



UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION ITEM

TOPIC _____ Board Minutes for the Month of February 2012 _____

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

APPROVED FOR TRANSMITTAL TO SCHOOL BOARD: _____ March 22, 2012 _____

RECOMMENDATION:

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

Regular Board Meeting – February 15, 2012

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).

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

February 15, 2012

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
Pat Campos – Member **(Absent)**
Juan A. Molina, Jr – Member
Javier Montemayor, Jr. – Member **(Absent)**

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, February 15, 2012, in the Bill Johnson 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 6:04 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.

IV. Superintendent's Report

- A. Review of LEGAL Policies in TAB Update 92

No Action required – Informational Only

V. Consent Agenda Items

- A. Approval of Monthly Disbursements
- B. Approval of Budget Amendment
- C. Approval to Tax Refunds
- D. Approval of Awarding Bids, Proposals and Qualifications
- E. Consideration for Approval to enter into Contract with Hellas Construction Inc. for various track Projects at LBJ High School, United South High School, and William B. Johnson Student Activity Complex through a Buy Board Job Order Contract
- F. Consideration for Approval of Cooperative Program Contract Related Fees Report for the 2910-2011 Fiscal Year
- G. Approval of Requests from Ricardo "Rick" Rodriguez for Use of Board of Trustees Discretionary Funds for Antonio Gonzalez Middle School for \$6,000, Ruiz Elementary for \$12,000 and Killam Elementary for \$5,000
- H. Approval of Requests from Juan Antonio Molina, Jr. for Use of Board of Trustees Discretionary Funds for LBJ High School for \$22,298 and United South High School for \$5,000
- I. Approval of Requests from Javier Montemayor and Juan Antonio Molina, Jr. for Use of Board of Trustees Discretionary Funds for the UISD Natatorium for \$2,105
- J. Approval of Requests from Javier Montemayor for Use of Board of Trustees Discretionary Funds for the Student Relations/Discipline Management (Gang Intervention Facilitators) for \$1,830
- K. First and Final Reading of Policy EIC (LOCAL): Academic Achievement – Class Ranking

Moved by: Ricardo "Rick" Rodriguez. advised the Board that the Business and Instructional Committee Members had met and were recommending the approval of items A-K.

Motion by: Ricardo "Rick" Rodriguez

Seconded by: Juan A. Molina

Discussion:

In Favor: Unanimous

Opposed:

VI. Items for Individual Consideration

A. Board Minutes for the Month of February 2012

1. Regular Board Meeting – February 15, 2012

Moved: So moved
Motion by: Ricardo Molina
Seconded by: Juan Roberto Ramirez
Discussion:
In Favor: Unanimous
Opposed:

B. Donations

Mr. Roberto J. Santos graciously accepted and read the donations into the minutes totaling \$4,420.00

Motion: So moved
Motion by: Juan A. Molina
Seconded by: Ricardo "Rick" Rodriguez
Discussion:
In Favor: Unanimous
Opposed:

C. Consideration and Approval of an Order Authorizing the Issuance of United Independent School District Tax Refunding Bonds, Series 2012; and other matter related thereto

Laida Benavides, Good Evening, Mr. Gilpin, Board Members, Mr. Santos and members of the audience. We are bringing this item for your consideration **to approve the Order Authorizing the Issuance of United Independent School District Tax Refunding Bonds, Series 2012; and other matter related thereto.**

In the audience we have our Bond Counsel Mr. Juan Aguilera and our Financial Advisor Mr. Robert Tijerina from Estrada Hinojosa. I would like to take a couple of minutes to explain this action. This item was explained at the Business Committee so that way you are aware of the transaction that we are proposing here.

Mr. Juan Aguilera - Board President, Board Members, Mr. Santos and staff we prepared as your Bond Council, and ordinance or an order to authorize a parameter for sale of refunding bonds. Before we actually get into the legal matters I would like for Mr. Tijerina from Estrada Hinojosa explain the numbers, terms and interest rate and so forth, so that way you can consider whether you want to approve such an order. And after he is done I will come in and explain about the order. If that's OK with the Board I would like to do that.

Robert Tijerina, Estrada Hinojosa – Good Evening Board President, Board Members, Mr. Santos. For the record I am Robert Tijerina, Estrada Hinojosa. We had a meeting on February 7th on the Business/Finance Committee and talked about the Refunding and pretty much in a nutshell we are looking to move forward to refinancing these bonds. We have another writing team in place, we have Southwest Securities, J.P. Morgan Chase, Wells Fargo, Morgan Kegan Stevens, Inc. and an underwriter Counsel is West & Associates. Those will be the underwriters that will be able to sell the bonds and raise the funds to refinance the debt. Our goals are to go out there and refinance the 2004 or a

portion of the 2004 bonds and obtain a present value savings of 5% or more. The paramount that we are looking or considering is \$46,480,000. Juan will talk to you about the paramount not to exceed, but again our goals try to refinance the 2004 and if rates continue to drop potentially refinance a portion of 2005 bonds also. In a nutshell the net present value savings that refinancing produces a goal to lower the interest rates which lowers the annual payment. We have a net present value savings of roughly 3.5M and an overall savings of 4.9M. Again, we are lowering the interest rates from average coupon on the existing 2004 Bonds from 4.51% to 3.37%. Again, that is what we are trying to do is to lower the rate which lowers the payment. The present value savings the percent is 7.70% and again we try to meet a 5% or better and for some reason is gets below 5% we will not move forward on the refinancing until it gets 5% or better.

