



Brownsville Independent School District

Board of Trustees

Rescheduled Regular Board Meeting

December 10, 2019

4:00 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 December 10, 2019** with any corrections/deletions.
- VI. Recommend approval of the following minutes with any corrections:
 - A. Special Called Board Meeting held June 24, 2019
 - B. Special Called Board Meeting held June 27, 2019
 - C. Special Called Board Meeting held July 23, 2019
 - D. Regular Board Meeting held August 6, 2019
 - E. Special Called Board Meeting held August 27, 2019
 - F. Regular Board Meeting held September 3, 2019
- VII. **CLOSED MEETING:**
 - A. **Level III Grievance(s)**
 1. Discussion, consideration and possible action regarding Level III Grievance No. 004/19-20 on Thomas E. Chavez.
 2. Discussion, consideration and possible action regarding Level III Grievance No. 005/19-20 on Armando Rocha.
 3. Discussion, consideration and possible action regarding Level III Grievance No. 006/19-20

on Valentin Paz.

VIII. PUBLIC COMMENT:

Persons wanting to address the Board during Public Comment shall before the beginning of the meeting print their names and the subject matter on the sign-in sheet provided at the entrance of the Board Room. The Board allots 30 minutes for Public Comment. Speakers are allowed a maximum of 3 minutes and a minimum of 1 minute, depending on the number of speakers. Complaints or grievances on the following subjects; employee complaints, personnel matters, student complaints, removal of alternative education program, complaints against individual board members, and expulsions, shall be directed to the appropriate policy for attempted resolution before bringing the matter before the Board. The Board President shall determine if the topic shall be redirected to the appropriate policy or redirected to Administration. 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. 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)

X. Superintendent's Report: * SB1566

A. Conference Presentations:

1. Recognition of Girls State Chess Teams.
2. Recognition of Magic Valley Electric Cooperative Capital Credits.
3. Recognition of Donation: Brownsville Community Foundation, Inc., Dr. Diana Milliken Garza, Executive Director.
4. Presentation of the Brownsville ISD Food and Nutrition Program Report of Satisfaction of Program Participants regarding Breakfast, Lunch, and Supper Entrees.
5. Presentation on BISD's Recycling Program Reduce, Reuse and Recycle.
6. Popular Annual Financial Report for the fiscal year ending June 30, 2019..
7. Financial Report ending November 2019.
8. Presentation of Board of Trustees training (Credit Hours) required by the State Board of Education.

B. Standing Board Agenda Items:

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

XI. Board Member Request(s)

A. Conference Presentation(s)

1. District report regarding District Participation in the 2020 Cameron County Census

Program. (Board Member Request - SPA)

2. Superintendent's update on campus instructional support; to include staffing and addressing additional requests from our teachers, counselors, nurses, and administrators. (Board Member Request - SPA)

B. Action Item(s)

1. Discussion, consideration, and possible action to conduct a third party climate survey at all campuses and departments in the Spring 2020. (Board Member Request - SPA)
2. Discussion, consideration and possible action for the Board to hear all pending Level 3 grievances within 30 days. (Board Member Request - DB)

XII. Consent Agenda:

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

1. Recommend approval to authorize Administration to accept the following schools as substantially complete; Brownsville Learning Academy High School, Pace ECHS, Lopez ECHS, Benavidez Elementary, Stillman Middle School and Oliveira Middle School. Phase I
2. Recommend approval to authorize the Administration to accept the Southmost Elementary School Roof Replacement project as substantially complete.
3. Recommend the one-time pay for BISD employees (qualified) who submit their letter of resignation/separation for the end of the 2019-2020 school year.
4. Recommend approval to pay Region One Education Center for annual membership fees in the approximate amount of \$37,870.01 for the 2019-2020 school year.
5. Recommend approval to reclassify the position of Administrator for Employee Benefits/Risk Management currently at Pay Grade 6 for 226 days to Pay Grade 7 at 226 days on the Employee Compensation Plan for the 2019-2020 School Year.

