



# Brownsville Independent School District

## Board Of Trustees

### Rescheduled Regular Board Meeting

January 13, 2015

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 January 13, 2015**, 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. School Board Recognition month – January 2015.
- 2. Presentation of HEB Read3 and Brownsville Independent School District Partnership.
- 3. Presentation of Rivera Cluster Elementary Schools STEM Awareness Initiative.
- 4. 2013-2014 Texas Academic Performance Reports (TAPR). (CD)
- 5. Presentation of the Brownsville Independent School District Financial Report for the period ended November 30, 2014.

##### **B. Standing Board Agenda Items:**

6. 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):**

7. Recommend approval for BISD to host the first annual Drumfest Clinic and Concert and waive the facility and security fees for this event.
8. Recommend approval to authorize administration to accept the HVAC Upgrades at Rivera High School as substantially complete.
9. Recommend approval of Change Order #001 to amend the Owner/Contractor Agreement with Central Air and Heating Services, Inc., Harlingen, Texas, for the HVAC Upgrades project at Rivera High School.
10. Recommend approval to authorize the School District to establish the BISD Education Foundation with corresponding by-laws.
11. Recommend approval to renew the annual 2015 TASB Membership in the amount of \$11,000.00 and TASB Legal Assistance Fund in the amount of \$500.00 for a total of \$11,500.00.

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

12. Recommend approval to pay HighMark Construction Company, LLC. \$66,025.00 (Faulk Middle School Weight Room Project) to be paid from Local Fund 197.
13. Recommend approval for payment of \$694.08 to Royston, Rayzor, Vickery & Williams, LLP.
14. Recommend approval for payment of \$236.60 to The Hudgins Law Firm, P.C.

15. Recommend approval for payment of \$5,951.40 to The Hudgins Law Firm, P.C.
16. Recommend approval for payment of up to \$227.50 to Colvin, Chaney, Saenz, & Rodriguez, LLP.
17. Recommend approval for payment of \$48.75 to Thompson & Horton, LLP.

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

18. Recommend approval of Budget Amendment #026 in the amount of \$1,300,000.00 for Fund 199 – Local Maintenance. (Reallocation and Additional Funding)

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

19. Recommend approval to participate in the Texas Department of Agriculture’s Urban Schools Agricultural Grant for the 2014-2015 school year.
20. Recommend approval of a Memorandum of Understanding between the Brownsville Independent School District and the City of Brownsville for Use of Facilities for the 2014-2015 school year, automatically renewing each year thereafter as long as both parties agree to continue the Memorandum of Understanding.
21. Recommend approval for the Brownsville Independent School District to enter into a Memorandum of Understanding with the University of Texas at Brownsville to participate with the Youth Ambassador Program for the 2014-2015 school year.
22. Recommend awarding contract to ACR Engineering, Inc., Harlingen, Texas for the HVAC Systems Upgrade at Lopez High School in the amount not to exceed \$45,240.00 to be paid from Local Fund 197.
23. Recommend approving Roof Replacement/Rivera High School contract for Rio Roofing, Inc., in the amount not to exceed \$1,303,000.00 to be paid from Local Fund 197.

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

24. Recommend awarding CSP #15-081 Property, Flood, Windstorm, Hail, Boiler and Machinery Insurance as recommended by Administration with an option to renew for two additional years.
25. Recommend to exercise the option to renew RFQ #13-112 for Comprehensive Annual Financial Report for FY 2014-2015 and FY 2015-2016 to Patillo, Brown & Hill, LLP, Brownsville, Texas.

