



# Brownsville Independent School District

## Board Of Trustees

**Regular Board Meeting**  
**May 2, 2017**  
**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 May 2, 2017**, with any corrections/deletions.
- VI.** Recommend approving the **minutes** of the **Rescheduled Board Meeting** held **December 13, 2016**, with any corrections.
- 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. Superintendent's Report**

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

1. Recognition of the Brownsville Early College High School – National Blue Ribbon Schools Award.
2. Recognition of the 2017 Jason Garcia Memorial Scholarship Recipients. **(Board Member Request – MP)**
3. Presentation of the American Heart Association Gold Fit Friendly Achievement Award.

4. Brownsville Independent School District Financial Report for the period ending March 31, 2017.
5. Presentation of the Brownsville Independent School District Quarterly Investment Report for the period ending March 31, 2017. (Booklet)
6. Presentation on District Energy Efficient Building Program.

**B. Standing Board Agenda Items:**

7. Board Calendars: Board Activity Calendar and District Calendar

**IX. 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.**

**X. Consent Agenda:**

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

8. Recommend approval to declare FNS surplus/obsolete furniture, supplies, equipment, as needed to be disposed of in accordance with Board Policy CI (Local) School Properties Disposal.
9. Recommend approval to reschedule the Regular Board Meeting of June 6, 2017 to June 26, 2017 or June 27, 2017 (due to graduation ceremonies) and cancel the Regular Board Meeting of July 4, 2017 (due to Holiday/Summer work schedule).
10. Recommend allocating \$13,000.00 for the purchase of State Championship rings for the Lopez Lobos Powerlifting team.
11. Recommend approving expansion of Prekindergarten Program for three-year old children at nineteen elementary schools for 2017-2018 school year.
12. Discussion, consideration, and possible action regarding the hiring of external legal counsel to represent district employee on a grievance process.

13. Discussion, consideration and possible action regarding the designation of an attorney to conduct a hearing of proposed non-renewals.
14. Recommend the Board to approve Resolution #025/16-17 to initiate a District of Innovation seeking flexibility for the 2018-2019 school year start date.

**Open Public Hearing – District of Innovation**

**Close Public Hearing – District of Innovation**

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

15. Recommend approval for payment in the amount of \$14,850.00 to Guerra & Farah, PLLC.
16. Recommend approval for payment in the amount of \$350.50 to Colvin, Chaney, Saenz & Rodriguez, L.L.P.
17. Discussion, consideration and possible action to pay annual membership dues to the Brownsville Chamber of Commerce in the amount not to exceed \$5,000.00 from budgeted Local Maintenance Funds.
18. Recommend approval of Final Payment for \$4,023.28 to Ethos Engineering for Engineering Services work completed on the Pace ECHS and Porter ECHS Chiller Replacement projects to be paid from Local Fund 197.
19. Recommend approval of Payment #6 for \$236,471.15 as partial payment to Ziwa Corporation for Construction Services work completed on the Pace ECHS Fine Arts Building to be paid from TRE Fund 197.
20. Recommend approval of Payment #7 for \$250,979.55 as partial payment to Ziwa Corporation for Construction Services work completed on the Pace ECHS Fine Arts Building to be paid from TRE Fund 197.

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

21. Recommend approval of Budget Amendment #021 in the amount of \$31,877.00 for Local Funds. (Reallocation as requested by campus/departments)

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

22. Recommend approval to accept Texas Workforce Commission (TWC) funding in the amount of \$47,992.00 for Girls Can Code Camp to be implemented during the summer of 2017.
23. Recommend approval to update the existing Memorandum of Understanding (MOU) with NINOS Head Start to include Benavides, Brite, and Vermillion Elementary Schools as an in-school program in the amount of \$100,000.00 for the 2017-2018 school year.
24. Recommend approval to enter into an agreement with the University of Texas Rio Grande Valley-UTRGV to assist and support a cohort of eligible applicants, who will earn a Master's degree at the end of the program not to exceed \$90,400.00 for the 6 semesters. Services will be subject to needs and funding of the district.

25. Recommend approval to enter into a Legal Services Retainer Agreement with Walsh Gallegos Trevino Russo and Kyle, P.C. to provide support for routine legal matters for the time period from May 3, 2017 to April 30, 2018 at an annual cost of \$1,000.00.

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

26. Recommend approval to exercise the option to renew Bid #16-096 Preventive Maintenance for Generators District-wide for FY 2017-2018 to GRM Services, Brownsville, Texas; LG Power, Inc., Austin, Texas and Loftin, Universal City, Texas and to provide preventive maintenance services for generators district-wide and to authorize administration to negotiate a fee on a project by project basis. Approximate amount of \$45,705.00 from Local and Categorical Funds. (Annual Bid)
27. Recommend awarding Bid #17-085R HVAC and Chiller Supplies/Materials District-wide (Rebid) to several vendors. Approximate amount of \$1,348,380.00 from Local and Categorical Funds. (Annual Bid)
28. Recommend awarding Bid #17-091 Disposal of Hazardous and Non-Hazardous Waste District-wide to Green Planet, Inc., Dallas, Texas. Approximate amount of \$26,250.00 from Local and Categorical Funds. (Annual Bid)
29. Recommend awarding Bid #17-095 Fencing Services, Supplies and Materials District-wide to several vendors. Approximate amount of \$211,136.00 from Local and Categorical Funds. (Annual Bid)
30. Recommend awarding Bid #17-099 Construction Supplies and Materials District-wide to several vendors and cast lots for item #9 of said bid. Approximate amount of \$26,250.00 from Local and Categorical Funds. (Annual Bid)
31. Recommend awarding Bid #17-100 Portable Building Relocation and Related Services District-wide to Betancourt Brothers, Brownsville, Texas. Approximate amount of \$79,800.00 from Local and Categorical Funds. (Annual Bid)
32. Recommend awarding Bid #17-102 Annual Network Cabling Installation and Repair District-wide to several vendors pending all required licenses and insurances. Approximate amount of \$76,735.00 from Local and Categorical Funds. (Annual Bid)
33. Recommend awarding Competitive Sealed Proposal #17-020 Cross Country, Soccer and Track Supplies District-wide to several vendors. Approximate amount of \$160,076.00 from Local and Categorical Funds. (Annual Proposal)
34. Recommend awarding CSP #17-021 Baseball and Softball Supplies District-wide to several vendors and cast lots for items #16, #23, #26, #34, #38, #48, #49, #54, #67 and #72 of the said proposal. Approximate amount of \$76,550.00 from Local and Categorical Funds. (Annual Proposal)
35. Recommend awarding Competitive Sealed Proposal #17-022 Golf, Swimming and Tennis Supplies District-wide to several vendors and cast lots for item #123 of the said proposal. Approximate amount of \$48,118.00 from Local and Categorical Funds. (Annual Proposal)

36. Recommend awarding Bid #17-023 Student Uniforms for Career/Technology and Instructional Programs District-wide to several vendors and cast lots for items #19, #25, #46, #52, #53 and #57 of said bid. Approximate amount of \$26,250.00 from State Career and Technical Education Funds. (Annual Bid)
37. Recommend awarding Competitive Sealed Proposal #17-024 High School Marching Band Show Writing Services District-wide to several vendors. Approximate amount of \$110,626.00 from Local and Categorical Funds. (Annual Proposal)
38. Recommend awarding CSP #17-123 Professional Educators and School Board Legal Liability Insurance to Illinois National Insurance Company/Montalvo Insurance Agency of Weslaco, Texas for the 2017-2018 plan year with the option to renew for an additional two (2) year period.
39. Recommend awarding CSP #17-124 Student Athletic, UIL and Accident Insurance to Alamo Insurance Group/Texas Monarch Management Corporation of San Antonio, Texas for the 2017-2018 plan year with an option to renew for an additional two (2) one year periods.
40. Recommend awarding Bid #17-050 Curriculum and Instruction Supplies, Materials and Software District-wide to several vendors. Approximate amount of \$6,656,339.00 from Local and Categorical Funds. (Annual Bid)
41. Recommend awarding Bid #17-051 Audio Visual Equipment District-wide to several vendors. Approximate amount of \$199,128.00 from Local and Categorical Funds. (Annual Bid)
42. Recommend awarding Bid #17-052 Office Supplies, Equipment and Accessories District-wide to several vendors. Approximate amount of \$155,790.00 from Local and Categorical Funds. (Annual Bid)
43. Recommend awarding Bid #17-053 Repair Parts for Kitchen Equipment and Walk-In Freezers for FNS District-wide to several vendors. Approximate amount of \$100,000.00 from Local and Categorical Funds. (Annual Bid)
44. Recommend awarding Bid #17-054 Chess Materials, Supplies, Software and Training Services District-wide to several vendors. Approximate amount of \$26,250.00 from Local and Categorical Funds. (Annual Bid)
45. Recommend awarding Bid #17-056 Police/Security Uniforms, Supplies, Materials and Equipment District-wide to several vendors and cast lots for items #49 and #51 of said bid. Approximate amount of \$53,550.00 from Local and Categorical Funds. (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. Level III Board Review and Grievance(s):**

46. Discussion and consideration regarding **Level III Grievance No. 014/16-17 on Iliana Ortiz.**

47. Discussion and consideration regarding **Level III Parent Grievance No. 001/16-17 on Ms. Martha Chavez on behalf of Student J.C.**

**B. PERSONNEL MATTER(S):**

48. Presentation, acceptance and approval of **Retirement(s)**.
49. Presentation, acceptance and approval of **Resignation(s)**.
50. Recommend approval of **probationary contractual personnel** for the **2016-2017** school year – **Assistant Choir Director/Itinerant**. Subject to receipt of all outstanding documentation.
51. Recommend approval of **term-chapter 21 contractual personnel** for the **2016-2017** school year – **Athletic Coordinators**. Subject to receipt of all outstanding documentation.
52. Recommend approval of Campus Professional Employees for Term – Chapter 21 contracts for the 2017-2018 fiscal school year.
53. Recommend approval of Department Professional Staff for Term – Chapter 21 Contracts for the 2017-2018 school year.
54. Recommend approval of Department Professional Staff for Term – Non-Chapter 21 Contracts for the 2017-2018 School Year.
55. Recommend approval of Department Professional Staff for Probationary Contracts for the 2017-2018 school year.
56. Recommend approval to accept the rescinding letter of retirement from a Professional Employee (C.D.L.C.) for the 2017-2018 school year.
57. Recommend approval to compensate classified employee (C.J.Z.) for job related experience earned but not paid in the following fiscal school years: 2012-2013, 2013-2014, 2014-2015 and 2015-2016.
58. Recommend approval for the proposed non-renewal of a term contract teacher (P.A.C.) at the end of the 2016-2017 school year.
59. Board Self Evaluation.
60. Discussion and consideration regarding the appointment, employment, evaluation, and duties of the Superintendent.

**C. Consultation with Attorney:**

61. Consultation with Attorney regarding pending or threatened litigation matters: “status of lawsuits”.

**Staff Attorney:**

- a. Discussion and consideration regarding Teresita de Saro vs Brownsville Independent School District.

- b. Discussion and consideration regarding Renteria vs Brownsville Independent School District for workers compensation reimbursement based on the Texas Department of Insurance-Workers Compensation Division.

**Board Attorney:**

- c. Discussion and consideration regarding J.C. vs Brownsville Independent School District Docket No. 120-SE-0217.

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- 46. Discussion, consideration and possible action regarding **Level III Grievance No. 014/16-17** on **Iliana Ortiz**.
- 47. Discussion, consideration and possible action regarding the **Level III Parent Grievance No. 001/16-17** on **Ms. Martha Chavez on behalf of Student J.C.**
- A 48-58. Recommend approval on personnel matters discussed in Closed Meeting.
- 59. Board Self Evaluation.
- 60. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.
- 61a. Discussion, consideration and possible action regarding Teresita de Saro vs Brownsville Independent School District.
- 61b. Discussion, consideration and possible action regarding Renteria vs Brownsville Independent School District for workers compensation reimbursement based on the Texas Department of Insurance-Workers Compensation Division.
- 61c. Discussion, consideration and possible action regarding J.C. vs Brownsville Independent School District Docket No. 120-SE-0217.

**XII. Board Member Request(s)**

**A. Conference Presentation(s)**

- 62. Presentation and discussion regarding the process by which the Warehouse Department and/or the Warehouse Administrator provides timely and efficient service to all locations. **(Board Member Request – MP)**
- 63. Presentation and discussion regarding the process by which the Athletics Department and/or the Athletic Director reviews and selects vendors for the campuses. **(Board Member Request – SPA)**

**B. Action Items(s)**

64. Discussion and action to recommend approval for BISD Board Members able to travel and attend the NCUST – National Center for Urban School Transformation Conference in Nashville, Tennessee the week of May 15th through May 17th. **(Board Member Request – MP)**

**XIII. Announcement(s):**

65. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, June 6, 2017**, at the Administration Building at 5:30 p.m.

**Note: If agenda item 9 is Board approved the next scheduled meeting will be held on, June 26, 2017 or June 27, 2017**

**XIV. Adjournment.**