



# Brownsville Independent School District

## Board Of Trustees

**Regular Board Meeting**  
**February 15, 2011**  
**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 15, 2011**, 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 BISD Schools for National Center for Education Achievement (NCEA).
    2. Recognition of Chess Winners.
    3. Presentation of the Brownsville Independent School District Financial Report for the period ended December 31, 2010.
    4. Presentation of the Brownsville Independent School District Quarterly Consultant Report for the Second Quarter of Fiscal Year 2010-2011.
    5. Presentation of the Brownsville Independent School District Quarterly Investment Report for the period ended September 30, 2010. (Booklet)

6. Presentation of the Brownsville Independent School District Annual Investment Report for the period ended June 30, 2010. (Booklet)
7. Presentation of Proposed vehicle purchases District-wide for Fiscal Year 2010-2011.
8. Presentation of Notification of Allowance/Contingency Fund Change Orders.
9. Discussion of Ad hoc Committees: Insurance, Special Services and Budget.
10. Discussion regarding Errors and Omissions Coverage in Cause No. 2010-DCL-05941. **(Board Member Request – JC)**
11. Presentation of 2011 UIL Soccer Event held at the City of Brownsville Sport Complex update on preparation. **(Board Member Request – CPG)**

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

**A. Level III Board Review and Grievance:**

13. Level III Grievance No. 009/10-11 – Marvin Williams & Armando Ochoa

**(Board Reconvenes After Closed Meeting)**

14. Board action on Level III Grievance No. 009/10-11 – Marvin Williams & Armando Ochoa

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

**X. Consent Agenda:**

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

15. Recommend approval for distribution of the Texas Fitness Now Grant funds for all BISD middle school campuses.

16. Recommend approval for Administrator and chaperones to accompany approximately ten to twelve students to travel out of state to Johnson City, Tennessee during the Spring Semester 2011, to visit Milligan College.
17. Recommend approval to authorize administration to accept the 6<sup>th</sup> & 7<sup>th</sup> Tennis Courts at Porter High School as substantially complete.
18. Recommend approval to select the Competitive Sealed Proposal delivery method as authorized by the Texas Education Code in accordance with Subchapter B. Purchases, Contracts, 44.035, for the Texas Education Code for the Hanna High School Water Loop Project.
19. Discussion, consideration and possible action to have the Lead Internal Auditor along with Board Counsel to conduct an investigation/audit into all matters regarding the issuance of the Bonds including information given to the Board of Trustees and for the Lead Internal Auditor to report directly to the Board. **(Board Member Request - LBL)**
20. Discussion, consideration and possible action regarding the current carrier 125 Cafeteria Plan. **(Board Member Request – CPG)**
21. Discussion, consideration and possible action to submit a Board Resolution in support of Dr. Christina L. Saavedras’s application for the National School Board Association Council of Urban Boards of Education (CUBE) Steering Committee. **(Board Member Request – CPG)**

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

22. Recommend approval to pay Gignac and Associates Architects, Inc. \$40,366.80 (Daniel Breeden Elementary School); D. Wilson Construction Co. \$1,174,848.85 (Daniel Breeden Elementary School); Raba-Kistner Consultants, Inc. \$11,213.55 (Daniel Breeden Elementary School) for a grand total of \$1,226,429.20 to be paid from Local Maintenance Fund 199/Qualified School Construction Bond Fund.
23. Recommend approval to pay Gomez Mendez Saenz, Inc. \$14,725.02 (Science Laboratory Buildings at Hanna and Porter High Schools) and W. Murray Thompson Construction Co. Inc. \$312,275.45 (Science Laboratory Buildings at Hanna and Porter High Schools) for a grand total of \$327,000.47 to be paid from the Science Laboratory Grant Program.
24. Recommend approval to pay Raba-Kistner Consultants, Inc. \$17,518.79 (Palo Alto Support Service Center); Roth Construction, Inc \$48,410.10 (Pace and Porter High School Athletic Buildings); VCC, LLC \$999,775.25 (Palo Alto Support Service Center) for a grand total of \$1,065,704.14 to be paid from Local Maintenance Fund 199.

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

25. Recommend approval of Budget Amendment #108 in the amount of \$159,643.00 for Fund 429 – Texas Fitness Now Grant. (New Funding)
26. Recommend approval of Budget Amendment #109 in the amount of \$61,789.00 for Fund 409 –Mathematics Instructional Pilot Grant. (Reallocation)

27. Recommend approval of Budget Amendment #110 in the amount of \$143,955.00 for Fund 285 –Title I- SIP (ARRA) Grant. (New Funding)
28. Recommend approval of Budget Amendment #111 in the amount of \$3,000.00 for Fund 429 – Dairy Max NFL Fuel UP to Play60 Grant. (New Funding)
29. Recommend approval of Budget Amendment #112 in the amount of \$6,501.00 for Fund 409 – 9<sup>th</sup> Grade Transition Grant. (Reallocation)
30. Recommend approval of Budget Amendment #113 in the amount of \$1,401,850.00 for Fund 261 – Reading First Grant. (New Funding)
31. Recommend approval of Budget Amendment #114 in the amount of \$88,575.00 for Fund 286 – Texas Title I Priority Schools Grant. (Reallocation)

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

32. Recommend approval to continue with the Clinical Affiliation Agreement with Valley Regional Medical Center.
33. Recommend approval of Change Order #003 to the Owner/Contractor agreement with VCC, LLC for the Palo Alto Support Service Center.

