



# Brownsville Independent School District

## Board Of Trustees

**Regular Board Meeting**  
**November 18, 2008**  
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 November 18, 2008**, with any corrections/deletions.
- VI.** Recommend approving the **minutes** of the **Regular Board Meeting of October 21, 2008**, with any corrections.
- VII.** Recommend approving the **minutes** of the **Special Called Board Meeting of November 12, 2008, 2008**, with any corrections.
- VIII. Superintendent's Report**
  - A. Conference Presentations:**
    1. Presentation of Proclamation to BISD Board of Trustees.
    2. Recognition of service as Board of Trustees President to Dr. Enrique Escobedo, Jr.
    3. Presentation of 2008-2009 State Coordinated Approach To Child Health (CATCH) Champion Award.

4. Presentation of the Brownsville Independent School District Financial Report for the period ended September 30, 2008.
5. Presentation of the Brownsville Independent School District Quarterly Consultant Report for the First Quarter of the Fiscal Year 2008-2009.
6. Presentation of the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2008.
7. Presentation on report from the BISD Bond Oversight Committee.
8. Presentation of Surplus Police Vehicle Purchase.
9. Presentation of the Notification of Contingency Fund Change Orders.
10. Presentation on Bilingual/ESL Education Program: 2008-2009 Instructional Support Activities.
11. Announcement of assignment for Committees by Board President.

**B. Standing Board Agenda Items:**

12. Board Calendars.

**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 our 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.**

**X. Consent Agenda  
General Function:**

**A. Recommend approval of the following General Function Items:**

13. Recommend approval to purchase instructional materials from American Preparatory Institute, Killeen, Texas, in the amount not to exceed \$80,000.00 from budgeted local and categorical funds for the 2008-2009 school year. Items to be purchased subject to the District's needs and funding.

14. Recommend approval to utilize professional consultant services in the amount not to exceed \$100,000.00 (\$43,000.00 previously expended) to Martha Morales Educational Consulting. (Sole Source)
15. Recommend approval to adjust pay for classified employee (P.L.) for 2007-2008 school year to reflect verified previous work experience.
16. Recommend approval for the Hanna High School Choir to travel to New York, N.Y. on May 30<sup>th</sup> through June 2<sup>nd</sup>, 2009.
17. Recommend approval of the Internal Audit Plan for the year 2009.
18. Recommend approval to transfer 2006 Bond Issue funds from Proposition 1, 2, and 4, to Proposition 3.
19. Recommend approval of the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2008.
20. Recommend approval to authorize administration to proceed on the Bus Transportation Parking Lot Improvements Project and to utilize existing Local Maintenance Funds in the amount of \$1,957,331.00 from the 2001/2002 and 2004/2005 school year carry over funds to pay for said improvements.
21. Recommend approval of Advanced Placement/International Baccalaureate (AP/IB) award monies in the amount not to exceed \$46,272.60 for the 2008-2009 school year.
22. Recommend approval to submit letter of support to Mr. Pat Ahumada, Mayor of Brownsville, for the proposal to establish a short range commuter rail service.
23. Recommend approval of the Region One Education Service Center Local Assessment Fee for Special Service Projects for the 2008-2009 school year.

**B. Recommend approval of the following Payment:**

24. Recommend approval to pay ACR Engineering, Inc. \$2,007.50; Ambiotec Civil Engineering Group, Inc. \$5,750.00; Amtech Building Sciences, Inc. \$12,421.80; Gignac and Associates \$13,509.60; Gomez Mendez Saenz, Inc. \$64,800.00; PHI Service Agency, Inc. \$12,078.00; Plagar Engineering Inc. \$7,545.98; Raba Kistner Consultants, Inc. \$7,389.80; Stanford Knowles Architect and Planner, Inc. \$17,079.56; Terracon \$7,711.75; American Contracting USA \$110,173.87; Central Air and Heating Service, Inc. \$28,880.00; D. Wilson Construction Company \$4,960,948.45; Metro Electric, Inc. \$107,759.40; Scoggins Construction Co. Inc., \$88,597.00; Texas Descon \$610,536.00; W. Murray Thompson Construction Co., Inc. \$459,067.55 for a grand total of \$6,516,256.26 to be paid from Capital Project Funds 631,632,633 and 634.
25. Recommend approval to pay Gomez Mendez Saenz, Inc. \$4,010.18; Raba-Kistner Consultants, Inc. \$12,820.68; Rike Ogden Figueroa Alex Architects \$18,558.75; Texas Descon, L.P. \$626,954.00; W. Murray Thompson Construction Co., Inc. \$329,797.25; ZIWA Corporation \$189,044.35 for a grand total of \$1,181,185.21 from Local Maintenance Fund 199.

