



Brownsville Independent School District

Board of Trustees

Rescheduled Regular Board Meeting

December 11, 2018

5:30 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 **Rescheduled Regular Board Meeting of December 11, 2018** with any corrections/deletions.
- VI. Recommend approval of the following minutes with any corrections:
 - A. Special Called Board Meeting held June 26, 2018
 - B. Special Called Board Meeting held July 30, 2018
 - C. Regular Board Meeting held August 7, 2018
- 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: * SB1566

A. Conference Presentations:

1. Recognition of 2018 National Center for Urban School Transformation (NCUST) Elementary School Awards.
 - Yturria Elementary School - Gold Winner
 - Ortiz Elementary School - Silver Winner

2. Presentation of School Progress. (Sandra G. Lopez, Presenter) *
Aiken, Cromack, Del Castillo, Garza, Vermillion and Victoria Elementary Schools
3. Brownsville Independent School District Financial Report for the period ended September 30, 2018.
4. Brownsville Independent School District Financial Report for the period ended October 31, 2018.
5. Brownsville Independent School District Quarterly Investment Report for the period ended September 30, 2018.
6. Brownsville Independent School District Health Care Plan Cash Flow for the period ending October 31, 2018.
7. Presentation of Board of Trustees training (Credit Hours) required by the State Board of Education.

B. Standing Board Agenda Items:

1. Board Calendar: District Calendar.

IX. 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.

X. Consent Agenda:

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

1. Recommend approval to authorize administration to accept the Sams Stadium Scoreboard Project as substantially complete.
2. Recommend approval to authorize administration to accept Rivera ECHS Roof

Replacement Phase II Project as substantially complete.

3. Recommend approval to authorize administration to accept the Veterans Memorial ECHS Artificial Turf Soccer Field Project as substantially complete.
4. Recommend approval of Change Order #001 to the Owner/Contractor Agreement with ZIWA Corporation for the Pace ECHS Band/Choir Fine Arts Building representing unused allowances in the amount of \$267,620.62. (Credit back to the District)
5. Recommend approval of Change Order #001 to the Owner/Contractor Agreement with Rio Roofing, Inc. for Rivera ECHS Roof Replacement Phase II Project representing unused allowances in the amount of \$79,900.00. (Credit back to the District)
6. Recommend approval to renew annual 2019 TASB membership in the amount of \$11,000.00 and TASB Legal Assistance Fund in the amount of \$500.00 for a grand total of \$11,500.00.
7. Recommend approval of the 2018-2019 District Textbook SELECTION Committee Members. *
8. Recommend approval of the 2019-2020 District Instructional Calendar with any corrections as required by changes in policy or TEA assessment calendar revisions. *
9. Recommend approval to accept the Sprint 1 Million Dollar Project during the 2018-2022 school year. The project awarded in Slate Tablet Devices and 4-year internet connectivity is worth \$2,267,340.00. No cost to the District.

B. Board Agenda Request(s)

1. Discussion, consideration and possible action for approval of a Resolution requesting that the Legislators, through Senator Lucio and Alex Dominguez make the limits of BISD match the city limits of Brownsville, and that the area of Cameron County south of the Port of Brownsville up to the gulf become part of BISD territory as well. (Board Member Request - PC)
2. Discussion, consideration and possible action to recommend approval for Board Members to attend the RGV Day at the Capitol to be held on February 5, 2019 in Austin, Texas. (Board Member Request - EC)
3. Discussion, consideration and possible action to request a third party compliance review in January 2019 of all 2015 TRE projects and all 2018 tax increase projects; to include artificial turf and the stadium/campus scoreboards. (Board Member Request - SPA)
4. Discussion, consideration and possible action to conduct an insurance audit in January 2019 on all employer paid insurance products for 2017-2018 and 2018-2019; to include district's health plan, pharmacy benefits services, life insurance, worker's compensation and student athletic insurance. (Board Member Request - SPA)
5. Discussion, consideration and possible action to upload and post Board Book school board agendas (without Executive Session items) as well as board minutes to the district website to promote transparency. (Board Member Request - SPA)
6. Discussion, consideration and possible action to establish board goals for the 2019-2020 insurance program; to include district paid programs, employee paid premiums, etc. (Board Member Request - PT)

7. Discussion, consideration and possible action to establish board priorities for the 2019-2020 budget; to include possible increases in employee compensation, decreases in employee paid insurance premiums, and increases in campus support. (Board Member Request -PT)
8. Discussion, consideration and possible action to recommend approval to appoint a Board Member to serve on the Brownsville Metropolitan Planning Organization Policy Committee.
9. Recommend approval of Resolution #023/18-19 for the appointment of an individual to serve on the Cameron County Appraisal District Board of Directors.

