

SPECIAL BOARD MEETING
Agenda
Wednesday, November 12, 2014
6:00 p.m.

STAFF DEVELOPMENT CENTER/BOARD ROOM
904 Hester Avenue
Donna, Texas

PLEDGE OF ALLEGIANCE/INVOCATION

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

I. CALL MEETING TO ORDER

II. SUPERINTENDENT'S REPORT

1. Receive and Canvass Election Returns for the November 4, 2014 General Trustee Election Positions 3, 5, 6, and 7
2. Declare Candidates Elected to Trustee Positions and Issue Certificate of Election for Each Elected Candidate
3. Administer Statement of Officer to Newly Elected Trustees
4. Administer Oath of Office to Newly Elected Trustees
5. Discussion and Possible Action on Re-Organization of Board of Trustees

BF. BUSINESS AND FINANCE

- BF.1 Discussion and Possible Action on Termination of Professional Services Contract of Present General Counsel for Donna I.S.D
- BF.2 Discussion and Possible Action on Appointment of General Counsel for D.I.S.D. and Authorize Board President to Execute Professional Services Contract

SPECIAL BOARD MEETING
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- BF.3 Discussion and Possible Action to Amend Donna ISD Board Policy DC (Local) to Provide for the Board of Trustees to Retain Final Authority to Employ and Dismiss all Contractual and Non-Contractual Employees**
- BF.4 Discussion and Possible Action to Terminate the Professional Services Contract with the Current Law Firm for Delinquent Tax Collection Services for Donna ISD**
- BF.5 Discussion and Possible Action to Retain the Services of a Law Firm for Delinquent Tax Collection Services for Donna ISD; to Approve a Contract for Retaining Said Services and to Authorize the Board President to Execute Said Contract**

HR. HUMAN RESOURCES

- HR.1 Discussion and Possible Action to Terminate Contract/Agreement for Insurance Consulting Services with Valley Risk Consulting**
- HR.2 Discussion and Possible Action to Enter into a New Contract/Agreement for Insurance Consulting Services for Donna ISD**
- HR.3 Discussion and Possible Action to Discontinue the Current Agent Services Agreement with Respect to the Following Products:**
 - **Employer Sponsored Medical Insurance with ABA (ASO and Stoploss**
 - **Employer Sponsored Life Insurance (Met Life)**
 - **Voluntary Term Life (Met Life);**
 - **Voluntary Disability (The Hartford);**
 - **Voluntary Vision (Block Vision)**
 - **Voluntary Dental (Ameritas);**
 - **Voluntary Universal Life (Transamerica);**
 - **Voluntary Cancer Plans (Transamerica);**
 - **Voluntary Accident Plans (Transamerica);**
 - **Voluntary Critical Illness (Transamerica);**
 - **Voluntary Hospital Indemnity**

SPECIAL BOARD MEETING
Agenda
Wednesday, November 12, 2014
6:00 p.m.

- HR.4 Discussion and Possible Action to Enter a New Servicing Agreement with Respect to the Following Products:**
- **Employer Sponsored Medical Insurance with ABA (ASO and Stoploss);**
 - **Employer Sponsored Life Insurance (Met Life);**
 - **Voluntary Term Life (Met Life**
 - **Voluntary Disability (The Hartford);**
 - **Voluntary Vision (Block Vision);**
 - **Voluntary Dental (Ameritas);**
 - **Voluntary Universal Life (Transamerica);**
 - **Voluntary Cancer Plans (Transamerica);**
 - **Voluntary Accident Plans (Transamerica);**
 - **Voluntary Critical Illness (Transamerica);**
 - **Voluntary Hospital Indemnity**
- HR.5 Discussion and Possible Action to Terminate the Services of the Gallagher and Salazar Insurance Group as the Servicing Agent for the Employee Voluntary Products as Solicited Under RFP (Request for Proposals) #:081914-284 for Plan Year 2015**
- HR.6 Discussion and Possible Action to Appoint a New Servicing Agent for the Employee Voluntary Products as Solicited Under RFP (Request for Proposals) #: 081914-284 for Plan Year 2015**

III. 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.

- A. Discussion of Superintendent's Recommendation of Personnel**
- B. Discussion of District Personnel**
- C. Discussion Regarding Settlement of DISD v. Moreno and Rescinding Approval of Proposed Termination**

SPECIAL BOARD MEETING
Agenda
Wednesday, November 12, 2014
6:00 p.m.

- IV. OPEN SESSION - Take possible action on matters discussed in Executive Session.**
- A. Approval of Superintendent's Recommendation of Personnel**
 - B. Approval of District Personnel**
 - C. Discussion and Possible Action Regarding Settlement of DISD v. Moreno and Rescinding Approval of Proposed Termination**
- V. ADJOURN**

SPECIAL BOARD MEETING
Minutes
Wednesday, November 12, 2014
6:00 p.m.

STAFF DEVELOPMENT CENTER/BOARD ROOM
904 Hester Avenue
Donna, Texas

PLEDGE OF ALLEGIANCE/INVOCATION

Mr. Fernando Castillo led the Pledge of Allegiance and led the Pledge to the Texas Flag. Mrs. Debbie Rodriguez delivered the Invocation.

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

Mr. Jesus René Reyna stated the agenda has changes due to a TRO received at 5:32 p.m. the Temporary Restraining Order stated the following items not be discussed at today's meeting BF.1 through BF.5 and HR1 through HR.6.

I. CALL MEETING TO ORDER

Board President Mr. Efren Cenicerros called the meeting to order at 6:05 p.m. with the following board members in attendance:

Mr. Efren Cenicerros, President
Mr. Rey Alegria, Vice President
Mr. Nick Castillo, Trustee
Mr. Ernest Lugo, Trustee
Mr. Albert Sandoval, Trustee

The following board members were absent:

Mr. Angel Magallanes, Secretary
Mr. Rudy Perez, Trustee

The following administrators were in attendance:

Mr. Jesus René Reyna, Superintendent of Schools

Mr. Fernando Castillo, Chief Academic Officer
Mrs. Debbie Rodriguez, Assistant Superintendent for Human Resources
Mrs. Velma Rangel, Chief Special Programs Officer
Mr. David Robledo, CFO
Mr. George Farrah, Attorney

II. SUPERINTENDENT'S REPORT

1. Receive and Canvass Election Returns for the November 4, 2014 General Trustee Election Positions 3, 5, 6, and 7

Mr. Jesus René Reyna received and canvassed Election returns for the November 4, 2014 General Trustee Election Positions 3, 5, 6, and 7.

2. Declare Candidates Elected to Trustee Positions and Issue Certificate of Election for Each Elected Candidate

Mr. Jesus René Reyna declared Candidates Elected to Trustee Positions and Issue Certificate of Election for each Elected Candidate - Place Number 5 Eloy Infante 3,314 (60.87%) votes and Reynaldo Alegria 2,130 (39.13%) votes, Place Number 6 Elpidio Yanez Jr. 3,063 (56.57%) votes and Angel Magallanes 2,352 (43.43%) votes, Place Number 7 Efren "Coach" Cenicerros 2,728 (50.14%) votes and Juan F. (Frankie) De Los Rios 2,713 (49.86%) votes and Place Number 3 Tammy Ramos 3,212 (59.15%) votes and Rodolfo "Rudy" Perez 2,218 (40.85%) votes.

3. Administer Statement of Officer to Newly Elected Trustees

Administer Statement of Officer to Newly Elected Trustees Place Number 5 Eloy Infante, Place Number 6 Elpidio Yanez Jr., Place Number 7 Efren "Coach" Cenicerros and Place Number 3 Tammy Ramos.

4. Administer Oath of Office to Newly Elected Trustees

Administer Oath of Office to Newly Elected Trustees Place Number 5 Eloy Infante, Place Number 6 Elpidio Yanez Jr., Place Number 7 Efren "Coach" Cenicerros and Place Number 3 Tammy Ramos.

5. Discussion and Possible Action on Re-Organization of Board of Trustees

Trustee Yanez made a motion to approve Albert Sandoval as President, Eloy Infante as Vice President and Nick Castillo as Secretary by acclamation. It was second by Trustee Ramos. Trustees Sandoval, Infante, Castillo, E. Lugo and Cenicerros voted in favor. The motioned carried.

The Board Members said a few words thanking everyone. A small recess was taken from 6:41 p.m. to 7:04 p.m.

Mr. Albert Sandoval stated that Mr. Jesus René Reyna will inform the public about the Temporary Restraining Order. Mr. Jesus René Reyna stated that at 5:32 p.m. today he received a TRO that read The State of Texas Donna Independent School District by serving it's Superintendent Schools Jesus Rene Reyna 116 N. 10th Street, Donna, Texas 78537. Whereas Valley Risk Consulting, Inc., Arthur J. Gallagher & Co, and Joe Salazar, Individually and D/B/A Salazar Insurance Group filed a petition in the County Court at Law of Hidalgo County, Texas, on, the 12th day of November in a suit numbered CL-14-4169-F on the docket of said Court, wherein Valley Risk Consulting, Inc., Arthur J. Gallagher & Co, Joe Salazar, individually and D/B/A Salazar Insurance Group is Plaintiff's and Donna Independent School district Defendant, alleging a cause of action and the action of the Judge thereon, all of which is more fully shown by a true and correct copy of Plaintiff's Petition and the Judge's fiat thereon which are attached hereto; and Whereas, the said Plaintiff's has executed and filed with the Clerk a Bond in the sum of \$500.00 payable and conditioned as required by law and the order of the Judge: You are therefore commanded to take notice of such petition, and to desist and refrain from *** Please See Attached Certified Copy of Documents *** and obey and execute the order of the Judge until and pending the hearing of such petition on the Courtroom of this Court in Edinburg, Texas, on the 21st Day of November at 8:30 am O'clock when and where you will appear to show cause why injunction should not be granted upon such petition effective until final decree in such suit. Issued this the 12th day of November, 2014 Witness: Arturo Guajardo, Jr. Of the County Court at Law of Hidalgo County, Texas, Given under my hand and set of office, at Edinburg, Texas, this the 12th day of November, 2014. Attest: Arthur Guajardo, Jr. County Court at Law of Hidalgo County, TX by San Juanita Garcia Deputy.

