



Brownsville Independent School District

Board of Trustees

Rescheduled Regular Board Meeting (Amendment #1)

November 6, 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 **Rescheduled Regular Board Meeting of November 6, 2019** with any corrections/deletions.

VI. PUBLIC COMMENT:

Persons wanting to address the Board during Public Comment shall before the beginning of the meeting print their names and the subject matter on the sign-in sheet provided at the entrance of the Board Room. The Board allots 30 minutes for Public Comment. Speakers are allowed a maximum of 3 minutes and a minimum of 1 minute, depending on the number of speakers. Complaints or grievances on the following subjects; employee complaints, personnel matters, student complaints, removal of alternative education program, complaints against individual board members, and expulsions, shall be directed to the appropriate policy for attempted resolution before bringing the matter before the Board. The Board President shall determine if the topic shall be redirected to the appropriate policy or redirected to Administration. 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.

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. Recognition of the Greater Brownsville Incentives Corporation (GBIC) partnership with Brownsville ISD and the Career Technology Education (CTE) Department; i.e. Donation of Robotics by Toyota Motor Manufacturing Texas (TMMTX) Incorporated. (Board Member Request - SPA)
2. Recognition of Porter ECHS student Yiovanna Monsterrad Rangel for her book "My Struggles Made Me Stronger"
3. Recognition of Brandon Ortega.
4. Recognition of the BISD Mile of Hope winners, employees and sponsors.
5. Board Recognition of Dr. Rene Gutierrez, Mrs. Patricia Perez, Anisa Ramirez, and the Mile of Hope Foundation for their promotion of Breast Cancer Awareness Activities for 2019. (Board Member Request - SPA)
6. Recognition of Magic Valley Electric Cooperative's Board of Directors - Capital Credits.
7. Presentation of the UTRGV Champion Employer Award.
8. Texas Southmost College/BISD Texas 21st Community Centers (Cycle 10). *
Open Public Hearing: Texas Improvement Plan for Campuses Rated "D" in a Domain
9. Targeted Improvement Plan Presentations and Board Public Hearing for Campuses Rated "D" in a Domain. *
Close Public Hearing: Texas Improvement Plan for Campuses Rated "D" in a Domain

Open Public Hearing: School FIRST (Financial Integrity Rating System of Texas)
10. School FIRST (Financial Integrity Rating System of Texas)
Close Public Hearing: School FIRST (Financial Integrity Rating System of Texas)
11. Update on delinquent tax collections. (July 1, 2018 - September 30, 2019)
12. Quarterly Investment Report.
13. Financial Report ending October 2019.

B. **Standing Board Agenda Items:**

1. Board Calendar: District Calendar.

IX. **Board Member Request(s)**

A. **Conference Presentation(s)**

1. District report regarding District Participation in the 2020 Cameron County Census

Program. (Board Member Request - SPA)

2. District report regarding current efforts to afford priority points to Military Veterans during the employment process. (Board Member Request - SPA)

X. Consent Agenda:

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

1. Recommend approval to reschedule the Regular Board Meetings of December 3, 2019 to December 10, 2019 and January 7, 2020 to January 14, 2020, due to BISD calendared Holidays.
2. Recommend approval of Change Order #001 to the Owner/Contractor Agreement with Schneider Electric for the Design Build – HVAC (DX) and Controls Phase II project representing unused allowances in the amount of \$199,803.00. (Credit back to the District)
3. Recommend approval of Change Order #001 to the Owner/Contractor Agreement with ZIWA Corporation for Porter ECHS Band/Choir Fine Arts Building representing unused allowances in the amount of \$217,977.15. (Credit back to the District)
4. Recommend approval for the submission of the Bilingual Exception and ESL Waiver applications which will allow BISD's Bilingual and Human Resources Departments to continue working closely and expedite the process of preparing and training teachers to become Bilingual or ESL certified and comply with Chapter 89 requirements as they service and meet the needs of English learners. *
5. Recommend the approval of publishers to be considered for the 2019-2020 State Adoption of Instructional Materials to be implemented during the 2020-2021 school year in the areas of English Language Arts (I,II,II and IV) , Reading (I,II, and III), College Readiness and Study Skills, Visual Media Analysis and production, Contemporary Media, Literary Genres, Creative Writing, Research and Technical Writing, Practical Writing Skills, Humanities, Public Speaking(I, II, and III), Communication Applications, Oral Interpretation (I, II, III), Debate (I,II,III), Journalism, Advanced Broadcast Journalism(I,II,III), Photojournalism, Advanced Journalism: Yearbook (I,II,II), Newspaper (I,II,III), Literary Magazine, English Learners Language Arts Grade 7&8, English I & II for Speakers of other Languages, and English Language Development and Acquisition (ELDA). *
6. Recommend approval of the 2019-2020 District Textbook Advisory Committee Members.*
7. Recommend approval of the 2019-2020 District Improvement Plan as required by the Texas Education Code. The District Education Improvement Plan will serve as a guide to District and campus staff for the improvement of student performance in order to attain state and federal standards. *
8. Recommend approval of the 2019-2020 Targeted Improvement Plans for Canales Elementary, Morningside Elementary, Besteiro Middle School, Lucio Middle School and Stell Middle School, revised as needed or as required. The Targeted Improvement Plans will serve as guides to district and campus staff for the improvement of student performance in order to attain state standards.*
9. Recommend approval of the 2019-2020 Campus Improvement Plans as required by the Texas Education Code. The Campus Improvement Plans will serve as guidance documents

for the continuous improvement of student performance in order to attain state standards. *

10. Recommend approval to increase approximate professional services amount from \$50,000.00 to \$200,000.00 approved on Bid#20-038. Based on the students Individual Educational Plan. Services are subject to the district's student needs and funding.
11. Recommend approval to increase approximate professional services amount from \$50,000.00 to \$200,000.00 to South Texas Interpreters for the Deaf LLC, approved on Bid #20-037. Based on the student Individual Education Plan. Services are subject to district's student needs funding.
12. Discussion, consideration and possible action regarding the hiring of a Law Firm for Legal Services for the 2019-2020 school year.
13. Recommend approval to accept a Toyota Robot being donated by Toyota Motor Manufacturing Texas, Incorporated, at no cost to the District.
14. Recommend approval for the purchase of law enforcement software with vendor Eforce Powered by Intellichoice, not to exceed the amount of \$86,615.66.
15. A recommendation from the October 30, 2019 Policy Committee Meeting is for the Board to appoint at least five (5) committee members to the SHAC.
16. The policies listed below have been vetted by TASB and reviewed by the Policy Committee Board Members. Administration recommends Board approval to adopt the policies listed below as discussed during the Policy Committee Meeting of October 30, 2019.

BE (Local), BED (Local), BF (Local & Exhibit), CH (Local), FNF (Local)

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

1. Recommend approval for payment in the amount of \$1,592.90 to Esparza & Garza, L.L.P. for ongoing Board approved legal services.
2. Recommend approval to pay Cameron Appraisal District the required amount of \$920,523.00 for appraisal services rendered. (Annual Fee)
3. Recommend approval of Payment #1 for \$140,999.70 as partial payment to Gerlach Builders, LLC dba WIL-CON for Construction Services work completed on the Hanna ECHS New Gymnasium Facility project to be paid from Tax Rate Increase Fund 188.
4. Recommend approval for a Final Payment of \$85,200.00 to Perry Mechanical Systems for Construction Services work completed on the Ben Brite Elementary School HVAC & Chiller Replacement to be paid from Tax Rate Increase Fund 188.
5. Recommend approval of Payment #2 for \$24,937.50 as partial payment to Chanin Engineering, LLC for Engineering Services work completed on the Multi-Campus Canopy Upgrades-Martin ES, Villa Nueva ES, Faulk MS, and Stell MS project to be paid from Maintenance Tax Note Fund 189.
6. Recommend approval of Payment #4 for \$78,381.87 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.
7. Recommend approval of Payment #9 for \$42,531.50 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.

