

## MINUTES OF THE BOARD OF TRUSTEES EAGLE PASS INDEPENDENT SCHOOL DISTRICT

The Board of Trustees of the Eagle Pass Independent School District held a Board Workshop on December 09, 2014, at 7:30 P.M. at De Luna Center, 649 Webster Street, Eagle Pass, TX 78852.

### **Board Members Present:**

Mr. Ignacio J. Saucedo, President  
Ms. Glenna Purcell, Vice-President  
Ms. Lupita Fuentes, Secretary  
Dr. Hector Alvarez, Trustee  
Mrs. Hilda P. Martinez, Trustee  
Mr. Humberto Torralba Jr., Trustee  
Mr. Rudy Bowles, Trustee

**Superintendent of Schools:** Mr. Gilberto Gonzalez

**Attorney:** Richard Strieber, Escamilla & Poneck Law Firm

**I. MEETING CALLED TO ORDER:** Board President Ignacio J. Saucedo called the meeting to order 8:32P.M.

### **II. BOARD WORKSHOP:**

- 1. Board Policy GKD on Use of Facilities:** Business & Finance Administrator Ismael Mijares, reviewed Policy GKD (Legal) & (Local). GKD (Legal) was reviewed and addressed as follows per category: *Right to Preserve Use of Facilities, Fees for Use, and Facilities As Polling Places*. Policy GKD (Local) reviewed in detail, which is the current policy with the changes made last year when TASB came in and revision to Policy GKD (Local) were made. Changes/additions/deletions to GKD (Local) included the following categories: *Nonprofit Fund Raising, Campaign-Related Use, Scheduling, Approval of Use, Repeated Use, Exception, Facilities Not Available, and Fees For Use*.
- 2. Current Use of Facilities – Procedures:** Addressed by Mr. Mijares, B & F Administrator- Procedures are in accordance to district local policy. Fees have been in place since 2011, and include Usage Fee and Overhead Fee. In addition, guidelines and procedures for the use of District-Wide School Facilities were addressed. Non-school district activities are prohibited unless an application for the Use of School Facilities has been submitted and approved as per the procedures and guidelines. Our district does not require any proof of insurance or any type of deposit because it is not included in the local policy. Policy only states that the entity using facility assumes liability. A 30 day in advance application is required to appropriately reserve facility. A procedure is followed (phase 1 - and/or5) for approval/non-approval applications. ALL applications will be routed to the last phase (5) as applicable. If entity does not follow procedure when denied, there is no possible way to know how many applications have been denied. **Board Members questions and concerns were addressed.**
- 3. Current Use of Facilities – Rental Forms:** Addressed by Ismael Mijares, B & F Administrator- We do not require any type of liability insurance, or deposit for rental. Escamilla & Poneck created form many years ago. Only an agreement in writing stating that the originator assumes full liability for any loss or damages to person or property or claims. The Fine Arts Building Use of Facility was prepared by Sonny Snyder, Technology Administrator and can only be used by school district organizations. This is the only building that requires a Facility Use form due to the expensive technical equipment. It was created due to an incident that damaged expensive technical equipment, and it is very expensive to replace. No other SAC building has this

type of form. This building is only to be used by school district activities or UIL events. The Superintendent will be the final approval for the Fine Arts building. **Board Members questions and concerns were addressed.**

4. **Summary of Use of Facilities – Rental Fees Collected:** Mr. Ismael Mijares, B & F Administrator, stated last year a total of \$61,742.25 was collected for use of facilities, which included CC Winn Auditorium, CC Winn Gym, CC Winn Classrooms, EPHS Softball Complex at EPHS, Old EPJ Field, Austin Cafeteria & Classrooms, and Memorial Jr. High Field. Funds are generally placed in the M & O Fund and are part of revenues, unless the board decides to move the money to a different fund. In this case an agenda item is placed for board approval and if approved it will be moved to whichever fund the board decides (ex: Special Projects by campus) less expenses. Funds are reserved until the board decides how to use within the Special Projects. **Board Members questions and concerns were addressed.**
5. **Student Activity Center Rental Information provided by Athletic Department:** Mr. Edward Graf, Athletics Director addressed and reviewed the SAC Rental Information- A proposed rental policy was reviewed for the Premium SAC Athletic Venues that include the football stadium with track, basket ball arena, softball stadium, baseball stadium, tennis courts (8) and soccer fields (2). Coach Graf made contact with other districts for information on rentals for these types of venues. Most districts do not allow outside leagues to use the Premium buildings... they may use school gymnasiums and such. Other districts charge fees for premium SAC Athletic Venues, SAC, and FAC facilities for school age children and UIL to cover operating expenses, supplies, and maintenance of facility, custodian, and security officer(s), deposits, injury and damage insurance, and a district administrator to be present (with a fee), and fees for technology usage for their Premium buildings. Up until May of last year our fields were only available for UIL activities, but no longer with the updated policy. We do not have records of requests since no paperwork is created. Organizations requesting venues have been local baseball little leagues, local softball organization, local youth soccer leagues, Parks and Recreations of EP, local adult tennis group, Semi-Pro basketball and baseball teams, and college football team from Mexico. Elementary schools have also requested the use of the Auditorium for graduation. Coach Graf reviewed TASB example rental fees for premium facilities SAC and FAC. Other fees to consider is the time of day/night for outside facilities (A.M. vs P.M.) it will make a difference in rental fees due to the usage of the lighting. Coach Graf also commented on policy...and his professional opinion on current policy is good, but would be great to add UIL events to the current policy. **Board Members requested administrator to contact electric company for usage of KW used during the use of a facility by an organization. Board Members questions and concerns were addressed. School Attorney Strieber addressed *injury/damage insurance*... even though a district is generally exempt, should somebody be injured, it doesn't prevent someone from filing a lawsuit that has to be defended.** Board Members want to have non-premium fields up to par, no local organizations are allowed to use them because the fields are not operational, etc.... to much money has gone into having these facilities yet no one is allowed (profit/nonprofit) to use them... not even local children. Board members also want a budget so that students from different campuses could be bused and use facilities (non premium), grounds also need to be worked on (beautify), there needs to be a starting point, assessments, need to bring in revenue, maintaining facilities, etc. Board Member Purcell suggests that the SAC & FAC should only be rented out for Non-Profit.
6. Letter on Use of Facilities provided by Escamilla & Poneck – School district Attorneys: **Discussed in previous items.**
7. Sample Board Policy provided by Escamilla & Poneck: **Discussed in previous items.**
8. Sample Rental Agreement provided by Escamilla & Poneck: **Discussed in previous items.**

9. Model Rental Agreement from Texas Association of School Boards (TASB): **Discussed in previous items.**
10. Liability Insurance Requirements as provided by TASB: **Discussed in previous items.**
11. Sample of Rental Fees from TASB: **Discussed in previous items.**
12. Sample Board Policy from TASB: **Discussed in previous items.**

**II. ACTION:**

1. **Consider and take appropriate action on the request to amend Board Policy GKD Local: Community Relations Non-School Use of School Facilities:** Motion by Trustee Saucedo second by Trustee Bowles, to amend Board Policy GKD Local: Community Relations Non-School Use of School Facilities and direct superintendent and attorney to structure a board policy that will allow the use of Non-Profits Organizations use of the SAC Facilities and Fine Arts Center as well as UIL pending final board approval including deposits and liability insurance. **Granted 7/0.**

**III. ADJOURNMENT:**

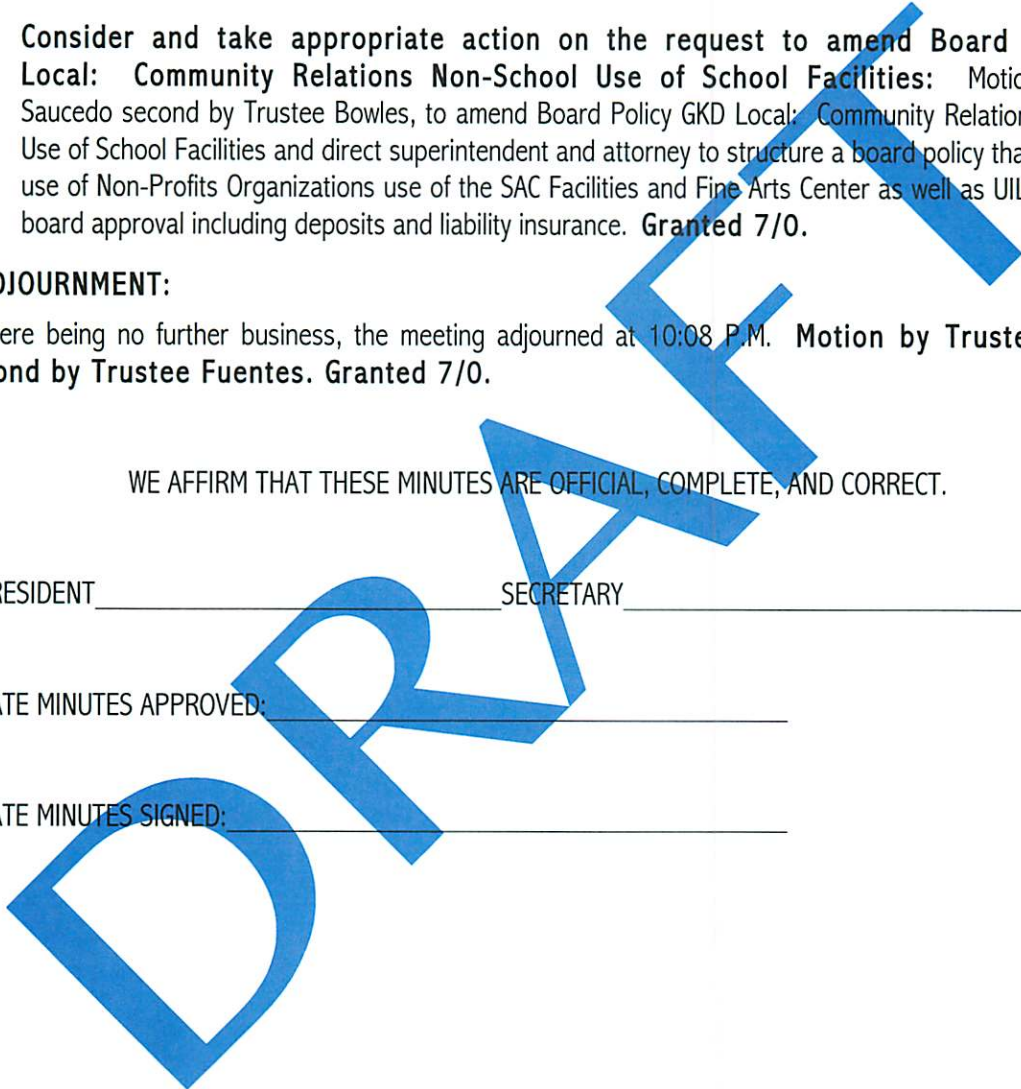
There being no further business, the meeting adjourned at 10:08 P.M. **Motion by Trustee Martinez second by Trustee Fuentes. Granted 7/0.**

WE AFFIRM THAT THESE MINUTES ARE OFFICIAL, COMPLETE, AND CORRECT.

PRESIDENT \_\_\_\_\_ SECRETARY \_\_\_\_\_

DATE MINUTES APPROVED: \_\_\_\_\_

DATE MINUTES SIGNED: \_\_\_\_\_



## MINUTES OF THE BOARD OF TRUSTEES EAGLE PASS INDEPENDENT SCHOOL DISTRICT

The Board of Trustees of the Eagle Pass Independent School District held a Regular Meeting on February 10, 2015, at 6:00 P.M. in the District Service Center Board Room located on 1420 Eidson Road, Eagle Pass, TX 78852.

### Board Members Present:

Mr. Ignacio J. Saucedo, President  
Ms. Glenna Purcell, Vice President  
Ms. Lupita Fuentes, Secretary  
Mrs. Hilda P. Martinez, Trustee  
Mr. Humberto Torralba Jr. Trustee  
Mr. Rudy Bowles, Trustee

### Board Members Absent:

Dr. Hector Alvarez, Trustee

**Superintendent of Schools:** Mr. Gilberto Gonzalez

**Attorney:** Mr. Richard Strieber, Law Firm of Escamilla & Poneck

**Staff Members and Visitors Present:** The sign-in sheet hereby becomes a part of these minutes.

- I. **MEETING CALLED TO ORDER:** Board President, Ignacio J. Saucedo called the meeting to order at 6:09 P.M.
- II. **PLEDGE OF ALLEGIANCE:** Gilberto Gonzalez, Eagle Pass ISD Superintendent of Schools led the Pledge of Allegiance.
- III. **CITIZEN'S COMMUNICATION/ RECOGNITIONS:** No one signed up for the Citizen's Communications.
- IV. **DISTRICT REPORTS/PRESENTATIONS:**
  1. Financial Report. **No questions from the Board.**
  2. Utility Report. **No questions from the Board.**
  3. Tax Collection Report. **No questions by the Board.**
  4. **Delinquent Collection Activities for October-December 2014.** Sonia Gonzalez, Representative- Linebarger, Goggan, Blair, and Sampson, LLP reviewed the Delinquent Activity Report to the Board of Trustees. **No questions from the Board.**
  5. **Presentation of December 2014, STAAR EOC Results.** Samuel Mijares, C & I Administrator reviewed the STAAR End of Course EOC Results for CC Winn and Eagle Pass High School. Mr. Mijares briefly reviewed the Algebra I, Biology, English I, English II, and US History, results for all students which included 1<sup>st</sup> time testers and retested students. Mr. Mijares also read the 2013 vs. 2014 Algebra I and Biology Comparison December EOC Results. EOC is a requirement for graduation, all five must be passed to receive the diploma. In CC Winn 21 students must pass anywhere between 1 -5 EOC tests to graduate and 20 students from Eagle Pass High must pass anywhere between 1-5 EOC tests to graduate. In May, there will be one more opportunity for the students to take the tests. **Board Members questions and concerns were addressed which included programs provided aside from after school programs so that they can pass tests for graduation.**

- V. **ACTION ITEMS:** Board President Saucedo brought forth Action #6 due to time constraints.
6. Consider and approval of an order authorizing the issuance of Eagle Pass Independent School District Unlimited Tax Refunding Bonds, Series 2015; Entering into an Escrow Agreement, a Purchase Contract, and a Paying Agent/Registrar Agreement; delegating to certain District Administrative Staff and Officials the authority to approve all final terms of the bond, and other matters related thereto. **Motion by Trustee Purcell, second by Trustee Bowles. Granted 6/0.** Mr. David Gonzalez, attorney, Estrada Hinojosa Investment Bankers, addressed the Board of Trustees and presented the following information on the Bonds: The school district issued Bonds in 2005, and currently interest rates are at a point where they can be refinanced or significant savings. It is the same concept as refinancing a mortgage. Attorney Gonzalez reviewed the Refunding Summary and stated the amount has reached its maturity, and the district has the opportunity to refinance. Juan Aguilera, attorney with Escamilla & Poneck Law Firm and David Gonzalez, attorney with Estrada Hinojosa both elaborated on the process of refinancing the bonds. **Board Members questions and concerns were addressed.**
  1. Consider and take appropriate action on the request to approve an amendment to the contract for architectural services. **Motion by Trustee Bowles, second by Trustee Torralba. Granted 6/0.**
  2. Consider and take appropriate action on the request to amend the Capital Projects Budget. **Motion by Trustee Martinez, second by Trustee Fuentes. Granted 6/0.**
  3. Consider and take appropriate action on the request to award Sealed Proposal No. 150202 on District Wide Low Slope Roofing Repair and Replacements and the Board delegates the Superintendent or Designee the authority to make related budgeted purchases of goods or services as per Board Policy CH. **Motion by Trustee Purcell, second by Trustee Torralba. Granted 6/0.**
  4. Consider and take appropriate action on the request to approve the Procurement Method of Competitive Sealed Proposal and the Ranking Criteria for District Wide Metal Roof Repairs in accordance with Board Policy CV, CVB, and State Guidelines. **Motion by Trustee Purcell second by Trustee Fuentes. Granted 6/0.**
  5. Consider and take appropriate action on the request to approve the procurement method of Competitive Sealed Proposal and the Ranking Criteria for roof ventilation system for the crawl space under the foundation at Eagle Pass High School in accordance with Board Policy, CVB, and State Guidelines. **Motion by Trustee Bowles, second by Trustee Torralba. Granted 6/0.**
  7. Consider and approve Resolution 2014-2015/09 in opposition of utilizing the State Funds' for School Vouchers. **Motion by Trustee Torralba, second by Trustee Bowles. Granted 6/0.**
  8. Discussion and possible creation of a Five-Year District Education Study to include possible creation of a Magnet School. **Motion by Trustee Torralba, second by Trustee Purcell to initiate a study. Granted 6/0.**
  9. Consider and take appropriate action on the request to approve a lease agreement between Eagle Pass Independent School district and the Community Development Institute Head Start. **Motion by Trustee Purcell, second by Trustee Martinez to approve lease agreement pending final negotiations through school district attorney. Motion carries 4/2 (Bowles, Torralba)**

10. Consider and take appropriate action on the request to approve a Memorandum of Understanding between the Eagle Pass Independent School District and Teaching & Mentoring Communities (TMC). **Motion by Trustee Purcell, second by Trustee Fuentes. Granted 6/0**

VI. **CONSENT:**

It was the consensus of the Board to consider item(s) 1 - 3 in one motion. **Motion by Trustee Fuentes, second by Trustee Torralba. Granted 6/0.**

1. Consider and take appropriate action on the request to approve the minutes of the December 9, 2014, (Regular), January 13, 2015, (Regular), and January 19, 2015, (Special) Board Meetings. **Item previously considered.**
2. Consider and take appropriate action on the request to amend the General Fund Budget. **Item previously considered.**
3. Consider and take appropriate action on the request to approve Policy Update 101 as received from the Texas Association of School Board (TASB). **Item previously considered.**

VII. **CLOSED SESSION:** Pursuant to Sections 551.071, 551.072, 551.074, 551.082, 551.083, and 551.084, Texas Government Code:

**PERSONNEL MATTERS:** under section 551.074, Texas Government Code, to deliberate the appointments, employment, evaluations, reassignments, duties discipline or dismissal of public officers or employee; or to hear complaints or charges against an officer or employee:

The Board adjourned into Closed Session at 7:59 P.M. Pursuant to Section §551.071, §551.072, §551.074, §551.082, §551.083, and §551.084 of the Texas Government Code. **Motion by Trustee Fuentes second, second by Trustee Purcell. Granted 6/0.**

1. The Board will discuss the request to hire personnel to fill vacancies pursuant to TGC 551.074.
2. The Board will discuss the request to hire a Professional Employee to serve as Instructional Officer for Ray Darr Elementary School subject to possible future reassignment by the Superintendent.
3. The Board will discuss the request to approve Term Contracts as presented.
4. The Board will discuss the proposal to terminate a continuing contract teacher for good cause and to suspend without pay pending discharge pursuant to TEC 21.156 (TGC 551.071 and 551.074)
5. Discuss the Superintendent's duties regarding the resignation and rehire of a district employee and Superintendent's duties pursuant to Policy DC (LOCAL). TGC 551.074.
6. The Board will hear the Level III Grievance of Carlos Santos.

VIII. **OPEN SESSION:**

The Meeting Reconvened at **10:31 P.M.** and the Board will consider and take appropriate action on item (s) discussed in Closed Session.

1. Consider and take appropriate action on the request to hire personnel to fill vacancies pursuant to TGC 551.074. **Motion by Trustee Torralba second by Trustee Martinez to hire personnel to fill vacancies as discussed in Closed Session. Granted 6/0.**

2. Consider and take appropriate action on the request to hire a Professional Employee to serve as Instructional Officer for Ray Darr Elementary School subject to possible future reassignment by the Superintendent. **Motion by Trustee Purcell second by Trustee Bowles to hire Noe Garza as a professional employee to serve as Instructional Officer for Ray Darr Elementary School subject to possible future reassignment by the Superintendent. Granted 6/0.**
3. Consider and take appropriate action on the request to approve Term Contracts as presented. **Motion by Trustee Saucedo, second by Trustee Torralba to Table item until the March Regular Board Meeting. Granted 6/0.**
4. Consider and take appropriate action on the proposal to terminate a continuing contract teacher for good cause and to suspend without pay pending discharge pursuant to TEC 21.156 (TGC 551.071 and 551.074). **Motion by Trustee Fuentes, second by Trustee Purcell to direct the Superintendent to attempt to resolve this matter and report back to the Board. Granted 6/0.**
5. Possible action the Superintendent's duties regarding the resignation and rehire of a district employee and Superintendent's duties pursuant to Policy DC (local). TGC 551.074. **No action taken.**
6. The Board will take action on the Level III Grievance of Carlos Santos. **No motion, Level II upheld.**

IX. **CORRESPONDENCE AND INFORMATION:** Board of Trustees and Superintendent congratulated Mr. Rolando Salinas, Federal Program's Director, and Mr. Mario Escobar, Principal, Eagle Pass Jr. High for a great job hosting the Annual Parent Conference.

In addition, a reminder of the Eagle Pass/Maverick County Legislative Day will be held February 16-18, 2015, in Austin, Texas and both high schools Mariachi will be at the event.

X. **ADJOURNMENT:**

There, being no further business, the meeting adjourned at 10:37 P.M. **Motion by Trustee Fuentes second by Trustee Martinez. Granted 6/0.**

**WE AFFIRM THAT THESE MINUTES ARE OFFICIAL, COMPLETE, AND CORRECT.**

**PRESIDENT** \_\_\_\_\_ **SECRETARY** \_\_\_\_\_

**DATE MINUTES APPROVED:** \_\_\_\_\_

**DATE MINUTES SIGNED:** \_\_\_\_\_