



Brownsville Independent School District

Board Of Trustees

Regular Board Meeting
February 16, 2010
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 February 16, 2010**, with any corrections/deletions.
- VI.** 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.
- VII. Superintendent's Report**
 - A. Conference Presentations:**
 1. Recognition of Chess Team Winners at the TCA Region VIII Chess Championship.
 2. Recognition of TEA-Title I, Part A, Distinguished Performance and Distinguished Progress Campus.
 3. Presentation on monthly report from the BISSD Bond Oversight Committee. Bond Oversight Committee was held on February 11, 2010.
 4. Presentation of the Brownsville Independent School District Financial Report for the period ended December 31, 2009.

5. Presentation of the Brownsville Independent School District Quarterly Consultant Report for the Second Quarter of Fiscal Year 2009-2010.
6. Presentation of the Brownsville Independent School District Quarterly Investment Report for the period ended December 31, 2009. (Booklet)
7. Presentation of Notification of Contingency Fund Change Orders.
8. Presentation, review and discuss Athletic Budget Programs and implementation of new and previously removed programs for Middle Schools and High Schools. **(Board Member Request)**
9. Presentation, review and discuss District-wide portable buildings. **(Board Member Request)**
10. Presentation and discussion of attorney's fees spent in the 2008-2009 and 2009-2010 school years with a break down on the specific cases, departments and/or major issues; (e.g. Chapter 21 termination process). **(Board Member Request)**
11. Presentation of Policy EIE (LOCAL), First Reading.

B. Standing Board Agenda Items:

12. Board Calendars.

VIII. 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.

IX. Open Hearing: Grievant has requested an open hearing pursuant to Board Policy DGBA Local.

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 and consult with their attorney.

A. Level III Board Review and Grievance:

13. Level III Grievance #006/09-10 – Leonardo V. Garcia

14. Board Action on Level III Grievance - 06/09-10 – Leonardo V. Garcia

The Board may deliberate or take action regarding the following agenda items.

X. General Function:

A. Recommend approval of the following General Function Items:

15. Recommend approval to allow UTB/TSC to use 2 school buses to transport students to South Padre Island on June 17, 2010 and August 3, 2010.
16. Recommend changes to Policy EIE (Local).
17. Recommend approval for students, coaches, and administrators from Benavides, Egly, Paredes, Hudson, Garza, Ortiz, Martin, Russell, Vela, Oliveira, Faulk, Stillman, Hanna, Porter, Pace, and Rivera schools to travel to compete at the National Chess Championships held in Minneapolis, Minnesota, Columbus, Ohio and Atlanta, Georgia from budgeted district-wide, campus, and booster 2009-2010 funds. Services to be rendered are subject to the District's needs and funding.
18. Recommend approval of Resolution #21/09-10 requesting historic properties to be granted exemption from taxation in the amount of \$54,989.82.
19. Recommend approval to purchase training for Elementary scheduling in Student Plus from SunGard Public Sector, Inc. Services are to be rendered subject to the District's needs and funding.
20. Recommend approval to authorize administration to accept the Lopez High School Theatrical Equipment Upgrades Project as substantially complete.
21. Recommend approval to select the Competitive Bidding delivery method as authorized by the Texas Education Code in accordance with Subchapter B. Purchases, Contracts, 44.031, of the Texas Education Code for the Porter High School 8th Tennis Court Project.
22. Review, discuss, approve and possible action regarding yearly travel expenses for each BISD Board Member not to exceed \$15,000.00 in a fiscal budgeted school year. Travel for conference, training and/or participation with campus achievement awards. All BISD travel must be only in the U.S. **(Board Member Request)**
23. Presentation by representatives from the Foundation of Advancement for Science and Education, (FASE) regarding funding for the production of an educational documentary movie based on BISD's championship chess program for consideration and possible action. **(Board Member Request)**

B. Recommend approval of the following Payment:

24. Recommend approval to pay Ambiotec Civil Engineering Group, Inc. \$12,609.13; Gomez Mendez Saenz Inc. \$8,100.00; D. Wilson Construction Company \$400,260.65; JDS

Construction, Inc. \$9,395.50; PHI Service Agency Inc. \$15,963.05; Pederson Construction Company Incorporated \$20,271.29; Raba-Kistner Consultants, Inc. \$2,725.99; Scoggins Construction \$673,826.45; Texas Descon \$85,807.00; Texas Precisionaire \$17,500.00 for a grand total of \$1,246,459.06 to be paid from Capital Project Funds 631, 632, 633, and 634.

25. Recommend approval to pay CAS \$47,628.43; Roth Construction, Inc. \$125,666.00; Texas Descon, L.P. \$109,456.00; Texas Precisionaire, Ltd. \$3,500.00 for a grand total of \$286,250.43 to be paid from Local Maintenance Fund 199.
26. Recommend that the board approve payment of \$351.25 to the law firm of Jones, Galligan, Key & Lozano, L.L.P.