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

1. Recommend approval for payment in the amount of \$17,342.10 to Esparza & Garza, L.L.P. for ongoing Board approved legal services.
2. Recommend approval for payment in the amount of \$3,355.00 to Roerig, Oliveira & Fisher, L.L.P. for ongoing Board approved legal services.
3. Recommend approval for payment in the amount of \$5,344.86 to McGinnis Lochridge for ongoing Board approved legal services.
4. Recommend approval to pay Cameron Appraisal District the required amount of \$889,929.00 for appraisal services rendered. (Annual Fee)

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

1. Recommend approval of Budget Amendment #013 in the amount of \$48,726.00 for Local Funds. (Reallocation as requested by campuses and departments)
2. Recommend approval of Budget Amendment #014 in the amount of \$4,646.00 for Local Funds. (Reallocation as requested by campuses and departments)

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

1. Recommend approval to enter into a Memorandum of Understanding (MOU) with Data Recognition Corporation (DRC) in the amount of \$79,000.00 for the Spring and Summer of 2019. Services to be rendered subject to the District's needs and funding. *
2. Recommend approval of Subaward Agreement and Amendment #1 in the amount of \$458,770.00. The recommended subaward will allow BISD and UTRGV to revise the start date from September 29, 2017 to September 26, 2017 and ending on September 25, 2019. *
3. Recommend approval to extend the agreement Addendum #3 date to June 29, 2018, to utilize remaining grant funds of \$500.00 from The Educate Texas Fund of Communities Foundation of Texas for the purchase of additional Texas Success Initiative (TSI) testing units. No cost to the District*
4. Recommend approval to enter into a Memorandum of Understanding with Texas Southmost College to offer dual enrollment/dual credit opportunities in the amount of \$195,700.00 beginning the 2018-2019 school year. This agreement takes effect on December 11, 2018 upon School Board approval and shall continue from year to year unless amended mutually or terminated in writing by either party. *
5. Recommend approval to negotiate a contract with TASB/E3 Integral Solutions to perform the Design Build services for HVAC Chilled Water System and Associated Controls (Phase III) Project in the amount not to exceed \$4,787,642.00 to be paid from Maintenance Tax

Note Fund 189 and to authorize the Superintendent to execute said contract.

6. Recommend approval for the Administration to continue collaborative service agreements with the Gladys Porter Zoo, Brownsville Historical Association and the Brownsville Museum of Fine Arts in the amount not to exceed \$89,480.00 from budgeted Local Maintenance Funds. (Annual Agreement)

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

1. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Terracon Consultants, Inc., Pharr, Texas, to provide engineering services and to authorize administration to negotiate a fee on a project by project basis. Approximate amount of \$232,888.00 from Local and Categorical Funds. (Annual Contract)
2. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Raba-Kistner Consultants, Inc., Brownsville, Texas, to provide engineering services and to authorize administration to negotiate a fee on a project by project basis. Approximate amount of \$232,888.00 from Local and Categorical Funds. (Annual Contract)
3. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Professional Services Industries (PSI), Harlingen, Texas to provide engineering services and to authorize administration to negotiate a fee on a project by project basis. Approximate amount of \$232,888.00 from Local and Categorical Funds. (Annual Contract)
4. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Millennium Engineers Group (MEG), Edinburg, Texas to provide engineering services and to authorize administration to negotiate a fee on a project by project basis. Approximate amount of \$232,888.00 from Local and Categorical Funds. (Annual Contract)
5. Recommend approval of CSP #19-111 Del Castillo Elementary School Roof Replacement Project to Centennial Contractors Enterprises, Inc., of McAllen, Texas in the amount not to exceed \$776,745.73 and to authorize the Superintendent to enter into negotiations and execute the contract. To be paid from Maintenance Tax Note Fund 189.
6. Recommend to extend Bid #18-012 Weight Training Room Equipment District-wide to several vendors for three (3) months to expire on March, 2019. Approximate amount of \$83,010.00 from Local and Categorical Funds. (Annual Bid)
7. Recommend approval to extend Bid #18-074 Roofing Supplies and Materials District-wide to several vendors for three (3) months to expire in March, 2019. Approximate amount of \$50,000.00 from Local and Categorical Funds. (Annual Bid)
8. Recommend approval to extend Bid #18-080 Glazing Supplies and Materials District-wide to several vendors for three (3) months to expire in March, 2019. Approximate amount of \$285,861.00 from Local and Categorical Funds. (Annual Bid)
9. Recommend awarding Bid #19-007 Music Supplies and Accessories District-wide to several vendors. Approximate amount of \$581,272.00 from Local and Categorical Funds.

