



Brownsville Independent School District

Board of Trustees

Regular Board Meeting

June 5, 2018

4:00 PM

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 June 5, 2018** with any corrections/deletions.
- VI. Recommend approval of **minutes** approved at the **Regular Board Meeting held November 7, 2017** and **Special Called Board Meeting held November 14, 2017**, 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.
- VIII. **Consent Agenda:**
 - A. **Recommend approval of the following General Function Item(s):**
 1. Recommend approval of Resolution #031/17-18 for Heritage Plan properties be granted exemption from taxation in the amount of \$353,866.00.
 2. Recommend approval to declare surplus/obsolete Maintenance/Transportation/Rockwell - Furniture, Supplies, Equipment and Vehicles to be disposed in accordance with Board Policy CI (LOCAL) School Properties Disposal.
 3. Recommend approval to appoint Lorenzo Sanchez, Chief Financial Officer as agent to perform the duties provided by Texas Election Law, Sec. 31.123 for School Trustee Elections, effective immediately.
 4. Recommend approval for an Official Notice and Order of the Brownsville Independent

School District Trustee Election to be held on Tuesday, November 6, 2018.

5. Recommend approval to adopt the Student Code of Conduct for 2018-2019 school year.
6. Recommend approval to apply Senate Bill 463 for individuals who are eligible to receive a diploma subject to an individual graduation committee's recommendation to satisfy public high school graduation requirements at all BISD Early College High Schools, effective immediately.
7. Recommend approval to use AdvancEd for SACS Accreditation visits and continuous school improvement for the school district in the amount not to exceed \$51,350.00.
8. Recommend approval of the updated 2018-2019 High School Course Listing Guide. The High School Course Listing Guide is in compliance and adheres to state requirements.
9. Recommend approval to authorize administration to accept the Besteiro Middle School 4 Lane Track project as substantially complete.
10. Recommend approval of Change Order #01 to amend the Owner/Contractor Agreement with G & T Paving, LLC for the Besteiro M.S. 4 Lane Track project. This change order reflects a credit back to the District totaling \$22,553.23.
11. Recommend approval of nomination/endorsement from Brownsville Independent School District Board of Trustees for Patricia O'Caná-Olivarez for the Region 1, Position A, seat on the TASB Board.
12. Recommend approval to implement a Grade-Span reconfiguration pilot program for the 2018-2019 school year at Palm Grove Elementary.
13. Recommend approval to contract with TASB/E3 Entegral Solutions (E3) to perform the Design Build services light project for the schools noted on the attached in the amount not to exceed \$1,293,428.00 to be paid from Maintenance Tax Note Fund 189 and to authorize the Superintendent to execute the contract.
14. Recommend approval to contract with Schneider Electric to perform the Design Build services light project for the schools noted on the attached in the amount not to exceed \$1,427,274.00 to be paid from Maintenance Tax Note Fund 189 and to authorize the Superintendent to execute the contract.
15. Recommend to approve the first Cohort STEAM Elementary Schools for the 2018-2019 school year.

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

1. Recommend approval of Payment #3 for \$231,842.11 as partial payment to Paragon Sports Constructors for Construction Services work completed on the Rivera ECHS Artificial Turf Soccer Field to be paid from TRE Fund 197.
2. Recommend approval of Payment #1 for \$770,000.00 as partial payment to VCRNOW for Construction Services work completed on the Sam's Stadium Scoreboard to be paid from Tax Rate Increase Fund 197.
3. Recommend approval of Payment #1 for \$93,181.70 as partial payment to Paragon Sports Constructors for Construction Services work completed on the Pace ECHS Artificial Turf Soccer Field to be paid from TRE Fund 197.
4. Recommend approval of Payment #5 for \$117,895.06 as partial payment to G & T Paving,

LLC for Construction Services work completed on the Besteiro M.S. - 4 Lane Track to be paid from TRE Fund 197.

5. Recommend approval of Payment #1 for \$210,000.00 as partial payment to Gomez Mendez Saenz for Architectural Service work completed on the Hanna ECHS New Gymnasium to be paid from Tax Rate Increase Fund 197.
6. Recommend approval for payment in the amount of \$4,830.00 to Esparza & Garza, L.L.P. for ongoing Board approved legal services.
7. Recommend approval for payment of annual renewal and software maintenance fees not to exceed \$871,147.32 for Sungard K-12 Education, Sungard Business PLUS, and Sungard Public Sector, Bethlehem, PA through parent company PowerSchool Group LLC Folsom, CA for the 2018-2019 school year.
8. Recommend approval of Payment #2 for \$134,715.03 to Ethos Engineering for work completed on the Hanna ECHS HVAC Upgrade project be paid from Fund 189 (Tax Rate Increase).