Mr. Juan Aguilera – Thank you very much, Mr. Tijerina. What I put together is the order itself. As you may recall some of your board members we've done this in the past. What this is is a parameters order that state law allows governmental entities like United to adopt a parameters order. The parameters once you have established certain parameters in those parameters are met then you are delegating in this case we use the same people we used last time which would be the Board President or the Superintendent of Schools. They are appointed and are authorized to act on behalf of the school district. The reason we so these and the law has been changed is that when you are doing a refinancing the interest rates fluctuate quite a bit and in order to give you the maximum flexibility and move on these things on a moment's notice then you are able to go out and authorize the delegated authority to your representative. They will then take the action need to be able to finalize and formalize the financing. This ordinance or order and the delegation are only good for 6 months. This delegation is going to cease on August 15, 2012. I don't know if you may recall with this at United ISD we have come to you and have adopted an ordinance or order similar to this. It turned out that the interest rates went away from us. We hope this does not happened this time around. Rest assures that if you adopt this order the delegation is only good for 6 months. Once August 15, 2012 rolls around and if the financing has not been completed we are looking at August 16th. We would have to come to the Board and readopt another order. So, by authorizing this order we're only going to go through August 15, 2012. The amount we included in here, Robert mentioned the 2004's, we have put in here the 2004's and 2005's in discussion with Estrada Hinojosa. These are the candidates and that's all they are candidates. At this time of the maturities and more than likely maybe considered for refinancing. More than likely it will be less than that but, I went ahead with their instructions put in an amount not to exceed 126M. Again, that's if we do everything which we don't think that is going to happen. We want to be able to give Estrada Hinojosa and the School District the most flexibility to be able to move forward on the transaction that is best for the school district. As I mentioned, that the board delegates to the Board President, Mr. Gilpin and to the Superintendent of School, Mr. Santos the authority as authorized representatives to move forward on this transaction. The minimum interest net present value that the District is looking to try to achieve that is within the order that Mr. Tijerina has mentioned is 5%. So, if they are not able to bring to you at a minimum 5% savings the transaction are not going to happen. So again, if it's the wishes of the Board a motion to adopt this order as presented would get things in motion.

Motion: So moved

Motion by: Juan A. Molina
Seconded by: Juan R. Ramirez
Discussion:
In Favor: Unanimous
Opposed:

D. First Reading of Policy FDB (LOCAL) Admissions: Intradistrict Transfers and Classroom Assignments

No Action Required

E. First Reading of LOCAL Policies in TASB Update 92

No Action Required

VII. Closed Session: Board will adjourn into closed session at 6:17 p.m. pursuant to the following sections of the Texas Open Meetings Act:

- A. 551.071 Consultation with Board's Attorney
551.072 Discussion on the Purchase, Exchange, Lease or Value of Real Property
Discussion of Proposals for Sale and/or Acquisition of Real Property
 - 1. Report on the Status of negotiation of the Acquisition and Development Agreement with EG Ranch, Ltd. pertaining to several tracts totaling approximately 51 acres located off Hwy. 359, south of the City of Laredo Landfill.
- B. 551.071 Consultation with Board's Attorney
551.074 Discussion of Personnel or to Hear Complaints against Personnel
 - 1. Consider Appointment if Principal for Salvador Garcia Middle School
- 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. Professional Consultant Services Audit
 - 2. Status of on-going Audits

The Board returned from Closed Session at 6:48 p.m. No action was taken.

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

A. Appointment of Principal for Salvador Garcia Middle School

Mr. Roberto J. Santos recommended to the Board of Trustees the appointment of Clotilde Gamez as Principal for Salvador Garcia Middle School

Motion: So moved.
Moved by: Ricardo "Rick" Rodriguez
Seconded by: Juan Roberto Ramirez
Discussion:
In Favor: Unanimous
Opposed

B. Discussion and possible action with respect to negotiations with ED Ranch, Ltd. And entering into an Acquisition and Development Agreement with EG Ranch, Ltd. pertaining to several tracts totaling approximately 51 acres located off Hwy. 359, south of the City of Laredo Landfill.

No action was taken

IX. Adjournment

There being no further business before the Board, the Regular Meeting of February 15, 2012, was adjourned at 6:49 pm.

Judd Gilpin – President

Ricardo "Rick" Rodriguez – Secretary