



# Brownsville Independent School District

## Board of Trustees

### Regular Board Meeting

March 5, 2019

5:30 PM

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 Tuesday, March 5, 2019** 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.

**(All presentations limited to five (5) minutes)**

### VII. Superintendent's Report: \* SB1566

#### A. Conference Presentations:

1. Presentation of Superintendent's Life Saving Award.
2. Board Recognition of the 2019 State Texas Music Education Association (TMEA) student winners. (Board Member Request - SPA)
3. Board Recognition of the 2019 Region History Fair student winners. (Board Member Request - SPA)
4. Board Recognition of the 2018 -2019 Veterans ECHS Basketball Team for making it to Regional. (Board Member Request - EC)
5. Recognition of The Brownsville Herald - 2018 Readers' Choice Winners.
6. Presentation of School Progress of the STEAM and 6th Grade School of Choice Schools. \*

- Brite Elementary
- Castaneda Elementary
- Egly Elementary
- Palm Grove Elementary
- Pena Elementary
- Pullam Elementary
- Russell Elementary

7. Brownsville Independent School District Financial Report for the period ended February 28, 2019.

8. Brownsville Independent School District Health Care Plan Cash Flow for the period ending February 28, 2019.

**B. Standing Board Agenda Items:**

1. Board Calendars: Board Activity Calendar and District Calendar.

**VIII. PUBLIC AUDIENCE:**

Persons who want to address the Board of Trustees during the Public Audience portion of today’s meeting shall print their names on the form provided. According to BISD Policy BED (Local), only those persons on the form who request to address the Board shall be heard. The speaker shall limit comments to five minutes or the allotted time. The Board shall allot no more than 30 minutes for Public Audience. Complaints or grievances on the following subjects; employee complaints, termination of employment, student complaints, removal to alternative education program, and expulsion, shall be directed to the appropriate policy for attempted resolution before bringing the matter to the Board as authorized by the Texas Government Code Title 5-Section: 551.074 (1) and (2). The Board President shall determine if the topic shall be redirected to the appropriate policy or redirected to Administration. Public comments on issues shall be constructive and courteous.

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

**Board policy BE (Local) and Robert's Rules limits debate to two opportunities. A Trustee may debate a motion for two minutes on the first speaking opportunity and one minute on the second opportunity.**

**IX. Board Member Request(s)**

**A. Conference Presentation(s)**

1. District presentation regarding staffing ratios and procurement processes being utilized by the Athletic and Fine Arts Departments. (Board Member Request - SPA)

**B. Action Item(s)**

1. Discussion, consideration and possible action on Hall Monitor positions, for all BISD High Schools. (Board Member Request - MP)
2. Discussion, consideration, and possible action to establish a Board Ad Hoc Superintendent Search Committee of BISD community members to review process, criteria, and timelines for the hiring of the next Superintendent of Schools. (Board Member Request - SPA)

3. Discussion, consideration, and possible action to secure an educational consultant and/or firm to facilitate the 2019 Superintendent Search Process for the Board of Trustees. (Board Member Request - PRT)
4. Discussion and action to waive policy timelines for approval of updates to any policy, and to immediately set in place and approve updates to CAA(Local) and BBFA(Local), as written and attached. (Board Member Request - PC)
5. Discussion and action regarding hiring of the Texas Association of School Boards to act as our search agent in selecting a Superintendent. (Board Member Request - PC)
6. Discussion and action regarding changing BISD policy, which previously had been approved by the board, to use Design Build under Texas Local Government Code 2269, and related code sections, for work involving upgrading and repairing our schools, and, in lieu of that, to allow the administration to select procurement processes the administration thinks and believes will provide the best value for the district. (Board Member Request - PC)

**X. Consent Agenda:**

**A. Recommend approval of the following General Function Item(s):**

1. Recommend approval to authorize the Superintendent to submit applications for the District attendance waiver/s due to inclement weather, health, safety-related, or other issues to the Texas Education Agency (TEA) as needed for the 2018-2019 and 2019-2020 school years.
2. Recommend the one-time pay for BISD employees (qualified) who submit their letter of resignation/separation for the end of the 2018-2019 school year. (Option 1)
3. Recommend the one-time pay for BISD employees (qualified) who submit their letter of resignation/separation for the end of the 2018-2019 school year. (Option 2)
4. Recommend the one-time pay for BISD employees (qualified) who submit their letter of resignation/separation for the end of the 2018-2019 school year. (Option 3)
5. Recommend approval of the Middle School and High School 2019-2020 Course Listing Guides.
6. Recommend approval to reschedule the Regular Board Meeting of April 2, 2019 to April 9, 2019, due to Board of Trustees attending an out of state conference.
7. Recommend approval to select the Competitive Sealed Proposal delivery method as authorized by the Texas Education Code in accordance with Chapter 2269 of the Government Code for Construction Services, for the Roof Replacements at Yturria, El Jardin, Russell, and Sharp Elementary Schools.
8. Recommend approval to select the Competitive Sealed Proposal delivery method as authorized by the Texas Education Code in accordance with Chapter 2269 of the Government Code for Construction Services, for the HVAC and Lighting Upgrades at Aquatic Center, Rivera ECHS, Stell Middle School, and Keller, Breeden, and Ortiz Elementary Schools.
9. Recommend approval to select the Job-Order-Contract delivery method as authorized by the Texas Education Code in accordance with Chapter 2269 of the Government Code for Construction Services, for the Building Renovations at Cummings CTE Campus.

10. Recommend approval of Resolution #025/18-19 for Historic Preservation Plan properties be granted exemption from taxation in the total amount of \$581,527.32.

**B. Recommend approval of the following Payment(s):**

1. Recommend approval of payment in the amount of \$2,257.90 to Esparza & Garza, L.L.P. for ongoing Board approved legal services.
2. Recommend approval of Payment #5 for \$12,207.50 as partial payment to Rio Roofing, Inc. for Construction Services work completed on the Gonzalez ES Roof Replacement to be paid from Maintenance Tax Note Fund 189.
3. Recommend approval of Payment #7 for \$251,293.88 as partial payment to Wil-Con for Construction Services work completed on the Hanna ECHS HVAC and Lighting Upgrades to be paid from Maintenance Tax Note Fund 189.
4. Recommend approval of Payment #6 for \$7,654.35 as partial payment to Ethos Engineering for Engineering Services work completed on the Hanna ECHS HVAC & Lighting Upgrades to be paid from Maintenance Tax Note Fund 189.
5. Recommend approval of Payment #4 for \$9,402.13 as partial payment to G & T Paving, LLC for Construction Services work completed on the Lucio MS Four Lane Track project to be paid from (TRE) Fund 197.
6. Recommend approval of Payment #8 for \$365,078.35 as partial payment to ZIWA Corporation for Construction Services work completed on the Porter ECHS Fine Arts Building to be paid from (TRE) Fund 197.

**C. Recommend approval of the following Budget Amendment(s):**

1. Recommend approval of Budget Amendment #016 in the amount of \$8,149.00 for Local Funds. (Reallocation as requested by campuses and departments)
2. Recommend approval of Budget Amendment #017 in the amount of \$832,434.00 for Fund 163 - State Bilingual. (Fund Balance)

**D. Recommend approval of the following Contract(s)/Agreement(s):**

1. Recommend renewal of CSP #18-119 Auto, General Liability, Law Enforcement, and Crime Insurance to McGriff, Seibels & Williams of Texas/Texas Political Subdivisions for a two (2) year period with an option to renew for one (1) additional one(1) year term. The term of the policy will be from April 1, 2019 to March 31, 2020. Approximate amount of \$714,000.00 from Local Maintenance and Categorical Funds.
2. Recommend approval to enter into a Memorandum of Understanding with RGV-Lead and Region One ESC to evaluate the Academies of the Rio Grande Valley's Ford NGL program by providing data for the 2018-2019 school year. No cost to the District.
3. Recommend approval to accept the proposal and agreement for the MEP Engineering consulting services on the Design Build Phase III project from Ethos Engineering, Harlingen, Texas, in the amount not to exceed \$58,946.44 to be paid from Maintenance Tax Note Fund 189.
4. Recommend approval to accept the proposal from Mata-Garcia Architects of McAllen, Texas for Architectural Services to review, analyze and make recommendations to assigned campuses (Area 3) in the amount not to exceed \$51,200.00. To be paid from Tax Rate

Increase Fund 188.

5. Recommend approval to accept the negotiated fee for RFQ #17-110 MEP Engineering Services for the Aquatic Center HVAC & Controls Upgrade from Ethos Engineering, Harlingen, Texas, in the amount not to exceed \$126,000.00 to be paid from Maintenance Tax Note Fund 189.

**E. Recommend approval of the following Bid(s)/Proposal(s)/Purchase(s)**

1. Recommend approval to extend Bid #18-067 Fire System Annual Inspections and Repairs on Fire Back Flows, Risers and Fire Pumps District-wide to several vendors for three (3) months to expire on June, 2019 and to initiate a new bid specification process to identify specific task(s) with range of hours and projected total cost of labor. Approximate amount of \$231,582.00 from Local and Categorical Funds (Annual Bid)
2. Recommend awarding Bid #19-090 Plumbing Services District-wide to several vendors. Approximate amount of \$332,639.00 from Local and Categorical Funds. (Annual Bid)
3. Recommend awarding Bid #19-114 Shredding Systems for Records Management/Policy/Recycling Department to SSI Shredding Systems, Inc., Wilsonville, OR. Approximate amount of \$87,930.00 from Local and Categorical Funds.
4. Recommend approval of CSP #19-094 Internet Services District-Wide (E-RATE 22) to Foremost Telecommunication, Dallas, TX and Smartcom Telephone, McAllen, TX for a three (3) year term ending June 30, 2022 at an approximate cost of \$811,260.00 per year of service. (Annual Proposal)

**XI. CLOSED MEETING:** as pursuant to the Texas Government Code Sections: 551.071, 551.072, 551.074, 551.082, and 551.084.

**A. Level III Grievance(s)**

1. Discussion, consideration and possible action regarding Level III Grievance No. 006/18-19 on Oralia L. Garza.

**B. PERSONNEL MATTER(S):**

1. Presentation, acceptance and approval of Retirements. (3)
2. Presentation, acceptance and approval of Resignations. (5)
3. Recommend approval of probationary contractual personnel for the 2018-2019 school year - Teachers. Subject to receipt of all outstanding documentation. (3)
4. Recommend approval of non-chapter 21 term contractual personnel for the 2018-2019 school year - Coordinator for Finance. Subject to receipt of all outstanding documentation. (1)
5. Recommend approval of campus professional staff for term - chapter 21 contracts for the 2019-2020 school year.
6. Recommend approval of campus professional staff for probationary contracts for the 2019-2020 school year.
7. Recommend approval to approve compensation for professional employee (M.P.) on interim assignment to be commensurate with the Co-Lead Internal Auditor salary until such time that a permanent Co-Lead Internal Auditor is selected for the 2018-2019 fiscal school year.

8. Recommend to approve the proposed suspension without pay of a continuing contract teacher (M.M.) for good cause pending discharge for the 2018-2019 school year.
9. Recommend to approve the proposed termination of the continuing contract teacher (M.M.) for good cause for the 2018-2019 fiscal school year.
10. Board Self-Evaluation.
11. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.

**C. ATTORNEY CONSULTATION**

**1. Staff Attorney**

- a. Discussion, consideration and possible action regarding Acacia Ameel vs. Brownsville Independent School District.
- b. Discussion, consideration and possible action regarding Arthur Rendon vs. Brownsville Independent School District.

**D. INTERNAL AUDITOR**

1. Discussion, consideration and possible action regarding the employment, evaluation, and duties of the Co-Lead Internal Auditor, A.T.
2. Consultation with Co-Lead Internal Auditor (Status of Ongoing and Completed Board Approved Audits from July 1, 2018 to January 31, 2019).

**XII. BOARD RECONVENES - Board action on agenda items discussed in Executive Session.**

**XIII. Announcement(s):**

A. **Next scheduled Board Meeting** of the Board of Trustees is on Tuesday, April 2, 2019.

Note: If item X A 6 is approved the next scheduled Board Meeting will be held on Tuesday, April 9, 2019.

**XIV. Adjournment.**