

Minutes of Meeting of Board of Trustees
El Paso Independent School District
March 13, 2001
5:00 p.m.
Education Center-Boeing

Present: Dr. Charles Roark, President
Ms. Ada Gonzalez, Vice President¹
Mr. Richard Telles, Secretary
Dr. Gene Finke
Miss Leonor Garcia
Mr. Joe Rosales
Mr. Dan Wever
Dr. Gilberto Anzaldua, Superintendent
Mr. Anthony Safi, School District Attorney

The meeting was called to order at 5:04 p.m. by Dr. Roark. The Pledge of Allegiance was led by Mr. John Doran, Associate Superintendent, Northeast Region. Mr. Doran also gave the Thought for the Day.

Region 19 Education Service Center Trustee Election (Item #1)

Dr. Anzaldua distributed the ballots for the election of the Board of Directors for Region 19 Education Service Center, Places 3 and 6, and requested that the ballots be marked and sealed. The ballots were returned to Dr. Anzaldua to be forwarded to Region 19.

Public Forum (Item #2)

The following person requested to speak on Open Forum:

1. Mr. Vitali Mishkind spoke about the teaching of mathematics.

Consent Agenda (Item #3)

The following items were pulled from the Consent Agenda for discussion as follows:

- Mr. Wever - Item 3, B., Approval of Renewal of Agreement with Region 19 Education Service Center for Region 19 Migrant Education Shared Services Arrangement 2001-02 (\$676,013.00)
Item 3, E., 3., Approval of Budget Amendments – Medicaid/Texas Health Steps Budget Increase (\$10,052.00)
Item 3, F., Approval of Additional Expenditure for Teacher Certification, Purchase Order No. 196935 (\$24,000.00)

¹ Ms. Gonzalez arrived at 5:25 p.m., during discussion of Item #3, F.

- Dr. Roark - Item 3, G., RFPs, Bids, and Purchase Orders Requiring Board Approval
- 1., Travel Services RFP #77-00
 - 4., Site Licenses for Sleek Software at Hillside Elementary School and Guillen Middle School, Purchase Order Nos. 207410 and 208610 (\$22,114.00)

Approval of Renewal of Agreement with Region 19 Education Service Center for Region 19 Migrant Education Shared Services Arrangement 2001-02 (\$676,013.00) (Item #3, B.)

Mr. Wever expressed concerns about the Board approving the Region 19 Migrant Education Shared Services Arrangement for 2001-02. He requested that approval of the agreement be postponed until more information can be provided to the Board on the migrant program.

It was moved by Mr. Wever and seconded by Miss Garcia that approval of the renewal of the Agreement with Region 19 Education Service Center for Region 19 Migrant Education Shared Services Arrangement 2001-02 be postponed until the second Board meeting in April 2001.

Discussion followed on whether funding would be jeopardized if approval of the agreement is postponed and the information that needs to be provided to the Board on the migrant program.

Ms. Marsha Lawler, Associate Superintendent, Curriculum, Instruction and Assessment (CI&A), stated that a postponement of the item should not affect funding of the program. Dr. Anzaldua requested that the Board forward their questions to him so the administration can provide responses.

Upon the vote, the motion carried unanimously.

Questions on Approval of Budget Amendments – Medicaid/Texas Health Steps Budget Transfer (\$2,000.00) (Item #3, E., 3.)

Mr. Wever questioned the account number for this budget amendment. Mr. Joe Loya, Associate Superintendent, Finance, advised that Medicaid reimbursement funds are located in Other Estimated Revenues and that the Miscellaneous Revenue account for Medicaid reimbursement must be increased in order to increase the expenditure budget.

Questions on Approval of Additional Expenditure for Teacher Certification, Purchase Order No. 196935 (\$24,000.00) (Item #3, F.)

Mr. Wever inquired about the additional funds requested for teacher certification. Ms. Fara Green, Certification Officer, Human Resources, advised that the increase is for certification fees based on the number of out-of-state certificates, non-renewable permits, emergency permits, and probationary certificates that have been accrued to date for the 2000-01 school year. She provided information on the fees paid to the State Board for Educator Certification and what is paid by the District and by the individual teachers.

Arrival of Board Member

Ms. Gonzalez arrived at 5:25 p.m. and was present for any subsequent action by the Board of Trustees.

Questions on RFPs, Bids, and Purchase Order Requiring Board Approval – Travel Services RFP #77-00 (Item #3, G., 2.)

Dr. Roark commented on the questions raised by travel agencies regarding the business to be provided to the agencies and questioned how the District's travel services will be handled. Mr. Joe Loya, Associate Superintendent, Finance, advised that after the Travel Services RFP #77-00 is approved by the Board, the District will contract with the three travel agencies offering a no-cost service to the District. He reviewed the process that will be followed to ensure that each agency receives a share of the District's business.

Questions on RFPs, Bids, and Purchase Orders Requiring Board Approval – Site Licenses for Sleek Software at Hillside Elementary School and Guillen Middle School, Purchase Order Nos. 207410 and 208610 (\$22,114.00) (Item #3, G., 4.)

Dr. Roark inquired about whether the purchase of the Sleek software will be tied into the districtwide curriculum plan. Ms. Sharon Carr, Facilitator, Library Learning Resources, advised that the software is aligned with the Texas Essential Knowledge and Skills (TEKS), which is the state curriculum. There was discussion on the status of a districtwide curriculum; the work that currently is being done in math, language arts, and reading; and requiring that curriculum be aligned to the TEKS.

Questions on Construction Contract Award – Districtwide Evaporative Cooler Installation, Phase II - Aoy, Bonham, Clardy, Guerrero, and Roosevelt Elementary Schools, #01.301 (\$113,733.00) (Item #3, D.)

Mr. Nicholas Corona, Executive Director, Facilities, Maintenance and Construction, advised that information on the low bid contractor's failure to submit the Contractor's Qualifications Statement within ten days prior to the bid had been omitted from the background information provided to the Board. He stated that the omission requires a waiver from the Board.

Construction Contract Award – Districtwide Evaporative Cooler Installation, Phase II - Aoy, Bonham, Clardy, Guerrero, and Roosevelt Elementary Schools, #01.301 (\$113,733.00) (Item #3, D.)

It was moved by Mr. Wever, seconded by Miss Garcia, and carried unanimously that the Board waive the technicality of Diamante Contractors, Inc. for failing to submit the Contractor's Qualifications Statement ten days prior to the bid date and approve the award of Construction Contract #01.301, Districtwide Evaporative Cooler Installation, Phase II – Aoy, Bonham, Clardy, Guerrero, and Roosevelt Elementary Schools, subject to the review and approval of the District's attorney, to Diamante Contractors, Inc. in the amount of \$113,733.00.

It was moved by Mr. Rosales, seconded by Dr. Finke, and carried unanimously that the items on the Consent Agenda be approved as listed including any recommended vendors for any amounts indicated.

A. Approval of Recommendation on Appeal of Employee Medical Claims Denied by District's Utilization Review/Management Company

The Board approved the recommendation of the administration and the Board Insurance Advisory Committee to declare the medical claims in case #2001-01 as eligible expenses under the EPISD Health Care Trust Medical Plan and pay the reimbursable travel expenses in accordance with the Plan Year 2001 Maximum Reimbursement Schedule for the services described, retroactive to January 1, 2000, which were denied by the District's Utilization Review/Management Company.

C. Approval of Renewal/Extension of Property and Boiler/Machinery Insurance Policy (\$239,554.00)

The Board approved the renewal of the District Property and Boiler/Machinery Insurance Policy to Coregis Insurance Company, through Rogers & Belding Insurance Agency, for coverage for the District's buildings and personal property for a yearly premium of \$239,554.00, subject to the review and approval of the District's attorney.

E. Approval of Budget Amendments

The Board approved the following amendments to the 2000-01 fiscal year budget:

1. ESEA Title 1, Part A – Bonham Elementary School Budget Transfer (\$2,500.00). The purpose of this item is to transfer funds in the amount of \$2,500.00. Sylvia Haynes, Principal at Bonham Elementary School, requested this amendment in a memo dated January 2, 2001. This amendment will transfer funds from Other Professional Services to General Supplies for the purchase of supplies.
2. ESEA Title 1, Part A – Cooley Elementary School Budget Transfer (\$2,000.00). The purpose of this item is to transfer funds in the amount of \$2,000.00. Leon Smith, Principal at Cooley Elementary School, requested this amendment in a memo dated February 15, 2001. This amendment will transfer budgeted funds from Other Professional Services to Miscellaneous Operating Costs for instruction field trips.
3. Medicaid/Texas Health Steps Budget Increase (\$10,052.00). The purpose of this item is to increase the Medicaid budget in the amount of \$10,052.00. Dr. Margaret Johnson, Executive Director of Special Services, requested this amendment in a memo dated February 21, 2001. Reimbursements from Medicaid and Texas Health Steps will be used by the Health Services Unit to purchase medical equipment and supplies.

F. Approval of Additional Expenditure for Teacher Certification, Purchase Order No. 196935 (\$24,000.00)

The Board approved an additional expenditure of \$24,000.00 on Purchase Order No. 196935 to the State Board for Educator Certification for the payment of teacher certification for the total estimated annual expenditure of \$45,000.00.

G. RFPs, Bids, and Purchase Orders Requiring Board Approval

The Board approved the following RFPs, bids, and purchase orders to the recommended vendors for the amounts indicated:

1. Option to Extend Existing Bid – Periodical Bid #13-00 (approx. \$125,000.00). The first option to extend Periodical Bid #13-00 was approved to W. T. Cox Subscriptions for an estimated annual amount of \$125,000.00 (copy of bid tabulation attached to the permanent file of these minutes).
2. Travel Services RFP #77-00 was awarded to House of Travel, Coronado Travel, and Tumbleweed Travel for the provision of travel services for the District with no service fees being charged for the services (copy of bid tabulation attached to the permanent file of these minutes).
3. Computer, Electronic, & Audio Visual Repair Parts Request for Catalog Discount RFP #04-01 (approx. \$72,500.00) was awarded to the vendors listed on the tabulation for one year for purchases on an “as needed” basis for the estimated annual amount of \$72,500.00 (copy of bid tabulation attached to the permanent file of these minutes).
4. Site Licenses for Sleek Software at Hillside Elementary School and Guillen Middle School, Purchase Order Nos. 207410 and 208610 (\$22,114.00) were approved for purchase from Sleek Software Corporation, the sole source, for Hillside Elementary School, Purchase Order No. 207410, in the amount of \$10,057.00; and Guillen Middle School, Purchase Order No. 208610, in the amount of \$12,057.00, for a total amount of \$22,114.00 (copy of purchase orders attached to the permanent file of these minutes).

H. February Personnel Report

The February Personnel Report was approved (copy attached to the permanent file of these minutes).

Approval of Bowie High School French III Class to Travel to France and Italy (Item #4)

It was moved by Mr. Telles, seconded by Miss Garcia, and carried unanimously that the Board approve the request for students in the Bowie High School French III class to travel to France and Italy on March 15 – 24, 2001.

Certification of State Textbooks for 2000-01 (Item #5)

Dr. Roark commented on calls he received from teachers who objected to the textbook selection for the elementary reading program. Mr. Jack Winn, Assistant Director, Instructional Materials, advised that the Local Textbook Adoption Committee (LTAC) cast secret ballots and a 62 percent majority voted in favor of the textbooks being recommended to the Board. He then reviewed the process followed by the LTAC on the selection textbooks.

There was discussion on the curriculum being standardized by the state through the Texas Essential Knowledge and Skills (TEKS); the requirement of textbooks being aligned with TEKS; Board Policy EFAA (Local), regarding the textbook selection process followed at each campus; and the process by which teachers can request a non-state-adopted textbook.

It was moved by Mr. Wever and seconded by Miss Garcia that the Board certify the recommendations of the 2000-01 EPISD Local Textbook Adoption Committee and authorize the ordering of the specified textbooks, in accordance with Texas Education Code 31.101, and that the District will be responsible for the costs above the state maximum in the aggregate amount of \$5,058.17. Upon the vote, the motion carried with Dr. Roark voting against the motion.

Approval of Resolution Authorizing the Submission of a Grant Application to the Texas Criminal Justice Division through the Rio Grande Council of Governments for Safe and Drug Free Schools and Communities Act Funding for EPISD Police Services \$62,276.00 (Item #6)

It was moved by Mr. Wever, seconded by Mr. Telles, and carried unanimously that the Board approve the Resolution authorizing the submission of a grant application to the Texas Criminal Justice Division, through the Rio Grande Council of Governments, for Safe and Drug Free Schools and Communities Act funding for EPISD Police Services, in the amount of \$62,276.00. Dr. Roark was not present for the vote.

Item Withdrawn

It was announced that item no. 7, Presentation of Employee Retention Study – *Employee Dropouts: Professional Leavers in EPISD 1996-2000*, had been withdrawn from the agenda.

Report on Air Quality Concerns Involving the Clendenin Elementary School/Bassett Middle School Community and Law Suit Filed Against Jobe Concrete (Item #8)

Dr. Anzaldua reported on a meeting he attended with Quality of Life-El Paso, a local organization in Northeast El Paso, and concerns they expressed regarding Jobe Concrete Products, Inc. and the poor indoor and outdoor air quality around Clendenin Elementary School and Bassett Middle School. He advised that a subsequent meeting was held with the Dr. Miguel Escobedo, Regional Director of the Texas Department of Health-El Paso. Dr. Anzaldua stated a request was being made for an indoor air quality study of Clendenin and Bassett Schools. In addition, Dr. Jorge C. Magaña, Director of the El Paso City-County Health Environmental District, is working with District staff to install an outdoor air quality control station that will sample air in the area over a two- to three-month period. The results of the two studies will be provided to the Board and the Superintendent.

The following people requested to speak to this item:

1. Ms. Yvonne Piñon, representing Quality of Life-El Paso, spoke about information being provided in writing on what will be measured by the outdoor and indoor monitors and who will be the contact person with the EPISD.
2. Mr. Stanley Jobe, Jobe Concrete Products, Inc., spoke about air monitoring being conducted at other locations besides Clendenin Elementary School and Bassett Middle School in order to establish a basis for comparison and about the company's blasting schedule.

There was discussion on the monitoring devices being provided by the City-County Health District; meetings to be held with the Texas Department of Health (TDH), the El Paso City-County Health and Environmental District, and the EPISD to develop a monitoring strategy; the Board developing a criteria under which the District could become involved in negotiations or arbitration on the air quality issue; the District's efforts and funding regarding this issue; other resources to address the outdoor air quality problem; and TDH and the City-County Health District being responsible for collecting the data on possible health problems connected to the air quality.

Discussion and Possible Action on School Safety (Item #9)

Dr. Finke commented on concerns regarding recent incidents of school violence. He requested information on the EPISD's plan to improve tolerance in the District's schools.

Dr. Anzaldúa reviewed meetings and activities that are planned that will deal with a citywide resolution to school violence. Mr. Luis Villalobos, Executive Director, Communications and Business Partnerships, provided information on discussions to be held with the Superintendent's Student Advisory Council (Super SAC) and the implementation of programs, such as the "Let's Talk" program from the YWCA, as a means to curtail the problem.

There was discussion on the actions taken by the El Paso Police Department; meetings held regarding school safety; the need for staff development on conflict issues; providing all students the opportunity to express their views; developing a process to foster relationships among all ethnic groups; and involving parents.

The following person requested to speak to this item:

1. Ms. Frances Wever, President, El Paso Federation of Teacher/Support Personnel, spoke about involving both parents and students and implementing teacher and administrative training in an effort to bring about school safety.

Approval of Marcus, Fairall, Bristol & Co., LLP/James D. Edge & Associates, District Forensic Auditors, to Review Purchasing Department (Item #10)

Dr. Finke commented on the current review of the Special Education Unit by the District's forensic auditors and the need for an in-depth look at the EPISD Purchasing Department in order to identify any errors or omissions.

It was moved by Dr. Finke and seconded by Mr. Rosales that the Board approve the request that Marcus, Fairall, Bristol & Co., LLP and James D. Edge & Associates, the District's forensic investigation auditors, conduct a review of the District's Purchasing Department, subject to a corresponding budget amendment being brought back to the Board at a subsequent meeting when a cost for the review is determined.

Mr. Joe Loya, Associate Superintendent, Finance, recommended that the entire purchasing process be reviewed, which would include the receiving and payment components of the process.

Dr. Finke revised his motion to include a review of the District's purchasing, receiving, and payment processes, with the exact scope of the review to be negotiated.

The revised motion reads as follows:

that the Board approve the request that Marcus, Fairall, Bristol & Co., LLP and James D. Edge & Associates, the District's forensic investigation auditors, conduct a review of the District's purchasing, receiving, and payment processes, with the exact scope of the review to be negotiated, subject to a corresponding budget amendment being brought back to the Board at a subsequent meeting when a cost for the review is determined.

Upon the vote, the motion, as amended, carried unanimously.

Proposed Board Policies (Item #11)

- A. DCB (Local), Employment Practices: Term Contracts
- B. FOAB (Local), Placement in Alternative Educational Setting: Alternative Education Programs
- C. FOAC (Local), Placement in Alternative Educational Setting: Juvenile Justice

It was moved by Mr. Wever, seconded by Miss Garcia, and carried unanimously that Board Policies DCB (Local), Employment Practices: Term Contracts; FOAB (Local), Placement in Alternative Educational Setting: Alternative Education Programs; and FOAC (Local), Placement in Alternative Educational Setting: Juvenile Justice, be approved as presented (copies attached to the permanent file of these minutes).

Approval of Revision to Board Policy FMF (Local), Student Activities: Contests and Competition (Item #12)

It was moved by Miss Garcia, seconded by Mr. Rosales, and carried unanimously that revisions to Board Policy FMF (Local), Student Activities: Contests and Competition, be approved as presented (copy attached to the permanent file of these minutes).

Approval of Resolution Designating Temporary Investment Officer and Resolution Amending Authorized Representatives for the Texas Local Government Investment Pool (TexPool) (Item #13)

It was moved by Dr. Finke, seconded by Mr. Rosales, and carried unanimously that the Board approve the Resolution designating the Accounting Manager over Program Accounting as the temporary assistant investment officer of the EPISD; and the Resolution Amending authorized Representatives for the Texas Local Government Investment Pool (TexPool) which designates the Accounting Manager over Program Accounting as an authorized representative of the District.

Approval of Procurement/Delivery Methods for Construction Contracts Exceeding \$25,000.00 (Item #14)

It was moved by Mr. Telles, seconded by Mr. Rosales, and carried unanimously that the Board approve the following procurement/delivery methods for the solicitation of projects listed, subject to the review and approval of the District's attorney, and authorize the advertisement and issuance of relevant documents to prospective bidders/proposers.

- A. The job order contract process was approved for Minor Construction Trades and Services, #01.132.
- B. The job order contract process was approved for Districtwide Gas Piping Pressure Testing/Replacement, Phase 3, #01.886.
- C. The competitive bid process was approved for Hart Elementary School Library Upgrade, #00.815.

Item Withdrawn

It was announced that item no. 15, A., 7., Purchase Orders for Computer Equipment – PC Laptops for Special Education Personnel at Delta and Telles Academies, Purchase Order No. 206655 (\$10,442.92), had been withdrawn from the agenda.

Purchase Orders Requiring Board Approval (Item #15)

It was moved by Mr. Rosales, seconded by Mr. Wever, and carried unanimously that the following purchase orders be approved to the recommended vendors for the amounts indicated:

1. Apple Laptops for Job Embedded Trainees Program at Coldwell Elementary School, Purchase Order No. 208662 (\$11,755.00) were approved for purchase from Apple Computer, the sole source, in the amount of \$11,755.00 (copy of purchase order attached to the permanent file of these minutes).
2. Apple Computers for Special Education, Purchase Order No. 204030 (\$8,913.00), were approved for purchase from Apple Computer, the sole source, in the amount of \$8,913.00 (copy of purchase order attached to the permanent file of these minutes).
3. Apple Computers for Burges High School, Purchase Order No. 206561 (\$5,555.00), were approved for purchase from Apple Computer, the sole source, in the amount of \$5,555.00 (copy of purchase order attached to the permanent file of these minutes).

4. Apple Computers for Special Services, Purchase Order No. 207684 (\$4,715.00) were approved for purchase from Apple Computer, the sole source, in the amount of \$4,715.00 (copy of purchase order attached to the permanent file of these minutes).
5. Apple Computers for Hughey Elementary School, Purchase Order No. 208599 (\$8,490.00), were approved for purchase, as revised, from Apple Computer, the sole source, in the amount of \$7,990.00 (copy of purchase order attached to the permanent file of these minutes).
6. Apple Computers for Regional Day School Program for the Deaf, Purchase Order No. 208802 (\$8,490.00), were approved for purchase, as revised, from Apple Computer, the sole source, in the amount of \$7,990.00 (copy of purchase order attached to the permanent file of these minutes).
8. PC Laptops for Job Embedded Trainees Program at Aoy, Zavala, and Moreno Elementary Schools, and Bowie and Austin High Schools, Purchase Order No. 208981 (\$52,725.00), were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$52,725.00 (copy of purchase order attached to the permanent file of these minutes).
9. PC Laptops for Technology Hardware Support, Purchase Order No. 208989 (\$19,712.00) were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$19,712.00 (copy of purchase order attached to the permanent file of these minutes).
10. PC Computers for Father Yermo Early Learning Center and Lydia Patterson Institute, Purchase Order No. 209092 (\$11,311.80), were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$11,311.80 (copy of purchase order attached to the permanent file of these minutes).
11. PC Computers for Special Education at Bowie High School, Purchase Order No. 209147 (\$11,311.80), were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$11,311.80 (copy of purchase order attached to the permanent file of these minutes).
12. Computer Lab Upgrade for Burges High School, Purchase Order No. 209172 (\$29,244.68), was approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$29,244.68 (copy of purchase order attached to the permanent file of these minutes).

Discussion and Possible Action on Change Order to Chapin High School (Item #17)

Dr. Finke stated that he requested that this item be placed on the agenda so there could be discussion on resolving this issue which occurred several months ago.

Mr. Hector Martinez, Associate Superintendent of Operations, provided background information on work performed and completed by the contractor without an approved change order. He stated that the work required additional materials and labor to revise the installation of the hydronic piping system, which is the air conditioning system's chilled water piping system. Mr. Martinez advised that the work was completed in the fall of 1999 and the contractor subsequently submitted a detailed recap of the costs involved, which total approximately \$146,000.00.

There was discussion on the revised hydronic piping system being one of four separate work items on Change Order No. 5, which was initially brought to the Board in July 2000 and postponed pending additional information being provided to the Board; the revised Change Order No. 5, which was presented to and approved by the Board in January 2001, without the hydronic piping system work item; the change order for the hydronic piping system being requested after the fact; and a meeting with representatives from the District, the contractor, and the architects to negotiate a resolution to the situation.

Discussion continued on the work performed by the mechanical subcontractor, Funk & Company; the architectural/engineering design; and the absence of a contractual relationship between the architect and the contractor.

Mr. Gary Olmstead, Project Manager, Banes General Contractors, Inc., advised that the work performed by his company and Funk & Company was performed without prior approval in order to have the school building ready for occupancy when school began on August 14, 2000. He stated that they only wish to recover their costs.

It was moved by Ms. Gonzalez and seconded by Dr. Finke that the Board approve the payment for Change Order No. 5 to Chapin High School, #93.735, to Banes General Contractors, Inc. for costs incurred to modify the hydronic piping system installation in the total amount of \$146,124.00.

Discussion continued on the responsibility of the architects and engineers; avoiding legal fees associated with a possible lawsuit; and negotiating a resolution and coming back to the Board with a compromise. Mr. Leonard Nordell, Project Architect, The Mijares Group/Moore Nordell Kroeger Architects Joint Venture, stated that the firms will actively participate in negotiations.

Ms. Gonzalez withdrew her motion.

It was moved by Dr. Finke, seconded by Mr. Rosales, and carried unanimously that the Board postpone action on the change order to Chapin High School for two weeks to allow representatives from Banes Construction Contractors, Inc.; Funk & Co., and The Mijares Group/Moore Nordell Kroeger Architects Joint Venture the opportunity to meet with the EPISD administration regarding a resolution on the additional work performed at Chapin High School and that a report be brought back to the Board at the March 27, 2001, Board meeting.

Meeting Closed (Item #16)

The meeting was recessed at 8:24 p.m. by Dr. Roark to a closed meeting under Sections 551.071 and 551.074 of the Texas Government Code as follows:

- A. Personnel Appointment – Director, Elementary Education, Curriculum, Instruction and Assessment
- B. Consultation with School District Attorney Regarding Pending or Contemplated Litigation
 1. Leonard Amburn, Plaintiff vs. El Paso Independent School District, Defendant; In the United States District Court, Western District of Texas, El Paso Division; No. EP-00-CA-0162-DB

2. Sergio Renteria, Sean May, and Maria Tuck v. El Paso ISD; TEA Docket No. 050-R3-201

The closed meeting was opened at 8:29 p.m. The closed meeting ended at 8:38 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 8:38 p.m.

Personnel Appointment – Director, Elementary Education, Curriculum, Instruction and Assessment (Item #16, A.)

It was moved by Mr. Wever, seconded by Mr. Rosales, and carried unanimously that the Board accept the Superintendent's recommendation to appoint Barbara Gibson, Facilitator in Elementary Education, to the position of Director, Elementary Education, Curriculum, Instruction and Assessment.

Consultation with School District Attorney Regarding Pending or Contemplated Litigation - Sergio Renteria, Sean May, and Maria Tuck v. El Paso ISD; TEA Docket No. 050-R3-201 (Item #16, B., 2.)

It was moved by Mr. Rosales, seconded by Mr. Telles, and carried unanimously that the Board authorize the law firm of Mounce, Green, Myers, Safi & Galatzan, P.C., to represent the EPISD in this proceeding before the Commissioner of Education.

Meeting Adjourned

The meeting was adjourned at 8:40 p.m.

Date Approved: April 24, 2001