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

1. Recommend approval for payment in the amount of \$ 770.00 to Esparza & Garza, L.L.P. for ongoing board approved legal services.
2. Recommend approval of Payment #1 for \$66,613.21 as partial payment to ZIWA Corporation for Construction Services work completed on the CTE Cummings New Parking Lot Improvements project to be paid from Maintenance Tax Note Fund 189.
3. Recommend approval of Payment #1 for \$7,500.00 as partial payment to AMTECH Solutions, Inc. for Engineering Services work completed on the Aquatic Center-Roof Design Consulting Services project to be paid from Maintenance Tax Note Fund 189.
4. Recommend approval of Payment #5 for \$201,208.06 as partial payment to Centennial Contractors for Architectural Services work completed on the Del Castillo Elementary School Roof Replacement Project to be paid from Maintenance Tax Note Fund 189.
5. Recommend approval of Payment #1 for \$27,798.90, as partial payment to Central Air & Heating Service, Inc. (CAHS, Inc.) for Construction Services work completed on the Keller, Ortiz & Stell-HVAC Equipment Replacement Improvement project to be paid from Tax Rate Increase 188.

6. Recommend approval of Payment #1 for \$25,650.00 as partial payment to Central Air & Heating Services, Inc. (CAHS, Inc.) for Construction Services work completed on the Margaret M. Clark Aquatic Center – HVAC & Controls Replacement project to be paid from Maintenance Tax Note Fund 189.
7. Recommend approval of Payment #10 for \$221,363.30 as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build-HVAC (CHW) Phase III project to be paid from Maintenance Tax Note Fund 189.
8. Recommend approval of Payment #13 for \$275,780.18 as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build-HVAC (DX) Phase II project to be paid from Maintenance Tax Note Fund 189.
9. Recommend approval of Payment #16 for \$164,177.01, 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.
10. Recommend approval of Payment #4R1 for \$71,720.25 as partial payment to Argio Roofing & Construction, LLC for Construction Services work completed on the Southmost Elementary School Roof Replacement project to be paid from Maintenance Tax Note Fund 189.
11. Recommend approval of Payment #3 for \$3,195.18 as partial payment to Chanin Engineering, LLC for Engineering Services work completed on the Multi-Campus Canopy Upgrades-Martin ES, Villa Nueva ES, Faulk MS, and Stell MS project to be paid from Maintenance Tax Note Fund 189.
12. Recommend approval of Payment #2 for \$130,965.91 as partial payment to Gerlach Builders, LLC dba WIL-CON for Construction Services work completed on the Hanna ECHS New Gymnasium Facility project to be paid from Tax Rate Increase Fund 188.
13. Recommend approval of Payment #6 for \$493,798.27 as partial payment to Schneider Electric for Construction Services work completed on the Design-Build HVAC/Controls Replacement, Phase II to be paid from Maintenance Tax Note Fund 189.
14. Recommend approval of Payment #10 for a total of \$5,500.00 as partial payment to PBK Architects for Architectural Services work completed on the Southmost Elementary School Roof Replacement project to be paid from Maintenance Tax Note Fund 189.

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

1. Recommend approval of Budget Amendment #015 in the amount of \$339,795.00 for Fund 163 - State Bilingual. (Categorical Fund Balance)
2. Recommend approval of Budget Amendment #016 in the amount of \$13 1,771.00 for Fund 161 - Local Deaf. (Categorical Fund Balance)
3. Recommend approval of Budget Amendment #017 in the amount of \$18,207.00 for Local Funds. (Reallocation as requested by campuses and departments)
4. Recommend approval of Budget Amendment #018 in the amount of \$275,000.00 for Fund 164 - State Career and Technical Education. (Categorical Fund Balance)
5. Recommend approval of Budget Amendment #019 in the amount of \$3,500,000.00 for Local Funds. (Fund Balance)

6. Recommend approval of Budget Amendment #020 in the amount of \$7,747,995.00 for Fund 162 - State Compensatory. (Additional Funding)

