At-Risk and Economically Disadvantaged students at each of the BISD high schools, including the Brownville Learning Academy, middle and elementary schools for the 2014-2015 school year in the amount not to exceed \$416,445.00 from categorical funds. Services will be rendered subject to the District's needs and funding.
30. Recommend approval to enter into a Memorandum of Understanding (MOU) with the University of Texas at Brownsville (UTB). MOU period is August 1, 2014 to July 31, 2016.
31. Recommend approval of a Memorandum of Understanding (MOU) with NINOS Head Start to integrate a school readiness integration model for eligible Head Start three and four year old students for the 2014-2015 school year at Rancho del Cielo, Browne, DJ Lerma, Cameron Park Head Start Centers and in school head starts at Burns and Aiken. Services to be rendered are subject to the District's needs and funding.
32. Recommend approval to enter into agreements with local community agencies, Cameron County Community Service Centers and School Districts to provide Adult Basic Education/General Educational Development and English as Second Language classes for the 2014-2015 school year at no cost to the District.
33. Recommend approval to enter into a Memorandum of Understanding between Brownsville Independent School District and TMC Migrant Seasonal Head Start (TMC MSHS) for April 1, 2014 thru February 29, 2016 school years.

E. Recommend approval of the following Bid(s)/Proposal(s)/Purchase(s):

34. Recommend awarding CSP #14-107 Analysis of All Solid Waste Services District-Wide to LCA-Management Consulting Solutions, Brownsville, Texas, to provide services and to authorize administration to negotiate a contract and re-submit to the School Board for further action.
35. Recommend approval to accept the negotiated fee for awarded RFQ#15-022 Insurance Consulting Services from McGriff, Seibel and Williams, in the amount not to exceed \$65,000.00.

Please note Trustees Lucila B. Longoria and Catalina Presas-Garcia will be excluded from Executive Session, 36. a., due to conflict.

- X. CLOSED MEETING:** as pursuant to the Texas Government Code Section: 551.071, 551.072, 551.074, 551.082, and 551.084.
- A. Consultation with Attorney:**
36. Consultation with Attorney regarding pending or threatened litigation matters: “status of lawsuit(s).”
- a. Discussion and consideration in Lucila B. Longoria and Catalina Presas-Garcia vs. Brownsville Independent School District, et. al, Civil Action Number 1:14-CV-00010 pending in the United States District Court for the Southern District of Texas Brownsville Division.
- XI. CLOSED MEETING:** as pursuant to the Texas Government Code Section: 551.071, 551.072, 551.074, 551.082, and 551.084.
- A. PERSONNEL MATTER(S):**
37. Presentation of **Retirement(s)/Resignation(s)**.
38. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Assistant Band Director(s)**. Subject to receipt of all outstanding documentation.
39. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Assistant Band Director/Itinerant**. Subject to receipt of all outstanding documentation.
40. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Assistant Choir Director/Itinerant**. Subject to receipt of all outstanding documentation.
41. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Assistant Principal**. Subject to receipt of all outstanding documentation.
42. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Counselor(s)**. Subject to receipt of all outstanding documentation.
43. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Curriculum Specialist – Math**. Subject to receipt of all outstanding documentation.
44. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Curriculum Specialist – Math K-12**. Subject to receipt of all outstanding documentation.
45. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Dean of Instruction**. Subject to receipt of all outstanding documentation.
46. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Librarian**. Subject to receipt of all outstanding documentation.

47. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Teacher(s)**. Subject to receipt of all outstanding documentation.
48. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Testing Coordinator**. Subject to receipt of all outstanding documentation.
49. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Area Assistant Superintendent**. Subject to receipt of all outstanding documentation.
50. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Coordinator for Assessment & Planning**. Subject to receipt of all outstanding documentation.
51. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Counselor(s)**. Subject to receipt of all outstanding documentation.
52. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Nurse(s)**. Subject to receipt of all outstanding documentation.
53. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Offense Coordinator**. Subject to receipt of all outstanding documentation.
54. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Program Specialist-21st CCLC**. Subject to receipt of all outstanding documentation.
55. Recommend approval to compensate professional employee (C.C.O.) for the Science Composite Stipend earned but not paid in fiscal school year 2012-2013.
56. Recommend approval to compensate professional employee (M.R.A.) for a Master's degree salary credit earned but not paid in fiscal years 2011-2012 and 2012-2013.
57. Recommend approval of Campus Professional Employee (A.O.) for change in contract for the 2014-2015 Fiscal School Year.
58. Recommend approval of Campus Professional Employee (M.A.O.) for change in contract for the 2014-2015 Fiscal School Year.
59. Recommend to approve the termination of a term contract (2014-2015) and discharge a teacher for good cause. (S.H.P.)
60. Discussion and consideration to amend Superintendents Contract to reflect an additional extension to contract.
61. Board Self Evaluation.
62. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Superintendent.

B. Consultation with Attorney:

63. Consultation with attorney regarding confidential and privileged matters.
 - a. Discussion and consideration regarding Shayna Lynn Fitzwater.
 - b. Discussion and consideration regarding pending gender discrimination claims.
64. Consultation with Attorney regarding pending or threatened litigation matters: “status of lawsuits”.
 - a. Discussion and consideration regarding D.G. b/n/f Y.F. vs. Brownsville ISD; TEA Docket No. 232-SE-0514.
 - b. Discussion and consideration regarding Guillermo Guillen, Reynaldo Castro, Jr., Jose Heriberto Ramirez, Ruben Pena, Juan Pablo Benavides, and Rudolph M. Ingram vs. Brownsville ISD.
 - c. Discussion and consideration regarding Pearl Covarrubias vs. Brownsville ISD.
 - d. Discussion and consideration regarding Jimmy Margenau vs. Brownsville ISD; Cause No. 31C-2014-00240.
 - e. Discussion and consideration regarding Aaron Heard vs. Brownsville ISD.

C. Real PROPERTY:

65. Discussion of possible acquisition or sale of Real Property.
 - a. Discussion and consideration regarding Brownsville Public Utilities Board Resaca Restoration and the Cummings Middle School Annex.

(BOARD RECONVENES AFTER CLOSED MEETING)

- 36a. Discussion, consideration and possible action regarding in Lucila B. Longoria and Catalina Presas-Garcia vs. Brownsville Independent School District, et. al, Civil Action Number 1:14-CV-00010 pending in the United States District Court for the Southern District of Texas Brownsville Division.
- A38-59. Recommend approval on personnel matters discussed in Closed Meeting.
60. Discussion, consideration and possible action to amend Superintendents Contract to reflect an additional extension to contract.
61. Board Self Evaluation.
62. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.
- B63. Recommend approval regarding confidential and privileged matters.

- a. Discussion, consideration and possible action regarding Shayna Lynn Fitzwater.
 - b. Discussion, consideration and possible action regarding pending gender discrimination claims.
64. Recommend approval regarding pending or threatened litigation matters: “status of lawsuit(s)”
- a. Discussion, consideration and possible action regarding D.G. b/n/f Y.F. vs. Brownsville ISD; TEA Docket No. 232-SE-0514.
 - b. Discussion, consideration and possible action regarding Guillermo Guillen, Reynaldo Castro, Jr., Jose Heriberto Ramirez, Ruben Pena, Juan Pablo Benavides, and Rudolph M. Ingram vs. Brownsville ISD.
 - c. Discussion, consideration and possible action regarding Pearl Covarrubias vs. Brownsville ISD.
 - d. Discussion, consideration and possible action regarding Jimmy Margenau vs. Brownsville ISD; Cause No. 31C-2014-00240.
 - e. Discussion, consideration and possible action regarding Aaron Heard vs. Brownsville ISD.
- 65a. Discussion, consideration and possible action regarding Brownsville Public Utilities Board Resaca Restoration and the Cummings Middle School Annex.

XII. Announcement(s):

66. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, August 5, 2014**, at the Administration Building at 5:30 p.m.

XIII. Adjournment.