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

1. Recommend approval of Budget Amendment #022 in the amount of \$1,679,433.00 for Local Funds. (Reallocation of \$1,670,433.00 as requested by campuses and departments and Additional Funding \$9,000.00)
2. Recommend approval of Budget Amendment #023 in the amount of \$5,803,000.00 for Fund 511 - Debt Services. (Additional Funding)

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

1. Recommend approval to continue training with the International Academy of Emergency Medical Technology (IAEMT) to perform Emergency Medical Service (EMS) Basic Certification training curricula for students in the Brownsville Independent School District beginning August 2018 and ending June 2019 in the amount of \$148,660.00 per year. Services will be rendered based on the needs and services of the District.
2. Recommend approval to continue training with the International Academy of Emergency Medical Technology (IAEMT) to perform Basic Fire Suppression Certification training for students enrolled in the Fire Fighter Program of Study beginning August 2018 and ending June 2019 in the amount not to exceed \$330,000.00. Services will be rendered based on the needs and services to the District.
3. Recommend approval to enter into Inter-Local Cooperation Agreement and Memorandum of Understanding between the Cameron County Juvenile Justice Alternative Education Program and the Brownsville Independent School District for 2018-2019 school year.
4. Recommend approval to enter into the fourth year of the current contract for the Group Basic Life and Accidental Death & Dismemberment (AD&D) Insurance for the Self-Funded Plan to Aetna Life Insurance Company of Hartford, Connecticut for an additional year based on the approved contract for September 1, 2015. Not to exceed \$0.80 for Basic Life (\$15,000.00 Benefits) and \$.015 for Accidental Death and Dismemberment (AD&D).
5. Recommend approval to enter into the fourth year of the current contract for the Third Party Administrative (TPA) Services of the Self-Funded Group Health Plan to United Health Care of Houston for an additional year based on the approved contract of September 1,

2015. Not to exceed \$34.44 Per Employee Per month (PEPM).
6. Recommend approval to enter into the fourth year of the current contract for Excess Insurance of the Self-Funded workers' Compensation Program to Midwest Employers Casualty/Montalvo Insurance in the amount of \$142,408.00 for an additional year based on the approved contract of September 1, 2015. Not to exceed approved budgeted Self-Funded Workers' Compensation Funds.
 7. Recommend approval to enter into the fourth year of the current contract for the Third Party Administrative Services (TPA) of the Self-Funded workers' Compensation Program to Tristar Risk Management Services in the amount of \$328,500.00 for an additional year based on the approved contract of September 1, 2015. Not to exceed approved budgeted Self-Funded Workers' Compensation Funds.
 8. Recommend approval to enter into the second year of the current contract for the Professional Educators and School Board Legal Liability Insurance to Illinois National Insurance Company/Montalvo Insurance Agency of Weslaco, Texas for an additional one (1) year period based on the approved contract of May 2, 2017. Not to exceed approved budgeted Local Maintenance and Categorical Funds of \$119,320.00.
 9. Recommend approval to enter into the second year of the current contract for the Student Athletic, UIL and Accident Insurance to Alamo Insurance Group/Texas Monarch Management Corporation of San Antonio, Texas for the 2018-2019 school year for an additional one (1) year period based on the approved contract of May 2, 2017. Not to exceed approved budgeted Local Maintenance and Categorical Funds of \$814,586.00.
 10. Recommend approval to enter into a Memorandum of Understanding with APEX Learning to share information between the parties to conduct an efficiency study to investigate the impact on academic outcomes.
 11. Recommend approval of CSP #18-128 Hanna HVAC System & Controls, Lighting, Ductwork and Ceilings upgrades construction project and the negotiated contract with Gerlach Builders, LLC dba Wil-Con of McAllen, Texas in the amount not to exceed \$5,674,300.00. To be paid from Maintenance Tax Note Fund 189.
 12. Recommend approval of CSP #18-129 Rivera ECHS Roof Replacement Phase II construction project and the negotiated contract with Rio Roofing, Inc., of Harlingen, Texas in the amount not to exceed \$1,678,000.00. To be paid from Maintenance Tax Note Fund 189.
 13. Recommend approval to enter into agreement with Cameron County Community Service Centers and School Districts to provide Adult Basic Education/General Educational Development and English as Second Language classes for the 2018-2019 school year in the amount not to exceed \$1,543,781.00.
 14. Recommend approval to enter into contractual agreement with Texas Southmost College and the Community Development Corporation of Brownsville YouthBuild to begin providing Adult Basic Education/Adult Secondary Education and General Education Development instructional services along with Career Pathways and certification to adults in the Cameron County area in the amount not to exceed \$64,224.00.
 15. Recommend approval to contract with Cameron County Elections Office and to pay 60% deposit for estimated costs of election services for a Joint Election to be held on Tuesday,

November 6, 2018 and to authorize the Superintendent to sign the contract. Estimated at \$170,967.67.