(Annual Bid)

10. Recommend awarding Bid #19-009 Furniture District-wide to several vendors. Approximate amount of \$107,166.00 from Local and Categorical Funds. (Annual Bid)
 11. Recommend awarding Bid #19-010 Graduation and Honor Awards District-wide to several vendors. Approximate amount of \$116,413.00 from Local and Categorical Funds. (Annual Bid) (Includes Letterman Jackets)
 12. Recommend awarding Bid #19-011 Helmet Reconditioning and Shoulder Pads Repair District-wide to Riddell/All American, Chicago, IL. Approximate amount of \$66,800.00 from Local and Categorical Funds. (Annual Bid)
 13. Recommend awarding Bid #19-040 Charter Bus Services District-wide to several vendors. Approximate amount of \$253,760.00 from Local and Categorical Funds. (Annual Bid)
 14. Recommend awarding Bid #19-042 Medical Supplies and Equipment District-wide to several vendors. Approximate amount of \$399,289.00 from Local and Categorical Funds. (Annual Bid)
 15. Recommend awarding Bid #19-043 Inspection Services for Exhaust Hood Suppression Systems District-wide to EI Fire & Safety Inc. Mission, Texas. Approximate amount of \$73,191.00 from Local Food and Nutrition Service funds. (Annual Bid)
 16. Recommend awarding Bid #19-075 Oxygen, Acetylene and Welding Supplies District-wide to several vendors. Approximate amount of \$156,057.00 from Local and Categorical Funds. (Annual Bid)
 17. Recommend awarding Bid #19-076 A/C Control Systems District-wide to several vendors. Approximate amount of \$50,000.00 from Local and Categorical Funds. (Annual Bid)
 18. Recommend awarding Bid #19-078 Paving Services Work District-wide to several vendors. Approximate amount of \$246,655.00 from Local and Categorical Funds. (Annual Bid)
 19. Recommend awarding Bid #19-079 Roofing Maintenance District-wide to several vendors. Approximate amount of \$473,803.00 from Local and Categorical Funds. (Annual Bid)
 20. Recommend awarding Bid #19-114 Shredding Systems for Records Management/Policy/Recycling Department to SSI Shredding Systems, Inc., Wilsonville, OR. Approximate amount of \$87,930.00 from Local and Categorical Funds.
- 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.** (5)
2. Presentation, acceptance and approval of **Resignations.** (5)
3. Recommend approval of **probationary contractual personnel** for the 2018-2019 school year - **Assistant Administrator for Library/Media Services.** Subject to receipt of all outstanding documentation. (1)
4. Recommend approval of **probationary contractual personnel** for the 2018-2019 school year - **Teachers.** Subject to receipt of all outstanding documentation. (3)

5. Recommend approval of **term chapter 21 contractual personnel** for the 2018-2019 school year - **Teachers**. Subject to receipt of all outstanding documentation. (2)
6. Recommend approval of **term non chapter 21 contractual personnel** for the 2018-2019 school year - **Human Resource Specialist**. Subject to receipt of all outstanding documentation. (1)
7. Recommend approval to compensate professional employees (E.M., C.S., A.N.S.) for a stipend earned but not paid in the following fiscal school years: 2015-2016, 2016-2017 and 2017-2018.
8. Recommend approval to compensate professional employees (A.P.S.) for a stipend earned but not paid in the following fiscal school years: 2014-2015, 2015-2016, 2016-2017 and 2017-2018.
9. Recommend approval to compensate professional employee (S.L.P.) for wage earning experience earned but not paid in the following fiscal school years: 2014-2015, 2015-2016, 2016-2017 and 2017-2018.
10. Board Self-Evaluation.
11. 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 Martha Chavez, as next friend, for J.C. vs. Brownsville Independent School District and Victor Villarreal.
- b. Discussion, consideration and possible action regarding the purchase, exchange, lease, or value of real estate property for the possible purchase of land.

2. Board Attorney

- a. Discussion, consideration and possible action in J.V. b/n/f Jose and Margarita Vega v. Brownsville Independent School District, 1:18-cv-008, Southern District of Texas, Brownsville Division.

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

XIII. Announcement(s):

- A. **Next scheduled Board Meeting** of the Board of Trustees is on Tuesday, January 15, 2019.

XIV. Adjournment.