

REGULAR BOARD MEETING

Minutes

Tuesday, November 14, 2017

6:00 p.m.

STAFF DEVELOPMENT CENTER/BOARD ROOM

904 Hester Avenue

Donna, Texas

I. CALL MEETING TO ORDER

Board President Mr. Efren Cenicerros called the meeting to order at 6:03 p.m. with the following board members in attendance:

Mr. Efren Cenicerros, President
Mr. Valentin Guerrero, Vice President
Mrs. Alicia Reyna, Secretary
Mr. Eloy Avila, Trustee
Mr. John Billman, Trustee
Dr. Donna Mery, Trustee
Mrs. Eva C. Watts, Trustee

The following administrators were in attendance:

Mr. Fernando Castillo, Superintendent
Mrs. Velma Rangel, Chief Special Programs Officer
Ms. Sandy Martinez, Accountant
Mrs. Janie Ybarra, Director for Human Resources
Mr. George Farah, Attorney

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Mr. Fernando Castillo led the Pledge of Allegiance and a moment of silence.

The order of these agenda items may be changed. Consideration of items may include deliberation and/or action.

Board Recognition

- 1. Recognition of Campuses with a Student Attendance Rate of 98% During the Second Six Weeks Period of the 2017-2018 School Year**

Mrs. Lydia Lugo recognized the campuses with a student attendance rate of 98% during the second six weeks period of the 2017-2018 school year.

II. OPEN FORUM

Ms. Minerva Reyna addressed the Open Forum on DACA/Dreamers, Mr. Fred Alvarez addressed the Open Forum on ESP Day, Mrs. Linda Estrada addressed the Open Forum on Due Process, Mr. Pete Jaramillo addressed the Open Forum with information in reference to the Board Workshop November 13, 2017 on Employee Benefits, and Mrs. Raquel Martinez addressed the Open Forum with concerns on gifts.

III. SUPERINTENDENT'S REPORT

- 1. Presentation by City of Donna on Projects for 2017-2018**

Mr. Lyle Garza, Mr. Emilio Salinas and Mr. Gutierrez presented the City of Donna Projects for 2017-2018.

- 2. Magic Valley Electric Cooperative Check Presentation in the Amount of \$6,190.23**

Mrs. Rebecca Elizondo presented the Magic Valley Electric Cooperative Check in the amount of \$6,190.23.

- 3. Presentation on Delinquent Tax Collection Report by Linebarger Goggan Blair & Sampson, LLP Attorneys at Law**

Mr. M. Cano presented the Delinquent Tax Collection Report by Linebarger Goggan Blair & Sampson, LLP Attorneys at Law.

- 4. Discussion and Possible Action on Approval to Accept Linebarger Goggan Blair & Sampson, LLP Tax Resale Properties for Donna Independent School District in Accordance with Texas Tax Code Ann. §34.05**

Trustee Avila made a motion to accept Linebarger Goggan Blair & Sampson, LLP Tax Resale Properties for Donna Independent School District in accordance with Texas Tax Code Ann. §34.05. It was second by Trustee Mery. Trustees Billman, Guerrero, Watts and Reyna voted in favor. The motioned carried.

5. Discussion and Possible Action on Approval of Hidalgo County Appraisal District Election Ballot 2018-2019 Appraisal District Board of Directors and Resolution

Trustee Mery made a motion to approve the Hidalgo County Appraisal District Election Ballot 2018-2019 Appraisal District Board of Directors and Resolution (Pete Garcia 26 votes, Rudy Ramirez 20 votes, David Hernandez 45 votes and Tom Wingate 4 votes). It was second by Trustee Watts. Trustees Billman, Guerrero, Avila and Reyna voted in favor. The motioned carried.

IV. CONSENT AGENDA

1. Accounts Payable

This item is a report only.

2. Investment Report: October 2017

This item is a report only.

3. Financial Statements: District's Financial and Child Nutrition Program for October, 2017

This item is a report only.

4. Report on Monthly Tax Collections for the Month of September, 2017

This item is a report only.

5. Approval of Minutes for Regular Board Meeting October 10, 2017 and Special Board Meetings October 16, 2017, October 24, 2017 and October 25, 2017

Mr. Fernando Castillo recommended the board to approve the Consent Agenda.

Trustee Watts made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Avila. Trustees Billman, Mery and Reyna voted in favor. The motioned carried.

DO. DISTRICT OPERATIONS

DO.1 Architect's Monthly Report (ROFAA):

*** Status Report on All of Donna ISD's Current Facility Projects**

Mr. Luis Figueroa presented the Architect's Monthly Report (ROFAA): *Status Report on All of Donna ISD's Current Facility Projects.

DO.2 Discussion and Possible Action to Request for Proposals (RFP)

#091917-367 for Lawn Care for Garza Elementary, Muñoz Elementary, Singleterry Elementary and Adame Elementary Schools for the 2017-2018 School Year with a One (1) Year Option to Re-New

Mr. Fernando Castillo recommended the board to approve request for proposals (RFP) #091917-367 for lawn care for Garza Elementary, Muñoz Elementary, Singleterry Elementary and Adame Elementary Schools for the 2017-2018 school year with a one (1) year option to re-new.

Trustee Billman made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Mery. Trustees Guerrero, Watts, Avila and Reyna voted in favor. The motioned carried.

DO.3 Discussion and Possible Action to "Reject" and "Rebid" for (RFQ) #090717-040 to Purchase Six (6) Cargo Vans to be Used for Maintenance Services District Wide by the Energy Management Department

Mr. Fernando Castillo recommended the board to approve to "reject" and "rebid" for (RFQ) #090717-040 to purchase six (6) cargo vans to be used for Maintenance Services district wide by the Energy Management Department.

Trustee Avila made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Watts. Trustees Billman, Mery, Guerrero and Reyna voted in favor. The motioned carried.

AS. ACADEMIC SERVICES

AS.1 Discussion and Possible Action on the Approval of the Region I Service Center Agreement for Services from the Gifted and Talented Department for the 2017-2018 School Year

Mr. Fernando Castillo recommended the board to approve the Region I Service Center Agreement for services from the Gifted and Talented Department for the 2017-2018 school year.

Trustee Avila made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Reyna. Trustees Billman, Mery, Guerrero and Watts voted in favor. The motioned carried.

AS.2 Discussion and Possible Action to Approve the Purchase of Sing, Spell, Read, & Write Consumables (English and Spanish) and Additional Phonics Kits for Pre-K - 2nd Grades for the 2017-2018 School Year

Mr. Fernando Castillo recommended the board to approve the purchase of Sing, Spell, Read, & Write Consumables (English and Spanish) and additional phonics kits for Pre-K - 2nd grades for the 2017-2018 school year (Brilliant).

Trustee Guerrero made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Watts. Trustees Billman, Mery, Avila and Reyna voted in favor. The motioned carried.

AS.3 Discussion and Possible Action to Approve the Purchase of Learning A-Z Online Program that Provides Leveled Readers (Eng & Span), E-Books for Students to Read and Listen (Eng & Span), Teacher Lesson Plans, Evaluation Materials/Component, Tracking Reports, and Teacher Training for Resources and Guided Reading

Mr. Fernando Castillo recommended the board to approve the purchase of Learning A-Z Online Program that provides leveled readers (Eng & Span), e-books for students to read and listen (Eng & Span), teacher lesson plans, evaluation materials/component, tracking reports, and teacher training for resources and guided reading.

Trustee Reyna made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Avila. Trustees Billman, Mery, Guerrero and Watts voted in favor. The motioned carried.

AS.4 Discussion and Possible Action to Approve Lead4Ward to Provide Professional Development for Donna High School, Donna North High School, 3D & DAEP Content Teachers in the Areas of Math, Science, Social Studies, English Language Arts, and Special Education

Mr. Fernando Castillo recommended the board to approve the Lead4Ward to provide professional development for Donna High School, Donna North High School, 3D & DAEP content teachers in the areas of Math, Science, Social Studies, English Language Arts, and Special Education.

Trustee Reyna made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Avila. Trustees Billman, Mery, Guerrero and Watts voted in favor. The motioned carried.

BF. BUSINESS AND FINANCE

BF.1 Public Hearing on Annual Financial Management Report (2017 Financial Integrity Rating System of Texas) (FIRST)

Ms. Sandra Martinez presented the Public Hearing on Annual Financial Management Report (2017 Financial Integrity Rating System of Texas) (FIRST).

BF.2 Discussion and Possible Action to Solicit Request for Quotes RFQ #110317-042 through National and State Purchasing Cooperative to Replace Kaspersky Anti-virus and Internet Security Software

Mr. Fernando Castillo recommended the board to approve to solicit request for quotes RFQ #110317-042 through National and State Purchasing Cooperative to replace Kaspersky anti-virus and internet security software.

Trustee Avila made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Reyna. Trustees Billman, Mery, Guerrero and Watts voted in favor. The motioned carried.

BF.3 Discussion and Possible Action to Award Request for Quotes (RFQ) #09717-041 to Purchase (2) Two Seventy-Seven (77) Passenger Buses with or without Seat Belts and (2) Two (54) Fifty-Four Passenger Special Needs Buses with Seat Belts for the Transportation Department for School Year 2017-2018

Mr. Fernando Castillo recommended the board to approve to award request for quotes (RFQ) #09717-041 to purchase (2) two seventy-seven (77) passenger buses with or without seat belts and (2) two (54) fifty-four passenger special needs buses with seat belts for the Transportation Department for school year 2017-2018 as noted (two seventy-seven passenger buses from the vendor Rush Bus Centers the Make Model is Blue Bird with seat belts and two fifty-four passenger special needs buses from the vendor Longhorn Bus Sales, LLC the Make Model International with seat belts).

Trustee Mery made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Watts. Trustees Billman, Guerrero, Avila and Reyna voted in favor. The motioned carried.

BF.4 Discussion and Possible Action on Approval of the McKinney-Vento/TEXSHEP (Texas Support for Homeless Education Program) NOGA #18-033 (Fund 206) in the Amount of \$84,075

Mr. Fernando Castillo recommended the board to approve the McKinney-Vento/TEXSHEP (Texas Support for Homeless Education Program) NOGA #18-033 (fund 206) in the amount of \$84,075.

Trustee Avila made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Guerrero. Trustees Billman, Mery, Watts and Reyna voted in favor. The motioned carried.

HR. HUMAN RESOURCES

HR.1 Discussion and Possible Action to Approve Submission of a Maximum Class Size Exception Waiver to the Texas Education Agency for DISD

Mr. Fernando Castillo recommended the board to approve the submission of a Maximum Class Size Exception Waiver to the Texas Education Agency for DISD (K-4th).

Trustee Reyna made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Avila. Trustees Mery, Guerrero and Watts voted in favor. The motioned carried.

HR.2 Discussion and Possible Action to Amend Policy CPC (Local) as presented

Mr. Fernando Castillo recommended the board to approve to amend Policy CPC (Local) as presented.

Trustee Avila made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Watts. Trustees Billman, Mery, Guerrero and Reyna voted in favor. The motioned carried.

HR.3 Discussion and Possible Action to Approve Trustee Secretary and Superintendent Authorization to Research Best Practices to Improve the Utilization of "The Lighthouse" Anonymous Program for Donna ISD

Mr. Fernando Castillo recommended the board to approve Trustee Secretary and Superintendent authorization to research best practices to improve the utilization of "The Lighthouse" Anonymous Program for Donna ISD.

Trustee Avila made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Watts. Trustees Billman, Mery and Guerrero voted in favor. The motioned carried.

V. The Board Convened into EXECUTIVE SESSION as Authorized by Texas Government Code Sections 551.071, 551.072, 551.073, 551.074, 551.075, 551.076, 551.082, 551.083 and 551.084. (8:43 p.m.)

- A. Discussion of Superintendent's Recommendation of Personnel**
- B. Discussion of District Personnel**
- C. Discussion with Legal Counsel Regarding Proposed Settlement Agreement of Civil Action No. 7:16-CV-00666;**

**John Doe Individually and as Next Friend of Sarah Doe, a
Minor v. Donna Independent School District**

- D. Discussion Regarding Resolution of DeHoyos Proposed Termination Hearing**
- E. Discussion Regarding Designation of Lead Counsel in TEA Docket #005-LH-09-2017**
- F. Discussion Regarding the Recommendation to Propose the Termination of the Term Contract of Maricela Valdez for Good Cause**
- G. Discussion and Private Consultation with Attorney Regarding Pending or Contemplated Litigation, Settlement Matters, and/or Matters Where the Professional Duty Under State Board Requires Private Consultation with the School Attorney**

The board reconvened back into open session at 10:55 p.m.

VI. OPEN SESSION - Take possible action on matters discussed in Executive Session.

- A. Discussion and Possible Action to Approve Superintendent's Recommendation of Personnel**

Mr. Fernando Castillo recommended the board to approve the Superintendent's recommendation of personnel the para as noted as heard in Executive and as well as termination of named employee.

Trustee Reyna made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Avila. Trustees Mery, Billman, Guerrero and Watts voted in favor. The motioned carried.

- B. Discussion and Possible Action to Approve District Personnel**

No action on this item.

C. Discussion and Possible Action Regarding Proposed Settlement Agreement of Civil Action No. 7:16-CV-00666; John Doe Individually and as Next Friend of Sarah Doe, a Minor v. Donna Independent School District

Trustee Watts made a motion to approve regarding proposed settlement agreement of Civil Action No. 7:16-CV-00666; John Doe individually and as next friend of Sarah Doe, a Minor v. Donna Independent School District. It was second by Trustee Avila. Trustees Mery, Billman, Guerrero and Reyna voted in favor. Trustee Cenicerros voted against. The motioned carried.

D. Discussion and Possible Action Regarding Resolution of DeHoyos Proposed Termination Hearing

Mr. Fernando Castillo recommended the board to approve regarding Resolution of DeHoyos proposed termination hearing as discussed in Executive Session regarding the settlement.

Trustee Reyna made a motion to approve the recommendation of Mr. Fernando Castillo. It was second by Trustee Mery. Trustees Billman, Guerrero, Watts and Avila voted in favor. The motioned carried.

E. Discussion and Possible Action Regarding Designation of Lead Counsel in TEA Docket #005-LH-09-2017

No action on this item.

F. Discussion and Possible Action Regarding the Recommendation to Propose the Termination of the Term Contract of Maricela Valdez for Good Cause

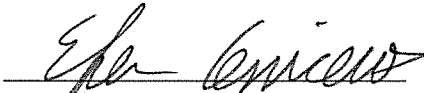

Trustee Billman made a motion to approve regarding the recommendation to propose the termination of the term contract of Maricela Valdez for good cause. It was second by Trustee Guerrero. Trustees Mery and Cenicerros voted in favor. Trustees Reyna, Watts and Avila voted against. The motioned carried.

G. Discussion and Possible Action to Approve Pending or Contemplated Litigation, Settlement Matters, and/or Matters Where the Professional Duty Under State Board Requires Private Consultation with the School Attorney

No action on this item.

VII. ADJOURN

Trustee Avila made a motion to adjourn the meeting. It was second by Trustee Watts. Trustees Mery, Billman, Reyna and Guerrero voted in favor. The motion carried. The meeting adjourned at 10:59 p.m.

 or 

President or Secretary
Board of Trustees
Donna ISD

Date Approved: December 12, 2017