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

34. Recommend awarding Bid #11-078 Dance Supplies, Accessories, and Costume Making District-wide to several vendors. (Annual Bid)
35. Recommend awarding Bid #11-079 Choir Supplies and Materials District-wide to several vendors. (Annual Bid)
36. Recommend awarding Bid #11-080 Career and Technology Education Supplies and Materials District-wide to several vendors. (Annual Bid)
37. Recommend awarding Bid #11-081 Aquatic Center Supplies and Materials District-wide to several vendors. (Annual Bid)
38. Recommend awarding Bid #11-082 Media Center Paper and Printing Supplies District-wide to several vendors. (Annual Bid)
39. Recommend awarding Bid #11-083 Two Way 400 MHZ Radios and Repair District-wide to several vendors (Annual Bid)
40. Recommend awarding Bid #11-085 Printing Services and Related Items District-wide to several vendors and cast lots for items #17 and #31 of said bid. (Annual Bid)
41. Recommend awarding Bid #11-086 Employee Uniforms District-wide to several vendors. (Annual Bid)
42. Recommend awarding Bid #11-087 Dry Cleaning Services District-wide to several vendors. (Annual Bid)

43. Recommend awarding Bid #11-089 Repair and parts for Grounds and Heavy Maintenance Equipment District-wide to several vendors. (Annual Bid)
44. Recommend awarding Bid #11-090 HVAC and Chiller Preventive Maintenance District-wide to several vendors. (Annual Bid)
45. Recommend awarding Bid #11-091 Portable Containers District-wide to several vendors. (Annual Bid)
46. Recommend awarding Bid #11-092 Door Repair and Replacement District-wide to Gonzalez Glass, Brownsville, Texas. (Annual Bid)
47. Recommend awarding Bid #11-093 Plumbing Supplies District-wide to several vendors and cast lots for item #33 of said bid. (Annual Bid)
48. Recommend awarding Bid #11-094 Security Equipment Installation and Repairs for Alarm and CCTV District-wide to several vendors. (Annual Bid)
49. Recommend awarding Bid #11-096 Repair Parts for School Buses and Support Vehicles District-wide to several vendors. (Annual Bid)
50. Recommend awarding Bid #11-097 Trenching and Boring district-wide to Cable Ventures, Donna, Texas. (Annual Bid)
51. Recommend awarding RFP #11-084 Travel Agency Services District-wide to The Travel Agency, Brownsville, Texas. (Annual Proposal)
52. Recommend approval to accept negotiated fee for RFQ #10-098 for Stand-by Geotechnical Engineering and Construction Materials Testing from Professional Services Industries, Inc. Harlingen, Texas, for the Hanna and Porter High School Science Laboratory Additions Project in the amount not to exceed \$59,560.20 (\$25,640.20 previously approved) to be paid from Science Laboratory Grant Program.
53. Recommend approval to accept the negotiated fee for RFQ #11-099 for Air Conditioning Systems Test and Air Balance (TAB Service) (Annual Contract) from PHI Service Agency, Inc., Alamo, Texas for the Daniel Breeden Elementary School (#144), in the amount of \$40,400.00 to be paid from Qualified School Construction Bond Fund.
54. Recommend approval to accept the negotiated fee for RFQ #11-099 for Air Conditioning Systems Test and Air Balance (TAB Service) (Annual Contract) from PHI Service Agency, Inc., Alamo, Texas, for the Palo Alto Support Service Center, in the amount not to exceed \$29,215.00 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:**

55. Presentation of **Retirements/Resignations.**

56. Recommend approval of **Probationary Contractual Personnel** for the 2010-2011 school year and the 2011-2012 school year – **Teacher**. Subject to receipt of all outstanding documentation.
57. Recommend approval of **Term Chapter 21 Contractual Personnel** for the 2010-2011 school year and the 2011-2012 school year – **Facilitator**. Subject to receipt of all outstanding documentation.
58. Recommend approval of **Term Chapter 21 Contractual Personnel** for the 2010-2011 school year and the 2011-2012 school year – **Program Liaisons**. Subject to receipt of all outstanding documentation.
59. Discussion and consideration regarding instrument and timeline for Superintendent's Evaluation. **(Board Member Request – CS)**
60. Deliberate and discuss regarding the employment, evaluation, duties of the Superintendent and terms of any separation agreement. **(Board Member Request)**

**B. Consultation with Attorney:**

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

**C. Real Property:**

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

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- A56–58. Recommend approval on personnel matters discussed in Closed Meeting.

59. Discussion, consideration and possible action regarding instrument and timeline for Superintendent's Evaluation. **(Board Member Request – CS)**
60. Deliberate, consideration and possible action regarding the employment, evaluation, duties of the Superintendent and terms of any separation agreement. **(Board Member Request)**

- B61. Recommend approval on litigation matters discussed in Closed Meeting.

- C62. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

**XII. Announcement(s):**

63. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, March 1, 2011**, at the Administration Building at 5:30 p.m.

**XIII. Adjournment:**