



Brownsville Independent School District

Board Of Trustees

Regular Board Meeting
October 6, 2015
3:00 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 October 6, 2015**, with any corrections/deletions.
- VI.** Recommend approving the following minutes with any corrections:
 - Regular Board Meeting held August 4, 2015
 - Regular Board Meeting held September 1, 2015
- VII.** 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)

- VIII. 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:**

1. Discussion, consideration and possible action regarding **Level III Grievance No. 005/15-16** on **Reese Tarbet**.
2. Discussion, consideration and possible action regarding **Level III Grievance No. 006/15-16** on **Fabriel Cisneros**.

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

Board reconvenes at 5:30 p.m. and may resume to Executive Session if Personnel Matters are not completed

A. Parent Complaint

3. Parent Complaint #001/15-16 Maria Rodriguez-Arredondo.

Please note Trustee Catalina Presas-Garcia will be excluded from Executive Session, 4. a., due to conflict.

B. Consultation with Attorney:

4. 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.

C. PERSONNEL MATTER(S):

5. Presentation of **Retirement(s)/Resignation(s)**.
6. Recommend approval of **probationary contractual personnel** for the **2015-2016 school year – Choir Directors**. Subject to receipt of all outstanding documentation.
7. Recommend approval of **probationary contractual personnel** for the **2015-2016 school year – At-Risk Counselor**. Subject to receipt of all outstanding documentation.
8. Recommend approval of **probationary contractual personnel** for the **2015-2016 school year – Specialist – School Psychologist (Intern)**. Subject to receipt of all outstanding documentation.
9. Recommend approval of **probationary contractual personnel** for the **2015-2016 school year – Nurses**. Subject to receipt of all outstanding documentation.
10. Recommend approval of **probationary contractual personnel** for the **2015-2016 school year – Teachers**. Subject to receipt of all outstanding documentation.
11. Recommend approval of **probationary contractual personnel** for the **2015-2016 school year – Assistant Principal**. Subject to receipt of all outstanding documentation.

12. Recommend approval of **term-non-chapter 21 contractual personnel** for the **2015-2016 school year – Purchasing Specialist**. Subject to receipt of all outstanding documentation.
13. Recommend approval of **term-chapter 21 contractual personnel** for the **2015-2016 school year – Testing Coordinator**. Subject to receipt of all outstanding documentation.
14. Recommend approval to compensate professional employee (C.S.J.) for three (3) years of creditable salary experience earned but not paid in the following fiscal school years: 2011-2012, 2012-2013, 2013-2014 and 2014-2015.
15. Recommend approval to compensate professional employee (B.M.) for two (2) years of creditable salary experience earned but not paid in the following fiscal school years: 2011-2012, 2012-2013, 2013-2014 and 2014-2015.
16. Recommend approval to compensate professional employee (H.M.) for the Special Education All Levels Stipend earned but not paid in the fiscal school year 2014-2015.
17. Recommend approval to compensate professional employee (R.R.R.) for one (1) year of creditable salary experience earned but not paid in the following fiscal school years: 2012-2013, 2013-2014 and 2014-2015.
18. Recommend approval to compensate professional employees for the Master's Degree Stipend earned but not paid in the following fiscal school years: 2012-2013, 2013-2014 and 2014-2015.
19. Recommend approval to compensate professional employee (P.H.A.) for one (1) year of creditable salary experience earned but not paid in the following fiscal school years: 2010-2011, 2011-2012, 2012-2013 and 2013-2014.
20. Recommend approval to compensate ROTC Instructors for the Department of Defense MIP Adjustment earned but not paid in the 2014-2015 school year.
21. Recommend to approve compensation for professional employee (M.F.) on interim assignment to be commensurate with the elementary principal salary until such time that a permanent elementary principal is selected for the 2015-2016 fiscal school year.
22. Recommend to approve compensation for professional employee (S.S.) on interim assignment to be commensurate with the department administrator salary until such time that a permanent administrator is selected for the 2015-2016 fiscal school year.
23. Recommend approval of Campus Professional Employee (D.S.) for change in contract for 2015-2016 fiscal school year.
24. Recommend approval to accept the resignation of teacher (M.C.) and rescind the proposed termination of her term contract for the (2015-2016) school year.
25. Board Self Evaluation.
26. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Superintendent.