C. Recommend approval of the following Budget Amendments:

27. Recommend approval of Budget Amendment #076 in the amount of \$50,000.00 for Fund 164 – State Career and Technology. (Reallocation)
28. Recommend approval of Budget Amendment #077 in the amount of \$13,170.00 for Fund 231 – Job Training Partnership Act. (Additional Funding)
29. Recommend approval of Budget Amendment #078 in the amount of \$125,091.00 for Fund 309 – Federal Cooperative Fund. (Additional Funding)
30. Recommend approval of Budget Amendment #079 in the amount of \$53,574.00 for Fund 312– Federal Temporary Assistance for Needy Families. (Additional Funding)
31. Recommend approval of Budget Amendment #080 in the amount of \$410,715.00 for Fund 404 – Student Success Initiative Grant. (New Funding)
32. Recommend approval of Budget Amendment #081 in the amount of \$124,686 for Fund 429 – Texas Fitness Now Grant. (New Funding)
33. Recommend approval of Budget Amendment #082 in the amount of \$1,300,000.00 for Fund 101 – Food Service. (Food Service Fund Balance)

D. Recommend approval of the following Contracts/Agreements:

34. Recommend approval to enter into a Memorandum of Understanding with Southwest Key Workforce Development, Brownsville, Texas, to establish coordination and protocols that will support Cameron County Development, Brownsville, Texas, to establish coordination and protocols that will support Cameron County youth participants in their pursuit of completing high school and participating in advanced educational opportunities that ultimately lead to higher wages and self-sustainability. Services to be rendered subject to the district's needs and funding.
35. Recommend approval to enter into a Memorandum of Understanding with the University of Texas Brownsville/Texas Southmost College to accept Full and Individual Evaluation results from Brownsville ISD for BISD high school graduates seeking academic adjustments at UTB/TSC.

36. Recommend approval of Change Order #01 to amend the Owner/Contractor agreement with Metro Electric, McAllen, Texas, for the Fire Alarm Upgrades Phase II – Package #1 Project.

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

37. Recommend awarding Bid #10-051 Two-Way 400 MHZ Radios and Repair District-wide to several vendors. (Annual Bid)
38. Recommend awarding Bid #10-052 Career and Technology Education Supplies and Materials District-wide to several vendors. (Annual Bid)
39. Recommend awarding Bid #10-053 Media Center Paper and Printing Supplies District-wide to several vendors and cast lots for item #78 of said bid. (Annual Bid)
40. Recommend awarding Bid #10-054 Dance Supplies, Accessories, and Costume Making District-wide to several vendors. (Annual Bid)
41. Recommend awarding Bid #10-055 Aquatic Center Supplies and Materials District-wide to several vendors.
42. Recommend awarding Bid #10-056 Choir Supplies and Materials District-wide to several vendors. (Annual Bid)
43. Recommend awarding Bid #10-084 Printing Services and Related Items District-wide to several vendors and cast lots for items #30 and #40 of said bid. (Annual Bid)
44. Recommend awarding Bid #10-085 Dry Cleaning Services District-wide to several vendors. (Annual Bid)
45. Recommend awarding Bid #10-087 Employee Uniforms District-wide to several vendors. (Annual Bid)
46. Recommend awarding Bid #10-089 Repair Parts for School Buses and Support Vehicles District-wide to several vendors and cast lots for item #9 of said bid. (Annual Bid)
47. Recommend awarding Bid #10-090 Repair and Parts for Grounds and Heavy Maintenance Equipment District-wide to several vendors. (Annual Bid)
48. Recommend awarding Bid #10-091 Door Repair and Replacement to several vendors. (Annual Bid)
49. Recommend awarding Bid #10-092 Portable Containers District-wide to Mobile Mini, Harlingen, Texas. (Annual Bid)
50. Recommend awarding Bid #10-093 Plumbing Supplies District-wide to several vendors. (Annual Bid)
51. Recommend awarding Bid #10-094 Trenching and Boring District-wide to Electro-Hi, Los Fresnos, Texas. (Annual Bid)

52. Recommend awarding Bid #10-095 Security Equipment Installation and Repairs for Alarm and CCTV District-wide to several vendors. (Annual Bid)
53. Recommend awarding Bid #10-099 HVAC and Chiller Preventive Maintenance District-wide to several vendors. (Annual Bid)
54. Recommend awarding RFP #10-086 for Travel Agency Services District-wide to The Travel Agency, Inc., Brownsville, Texas. (Annual Proposal)
55. Recommend awarding RFQ #10-098 for Stand-By Geotechnical Engineering and Construction Materials Testing to Professional Service Industries, Inc., Harlingen, Texas, Raba-Kistner Consultants, Inc., McAllen, Texas, and Terracon, Pharr, Texas, and to authorize administration to negotiate a fee for said services on a project by project basis to be paid from Local Maintenance Fund 199 and Capital Project Fund 633. (Annual Contract)

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:

56. Presentation of **Retirements/Resignations.**
57. Recommend approval of probationary contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Teachers.** Subject to receipt of all outstanding documentation.
58. Recommend approval of probationary contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Counselor.** Subject to receipt of all outstanding documentation.
59. Recommend approval of term – chapter 21 contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Counselor.** Subject to receipt of all outstanding documentation.
60. Recommend approval of term – chapter 21 contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Educational Diagnostician.** Subject to receipt of all outstanding documentation.
61. Recommend approval of term – chapter 21 contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Career Placement Officer.** Subject to receipt of all outstanding documentation.
62. Recommend approval of term-chapter 21 contractual personnel for the 2009-2010 school year and for the 2010-2011 school year – **Athletic Coordinators.** Subject to receipt of all outstanding documentation.
63. Recommend approval of probationary contractual personnel for the 2009-2010 school year and for the 2010-2011 school year – **Athletic Coordinator.** Subject to receipt of all outstanding documentation.

64. Recommend approval of probationary contractual personnel for the 2009-2010 school year and a term – chapter 21 contractual personnel for the 2010-2011 school year – **Athletic Coordinator**. Subject to receipt of all outstanding documentation.

B. Consultation with Attorney:

65. Consultation with attorney regarding pending or threatened litigation matters.

C. Real Property:

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

(BOARD RECONVENES AFTER CLOSED MEETING)

- A57–64. Recommend approval on personnel matters discussed in Closed Meeting.

- B65. Recommend approval on litigation matters discussed in Closed Meeting.

- C66. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

XII. Announcement(s):

67. **Next scheduled Board Meeting** of the Board of Trustees is on **March 2, 2010**, at the Administration Building at 5:30 p.m.

XIII. Adjournment: