



Brownsville Independent School District

Board of Trustees

Rescheduled Regular Board Meeting

January 15, 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 **Rescheduled Regular Board Meeting of Tuesday, January 15, 2019** with any corrections/deletions.
- VI. Recommend approval of **minutes** with any corrections.
 - A. **Regular Board Meeting - September 4, 2018**
 - B. **Regular Board Meeting - October 2, 2018**
 - C. **Special Called Board Meeting - November 5, 2018**
 - D. **Rescheduled Regular Board Meeting - November 13, 2018.**
 - E. **Canvass - BISSD Trustee Election November 15, 2018**
- 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.

(All presentations limited to five (5) minutes)

- VIII. **Superintendent's Report: * SB1566**
 - A. **Conference Presentations:**
 1. School Board Recognition Month January 2019.

2. Presentation of School Progress - Dr. Tim Cuff *
Benavides, Breeden, Burns, Champion, Gallegos, Garden Park, Gonzalez, Hudson, Keller
Elementary Schools
3. Report on Brownsville Independent School District Health Care Plan Cash Flow for the
period ending December 31, 2018.
4. Report on Brownsville Independent School District Financial Report for the period ended
November 30, 2018.
5. Report on Brownsville Independent School District Financial Report for the period ended
December 31, 2018.

B. Standing Board Agenda Items:

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

IX. 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.

X. Consent Agenda:

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

1. Recommend approval of Change Order #001 to reduce the Owner/Contractor Agreement with Paragon Sports Constructors, LLC by \$24,000.00 for the Veterans Memorial ECHS Artificial Turf Soccer Field. (Credit back to the District)
2. Recommend approval to authorize administration to accept the Sams Stadium Scoreboard Replacement project as substantially complete.
3. Recommend approval for BISD Scouts to participate in the 67th Annual Brownsville Scout Government Day on February 8, 2019.
4. Recommend approval to pay the cooperating Teachers of Students with Visual Impairments the stipend amount of \$1,000.00 with funds received by the district from Region 11 ESC.
5. Discussion, consideration and possible action to terminate Letter of Intent (LOI) for Public

Private Partnership Opportunities.

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

1. Recommend approval of Payment #5 for \$111,948.26 as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build LED Lighting Replacement, Phase I, to be paid from Maintenance Tax Note Fund 189.
2. Recommend approval of Payment #6 for \$19,624.82 as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build LED Lighting Replacement, Phase I to be paid from Maintenance Tax Note Fund 189.
3. Recommend approval of Payment #1 for \$20,730.90 as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build HVAC DX Replacement, Phase II to be paid from Maintenance Tax Note Fund 189.
4. Recommend approval of Payment #2 for \$1,925,614.44 as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build HVAC DX Replacement, Phase II to be paid from Maintenance Tax Note Fund 189.
5. Recommend approval of Payment #2 for \$127,195.64 as partial payment to Schneider Electric for Construction Services work completed on the Design Build LED Lighting Replacement, Phase I to be paid from Maintenance Tax Note Fund 189.
6. Recommend approval of Payment #3 for \$306,975.00 as partial payment to Schneider Electric for Construction Services work completed on the Design Build LED Lighting Replacement, Phase I to be paid from Maintenance Tax Note Fund 189.
7. Recommend approval of Payment #7 for \$1,327.85 as partial payment to Amtech Solutions for Architectural Services work completed on the Rivera ECHS Roof Replacement Phase II to be paid from Maintenance Tax Note Fund 189.
8. Recommend approval of Payment #8 for \$1,327.85 as final payment to Amtech Solutions for Architectural Services work completed on the Rivera ECHS Roof Replacement Phase II to be paid from Maintenance Tax Note Fund 189.
9. Recommend approval of Payment #5 for \$20,995.00 as partial payment to Rio Roofing, Inc. for Construction Services work completed on the Rivera ECHS Roof Replacement Phase II to be paid from Maintenance Tax Note Fund 189.
10. Recommend approval of Payment #6 for \$79,905.00 as final payment to Rio Roofing, Inc. for Construction Services work completed on the Rivera ECHS Roof Replacement Phase II to be paid from Maintenance Tax Note Fund 189.
11. Recommend approval of Payment #5 for \$9,741.90 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.
12. Recommend approval of Payment #4 for \$580,048.66 as partial payment to Wil-Con for Construction Services work completed on the Hanna ECHS HVAC Lighting Upgrades to be paid from Maintenance Tax Note Fund 189.
13. Recommend approval of Payment #5 for \$124,623.53 as partial payment to Wil-Con for Construction Services work completed on the Hanna ECHS HVAC Lighting Upgrades to be paid from Maintenance Tax Note Fund 189.

14. Recommend approval of Payment #3 for \$3,975.00 as partial payment to Amtech Solutions for Architectural Services work completed on the Gonzalez ES Roof Replacement to be paid from Maintenance Tax Note Fund 189.
15. Recommend approval of Payment #4 for \$8,346.70 as partial payment to Amtech Solutions for Architectural Services work completed on the Gonzalez ES Roof Replacement to be paid from Maintenance Tax Note Fund 189.
16. Recommend approval of Payment #2 for \$525,730.00 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.
17. Recommend approval of Payment #3 for \$374,490.00 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.
18. Recommend approval of Payment #1 for \$52,786.38 as partial payment to Armko Industries, Inc. for Architectural Services work completed on the Roof Replacement package to be paid from Maintenance Tax Note Fund 189. (El Jardin, Russell, Sharp and Yturria Elementary Schools)
19. Recommend approval of Payment #19 for \$123,505.11 as partial payment to ZIWA Corporation for Construction Services work completed on the Pace ECHS Fine Arts Building to be paid from (TRE) Fund 197.
20. Recommend approval of Payment #20 (Retainage) for \$171,418.97 as final payment to ZIWA Corporation for Construction Services work completed on the Pace ECHS Fine Arts Building to be paid from (TRE) Fund 197.
21. Recommend approval of Payment #4 for \$445,090.43 as partial payment to Paragon Sports Constructors for Construction Services work completed on the Veterans ECHS Artificial Turf Soccer Field to be paid from (TRE) Fund 197.
22. Recommend approval of Payment #5 (Retainage) for \$43,135.51 as final payment to Paragon Sports Constructors for Construction Services work completed on the Veterans ECHS Artificial Turf Soccer Field to be paid from (TRE) Fund 197.
23. Recommend approval of Payment #5 for \$402,719.72 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.
24. Recommend approval of Payment #1 for \$64,103.31 as partial payment to G & T Paving, Inc. for Construction Services work completed on the Lucio MS Four Lane Track project to be paid from (TRE) Fund 197.
25. Recommend approval of Payment #2 for \$226,866.15 as partial payment to G & T Paving, Inc. for Construction Services work completed on the Lucio MS Four Lane Track project to be paid from (TRE) Fund 197.
26. Recommend approval of Payment #3 (Retainage) for \$168,796.13 as final payment to VCRNOW for Construction Services work completed on the Sams Stadium Scoreboard Replacement to be paid from Tax Rate Increase Fund 188.
27. Recommend approval for payment in the amount of \$5,775.00 to Esparza & Garza, L.L.P. for ongoing Board approved legal services.

28. Recommend approval for payment in the amount of \$3,850.00 to Roerig, Oliveira & Fisher, L.L.P. for ongoing Board approved legal services.
29. Recommend approval for payment in the amount of \$1,130.00 to Thompson & Horton, L.L.P. for ongoing Board approved legal services.

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

1. Recommend approval of Budget Amendment #015 in the amount of \$11,882.00 for Local Funds. (Reallocation as requested by campuses and departments)

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

1. Recommend approval to enter into the Memorandum of Understanding with the UT School of Public Health/MEND Youth Obesity Program for the 2018-2019 school year. No Cost to the District.
2. Recommend approval of the American History and Civics Education Grant Agreement in the amount of \$320,000.00. The recommended grant which started on October 1, 2018 and ends on September 30, 2021.
3. Recommend approval to enter into a Memorandum of Understanding between Brownsville Independent School District and The Uniting Neighbors In Drug Abuse Defense (UNIDAD) Tobacco Prevention & Control (TPC) for the purpose of providing tobacco prevention activities and education for BISD students and families. No cost to the District.
4. Recommend approval to implement the CATCH Go Dough Fundraiser agreement for 2018-2019 school year. A Campus can use the funds to raise money for PE Equipment, Canopy's, Professional Development or any other Wellness Initiative. There is no cost to the District.
5. Recommend approval to enter into a Memorandum of Understanding between Brownsville ISD an the Community Development Institute (CDI) Migrant and Seasonal Head Start for 2018-2019 school year. The purpose of this preschool program is to provide services to children from 6 weeks to 5 years of age and their families. At no cost to the District.
6. Recommend approval for a Memorandum of Understanding between Brownsville ISD and WFS Cameron through November 30, 2020. The purpose of this MOU is to establish a mechanism to increase the awareness of the availability of pre-employment transition services for students with disabilities. At no cost to the district.
7. Recommend approval of Subaward Agreement and Amendment #1 in the amount of \$458,770.00. The recommended subaward agreement will allow BISD and UTRGV GEAR UP to extend the end date from September 25, 2018 to September 25, 2019.

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

1. Recommend renewal CSP #18-117 Property, Flood, Windstorm, Hail, Boiler and Machinery Insurance to McGriff, Seibels and Williams of Texas for the 2019-2020 plan year for a two (2) year contract with the option to renew for one(1) additional (1) year term. Approximate amount of \$2,386,338.00 from Local and Categorical Funds.
2. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Millennium Engineers Group (MEG), Edinburg, Texas to provide engineering services and

to authorize administration to negotiate the fee on a project by project basis. The aggregate amount for the service of the four Engineering Firms is the approximate amount of \$70,269.00 from Local and Categorical Funds (Annual Contract)

3. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Terracon Consultants, Inc., Pharr, Texas to provide engineering services and to authorize administration to negotiate the fee on a project by project basis. The aggregate amount for the service of the four Engineering Firms is the approximate amount of \$70,269.00 from Local and Categorical Funds (Annual Contract)
4. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Professional Services Industries, (PSI), Harlingen, Texas to provide engineering services and to authorize administration to negotiate the fee on a project by project basis. The aggregate amount for the service of the four Engineering Firms is the approximate amount of \$70,269.00 from Local and Categorical Funds (Annual Contract)
5. Recommend approval to exercise the option to extend RFQ #18-053 Geotechnical Engineering and Construction Materials Testing District-wide for FY 2018-2019 to Raba-Kistner Consultants, Inc. Brownsville, Texas to provide engineering services and to authorize administration to negotiate the fee on a project by project basis. The aggregate amount for the service of the four Engineering Firms is the approximate amount of \$70,269.00 from Local and Categorical Funds (Annual Contract)

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

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

1. Presentation, acceptance and approval of **Retirements. (1)**
2. Presentation, acceptance and approval of **Resignations. (4)**
3. Recommend approval of **probationary contractual personnel** for the **2018-2019 school year - Teachers.** Subject to receipt of all outstanding documentation. **(2)**
4. Recommend approval of **probationary contractual personnel** for the **2018-2019 school year - Dean of Instruction.** Subject to receipt of all outstanding documentation. **(1)**
5. Board Self-Evaluation.
6. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Interim Superintendent.

B. **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 Monica Guerrero and Alec Austin Gonzalez vs Brownsville Independent School District.
- c. Discussion, consideration and possible action regarding Elena Lozano vs Brownsville Independent School District.

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

XIII. Board Member Request(s)

A. Action Item(s)

1. Discussion, consideration and possible action to recommend approval to reschedule Regular Board Meeting of February 5, 2019 to February 12, 2019 due to Trustees attending RGV Day in Austin, Texas. (Board Member Request - EC)

XIV. Announcement(s):

- A. Next scheduled Board Meeting** of the Board of Trustees is on Tuesday, February 5, 2019.

Note: If item XIII B 1 is approved the next scheduled Board meeting will be held on Tuesday, February 12, 2019.

XV. Adjournment.