

Minutes of Regular Meeting
May 16, 2016
The Board of Trustees
Boerne Independent School District

A Regular Meeting of the Board of Trustees of Boerne Independent School District was held Monday, May 16, 2016, beginning at 5:00 PM in the Administration Building, 123 West Johns Road, Boerne, TX 78006-2023.

I. ESTABLISH QUORUM

The Board President ensures that a minimum of four board members are present.
The President then states, for the record, the names of those present and those absent.

Board President Dale Adams
Vice President Donna Sharp
Secretary Maritza Gonzalez-Cooper
Members: Carlin Friar, Alan Rich, Rich Sena
Harry Lees was not in attendance.

II. CLOSED SESSION

Dale Adams announced, at approximately 5:01 pm, in addition to any items listed that may be appropriately discussed in a Closed Session, the board will now 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
 - 2. APPOINTMENTS
 - 3. DISCUSSION OF PERSONNEL PERFORMANCE
 - 4. DISCUSSION AND APPROVAL OF ANY STAFFING RECOMMENDATIONS FOR UPCOMING SCHOOL YEAR
- B. DISCUSSION OF NEGOTIATED CONTRACTS OR AGREEMENTS FOR PROSPECTIVE GIFTS OR DONATIONS (551.073)
- C. 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)
- D. CONSULTATION WITH PRIVATE ATTORNEY ON MATTERS PERTAINING BUT NOT LIMITED TO ANY PENDING LITIGATION
 - 1. Pursuant to Section 551.071 of the Texas Govt. Code, consultation with the District's attorney regarding pending litigation in Cause No. SA:15-CV-01146-DAE; Zachary D. Bickford vs. Boerne ISD, In the United States District Court for the Western District of Texas, San Antonio Division.

III. OPEN SESSION

Dale Adams announced the Board would reconvene in Open Session at approximately 6:30 p.m.

- A. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE
BHS, CHS students led those present in the Pledge of Allegiance to the US and Texas flags, and then a moment of silence was 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

Mrs. Sandi Killo, Principal of Fair Oaks Ranch Elementary was recognized for her service to the district and students upon her retirement at the end of this school year.

In addition the following student groups and individual students were recognized for their achievements:

- BHS Theatre Students
- Middle School North State History Day students
- Middle School South State History Day students
- The BHS Choir
- The CHS Choir
- The BHS Academic UIL Team
- The CHS Academic UIL Team
- The CHS Band
- The BHS Track Team
- The CHS Girls Track Team
- The CHS Golf Team
- The BHS Tennis Team

Also included, students district-wide were recognized by the VFW for their achievements in the Voice of Democracy / Patriots Pen Essay Competition/ Certificates and scholarship awards were distributed.

D. CONSIDERATION AND APPROVAL OF A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION; AND OTHER MATTERS IN CONNECTION THEREWITH;

**MOTION WAS MADE BY TRUSTEE MARITZA GONAZLEZ-COOPER THAT THE BOERNE ISD BOARD OF TRUSTEES ADOPT A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION HELD MAY 7, 2016, AS PRESENTED BY STACI DECKER, THE ELECTION OFFICIAL FOR KENDALL COUNTY ELECTIONS; AND SECONDED BY TRUSTEE DONNA SHARP.
MOTION WAS CARRIED BY ALL THOSE MEMBERS PRESENT.**

Proposition Results	FOR	AGAINST
Early Votes	2957	1042
Provisional Votes	6	0
Election Day Votes	528	220
TOTAL	3491 (73.45 %)	1262 (26.55%)

E. CANVASS ELECTION RETURNS FROM MAY 7, 2016 SPECIAL ELECTION TO FILL A VACANCY

**MOTION WAS MADE THAT THE BOERNE ISD BOARD OF TRUSTEES ACCEPT AND CERTIFY RESULTS OF THE SPECIAL TRUSTEE ELECTION TO FILL THE VACANCY IN PLACE 2, AS REPORTED BY STACI DECKER, THE PRESIDING KENDALL COUNTY ELECTION OFFICIAL. JOE TIDWELL WAS CERTIFIED AS THE NEW TRUSTEE FOR PLACE 2.
MOTION WAS SECONDED; MOTION WAS CARRIED BY ALL THOSE MEMBERS PRESENT.**

CANDIDATE PLACE 2	JOE TIDWELL	PETE RAMOS	DOUG HODO SR.
Early Votes	1244	393	1251
Paper Votes	235	119	235
Election Day Votes	128	25	61
TOTAL	1607	537	1547

F. ADMINISTER THE OATH OF OFFICE TO ELECTED BOARD MEMBERS

Kendall County Judge Darrell Lux administered the Oath of Office for two unopposed board members, Dale Adams and Maritza Gonzalez-Cooper and newly elected member Joe Tidwell.

G. CONDUCT ANNUAL RE-ORGANIZATION OF BOARD for the purposes of electing President, Vice President and Secretary.

The Superintendent conducted the Election and Reorganization of Board Officers.

Alan Rich nominated the following slate of officers from the Board: Donna Sharp, as Board President, Rich Sena, as Board Vice President and Carlin Friar as Board Secretary.

MOTION WAS MADE TO ACCEPT THE SLATE OF OFFICERS AS NOMINATED; MOTION WAS SECONDED AND CARRIED UNANIMOUSLY BY ALL THOSE MEMBERS PRESENT.

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

The board then took action on the following Closed Session items presented by Carlin Friar:

MOTION FOR APPROVAL THAT THE BOARD OF TRUSTEES ACCEPT RESIGNATIONS AND RETIREMENTS ACCORDING TO THE TERMS AND CONDITIONS STATED;

MOTION FOR APPROVAL THAT THE BOARD OF TRUSTEES OFFER A ONE YEAR CERTIFIED ADMINISTRATOR PROBATIONARY CONTRACT TO THE LISTED ADMINISTRATIVE EMPLOYEE FOR THE 2016/2017 SCHOOL YEAR ON THE TERMS AND CONDITIONS AS DETERMINED BY THE SUPERINTENDENT;

MOTION FOR APPROVAL THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A ONE YEAR PROBATIONARY CONTRACT TO THE LISTED NEW HIRES FOR THE 2016/2017 SCHOOL YEAR;

MOTION FOR APPROVAL THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A ONE YEAR TERM CONTRACT TO THE LISTED EMPLOYEE FOR THE 2016/2017 SCHOOL YEAR;

MOTION FOR APPROVAL THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A ONE YEAR PROBATIONARY DUAL ASSIGNMENT CONTRACT TO THE LISTED NEW HIRE FOR THE 2016/2017 SCHOOL YEAR;

MOTION FOR APPROVAL THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A ONE YEAR PROBATIONARY CERTIFIED COORDINATOR CONTRACT TO THE LISTED NEW HIRE FOR THE 2016/2017 SCHOOL YEAR;

MOTION FOR APPROVAL THAT THE BOERNE ISD BOARD OF TRUSTEES OFFER A ONE YEAR PROBATIONARY CERTIFIED ADMINISTRATOR CONTRACT TO THE LISTED NEW HIRE FOR THE 2016/2017 SCHOOL YEAR;

MOTIONS WERE SECONDED AND CARRIED BY ALL THOSE MEMBERS PRESENT

A. Consider and take possible action regarding Cause No. SA:15-CV-01146-DAE; Zachary D. Bickford vs. Boerne ISD, In the United States District Court for the Western District of Texas, San Antonio Division

THE BOARD PRESIDENT STATED SHE WOULD ENTERTAIN A MOTION TO CONSIDER AND TAKE POSSIBLE ACTION REGARDING CAUSE NO. SA:15-CV-01146-DAE; HEARING NO MOTION – THE BOARD WOULD TAKE NO ACTION.

V. COMMENTS FROM VISITORS

Mr. Jerry Lamping congratulated the board on a successful bond election and also spoke on the topic of the CHPS design program for the new Fabra campus.

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.

Jim Martin provided a brief update of the 2013 Fabra ES Bond project and overview of the brush clearing which is taking place on the Dietz Elkhorn campus site made possible by earned interest on the 2013 bond funds.

Mr. Martin then introduced the architectural firms of Pfluger / LPA who provided:

1. Presentation of a brief update on the Fabra construction process and the successful achievement of the CHPS compliance or Collaborative for High Performance Schools program.
2. Consider approval of Change Orders for Fabra Elementary School for School Zone Flasher Signs, Access Control Device and Intrusion Detection Devices;
MOTION MADE FOR APPROVAL OF THE CHANGE ORDER TO FABRA ELEMENTARY SCHOOL FOR THE (1) SCHOOL ZONE FLASHER SIGNS, (2) ACCESS CONTROL DEVICES AND (3) INTRUSION DETECTION DEVICES AS PRESENTED.
MOTION SECONDED and CARRIED WITH ALL THOSE MEMBERS VOTING FOR.
3. Consider adoption of a BISD “prevailing wage rate” for the 2016 Bond construction program;
MOTION MADE FOR THE ADOPTION OF THE CURRENT U.S. LABOR WAGE RATES FOR KENDALL COUNTY TO BE USED FOR THE 2016 BOND CONSTRUCTION PROJECTS.
MOTION SECONDED and CARRIED WITH ALL THOSE MEMBERS VOTING FOR.
4. Consider approval of the construction contracting delivery method for the 2016 Bond Program
MOTION MADE FOR THE BOARD TO SELECT THE “CONSTRUCTION MANAGER-AT-RISK METHOD” FOR SOLICITING AND SELECTING A GENERAL CONTRACTOR IN CONNECTION WITH THE 2016 BOND PROJECTS. FURTHERMORE, THE BOARD AUTHORIZES THE SUPERINTENDENT OR HIS DESIGNEE TO ESTABLISH THE SELECTION PROCESS AND CRITERIA FOR THE CONSTRUCTION MANAGER AT RISK.
MOTION SECONDED and CARRIED WITH ALL THOSE MEMBERS VOTING FOR.
5. Consider approval of various Engineers and Consultants for the 2016 Bond Program
MOTION MADE FOR THE BOARD APPROVE THE LISTED ENGINEERS AND CONSULTANTS AS QUALIFIED TO PROVIDE PROFESSIONAL SERVICES ON THE BASES OF DEMONSTRATED COMPETENCE AND QUALIFICATIONS FOR THE 2016 BOND PROGRAM.
MOTION SECONDED and CARRIED WITH ALL THOSE MEMBERS VOTING FOR
6. Consider selection and approval of professional program manager (Bond Manger) for the 2016 Bond Program.
MOTION MADE FOR THE BOARD SELECT JIM G. MARTIN, ENGINEER, PLLC, TO PROVIDE PROFESSIONAL PROGRAM MANAGEMENT SERVICES ON THE BASIS OF DEMONSTRATED COMPETENCE AND QUALIFICATIONS FOR THE 2016 BOND ISSUE AND AUTHORIZE THE SUPERINTENDENT TO NEGOTIATE A CONTRACT AT A FAIR AND REASONABLE PRICE AND TO EXECUTE THE CONTRACT ON BEHALF OF THE DISTRICT.
MOTION SECONDED and CARRIED WITH ALL THOSE MEMBERS 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 and including an Enrollment Update.

1. Mr. Stelmazewski provided brief comments in addition to his reports contained in the packet; thanking the community, members of the Long Range Facilities Planning Committee and staff for their overwhelming support of the school district.
Recognizing the AFJROTC for achieving Distinguished Unit Status (only 10% of 900 units world-wide achieve this level and BISD has now done so twice).
Also noted are efforts in legislative advocacy . . . the superintendents of ESC Region 20 met with Texas Education Commissioner Morath to exchange views & ideas on past & future legislation on school financing at the state level.
The superintendent took the opportunity to introduce the next Principal of FORES, Mr. Jamie Robinson to the board and those present in the audience.
2. Also contained in the agenda information is HB 5 student and community Self Evaluation Report. Schools and District are ranked at either 1 or 2 (recognized or exemplary).
3. John Atchison reported on the new BISD TV, an innovative Video Platform with great communications opportunities, and teacher Ben Houck provided demonstrations by morning broadcast student teams.

B. FEDERAL PROGRAMS REPORT

Marcy Voss presented the annual report on Federal Program funding and the proposed plan for expenditures.

MOTION FOR BISD TO PLAN FOR THE EXPENDITURE OF FEDERAL FUNDS AS RECOMMENDED BY THE ADMINISTRATION AND CONTAINED IN THE BOARD PACKET. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR

C. Dr. Holly Robles presented a report on the districts suicide prevention and response program, which she developed and which is gaining recognition in districts across the state as a model approach to student suicide presentation.

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

MOTION WAS MADE FOR BISD BOARD OF TRUSTEES TO APPROVE THE BUDGET AMENDMENTS AND ACCEPT THE DONATION AND TAX COLLECTION REPORTS AS PRESENTED. MOTION WAS SECONDED AND CARRIED WITH ALL THOSE MEMBERS PRESENT VOTING FOR

E. REPORTS FROM BOARD MEMBERS

Maritza Gonzalez-Cooper provided update on tremendous Rock-On success for this year;

Rich Sena provided update on legislative activities and work that is being done to forward the school district's position on simple, fair and efficient method of school financing.

Alan Rich provided update from the attached Budget Committee Report.

27 new positions added to staffing;

Final budget to be proposed in June to be based on 5% increase in appraised rates, 5% increase in # of students; 2% raise for teachers as well increase step up in insurance in the package – moving benefits a little past the median.

Carlin Friar reported on the last meeting of the Dyslexia/504/Special Ed Committee with praise on the general work of the committee from where it began and then meeting the needs defined in the external audit that was performed.

VIII. CONSENT AGENDA

Donna Sharp entertained a motion to pull any items out of Consent Agenda for separate consideration.

MOTION WAS MADE TO REMOVE, ITEM VIII. D. – SPIRIT & LOGO. FOR SEPARATE DISCUSSION AND ACTION.

MOTION WAS SECONDED AND CARRIED BY THOSE MEMBERS PRESENT.

MOTION WAS THEN MADE TO APPROVE ALL OTHER ITEMS, AS PRESENTED, ON THE CONSENT AGENDA, (WITH THE EXCEPTION OF ITEM VIII. D.).

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

MOTION WAS MADE TO APPROVE ITEM VIII. D.:

MOTION WAS SECONDED AND CARRIED FOR APPROVAL (6-1).

- A. APPROVE CHANGES AND CORRECTIONS TO 2015 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
- E. APPROVAL OF MINUTES FROM PRIOR MEETINGS - Regular Meeting, April 18, 2016

IX. FUTURE BUSINESS ITEMS

June 20, 2016

Hold Budget Hearing for Fiscal Year 2016-17 BISD Budget

Consider Approval of 2016-2017 Budget

Proposed Tax Rate Hearing

Consider any TEA Waivers

July - No Scheduled Meetings

August 15, 2016

Selection of TASB Convention Delegates

Staff Development

September 2, 2016

Board Team Building Retreat

X. CLOSED SESSION - FURTHER DELIBERATION OR ACTION, IF ANY REGARDING CLOSED SESSION ITEMS

XI. ADJOURNMENT

THERE BEING NO FURTHER BUSINESS, A MOTION TO ADJOURN WAS MADE AT APPROXIMATELY 9:48 P.M.

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

APPROVED: ----- AUGUST 15, 2016 -----

PRESIDENT: _____

SECRETARY: _____