



UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION ITEM

TOPIC _____ Board Minutes _____

SUBMITTED BY: _____ Alejandra Salinas _____ **OF:** _____ Board Secretary _____

APPROVED FOR TRANSMITTAL TO SCHOOL BOARD: _____ August 17, 2011 _____

RECOMMENDATION:

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

Special Called Meeting – July 12, 2011

Regular Board Meeting – July 20, 2011

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

July 12, 2011

In Attendance

Roberto J. Santos, Superintendent of Schools

Board of Trustees

Judd Gilpin – President
Juan Roberto Ramirez – Vice President
Ricardo "Rick" Rodriguez – Secretary
Ricardo Molina, Sr. – Parliamentarian - **ABSENT**
Pat Campos – Member - **ABSENT**
Javier Montemayor – Member
Juan Molina – Member - **ABSENT**

A Special Called Meeting of the Board of Trustees of United I.S.D. was held on Tuesday, July 12, 2011, United ISD – Boardroom located at 201 Lindenwood Dr., Laredo, TX 78045.

I. Roll Call, Establish Quorum, Call to Order

II. An announcement was made by the Board President, Judd Gilpin, calling the meeting of the United Independent School District to order at 8:21 p.m. The record showed that a quorum of Board members was present, that the meeting had been duly called, and that notice of the meeting had been posted in accordance with the Texas Open Meeting Act, Texas Government Code Chapter 551.

III. Pledge of Allegiance

A. Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

IV. Action Items:

A. Action re: Redistricting of United Independent School District Trustee Districts – 2010 Census

Mr. Mike Garza addressed the board and stated that several months ago a law firm was hired to run some scenarios and to make recommendations on district boundary changes. Several options had previously been presented to the Board and to Mr. Santos and after meeting with Mr. Ricardo Rodriguez and with Ms. Pat Campos to make some minor adjustments they now have a final recommended proposed option.

Mr. Garza introduced the consultant, Mr. Rolando Rios who went on to explain the process of the US Census. He explained the census is conducted every 10 years as required by the constitution

When this data is released, every jurisdiction in the country, every governmental agency that elects representatives from single member districts has to analyze their districts to see if they fit in with the 2010 census. He stated that between 2000 and 2010, United ISD grew from 97,000 in population to 156,000. That growth caused the board member districts to be lopsided as far as population is concerned. The census indicated that District 7 grew the fastest and had 8,000 people too many so the deviation was 37%. District 5 had the slowest growth with 23% minus deviation giving you a total deviation from top to bottom of 61.82%. Federal law states a district cannot have a total deviation from top to bottom of higher than 10% so UISD was in violation of the law.

Mr. Rios explained that boundary lines were moved in the UISD single member districts to equalize population based on input from the trustees and now have a total top to bottom deviation of 7.8%. The lowest populated district is district 3 which has 1,100 people too few and the highest populated district is district 6 with 590 people over. He stated that the ideal district is 22,389 which is the number you get when you divide the total population by seven. Mr. Rios also presented the proposed boundary map to the board of trustees and explained that this geographic representation equalizes the population so that we are in compliance with the law.

Mr. Rios explained that federal law requires that this plan get reviewed by the Department of Justice for sixty days. Once the board approves and gives Mr. Rios the authority, he will then prepare a submission and send it to Washington for the Department of Justice to review for sixty days and also for the public to comment to the Department of Justice. Mr. Rios recommended that the district put this plan on the UISD website and let the public know that it is being reviewed by the Department of Justice and if approved it then becomes law. He reminded the board that federal law requires that we go through this process and we cannot have elections next year until we equalize the population.

Mr. Javier Montemayor asked Mr. Rios to explain the deviation and the minus 422 in his district.

Mr. Rios explained that congressional districts have zero deviation, but with local governments, because of the natural boundaries and smaller populations, the law allows anywhere between zero to 10% deviation. He explained that deviation is the highest populated district minus the lowest populated and that difference when divided by the ideal number should not exceed 10%.

Mr. Garza explained to Mr. Montemayor that ten years ago his district had 17,047 population and grew to 21,967. However, the ideal is 22,389 minus the 21,967 which means that his district is minus 422 from the ideal number.

Mr. Gilpin asked if there were any public comments.

No public comments.

Mr. Montemayor asked if this was an action item.

Mr. Juan Cruz asked Mr. Rios if his recommendation was to adopt the redistricting of the United ISD trustee districts based on the 2010 Census as presented.

Mr. Rios responded yes, that is what he recommends. The plan is in compliance and his personal opinion is that the Department of Justice will approve as presented.

Mr. Montemayor mentioned there are three board members missing, two of which will be affected by this plan. He asked that their input be included and motioned to table this plan.

Mr. Rios mentioned he has personally met with each board member individually and via phone conversations.

Mr. Gilpin stated that Juan Molina had mentioned that he was ok with the exhibits.

Mr. Ricardo Rodriguez stated that when he and Pat Campos met with Mike Garza, they were both in agreement.

Mr. Juan Roberto Ramirez commented that since everyone has stated they are in agreement there is no need to table the item for another meeting.

Mr. Montemayor rescinded his motion.

Mr. Gilpin asked for another motion.

Motion:	So move
Moved by:	Ricardo Rodriguez
Seconded by:	Juan Roberto Ramirez
Discussion:	None
In Favor:	Unanimous

V. Adjournment

There being no further business before the Board of Trustees, the Special Called Meeting of July 12, 2011 was adjourned at 8:34 p.m.

Judd Gilpin, President

Ricardo "Rick" Rodriguez, Secretary

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

July 20, 2011

In Attendance

Roberto J. Santos, Superintendent of Schools

Board of Trustees

Judd Gilpin – President
Juan Roberto Ramirez – Vice President – Arrived at 6:12 p.m.
Ricardo "Rick" Rodriguez – Secretary
Ricardo Molina, Sr. – Parliamentarian
Pat Campos – Member – **ABSENT**
Javier Montemayor – Member
Juan Molina – Member

Roll Call, Establish Quorum. Call to Order

I. Pledge of Allegiance

- A. Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

II. A Regular Meeting of the Board of Trustees of United ISD was held Wednesday, July 20, 2011, in the Student Activity Complex, Fine Arts Building, 5208 Santa Claudia Lane, Laredo TX 78043. President, Judd Gilpin made an announcement calling the meeting of the United Independent School District to order at 6:03 p.m. The record showed that a quorum of Board members was present, that the meeting had been duly called, and that notice of the meeting had been posted in accordance with the Texas Open Meeting Act, Texas Government Code Chapter 551.

III. Public Comments: Comments are limited to three minutes per speaker. The Board Parliamentarian will be the timekeeper and will inform the speaker when they have one (1) remaining minute. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue they need to select not more than three (3) representatives to speak for them. Comments must address items listed on the agenda. The presiding officer or designee shall determine whether a person who wishes to address the Board has attempted to solve a matter administratively. If not, the person shall be directed to the appropriate policy, as noted in BED (LOCAL), to seek resolution before bringing the matter to the Board at a subsequent meeting. Pursuant to 551.042 of the Texas Government Code, no Board Member or Administrator may respond to a member of the public, unless such response is a recitation of District policy or a statement of specific factual information. When a speaker comes to the podium, please indicate what agenda item you will be addressing. Furthermore, please refrain from mentioning any employee's name and any complaint about any employee's duties or responsibilities should be channeled through the appropriate grievance policy.

Mr. Gilpin cautioned the people who are speaking about the minutes. He said that subject is not an agenda item for this meeting, only in terms of accuracy. Those who signed up for public comments regarding minutes must speak on the accuracy of the minutes and not the budget which was on the agenda at the last meeting.

He also mentioned there will be a budget workshop soon and they are welcome to attend and address the budget topic then.

Miguel Carrillo introduced himself as the President of the Communication Workers of America and vice-president of the Webb County Center Labor Council. He stated he was there to let the teachers and TSTA members know that they are backing them 100% and to help them out in any way they can. Mr. Carrillo expressed his concern on the budget cuts and stated he is aware of the freeze on money coming in for teachers and is just asking the board to help them out.

Mr. Gilpin stated he appreciated his comments and said this item does not address the accuracy of the minutes and if there was anybody else that has something similar to say, this was not an appropriate item to express at this time since its not part of the agenda.

Mr. Gilpin mentioned he had two more speakers on the same item, Mr. De la Viña and Mr. Cavazos and asked if they had a concern regarding the accuracy of the minutes.

Mr. Hilario Cavazos addressed the board and said he did have a concern with the accuracy of the minutes and also had some educational concerns. Mr. Gilpin stated he had to follow the agenda. Mr. Cavazos got upset and insisted he was following the agenda. Mr. Gilpin stated he was out of order and asked that Mr. Cavazos be escorted out of the meeting.

Rene De la Viña, TSTA President, addressed the board and stated that at the last board meeting he was told not to bring up an issue he had on the insurance because it was supposed to be placed on the agenda for today which it was not. He asked the board to reconsider the increase on the insurance rate.

Mr. Gilpin explained to Mr. De la Viña the process to have an item placed on the agenda. He also stated that there will be a budget meeting soon and that the insurance item can be discussed at that meeting. Mr. De la Viña mentioned he lives in the UISD district and as a taxpayer and as a constituent, he is asking to place his item on the agenda for the next meeting.

Mr. Javier Montemayor stated he appreciates TSTA coming to the meeting today and to previous meetings as well, and said he understands the issue that TSTA wants to review is the increase in insurance cost that has been passed on to the employees and the freezing of the salaries. He mentioned he did speak to some of the TSTA board members and told them it would be more appropriate for them to bring up these concerns during a budget workshop where all the budget issues can be discussed. Mr. Montemayor invited TSTA to attend the budget workshop where they can discuss these issues.

Mr. Gilpin stated that concluded the public comments for today and mentioned there are three more that signed up but the items listed are not on the agenda.

Mr. Ernest Davila stated his item is on the agenda and Mr. Gilpin allowed him to speak.

Mr. Ernest Davila introduced himself as member of TSTA and stated he thought there were sufficient board members to have this item placed on the agenda but evidently there wasn't. Mr. Gilpin told Mr. Davila he was out of order and stated he was not going to discuss items that were not on the agenda. Mr. Davila addressed item 7A Board Minutes for Regular Board Meeting of June 22nd submitted by Mr. Chapa about the health insurance. Mr. Gilpin asked him to explain the inaccuracy. Mr. Davila stated that the board unanimously approved the third year of a four year contract with Blue Cross Blue Shield and on that agenda item there was language that he found shocking. Mr. Davila expressed his concern regarding the renewal proposal that places the full amount of the premium increase on the employees. He stated that if he did business with an associate and the cost of business goes up, they should both share the cost and asked if the district went out for RFPs. Mr. Davila continued to explain that locking yourself into a four year contract is not how you do business. The district contract should read with an

option to renew for subsequent years. He stated that the other piece of language that this board has yet to address is the administration's recommendation to the board.

Mr. Gilpin told him he has not stated the inaccuracy and therefore he was out of order and asked him to please sit down. Mr. Davila continued to speak and stated that administration is asking to subsidize the health insurance which is on the action item agenda. He stated the inaccuracy is that the board has not completed administration's recommendation to look at subsidizing the increase in the health insurance.

Mr. Gilpin explained that the board reviewed it and voted on it and there was no inaccuracy. He then asked Mr. Davila to please sit down or he would be escorted out of the meeting.

