

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES

Notice is hereby given that a meeting of the Board of Trustees of the Hays Consolidated Independent School District will be held on June 24, 2019 beginning at 5:30 PM at Jack C. Hays High School, 4800 Jack C. Hays Trail, Buda, Texas 78610.

If during the course of the meeting, discussion of any item on the agenda should be held in a closed session, the Board will adjourn to a closed session in accordance with the Texas Open Meetings Act, Texas Government Code Section 551, Subchapters D and E or Texas Government Code Section 418.183(f). Before any closed session is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions or decisions will be taken in open meeting. Policy BEC Legal attached.

The subjects to be discussed, considered or upon which any formal action may be taken are listed below. Items do not have to be taken in the same order as shown on this meeting notice. Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

A. **CALL TO ORDER:** Establish a quorum

B. **CLOSED SESSION**

1. Personnel Matters - Tex. Gov't Code § 551.074

a. Hear and deliberate regarding Superintendent's recommendations regarding employment and contract status of administrative professional personnel including campus principals

b. Discussion and deliberation of Superintendent's compensation

C. **RECONVENE IN OPEN SESSION (approximately 6:30 PM)**

D. **PLEDGE OF ALLEGIANCE TO UNITED STATES AND TEXAS FLAGS**

United States Flag Pledge:

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

Texas Flag Pledge:

Honor the Texas flag, I pledge allegiance to thee, Texas, one state under God, one and indivisible.

Presenter: Board Secretary

E. **MISSION STATEMENT**

The mission of Hays CISD is to nurture students to become extraordinary citizens through unique, personal educational experiences through an innovative community of learners while celebrating our diversity and legacy.

Presenter: Board Vice President

F. **CONDUCT PUBLIC HEARING TO DISCUSS BUDGET FOR 2019-2020 - SCHEDULED FOR JUNE 24, 2019 AT 6:30 PM**

Presenter: Randy Rau

G. **BOARD RECOGNITION**

- Hays CISD PTA Council
- President's Volunteer Service Award Recipients

Presenter: Tim Savoy

H. **PUBLIC FORUM**

It is the policy of the Board that, if members of the audience wish to address the Board, they must complete the Request to Speak to Board of Trustees form (green sheet) at the entrance prior to reconvening in open session. Commentaries and/or questions are limited to public forum section of the set (said) agenda as is provided in Board policy.

Please be aware that the audio and video of Public Forum is recorded as part of the recording of the entire meeting and is published on the District's website without alteration. A person who chooses to speak in Public Forum is consenting to the online publication of their comments.

I. REQUESTS FOR INFORMATION FROM THE BOARD OF TRUSTEES

The Board received a packet of information last week related to topics on today's agenda. Each Board member has had an opportunity to peruse the information prior to the meeting.

J. STUDENT ACHIEVEMENT REPORT

Student Goal—Hays CISD believes in the achievement of every student. The District will evaluate and address the individual needs of each student. Student performance will be evaluated in academics, college readiness, and career development. Our staff believes in the education of the whole child and knows that success is based on more than the results of a single test.

Presenter: Dr. Eric Wright

K. CONSENT AGENDA ITEMS

Per Board Policy BE all items listed as consent items are considered to be routine by the Board and shall be enacted with one motion. There shall be no separate discussion unless a Board member so requests, in which event the item shall be removed as a consent item and considered as an individual item on the regular agenda.

1. Minutes of Board of Trustees Meetings

Presenter: Dr. Eric Wright

- a. May 14, 2019 - Canvassing Votes
- b. May 20, 2019 - Swearing In of Elected Board Members
- c. May 20, 2019
- d. May 28, 2019

2. Finance Report

Presenter: Randy Rau

3. Budget Amendments

Presenter: Randy Rau

4. Procurements

- a. Audio Visual Equipment & Technical Contracted Services – Pathway
Presenter: Dianne Borreson
- b. District Wide Apple Technology – Apple
Presenter: Dianne Borreson
- c. Print Shop Copiers
Presenter: Randy Rau
- d. Pre-K Furniture - Worthington
Presenter: Max Cleaver
- e. Comprehensive Curriculum PreK - HMH
Presenter: Sandra Dowdy
- f. Middle School Reading Intervention Curriculum – McGraw
Presenter: Sandra Dowdy
- g. Online K-8 Math Program – Dreambox
Presenter: Sandra Dowdy
- h. Open Court Workbook – McGraw
Presenter: Sandra Dowdy

- i. PSAT/SAT Assessment Exams– College Board
Presenter: Sandra Dowdy
 - j. Read 180 – Library Books – HMH
Presenter: Sandra Dowdy
 - k. Reading Instructional & Intervention – Aimsweb
Presenter: Sandra Dowdy
 - l. School Readiness Kits Pre-K – Lakeshore
Presenter: Sandra Dowdy
 - m. Maps/Atlases/Gov't Charts – Social Studies School Service
Presenter: Sandra Dowdy
 - n. Web Based Software for ELL Educators – ELLvation
Presenter: Sandra Dowdy
5. Memorandum of Understanding
- a. Communities in Schools
Presenter: Sandra Dowdy
 - b. Community Action, Inc. of Central Texas (Head Start) -PEP program
Presenter: Sandra Dowdy, Macie Walker
6. Consideration and possible adoption of resolution in support of curriculum changes to Bilingual and Dual Language Programs
Presenter: Board President, Esperanza Orosco & Board Member, Dr. Michael Sanchez
7. Consideration and possible approval of appointments to the Hays CISD SHAC for the 2019-2020 school year
Presenter: Sandra Dowdy; Macie Walker
8. Consideration and possible approval of a one year renewal for a firm to provide legal services to the district.
Presenter: Randy Rau
9. Consideration and possible approval of property, school liability, automobile, and worker's compensation insurance coverage with the Texas Association of School Boards (TASB) Risk Management Fund
Presenter: Max Cleaver

L. ACTION ITEMS

- 1. Consideration and approval of the 2019-2020 General Fund, Debt Service Fund, and Food Service Fund budgets and approval of the 2019-2020 budget for additional accelerated instruction pursuant to HB 5 requirements
Presenter: Randy Rau
- 2. Consideration and possible approval of the Hays CISD Employee Compensation Plan for 2019-2020 Fiscal Year
Presenter: Marivel Sedillo
- 3. Consideration and action, if any, resulting from closed session
 - a. Consideration of Superintendent's recommendation regarding employment and contract status of administrative professional personnel, including campus principals
Presenter: Dr. Eric Wright
 - b. Consideration and action on Superintendent's contract extension and compensation
Presenter: Esperanza Orosco, Board President
- 4. Consider and take possible action to temporarily suspend a portion of policy DC(LOCAL) from June 25,

2019 through August 19, 2019

Presenter: Dr. Eric Wright

5. Consideration and possible approval of Final Budget Amendment for 2018-2019
Presenter: Randy Rau
6. Consideration and possible adoption of resolution expressing Intent to defease and redeem certain of the District's outstanding bonds
Presenter: Randy Rau
7. Consideration and possible charge to the Facilities and Bond Oversight Committee (FBOC), in accordance with policy CCA (Local) and the committee charter, with developing recommendations to present to the Board regarding the need for a bond election as early as May 2020
Presenter: Tim Savoy
8. Consideration and possible approval of an electrical easement for PEC at CRES for the purpose of providing electrical power to portable classroom buildings
Presenter: Max Cleaver
9. Consideration and possible approval of an electrical easement with PEC at the Administration Building site.
Presenter: Max Cleaver
10. Consideration and possible approval of the plat for Wallace Middle School
Presenter: Max Cleaver
11. Consideration and possible approval of the final plat for New Buda Elementary School
Presenter: Max Cleaver
12. Consideration and possible approval of a land exchange with Plum Creek Development Partners in which the District will exchange 1.347 acres of land located on the east side of the Performing Arts Center (PAC) for 1.667 acres of land located on the west side of the PAC
Presenter: Max Cleaver
13. Consideration and possible approval of a cooperative contract through the Master Intergovernmental Cooperative Purchasing Agreement (MICPA) with US. Communities #14-5903 with Garland/DBS for bat exclusion at Lehman High School.
Presenter: Max Cleaver
14. Consideration and possible approval of a behavior-based utility management contract with Cenergistic, and authorization for the Superintendent to negotiate the contract
Presenter: Max Cleaver
15. Consideration and possible approval of a contract with Enterprise Fleet Management for leasing white fleet vehicles, and authorization for the Superintendent to execute a contract
Presenter: Max Cleaver
16. Consideration and possible adoption of the 2019-2020 Hays CISD Board of Trustees Agenda Workshops and Business Meetings calendar
Presenter: Dr. Eric Wright

M. INFORMATION ITEMS

1. Update on the 2019-20 Budget process
Presenter: Randy Rau
2. Report on 2017 bond and construction projects
Presenter: Max Cleaver
3. TASB Policy Update 113 Affecting Local Policies - FIRST READING
 - BBE(LOCAL): Board Members - Authority
 - BDD(LOCAL): Board Internal Organization - Attorney

- BJCD(LOCAL): Superintendent - Evaluation
- CI(LOCAL): School Properties Disposal
- CO(LOCAL): Food And Nutrition Management
- COA(LOCAL): Food And Nutrition Management - Procurement
- COB(LOCAL): Food And Nutrition Management - Free And Reduced-Price Meals
- CRB(LOCAL): Insurance And Annuities Management - Liability Insurance
- EHBAF(LOCAL): Special Education - Video/Audio Monitoring
- FNF(LOCAL): Student Rights And Responsibilities - Investigations And Searches

Presenter: Dr. Eric Wright

N. BOARD REFERENCE DOCUMENTS

O. UPCOMING BOARD MEETINGS

Official Board of Trustees information may be obtained at www.hayscisd.net

P. ADJOURN

This notice was posted in compliance with the Texas Open Meetings act on: June 20, 2019 at 2:00 PM

Exceptions for Closed Meetings

A board may conduct a closed meeting for the purposes described in the following provisions.

Attorney Consultation A board may conduct a private consultation with its attorney only when it seeks the attorney's advice about pending or contemplated litigation or a settlement offer or on a matter in which the duty of the attorney to the board under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the requirement for open meetings. *Gov't Code 551.071* [See BE for permissible methods of communication for attorney consultations]

Real Property A board may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the board's position in negotiations with a third person. *Gov't Code 551.072*

Prospective Gift A board may conduct a closed meeting to deliberate a negotiated contract for a prospective gift or donation to a district if deliberation in an open meeting would have a detrimental effect on the board's position in negotiations with a third person. *Gov't Code 551.073*

Personnel Matters A board is not required to conduct an open meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee. However, a board may not conduct a closed meeting for these purposes if the officer or employee who is the subject of the deliberation or hearing requests a public hearing. *Gov't Code 551.074*

The closed meeting exception for personnel matters does not apply when a board discusses an independent contractor who is not a school employee, such as an engineering, architectural, or consultant firm, or when a board discusses a class or group of employees, not a particular employee. *Atty. Gen. Op. MW-129 (1980), Atty. Gen. Op. H-496 (1975)*

Employee-Employee Complaints A board is not required to conduct an open meeting to deliberate in a case in which a complaint or charge is brought against a district employee by another employee and the complaint or charge directly results in the need for a hearing. However, a board may not conduct a closed meeting for this purpose if the employee against whom the complaint or charge is brought makes a written request for an open hearing. *Gov't Code 551.082*

Student Discipline A board is not required to conduct an open meeting to deliberate in a case involving discipline of a public school child. However, a board may not conduct a closed meeting for this purpose if the child's parent or guardian makes a written request for an open hearing. *Gov't Code 551.082*

Personally Identifiable Student Information A board is not required to conduct an open meeting to deliberate a matter regarding a student if personally identifiable information about the student will necessarily be revealed by the deliberation. Directory information about a public school student is considered to be personally identifiable information about the student for this purpose only if a parent or guardian of the student, or the student if the student has attained 18 years of age, has informed a district that the directory information should not be released without prior consent. [See FL]

This exception does not apply if an open meeting about the matter is requested in writing by a parent or guardian of the student or by the student if the student has attained 18 years of age. *Gov't Code 551.0821*

Medical or Psychiatric Records A board that administers a public insurance, health, or retirement plan is not required to conduct an open meeting to deliberate:

1. The medical records or psychiatric records of an individual applicant for a benefit from the plan; or
2. A matter that includes a consideration of information in the medical or psychiatric records of an individual applicant for a benefit from the plan.

Gov't Code 551.0785

Security A board is not required to conduct an open meeting to deliberate:

3. The deployment, or specific occasions for implementation, of security personnel or devices; or
4. A security audit.

Gov't Code 551.07

A board is not required to conduct an open meeting to deliberate:

5. Security assessments or deployments relating to information resources technology;
6. Network security information as described by Government Code 2059.055(b); or
7. The deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

Gov't Code 551.089

Assessment Instruments	A board shall conduct a closed meeting to discuss or adopt individual assessment instruments or assessment instrument items. <i>Education Code 39.030(a)</i>
Emergency Management	A board is not required to conduct an open meeting to deliberate information confidential under Government Code 418.175–418.182, relating to Homeland Security. However, a board must make a tape recording of the proceedings of a closed meeting held to deliberate the information. <i>Gov't Code 418.183(f)</i>
Economic Development Negotiations	A board is not required to conduct an open meeting: <ol style="list-style-type: none"> 8. To discuss or deliberate regarding commercial or financial information that the board has received from a business prospect that the board seeks to have locate, stay, or expand in or near a district and with which the board is conducting economic development negotiations; or 9. To deliberate the offer of a financial or other incentive to such a business prospect. <i>Gov't Code 551.087</i>
Procedures for Closed Meetings	If a closed meeting is allowed, a board shall not conduct the closed meeting unless a quorum of the board first convenes in an open meeting for which proper notice has been given [see BE] and the presiding officer has publicly announced that a closed meeting will be held and has identified the section or sections of the Open Meetings Act or other applicable law under which the closed meeting is held. <i>Gov't Code 551.101</i>
Vote for Final Action	A final action, decision, or vote on a matter deliberated in a closed meeting shall be made only in an open meeting for which proper notice has been given. <i>Gov't Code 551.102</i> [See BE]
Certified Agenda or Recording	A board shall either keep a certified agenda or make a recording of the proceedings of each closed meeting, except for private consultation with a district's attorney. The certified agenda must include a statement of the subject matter of each deliberation, a record of any further action taken, and an announcement by the presiding officer at the beginning and end of the closed meeting indicating the date and time. A presiding officer shall certify that a certified agenda is a true and correct record of the proceedings. If a recording is made, it must include announcements by the presiding officer at the beginning and end of the meeting indicating the date and time. <i>Gov't Code 551.103</i> "Recording" means a tangible medium on which audio or a combination of audio and video is recorded, including a disc, tape, wire, film, electronic storage drive, or other medium now existing or later developed. <i>Gov't Code 551.001(7)</i> Closed meetings may not be recorded by an individual trustee against the wishes of a majority of a board. <i>Zamora v. Edgewood Indep. Sch. Dist., 592 S.W.2d 649 (Tex. App.—San Antonio, 1979, writ ref'd n.r.e.)</i>
Preservation	A board shall preserve the certified agenda or recording of a closed meeting for at least two years after the date of the meeting. If a legal action involving the meeting is brought within that period, the board shall preserve the certified agenda or recording while the action is pending. <i>Gov't Code 551.104(a)</i>
Public Access	A certified agenda or recording of a closed meeting is available for public inspection and copying only under a court order issued as a result of litigation involving an alleged violation of the Open Meetings Act. <i>Gov't Code 551.104(b), (c)</i>
Prohibitions	No board member shall participate in a closed meeting knowing that neither a certified agenda nor a recording of the closed meeting is being made. <i>Gov't Code 551.145</i> No individual, corporation, or partnership shall without lawful authority disclose to a member of the public the certified agenda or recording of a meeting that was lawfully closed to the public. <i>Gov't Code 551.146</i> No board member shall knowingly call or aid in calling or organizing a closed meeting that is not permitted under the Open Meetings Act, close or aid in closing a regular meeting to the public except as permitted under the Open Meetings Act, or participate in a closed meeting that is not permitted under the Open Meetings Act. <i>Gov't Code 551.144(a)</i>
Affirmative Defense	It is an affirmative defense to prosecution under Subsection 551.144(a) that a board member acted in reasonable reliance on a court order or a written interpretation of the open meetings law contained in an opinion of a court of record, the attorney general, or the board's attorney. <i>Gov't Code 551.144(c)</i>