**Please note Trustee Catalina Presas-Garcia will be excluded from Executive Session, 26. 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:**

26. 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):**

27. Presentation of **Retirement(s)/Resignation(s)**.
28. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Counselor**. Subject to receipt of all outstanding documentation.
29. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Curriculum Specialist-Language Arts PK-12**. Subject to receipt of all outstanding documentation.
30. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Educational Diagnostician**. Subject to receipt of all outstanding documentation.
31. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Nurse**. Subject to receipt of all outstanding documentation.
32. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year(s) – **Texas Literacy Grant Specialist**. Subject to receipt of all outstanding documentation.
33. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Assistant Principal – Garcia Middle School**. Subject to receipt of all outstanding documentation.
34. Recommend approval of **probationary contractual personnel** for the 2014-2015 school year – **Teachers**. Subject to receipt of all outstanding documentation.
35. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Curriculum Specialist**. Subject to receipt of all outstanding documentation.
36. Recommend approval of **term – chapter 21 contractual personnel** for the 2014-2015 school year – **Principal – Ben Brite Elementary School**. Subject to receipt of all outstanding documentation.
37. Recommend approval to rescind recommendation and Board approval of November 17, 2014 of professional candidate (P.D.) for the 2014-2015 school year.
38. Recommend approval to compensate professional employee (J.R.M.) for one (1) year of creditable salary experience earned but not paid for the following fiscal school years: 2010-2011, 2011-2012, 2012-2013 and 2013-2014.

39. Recommend approval to compensate professional employee (C.A.M.) for One Sport Coaching Stipend earned but not paid in fiscal school year 2013-2014.
40. Recommend approval to compensate professional employee (J.G.) for one (1) year of creditable salary experience earned but not paid for the following fiscal school years: 2010-2011, 2011-2012, 2012-2013 and 2013-2014.
41. Discussion and consideration to amend Superintendent's Contract to reflect an additional extension to contract.
42. Board Self Evaluation.
43. Discussion and consideration regarding the appointment, employment, Summative Evaluation, and duties of the Superintendent.

**B. Consultation with Attorney:**

44. Consultation with Attorney regarding pending or threatened litigation matters: "status of lawsuits".
  - a. Discussion and consideration regarding R.V. b/n/f Reyna Jackson vs. Brownsville ISD; TEA Docket No. 042-SE-1014.
  - b. Discussion and consideration regarding K.V. b/n/f Reyna Jackson vs. Brownsville ISD; TEA Docket No. 037-SE-1014.
  - c. Discussion and consideration regarding M.H. b/n/f Reyna Jackson vs. Brownsville ISD; TEA Docket No. 043-SE-1014.
  - d. Discussion and consideration regarding Cause No. 2012-DCL-08930-C; Alfredo Sobrevilla vs. Brownsville ISD.
  - e. Discussion and consideration regarding Civil Action No. 1:13-cv-00172; Nelly Ayala vs. Brownsville ISD.

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- 26a. 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.
- A 28-40. Recommend approval on personnel matters discussed in Closed Meeting.
41. Discussion, consideration and possible action to amend Superintendent's Contract to reflect an additional extension to contract.
  42. Board Self Evaluation.
  43. Discussion, consideration and possible action regarding the appointment, employment, Summative Evaluation, and duties of the Superintendent.

44. Recommend approval regarding pending or threatened litigation matters: “status of lawsuit(s)”
  - a. Discussion, consideration and possible action regarding R.V. b/n/f Reyna Jackson vs. Brownsville ISD; TEA Docket No. 042-SE-1014.
  - b. Discussion, consideration and possible action regarding K.V. b/n/f Reyna Jackson vs. Brownsville ISD; TEA Docket No. 037-SE-1014.
  - c. Discussion, consideration and possible action regarding M.H. b/n/f Reyna Jackson vs. Brownsville ISD; TEA Docket No. 043-SE-1014.
  - d. Discussion, consideration and possible action regarding Cause No. 2012-DCL-8930-C; Alfredo Sobrevilla vs. Brownsville ISD.
  - e. Discussion, consideration and possible action regarding Civil Action No. 1:13-cv-00172; Nelly Ayala vs. Brownsville ISD.

**XII. Announcement(s):**

45. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, February 3, 2015**, at the Administration Building at 5:30 p.m.

**XIII. Adjournment.**