16. Recommend approval to update the existing Memorandum of Understanding (MOU) with NINOS Head Start to include Canales Elementary as an in-school program for the 2018-2019 school year.

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

1. Recommend awarding Competitive Sealed Proposal #18-008 Secondary Level Certification instruction for Pipefitting Basic Education Program, for the 2018-2019 school year in the amount not to exceed \$55,000.00.
2. Recommend awarding Competitive Sealed Proposal #18-124 Pharmacy Benefit Management and Specialty Drug to EnvisaCare RX of Boerne, Texas for a one (1) year term with an option to renew for one (1) additional year term. Not to exceed approved budgeted Self-Funded Health Insurance Funds of \$2.25 Administrative Fee per claim.
3. Recommend approval of RFQ #18-127 Architectural Services for Facade Renovations to Mata-Garcia Architects of McAllen, Texas, and to enter into contract negotiations for this project. To be paid from Maintenance Tax Note Fund 189.

IX. Superintendent's Report

A. Conference Presentations:

5:30 p.m.

1. Recognition of Texas Band Masters Award to George Trevino and the Lopez ECHS Band Program.
2. Recognition of State of Texas Art Contest winner.
3. Recognition of Middle School State Junior Visual Arts Scholastic Event (Jr. VASE) winners for 2018.
4. Recognition of High School State Visual Arts Scholastic Event (VASE) winners for 2018.
5. Recognition of Texas Music Educators Association State winners for 2018.
6. Recognition of High School National Congressional Art Competition Finalists for 2018.
7. Recognition of State, Treasures of the Texas Coast Children's Art Contest 2018.
8. Recognition of Elementary Student International Art Contest winners for 2018.
9. Recognition of State of Texas Elementary Art Meet (TEAM) winners for 2018.

6:30 p.m.

10. Recognition of Destination Imagination Texas State Competition 2018.
11. Recognition of State of Texas Art Contest Winners.
12. Recognition of UIL Academies State Spring Meet winners.
13. Recognition of Chess Teams Competing at Nationals winners.
14. Recognition of National award recipient in Martial Arts-Sparring/Musical Weapons from Veterans Memorial Early College High School.

15. Recognition of National Hispanic Scholars Program winners.
16. Recognition of Duke University Talent Search Identification Program winners.

7:30 p.m.

17. Recognition of CTE National Qualifiers.
18. Recognition of 38th Annual Texas History Day winners.
19. Recognition of Veterans Memorial ECHS State Track Medalist (Silver-Discus, Bronze-Shot Put).
20. Recognition of Power Lifting State winners.
21. Recognition of the 12th Annual Johnny N. & Nena S. Cavazos Scholarship Endowment.
22. Presentation of 2018 Second Annual Jason Garcia Memorial Scholarship. (Board Member Request-JAR-MP)
23. Recognition of Dyllan Lozano Lomeli, Stillman Middle School student for being named the National Daughters of the American Revolution American History winner to be honored in Washington, D.C. on June 21, 2018. (Board Member Request - SPA)
24. Recognition of our 2018 H.E.B. state wide employee recognition finalists in the following categories: Lifetime Achievement-Elementary, Mr. Louis Leal, Keller Elementary Teacher; Rising Star-Elementary, Mr. Julian Salinas, Castaneda Elementary Teacher; and Lifetime Achievement-Secondary, Mrs. Graciela Guzman, Hanna High School. (Board Member Request - SPA)
25. In recognition of the students who will be receiving the Texas A&M Brownsville Scholars Scholarship and in gratitude to Mr. & Mrs. Mike and Kelly Hernandez for their generous contribution to the students and families of Brownsville. (Board Member Request - CL)
26. Preliminary EOC 5th & 8th Grade Scores for May 2018.
27. Brownsville Independent School District Health Care Plan Cash Flow for the period ending April 30, 2018.
28. Brownsville Independent School District Financial Report for the period ending April 30, 2018.

B. Standing Board Agenda Items:

1. Board Calendars: Board Activity Calendar and District Calendar

X. PUBLIC AUDIENCE:

Persons who want to address the Board of Trustees during the Public Audience portion of today's meeting shall print their names on the form provided. According to BISD Policy BED (Local), only those persons on the form who request to address the Board shall be heard. The speaker shall limit comments to five minutes or the allotted time. The Board shall allot no more than 30 minutes for Public Audience. Complaints or grievances on the following subjects; employee complaints, termination of employment, student complaints, removal to alternative education program, and expulsion, shall be directed to the appropriate policy for attempted resolution before bringing the matter to the Board as authorized by the Texas Government Code Title 5-Section: 551.074 (1) and (2). The Board President shall determine if the topic shall be redirected to the appropriate policy or redirected to Administration. Public comments on issues shall be

constructive and courteous.

