

Minutes of Regular Meeting
January 20, 2014
The Board of Trustees
Boerne Independent School District

A Regular Meeting of the Board of Trustees of Boerne Independent School District was held Monday, January 20, 2014, beginning at 5:00 PM in the Administration Building, 123 West Johns Road, Boerne, TX 78006-2023.

I. ESTABLISH QUORUM

Alan Rich called the meeting to order at approximately 5:01 p.m.

A quorum was established with the following board members present:

Alan Rich, President

Richard Elkins, Vice President

Susan Allen, Secretary

Members: Dale Adams and Ernie Pyles

Bob Ogle was delayed; Maritza Gonzalez-Cooper, is not in attendance due to death in the family.

II. CLOSED SESSION

Alan Rich announced, at approximately 5:03 pm, in addition to any items listed that may be appropriately discussed in a Closed Session, the board will convene in closed session to discuss the following items; Pursuant to Texas Government Code Chapter 551 of the Texas Open Meeting Act for the following purpose:

A. PERSONNEL (551.074, .075, .082)

1. RESIGNATIONS (including consideration of any settlement proposals with regard to current personnel)
2. APPOINTMENTS (All Professional staff hiring decisions including but not limited to teachers, counselors, administrators, coaches)
3. CONSIDERATION OF SUPERINTENDENT GOALS, EVALUATION AND CONTRACT AS SUBMITTED BY THE BOARD.
4. DISCUSSION OF PERSONNEL PERFORMANCE - Superintendent's report to Board on any outstanding or newly developed individual personnel issues (including but not limited to individual evaluations of personnel performance) and opportunity for Board to query Superintendent on such issues
5. DISCUSSION AND APPROVAL OF ANY STAFFING RECOMMENDATIONS FOR UPCOMING SCHOOL YEAR

B. DISCUSS THE PURCHASE, LEASE AND VALUE OF REAL PROPERTY - INCLUDING But Not Limited To Negotiations on Purchasing Decisions With Regard To Land For New Campuses And Negotiated Contracts With Various Firms (551.072)

C. CONSULTATION WITH PRIVATE ATTORNEY ON MATTERS PERTAINING BUT NOT LIMITED TO ANY PENDING LITIGATION

1. Pursuant to Texas Government Code §§ 551.071 and 551.0821, consultation with school attorney regarding pending litigation and possible settlement of Student v. Boerne Independent School District, Before a Special Education Hearing Officer for the State of Texas; Docket No. 112-SE-0114.

III. OPEN SESSION

Alan Rich announced the Board would reconvene in Open Session at approximately 6:34 p.m. A quorum was re-established with Bob Ogle rejoining the meeting:

A. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

Principals lead those present in the Pledge of Allegiance to the American and Texas flags during student holiday and staff development day. A moment of silence was then observed.

B. APPROVAL OF AGENDA

**MOTION WAS MADE TO APPROVE THE AGENDA AS PRESENTED:
MOTION WAS SECONDED AND CARRIED BY ALL THOSE MEMBERS PRESENT.**

C. COMMENDATION OF STUDENTS, STAFF, AND COMMUNITY ACHIEVEMENTS

Board members received a student's original framed artwork in Appreciation for their service, presented by Superintendent and Director of Communications.

IV. CONSIDER ACTION, IF ANY, REGARDING ITEMS DISCUSSED IN CLOSED SESSION

Alan Rich announced the Board would proceed with motions for approval for those items discussed in Closed Session; Pursuant to Texas Government Code Chapter 551 of the Texas Open Meeting Act for the following purpose:

**MOTION WAS MADE THAT THE BOERNE ISD BOARD OF TRUSTEES AMEND THE EXISTING TWO YEAR TERM CONTRACT FOR KIMBERLY BERNY TO AN 11 MONTH CONTRACT FOR THE 2013/2014 SCHOOL YEAR:
MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.**

**MOTION WAS MADE THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A PROBATIONARY SPECIAL EDUCATION PROFESSIONAL CONTRACT TO THE FOLLOWING NEW HIRE FOR THE REMAINDER OF THE 2013/2014 SCHOOL YEAR:
MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.**

Denise Correa BISD

**MOTION WAS MADE THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A PROBATIONARY CONTRACT TO THE FOLLOWING NEW HIRES FOR THE REMAINDER OF THE 2013/2014 SCHOOL YEAR:
MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.**

Monica Arzola FES
Megan Limmer BMSS

A. Action if any regarding the contract of the Superintendent as submitted by the board.

**MOTION WAS MADE THAT THE BOARD OF TRUSTEES APPROVE SUPERINTENDENT GOALS AND THE CONTRACT OF THE SUPERINTENDENT UPON THE TERMS AND PROVISIONS AGREED UPON BY THE BOARD AND THAT THE CONTRACT BE POSTED PUBLICLY AS REQUIRED BY LAW.
MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.**

- B. Consideration and possible action with regard to land for new campuses and negotiated contracts with various firms.

MOTION WAS MADE FOR THE BOARD TO AUTHORIZE THE SUPERINTENDENT TO NEGOTIATE, FINALIZE AND EXECUTE THE ESPERANZA SCHOOL TRACT AGREEMENT WITH LOOKOUT BOERNE HOLDINGS, L.P. ON BEHALF OF THE DISTRICT BASED UPON THE TERMS REVIEWED AND APPROVED. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

- C. Consideration and possible action concerning pending litigation and possible settlement of Student v. Boerne Independent School District, Before a Special Education Hearing Officer for the State of Texas; Docket No. 112-SE-0114..

MOTION WAS MADE TO ACCEPT THE RECOMMENDATION OF THE SUPERINTENDENT AND THE SCHOOL'S ATTORNEY AND DIRECT THE SUPERINTENDENT AND THE SCHOOL'S ATTORNEY TO PROCEED AS DISCUSSED IN CLOSED SESSION CONCERNING STUDENT V. BOERNE INDEPENDENT SCHOOL DISTRICT, BEFORE A SPECIAL EDUCATION HEARING OFFICER FOR THE STATE OF TEXAS; DOCKET NO. 112-SE-0114. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

V. COMMENTS FROM VISITORS NONE OFFERED

VI. UNFINISHED / NEW BUSINESS

- A. CONSIDER FACILITIES ISSUES INCLUDING COMING PLANNED ACTIVITIES, APPROVAL OF BIDS AND BID PACKETS for DISTRICT-WIDE BUILDING PROGRAM AND OTHER DECISIONS ASSOCIATED WITH THE BUILDING PROGRAM: Including but not limited to any actions concerning facilities upgrades, re-building and design/construction decisions resulting from present and past building programs initiated by the district.

1. Consider approval of the schematic design for BISD Athletic Stadium Support Facility at Boerne High School Campus

MOTION TO APPROVE THE SCHEMATIC DESIGN FOR THE STADIUM SUPPORT FACILITIES TO BE INCLUDED IN PHASE 1 WORK AT BOERNE HIGH SCHOOL ATHLETIC COMPLEX. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

2. Consider approval of the revised schematic design and proposed building elevations for Boerne Middle School South.

MOTION FOR APPROVAL OF THE REVISED SCHEMATIC DESIGN FOR THE BOERNE MIDDLE SCHOOL SOUTH PROJECT. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

3. Consider approval of a change order to the District-Wide Security Phase I project for Fair Oaks Ranch Elementary School office reconfiguration.

MOTION FOR APPROVAL OF THE CHANGE ORDER FOR THE FAIR OAKS RANCH ELEMENTARY SCHOOL OFFICE RECONFIGURATION TO THE DISTRICT-WIDE SECURITY PHASE I PROJECT. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

4. Consider approval of the "Guaranteed Maximum Price," or GMP, for the Transportation/Warehouse addition/parking lot and Champion High School parking lot and sidewalk.

MOTION FOR APPROVAL OF THE GMP AS SUBMITTED BY BARTLETT COCKE GENERAL CONTRACTOR FOR THE TRANSPORTATION/WAREHOUSE ADDITION/PARKING LOT AND CHAMPION HIGH SCHOOL PARKING LOT AND SIDEWALK. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

5. Consider approval of the recommended vendors for District Wide Automatic Temperature Controls Systems.

MOTION TO APPROVE THE VENDOR SELECTION OF AUTOMATIC LOGIC (ALC) AND OPENTECH CONTROLS FOR THE DISTRICT'S AUTOMATED CONTROL SYSTEMS.

MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

- B. CONSIDER APPROVAL OF TASB UPDATE 98 LOCAL AT FIRST READING

Board will consider approval at its second reading of Update 98 Local.

- C. CONSIDER APPROVAL OF AMENDMENT TO POLICY FNG LOCAL

PROPOSED MOTION:

Board will reconsider approval at a later date with revisions.

- D. CALL SCHOOL BOARD ELECTION FOR MAY 10, 2014

A MOTION WAS MADE FOR THE BOERNE ISD BOARD TO APPROVE AND ADOPT:

- the Election Order, as presented, to hold a General Election for Places 6 and 7 for the Board of Trustees on Saturday, May 10, 2014 specifying the place and times for Early Voting and for mailing ballots;
- designating 5:00 p.m. on Friday, February 28, 2014 as the Filing Deadline;
- Authorizing Marcia Leach, Election Administrator to enter into a joint election agreement with Kendall County Elections for the Election of May 10, 2014.
- That Ms. Staci Decker, Kendall County Election Administrator be appointed the Early Voting Clerk.

MOTION SECONDED;

MOTION WAS CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

VII. MONTHLY REPORTS / HEARINGS

The following items are reports and are generally not action items – although some exceptions occur. Board members may choose to take action with regard to the specific items listed.

- A. SUPERINTENDENT'S REPORTS: Oral-The superintendent may update the Board on recent developments linked directly or indirectly to Board/Superintendent Calendar Year Goals in the following categories

Presenter: David Stelmazewski

1. The Superintendent Report included all superintendent activity relative to Board / Superintendent Goals for the period December 3, 2013 through January 20, 2014.

Mr. Stelmazewski then presented the State of the District highlighting the following key points

- 2013-2016 Strategic Plan
- 2013 Goals for Curriculum and Instruction
- 2013 Accountability Ratings where all campuses “Met Standard” the Highest Ranking under the new TEA Ratings
- 2012-13 End of Course Passing Percentages with BISD ranking well above State averages as well as above other area districts.
- STARR, SAT / ACT and Advanced Placement Results
- An update on BISD 2013 Bond Progress with all projects moving slightly ahead or on schedule.

B. CONDUCT PRESENTATION / PUBLIC HEARING OF THE TEA TEXAS ACADEMIC PERFORMANCE REPORT

Mr. Stelmazewski then conducted the annual public hearing of the (TAPR) Texas Academic Performance Report (formerly known as the Academic Excellence Indicator System (AEIS) report. The new reporting tool provides information on the performance of students in each school and district in Texas, with extensive data on school and district staff, programs and student demographics. Differences from prior reporting are the STAAR Testing Proficiency and Progress Measures; the inclusion of two new postsecondary indicators and the replacement of financial profile section with a direct link to 2011-12 Financial Actual Reports. Additionally, Mr. Stelmazewski discussed the District Improvement Plan for 2013-14 and TAPR Campus Objectives.

The Safe and Drug Free Schools and Community Report, submitted by Marcy Voss, Federal Programs Coordinator, was presented to the board with an opportunity for any questions.

1. Texas Academic Performance Report
2. District Improvement Plan
3. TAPR Campus Objectives
4. Safe and Drug Free Schools and Community Report

C. RECEIVE MONTHLY FINANCIAL REPORT FROM THE BISD BUSINESS OFFICE AND BOARD ACTION ON FINANCIAL MATTERS DIRECTLY RELATED TO THOSE REPORTS (INCLUDING TAX COLLECTION REPORT, DONATIONS and BUDGET AMENDMENTS)

Mr. Revell presented the monthly financial reports including Tax collections, Donations and Budget Amendments and requested board acceptance of the addition of 2 local investment firms to those the district currently does business with. Mr. Revell also noted with appreciation the significant amount of donations received from the community totaling close to \$50,000 over the past month.

MOTION MADE FOR BISD TO ACCEPT THE ADDITIONS TO THE INVESTMENT FIRMS; BUDGET AMENDMENTS BE APPROVED AND DONATIONS ACCEPTED AS PRESENTED.

MOTION SECONDED;

MOTION WAS CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

D. REPORTS FROM BOARD MEMBERS - Including But Not Limited To Any Activities In Connection With The Board Appointed Sub-Committees For Salary/Benefits/Budget, Transportation/Safety, Superintendent Evaluation, Audit Oversight, Communications, Facilities Planning, Workforce Readiness, Hispanic Advisory, etc., Board Training and the Development of Board Operating Procedures

Board Members provided updates on their recent participation at their Annual TASA/TASB Conference and any developments within their subcommittees.

Presenter: Board President

Richard Elkins reported that the *Special Education Committee* would be meeting in February, and with a subcommittee in process of setting goals and objectives.

Alan Rich reported the Budget Committee had met and of primary concern is the uncertainty of TRS decisions about employee insurance benefits. The committee would meet again Feb. 6th.

Ernie Pyles reported on the recent Superintendent Evaluation process and thanked the collective board members for input in restructuring the evaluation process with work done in workshops that took place during the fall.

Ernie and Alan also complemented the facilities and bond staff and Craig Radtke for the significant work completed toward securing campus entries and campus security in general.

VIII. CONSENT AGENDA

The consent agenda provides the opportunity for the board to act quickly and collectively on routine matters so that valuable meeting time is preserved for other issues.

A MOTION WAS MADE TO APPROVE ALL ITEMS, AS PRESENTED, ON THE CONSENT AGENDA;
MOTION SECONDED;
MOTION WAS CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR.

- A. APPROVE CHANGES AND CORRECTIONS TO 2013 TAX ROLL
- B. APPROVE CHANGES AND CORRECTIONS TO TAX ROLLS FOR OTHER YEARS
- C. CONSIDER REQUESTS FOR TAX REFUND AND WAIVER OF PENALTIES AND INTEREST
- D. APPROVE METHOD OF PURCHASE, VENDOR SELECTION, PROPOSALS, AND/OR PRICES BASED ON DISTRICT ADMINISTRATION RECOMMENDATIONS

Propose Action:

That BISD approve the specific recommendations of the administration with regard to the attached Bond Fund (613) Purchases and those which may exceed the \$50,000 aggregated limit for 2013-2014; Approval of Vendor Selection, Contract Extensions, method of purchase, acceptance of recommended bid/proposal and price - as contained in the board packet.

Presenter: Bruce Revell

- E. APPROVAL OF MINUTES FROM OCTOBER 21, NOVEMBER 18, AND DECEMBER 2, 2013 MEETINGS

Presenter: Marcia Leach

IX. FUTURE BUSINESS ITEMS

FEBRUARY 6, 2014 Board Candidate Workshop

FEBRUARY 24, 2014 Regular Meeting

Announce Annual Trustee Training Hours Achieved

Consider any matters incident to conducting the Election - May 10, 2014

Consider any TEA Waiver recommendations

MARCH 24, 2014 REGULAR MEETING

Contract Decisions on Administrators

Consider any matters incident to conducting the Election - May 10, 2014

APRIL 21, 2014

Contract Decisions for teachers/other professionals

Consider any matters incident to conducting the Election - May 10, 2014

Presenter: Board President

XII. ADJOURNMENT

There being no further business a motion was made to adjourn at approximately 9:35 pm.
Motion was seconded and carried with all those present voting for.

APPROVED: -----May 29, 2014-----

PRESIDENT: _____

SECRETARY: _____