BF. BUSINESS AND FINANCE

BF.1 Discussion and Possible Action on Termination of Professional Services Contract of Present General Counsel for Donna I.S.D.

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

BF.2 Discussion and Possible Action on Appointment of General Counsel for D.I.S.D. and Authorize Board President to Execute Professional Services Contract

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

BF.3 Discussion and Possible Action to Amend Donna ISD Board Policy DC (Local) to Provide for the Board of Trustees to Retain Final Authority to Employ and Dismiss all Contractual and Non-Contractual Employees

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

BF.4 Discussion and Possible Action to Terminate the Professional Services Contract with the Current Law Firm for Delinquent Tax Collection Services for Donna ISD

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

BF.5 Discussion and Possible Action to Retain the Services of a Law Firm for Delinquent Tax Collection Services for Donna ISD; to Approve a Contract for Retaining Said Services and to Authorize the Board President to Execute Said Contract

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

HR. HUMAN RESOURCES

HR.1 Discussion and Possible Action to Terminate Contract/Agreement for Insurance consulting Services with Valley Risk Consulting

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

HR.2 Discussion and Possible Action to Enter into a New Contract/Agreement for Insurance Consulting Services for Donna ISD

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

HR.3 Discussion and Possible Action to Discontinue the Current Agent Services Agreement with Respect to the Following Products:

- Employer Sponsored Medical Insurance with ABA (ASO and Stoploss)
- Employer Sponsored Life Insurance (Met Life)
- Voluntary Term Life (Met Life);
- Voluntary Disability (The Hartford);
- Voluntary Vision (Block Vision)
- Voluntary Dental (Ameritas);
- Voluntary Universal Life (Transamerica);
- Voluntary Cancer Plans (Transamerica);
- Voluntary Accident Plans (Transamerica);
- Voluntary Critical Illness (Transamerica);
- Voluntary Hospital Indemnity

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

HR.4 Discussion and Possible Action to Enter a New Servicing Agreement with Respect to the Following Products:

- Employer Sponsored Medical Insurance with ABA (ASO and Stoploss);
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- Voluntary Critical Illness (Transamerica);
- Voluntary Hospital Indemnity

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

HR.5 Discussion and Possible Action to Terminate the Services of the

Gallager and Salazar Insurance Group as the Servicing Agent for the Employee Voluntary Products as Solicited Under RFP (Request for Proposals) #:081914-284 for Plan Year 2015

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

HR.6 Discussion and Possible Action to Appoint a New Servicing Agent for the Employee Voluntary Products as Solicited Under RFP (Request for Proposals) #: 081914-284 for Plan Year 2015

Due to a Temporary Restraining Order (CL-14-4169-F) the following item could not be discussed.

III. 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. (7:07 p.m.)

- A. Discussion of Superintendent's Recommendation of Personnel**
- B. Discussion of District Personnel**
- C. Discussion Regarding Settlement of DISD v. Moreno and Rescinding Approval of Proposed Termination**

The board reconvened back into open session at 7:40 p.m.

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

- A. Approval of Superintendent's Recommendation of Personnel**

No action on this item.

- B. Approval of District Personnel**

No action on this item.

- C. Discussion and Possible Action Regarding Settlement of**

DISD v. Moreno and Rescinding Approval of Proposed Termination

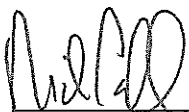
Trustee Castillo made a motion to approve regarding settlement of DISD v. Moreno and rescinding approval of proposed termination. It was second by Trustee Infante. Trustees Ramos and Yanez voted in favor. Trustees Cenicerros and E. Lugo voted against. The motioned carried.

V. ADJOURN

Trustee Castillo made a motion to adjourn the meeting. It was second by Trustee Infante. Trustee Sandoval voted in favor. The motion carried. The meeting adjourned at 7:41 p.m.



President
Board of Trustees
Donna ISD

or  _____
Secretary

Date Approved: December 17, 2014