



## SANTA MARIA INDEPENDENT SCHOOL DISTRICT

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Regular Meeting of the Board of Trustees  
Monday, June 12, 2023  
6:00 P.M.

### MINUTES

Notice is hereby given that a scheduled Special Meeting of the Board of Trustees of Santa Maria Independent School District was held on Monday, June 12, 2023 at 6:00 p.m. This meeting was held at the Santa Maria ISD Board Room, 11119 Military Road, Santa Maria, TX 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, Administrative Assistant to the Superintendent, at (956) 565-6308 for assistance.

### CALL TO ORDER

*Mr. Hinojosa called the Regular Meeting of Trustees to order at 6:02 p.m.*

### ESTABLISH QUORUM

#### Present

Adolfo Hinojosa  
Andrew de la Rosa  
Marco Aleman  
Javier Jimenez, Jr  
Michele Garcia – 6:04 p.m.

#### Absent

Casey Espinoza  
Miguel Zavala

### PLEDGE OF ALLEGIANCE

### OPEN FORUM

At special meeting the Board shall allot no more than 30 minutes to hear persons who desire to make comments to the Board. However, no one presentation shall exceed three minutes. Persons who wish to participate in this portion of the meeting shall sign up with the presiding officer or designee before the meeting begins and shall indicate the topic about which they wish to speak. The topics for discussion are limited to the topics listed on the posted agenda. Specific factual information or recitation of existing policy may be furnished in response to inquiries, but the Board shall not deliberate or decide regarding any subject that is not included on the agenda posted with notice of the meeting. The presiding officer or designed shall determine whether a person addressing the Board has attempted to solve a matter administratively through resolution channels established by policy.

*No one signed up for open forum.*



## **ACTION AGENDA**

### **Presentation**

1. Student Recognition: FFA AREA X speaking events.

*Mr. Juan Cavazos, presented the FFA Area X participants and their accomplishments, Clarissa Estevanes and Zoe Aleman.*

### **Construction**

1. Presentation and possible action on construction documents and projected procurement and construction timeline for 2021 SMISD Bond Program Project Management Service-Concession Stand Project by Brighton Group-ERO Architects-D Wilson Construction.

*Following the meeting we had on May the eighth, we had a site meeting on the premises. We were able to locate the existing service on the north side in the existing facility and we will not be needing a new transformer. Panel has enough capacity to pull the power to the new concession stand. We were able to locate the existing water, sewer and electricity will be able to draw out from what you have existing.*

*Since then, we also talked about proceeding forward with your CMAR contractor, D-Wilson. We do have Ernest Trevino with D-Wilson Construction he's able to receive the plans that he has. There are a couple of final items that he will incorporate so that he can go out for advertisement bids. There's some Geotech that was done when we did the stadium but it's about 30 to 50 yards away. They proceeded with the data they had on the geo test however, they want it right where the proposed building. It will take about three days for us to get results. We did get with the district last week and I think they are going to be onsite either tomorrow or the next day. Just to confirm the structural loads that they were assuming from the other test. Just to making a check and a balance. I'll bring up Ernest right now and basically as I described, the ideas to go ahead and proceed forward with D-Wilson receiving the last of the comments that he's had and then proceed on going out for advertisement. And presenting to the board for approval.*

*Mr. Trevino stated, I'm working with your staff and Joseph and the design team. You know certain scenarios that would actually facilitate and expedite an actual project a lot quicker than normal, right just as Joseph mentioned regards to lead time and all kinds of availabilities and supply chain. I really handled a bunch of the construction projects you know we've got projects that we've been doing for months and months of tendency to get them energized, but fortunately the facilities are really available. That we're able to go ahead and you know, alleviate those particular, problems. So, one of a couple of things I wanted to run through, maybe a calendar on an actual GMP, which is the first step that we need to do, is I believe, by Friday of this week, we can actually establish a GMP then after that, we can actually come back and get board approval for the GMP.*

*Mr. Palacios stated we are asking for potential special meeting so we don't lose time so that we and I know it's an inconvenience, we apologize but we definitely want to keep on that timetable that we're trying that aggressive timetable will make sure we need that facility and as soon as we can.*

*Mr. Hinojosa stated that's fine. We can meet on Monday.*

*Mr. Palacios and Mr. Trevino both said yes that would be great.*

*Mr. Trevino stated so we can actually generate the GMP and set that up for review in common and what not. Then after that we present for approval on Monday.*

*Mr. Hinojosa asked if that was enough time.*

*Mr. Trevino stated that he didn't know If that's a possibility, if that's on target, we will be able to start advertising this Sunday. Because we need to advertise for two weeks before we actually go out for bids.*



*Legal Counsel stated the good thing the good thing that the statue only says for two weeks, you can do it on a Friday and a Monday and that satisfies the two weeks, I'm not recommending that it doesn't give full and like fair notice to the rest. You do want to give a little bit of flexibility within.*

*Mr. Palacios stated that D-Wilson obviously has projects all throughout the valley, they've got their fair share subs that they've been just kind of giving them a heads up that this project is out there. So we're hoping that when it advertise we will get a good turnout of bids.*

*Mr. Trevino stated, yes we definitely have a lot of resources. All of our subcontractor suppliers are well aware as particular projects coming here pretty soon, everybody is extremely interested in that. We want to have them put in a better bid in this particular project. So with that in mind, once we get documents if we feel that they are sufficient enough we can actually put them out to market. Again, GMP I can write that up, provide it on Friday, come in for a special board meeting and get that approved. So we can get the ball moving.*

*Mr. Hinojosa stated, so we'll advertise for two weeks and then from there, when do you think we can get started?*

*Mr. Trevino stated we can start as soon as we get through the whole process, so once we get the bids right, so we will actually propose a best value. It's something that you guys will have to look at and of course approve. On bid day we're actually need somebody from the district sign off on the bids. Make sure they sign off the date, the time and just put the initials. And the following day, we can start recommending subcontractors to actually put on contract and release the submittal process asap and start ordering material to get it done in four months.*

*Mr. Hinojosa asked in how many months.*

*Mr. Trevino stated four months.*

*Mr. Palacios stated they would explain why. First getting electrical panels will take thirty to ninety days so about September to October.*

*Mr. Hinojosa asked AD Israel Gracia (coach) where does that put us on our football season?*

*Coach Gracia stated that the last game of the season will be on the first week of November 3<sup>rd</sup>, 4<sup>th</sup>.*

*Mr. Trevino stated that even if it's a small project it takes about sixteen to seventeen weeks. Even if we fabricate through one of our local subcontractors it will still take about eight to ten weeks.*

*Mr. Palacios stated you will see the facility but we won't get occupancy until everything is in place. It's going to look practically done but it's going to be impossible to get occupancy until we get the inspection by the county. That's going to be the issue.*

*Mr. Hinojosa asked so the building will be done.*

*Mr. Palacios stated yes the building will be done but you just won't be able to occupy it until they release us.*

*Mr. Hinojosa asked if we will be able to pass through the construction area.*

*Mr. Palacios stated that they do construction fencing to secure the area. And there is room on the south side of it and we can modify it so that people can go in and out. And the restrooms will still be accessible.*

*Mr. Hinojosa voiced his concern about the area because of the parking.*

*Mr. Palacios stated that once we start moving along we will prepare a site controlling pedestrian traffic.*

*Mr. Hinojosa asked if we will be able to put stuff in the storage area.*

*Mr. Palacios said we can't put anything inside until we get the occupancy.*

*Mr. Hinojosa stated we will have to find somewhere to store all the track equipment.*

*Mr. Hinojosa asked by when will we be able to see the building up.*

*Mr. Trevino stated by the end of August you should be able to see the shell which is the entire structure.*

*Mr. Jimenez asked if there is a chance that we might get it earlier.*

*Mr. Trevino stated we will push to as much as we can to try to get it us in as soon as possible.*

*Mr. Palacios stated that the two things holding us back is the electrical panel and the steel.*

*Mr. Hinojosa stated that is out of our control. And speaking from experience the majority of the board is new, this is first construction project that we are going to build and this is something that has hurt us this entire time.*



*We are doing construction at the worst time in human history I think. Joseph has done a good job he has helped us out tremendously. Mr. Cuellar and his administration has done a great job and we just have to continue and as soon as we can get it done, we get it done.*

*Mr. Trevino stated we advertise as soon as Monday or Tuesday then we accept bids.*

*Mr. Jimenez asked if board members can be present when they open bids.*

*Mr. Hinojosa stated it's better if we're not, you don't want to be involved and then people will say they were involved in the bid process.*

*Mr. Jimenez stated board can be there as public.*

*Mr. Hinojosa asked Mr. David district's legal counsel if that was okay and he said yes.*

*Mr. Jimenez stated it would be best to request the bids in sealed envelopes. Because he know from experience they have trouble with emailed bids.*

*Mr. Hinojosa stated we can have a meeting next Monday.*

*Michele Garcia stated we should just wait and not rush anything.*

*No action taken by the board.*

### **Facilities**

1. Presentation by Oscar Rojas, RFS Sports Representative, for Athletic lockers and possible action for approval for the total of \$91,221.00.

*Motion to approve by Marco Aleman, second by Michele Garcia. Motion passed unanimously.*

### **Finance**

1. Discussion, consideration and approval of Brighton Group's Invoice #16 for 2021 SMISD Bond Program Project Management Service-Concession Stand Project for the total of \$4,750.00.

*Motion to approve by Andrew De la Rosa, second by Javier Jimenez, Jr. Motion passed unanimously.*

2. Discussion and possible action to approve the payroll calendar for the 2023-2024 school year

*Motion to approve by Marco Aleman, second by Javier Jimenez, Jr. Motion passed unanimously.*

### **Curriculum**

1. Discussion and possible action to approve the changes to the inter-local Cooperation Agreement with the Regional Day School Program for the Deaf (RDSPD) at McAllen ISD for school year 2023-2024

*Motion to approve by Andrew de la Rosa, second by Michele Garcia. Motion passed unanimously.*

2. Discussion and possible action to approve the purchase of technology equipment for the High School in the amount of \$92,174.18. Funding source TCLAS Decision 9 Grant (P-TECH).

*Motion to approve the purchase of technology equipment for the High School in the amount of \$95,499 (\$52,626 and \$42,873) funding source TCLAS Decision 9 Grant (P-TECH) for tvs, computers, interactive tvs, audio visual aids by Michele Garcia, second by Javier Jimenez, Jr. Motion passed unanimously.*



## CONSENT AGENDA

*Motion to approve by Michele Garcia, second by Marco Aleman. Motion passed unanimously.*

### Finance

1. Approval of Check Payments since last report for May 2023
2. Approval of Monthly Investment Report for the period of May 2023
3. Approval of Revenue and Expenditure Report unaudited ending May 2023
4. Approval of Tax Collection Report for May 1, 2023 to May 31, 2023

### EXECUTIVE SESSION

*Motion to go into Executive Session by Andrew De la Rosa, second by Javier Jimenez, Jr. Motion passed unanimously at 7:30 p.m.*

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
  - 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, pursuant to Section 551.074 of the Texas Government Code and Attorney consultation pursuant to Section 551.071 of the Texas Government Code
  - 1) Resignations, retirements, terminations, proposed terminations, appointments, evaluations, reassignments, duties and discipline of Professional, Paraprofessional and Non-Contract Employees; Teacher Substitutes and Substitutes for Maintenance, Transportation, and Cafeteria Department
    - 2) Discuss all items as appropriate on Superintendent's personnel recommendations
    - 3) Evaluation of Superintendent
- 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**

*Motion to Reconvene in Open Session by Marco Aleman, second by Javier Jimenez, Jr. Motion passed unanimously at 9:36 p.m.*

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

*Motion to approve all items and recommendations as discussed in Executive Session by Andrew De la Rosa, second by Marco Aleman. Motion passed unanimously.*

- 3. Discussion and possible action to evaluate the Superintendent

*Motion to approve the Superintendent's evaluation as discussed in Executive Session by Marco Aleman, second by Javier Jimenez, Jr. Motion passed unanimously.*

- 4. Discussion and action to approve amendments to Superintendent's contract

*Motion to approve amendments to the Superintendent's contract as discussed in Executive Session, the motion was to approve a one year extension on the Superintendent's contract as discussed in Executive Session. Motion by Marco Aleman, second by Andrew De la Rosa. Motion passed unanimously.*

**EXECUTIVE SESSION**

(May be reconvened, if necessary)

**ADJOURNMENT**

*Motion to adjourn this meeting by Marco Aleman, second by Javier Jimenez, Jr. Motion passed unanimously at 9:38 p.m.*

This notice was posted in compliance with the Texas Open Meetings Act on Thursday, June 8, 2023 at 5:00 p.m.



Adolfo Hinojosa  
Board President



Casey Espinoza  
Board Secretary



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](http://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.

**Board of Trustees**

**Adolfo Hinojosa, President**

**Javier E. Jimenez, Jr., Vice-President**

**Casey Espinoza, Secretary**

**Marco Aleman, Member**

**Andrew "Andy" De La Rosa, Member**

**Michele Garcia, Member**

**Miguel Zavala, Member**