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

1. Recommend the Approval of Memorandum of Understanding and Partnership Agreement Between Texas A & M University Kingsville and Brownsville I.S.D. for Preservice Teachers with TAMUK to Complete One Semester of Student Field Experience. Memorandum of Understanding and Partnership Agreement will become effective for the spring semester of 2019-2020 school year. (No cost to the District) *
2. Recommend approval to enter into a Memorandum of Understanding First Offender Program for Six Weeks between Brownsville ISD Police Department, Cameron County District Attorney's Office and Cameron County Juvenile Justice Department at no cost to the District.
3. Recommend approval of Subaward Agreement and Amendment #2 in the amount of \$438,250.00 Memorandum of Understanding period from September 25, 2019 to September 25, 2020 for Lopez ECHS, Porter ECHS, and Rivera ECHS. *
4. Recommend approval for the Administration to continue collaborative service agreements with the Gladys Porter Zoo, Brownsville Historical Association and the Brownsville Museum of Fine Arts in the amount not to exceed \$89,480.00 from budgeted Local Maintenance Funds. (Annual Agreement)
5. Request approval to enter into an agreement between PowerSchool and Brownsville I.S.D. for the purpose of a Unified Talent Applicant Tracking system to be effective January 1, 2020 to June 30, 2023.
6. Recommend approval for the Workforce Solutions Cameron/Texas Rising Star Provider amendment agreement to Brownsville Independent School District to receive the reimbursement funds up to \$80,000.00 for Daycare Services at Lincoln Park School.

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

1. Recommend to extend Bid #19-018 Recycling Services District-wide Reverse Bid to several vendors for four (4) additional months to expire on April 30, 2020. (Annual Bid)
2. Recommend awarding Bid #20-122 Vehicles District-wide to several vendors.
3. Recommend awarding RFP #20-041 Groceries, Food Items, Catering and Miscellaneous Items for Food and Nutrition Services Department to several vendors. (Annual Proposal)
4. Recommend awarding CSP #20-121 Property, Windstorm, Hail, Broiler and Machinery Insurance to McGriff, Seibels & Williams of Texas for the 2020-2021 plan year for a three (3) year contract with the option to renew for two (2) additional (1) year term.

XIII. 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. (4)
2. Presentation, acceptance and approval of Resignations. (2)
3. Recommend approval of probationary contractual personnel for the 2019-2020 school year(s) – Teachers. Subject to receipt of all outstanding documentation. (7)

4. Recommend approval of probationary contractual personnel for the 2019-2020 school year(s) – Educational Diagnostician. Subject to receipt of all outstanding documentation. (1)
5. Recommend approval of non-chapter 21 contractual personnel for the 2019-2020 school year(s) – Occupational Therapist. Subject to receipt of all outstanding documentation. (1)
6. Recommend approval of non-chapter 21 contractual personnel for the 2019-2020 school year(s) – Administrator for Employee Benefits/Risk Management-Central Office. Subject to receipt of all outstanding documentation. (1)
7. Recommend approval to compensate classified employee (E.S.G.) for the percentage increase earned but not paid in the following fiscal school years: 2015-2016, 2016-2017, 2017-2018 and 2018-2019.
8. Recommend approval to compensate professional employee (M.L.G.) for one (1) year of experience earned but not paid in the following fiscal school years: 2016-2017, 2017-2018 and 2018-2019.
9. Board Self-Evaluation.
 - a. Discussion, consideration and possible action regarding School Board Members Standard Operating Procedures.
 - b. Clarification of action taken against Board Member Erasmo Castro. (Board Member Request - PC)
10. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.

B. ATTORNEY CONSULTATION

1. Staff Attorney

- a. Discussion, consideration, and possible action regarding OCR Complaint, Docket No. 06-19-5916.

C. INTERNAL AUDITOR CONSULTATION

1. Consultation with Co-Lead Internal Auditor (Status of past, ongoing and completed Board approved audits).

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

XV. Announcement(s):

- A. **Next scheduled Board Meeting** of the Board of Trustees is on **Tuesday, January 14, 2020.**

XVI. Adjournment.