Mr. Gilpin stated he had an item from Sylvia Madrid on health insurance but this issue was not on this meeting's agenda. The other item is from Alejandra Lightner on district goals. Mr. Juan Cruz stated the district goals are on the agenda for approval.

Alejandra Lightner introduced herself as the Vice-President for Professionals for Laredo/United Texas State Teachers Association. Ms. Lightner addressed the board and expressed her concern for teachers who are faced with impending hardships, a new state exam and more work time for the same salary plus an increase on the cost of the insurance premium. She also stated this board's message to the professionals is that more is expected from them with less in return. Ms. Lightner stated that their morale is being affected and the year has not even started. She said the board would be failing goal #8 for this year and for 2011-2012 if they decide to approve item VI G under the consent agenda items by not taking any proactive measures to absorbing the cost on the insurance premium. She urged them to please reconsider this or walk for months in the shoes of every teacher in the district.

Mr. Gilpin stated that concluded the public comments.

IV. Recognitions:

The Board recognized the following organizations, students and employees for outstanding accomplishments:

- A. United South High School "Pink Glove Dance" Video for Cancer Awareness in the NSPRA Audio/Visual Programs and Presentations – Honorable Mention

V. Superintendent's Report

- A. President's Report – Appointment of Instructional/Business/Student Transfer Appeals/Student Expulsion Appeals/Standardized Dress Exemption Committee Members and Chairs.

Mr. Juan Cruz told Mr. Gilpin he could name the committee members at this time. Mr. Gilpin stated he would name the committees after they come back from closed session and moved on to the Consent Agenda Items.

VI. Consent Agenda Items

Mr. Gilpin stated he would like to leave the item on the Student Code of Conduct as an individual consent item.

Mr. Juan Molina advised the Board that the Business and Instructional Committee Members had met and were recommending the approval of the following items:

- A. Approval of Monthly Disbursements**
- B. Approval of Budget Amendments**

- C. Approval of Awarding Bids, Proposals and Qualifications**
- D. Approval of Submission of Certified Estimated 2011 Debt Collection**
- E. Approval of PDAS Teacher Appraisal Calendar for the 2011-2012 School Year**
- F. Approval of PDAS Appraisers for the 2011-2012 School Year**
- G. Approval of Request from Pat Campos, Ricardo Rodriguez, Judd Gilpin and Juan Ramirez for Use of Board of Trustees Discretionary Funds for United ISD Natatorium for \$10,672**
- H. Approval of Request from Javier Montemayor and Judd Gilpin for Use of Board of Trustees Discretionary Funds for United High School 9th Grade for \$4,060**
- I. Approval of Request from Judd Gilpin for Use of Board of Trustees Discretionary Funds for the Trautmann International Park for \$43,880**
- J. Approval of Request from Pat Campos for Use of Board of Trustees Discretionary Funds for JB Alexander High School for \$17,000**
- K. Approval of Request from Ricardo Rodriguez, Judd Gilpin and Javier Montemayor, Jr. for Use of Board of Trustees Discretionary Funds for Ruiz Elementary for \$3,494.09**
- L. Approval of Interlocal Agreement and Memorandum of Understanding between Webb County Juvenile Board and United ISD for the 2011-2012 School Year**
- M. Approval of Proposed changes to the 2011-2012 Student Code of Conduct**
- N. Adopt Board Resolution to Suspend Portions of EIE (LOCAL) for the 2011-2012 School Year Only**
- O. Second Reading of Policy CE (LOCAL): Annual Operating Budget and Delete Policy CA (LOCAL): Fiscal Management Goals and Objectives**
- P. Second Reading of Policy DEE (LOCAL): Compensation and Benefits Expense Reimbursement**
- Q. Second Reading of Policy BBG (LOCAL): Board Members – Compensation and Expenses**
- R. Second Reading of Policy DK (LOCAL): Assignments and Schedules**
- S. Second Reading of (LOCAL) Policies in TASB Update 90**

Mr. Juan Molina motioned to approve. Mr. Gilpin asked if he would consider amending his motion because he has some issues he would like to look at individually in the Student Code of Conduct, Item M. Mr. Gilpin requested it be moved to individual item.

