MINUTES OF THE REGULAR MEETING BOARD OF EDUCATION HOUSTON INDEPENDENT SCHOOL DISTRICT

August 11, 2016

MEETING HELD - MEMBERS PRESENT

The Board of Trustees of the Houston Independent School District (HISD) held a Regular Meeting on August 11, 2016, beginning at 2:22 PM in the Board Services Conference Room of the Hattie Mae White Educational Support Center, 4400 West 18th St., Houston, TX 77092.

Attendee Name	Title	Status	Departed
Michael L Lunceford		Present	
Rhonda Skillern-Jones	Assistant Secretary	Present	7:24 pm
Wanda Adams	First Vice President	Present	7:24 pm
Anna Eastman		Present	7:24 pm
Greg Meyers		Present	
Harvin C. Moore		Present	
Manuel Rodriguez	President	Present	
Jolanda Jones	Secretary	Present	
Diana Davila	Second Vice President	Present	

ADJOURNMENT TO EXECUTIVE SESSION 2:22 PM

The Board adjourned to closed or executive session under Section D of Chapter 551 of Texas Government Code, Open Meetings Act, Subsections 551.071, 551.072, 551.073, 551.074, 551.076, 551.082, 551.083, and 551.084 for the purposes stated in the notice of this meeting. If any final action, vote or decision on any matter considered in the closed session shall be required, such final action, vote or decision shall be taken at the open meeting covered by this notice upon the reconvening of this public meeting or at a subsequent meeting of the Board upon notice thereof.

RECONVENED IN OPEN SESSION IN THE BOARD AUDITORIUM 5:18 PM

MEDITATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Cadet Major Eva Escoto is the Executive Officer for the JROTC Battalion at Scarborough High School. She will lead the Pledge of Allegiance and the salute to the Texas Flag. Cadet Escoto has a 4.0 GPA and is ranked in the top 5 percent of her senior class. She has excelled in JROTC, academics and community support activities as demonstrated by membership in the Futures Academy, National Honor Society, and Varsity Soccer team and as the Commander of the Scarborough High School drill team. Following graduation Cadet Escoto aspires to attend Texas A&M University and major in Electrical Engineering.

SPECIAL RECOGNITIONS

1) August Employee of the Month

<u>Paula Baker-Thomas</u>, administrative assistant at Young Women's College Preparatory Academy (YWCPA).

2) <u>UIL Department Recognition</u>

Don Hernandez, UIL Manager, introduced the winners from Carnegie Vanguard High School and Lamar High School for their achievements.

A. <u>SUPERINTENDENT'S PRIORITY ITEMS</u>

A-1. Approval Of Personal Services Performed By The Superintendent, Including Speaking Engagements, Panel Discussions, Workshops, Etc., In Accordance With Texas Education Code Section 11.201(E)

There will be no action concerning the above items.

B. BOARD OF EDUCATION

B-1. Reports and comments from the Board president and Board members regarding meetings and conferences attended, schools visited, community and district activities, new initiatives, education programs, and continuing education.

There will be no action concerning the above items.

B-2. Endorsement Of The Candidacy Of Carla Mills Windfont For Election As A Texas Association Of School Boards Director From Region 4 Position A

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

- B-3. Call Schoolhouse Election On November 8, 2016, For Houston Independent School District Action On Texas Education Code Chapter 41 Status, Approve Election Order And Grant Authority To Negotiate, Execute And Amend Related Contract And Agreements Revised
 - Order For Texas Education Code Chapter 41 Election

RESULT: APPROVED [UNANIMOUS]

MOVER: Greg Meyers

SECONDER: Diana Davila, Second Vice President

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

B-4. Discuss And Consider Options And Possible Action To Fill Vacancy On Board Of Education, Including Appointment Or Calling A Special Election, And Receive Legal Advice Regarding Requirements Of Law And Options Regarding Filling Vacancy - New

Order Of Trustee Election

On motion by Mr. Meyers, seconded by Ms. Davila, the recommendation that the Board approve filling the vacancy in Trustee District VII created by Mr. Moore's resignation by ordering a Special Election for November 8, 2016 for the unexpired term and authorize the Superintendent to negotiate, execute and amend contracts and agreements needed to carry out the election process effective August 11, 2016 was approved.

RESULT: APPROVED [UNANIMOUS]

MOVER: Greg Meyers

SECONDER: Diana Davila, Second Vice President

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

B-5. Adoption Of Resolution To Support Operation Of A School Bus Safety/Stop Arm Enforcement Program - *Withdrawn*

RESULT: WITHDRAWN PRIOR TO MEETING

C. <u>CLOSED SESSION</u>

C-1. Personnel

- a. Deliberate the duties of the superintendent of schools, chief officers, assistant superintendents, principals, employees, chief audit executive, and board members; evaluations of the superintendent and chief audit executive, consideration of compensation, and contractual provisions.
- b. Consider and approve proposed appointments, reassignments, proposed terminations, terminations/suspensions, contract lengths, proposed nonrenewals, renewals, and resignations/retirements of personnel including teachers, assistant principals, principals; proposed termination of Robert Gasparello, Principal, Sharpstown High School; chief officers, assistant superintendents, chief audit executive, and other administrators; and, if necessary, approve waiver and release and compromise agreements.

