



Brownsville Independent School District

Board of Trustees

Regular Board Meeting

September 3, 2019

5:30 PM

Administration Building

1900 Price Road

Brownsville, Texas 78521-2417

A G E N D A

NOTE: The Board of Trustees may go into Closed/Executive Session to deliberate any item on this agenda as authorized by the Texas Open Meetings Act, Texas Government Code Chapter 551.

- I. Meeting Called to Order.
- II. Moment of Silence.
- III. Pledge of Allegiance.
- IV. Roll Call:
- V. Recommend approving the **agenda** of the **Regular Board Meeting of September 3, 2019** with any corrections/deletions.
- VI. Recommend approval of **minutes** for the **Rescheduled Regular Board Meeting held June 18, 2019** with any corrections.
- VII. Recommend approving the **Consent Agenda**. The Board has agreed to discuss the following items. All of the items below that are not called out will be approved by consent.

(All presentations limited to five (5) minutes)

VIII. Superintendent's Report: * SB1566

A. Conference Presentations:

1. Lopez ECHS Band award recognition.
2. Vitalant recognition and presentation.
3. Brownsville Independent School District Financial Report for the period ended August 31, 2019.
4. Brownsville Independent School District Health Care Plan Cash Flow for the period ending August 31, 2019.

B. Standing Board Agenda Items:

1. Board Calendars: Board Activity Calendar and District Calendar.

IX. PUBLIC AUDIENCE:

Persons who want to address the Board of Trustees during the Public Audience portion of today's meeting shall print their names on the form provided. According to BISD Policy BED (Local), only those persons on the form who request to address the Board shall be heard. The speaker shall limit comments to five minutes or the allotted time. The Board shall allot no more than 30 minutes for Public Audience. Complaints or grievances on the following subjects; employee complaints, termination of employment, student complaints, removal to alternative education program, and expulsion, shall be directed to the appropriate policy for attempted resolution before bringing the matter to the Board as authorized by the Texas Government Code Title 5-Section: 551.074 (1) and (2). The Board President shall determine if the topic shall be redirected to the appropriate policy or redirected to Administration. Public comments on issues shall be constructive and courteous.

The Board may deliberate or take action regarding the following agenda items.

Board policy BE (Local) and Robert's Rules limits debate to two opportunities. A Trustee may debate a motion for two minutes on the first speaking opportunity and one minute on the second opportunity.

X. Board Member Request(s)

A. Action Item(s)

1. Request to have administration to negotiate a cost with TASB to undertake a review of current policies, and to have TASB's proposal submitted for approval by Sept 3, 2019 Regular Board Meeting. (Board Member Request - PC)
2. Discussion, consideration and possible action to post a request for qualifications for a district realtor. (Board Member Request - DB)
3. Discussion, consideration and possible action to amend Board Counsel's contract. (Board Member Request - DB)

XI. Consent Agenda:

A. Recommend approval of the following General Function Item(s):

1. Recommend approval to authorize the Administration to accept the Vela Middle School Front Parking Lot Paving project as substantially complete.
2. Recommend approval to approve to authorize Administration to accept the following schools as substantially complete; Brownsville Learning Academy High School, Pace ECHS, Lopez ECHS, Benavides Elementary School, Stillman Middle School and, Oliveira Middle School.
3. Recommend approval to approve the revised engineering service to authorize AMTECH Solutions, Inc. to prepare necessary documentation required for the Competitive Sealed Proposal for the Margaret M. Clark, Aquatic Center Roof Replacement in the amount not to exceed \$50,000.00 from Maintenance Tax Note 189.
4. Recommend approval to submit the Class Size Waiver petition to the Texas Education

Agency for grades K through 4th for the Fall semester of the 2019-2020 school year.

5. Recommend approval to adopt TASB LOCAL Policy Updates 112 and 113.

B. Recommend approval of the following Payment(s):

1. Recommend approval for payment in the amount of \$ 262.50 to Esparza & Garza, L.L.P. for ongoing Board approved legal services.
2. Recommend approval of Payment #1 for \$16,627.76 as partial payment to M Garcia Engineering for Engineering Services work completed on the Lucio MS Four Lane Track project to be paid from Tax Ratification Election Fund 197.
3. Recommend approval of Payment #2 for \$104,991.95 as partial payment to G & T Paving, LLC for Construction Services work completed on the Vela MS Four Lane Track project to be paid from Tax Ratification Election Fund 197.
4. Recommend approval of Payment #2 for \$51,382.80 as partial payment to Montenegro's Paving & Hauling for Construction Services work completed on the Vela MS Front Parking Lot Paving project to be paid from Maintenance Tax Note Fund 189.
5. Recommend approval of Payment #3 for \$12,021.15 as final payment to Montenegro's Paving & Hauling for Construction Services work completed on the Vela MS Front Parking Lot Paving project to be paid from Maintenance Tax Note Fund 189.
6. Recommend approval of Payment #3 for \$33,425.75 as partial payment to Argio Roofing & Construction, LLC for Construction Services work completed on the Southmost Elementary School Roof Replacement project to be paid from Maintenance Tax Note Fund 189.
7. Recommend approval of Payment #3 for \$119,609.06 as partial payment to NM Contracting., LLC for Construction Services work completed on the Cummings CTE CV1 Canopy Improvements project to be paid from Maintenance Tax Note Fund 189.
8. Recommend approval of Payment #4 for \$2,948,840.84 as partial payment to Schneider Electric for Construction Services work completed on the Design Build HVAC/Controls Replacement, Phase II project to be paid from Maintenance Tax Note Fund 189.
9. Recommend approval of Payment #5 for \$1,103.00 as partial payment to Gonzalez Engineering & Surveying, Inc. for Engineering Services work completed on the Lopez ECHS Front Parking Lot Paving project to be paid from Maintenance Tax Note Fund 189.
10. Recommend approval of Payment #5 for \$267,197.39 as partial payment to Schneider Electric for Construction Services work completed on the Design - Build LED Lighting Replacement, Phase I to be paid from Maintenance Tax Note Fund 189.
11. Recommend approval of Payment #10 for \$30,287.71 as partial payment to PBK Architects for Architectural Services work completed on the Porter ECHS New Fine Arts project to be paid from Tax Ratification Election Fund 197.
12. Recommend approval of Payment #11 for \$3,730.14 as partial payment to PBK Architects for Architectural Services work completed on the Porter ECHS New Fine Arts Building project to be paid from Tax Ratification Election Fund 197.
13. Recommend approval of Payment #1 for \$49,950.00, as partial payment to Fox Mechanical for Construction Services work completed on the Ben Brite Elementary School HVAC

Chiller Replacement to be paid from Tax Rate Increase Fund 188.

14. Recommend approval of Payment #1 for \$94,342.00, as partial payment to Perry Mechanical System for Construction Services work completed on the Ben Brite Elementary School HVAC Chiller Replacement to be paid from Tax Rate Increase Fund 188.
15. Recommend approval of Payment #3 for \$240,843.33, as partial payment to Centennial Contractors for Architectural Services work completed on the Del Castillo Elementary School Roof Replacement project to be paid from Maintenance Tax Note Fund 189.
16. Recommend approval of Payment #7 for \$407,351.93, as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build-HVAC (CHW), Phase III project to be paid from Maintenance Tax Note Fund 189.
17. Recommend approval of Payment #10 for \$357,474.77, as partial payment to E3 Entegral Solutions, Inc. for Construction Services work completed on the Design Build-HVAC (DX) Replacement, Phase II project to be paid from Maintenance Tax Note Fund 189.
18. Recommend approval of Payment #7 for \$64,671.40, as final payment to E3 Entegral Solutions, Inc. for the Construction Services work completed on the Design Build-Lighting Phase I project to be paid from Maintenance Tax Note Fund 189.
19. Recommend approval of Payment of \$374,104.37, as final payment to R.L. Abatement for the abatement work completed on Hanna ECHS/Lighting project to be paid from Maintenance Tax Note Fund 189.
20. Recommend approval of Payment #12A for \$114,257.44, as Partial Retainage payment to Wil-CON, for Construction Services work completed on the Hanna ECHS HVAC and Lighting Upgrades to be paid from Maintenance Tax Note Fund 189.
21. Recommend approval of Payment #13 for \$263,931.32, as partial payment to Wil-CON, for Construction Services work completed on the Hanna ECHS HVAC and Lighting Upgrades to be paid from Maintenance Tax Note Fund 189.

C. Recommend approval of the following Budget Amendment(s):

1. Recommend approval of Budget Amendment #010 in the amount of \$1,238,216.00 for Fund 162 State compensatory. (Categorical Fund Balance)
2. Recommend approval of Budget Amendment #011 in the amount of \$2,511,500.00 for Fund 101 Food Services. (Categorical Fund Balance)

D. Recommend approval of the following Contract(s)/Agreement(s):

1. Recommend approval to enter into a Memorandum of Understanding between Brownsville Independent School District and Positive Community Impact (PCI) for implementation of their underage drinking and drug programs expressly for reducing prescription drug abuse among youth and adults during the BISD 2019-2020 school year at no cost to the District. *
2. Recommend approval to enter into a Memorandum of Understanding between the Brownsville Independent School District and The University of Texas Rio Grande Valley to provide practicum/internship sites on BISD school campuses for graduate students pursuing a graduate degree Guidance and Counseling for the 2019-2020 school year. No cost to the District. *