**C. Recommend approval of the following Budget Amendment:**

26. Recommend approval of Budget Amendment #052 in the amount of \$4,598,300.00 for Fund 163 – State Bilingual Education. (Categorical Fund Balance)
27. Recommend approval of Budget Amendment #054 in the amount of \$1,271,239.00 for Fund 404 – Accelerated Reading/Accelerated Math Instruction Program. (New Funding for fiscal year 2008/2009)
28. Recommend approval of Budget Amendment #055 in the amount of \$2,555,000.00 for Fund 429 – Other State Funded Programs (TEEG Cycle Year 2 and GEEG Cycle Year 3). (New Funding)
29. Recommend approval of Budget Amendment #056 in the amount of \$299,680.00 for Fund 276 – Title I School Improvement SIP Academy Grant. (Reallocation)
30. Recommend approval of Budget Amendment #057 in the amount of \$46,274.00 for Fund 397 – Advanced Placement Incentives. (New Funding)
31. Recommend approval of Budget Amendment #058 in the amount of \$122,500.00 for Fund 162 – State Compensatory. (Reallocation)
32. Recommend approval of Budget Amendment #059 in the amount of \$110,000.00 for Fund 498 – Local Funded Special Revenue Fund. (New Funding)
33. Recommend approval of Budget Amendment #061 in the amount of \$13,000,000.00 for Fund 199 – Local Maintenance Fund for the construction of the new warehouse facility. (Local Maintenance Fund Balance)

**D. Recommend approval of the following Contracts/Agreements:**

34. Recommend approval to enter into a Memorandum of Understanding between Workforce Solutions Cameron and the Brownsville Independent School District for the 2008-2009 and 2009-2010 school years.
35. Recommend approval to enter into a Memorandum of Understanding between Brownsville Chamber of Commerce and the Brownsville Independent School District for the 2008-2009 and 2009-2010 school years.
36. Recommend approval for Memorandum of Understanding between “Go Centers” in Brownsville I.S.D., and the University of Texas at Brownsville and Texas Southmost College “Performing Agency” and participating schools under Brownsville Independent School District for services for the 2008-2009 school year. Services are to be rendered at no cost to the District.
37. Recommend approval to enter into a Memorandum of Understanding between Brownsville I.S.D. and Tropical Texas Behavioral Health, Edinburg, Texas, for mental health services for the 2008-2009 school year. Services are to be rendered at no cost to the District.

**E. Recommend approval of the following Bids/Proposals/Purchases:**

38. Recommend awarding Bid #09-051 Awards for Honor and Graduation Students District-wide to several vendors. (Annual Bid)
39. Recommend awarding Bid #09-052 Aquatic Center Chemical, Services, and Maintenance Equipment District-wide to several vendors. (Annual Bid)
40. Recommend awarding Bid #09-053 Printed Music District-wide to several vendors and cast lots for items #1, #3, #4, #6, #7, #9, #10, #11, #12, #15, #16, 17, #21, #22, #23, #24, #25, and #26 of said bid. (Annual Bid)
41. Recommend awarding Bid #09-054 Music Supplies and Materials District-wide to several vendors. (Annual Bid)
42. Recommend awarding Bid #09-055 Furniture District-wide to several vendors. (Annual Bid)
43. Recommend awarding Bid #09-057 Reconditioning of Helmet and Shoulder Pad Repairs District-wide to several vendors. (Annual Bid)
44. Recommend awarding Bid #09-058 Weight Training Room Equipment District-wide to several vendors. (Annual Bid)
45. Recommend awarding Bid #09-059 Art Supplies and Materials District-wide to several vendors. (Annual Bid)
46. Recommend awarding Bid #09-060 Medical Supplies and Equipment District-wide to several vendors and cast lots for items #36, #55, #59, #72, #85, #160, and #170 of said bid. (Annual Bid)
47. Recommend awarding Bid #09-061 Charter Bus District-wide to several vendors. (Annual Bid)
48. Recommend awarding Bid #09-068 Paving Service Work District-wide to several vendors. (Annual Bid)
49. Recommend awarding Bid #09-069 Scrap Metal Reverse Auction District-wide to Trinity Scrap, Brownsville, Texas. (Annual Bid)
50. Recommend awarding Bid #09-070 Sheet Metal and Installation District-wide to A-Square Mechanical, Brownsville, Texas. (Annual Bid)
51. Recommend awarding Bid #09-071 Glazing Supplies and Doors District-wide to several vendors. (Annual Bid)
52. Recommend awarding Bid #09-072 Plumbing Service Work District-wide to A-Square Mechanical, Brownsville, Texas. (Annual Bid)
53. Recommend awarding Bid #09-073 Irrigations and Landscaping Services, Supplies and Materials District-wide to several vendors. (Annual Bid)

54. Recommend awarding Bid #09-074 Energy Management Systems District-wide to several vendors. (Annual Bid)
55. Recommend awarding Bid #09-075 HVAC and Chiller Preventive Maintenance District-wide to several vendors. (Annual Bid)
56. Recommend awarding RFP #09-067 for ADA and TAS/TDLR Consulting and Inspection Services to Otten Consulting Group, Inc., Houston, Texas, in the amount not to exceed \$30,000.00 for an annual contract. To be paid from Local Maintenance Fund 199 and Capital Project Fund 634.
57. Recommend awarding RFP #09-078 for General Construction Services for Pace and Porter High School Athletic Buildings and New Porter High School Tennis Courts to Roth Construction, Inc., Victoria, Texas, in the amount not to exceed the \$6,836,562.00 to be paid from Local Maintenance Fund 199.
58. Recommend approval to accept the negotiated fee for RFQ #09-065 Mechanical/Engineering/Plumbing (MEP) Services (Annual Contract) from ACR Engineering, Inc., Harlingen, Texas, in the amount not to exceed \$13,000.00 to be paid from Local Maintenance Fund 199.

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

**A. PERSONNEL MATTERS:**

59. Presentation of **Retirement/Resignations.**
60. Recommend approval of **Probationary Contractual Personnel** for the 2008-2009 school year – **Teachers.** Subject to receipt of all outstanding documentation.
61. Recommend approval of **Term-Chapter 21 Contractual Personnel** for the 2008-2009 school year – **Teachers.** Subject to receipt of all outstanding documentation.
62. Recommend approval of **Term-Chapter 21 Contractual Personnel** for the 2008-2009 school year – **Career & Technical Education Coordinator.** Subject to receipt of all outstanding documentation.
63. Recommend approval of **Probationary Contractual Personnel** for the 2008-2009 school year – **Curriculum Specialist–Science PK-12.** Subject to receipt of all outstanding documentation.
64. Recommend approval of **Probationary Contractual Personnel** for the 2008-2009 school year – **Counselors.** Subject to receipt of all outstanding documentation.
65. Recommend approval of **Probationary Contractual Personnel** for the 2008-2009 school year – **Curriculum Specialist – Early Childhood.** Subject to receipt of all outstanding documentation.

66. Recommend approval of **Term-Chapter 21 Contractual Personnel** for the 2008-2009 school year – **Curriculum Specialist – Bilingual/ESL Elementary Education**. Subject to receipt of all outstanding documentation.
67. Recommend approval of **Term-Chapter 21 Contractual Personnel** for the 2008-2009 school year – **Assistant Principal**. Subject to receipt of all outstanding documentation.
68. Recommend to approve the proposed discharge of a term contract employee (L.F.V.) for good cause.
69. Receipt of report and consultation with Counsel regarding certified employee (A.J.). (Board Member Request)
70. Receipt of report and consultation with Counsel regarding certified employee (A.J.).
71. Superintendent’s Evaluation. (Board Member Request)

**B. Consultation with ATTORNEY:**

72. Consultation with attorney regarding pending or threatened litigation matters.
  - a. Discussion, consideration and possible action regarding settlement of the pending litigation matter – Cause No.: 2006-05-002356-G; Maria del Rosario Pena vs. Brownsville Independent School District.
  - b. Update for New Board Members on Legal Update on Pending Litigation. (Board Member Request)

**C. Real PROPERTY:**

73. Discussion of possible acquisition or sale of Real Property.

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- A60–68. Recommend approval on personnel matters discussed in Closed Meeting.
  - 71a. Discussion, consideration and possible action-Superintendent’s Evaluation. (Board Member Request)
- B72 - a. Recommend approval on litigation matters discussed in Closed Meeting.
- C73. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

**XII. Announcement(s).**

74. Next **Regular Board Meeting** of the Board of Trustees is on **Tuesday, December 2, 2008**, at the Administration Building at 5:30 p.m.

**XIII. Adjournment**