



Brownsville Independent School District

Board Of Trustees

Regular Board Meeting
March 2, 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 March 2, 2010**, with any corrections/deletions.
- VI.** Recommend approving the **minutes** of the **Regular Board Meeting of January 19, 2010**, 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. Superintendent's Report**
 - A. Conference Presentations:**
 1. Recognition of Texas Music Education Association (TMEA) Qualifiers.
 2. Recognition of BISD Schools, "Just For The Kids".

3. Recognition of BISD Texas History Day Winners.
4. Recognition of CTE Hanna High School Teacher whom received the Texas Exes Award for Outstanding Teacher.
5. Recognition of BISD Police Investigator who was honored at the 2010 U.S. Department of Justice, United States Attorney's Office Southern District of Texas Awards Ceremony on February 10, 2010, at the Federal Reserve Bank in Houston, Texas.
6. Presentation of Notification of Contingency Fund Change Order.

B. Standing Board Agenda Items:

7. 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 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.

X. Closed Meeting: as pursuant to the Texas Government Code Section: 551.074 & 551.082

A. Level III Board Review and Grievance:

8. Level III Grievance #005-09/10 – Jessica Whittenberg

(Board Reconvenes After Closed Meeting)

9. Board action on Level III Grievance #005-09/10 – Jessica Whittenberg

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

XI. General Function:

A. Recommend approval of the following General Function Items:

10. Recommend approval of the 2010-2011 Middle School and High School Course Listing Guides. (CD)

11. Recommend approval of the K-12 Literature 2009-2010 State Adoption of Instructional materials to be implemented beginning with the 2010-2011 school year. Items to be purchased are subject to the District's needs and funding.
12. Recommend approval to select the Competitive Sealed Proposals 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 Hanna and Porter High School Laboratory Classroom Additions.
13. Recommend approval to authorize administration to accept the Veterans Memorial High School Water and Sewer Improvements Project as substantially complete.
14. Recommend approval to reschedule the Regular Board Meeting scheduled to be held on March 16, 2010, to March 23, 2010, due to scheduled holidays.
15. Discussion, consideration and possible action for the approval of Chess Teams traveling to National Chess Competitions in all grade levels. **(Board Member Request)**

B. Recommend approval of the following Payment:

16. Recommend approval to pay Metro Electric, Inc. \$5,362.55; Pederson Construction Company, Incorporated \$19,422.25; Texas Descon, L.P. \$34,193.00 for a grand total of \$58,977.80 to be paid from Capital Project Funds 631, 633 and 634.
17. Recommend approval to pay Ambiotec Civil Engineering Group, Inc. \$9,100.00; Gignac & Associates Architects, LLP \$4,906.56; Plagar Engineering, LP \$4,300.00; Pederson Construction Company, Incorporated \$266,338.20 for a grand total of \$284,644.76 to be paid from Local Maintenance Fund 199.

C. Recommend approval of the following Budget Amendments:

18. Recommend approval of Budget Amendment #083 in the amount of \$10,000.00 for Fund 429 – Community Research Partnership Grant for Gallegos Elementary and Ortiz Elementary. (New Funding)
19. Recommend approval of Budget Amendment #084 in the amount of \$12,152,335.00 for Fund 190 – QSCB Lease Revenue Construction Fund to build Breeden Elementary School. (New Funding)
20. Recommend approval of Budget Amendment #085 in the amount of \$4,875,600.00 for Fund 429 – Other State Special Revenue – Science Laboratory Grant. (New Funding)

D. Recommend approval of the following Contracts/Agreements:

21. Recommend approval to enter into an inter-local agreement between Brownsville ISD and the UTB/TSC Sabal Palms Writing Project for summer training for teachers in the amount not to exceed \$16,000.00 for budgeted categorical funds. Services to be rendered are subject to the District's needs and funding.
22. Recommend approval of Change Order #1 to amend the Owner/Contractor agreement with Pederson Construction Company, Incorporated, Los Fresnos, Texas, for the Veterans Memorial High School Water and Sewer Improvements.

23. Recommend approval of Change Order #1 to amend the Owner/Contractor agreement with Pederson Construction Company, Incorporated, Los Fresnos, Texas, for the Veterans Memorial High School Old Carmen Avenue Improvements.

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

24. Recommend awarding Bid #10-095 Security Equipment Installation and Repairs for Alarm and CCTV District-wide to several vendors. (Annual Bid)
25. Recommend awarding RFP #10-100 General Liability, Automobile, Law Enforcement & Crime to Montalvo Insurance Agency of Weslaco, Texas and Fuel Tank Storage Liability to Cavazos Insurance Agency of Brownsville, Texas.

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

A. PERSONNEL MATTERS:

26. Presentation of **Retirements/Resignations.**
27. Recommend approval of probationary contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Teacher.** Subject to receipt of all outstanding documentation.
28. 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.
29. Recommend approval of probationary contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Assistant Superintendent for Curriculum and Instruction.** Subject to receipt of all outstanding documentation.
30. Recommend approval of term non-chapter 21 contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Chief Financial Officer.** Subject to receipt of all outstanding documentation.
31. Recommend approval of term - chapter 21 contractual personnel for the 2009-2010 school year and the 2010-2011 school year – **Supervisor for Visual Arts.** Subject to receipt of all outstanding documentation.
32. Recommend approval of **Campus Professional Staff for One Year Term contracts** for the 2010-2011 school year.
33. Recommend approval of **Campus Professional Staff for Probationary contracts** for the 2010-2011 school year.
34. Recommend approval to pay professional employee (Y.R.) salary that was earned and not paid for Fiscal Years 2006-2007 through 2008-2009.
35. Recommend approval to compensate a professional employee (N.J.T.) for change of assignment.

36. Recommend approval of the termination of the probationary contract of employee (S.C.) at the end of the 2009-2010 school year §21.103(a) TEC.
37. Recommend approval of the termination of the probationary contract of employee (M.P.C.) at the end of the 2009-2010 school year. §21.103(a) TEC.
38. Recommend to approve the proposed discharge of a continuing contract employee (D.G.) for good cause.
39. Recommend to approve the proposed discharge of a continuing contract employee (M.R.) for good cause.
40. Recommend to approve the proposed discharge of a continuing contract employee (M.H.) for good cause.
41. Recommend approval of a third year Probationary Contract employee (D.H.) for a fourth year Probationary Contract for the 2010-2011 school year based on a determination that is doubtful whether the employee should be given a term contract. TEC §21.102(c), DCA (LEGAL).
42. Recommend approval of a third year Probationary Contract employee (M.T.) for a fourth year Probationary Contract for the 2010-2011 school year based on a determination that is doubtful whether the employee should be given a term contract. TEC§21.102(c), DCA (LEGAL)
43. Recommend approval of a third year Probationary Contract employee (E.Q.) for a fourth year Probationary Contract for the 2010-2011 school year based on a determination that is doubtful whether the employee should be given a term contract. TEC§21.102(c), DCA (LEGAL)
44. Board Self Evaluation. **(Board Member Request)**

B. Consultation with Attorney

45. Consultation with attorney regarding pending or threatened litigation matters.
 - Valley Baptist Health System – Request for Payment of Claims – Self Funded Employee Health Benefit Plan.
 - Health Smart – Pending Independent Audit – Claims Technologies Incorporated – Self Funded Employee Health Benefit Plan

C. Real Property:

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

(BOARD RECONVENES AFTER CLOSED MEETING)

- A27–43. Recommend approval on personnel matters discussed in Closed Meeting.
- B45. Recommend approval on litigation matters discussed in Closed Meeting.
- C46. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

XIII. Announcement(s):

Note: If item 14 is approved, the next scheduled Board Meeting of the Board of Trustees will be held on March 23, 2010, at the Administration Building at 5:30 p.m.

47. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, March 16, 2010**, at the Administration Building at 5:30 p.m.

XIV. Adjournment: