



SANTA MARIA INDEPENDENT SCHOOL DISTRICT

Special Meeting of the Board of Trustees
Monday, September 19, 2016
5:30 p.m.

Minutes

Notice is hereby given that a scheduled Regular Meeting of the Board of Trustees of Santa Maria Independent School District was held on Monday, September 19, 2016 at 5:30 p.m. at the Santa Maria ISD Board Room, 11119 Military Hwy Santa Maria, Texas 78592.

The Santa Maria Independent School District offers reasonable accommodations for persons accessing its school facilities, as required by the Americans with Disabilities Act (ADA). If you require special accommodations, please contact Ida Torres, Clerical Assistant to the Superintendent of Schools at (956) 565-6308 for assistance.

CALL TO ORDER

Board President called the regular board meeting to order at 5:32p.m.

ESTABLISH QUORUM

Present:

Adolfo Hinojosa, Board President
Oralia "Lala" Ortiz, Vice-President
Miguel Zavala, Secretary (arrived at 5:33p.m.)
Noe Aleman, Board Member
Consuelo De la Rosa, Board Member
Belinda Lugo, Board Member (arrived at 5:48p.m. and left at 6:16)
Rambaldo "Ram" Rivera, Jr., Board Member

Present from the District:

Maria J. Chavez, Superintendent of Schools
Enrique Cuellar, Business Manager
Alyssa L. Romero, District Counsel, Law Offices of Guerra & Farah, PLLC
Ida Torres, Clerical Assistant to the Superintendent of Schools

PLEDGE OF ALLEGIANCE

SUPERINTENDENT'S REPORT

Recommend approving the agenda of the Special Board meeting of September 19, 2016 with any modifications or deletions.



1. Close out status of the TGE 5th Grade Building Project, by Mr. Armando Martinez, M-5 Texas Enterprises, Contractor and Mr. George Lazaro, Fulcrum Consulting Services, Project Manager

Mr. Lazaro stated M-5, Mr. Armando Martinez has been doing a great job working with all his vendors and getting the affidavits of all bills paid. He has turned in to us a series of copies where he has done the necessary releases from everybody. Unfortunately there's a little discrepancy between the final retainage money that he is showing and of course against the records from the school, there's an \$800 difference between the two figures. We just got the last revision from Mr. Martinez this afternoon. There are three or four items that need to be taken care of that have come up since the last payment that was given to M-5 and that includes some adjustments to some doorknobs, small adjustments to the air conditioning system and then there's a sink that needs to be connected. We don't have the drain and we also don't have faucets connected to them so because of those small items, I recommend that we table any kind of action toward that until we officially work that out with your business manager and Mr. Martinez to balance out the funds because like I said its \$800 that we need to really get ironed out. It would also give Mr. Martinez the time to get his subs in to be able to coordinate the repairs on those items that are on warranty issues that need to be taken care of. Hopefully on the next meeting we can go ahead and have those documents ready and officially present it for recommendation to your superintendent so that she can go on and place it on your agenda.

Ms. Chavez stated what I need right now from you is an official document releasing contingencies and based on the review of the work that should have been implemented and has cleared at this point however I'm asking the board to also look at the items that are still pending and one of the areas that Mr. Lazaro discussed and proposed today is the preapproval and then also pending his review that all of that is implemented. In other words, the district is not going to release any funding until he is able to clear the contractor from all of the pending responsibility's and the district does not issue any payment to the contractor until we have a signed payment order from his office.

Mrs. De la Rosa stated so what your saying is that you don't want to table this. You want us to approve a contingency.

Ms. Chavez replied those are two options that we discussed today. You still have the review and the opportunity to ensure that all that work is done because no payment will be issued and approve it with the understanding that we will work with the project manager to certify that all the work pending has been completed.

Mr. Lazaro stated once I give that document to Ms. Chavez addressed to her then at that time the check will be issued to the contractor.

ACTION AGENDA



Finance

2. Discussion and possible action to approve final payment authorization of pending contingency payment for M-5 Texas Enterprises, LLC for close out of the TGE 5th Grade Building Project.

Ms. Chavez stated the administration recommends your approval and we will work in coordination with Mr. Lazaro's office to ensure that the list of items that we have copy of gets cleared by the contractor.

Motion made by Rambaldo "Ram" Rivera, second by Noe Aleman. Motion passed unanimously.

Human Resources

3. Discussion and possible action to approve modifications to the Stipend Schedule for 2016-2017

Motion made by Miguel Zavala, second by Oralia "Lala" Ortiz. Motion passed unanimously.