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.

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

A. PERSONNEL MATTER(S):

1. Presentation, acceptance and approval of Retirements. (4)
2. Presentation, acceptance and approval of Resignations. (9)
3. Recommend approval of probationary contractual personnel for the 2018-2019 school year - Teachers. Subject to receipt of all outstanding documentation. (4)
4. Recommend approval of probationary contractual personnel for the 2017-2018 and 2018-2019 school years - R.O.T.C. - Air Force (SASI) Instructor. Subject to receipt of all outstanding documentation. (1)
5. Recommend approval of probationary contractual personnel for the 2017-2018 and 2018-2019 school years - Assistant Choir Director/Itinerant. Subject to receipt of all outstanding documentation. (1)
6. Recommend to approve compensation for professional employee (E.M.) on interim assignment to be commensurate with the athletic coordinator/head football coach salary until such time that a permanent Athletic Coordinator/Head Football Coach is selected for the 2017-2018 fiscal school year.
7. Recommend approval of probationary contractual personnel for the 2017-2018 and 2018-2019 school years - Athletic Coordinator/Head Football Coach. Subject to receipt of all outstanding documentation. (1)
8. Recommend approval of probationary contractual personnel for the 2018-2019 school year - Counselor. Subject to receipt of all outstanding documentation. (1)
9. Recommend approval of term-chapter 21 contractual personnel for the 2017-2018 and 2018-2019 school years - Nurse. Subject to receipt of all outstanding documentation. (1)
10. Recommend approval of term-non-chapter 21 personnel for the 2018-2019 school year - Athletic Trainer. Subject to receipt of all outstanding documentation. (1)
11. Recommend approval of Additional Campus Professional Staff for One Year Term contract for the 2018-2019 school year.
12. Recommend approval of Additional Campus Professional Staff for probationary contracts for the 2018-2019 school year.
13. Recommend approval of Additional Department Professional Staff for Term-Chapter 21 Contracts for the 2018-2019 school year.
14. Recommend approval to compensate former professional employee (J.V.) for a stipend

earned but not paid in the following fiscal school years: 2013-2014 and 2014-2015.

15. Recommend to approve compensation for professional employee (A.G.J.) on interim assignment to be commensurate with the administrator salary until such time that a permanent administrator is selected for the 2017-2018 fiscal school year.
16. Board Self-Evaluation.
17. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.

B. ATTORNEY CONSULTATION

1. Staff Attorney

- a. Discussion, consideration and possible action regarding J.V. bnf Jose Vega and Margarita Vega vs. Brownsville Independent School District and Enrique Rodriguez Individually.
- b. Discussion, consideration and possible action regarding Patricia Salgado v. Brownsville Independent School District.
- c. Discussion, consideration and possible action regarding Ruben Aynes v. Brownsville Independent School District.
- d. Discussion, consideration and possible action regarding Arthur Rendon v. Brownsville Independent School District.

2. Board Attorney

- a. Discussion, consideration and possible action on TEA Docket No. 151-SE-0218, J.P. n/b/f of C.P. v. Brownsville ISD.
- b. Discussion, consideration and possible action on TEA Docket No. 150-SE-0218, J.P. n/b/f of B.P. v. Brownsville ISD.
- c. Discussion, consideration and possible action on TEA Docket No. 024-SE-1017, H.M. n/b/f of I.M. v. Brownsville ISD.
- d. Discussion, consideration and possible action on Presas-Garcia, et, al v. BISD, et al, Cause No. 1:14-CV-00010, pending in the United States District Court for the Southern District of Texas, Brownsville Division.

C. Board Member Request(s)

1. Superintendent evaluation. (Adding "Meets grade Level" standards levels to Evaluation) (Board Member Request - PC)

XII. BOARD RECONVENES - Board action on agenda items discussed in Executive Session.

XIII. Board Member Request(s)

A. Action Item(s)

1. Discussion and possible action to set a minimums "meets grade level" standard for schools as BISD's own measure of its performance, with incremental increase in that goal, as the programs to reach such levels are developed and implemented. (Board Member Request - PC)
2. Discussion, consideration and possible action recommending BISD employees enroll their

children to BISD Schools vs Charter Schools. (Board Member Request - LPR)

XIV. Announcement(s):

A. **Next scheduled Board Meeting** of the Board of Trustees is on Tuesday, August 7, 2018.

XV. Adjournment.