3. Recommend approval to enter into a Memorandum of Understanding between the Brownsville Independent School District and Region 4 Education Service Center INSPIRE TEXAS program to provide practicum/internship sites on BISD school campuses for the 2019-2020 and 2020-2021 school years. No cost to the District. *
4. Recommend approval to enter the Memorandum of Understanding with the UT School of Public Health/MEND Youth Obesity Program for the 2019-2020 school year. No cost to the District. *
5. Recommend approval for the Workforce Solutions Cameron/Texas Rising Star Provider agreement to Brownsville Independent School District to receive the reimbursement funds up to \$80,000 for Daycare Services at Lincoln Park High School. *
6. Recommend approval to enter into a Memorandum of Understanding with itslearning K-12 Online Content and Curriculum Resources Pilot Program during the 2019-2020 school year. Services to be rendered at no cost to the District. *
7. Recommend approval to enter into Memorandum of Understanding with the Brownsville Community Health Center for the 2019-2020 school year. The Brownsville Community Health Center provides primary and specialized health care services at Brownsville Community Health Center. Estimated at \$100,000.00. *

E. Recommend approval of the following Bid(s)/Proposal(s)/Purchase(s)

1. Recommend to extend Bid #19-018 Recycling Services District-wide Reverse Bid to several vendors for three (3) months to expire on December, 2019. (Annual Bid)
2. Recommend approval to extend Bid #19-060 Building Supplies and Materials District-wide to several vendors for the three (3) months to expire in December, 2019. Approximate amount of \$425,951.00 from Local and Categorical Funds. (Annual Bid)
3. Recommend awarding Bid #20-064 Electrical Repair on Pumps, Motor Tools, Lift Stations and Generators District-wide to several vendors. Approximate amount of \$50,000.00 from Local and Categorical Funds. (Annual Bid)
4. Recommend awarding Bid #20-068 Fumigation/Extermination and Herbicide Services and Materials District-wide to several vendors. Approximate amount of \$166,173.00 from Local and Categorical Funds. (Annual Bid)
5. Recommend awarding Bid #20-098 Facility Maintenance Repair Services District-wide to several vendors. Approximate amount of \$50,000.00 from Local and Categorical Funds. (Annual Bid)
6. Recommend awarding RFQ #20-073 Consulting Services for Indoor Air Quality Sample Collections Analysis Reporting for Asbestos Abatement for FY 2019-2020 to several vendors to provide services and to authorize administration to negotiate a fee on project by project basis. Approximate amount of \$252,016.00 from Local and Categorical Funds. (Annual RFQ)
7. Recommend RFQ #20-117 Solicitation for Legal Services to three firms for the 2019-2020 school year utilizing a rotational system for services as needed.
8. Recommend approval of “Amendment” for RFP #20-025 Consultant/Presenter Services and Training District-wide to several vendors. Approximate amount of \$1,500,000.00 from Local and Categorical Funds. (Annual Proposal)

XII. CLOSED MEETING: as pursuant to the Texas Government Code Sections: 551.071, 551.072, 551.074, 551.082, and 551.084.

A. PERSONNEL MATTER(S):

1. Presentation, acceptance and approval of Resignations. **(3)**
2. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Assistant Principal**. Subject to receipt of all outstanding documentation. **(1)**
3. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Counselors**. Subject to receipt of all outstanding documentation. **(4)**
4. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Dean of Instruction**. Subject to receipt of all outstanding documentation. **(1)**
5. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Teachers**. Subject to receipt of all outstanding documentation. **(3)**
6. Recommend approval of **term chapter 21 contractual personnel** for the 2019-2020 school year(s) – **Lead Teacher**. Subject to receipt of all outstanding documentation. **(1)**
7. Board Self-Evaluation.
8. Discussion, consideration and possible action regarding the appointment, employment, evaluation, and duties of the Superintendent.

B. ATTORNEY CONSULTATION

1. Staff Attorney

- a. Discussion, consideration, and possible action regarding Humana Inc. vs Brownsville Independent School District.

2. Board Attorney

- a. Discussion, consideration, and possible action on C.K. vs BISD, Docket No. 386-SE-0819.

C. INTERNAL AUDITOR CONSULTATION

1. Consultation with Lead Internal Auditor (Status of past, ongoing and completed Board approved Audits/Reviews/Investigations).

XIII. BOARD RECONVENES - Board action on agenda items discussed in Executive Session.

XIV. Announcement(s):

- A. **Next scheduled Board Meeting** of the Board of Trustees is on Tuesday, October 1, 2019.

XV. Adjournment.