On motion by Ms. Adams, seconded by Ms. Jones, the recommendation that the Board approve proposed terminations of probationary, term and certified performance contracts, approve separation and release agreements, and withdraw recommendation and approve separation and release agreement as discussed in closed session, effective August 11, 2016 was approved with a 9-0-0 vote.

On motion by Ms. Adams, seconded by Ms. Eastman, the recommendation that the Board approve the proposed termination of Robert Gasparello, Sharpstown High School Principal, as discussed in closed session, effective, August 11, 2016 was approved with an 8-0-1 vote. Mr. Meyers abstained.

On motion by Ms. Adams, seconded by Ms. Jones, the recommendation that the Board find no good cause for educators to resign or abandon employment contracts without District consent under Texas Education Code, Sections 21.105(c), 21.160(c) or 21.210(c) as discussed in closed session, effective August 11, 2016 was approved with an 8-0-1 vote. Ms. Adams abstained.

- c. Discussion of Superintendent of Schools applicants
- d. Hear complaints against and deliberate the duties of public officers or employees and resolution of same.
- e. Discuss status of contract and related employment discussions regarding finalist for Superintendent of Schools.

C-2. Legal Matters

- Matters on which the district's attorney's duty to the district under the Code of Professional Responsibility clearly conflicts with the Texas Open Meetings Law
- b. Pending or contemplated litigation matters and status report
- c. Ratification of authority to file suit against the Texas Attorney General's Office in the matters of Houston Independent School District v. Ken Paxton, Attorney General for the State of Texas, Cause No. D-1-GN-16-002858, in the 250th Judicial District Court of Travis County, Texas; and, Houston Independent School District v. Ken Paxton, Attorney General for the State of Texas, Cause No. D-1-GN-16-002610, in the 53rd Judicial District Court of Travis County, Texas

On motion by Ms. Adams, seconded by Ms. Jones, the recommendation that the Board ratify authority to file suit in Houston ISD vs. Paxton, Attorney General of Texas, Cause No. D-1-GN-16-002858, 250th District Court, Travis County, and Cause No. D-1-GN-16-002610, 53rd District Court, Travis County as discussed in closed session with legal counsel, effective August 11, 2016 was approved.

RESULT: APPROVED [7 TO 1]

MOVER: Wanda Adams, First Vice President

SECONDER: Jolanda Jones, Secretary

AYES: Lunceford, Skillern-Jones, Adams, Moore, Rodriguez, Jones, Davila

NAYS: Eastman ABSTAIN: Meyers

d. Consideration of status and deliberate authority to settle in the matters of Ca. No. 15-20297; Caleb, et al. v. Grier, et al., in the United States Court of Appeals for the Fifth Circuit, Houston Division; Cause No. 01-15-00285-CV; Anderson, et al., v. Grier; in the Court of Appeals for the First Judicial District of Texas

There will be no action concerning the above items.

 Consideration and authority to settle in the matter of Adalberto Guzman v. HISD; in the 11th Judicial District Court, Harris County, Texas; Cause No. 2015-31286

On motion by Ms. Adams, seconded by Ms. Jones, the recommendation that the Board approve authority to settle in Guzman vs. HISD, 11th District Court, Harris County, Cause No. 2015-31286 as discussed in closed session with legal counsel, effective August 11, 2016 was approved.

RESULT: APPROVED [8 TO 0]

MOVER: Wanda Adams, First Vice President

SECONDER: Jolanda Jones, Secretary

AYES: Lunceford, Skillern-Jones, Eastman, Meyers, Moore, Rodriguez, Jones,

Davila

ABSTAIN: Adams

f. Legal advice regarding bus camera proposal

There will be no action concerning the above items.

g. Consideration and approval of the Settlement Agreement and Full and Final Release From Liability in the matter of Christina Norman a/n/f J. N. and Lorenzo and Christina Norman, Individually v. Houston Independent School District; in the U. S. District Court for the Southern District of Texas, Houston Division; Civil Action No. 4:14-CV-02398

On motion by Ms. Adams, seconded by Ms. Eastman, the recommendation that the Board reject the proposed settlement agreement and full and final release in Christina Norman a/n/f J.N. and Lorenzo and Christina Norman, U.S. District Court, Southern District, Civil Action No. 4:14-CV-02398 as discussed in closed session with legal counsel, effective August 11, 2016 was approved.

RESULT: APPROVED [8 TO 0]

MOVER: Wanda Adams, First Vice President

SECONDER: Anna Eastman

AYES: Lunceford, Skillern-Jones, Eastman, Meyers, Moore, Rodriguez, Jones,

Davila

ABSTAIN: Adams

Consideration and discuss concerning review of Attorney General requests

 Consideration and authority to settle the subrogation lien of Filemon Gonzales against John Hatem and Amica Mutual Insurance for workers' compensation benefits; Amica Mutual Insurance claim number 60001149495

On motion by Ms. Adams, seconded by Ms. Jones, the recommendation that the Board approve settlement authority for subrogation lien of Gonzalez against Hatem and Amica Mutual Insurance Co. for workers compensation, claim number 60001149495, as discussed in closed session with legal counsel, effective August 11, 2016 was approved.

RESULT: APPROVED [8 TO 0]

MOVER: Wanda Adams, First Vice President

SECONDER: Jolanda Jones, Secretary

AYES: Lunceford, Skillern-Jones, Eastman, Meyers, Moore, Rodriguez, Jones,

Davila

ABSTAIN: Adams

 Consideration and approval of the Texas Department of Insurance Consent Order 11224

On motion by Ms. Adams, seconded by Ms. Davila, the recommendation that the Board approve the Texas Department of Insurance Consent Order 11224 as discussed in closed session with legal counsel, effective August 11, 2016 was approved.

RESULT: APPROVED [8 TO 0]

MOVER: Wanda Adams, First Vice President SECONDER: Diana Davila, Second Vice President

AYES: Lunceford, Skillern-Jones, Eastman, Meyers, Moore, Rodriguez, Jones,

Davila

ABSTAIN: Adams

- k. Status report and discussion in the matter of Fort Bend Mechanical, LTD. v. Houston Independent School District; in the 151th Judicial District Court for Harris County, Texas; Cause No. 2014-27508
- Consideration and approval of settlement and release agreement for Jill B. Gumbs, Principal, Gross Elementary School

On motion by Ms. Adams, seconded by Ms. Jones, the recommendation that the Board approve proposed terminations of probationary, term and certified performance contracts, approve separation and release agreements, and withdraw recommendation and approve

separation and release agreement as discussed in closed session, effective August 11, 2016 was approved with a 9-0-0 vote.

C-3. Real Estate

D. <u>ACADEMIC SERVICES</u>

- D-1. Approval of Current And Anticipated Donations For Districtwide And School-Specific Programs And Authorization To Negotiate, Execute, And Amend Necessary Contracts Associated With These Donations
 - Attachment For Approval Of Donations

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

- D-2. Acceptance Of Grant Funds In Support Of Districtwide And School-Specific Programs And Authorization To Negotiate And Execute Contracts Required Under The Grants
 - Attachment For Acceptance Of Grants
 - Detailed Budget: Texas 21st Century Community Learning Centers, Cycle 9, Year 1
 - Detailed Budget: Harris County Department Of Education 2016–2017 CASE For Kids Partnership Project Grants
 - Detailed Budget: U.S. Health And Human Services Centers For Disease Control And Prevention (CDC)
 - Detailed Budget: Arabic Immersion Grant
 - Detailed Budget: Blackshear TTIPS Cycle 4 Year 2
 - Detailed Budget: Sterling TTIPS Cycle 4 Year 2

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
Michael L. Lyperford

SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

D-3. Authority To Negotiate And Execute Renewal Agreements With Community Agencies And/Or Educational Service Providers For Appraisal And Related, Instructional, And/Or Consultant Services For Students With Disabilities For School Year 2016–2017

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

- D-4. Authority To Renew Partnerships With Avance-Houston, Inc.; Gulf Coast Community Services Association; Harris County Department Of Education; And Neighborhood Centers, Inc., For Head Start Prekindergarten Collaborative Programs
 - Head Start Collaboratives 2016–2017 And In-Kind Budget

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

E. <u>SCHOOL OFFICES</u>

E-1. Contract With The Region IV Service Center For Specialized Support And Services For Improvement Required Schools

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

F. STUDENT SUPPORT

F-1. Authority To Negotiate And Execute An Agreement Renewal With The Harris County Juvenile Board

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

F-2. Authority To Negotiate And Execute Contract Renewal With Certica Solutions

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

G. <u>HUMAN RESOURCES</u>

H. BUSINESS OPERATIONS

H-1. Approval To Establish Budgets And Authority To Negotiate, Execute, And Amend All Necessary Contracts Related To Improvements At James Burrus Elementary School

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

H-2. Authority To Negotiate, Execute, And Amend A Contract For The Improvement Of The Spark Park At Victor Hartsfield Elementary School

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

I. <u>FINANCE</u>

- I-1. Approval Of Consultant And Professional-Service Contracts
 - Consultant Requests

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

- I-2. Approval Of Vendor Awards For Purchases Over \$100,000 And Ratification Of Vendor Awards For Purchases Under \$100,000
 - Purchasing Requests

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

I-3. Approval Of Resolution Designating Employees Of The District To Act As Authorized Representatives For Financial Transactions At TexPool And Lone Star Pools

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

I-4. Approval Of 2017 Employee Medical Programs And Authority To Negotiate And/Or Renew Contracts With Service Providers

Speakers:

Wretha Thomas

Brendan Day
Cynthia Comier
Tracie Jackson
Lizzie Revels
Darren Bruton
Pam Williams
Shelley Kennedy
Angilena Green
Loretta Galaviz
Lisa Donohue
Gustavo Roldan
Corey Brooks
Ruby Carter

RESULT: FAILED [0 TO 9]

MOVER: Jolanda Jones, Secretary

SECONDER: Wanda Adams, First Vice President

NAYS: Lunceford, Skillern-Jones, Adams, Eastman, Meyers, Moore, Rodriguez,

Jones, Davila

- I-5. Approval Of Agreement With Men's Wearhouse Inc. For Foreign Trade Zone Status And Payment Of Taxes *Withdrawn*
 - Resolution And Ordinance

RESULT: WITHDRAWN PRIOR TO MEETING

I-6. Consider Approval Of Option 3: Agreement For The Purchase Of Attendance Credits From The State Related To Chapter 41 Recapture - Revised

RESULT: APPROVED [UNANIMOUS]

MOVER: Greg Meyers

SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

I-7. Approval Of An Interlocal Agreement With Central Texas Purchasing Alliance
Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

I-8. Authority To Negotiate And Execute A Contract With Ardusat

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

I-9. Authority To Negotiate And Execute Interlocal Agreements With The New York Department Of Education And Spring Branch Independent School District - Revised

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

I-10. Approval Of Payroll Reconciliation Process And Waiver Of Board Policy DEC(LOCAL), Compensation And Benefits: Leaves And Absences, And Related Policies And Procedures

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]

MOVER: Jolanda Jones, Secretary

SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

I-11. Approval Of Estimated Costs For The Renaming Of Schools - New

Speakers
Adrienne Murry

John Faulk Mark Schultz

RESULT: APPROVED [7 TO 2]

MOVER: Diana Davila, Second Vice President

SECONDER: Jolanda Jones, Secretary

AYES: Lunceford, Skillern-Jones, Adams, Moore, Rodriguez, Jones, Davila

NAYS: Eastman, Meyers

J. OTHER

J-1. Approval To Extend Agreement With Dun & Bradstreet For Hoover's Software - Revised

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

K. POLICY

K-1. Proposed Revisions To Board Policy DNA(LOCAL), Performance Appraisal: Evaluation Of Teachers—Second Reading

DNA(LOCAL), Second Reading

Approved by Consensus

RESULT: APPROVED [UNANIMOUS]
MOVER: Jolanda Jones, Secretary
SECONDER: Michael L Lunceford

AYES: Lunceford, Meyers, Moore, Rodriguez, Jones, Davila

ABSENT: Skillern-Jones, Adams, Eastman

L. <u>SUPERINTENDENT'S INFORMATION ITEMS</u>

- L-1. Board Monitoring Update: STAAR 3–8 Reading And Math Performance
 - BMS Scorecard
 - STAAR 3-8 Reading And Math Performance
- L-2. Debt Management Activity Report
 - Debt Activity Report

HEARING OF CITIZENS

- Rinette Sinclair
- Earnestine Mason
- Shirley Moore
- Amy Fan
- Jessica DeBoe
- Zoe Parker
- Jalesha Bass

Any supplemental information to Agenda Items may be found in the Meeting Folder of this date located in the Office of Board Services, Houston Independent School District.

- Amna Ali
- Sarah Becker
- Pamela Boveland
- Arthur Smith
- Koffey Smith
- Orell Fitzsimmons
- Carmen Thomas
- Sonja Justice
- Mindy Wilson

ADJOURNMENT

There being no further business, the meeting adjourned at 8:46 p.m.

MINUTES APPROVED

The foregoing minutes of the Regular Meeting of the Board of Education of the Houston Independent School District held on August 11, 2016 in the Board Auditorium of the Hattie Mae White Educational Support Center of the Houston Independent School District, 4400 West 18th Street, Houston, Texas, were duly approved at a special meeting held on September 6, 2016.

ATTEST

Manuel Rodriguez

Board of Education, President

Houston Independent School District

Jolanda Jones

Board of Education, Secretary

Houston Independent School District