Facilities

4. Discussion and possible action to approve the Architectural Service Agreement between Santa Maria Independent School District and Fulcrum Consulting Services for the New High School Facility Project.

Motion made by Miguel Zavala, second by Rambaldo "Ram" Rivera. Motion passed unanimously.

Governance

5. Approval of request from Cameron County Elections Administration to Designate Santa Maria ISD Administration Bldg., Board Room, 11119 Military Hwy. 281, Santa Maria, Texas as Early Voting and Election Day site, to be held on November 8, 2016

Motion made by Miguel Zavala, second by Rambaldo "Ram" Rivera. Motion passed unanimously.

6. Discussion and possible action to approve the Santa Maria Independent School District Official Ballot for the General Election to be held on Tuesday, November 8, 2016

Motion made by Consuelo De la Rosa, second by Noe Aleman. Motion passed unanimously.

7. Discussion and possible action to approve Notice of Early Voting and Election day locations for the Santa Maria Independent School District General Election to be held on Tuesday, November 8, 2016

Motion made by Miguel Zavala, second by Oralia "Lala" Ortiz. Motion passed unanimously.

Board President asked for a motion to go into executive session.

Motion made by Miguel Zavala, second by Noe Aleman. Motion passed unanimously.

Board President announced it is 5:44p.m the Board of Trustees is now in executive session.

EXECUTIVE SESSION

Discussion under the authority of Section 551, Texas Government Code: If, during the course of the meeting covered by this Notice, the Board should determine that a closed session of the Board should be held or is required in relation to any item included in this Notice, then such closed session as authorized by Section 551.001 *et. seq.* of the Texas Government Code (the Open Government Act) will be held by the Board after the commencement in



open session of the meeting covered by this Notice. Such closed session may concern any or all of the subjects and be conducted for any and all purposes permitted by Section 551.071 through and including Section 551.084 of the Texas Open Meetings Act, including, but not limited to, private consultation with the Board's attorney on any or all subjects or matters authorized by law.

- A. Section 551.071—Consultation with Attorney on Any Permitted Subject Including, But Not Limited to:
 - 1) Discussion with School Attorney on Item(s) Exempted under Attorney-Client Privilege
- B. Section 551.072—Deliberation Regarding Real Property
- C. Section 551.073—Deliberation Regarding Prospective Gift
- D. Section 551.074—Personnel Matters
 - 1) Discuss all items as appropriate on Superintendent's personnel recommendations
- E. Section 551.076 – Deliberations on Security Devices or Security Audits
- F. Section 551.082—School Children; School District Employees; Disciplinary Matters or Complaint
- G. Section 551.0821—Personally Identifiable Information about Public School Student

RECONVENE IN OPEN SESSION

Board President asked for a motion to reconvene in open session.

Motion made by Consuelo De la Rosa, second by Noe Aleman. Motion passed unanimously.

Board President announced it is 6:16p.m. the Board of Trustees is now in open session

- 1. Discussion and possible action on items discussed in Executive Session
 - a) Discussion and possible action on recommendations on all items as appropriate on Superintendent's recommendations

No Action was taken in the Executive Session.


ADJOURNMENT

Board President asked for a motion to adjourn meeting.


Motion made by Noe Aleman, second by Oralia "Lala" Ortiz. Motion passed unanimously.

Board President announces it is 6:17p.m. the meeting is now adjourned.





Adolfo Hinojosa
Board President



Miguel Zavala
Board Secretary

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This notice has been publicly posted at the administrative offices of the Santa Maria Independent School District, 11119 Military Rd., Cameron County, Santa Maria, Texas, at least seventy-two (72) hours in advance of the above mentioned meeting, as required by the following sections of the Texas Government Code: 551.071 through 551.084. During the regular school year, this notice is also posted in all schools in the District. The school district also posts its board meeting agendas on the District's internet web site (www.smisd.net)

Consent Agenda: All matters listed under the Consent Agenda are considered to be routine by the Board of Trustees and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired on a specific item(s), that item will be removed from the Consent Agenda and considered separately.

Maria J. Chavez, Superintendent of Schools

Board of Trustees

- Adolfo Hinojosa, President*
- Oralia "Lala" Ortiz, Vice-President*
- Miguel Zavala, Secretary*
- Noe Aleman, Member*
- Consuelo De La Rosa, Member*
- Belinda Lugo, Member*
- Ramaldo "Ram" Rivera, Jr., Member*