Mr. Juan Molina motioned to approve all items except Item M.

Motion: So move

Motion by: Juan A. Molina
 Seconded by: Ricardo Molina
 Discussion: None
 In Favor: Unanimous

VII. Items for Individual Consideration

Mr. Gilpin requested to start with Item M which was moved from the consent items. He stated there are some items he would like to look at more closely himself and maybe other people would also like to take a look at.

Ricardo Rodriguez motioned to postpone until the next meeting.

Motion: So move
Motion by: Ricardo Rodriguez
Seconded by: Juan Roberto Ramirez
Discussion: None
In Favor: Unanimous

A. Board Minutes

1. Special Called Meeting – June 14, 2011
2. Regular Board Meeting – June 22, 2011
3. Special Called Meeting – June 30, 2011

Motion: So Move
Motion by: Juan A. Molina
Seconded by: Javier Montemayor
Discussion: None
In Favor: Unanimous

B. Donations

Mr. Santos read the donations into the minutes and requested that the Board accept the generous donations to UISD totaling \$

Motion: So move
Moved by: Juan A. Molina
Seconded by: Ricardo Molina
Discussion: None
In Favor: Unanimous

C. Approval of District Goals for 2011-2012 School Year

Motion: So move
Moved by: Javier Montemayor
Seconded by: Ricardo Molina
Discussion: None
In Favor: Unanimous

D. Consideration for the Board of Trustees to decide on the Public Meeting time and place to discuss the 2011-2012 Budget and Proposed Tax Rate

Mr. Eddie Zuniga addressed the board and stated it is required by law for the board of trustees to decide on a public meeting date, time and place to discuss the upcoming 2011-2012 Budget and Proposed Tax

Rate and asked that the board president read the recommendation that is shown on the agenda item to make it part of the minutes.

Mr. Gilpin agreed for Mr. Zuniga to read the information for the public meeting.

Mr. Zuniga read the information for the public meeting to be held at 6:00 p.m. on Wednesday, August 17, 2011 at the Student Activity Center located at 5208 Santa Claudia Ln. in Laredo, Texas. The purpose of the meeting is to discuss the school district's budget and the proposed tax rate. Public participation in the discussion is invited.

Mr. Juan Cruz stated to let the record reflect that Mr. Zuniga read that information as the designee for Mr. Gilpin.

Motion: So Move

Moved by: Ricardo Molina
Seconded by: Juan Roberto Ramirez
Discussion: None
In Favor: Unanimous

E. Consideration for the Board of Trustees to vote on the 2011 Proposed Tax Rate that will be published in the notice for the Public Hearing

Mr. Eddie Zuniga addressed the board and stated that statutes require that the board of trustees formally adopt by motion a proposed tax rate to be discussed at the public hearing. Staff is recommending that the proposed tax rate for 2011 be \$1.04 for maintenance and operation and the debt service tax rate be .154860 cents for a total proposed rate of \$1.194860 to be published in the Laredo Morning Times on Sunday, August 7, 2011.

Motion: So move

Moved by: Ricardo Rodriguez
Seconded by: Juan Roberto Ramirez
Discussion: None
In Favor: Unanimous

F. First and Final Reading of Revised CCG (LOCAL) – Local Revenue Sources Ad Valorem Taxes

Motion: So move

Moved by: Javier Montemayor
Seconded by: Ricardo Molina
Discussion: None
In Favor: Unanimous

G. First Reading of Policy BE (LOCAL) – Board Meetings

Mr. Gilpin stated there was no action required for this item

H. First Reading of Policy EI (LOCAL) – Academic Achievement

Mr. Gilpin stated there was no action required for items 7H thru 7L but read the items just for the record.

