



# Brownsville Independent School District

## Board Of Trustees

### Regular Board Meeting May 3, 2011 5:31 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 May 3, 2011**, with any corrections/deletions.
- VI. Recommend approving the **minutes** of the **Regular Board Meeting of February 1, 2011**, 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. Presentation of Special Olympics Teams and Supporters (Hanna, Pace & Veterans Clusters).
    2. Presentation of HS UIL Band Sweepstakes Recipients.
    3. Presentation of Regional One Act Play (OAP) Qualifiers.
    4. Presentation of Texas Choral Directors Association (TCDA) Qualifiers.
    5. Recognition of Lopez & Porter Cluster Doctorates.

6. Recognition of Porter Recycling Team & Team Leader, Patty O’Bell, for collecting the most phone books (1,800) and 1 ton of plastic water bottles. **(Board Member Request – RA)**
7. Presentation on delinquent ad valorem tax collections by Mr. Enrique Pena, E. Pena and Associates, P.C.
8. Presentation of Indicator and Standards for 2011 Accountability Ratings.
9. District presentation regarding 2011 State Accountability Standards to include Projected TPM Impact on District/Campus Ratings. **(Board Member Request - CS)**
10. Presentation of Power Lifting Program for BISD Athletes and recommendation or possible implementation of the program. **(Board Member Request – CPG)**
11. Presentation of the Ad hoc Special Services Committee. **(Board Member Request – CPG)**
12. Presentation of Notification of Allowance/Contingency Fund Change Orders.

**B. Standing Board Agenda Items:**

13. 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.

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

**XI. Consent Agenda:**

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

14. Recommend approval for 6 SkillsUSA Advisors and 7 SkillsUSA students, to travel to Kansas City, Missouri to participate in the 2011 National SkillsUSA Conference on June 19-24, 2011. Expenditures will be paid from State Career & Technical Education funds, not to exceed \$25,000.00. Services are to be rendered subject to the District’s needs and funding.

15. Recommend approval of TTIPS staff eligibility criteria for Hanna, Lopez, and Pace High Schools in accordance with the schools' TTIPS grants parameters at no additional cost to the District. Payments to be made subject to the District's needs and funding and in alignment with each school's TTIPS grant award.
16. Recommend approval to amend Resolution #018/10-11 to add 12 additional slots to the cap for classified personnel regarding the Early Notification of Resignation plan available to employees April 11, 2011 through April 25, 2011.
17. Discussion, consideration and possible action regarding revisions to Board Policy DEC (Local): Leaves & Absences (2/2). **(Board Member Request – CS)**
18. Discussion, consideration and possible action regarding Ad Hoc Budget Committee's recommendations as appropriate. **(Board Member Request – CPG)**
19. Discussion, consideration and possible action to direct administration to survey all locations regarding possible suggestions to cost savings and/or generate additional revenue sources for the district. **(Board Member Request – CPG)**

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

20. Recommend approval of Region XIII as a TTIPS grant vendor and recommend approval to pay Region XIII TTIPS grant services as required by TEA from Hanna, Lopez, and Pace TTIPS grant award monies for services rendered and to be rendered as required by the Texas Education Agency. Services to be rendered are subject to the District's needs and funding.
21. Recommend approval for payment of \$7,003.38 to Walsh, Anderson, Brown, Gallegos and Green, P.C.
22. Recommend approval to pay Raba-Kistner Consultants, Inc. \$8,328.74 (Palo Alto Support Service Center) to be paid from Local Maintenance Fund 199.
23. Recommend approval to pay Gomez Mendez Saenz, Inc. \$2,943.63 (Hanna and Porter High School Science Laboratory Additions) to be paid from the Science Laboratory Grant Program.
24. Recommend approval to pay D. Wilson Construction Company \$14,729.00 (Veterans Memorial High School #6) to be paid from Capital Project Fund 633.
25. Recommend approval to pay ERO Architects, Inc. \$16,822.86 (Hanna High School Performing Arts Instructional Facility); Professional Service Industries, Inc. \$8,536.40 (Hanna High School Performing Arts Instructional Facility); Raba Kistner Consultants, Inc. \$16,093.68 (Brownsville Academic Center and Daniel Breeden Elementary School #144); Terracon Consultants, Inc. \$862.00 (Brownsville Early College High School and Porter High School Instructional Facility) for a grand total of \$42,314.94 to be paid from Local Maintenance Fund 199/Qualified School Construction Bond Fund 190.

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

26. Recommend approval of Budget Amendment #124 in the amount of \$16,686.00 for Fund 309 – Federal Cooperative Fund for Adult Education. (Additional Funding)

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

27. Recommend approval to enter into an Inter-Local Cooperation Contract with University of Texas at Austin Institute for Public School Initiatives for reading institute registration fees for approximately 800 K-5 teachers and administrators in the amount not to exceed \$315,600.00 from categorical TEA Capacity Building and Demonstration Sites in Reading (CBDSR) grant monies. Services are to be rendered subject to the District's needs and funding.

**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:**

28. Recommend approval of probationary contractual personnel for the 2010-2011 and the 2011-2012 school year – **Teacher**. Subject to receipt of all outstanding documentation.
29. Recommend approval of probationary contractual personnel for the 2010-2011 and 2011-2012 school year – **Nurse**. Subject to receipt of all outstanding documentation.
30. Recommend approval of term – chapter 21 contractual personnel for the 2010-2011 and 2011-2012 school year. – **Program Coordinator 21<sup>st</sup> Century Community Learning Center**. Subject to receipt of all outstanding documentation.
31. Recommend approval of term – chapter 21 contractual personnel for the 2010-2011 and 2011-2012 school year. – **Program Liaison 21<sup>st</sup> Century Community Learning Center**. Subject to receipt of all outstanding documentation.
32. Recommend approval to compensate a professional employee (A.O.) for a stipend that was not paid in Fiscal Year 2009-2010.
33. Discussion, consideration and possible action regarding the Superintendent's job performance. (**Board Member Request – CS**)
34. Discussion, consideration, and possible action regarding Board Self-Evaluation. (**Board Member Request - CS/LL**)
35. Deliberate and discuss regarding the employment, evaluation, and assignment of duties of the Superintendent.

**B. Consultation with Attorney/Lead Internal Auditor:**

36. Consultation with attorney regarding pending or threatened litigation matters.
  - a. Discussion and consideration – Due Process Hearing – E.L. b/n/f S.L. vs. Brownsville Independent School District, TEA Docket No. 100-SE-0111.
  - b. Discussion and consideration of pending lawsuit, Irene Hernandez vs. Brownsville Independent School District, Cause No. 2010-01-0606-H; in the 444<sup>th</sup> Judicial District, Cameron County, Texas.

- c. Consultation with Lead Internal Auditor regarding on-going audits/investigations. **(Board Member Request – LBL)**
- d. Consultation with Lead Internal Auditor and Board Counsel regarding the audit/investigation on the Lease Revenue Qualified School Construction Bonds and E-Rate Program. **(Board Member Request – LBL)**
- e. Consultation with Legal Counsel regarding pending or threatened litigation matters. **(Board Member Request – LBL)**
- f. Consultation with attorney regarding privileged communications and pending or threatened litigation matters.
- g. Consultation with Superintendent, Lead Internal Auditor, and attorney regarding ongoing audits/investigations as pertains to legal advice and personnel matters, including Qualified School Construction Bonds, Cummings M.S., and the Employee Early Notification Program.

**C. Real Property:**

- 37. Discussion of possible acquisition or sale of Real Property.

**(BOARD RECONVENES AFTER CLOSED MEETING)**

- A28–34. Recommend approval on personnel matters discussed in Closed Meeting.

- 35. Discussion, consideration and possible action regarding the employment, evaluation, and assignment of duties of the Superintendent.

- B36. Recommend approval on litigation matters discussed in Closed Meeting.

- a. Discussion, consideration and possible action – Due Process Hearing – E.L. b/n/f S.L. vs. Brownsville Independent School District, TEA Docket No. 100-SE-0111.
- b. Discussion, consideration and possible action of pending lawsuit, Irene Hernandez vs. Brownsville Independent School District, Cause No. 2010-01-0606-H; in the 444<sup>th</sup> Judicial District Court, Cameron County, Texas.
- c - e. Discussion and possible action on litigation/audit/investigation matters discussed in Closed Meeting. **(Board Member Request – LBL)**
- f. Discussion, consideration and possible action consultation with attorney regarding privileged communications and pending or threatened litigation matters.
- g. Discussion, consideration, and possible action regarding consultation with Superintendent, Lead Internal Auditor, and attorney regarding ongoing audits/investigations as pertains to legal advice and personnel matters, including Qualified School Construction Bonds, Cummings M.S., and the Employee Early Notification Program.

C37. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

**XIII. Announcement(s):**

38. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, May 17, 2011**, at the Administration Building at 5:30 p.m.

**XIV. Adjournment:**