D. Consultation with Attorney:

- 27. Consultation with Attorney regarding pending or threatened litigation matters: “status of lawsuits”.
 - a. Discussion and consideration regarding TEA Docket No. 182-LH-07-2015; BISD vs. Robert Mendoza.
 - b. Discussion and consideration regarding TEA Docket No. 301-SE-0615; Michael R vs. BISD.
 - c. Discussion and consideration regarding Cause No. 2014-DCL-05112; Aaron Heard vs. BISD.

(BOARD RECONVENES AFTER CLOSED MEETING)

- A 3. Discussion, consideration and possible action regarding Parent Complaint #001/15-16 regarding Maria Rodriguez and Jose Arredondo.
- B4a. Discussion, consideration and possible action 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.
- C6-24. Recommend approval on personnel matters discussed in Closed Meeting.
 - 25. Board self-Evaluation
 - 26. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.
- D27. Recommend approval regarding pending or threatened litigation matters: “status of lawsuit(s)”
 - a. Discussion, consideration and possible action regarding TEA Docket No. 182-LH-07-2015; BISD vs. Robert Mendoza.
 - b. Discussion, consideration and possible action regarding TEA Docket No. 301-SE-0615; Michael R vs. BISD.
 - c. Discussion, consideration and possible action regarding Cause No. 2014-DCL-05112; Aaron Heard vs. BISD.

Board Reconvenes at 5:30 p.m.

X. Superintendent’s Report

A. Conference Presentations:

- 28. Presentation of TEA Required Cummings Middle School Targeted Improvement Plan to address formerly IR status.

Open Public Hearing

Close Public Hearing

29. Presentation of “Principals’ Month” in Texas. Recognition of School Principals and Site Administrators.
30. Tax Ratification Election Update.
31. Recognition of 2016 BISD National Merit Semifinalist from Veterans Memorial ECHS.
32. Recognition of Monetary donation by Wells Fargo, N.A.
33. Recognition of Dollar General Literacy Foundation Youth Literacy Grant awarded to Gonzalez, Longoria and Sharp Elementary Schools.
34. Duke University Talent Search Identification Student Recognition.
35. Presentation of Rosita Del Castillo Snapdragon Foundation.
36. Presentation of the Brownsville Independent School District Financial Report for the period ended August 31, 2015.

B. Standing Board Agenda Items:

37. 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.

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.

XII. Consent Agenda:

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

38. Recommend approval of the 2015-2016 Scholastic Chess Program Handbook. (CD)
39. Recommend approval of the 2015-2016 District Improvement Plan.
40. Recommend to approve the Cummings Middle School Targeted Improvement Plan to submit to the Texas Education Agency with revisions as needed or required during the 2015-2016 school year.
41. Recommend approval to accept the donation of six library shelving units at an estimated cost of \$30,000.00 from the University of Texas of the Rio Grande Valley.
42. Recommend approval to renew the annual purchase of the Electronic Registrar Online (ERO) Database license from eSchool SOLUTIONS, Orlando, Florida, in the amount not to exceed \$39,567.75 from budgeted District-wide Local Funds for the 2015-2016 school year. Services are to be purchased subject to the District's needs and funding.
43. Recommend approval of Resolution #016/15-16 for the 2015-2016 Tax Levy in the amount of \$59,728,675.93 based on the adopted tax rate of \$1.1525 per \$100 property valuation.
44. Recommend approval to reschedule the Regular Board Meeting of December 1, 2015 to December 8, 2015 and January 5, 2016 to January 12, 2016, due to BISD calendared Holidays.

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

45. Recommend approval for payment of \$1,615.80 to Thompson & Horton, LLP.
46. Recommend approval for payment of \$17,861.62 to Walsh, Anderson, Gallegos, Trevino, Russo & Kyle, P.C.
47. Recommend approval for payment of \$5,433.94 to Williams, Birnberg & Andersen, LLP.
48. Recommend approval for payment of \$13,127.28 to Colvin, Chaney, Saenz & Rodriguez, LLP.
49. Recommend approval of Payment #4 as partial payment in the amount of \$135,303.75 to HighMark Construction Company, LLC for Construction Services for work completed on the Faulk Middle School Weight Room to be paid from Local Fund 197.
50. Recommend approval of Payment #8 as partial payment in the amount of \$44,175.00 to Rio Roofing, Inc. for Construction Services for work completed on the Rivera High School Re-Roofing Project to be paid from Local Fund 192.
51. Recommend approval of Payment #8 as partial payment in the amount of \$1,015.20 to Amtech Building Sciences, Inc. for Architectural Services for work completed on the Rivera High School Re-Roofing to be paid from Local Fund 199.

52. Recommend approval of Final Payment in the amount of \$2,054.40 to ACR Engineering, Inc., for Engineering Services for work completed on the Rivera High School HVAC Upgrades to be paid from Local Fund 199.

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

53. Recommend approval of Budget Amendment #014 in the amount of \$440,000.00 for Fund 191-Maintenance Tax Note. (Reallocation)
54. Recommend approval of Budget Amendment #015 in the amount of \$11,126.00 for Fund 199 – Local Maintenance as requested by campuses/departments. (Reallocation)
55. Recommend approval of Budget Amendment #016 in the amount of \$324,734.00 for fund 197 – Projects. (Carryover Budget)

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

56. Recommend approval to enter into a Memorandum of Understanding with the The University of Texas Rio Grande Valley for Dual Enrollment/Dual Credit opportunities. This agreement takes effect upon School Board approval and shall continue unless amended mutually or terminated in writing by either party.
57. Recommend approval to enter into a Memorandum of Understanding with SureScore Inc. to share student information and data that is protected under the Family Educational Rights and Privacy Act. (FERPA)
58. Recommend approval for the Brownsville Independent School District to enter into a Memorandum of Understanding with the City of Brownsville, Brownsville Museum of Fine Arts, Gladys Porter Zoo, Charlie Clark Nissan, Tipotex Chevrolet Inc., and Valley Regional Medical Center to participate with the Youth Ambassador Program for the 2015-2016 school year.
59. Recommend approval to enter into an agreement with Wells Fargo, N.A. to accept a monetary donation of \$22,000.00 to be used in the Superintendent's Scholarship Program and Student Attendance Grand Prize Giveaway.
60. Recommend approval to enter into a Memorandum of Understanding between Brownsville I.S.D. and Behavioral Health Solutions of South Texas for implementation of their anti-alcohol, tobacco, and drug programs expressly for reducing substance use and abuse among youth and adults during the BISD 2015-2016 school year.
61. Recommend approval for a software license agreement with SuccessEd Software for the 2015-2016 school year in the amount not to exceed \$24,685.00 for the Section 504/Dyslexia Department. Purchase is subject to the District's needs and funding.
62. Recommend approval to enter into a Memorandum of Understanding with Valley Regional Medical Center for the 2015-2016 school year for diabetes education for B.I.S.D. students to help prevent and manage their disease at no cost to the District or families.

63. Recommend approval for a Memorandum of Understanding between Brownsville ISD and Early Childhood Intervention (ECI) Program under the coordination of Region One for the 2015-2016 school year. This agreement is subject to the students and district's needs. (Annually renewed)
64. Recommend approving RFQ #15-119 Roof Replacement at Burns Elementary School contract to Amtech Building Sciences, Inc., in the amount not to exceed \$60,000.00 to be paid from Local Fund 192.
65. Recommend approving RFQ #16-109 Athletic Facility at Rivera High School contract to Gomez Mendez Saenz, Inc., in the amount not to exceed \$160,100.00 to be paid from Local Fund 197.
66. Recommend approval RFQ #16-110 Hanna High School Construction Technology Facility Project contract to ROFA Architects Inc., in the amount not to exceed \$45,000.00 to be paid from Local Fund 192.

XIII. Announcement(s):

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

XIV. Adjournment.