

# Minutes of Regular Meeting

## The Board of Trustees Brackett ISD

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A regular meeting of the Board of Trustees of Brackett ISD was held March 9, 2009, beginning at 6:30 PM in the Intermediate Hall, Distance Learning Room, 400 Ann Street, Brackettville.

Members Present: John Paul Schuster, Sondra Meil, Tony Molinar, Tony Ashley, Dan Laws

Members Absent: Brad Coe, Mark Frerich

Administrators: Robert Westbrook, Alma Gutierrez, Frank Taylor

Guests: Yolanda Galean, Dr. Kenneth Lowery, Lloyd Lee Davis, Jr., Keta Magers, Marilyn Faulkner, Marla Madrid, Stan Metcalf, Guillermo Guzman, Susan Esparza, and student Destiny Ocasio

1. CALL TO ORDER / ESTABLISH QUORUM

Presenter: JOHN PAUL SCHUSTER

A. MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE

Presenter: JOHN PAUL SCHUSTER

The regular meeting was called to order by John Paul Schuster at 6:30 p.m., with a quorum present. Following a moment of silence, Tony Molinar led the Pledge of Allegiance.

2. OPEN FORUM

Presenter: JOHN PAUL SCHUSTER

No guests were present for open forum participation.

3. SCHOLAR OF THE MONTH

Presenter: ALMA GUTIERREZ

Third grade student Destiny Ocasio was recognized by Administrator Alma Gutierrez and teachers Marilyn Faulkner and Keta Magers as Scholar of the Month for February.

Brackett Junior High was recognized by the National Center for Educational Achievement as a 2008 Just for the Kids Higher Performing School in Reading.

4. CONSENT AGENDA

Presenter: JOHN PAUL SCHUSTER

A. MINUTES OF PREVIOUS MEETING: 02/09/09 Regular Meeting

- Presenter: SUSAN ESPARZA
- B. BUSINESS & FINANCE: February Recap, Check Run  
Presenter: MARLA MADRID
- C. ADMINISTRATIVE REPORTS: Grades PK-6, Grades 7-12,  
Special Ed. Report  
Presenter: ALMA GUTIERREZ / FRANK TAYLOR / MELANIE  
JONES

A motion was made by Sondra Meil to approve the Consent Agenda as presented, to include minutes of the 02/09/2009 meeting, business and finance reports, and administrative reports. Dan Laws seconded. The motion carried unanimously.

5. WATER PIPELINE OPPOSITION RESOLUTION  
Presenter: JOHN PAUL SCHUSTER / KINNEY COUNTY WATER  
DISTRICT BOARD MEMBERS

Kinney County Groundwater Conservation District trustees, Dr. Kent Lowery, Lloyd Lee Davis, and Stan Metcalf discussed the background of the proposed pipeline project, along with pros and cons of adopting the resolution provided by the City of Uvalde Mayor Cody Smith.

Following discussion, no motion or action was taken.

6. KINNEY COUNTY APPRAISAL DISTRICT: REQUEST(S) TO  
PURCHASE TRUST PROPERTIES  
Presenter: JOHN PAUL SCHUSTER

- A. TRUST PROPERTY 21174, UNIT 27 FCS, Blk J, Lot 60  
Offer by David Sanders

Presenter: JOHN PAUL SCHUSTER

A motion was made by Tony Ashley to accept the offer of \$725.00, made by David Sanders for the purchase of trust property 21174, Unit 27, FCS, Block J, Lot 60. Sondra Meil seconded. The motion carried unanimously.

- B. TRUST PROPERTIES 12365, SPOF, Blk 4, Lot 12; 12369,  
SPOF, Blk 5, Lots 7-9; 12372, SPOF, Blk 7, Lots 1-10; 12518,  
SPOF, Blk 35, Lots 17, 18; 29208, SPOF, Blk 5, Lots 4, 5  
Offer by Ronald E. Winburn

Presenter: JOHN PAUL SCHUSTER

A motion was made by Tony Ashley to accept the offer of \$985.00, made by Ronald E. Winburn for the purchase of trust properties 12365, SPOF, Blk 4, Lot 12; 12369, SPOF, Blk 5, Lots 7-9; 12372, SPOF, Blk 7, Lots 1-10; 12518, SPOF, Blk 35, Lots 17, 18; 29208, SPOF, Blk 5, Lots 4, 5. Sondra Meil seconded. The motion carried unanimously.

- C. TRUST PROPERTY 12230 MAV, Blk IX, Lots 1, 2  
Offer by Wayne & LaNell Johnson

Presenter: JOHN PAUL SCHUSTER

A motion was made by Tony Ashley to accept the offer of \$1,750.00, made by Wayne & LaNell Johnson for the purchase of trust property 12230 MAV, Blk IX, Lots 1, 2. Sondra Meil seconded. The motion carried unanimously.

D. TRUST PROPERTY 12340, LOR, Blk 3, Lot 7

Offer by Andres Martinez, Jr.

Presenter: JOHN PAUL SCHUSTER

A motion was made by Tony Ashley to accept the offer of \$1,000.00, made by Andres Martinez, Jr., for the purchase of trust property 12340, LOR, Blk 3, Lot. Sondra Meil seconded. The motion carried unanimously.

7. RENEW MEMBERSHIP IN INDEPENDENT RETAINER PROGRAM

Firm: Walsh, Anderson, Brown, Aldridge & Gallegos, P.C.

Presenter: ROBERT WESTBROOK

A motion was made by Tony Ashley to renew the district's annual membership in the Independent Retainer Program with Walsh, Anderson, Brown, Aldridge & Gallegos, P.C. Sondra Meil seconded. Following discussion, the motion carried four to one, with Dan Laws opposed.

8. AMEND 2008-2009 SCHOOL CALENDAR

Presenter: ROBERT WESTBROOK

A motion was made by Sondra Meil to allow revisions *to the 2008-2009 school calendar* as recommended by the Calendar Committee. Dan Laws seconded. The motion carried unanimously.

Adopted revisions include moving the May 4<sup>th</sup> holiday to April 10, leaving May 4<sup>th</sup> a regular school day, and moving the April 10<sup>th</sup> early out to April 9<sup>th</sup>.

9. ELECTION, MAY 9, 2009

Presenter: JOHN PAUL SCHUSTER

A. APPOINT ELECTION JUDGE / EARLY VOTING CLERK

Presenter: JOHN PAUL SCHUSTER

B. SET DATE TO CONDUCT BALLOT POSITION DRAWING

Presenter: JOHN PAUL SCHUSTER

C. SET DATE TO CANVASS ELECTION RESULTS

Presenter: JOHN PAUL SCHUSTER

A motion was made by Dan Laws to table Item 9, for further review at the April meeting. John Paul Schuster seconded. The motion carried unanimously.

10. SUPERINTENDENT'S REPORT

Presenter: ROBERT WESTBROOK

- A. FEDERAL STIMULUS PROGRAM  
Presenter: ROBERT WESTBROOK  
The district should receive federal stimulus funds around the 1<sup>st</sup> of April.  
The amount of or how the funds can be used is not known.
  
- B. LEGISLATIVE UPDATE  
Presenter: ROBERT WESTBROOK  
The TASB Summer Leadership Institute is coming up June 11-13<sup>th</sup> in San Antonio.

The board convened into a closed session at 7:39 p.m., pursuant to Gov't Code 551.072, Real Property, and Gov't Code 551.074, Personnel.

- 11. \*REAL PROPERTY, PURSUANT TO GOV'T CODE 551.072  
Closed Session  
Presenter: JOHN PAUL SCHUSTER / ROBERT WESTBROOK
  - A. PROPERTY 12181, VELT, BLOCK 43, LOT 1  
Presenter: ROBERT WESTBROOK
  
- 12. \*PERSONNEL, PURSUANT TO GOV'T CODE 551.074  
Closed Session  
Presenter: JOHN PAUL SCHUSTER / ROBERT WESTBROOK
  - A. PROFESSIONAL TERM CONTRACTS, 2009-2010  
Presenter: ROBERT WESTBROOK
  - B. NON-CERTIFIED CONTRACTS, 2009-2010  
Presenter: ROBERT WESTBROOK
  - C. PROFESSIONAL PROBATIONARY CONTRACTS, 2009-2010  
Presenter: ROBERT WESTBROOK

The board reconvened into open session at 8:23 p.m., and took the following action:

A motion was made by Sondra Meil to approve all professional term contracts for 2009-2010, as recommended by Superintendent Robert Westbrook, with the exception of *Francisca Chica Hernandez*. Tony Ashley seconded. The motion carried unanimously.

The following statement was read by President John Paul Schuster, so moved by Dan Laws:

“Whereas, Texas Education Code 21.0031 allows a school district options to hire an employee as a paraprofessional under 21.0031 where the teacher has not obtained the appropriate certification, I move that the board declare the teacher’s contract void and provide employment as a paraprofessional as allowed by the statute, effective immediately.”

Sondra Meil seconded. The motion carried unanimously.

A motion was made by Dan Laws to approve all non-certified contracts for 2009-2010, as recommended by Superintendent Robert Westbrook. Tony Molinar seconded. The motion carried unanimously.

A motion was made by Tony Molinar to approve all professional probationary contracts for 2009-2010, as recommended by Superintendent Robert Westbrook. Sondra Meil seconded. The motion carried unanimously.

13. OPEN FORUM

Presenter: JOHN PAUL SCHUSTER

No guests were present for open forum participation.

14. ADJOURN

Presenter: JOHN PAUL SCHUSTER

With no objections, the meeting was adjourned at 8:29 p.m.

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John Paul Schuster, Board President

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Dan Laws, Secretary

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Date

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Date