



Brownsville Independent School District

Board Of Trustees

Regular Board Meeting
September 21, 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 September 21, 2010**, with any corrections/deletions.
- VI.** Recommend approving the **minutes** of the **Special Called Board Meeting of August 11, 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 2010 BISD Exemplary/Recognized Campuses.
 2. Presentation of National Chess Day.
 3. Presentation and discussion of the Student Management Software Version Upgrade.
 4. Presentation of Proposed Vehicle Purchases District-wide for Fiscal Year 2010-2011.
 5. Presentation of the Brownsville Independent School District Financial Report for the period ended July 31, 2010.

6. Presentation on reporting of fees paid to Cooperatives, including membership, management, and transaction fees for Fiscal Year 2010-2011.
7. Presentation on Notification of Allowance/Contingency Fund Change Order: Daniel Breeden Elementary School #144, De-Watering allowance Expenditure Change Order #1, De-Watering allowance Expenditure Change Order #2, Betterment Fund Change Order #1, and Palo Alto Support Service Center – Betterment Change Order #4.
8. Review and discuss field trips for BISD students; funding sources, restriction, etc. **(Board Member Request)**
9. Review and discuss meals/food for BISD employees and students; events, meetings, trainings, etc. **(Board Member Request)**
10. Presentation on utilizing the Harris County Department of Education’s purchasing network cooperative Choice Facility Partners and an overview of the Job Order Contracting Program for the facilities improvement needs of the district. **(Board Member Request)**

B. Standing Board Agenda Items:

11. 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:

12. Level III Grievance No. 004-10/11 – Leonardo Garcia
13. Level III Grievance No. 005-10/11 – Cecilia Montalvo

(Board Reconvenes After Closed Meeting)

14. Board action on Level III Grievance No. 004-10/11 – Leonardo Garcia
15. Board action on Level III Grievance No. 005-10/11 – Cecilia Montalvo

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

XI. Consent Agenda:

A. Recommend approval of the following General Function Items:

16. Recommend approval of Resolution No. 010/10-11 for the Brownsville Independent School District to participate in the Harris County Department of Education Cooperative programs for the 2010-2011 school year.
17. Recommend approval of Resolution #012/10-11 for the 2010-2011 Tax Roll in the amount of \$53,617,609.79.
18. Recommend approval of Application for Missed Instructional Days due to Tropical Storm Hermine for the 2010-2011 School Year for all district campuses on September 7, 2010 and to give authorization to Administration to submit attendance waivers as needed for the 2010-2011 school year.
19. Recommend approval to authorize administration to accept the Central Annex Building Parking Lot Project as substantially complete.
20. Recommend approval to submit the Class Size Waiver petition to the Texas Education Agency for grades K through 4th for the Fall semester of the 2010-2011 school year.
21. Discussion, consideration, and possible action on Board Member Rules of Conduct. **(Board Member Request)**

B. Recommend approval of the following Payment:

22. Recommend approval to pay Teach for America the amount of \$26,000.00 from budgeted Local and Categorical Funds for the 2010-2011 school year. Services to be rendered subject to the District's needs and funding.
23. Recommend approval to pay Gomez, Mendez, Saenz, Inc. an additional \$50,199.25 to compensate for the re-design for Science Labs at Hanna and Porter High Schools from the 2009 and 2010 Science Laboratory Grant Fund.
24. Recommend approval to pay Gignac and Associates Architects, LLP \$8,330.68 and D. Wilson Construction Company \$835,727.41 for a grand total of \$844,058.09 to be paid from Local Maintenance Fund 199/Qualified School Construction Bond Fund.
25. Recommend approval to pay PHI Service Agency, Inc. \$5,491.15; Scoggins Construction Co. Inc., \$520,170.60 for a grand total in the amount of \$525,661.75 to be paid from Capital Project Fund 631, 632, and 633.
26. Recommend approval to pay Gignac and Associates Architects, LLP \$47,922.69; CAS Companies \$16,076.65; Terracon Consultants, Inc. \$1,031.20; VCC, Inc. \$1,004,250.70; ZIWA Corporation \$60,684.35 for a grand total of \$1,129,965.59 to be paid from Local Maintenance Fund 199.

C. Recommend approval of the following Budget Amendments:

27. Recommend approval of Budget Amendment #082 in the amount of \$783,764.00 for Fund 261 – Texas Reading First: Capacity Building & Improvement. (Carryover Funding)
28. Recommend approval of Budget Amendment #083 in the amount of \$75,033.00 for Fund 431 – State Adult Education. (Additional Funding)
29. Recommend approval of Budget Amendment #084 in the amount of \$660,330.00 for Fund 274 – Gear Up. (New Funding)

D. Recommend approval of the following Contracts/Agreements:

30. Recommend approval to enter into a Memorandum of Understanding between Brownsville Independent School District and the University of Texas and Texas Southmost College for “GO Centers” to be implemented at all High Schools. Services to be rendered at no cost to the District for the 2010-2011 school year.
31. Recommend approval to enter into an Interlocal Agreement with Region One Education Service Center to implement the Safe Schools Project with BISD for the 2010-2011 School Year at a cost of \$60,344.00. Services are to be rendered subject to the District’s needs and funding.
32. Recommend approval to enter a Disaster Recovery Internet Facility Hosting Services Agreement between Region One ESC Service Center and Brownsville Independent School District.
33. Recommend approval of Change Order #1 to amend the Owner/Contractor agreement with CAS Companies, Harlingen, Texas, for the HVAC Upgrades at Faulk and Stell Middle Schools.

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

34. Recommend approval of RFQ #11-032 to accept the negotiated fee with ROFA Architects, Inc., Harlingen, Texas, to provide architectural design services for the Alternative School (BAC) in the amount not to exceed 5.25% of \$7,800,000.00 or \$409,500.00 to be paid from the Lease Revenue Qualified School Construction Bond Program.
35. Recommend approval RFQ #11-032 to accept the negotiated fee with Gomez Mendez Saenz, Inc., Brownsville, Texas, to provide architectural design services for the Brownsville Early College High School in the amount not to exceed 5.25% of \$5,600,000.00 or \$294,000.00 to be paid from the Lease Revenue Qualified School Construction Bond Program.
36. Recommend approval RFQ #11-032 to accept the negotiated fee with ERO Architects, McAllen, Texas, to provide architectural design services for the Instructional Facilities at Hanna High School in the amount not to exceed 5.3941% of \$6,800,000.00 or \$366,800.00 to be paid from the Lease Revenue Qualified School Construction Bond Program.
37. Recommend approval RFQ #11-032 to accept the negotiated fee with K + Architects, Brownsville, Texas, to provide architectural design services for the Instructional Facilities

at Porter High School in the amount not to exceed 5.25% of \$3,450,000.00 or \$181,125.00 to be paid from the Lease Revenue Qualified School Construction Bond Program.

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:

38. Presentation of **Resignations**.
39. Recommend approval of **probationary contractual personnel** for the 2010-2011 school year – **Teachers**. Subject to receipt of all outstanding documentation.
40. Recommend approval of **probationary contractual personnel** for the 2010-2011 school year – **Assistant Band Director**. Subject to receipt of all outstanding documentation.
41. Recommend approval of **probationary contractual personnel** for the 2010-2011 school year – **Assistant Speech Language Pathologist**. Subject to receipt of all outstanding documentation.
42. Recommend approval of **probationary contractual personnel** for the 2010-2011 school year – **Counselor**. Subject to receipt of all outstanding documentation.
43. Recommend approval of **probationary contractual personnel** for the 2010-2011 school year – **Librarian**. Subject to receipt of all outstanding documentation.
44. Recommend approval of **term – chapter 21 contractual personnel** for the 2010-2011 school year – **Librarian**. Subject to receipt of all outstanding documentation.
45. Recommend approval of **term – chapter 21 contractual personnel** for the 2010-2011 school year – **Assistant Administrator - Transportation**. Subject to receipt of all outstanding documentation.
46. Recommend approval of **term – chapter 21 contractual personnel** for the 2010-2011 school year – **Counselor**. Subject to receipt of all outstanding documentation.
47. Recommend approval of **term – chapter 21 contractual personnel** for the 2010-2011 school year – **State Compensatory Coordinator**. Subject to receipt of all outstanding documentation.

B. Consultation with Attorney:

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

C. Real Property:

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

(BOARD RECONVENES AFTER CLOSED MEETING)

A39–47. Recommend approval on personnel matters discussed in Closed Meeting.

B48. Recommend approval on litigation matters discussed in Closed Meeting.

C49. Recommend approval of acquisition or sale of Real Property discussed in Closed Meeting.

XIII. Announcement(s):

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

XIV. Adjournment: