

# Agenda of Regular Meeting

## The Board of Trustees United ISD

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A Regular meeting of the Board of Trustees of United ISD will be held Monday, June 15, 2015, beginning at 6:00 PM in the United ISD - Student Activity Complex, Fine Arts Building, 5208 Santa Claudia Lane, Laredo TX 78043.

The subjects to be discussed or considered or upon which any formal action may be taken are as listed below. Items do not have to be taken in the order shown on this meeting notice.

Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

### I. Call Meeting to Order

### II. Pledge of Allegiance

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

III. Announcement by the Board President calling this meeting of the United Independent School District to order. Let the record show that a quorum of Board Members is present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

### IV. Board Announcements

V. Public Comments: Comments are limited to three minutes per speaker. The Board Parliamentarian will be the timekeeper and will inform the speaker when they have one (1) remaining minute. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue they need to select not more than three (3) representatives to speak for them. Comments must address items listed on the agenda. The presiding officer or designee shall determine whether a person who wishes to address the Board has attempted to solve a matter administratively. If not, the person shall be directed to the appropriate policy, as noted in BED (LOCAL), to seek resolution before bringing the matter to the Board at a subsequent meeting. Pursuant to Section

551.042 of the Texas Government Code, no Board Member or Administrator may respond to a member of the public, unless such response is a recitation of District policy or a statement of specific factual information. When a speaker comes to the podium, please indicate what agenda item you will be addressing. Furthermore, please refrain from mentioning any employee's name and any complaint about any employee's duties or responsibilities should be channeled through the appropriate grievance policy. Additionally, pursuant to board policies BED (LEGAL) and BED (LOCAL), drifting from the stated topic or becoming disruptive shall result in a warning from the board president. A second violation will result in forfeiture of your allotted time and removal from the board meeting. Disruptions include speaking on behalf of or against a person running for political office, promotion of a for-profit organization, or advertisement of products or services to the Board.

## VI. Recognitions

- A. VETERAN'S MEMORIAL ELEMENTARY – NAMING OF SCHOOL COMMITTEE MEMBERS
- B. STUDENT TREASURES NATIONAL BOOK CHALLENGE
- C. UISD INSTRUCTIONAL TELEVISION DEPARTMENT – 2015 EMMA AWARD
- D. UIL STATE COMPETITION – UNITED SOUTH HIGH SCHOOL – 2ND PLACE ACCOUNTING
- E. ALL-STATE MARIACHI COMPETITION – 1ST PLACE WINNER – TRUMPET DIVISION
- F. LBJ HIGH SCHOOL SOFTBALL TEAM – REGIONAL QUARTERFINALIST
- G. UNITED HIGH SCHOOL BASEBALL TEAM – REGIONAL QUARTERFINALIST
- H. ALEXANDER HIGH SCHOOL BASEBALL TEAM

## VII. Superintendent's Report

A. Review of LEGAL Policies in TASB Update 102

VIII. Consent Agenda Items

A. Approval of Monthly Disbursements

B. Approval of Property Tax Refunds for the Month of May 2015

C. Approval to Designate Norma Farabough to Calculate the 2015 Tax Rate

D. Discussion and Possible Action on District Health Insurance Premium Pricing

E. Consideration and Approval of an Order Authorizing the Issuance of United Independent School District Unlimited Tax School Building Bonds, Series 2015; Entering into a Bond Purchase Agreement and a Paying Agent/Registrar Agreement; Delegating to certain District Administrative Staff and Officials the Authority to Approve all Final Terms of the Bonds; and Other Matters Related Thereto

F. Approval of Awarding Bids, Proposals and Qualifications

G. Approval of request for Competitive Sealed Proposals (CSP) as the solicitation method of procurement for Offsite Public Improvement Projects related to Platting of Properties for New Schools

H. Approval of Third Supplemental Agreement to the Contract for Design Build Services for the Construction of Seven Elementary Schools Between United Independent School District & Leyendecker Construction, Inc. Amendment of GMP Increase to Elementary School #27 (Veterans Memorial Elementary School)

I. Approval of Requests from Board Members in re: Use of Board of Trustees Discretionary Funds for Various Projects/Campuses

J. Approval of Application for a Missed Instructional Day (May 21, 2015) for Borchers Elementary and Malakoff Elementary

K. Approval of Application for a Low Attendance Day (May 21, 2015) for all District Schools due to Inclement Weather

L. Approval of District Goals for 2015-2016 School Year

M. First Reading of Policy BBD (LOCAL) - Board Members - Training and Orientation

N. First Reading of (LOCAL) Policies in TASB Update 102

IX. Items for Individual Consideration

A. Approval of Board Minutes for the Months of February and May 2015

B. Approval of Donations

X. Closed Session: Board will adjourn into closed session pursuant to the following sections of the Texas Open Meetings Act

A. 551.071 Consultation with Board's Attorney

1. Consultation with Legal Counsel regarding status of pending parent/student complaints of R.R. / M.R. and C.V. / V.V.
2. Discussion of "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract executed June 2, 2014 involving the design and construction of five (5) elementary schools and two (2) replacement schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
3. Discussion of "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract executed June 2, 2014 involving the design and construction of three (3) middle schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District.

[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

4. Discussion of “Assignment and Assumption Agreement” among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract executed June 2, 2014 involving the design and construction of four (4) Ninth Grade Campuses whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
  
5. Discussion of “Assignment and Assumption Agreement” among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under an “Agreement between Owner and Construction Manger as Constructor” (CMAR Contract) dated May 15, 2015 whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
  
6. Discussion to rescind the award made to Leyendecker Construction, Inc. by the Board of Trustees concerning the following Construction Manger at Risk Projects:
  - RFQ 2014-007 CMAR for Construction of New Band Hall, ROTC, and CATE Building at Alexander High School;
  - RFQ 2014-023 CMAR for Trautmann Elementary School Project;
  - RFQ 2014-019 CMAR for Additions and Improvements to Arndt Elementary School;
  - RFQ 2014-027 CMAR for Renovations at United South High School; and
  - RFQ 2014-031 CMAR for Expansion and Additions to Newman Elementary School

And to award the said CMAR Projects to Leyendecker Construction of Texas, Inc. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

- B. 551.071 Consultation with Board's Attorney and  
551.074 Discussion of Personnel or to Hear Complaints against Personnel

1. Consider Appointment of Principal for United South Middle School
2. Discussion re: Voluntary Resignation Agreement by Classroom Teacher(s) and Rescission of Proposed Termination/non-renewal of same
3. Discussion re: Superintendent's Duties and Responsibilities

XI. Reconvened from Closed Session, the Board will take appropriate action on items, if necessary, as discussed in Closed Session

- A. Appointment of Principal for United South Middle School
- B. Action re: Approval of Voluntary Resignation Agreement by Classroom Teacher(s) and Rescission of Proposed Termination/non-renewal of same
- C. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract dated June 2, 2014 involving the design and construction of five (5) elementary schools and two (2) replacement schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District and any matters incident thereto
- D. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract dated November 14, 2014 involving the design and construction of three (3) middle schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District and any matters incident thereto
- E. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract dated November 14, 2014 involving the design and construction of four (4) Ninth Grade Campuses whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under

the contract with the School District and any matters incident thereto

F. Discussion and possible action to execute “Assignment and Assumption Agreement” among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under an “Agreement between Owner and Construction Manger as Constructor” (CMAR Contract) dated May 15, 2015 wherein Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District any matters incident thereto

G. Discussion and possible action to rescind the award made to Leyendecker Construction, Inc. by the Board of Trustees concerning the following Construction Manger at Risk Projects:

- RFQ 2014-007 CMAR for Construction of New Band Hall, ROTC, and CATE Building at Alexander High School;
- RFQ 2014-023 CMAR for Trautmann Elementary School Project;
- RFQ 2014-019CMAR for Additions and Improvements to Arndt Elementary School;
- RFQ 2014-027 CMAR for Renovations at United South High School; and
- RFQ 2014-031 CMAR for Expansion and Additions to Newman Elementary School

And to award the said CMAR Projects to Leyendecker Construction of Texas, Inc., and any matters incident thereto.

## XII. Adjournment

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*If, during the course of the meeting covered by this Notice, the Board of Trustees should determine that a closed or executive meeting or session of the Board of Trustees is required, then such closed meeting or session as authorized by the Texas Open Meetings Act, Texas Government Section 551.001 et seq., will be held by the School Board at the date, hour, and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the School Board may conveniently meet, in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes:*

*Texas Government Code Section:*

- 551.071 Private consultation with the board's attorney*
- 551.072 Discussing purchase, exchange, lease, or value of real property*
- 551.073 Discussing negotiated contracts for prospective gifts or donations*
- 551.074 Discussing personnel or to hear complaints against personnel*
- 551.076 Considering the deployment, specific occasions for, or implementation of, security personnel or devices*
- 551.082 Considering discipline of a public school child, or complaint or charge against school student*
- 551.0821 Discussing matter that reveals personally identifiable information about public school student*
- 551.083 Considering the standards, guidelines, terms or conditions the board will follow, or will instruct its representatives to follow, in consultation with representatives of employee groups*
- 551.084 Excluding witnesses from a hearing.*

*Should any final action, final decision, or final vote be required in the opinion of the School Board with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:*

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or*
- (b) at a subsequent public meeting of the School Board upon notice thereof; as the School Board shall determine.*

The notice for this meeting was posted in compliance with the Texas Open Meeting Act on \_\_\_\_\_, at \_\_\_\_\_.

United Independent School District

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Roberto J. Santos, Superintendent