8. Recommend approval of Payment #12 for \$18,853.41 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.
9. Recommend approval of Payment #13 for \$4,870.95 as partial payment to Ethos Engineering, Inc. for Construction Services work completed on the Hanna ECHS-HVAC & Lighting Upgrades Project to be paid from Maintenance Tax Note Fund 189.
10. Recommend approval of Payment #15 for \$225,165.44 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.
11. Recommend approval for a Final Payment of \$31,703.00 to Terracon Consulting, Inc. for work completed on the Hanna ECHS-Asbestos Consulting Services-Ceiling Pods A through H, to be paid from Maintenance Tax Note Fund 189.
12. Recommend approval for a Final Payment of \$49,950.45 to Fox Mechanical for work completed on the Margaret Clark Aquatic Center-Retrofit Movable Floor System Motors, to be paid from Maintenance Tax Note Fund 189.
13. Recommend approval of Payment #4 for \$30,448.45 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.
14. Recommend approval of Payment #14 for \$23,296.71 as partial payment to ZIWA Corporation for Construction Services work completed on the Porter ECHS Fine Arts Building to be paid from Tax Ratification Election Fund 197.

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

1. Recommend approval of Budget Amendment #013 in the amount of \$705,816.00 for Fund 166 – State Special Education Funds. (Additional Funding)
2. Recommend approval of Budget Amendment #014 in the amount of \$717,958.00 for Fund 163 – State Bilingual. (Reallocation)

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

1. Request the approval to enter into an Affiliation Agreement between Genoa Healthcare, LLC and the Brownsville Independent School District to become effective December 1, 2019 and to remain in full force through June 30, 2022. Genoa Healthcare, LLC will provide a Pharmacy Technician practicum training site to support the goal of equipping our students with the necessary skills to earn a nationally industry recognized certification, at no cost to the district. *
2. Recommend approval to enter into a Memorandum of Understanding between Brownsville ISD and Community Development Institute (CDI) Migrant and Seasonal Head Start for 2019-2020 school year. The purpose of this preschool program is to provide services to children from 6 weeks to 5 years of age and their families. At no cost to the district. *
3. Recommend approval to enter into Memorandum of Understanding between the Brownsville Independent School District and licensed professional counselor interns (D.M.)

and (A.T.) to provide an internship site on a BISD school campus for the 2019-2020 school year. No cost to the District. *

4. Recommend approval to enter into Memorandum of Understanding between the Brownsville Independent School District and the licensed professional counselor interim (B.M.) to provide an internship site on a BISD school campus for the 2019-2020 and the 2020-2021 school years No cost to the District. *
5. Recommend approval to enter into a Memorandum of Understanding between the Brownsville Independent School District and Heartfelt Minds Counseling & Consulting to provide practicum/internship sites for licensed professional counselor interns on BISD school campuses for the 2019-2020 school year. No cost to the District. *
6. Recommend approval to enter into a Memorandum of Understanding between the Brownsville Independent School District and Lamar University to provide school counselor practicum/internship sites on BISD school campuses for the 2019-2020, 2020-2021 and 2021-2022 school years. No cost to the District. *
7. Recommend approval of Addendum agreement between Brownsville ISD and Texas State Technical College. *
8. Recommend approval to enter into a Memorandum of Understanding between the Brownsville Independent School District Angelo State University to provide school counselor practicum/internship sites on BISD school campuses for the duration of January 1, 2020 through December 31, 2023. No cost to the District. *
9. Recommend approval to enter into a Memorandum of Understanding with Chuck Sharrow and KIDS HOPE USA for the 2019-2020 school year. No cost to the district.

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

1. Recommend awarding Bid #20-007 Music Supplies and Accessories District-wide to several vendors. (Annual Bid)
2. Recommend awarding Bid #20-009 Furniture District-wide to several vendors and cast lots for items #1, #2, and #75 of said bid. (Annual Bid)
3. Recommend awarding Bid #20-010 Graduation and Honor Awards District-wide to several vendors. (Annual Bid)
4. Recommend awarding Bid #20-011 Helmet Reconditioning and Shoulder Pad Repair District-wide to several vendors. (Annual Bid)
5. Recommend awarding Bid #20-012 Weight Training Room Equipment District-wide to several vendors. (Annual Bid)
6. Recommend awarding Bid #20-040 Charter Bus Service District-wide to several vendors. (Annual Bid)
7. Recommend awarding Bid #20-042 Medical Supplies and Equipment District-wide to several vendors. (Annual Bid)
8. Recommend awarding Bid #20-060R Building Supplies and Materials District-wide to several vendors. (Annual Bid)
9. Recommend awarding Bid #20-075 Oxygen, Acetylene and Welding Supplies District-wide to several vendors. (Annual Bid)

10. Recommend awarding Bid #20-076 A/C Control System District-wide to several vendors. (Annual Bid)
11. Recommend awarding Bid #20-078 Paving Services Work District-wide to several vendors. (Annual Bid)
12. Recommend awarding Bid #20-079 Roofing Maintenance District-wide to several vendors and cast lots for items #7 and #9 of said bid. (Annual Bid)
13. Recommend awarding Bid #20-080 Glazing Supplies and Materials District-wide to several vendors and cast lots for items #10, #11, #24, #25, #29 and #35 of said bid. (Annual Bid)
14. Recommend awarding Bid #20-118 Contract Services for Cold Storage for Food and Nutrition Services to Lineage Logistics, Dallas, Texas.
15. Recommend awarding RFQ #20-119 Mechanical/Electrical/Plumbing (MEP) Engineering Services to Ethos Engineering, Harlingen, Texas, Sigma HN Engineering, McAllen, Texas, and Halff Associates, Inc., McAllen, Texas, to provide engineering services and to authorize administration to negotiate a fee for said services on a project by project basis.
16. Recommend approval of CSP #20-116 Multi-Campus Canopy Upgrades-Martin ES, Villa Nueva ES, Faulk MS, and Stell MS project to RG Enterprises, LLC dba G & G Contractors of Edinburg, Texas in the amount not to exceed \$1,532,748.00 and to authorize the Administration to enter into negotiations and execute the contract, to be paid from Maintenance Tax Note Fund 189.
17. Recommend approval of CSP #20-120 Brownsville ISD Rivera ECHS-HVAC & Lighting Upgrade project to Victoria Air Conditioning, LTD of Victoria, Texas in the amount not to exceed \$3,580,900.00 and to authorize the Administration to enter into negotiations and execute the contract, to be paid from Maintenance Tax Note Fund 189.
18. Recommend approval of Construction Materials Observation and Testing Services proposal to Raba-Kistner Consultants, Inc. of Brownsville, Texas for the Hanna ECHS New Gymnasium Facility project in the amount not to exceed \$97,485.63 and to authorize the Administration to execute the proposal. This construction project is to be paid from Tax Rate Increase Fund 188.
19. Request approval to solicit Request for Proposals for Demographic Study.
20. Request approval to solicit Request for Qualifications for Financial Advisor Services.
21. Request approval to solicit Request for Qualifications for Delinquent Ad Valorem Tax Attorney.

XI. **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 Retirements. (2)
2. Presentation, acceptance and approval of Resignations. (8)
3. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Assistant Choir Director**. Subject to receipt of all outstanding documentation. (1)

4. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Assistant Superintendent**. Subject to receipt of all outstanding documentation. (1)
5. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Counselor**. Subject to receipt of all outstanding documentation. (1)
6. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Dean of Instruction**. Subject to receipt of all outstanding documentation. (1)
7. Recommend approval of **probationary contractual personnel** for the 2019-2020 school year(s) – **Teachers**. Subject to receipt of all outstanding documentation. (17)
8. Recommend approval of **non-chapter 21 contractual personnel** for the 2019-2020 school year(s) – **Administrator for Employee Benefits – Risk Management**. Subject to receipt of all outstanding documentation. (1)
9. Board Self-Evaluation.
 - a. Board Self Evaluation.
 - b. Discussion, consideration, and possible action on sanctions for Board Member, Erasmo Castro.
10. 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 TEA Complaint, Armando Rocha v. Brownsville Independent School District.
- b. Discussion, consideration, and possible action regarding TEA Complaint, Valentin Paz v. Brownsville Independent School District.
- c. Discussion, consideration, and possible action regarding Humana Inc. vs. Brownsville Independent School District.

C. INTERNAL AUDITOR CONSULTATION

1. Consultation with Co-Lead Internal Auditor (Status of past, ongoing and completed Board approved audits).

D. REAL ESTATE:

1. Discussion on general real estate.

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

XIII. Announcement(s):

- A. **Next scheduled Board Meeting** of the Board of Trustees is on Tuesday, December 10, 2019.

XIV. Adjournment.