- I. First Reading of Policy EIA (LOCAL) – Academic Achievement Grading Progress Reports to Parents**
- J. First Reading of Policy EIC (LOCAL) – Academic Achievement Class Ranking**
- K. First Reading of Policy FN (LOCAL) – Student Rights and Responsibilities**
- L. First Reading of Policy FO (LOCAL) – Student Discipline**

VIII. Closed Session: Board adjourned into Closed Session at 6:38 p.m. pursuant to the following sections of the Texas Open Meetings Act:

A. 551.071 Consultation with Board's Attorney

- 1. Consult with legal counsel, re: AG Opinion request regarding Penalty Provisions to be possibly included in Delinquent Tax Contract

B. 551.071 Consultation with Board's Attorney

551.074 Discussion of Personnel or to Hear Complaints against Personnel

- 1. Level III Grievance of Maria De Los Angeles Cazares
- 2. Level III Grievance/Termination Appeal of Adriana Molinar
- 3. Superintendent's Duties and Responsibilities
- 4. Discussion, including Consultation with Legal Counsel, re: Technology related investigations

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

551.076 Considering the deployment, specific occasions for, or implementation of security personnel or devices

- 1. Student Activity Fund Audit
 - a. United High School 9th Grade Campus
 - b. United South Middle School
 - c. United D.D. Hachar Elementary
 - d. Matias De Llano Elementary
 - e. Centeno Elementary
 - f. Trautmann Elementary
- 2. Food Service Surprise Cash Counts
- 3. Status of on-going Audits

The Board reconvened from Closed Session at 8:00 p.m. No action was taken in Closed Session

IX. Reconvened from Closed Session, the Board will take appropriate action on items, if necessary, as discussed in Closed Session.

A. Action re: Level III Grievance of Maria De Los Angeles Cazares

Mr. Juan Roberto Ramirez moved to deny Ms. Maria De Los Angeles Cazares grievance request to be assigned to a special education route, as presented in closed session; however, Ms. Casarez is allowed to apply for any available position like any other district employee and to the extent possible receive the same amount of hours she was working during the 2010-11 school year.

Motion: So move
Moved by: Juan Roberto Ramirez
Seconded by: Ricardo Molina
Discussion: None
In Favor: Unanimous

B. Action re: Level III Grievance/Termination of Adriana Molinar

Mr. Juan Cruz stated to Mr. Gilpin that there was no action required on item VIII B 2 or VIII B 3 or VIII B 4

C. Action re: Authorization for Legal Counsel to seek AG Opinion request regarding Penalty Provisions to be possibly included in Delinquent Tax Contract

Motion: So Move
Moved by: Javier Montemayor
Seconded by: Ricardo Molina
Discussion: None
In Favor: Unanimous

Mr. Juan Cruz asked Mr. Gilpin to name the committee members and chairs.

The following Committees were appointed by Mr. Gilpin:

Instructional Committee

Javier Montemayor, Jr., Chairperson
Juan Roberto Ramirez, Member
Pat Campos, Member

Business Committee

Juan A. Molina, Chairperson
Ricardo Molina, Sr., Member
Ricardo Rodriguez, Member

Student Disciplinary Appeals Committee

Ricardo Rodriguez, Chairperson
Javier Montemayor, Jr., Member
Judd Gilpin, Member

Student Transfer Appeals Committee

Ricardo Molina, Sr., Chairperson
Ricardo Rodriguez, Member
Pat Campos, Member

Standardized Dress Exemption Committee

Juan Roberto Ramirez, Chairperson
Juan A. Molina, Member
Javier Montemayor, Jr., Member

Appraisal District Representatives

Judd Gilpin
Javier Montemayor, Jr.

XI. Adjournment

There being no further business before the Board, the Regular Meeting of July 20, 2011, was adjourned at 8:04 pm.

Judd Gilpin – President

Ricardo "Rick" Rodriguez – Secretary