

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

October 08, 2020

MEETING HELD - MEMBERS PRESENT

The Board of Education of the Houston Independent School District (HISD) held a Regular Meeting on October 8, 2020, beginning at 2:00 p.m. 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	Arrived	Departed
Sue Deigaard	District V Trustee and President	Present		
Wanda Adams	District IX Trustee, First Vice-President	Remote		
Judith Cruz	District VIII Trustee, Second Vice-President	Remote		
Patricia Allen	District IV Trustee, Secretary	Remote		
Dani Hernandez	District III Trustee, Assistant Secretary	Remote		
Elizabeth Santos	District I Trustee	Remote		
Kathy Blueford-Daniels	District II Trustee	Remote	5:02 PM	
Holly Maria Flynn Vilaseca	District VI Trustee	Remote		
Anne Sung	District VII Trustee	Remote		

ADJOURNMENT TO EXECUTIVE SESSION

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 at 2:00 p.m. 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 was required, such final action, vote or decision was 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.

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RECONVENED IN OPEN SESSION IN THE BOARD AUDITORIUM

Board President Deigaard called to order the regular meeting of the Board of Education of the Houston Independent School District at 5:00 p.m. and declared the board convened to consider matters pertaining to HISD as listed on the duly posted meeting notice.

ADJOURNMENT TO EXECUTIVE SESSION

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 at 5:26 p.m. 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 was required, such final action, vote or decision was 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

Board President Deigaard called to order the regular meeting of the Board of Education of the Houston Independent School District at 7:36 p.m. and declared the board convened to consider matters pertaining to HISD as listed on the duly posted meeting notice.

SUPERINTENDENT DISCUSSION ON INSTRUCTIONAL CONTINUITY

A. SUPERINTENDENT'S PRIORITY ITEMS

- 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)

B. TRUSTEE ITEMS

- B-1. Announcement Of Required Board Member Continuing Education

NO ACTION TAKEN – ANNOUNCEMENT ONLY

In accordance with Texas Administrative Code Chapter 61, Subchapter A, §61, an announcement as to the status of board members' continuing education must be made by the board president at the last regular board meeting before an election of trustees. Board Policy BBD(LOCAL), *Board Members: Training and Orientation*, states that the board president will annually announce the status of

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.

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each board member's continuing education at the last meeting before the district's regular uniform election date, even if an election is not scheduled or held.

The following board members have completed the Tier 1 orientation to the Texas Education Code and/or legal update, Tier 2 team-building training, Tier 3 annual continuing education and Evaluating and Improving Student Outcomes (EISO) training requirements:

- Trustee Blueford-Daniels
- Trustee Hernandez
- Trustee Allen
- Trustee Deigaard
- Trustee Flynn Vilaseca
- Trustee Sung
- Trustee Cruz
- Trustee Adams

The following board member is pending training requirements, and has until October 31, 2020, to complete those training requirements:

- Trustee Santos

RESULT:	REVIEWED
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B-2. Update From The Audit Committee Chair

RESULT:	REVIEWED
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B-3. Update From The Community Engagement Strategy Ad Hoc Committee Chair

Speakers:

- Allison Newport
- Rob Block
- Traci Riley
- Scott Parker
- Jackie Anderson
- Kendra Yarbrough
- Claudia Rios
- Dr. Pamela J. Boveland (registered for agenda items B-3 and I-5)
- Daniel Santos
- Josephine Lee
- Colleen Schmidt
- Karina Quesada-Leon
- Amanda McDonald
- Christina Quintero

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RESULT:	REVIEWED
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B-4. Update From The Police Function Ad Hoc Committee Chair

Speaker:

- Jon Garcia

RESULT:	REVIEWED
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B-5. Review And Discussion Of The Board Operating Procedures Manual

RESULT:	REVIEWED
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C. CLOSED SESSION

C-1. Personnel

- a. Deliberate the duties of the interim superintendent of schools, chief officers, assistant superintendents, principals, employees, chief audit executive, and board members; evaluations of the interim superintendent and chief audit executive, consideration of compensation, and contractual provisions.

On motion by Trustee Adams, with a second by Trustee Santos, the board approved the 2019–2020 superintendent evaluation process, timeline, and instrument on the terms discussed in closed session, effective October 9, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- 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, including Evangeline Campos, principal, Browning Elementary School, chief officers, assistant superintendents, and other administrators, and, if necessary, approve waiver and release and compromise agreements.

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On motion by Trustee Adams, with a second by Trustee Santos, the board approved the settlement and release agreement with Evangeline Campos, Principal, Browning Elementary School, on the terms discussed in closed session, effective October 9, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

On motion by Trustee Adams, with a second by Trustee Santos, the board approved a finding of no good cause for educators to resign or abandon employment contracts without district consent under Sections 21.105 (c), 21.160(c), or 21.210(c) of the Texas Education Code as discussed in closed session and authorized the interim superintendent or her designee to submit a written complaint to the State Board for Educator Certification (SBEC) to impose sanctions, effective October 9, 2020.

RESULT:	APPROVED [8 TO 1]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz
ABSTAIN:	Santos

On motion by Trustee Adams, with a second by Trustee Cruz, the board approved the balance of the closed session personnel agenda, including specifically, that the board approved separation and release agreements, that the board approved withdrawals of contract recommendations, and that the board approved issuance of final orders on contract terminations and nonrenewals, as discussed in closed session, effective October 9, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Judith Cruz, District VIII Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- c. Hear complaints against and deliberate the appointment, evaluation, and duties of public officers or employees and resolution of same.

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C-2. Legal Matters

- a. 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, including specifically any matter listed on this agenda and meeting notice
- b. Pending or contemplated litigation matters and status report.
- c. Update on federal law enforcement activity on February 27, 2020.
- d. Legal discussion and advice concerning House Bill 1842 (84th Leg., 2015), Senate Bill 1882 (85th Leg., 2017), and the district's options
- e. Receive legal advice concerning the Texas Education Agency special accreditation investigation and possible options.
- f. Legal discussion concerning *Houston ISD v. Texas Education Agency, et al.*, In the 459th Judicial District Court, Travis County, Texas, Cause No. D-1-GN-19-003695.
- g. Receive legal advice concerning terms of executive coach agreement.
- h. Consideration and possible action concerning the HISD-DAR Audit Report

On motion by Trustee Adams, with a second by Trustee Santos, the board authorized the board president and interim superintendent to sign and submit the safety and security audit to the Texas School Safety Center, as presented in closed session, effective October 9, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- i. Legal Update on Special Education Accreditation Investigation
- j. Consideration and authority to settle in the matter of *Terry Alleyne v. Houston Independent School District*; in the 133rd Judicial District Court, Harris County, Texas; Cause No. 2019-10893

On motion by Trustee Adams, with a second by Trustee Santos, the Board authorized the district to settle the matter of *Terry Alleyne v. Houston Independent School District*; in the 133rd Judicial District Court, Harris County, Texas; Cause No. 2019-10893, on the terms discussed in closed session, effective October 9, 2020.

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- k. Cause No. 2019-30627; *Farid Kamran Taghiyev. vs. Houston Independent School District*, In the District Court, Harris County, Texas, 80th Judicial District

On motion by Trustee Adams, with a second by Trustee Santos, the board authorized the district to settle Cause No. 2019-30627; *Farid Kamran Taghiyev. vs. Houston Independent School District*, In the District Court, Harris County, Texas, 80th Judicial District, on the terms discussed in closed session, effective October 9, 2020.

RESULT:	APPROVED [8 TO 1]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Allen, Cruz
ABSTAIN:	Hernandez

- l. Update in the matter of *Shaun Lee Babineaux v. HISD, et al.*; in the U. S. District Court for the Southern District of Texas; Civil Action No. 4:20-CV-02705
- m. Consideration and authority to settle the subrogation lien of Jane Haywood against Elias Salgado and United Automobile Insurance for Workers' Compensation Benefits; United Automobile Insurance Claim No. 0800182583001-Y45

On motion by Trustee Adams, with a second by Trustee Santos, the board authorized the district to settle the subrogation lien of Jane Haywood against Elias Salgado and United Automobile Insurance for Workers' Compensation Benefits; United Automobile Insurance Claim No. 0800182583001-Y45, on the terms discussed in closed session, effective October 9, 2020.

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RESULT:	APPROVED [8 TO 1]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Allen, Cruz
ABSTAIN:	Hernandez

- n. Consideration and authority to intervene in lawsuit and settle the subrogation lien of Sharon Petteway against Francisco Cecilio Caballero for workers' compensation benefits, Cause No. 2020-48027

On motion by Trustee Adams, with a second by Trustee Santos, the board authorized the district to intervene and settle the subrogation lien of Sharon Petteway against Francisco Cecilio Caballero for workers' compensation benefits, Cause No. 2020-48027, on the terms discussed in closed session, October 9, 2020.

RESULT:	APPROVED [8 TO 1]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Allen, Cruz
ABSTAIN:	Hernandez

C-3. Real Estate

- a. Sale
- b. Purchase
- c. Exchange
- d. Other
 - 1. Authority to negotiate, execute, and amend a field license agreement with Memorial Ashford Little League and Memorial Ashford Girls Softball Association for use of the athletic fields adjacent to the Ray Daily Elementary School site

On motion by Trustee Adams, with a second by Trustee Santos, the board authorized the interim superintendent or her designee to negotiate, execute, and amend a field license agreement with Memorial Ashford

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Little League and Memorial Ashford Girls Softball Association for use of the athletic fields adjacent to the Ray Daily Elementary School site, on the terms discussed in closed session, effective October 9, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Elizabeth Santos, District I Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

CONSIDERATION TO ACCEPT THE BALANCE OF THE AGENDA BY CONSENSUS

On motion by Trustee Cruz, with a second by Trustee Blueford-Daniels, the board approved the balance of the agenda, minus agenda items F-1 and I-5, by consensus.

RESULT:	APPROVED [6 TO 3]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Blueford-Daniels, Allen
NAYS:	Cruz, Deigaard, Hernandez

D. ACADEMIC SERVICES

- D-1. Approval Of Certified Appraisers For The Teacher Appraisal And Development System For School Year 2020–2021

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

E. SCHOOL OFFICES - NO ITEMS

F. STRATEGY AND INNOVATION

- F-1. Approval Of The Innovation Plan Committee Membership To Draft The Houston Independent School District's District Of Innovation Plan

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RESULT:	APPROVED [8 TO 1]
MOVER:	Elizabeth Santos, District I Trustee
SECONDER:	Anne Sung, District VII Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz
NAYS:	Santos

G. HUMAN RESOURCES

- G-1. Adoption Of Resolution To Waive Work Days Missed And To Pay Employees As A Result Of The August 26–27, 2020, And The September 22–23, 2020, District Closures

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- G-2. Consideration And Approval Of The University Of Houston–Downtown Memorandum Of Understanding for US PREP Membership

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

H. BUSINESS OPERATIONS

- H-1. Approval To Negotiate, Execute, And Amend A Construction Contract For The Mirabeau Lamar High School Agricultural Farm

Approved by Consensus

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- H-2. Approval To Negotiate, Execute, And Amend A Construction Contract For Auditorium And Sports Fields Improvements At Booker T. Washington High School

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- H-3. Authority To Negotiate, Execute, And Amend Interlocal Agreements With Lone Star College, Galena Park Independent School District, And New Caney Independent School District For Third-Party Testing Services

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

I. **FINANCE**

- I-1. Approval Of Vendor Awards For Purchases Over \$100,000 And Ratification Of Vendor Awards For Purchases Under \$100,000

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- I-2. 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

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.

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Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- I-3. Acceptance Of Grant Funds In Support Of Districtwide And School-Specific Programs And Authorization To Negotiate And Execute Contracts Required Under The Grants

Approved by Consensus

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Judith Cruz, District VIII Trustee
SECONDER:	Kathy Blueford-Daniels, District II Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

- I-4. Approval Of Resolution Adopting Tax Rate And Levying Ad Valorem Taxes For Tax Year 2020

On motion by Trustee Blueford-Daniels, with a second by Trustee Hernandez, the recommendation that the property tax rate be increased by the adoption of a tax rate of One Dollar and Thirteen and Thirty One One Hundredths cents per each One Hundred Dollars (\$1.1331), which is effectively a 5.71 percent increase in the tax rate; and, further that the Board of Education approve the Resolution and Ordinance adopting the tax rate and levy ad valorem taxes for the year 2020, as reflected in the Resolution, was approved unanimously.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kathy Blueford-Daniels, District II Trustee
SECONDER:	Dani Hernandez, District III Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz

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I-5. Approval Of The October General Fund Budget Amendment

RESULT:	APPROVED [8 TO 1]
MOVER:	Elizabeth Santos, District I Trustee
SECONDER:	Holly Maria Flynn Vilaseca, District VI Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Deigaard, Blueford-Daniels, Hernandez, Allen, Cruz
ABSTAIN:	Santos

J. **OTHER - NO ITEMS**

K. **POLICY - NO ITEMS**

L. **SUPERINTENDENT'S INFORMATION ITEMS - NO ITEMS**

HEARING OF THE COMMUNITY

- Isabella Vazquez
- Jacky Mullen
- Brenda Hernandez
- Shannon Langman
- Stephanie Gaskin
- Lucia Moreno
- Eli Woody
- Zach Moser
- Katherine Goodman
- Wayne Houle
- Louis A. Latimer
- Coretta Fontenot
- Alba Chavez Cruz
- Carmen Nuncio
- SisterMama Sonya
- Anthony I. Day
- Gertrude F. Hilty
- Christina Quintero
- Rhonda Skillern-Jones

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APPROVAL OF MINUTES

On motion by Trustee Adams with a second by Trustee Flynn Vilaseca, the board approved the minutes from the special meeting held on September 29, 2020, and the agenda review meeting held on October 1, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wanda Adams, District IX Trustee
SECONDER:	Holly Maria Flynn Vilaseca, District VI Trustee
AYES:	Adams, Flynn Vilaseca, Sung, Santos, Deigaard, Blueford-Daniels, Allen, Cruz, Hernandez

ADJOURNMENT

There being no further business, the meeting adjourned at 9:45 p.m.

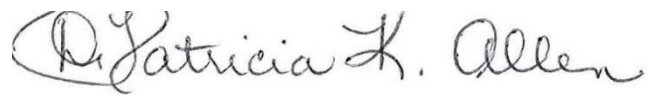
MINUTES APPROVED

The foregoing minutes of the Regular Meeting of the Board of Education of the Houston Independent School District held on October 8, 2020, 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 meeting held on November 1, 2020.

ATTEST



Sue Deigaard
Board of Education, President
Houston Independent School District



Dr. Patricia K. Allen
Board of Education, Secretary
Houston Independent School District