



Brownsville Independent School District

Board Of Trustees

Regular Board Meeting December 2, 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 December 2, 2008**, with any corrections/deletions.
- VI. **Superintendent's Report**
 - A. **Conference Presentations:**
 1. Presentation on Public Reporting of Progress in Meeting Highly Qualified Teacher Requirements.
 2. Presentation on First Reading of Update 82 and 83 Local and Miscellaneous Policies.
 3. Presentation on Update on Senate Bill 9 – Fingerprinting.
 4. Presentation on the proposed purchase of large equipment for Rivera High School for Fiscal Year 2008-2009.
 5. Presentation of Special Services status of age limit for students in Special Education. (Board Member Request)

6. Presentation on Special Services Department Budget and actual expenditures from 2005-2006, 2006-2007, 2007-2008 in the following areas. (Board Member Request)
 1. Expenditures and description for all legal services
 - Fees, travel, food lodging and description of actual work done
 - Number of Due Process hearings and legal fees
 2. Expenditures and description for all contracted services.
 3. Expenditures and description for all consulting services.
 4. Results from the last fiscal department audit.

B. Standing Board Agenda Items:

7. Board Calendars.

VII. 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.

**VIII. Consent Agenda
General Function:**

A. Recommend approval of the following General Function Items:

8. Recommend approval of Resolution #016/08-09 for the appointment of an individual to serve on the Cameron County Appraisal District Board of Directors.
9. Recommend approval of legal services agreement and fees between Walsh, Anderson, Brown, Schulze & Aldridge, P.C. and the Brownsville Independent School District.
10. Recommend approval for the Brownsville Independent School District to purchase additional state-adopted textbooks in the amount not to exceed \$417,048.00 for the 2008-2009 school year. Items to be purchased subject to the District's needs and funding.

11. Recommend the approval to purchase the updated Family Frameworks Parental Involvement Curriculum from the Texas Association of School Boards and Region XIII in the amount not to exceed \$10,000.00 for the 2008-2009 academic school year. Items to be purchased subject to the District's needs and funding.
12. Recommend approval of Change Order #001 to amend the Owner/Contractor agreement with American Contracting USA, Inc., Combes, Texas for the Re-roofing Project at Hanna High School, Faulk and Stell Middle Schools, and El Jardin Elementary School Project.
13. Recommend approval of Change Orders #02 and #03 to amend the Owner/Contractor agreement with D. Wilson Construction Co., McAllen, Texas, for the Veterans Memorial High School Project.

B. Recommend approval of the following Payment:

14. Recommend approval to pay ACR Engineering, Inc. \$181,133.00; Gignac and Associates \$28,350.00; PBK Architects, Inc. \$390.45; PHI Service Agency, Inc. \$2,013.00; Stanford Knowles Architect & Planner, Inc. \$184.65; American Contracting USA \$68,424.32; Metro Electric, Inc. \$119,205.05; Terracon Consulting, Inc. \$34,362.25 for a grand total of \$434,062.72 to be paid from Capital Project Funds 631,632,633, and 634.
15. Recommend approval to pay PBK Architects, Inc. \$2,828.68 and Terracon Consultants, Inc., \$1,321.00 for a grand total of \$4,149.68 from Local Maintenance Fund 199.

C. Recommend approval of the following Budget Amendments:

16. Recommend approval of Budget Amendment #062 in the amount of \$12,546.00 for Fund 498 – Local Funded Special Revenue Fund-Developing Skills Through Internship (DSTI). (New Funding)
17. Recommend approval of Budget Amendment #063 in the amount of \$1,000.00 for Fund 274 – GEAR Up Grant for Porter High School. (Reallocation)

D. Recommend approval of the following Contracts/Agreements:

18. Recommend approval for the Administration to continue collaborative service agreements with the Historic Brownsville Museum, Gladys Porter Zoo, Brownsville Historical Association (Stillman House Museum), Brownsville Museum of Fine Art and the Brownsville Barnstormers Flying Museum in the amount not to exceed \$129,000.00 from budgeted Local Maintenance Funds. (Annual Agreement)

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

19. Recommend awarding Bid #09-077 General Construction Services for Water, Wastewater, and Pavement Improvements for Raquel Pena Elementary School to Jimmy Closner & Sons Construction Co., Inc., Mercedes, Texas, in the amount not to exceed \$656,189.50 to be paid from Local Maintenance Funds 199.
20. Recommend approval of RFP #09-047 for Medicaid Billing and Consulting Services District wide to Houston Independent School District, Houston, Texas, for the 2008-2009 school year. Services to be rendered subject to the District's needs and funding. (Annual Proposal)

21. Recommend awarding RFP #09-079 for 403(b) Third Party Administration Services (TPA) to MidAmerica Administrative & Retirement Solutions, Inc. As recommended by the BISD Employee Insurance Committee. This is a one year agreement with an option to renew for two additional one year terms.
22. Recommend approval to accept the negotiated fee for RFQ #08-034 Geotechnical Materials Testing Engineering Services District-Wide (Annual Contract) from Raba-Kistner Consultants, Inc., McAllen, Texas, in the amount not to exceed \$8,366.71 to be paid from Local Maintenance Fund 199.
23. Recommend approval to accept the negotiated fee for RFQ #08-034 Geotechnical Materials Testing Engineering Services District-wide (Annual Contract) from Terracon Consultants, Inc., Pharr, Texas, in the amount not to exceed \$47,039.00 to be paid from Local Maintenance Fund 199.

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

A. PERSONNEL MATTERS:

24. Presentation of **Resignations**.
25. Recommend approval of **Probationary Contractual Personnel** for the 2008-2009 school year – **Teachers**. Subject to receipt of all outstanding documentation.
26. Recommend approval of **Term-Non-Chapter 21 Contractual Professional Personnel** for the 2008-2009 school year – **Administrator for PEIMS**. Subject to receipt of all outstanding documentation.
27. Recommend approval of **Term-Non-Chapter 21 Contractual Professional Personnel** for the 2008-2009 school year – **Principal – Resaca Elementary School**. Subject to receipt of all outstanding documentation.
28. Recommend to terminate a probationary contract employee due to the lack of certification resulting in a void contract. (A.P.)
29. Board Self Evaluation.

B. Consultation with Attorney:

30. Consultation with attorney regarding pending or threatened litigation matters.
 - a. Presentation of the Investigative Report concerning Athletic Administrator (Board Member Request)
 - b. Discussion, consideration and possible action regarding Legal Counsel. (Board Member Request)

C. Real Property:

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

(BOARD RECONVENES AFTER CLOSED MEETING)

A25–28. Recommend approval on personnel matters discussed in Closed Meeting.

B30 a-b. Recommend approval on litigation matters discussed in Closed Meeting.

C31. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

X. Announcement(s):

32. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, December 16, 2008**, at the Administration Building at 5:30 p.m.

XI. Adjournment: