

No. _____



UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION ITEM

TOPIC Board Minutes

SUBMITTED BY: Karen Winch **OF:** Board Secretary

APPROVED FOR TRANSMITTAL TO SCHOOL BOARD: October 17, 2007

RECOMMENDATION:

It is recommended that the United ISD Board of Trustees take action to approve Board Meeting minutes:

September 11, 2007 – Special Called Meeting
September 19, 2007 - Regular Board Meeting

RATIONALE:

State law requires the Board to prepare and keep minutes of its open meeting.

Govt. Code §551.021. The minutes are public records available for public inspection and copying upon request to the Superintendent or his designee. Govt. Code § 551.022

BUDGETARY INFORMATION

No Budget Impact

BOARD POLICY REFERENCE AND COMPLIANCE:

This is in compliance and in accordance with Board Policy BE and BE (LOCAL).

Special Called Meeting
The State of Texas
United Independent School District
The County of Webb

September 11, 2007

A Special Called Meeting of the Board of Trustees of United ISD was held Tuesday, September 11, 2007, in the United ISD – Administrative Building at 201 Lindenwood, Laredo, TX 78045. The meeting was called to order by President John Bruce at 6:01 p.m.

In attendance

Roberto J. Santos, Superintendent of Schools

Board of Trustees

John M. Bruce – President
Ricardo Molina – Vice President - absent
Juan Molina – Secretary
Pat Campos – Parliamentarian
Francisco "Pancho" Gonzalez – Member – arrived 6:04 p.m.
William "Bill" Johnson – Member – arrived during Closed Session
Juan Roberto Ramirez – Member

I. Roll Call, Establish Quorum, Call to Order

II. An announcement was made by the Board President at 6:01 p.m. calling the meeting of the United Independent School District to order. The record showed that a quorum of Board Members was present, that the meeting was duly called, and that notice of the meeting was posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

III. Closed Session

The Board entered into Closed Session at 6:03 p.m. pursuant to the following sections of the Texas Open Meetings Act:

A. 551.071 Consultation with legal counsel

1. Consultation with legal counsel re: settlement in the matter of United I.S.D. vs Satterfield & Pontikes Construction, et. al. in the 406th District Judicial Court, Webb County Texas Cause No. 2005-CV-Q-000521-D4

IV. Action Items

The Board returned from Closed Session at 6:18 p.m. to consider the following action items.

A. Approval of the Settlement in the Matter of United I.S.D. vs Satterfield & Pontikes Construction, et. al. in the 406th District Judicial Court, Webb County Texas Cause No. 2005-CV-Q 000521-D4

Mr. Cruz advised the Board that the recommendation with respect to Item IV-A was to approve the settlement in the Matter of United I.S.D. vs Satterfield & Pontikes Construction, et. al. in the 406th District Judicial Court, Webb County Texas Cause No. 2005-CV-Q 000521-D4 and to authorize administration officials to execute the necessary settlement papers, as discussed in Closed Session.

Motion: So move.

Moved by: Campos
Seconded by: J. Molina
Discussion: None
In Favor: Unanimous

B. Drawing to Adjust the Term of Office from Single Member District Six or Seven

C. First and Final Reading of Revised Policy BBB (LOCAL)

Mr. Cruz addressed the Board saying with respect to Item IV-B and IV -C, the recommendation was to table for further study.

Motion: So move.

Moved by: Campos
Seconded by: Ramirez
Discussion: None
In Favor: Unanimous

D. First and Final Reading of Revised Policy FNCA (LOCAL) Student Code of Conduct – Dress Code

Mr. Santos addressed the Board saying Staff was recommending approval of the first and final reading of Revised Policy FNCA (LOCAL) Student Code of Conduct – Dress Code.

Ms. Gloria Rendon, Assistant to the Superintendent, explained the modifications to the student dress code that were being recommended by the district administrators. The first was that elementary students be allowed to wear a jacket with a hood. At the middle and high school level, however, administrators said they would not like to see the change at their level because the policy has been working at their campuses.

Mr. Gonzalez said he agreed with not having hoods, but that he had concerns from parents that when it was cold weather, the students needed the hoods. Ms. Rendon said the issues at the elementary and middle school were very different. She said that in addition to the school colors, two additional colors, khaki and brown, had been added. Ms. Rendon said that any jacket is allowed. Ms. Rendon explained that administrators pointed out that when walking through a common area, they would be able to identify those who belonged in the school. However, at the middle school level, the students were refusing to remove their jackets, and the uniform was not visible.

Mr. J. Molina asked if 100% of the administrators accepted the change or if there were some who did not. Mr. Santos responded that only one administrator had an issue, but it was not because of the hoods. It was because that campus was selling black jackets as a fundraiser and black was not one of the approved colors. He said it wasn't that the principal didn't approve having hoods or no hoods, but the campus should not have been selling that particular black outerwear.

Motion: So move.

Moved by: Ramirez

Seconded by: Johnson

Discussion: None

In Favor: Bruce, Campos, Johnson, Ramirez

Opposed: Gonzalez, J. Molina

IV. Adjournment

There being no further business before the Board, the Special Called Meeting of September 11, 2007 was adjourned at 7:04 p.m.

John M. Bruce, President

Juan Antonio Molina, Jr., Secretary

Regular Meeting
The State of Texas
United Independent School District
The County of Webb

September 19, 2007

A Regular Meeting of the Board of Trustees of United ISD was held Wednesday, September 19, 2007, in the United ISD – Student Activity Complex, Fine Arts Building, 5208 Santa Claudia Lane, Laredo TX 78043. The meeting was called to order at 6:36 p.m.

In attendance

Roberto J. Santos, Superintendent of Schools

Board of Trustees

John M. Bruce – President
Ricardo Molina – Vice President
Juan Molina – Secretary
Pat Campos – Parliamentarian
Francisco "Pancho" Gonzalez
William "Bill" Johnson – Member
Juan Roberto Ramirez – Member

- I. Roll Call, Establish Quorum, Call to Order**
- II. Pledge of Allegiance**
- III. An announcement was made by the Board President calling the meeting of the United Independent School District to order. The record showed that a quorum of Board Members was present, that the meeting was duly called, and that notice of the meeting was posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.**
- IV. Closed Session. The Board entered into closed session at 6:39 p.m. pursuant to the following sections of the Texas Open Meetings Act:**
 - A. 551.071 Consultation with Board's Attorney**
 - 1. Confer with Legal Counsel Re: Killam Elementary School Construction Project – Leyendecker Construction, Inc. Agreement**
 - B. 551.072 Discussion on the Purchase, Exchange, Lease or Value Of Real Property**
Discussion of Proposals for Sale ad/or Acquisition of Real Property

1. Report on status of negotiations and discussion of possible action pertaining to the purchase of one or more tracts totaling approximately 46 acres in the *Cielito Lindo* Subdivision and within the *Cielito Lindo* Master Plan in Webb County, Texas from *Cielito Lindo, Ltd.*
2. Report on status of negotiations and discussion of possible action pertaining to the purchase of approximately 10.62 acres in the D & J Alexander Residential Development Co. L.P.
3. Report on status of negotiations and discussion of possible action pertaining to the purchase of approximately 12 acres in the *Loma Del Sur* Subdivision in Webb County, from A & W Real Estate 1, Ltd.
4. Report on and discussion of possible action of United Independent School District for the possible sale of the land adjacent to Clark Middle School, such property being more particularly described as Lot 1, Block 1 in the Replat of the United Independent School District, Clark Elementary / Middle School Plat.
5. Report on and discussion of possible action pertaining to the request that the United Independent School District accept post development runoff from an approximate 2-acre tract of land southeast of and adjacent to Trautmann Middle School into the Trautmann Middle School Detention Pond and the execution of a Drainage Easement and/or a Temporary Construction Easement and the possible execution of a Construction Maintenance and Monitoring Agreement with Homeland Builders, Inc.
6. Report on and discussion of possible action pertaining to the purchase of approximately 30 acres in the *Cuatro Vientos Norte* Subdivision from *Cuatro Vientos Norte, Ltd.*

C. 551.074 Discussion of Personnel or to Hear Complaint Against Personnel

1. Internal Auditors Duties, Responsibilities, and Evaluation
2. Superintendent's Duties and Responsibilities
3. Discussion re: proposed suspension without pay and proposed termination of classroom teacher's employment contract.

V. The Board reconvened from Closed Session at 8:50 p.m. The Board took appropriate action on the following items, as necessary, as discussed in Closed Session.

Due to illness, Mr. Bruce did not return after Closed Session.

Mr. Cruz advised the board that for the recommendation for Items V-A, V-B, and V-C was to table.

Motion: So move.

Moved by: J. Molina

Seconded by: Gonzalez

Discussion: None

In Favor: Unanimous

A. Discussion and possible action concerning executing and Ernest Money Contract for several tracts totaling approximately 46 acres of land, in the *Cielito Lindo* Subdivision and within the *Cielito Lindo* Master Plan in Webb County, Texas from *Cielito Lindo, Ltd.*

B. Discussion and possible action concerning executing and Earnest Money Contract to purchase an approximate 10.62-acre tract of land, in the D & J Alexander Subdivision in Webb County, from Alexander Residential Development Co. L.P.

C. Discussion and possible action concerning executing an Earnest Money Contract to purchase an approximate 12-acre tract of land in the *Lomas Del Sur* subdivision in Webb County, from A & W Real Estate 1, Ltd.

D. Discussion and possible action pertaining to the request that the United Independent School District accept post development runoff from an approximate 2-acre tract of land southeast of and adjacent to Trautmann Middle School into the Trautmann Middle School Detention Pond and the execution of a Drainage Easement and/or a Temporary Construction Easement and the possible execution of a Construction Maintenance and Monitoring Agreement with Homeland Builders, Inc.

Mr. Cruz addressed the Board saying the recommendation was to authorize administration and pertinent district officials to accept post development runoff from an approximate 2-acre tract of land southeast of and adjacent to Trautmann Middle School into the Trautmann Middle School Detention Pond and the execution of a Drainage Easement and/or a Temporary Construction Easement and the possible execution of a Construction Maintenance and Monitoring Agreement with Homeland Builders, Inc. as discussed in Closed Session.

Motion: So move.

Moved by: Gonzalez

Seconded by: J. Molina

Discussion: None

In favor: Unanimous

E. Discussion and possible action to authorize advertisement and solicitation of bids for the possible sale of the land adjacent to Clark Middle School; such property being more particularly described as Lot 1, Block 1 in the Replat of the United Independent School District, Clark Elementary / Middle School Plan

Mr. Cruz addressed the Board saying that the recommendation was to authorize administration and pertinent district officials to advertise and solicit bids for the possible sale of the land adjacent to Clark Middle School; such property being more particularly described as Lot 1, Block 1 in the Replat of the United Independent School District, Clark Elementary / Middle School Plan, as discussed in closed session.

Motion: So move.

Moved by: Gonzalez
Seconded by: Ramirez
Discussion: None
In favor: Unanimous

F. Discussion and possible action pertaining to the purchase of approximately 30 acres in the *Cuatro Viento* North Subdivision from *Cuatro Vientos Norte, Ltd.*

Mr. Cruz addressed the Board saying the recommendation was to table this item.

Motion: So move.

Moved by: J. Molina
Seconded by: Gonzalez
Discussion: None
In Favor: Unanimous

G. Action to propose the suspension without pay and propose the termination of classroom teacher's employment contract.

Mr. Cruz advised the Board that no action was necessary on this item as the person had submitted his resignation to the District.

VI. Superintendent's Report

Mr. Cruz addressed the Board regarding Item VI-A – Review of Update 80 – Legal Policies. He noted that the legal policies being presented were revisions and required no action.

A. Review of Update 80 – Legal Policies

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|------------------------|-------------------------------------|
| 1. BA (LEGAL) | BOARD LEGAL STATUS |
| 2. BBFA (LEGAL) | ETHICS: CONFLICT OF INTEREST |
| 3. BBFB (LEGAL) | ETHICS: PROHIBITED PRACTICES |

4. BQA (LEGAL) DISTRICT LEVEL PLANNING AND DECISION-MAKING PROCESS
5. BQB (LEGAL) CAMPUS LEVEL PLANNING AND DECISION-MAKING PROCESS
6. CMD (LEGAL) EQUIPMENT AND SUPPLIES MANAGEMENT:
INSTRUCTIONAL MATERIALS CARE AND ACCOUNTING
7. CPC (LEGAL) OFFICE MANAGEMENT: RECORDS MANAGEMENT
8. CS (LEGAL) FACILITY STANDARDS
9. DBA (LEGAL) EMPLOYMENT REQUIREMENTS AND
RESTRICTIONS: CREDENTIALS AND RECORDS
10. DBD (LEGAL) EMPLOYMENT REQUIREMENTS AND
RESTRICTIONS: CONFLICT OF INTEREST
11. DBE (LEGAL) EMPLOYMENT REQUIREMENTS AND RESTRICTIONS:
NEPOTISM
12. DEA (LEGAL) AND WAGES COMPENSATION AND BENEFITS: SALARIES
13. DEAA (LEGAL) AND STIPENDS COMPENSATION AND BENEFITS: INCENTIVES
14. DMA (LEGAL) DEVELOPMENT PROFESSIONAL DEVELOPMENT REQUIRED STAFF
15. EC (LEGAL) SCHOOL DAY
16. EF (LEGAL) INSTRUCTIONAL RESOURCES
17. EGA (LEGAL) MAGNET PROGRAM CURRICULUM DEVELOPMENT: INNOVATIVE AND
18. EHAC (LEGAL) BASIC INSTRUCTIONAL PROGRAM: REQUIRED
INSTRUCTION (SECONDARY)
19. EHB (LEGAL) SPECIAL PROGRAMS: DUAL LANGUAGE
(RECOMMENDED TO DELETE MOVED TO EGA (LEGAL))
20. EHDD (LEGAL) EXTENDED INSTRUCTIONAL PROGRAMS:
COLLEGE COURSE WORK / DUAL CREDIT
21. EIF (LEGAL) ACADEMIC ACHIEVEMENT GRADUATION
22. FL (LEGAL) STUDENT RECORDS
23. GA (LEGAL) ACCESS TO PROGRAMS, SERVICES AND
ACTIVITIES

VII. Consent Agenda Items

Mr. Johnson addressed the Board saying that the Business and Instructional Committee meetings had been held the previous Tuesday, and the following consent agenda items were being recommended for approval:

- A. Approval of Monthly Disbursements**
- B. Approval of Tax Roll Adjustments**
- C. Approval of Awarding Bids, Proposals and Qualifications**
- D. Second Reading of Policy BED (LOCAL): Board Meetings Public Participation**
- E. Approval of Internal Audit Plan for 2007-2008**
- F. Board Travel for the Month of October, 2007**
- G. Approval to add Additional PDAS Appraisers for the 2007-2008 School Year**
- H. Approval to Authorize Administration to Submit Class Size Waivers to TEA**
- I. Request for Expedited State Waiver Application for Modified Schedule for March and May 2008**
- J. Approval of Exception to the Bilingual Education Program**
- K. Discussion / Action to Authorize Superintendent to submit the TEEG Grant Application of the United South Middle School, Perez Elementary and Finley Elementary, and further authorize Superintendent to submit future TEEG Gant Application of other campuses after presentation to the Board of Trustees.**

Moved by:	Johnson
Seconded by:	J. Molina
Discussion:	None
In Favor:	Unanimous

VIII. Items for Individual Consideration

A. Board Minutes

- 1. Regular Board Meeting 8.15.07**
- 2. Public Hearing 8-23-07**

3. Special Called Meeting 8-23-07

4. Special Called Meeting 8-25-07

Motion: So move.

Moved by: Ramirez

Seconded by: J. Molina

Discussion: None

In Favor: Campos, Johnson, J. Molina, R. Molina, Ramirez

Abstain Gonzalez

B. Donations

Mr. Santos requested that the Board approve the donations totaling \$22,282.02

Motion: So move.

Moved by: Ramirez

Seconded by: Gonzalez

Discussion: None

In Favor: Unanimous

C. Resolution to Approve the 2007 Appraisal Roll as the 2007 UISD Tax Roll

Ms. Norma Farabough, UISD Tax Assessor-Collector addressed the Board requesting approval of the 2007 Appraisal Roll as the 2007 UISD Tax Roll. The resolution was read into the record and reflected the 2007 Tax Roll Levy of \$95,866,849.51.

Motion: So move.

Moved by: Ramirez

Seconded by: Gonzalez

Discussion: None

In Favor: Unanimous

D. Election of Candidates to the Board of Directors of the Webb County Appraisal District

Ms. Farabough addressed the Board saying that the Board of Trustees could choose to nominate candidates for the Board of Directors of the Webb County Appraisal District. She said the District could present up to five (5) people for two-year terms.

Motion: I move that we nominate the same members: Mr. Juan Molina Jr., and Ms. Pat Campos.

Moved by: Johnson

Seconded by: R. Molina

Discussion: None

In Favor: Unanimous

E. Drawing to Adjust the Term of Office of a Trustee from Single Member District Six or Seven in order to achieve a one-time extension of the term of office to 2010 in accordance with Section 11.0581 and 1.059 of the Texas Education Code; and, thereafter, beginning I 2010 t require that the term of office shall be at four-year intervals in accordance with Policy BBB (LOCAL). (Public comments will be welcomed.)

Rose Cruz. Ms. Cruz introduced herself as a Special Education advocate, a taxpayer, a voter, and a parent. She thanked the Board for not drawing on September 11th in order to review the information she had given the Board from the Justice Department. She said one of the requirements of House Bill 1 is to allow the pubic to make comments. She said she was disappointed that the tape of her prior comments was not completed. She placed an open records request and said she could not find in the documents that the District was specifically told by the Secretary of State's office that they had to have a drawing to extend one board member's term of office. She said she had been present at several meetings and there had never been an open discussion as to why only Districts VI and VII were the only districts doing the drawing. She said Midland ISD which is in the same situation elected to have all board members up for election. Ms. Cruz said this meeting started at 6:30, and it was now 8:59 p.m. She said never before when they have asked for public comments on a single issue has it been in the same meeting when they are doing the budget and audits. Ms. Cruz said she knew that once the information goes to the Justice Department, the community has 60 days to respond to the Justice Department.

Mr. Juan Cruz said Mr. Ramirez would be drawing as he was the only board member present to draw (Mr. Bruce had left after Closed Session). Counsel stated that, if Mr. Ramirez picked the numbers 2008, he would run in 2008 and if he picked 2010, he would run in 2010.

Mr. Ramirez drew the number 2010. Mr. Cruz said Mr. Ramirez will run in 2010.

Following the drawing, Mr. Cruz addressed the Board saying that on Policy BBB (LOCAL) Board Members: Elections (page 155 of their board books) it would read:

SCHEDULE OF Trustees shall be elected from single-member Districts for four-year terms
ELECTIONS with elections held in even-numbered years as indicated below:

SINGLE-MEMBER DISTRICTS 1, 2, 4, AND 7	Beginning in your 2008 and at four-year intervals thereafter in a like manner, elections shall take place on the first Tuesday after the first Monday in November
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SINGLE-MEMBER DISTRICTS 3, 5, AND 6	Beginning in year 2010 and at four-year intervals thereafter in a like manner, elections shall take place on the first Tuesday after the first Monday in November.
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Items VIII - F, G, H, and I were all first readings and did not require Board action.

F. First Reading of Revised BBB (LOCAL): Board Members - Elections

G. First Reading of Policy DH (LOCAL): Employee Standards of Conduct

H. First Reading of FB (LOCAL) Equal Educational Opportunity

I. First Reading of LOCAL Policies in Update 80

- 1. BBFA (LOCAL) ETHICS: CONFLICT OF INTEREST DISCLOSURES**
- 2. CPC (LOCAL) OFFICE MANAGEMENT – RECORDS MANAGEMENT**
- 3. DBA (LOCAL) EMPLOYMENT REQUIREMENTS AND RESTRICTIONS-CREDENTIALS AND RECORDS**
- 4. DBD (LOCAL) EMPLOYMENT REQUIREMENTS AND RESTRICTIONS – CONFLICT OF INTEREST**
- 5. DCD (LOCAL) EMPLOYMENT PRACTICES – AT-WILL EMPLOYMENT**
- 6. DCE (LOCAL) EMPLOYMENT PRACTICES – OTHER TYPES OF CONTRACTS**
- 7. DFB (LOCAL) TERM CONTRACTS – NON-RENEWAL**
- 8. DN (LOCAL) PERFORMANCE APPRAISAL**
- 9. EEJB (LOCAL) INDIVIDUALIZED LEARNING – CREDIT BY EXAMINATION WITHOUT PRIOR INSTRUCTION**
- 10. EIF (LOCAL) ACADEMIC ACHIEVEMENT – GRADUATION**

IX. Public Comments

No one came forward to speak during Public Comments.

X. Adjournment

There being no further business before the Board of Trustees, the Regular Meeting of September 19, 2007 was adjourned at 9:24 p.m.

John M. Bruce, President

Juan Antonio Molina, Jr. - Secretary