

Minutes of Meeting of Board of Trustees  
El Paso Independent School District  
July 15, 2003  
5:00 p.m.  
Education Center-Boeing

Present: Mr. Sal Mena, Jr., President  
Dr. Lorraine O'Donnell, Vice President  
Miss Leonor Garcia  
Dr. Charles Roark<sup>1</sup>  
Mr. Charles L. Tafoya, Superintendent  
Mr. Anthony Safi, School District Attorney

Absent: Mr. Carlos Cordova, Secretary  
Mr. David Dodge  
Mr. Richard Telles

The meeting was called to order at 5:15 p.m. by Mr. Mena.

1. Public Complaint by Howard DeLaCruz-Bancroft, NetCamino Corporation, Regarding RFP #19-03

Mr. Mena outlined the protocol for hearing the public complaint and provided a summary of the complaint.

Mr. Howard DeLaCruz-Bancroft, President, NetCamino Corporation, provided background information on his public complaint, which addressed his recommendation that all vendors that provide services for SHARS (School Health and Related Services) software be allowed to provide input into RFP #19-03 (Individuals with Disabilities Education Act (IDEA) Software and Support Services) and his company receiving a copy of the RFP only one week prior to the submission deadline.

Mr. Tafoya reviewed the process followed by the administration in the response to Mr. Bancroft's complaint and commented on some inconsistencies in the allegations included in the complaint.

There was discussion on which vendors were sent a copy of the RFP; bidders' conferences; software proprietary software; timing of the complainant's response to the RFP; a committee process being used for the review of RFP respondents; and an issue related to a District employee being addressed by the Board in a closed meeting.

It was moved by Miss Garcia and seconded by Mr. Cordova that the Board uphold the decision of the Superintendent.

Meeting Closed

The meeting was recessed at 5:37 to a closed meeting by Mr. Mena under Section 551.074 of the Texas Government Code for the discussion of a personnel matter related to the public complaint.

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<sup>1</sup> Dr. Roark arrived at 5:25 p.m., during discussion on Item #1.

### Closed Meeting

The closed meeting started at 5:41 p.m. The closed meeting ended at 6:22 p.m.

### Meeting Opened

The meeting was reassembled in Open Session at 6:22 p.m.

There was further discussion of the public complaint and the administration's response time to the initial complaint and it having been within Board policy.

Upon the vote on the motion, the motion carried with Dr. Roark voting against the motion.

2. Award of Individuals with Disabilities Education Act (IDEA) Software and Support Services RFP #19-03 (\$1,500,000.00)

Mr. Don Sizemore, Technology Facilitator, Special Populations, provided information on the RFP, which will be funded through IDEA funds.

There was discussion on the software application process interfacing with existing systems; the recommended vendor, Strategic Governmental Services (SGS), Inc., having been selected through the RFP (request for proposals) process for a four-year contract; and the contract including a termination clause and being under review by the District's attorneys.

Discussion continued on possibly including additional language in the contract stipulating that the software must meet the needs of the District; the payment process over a four-year period; and the services that will be provided by the software.

It was moved by Dr. Roark, seconded by Mr. Cordova, and carried unanimously that Individuals with Disabilities Education Act (IDEA) Software and Support Services RFP #19-03 be awarded to Strategic Governmental Services, Inc. in the amount of \$1,500,000.00 for the 2003-04 school year, for a total four-year term, subject to funding, and subject to the review and approval of the contract by the Superintendent and the District's attorney, and that language be included in the contract that if the software does not meet the District's needs, the District, for cause, can terminate the contract.

3. Reaffirm Award of Construction Contract #02.602 - Mary N. Tippin Elementary School (E-7) (\$7,031,600.00)

It was moved by Mr. Cordova and seconded by Dr. O'Donnell that the Board ratify the award of this construction contract by the EPISD Public Facilities Corporation to Baner General Contractors, Inc. Upon the vote, the motion carried with Dr. Roark voting "present."

4. Approval of Construction Project List Connected with October 4, 2003, Bond Election as Recommended by the Ad Hoc Bond Committee

Mr. Luis Mata, Chairperson, Ad Hoc Bond Committee, reviewed the 2003 Bond allocation for the total bond issue of \$207,435 million; changes to the initial recommended project list; and the final project list, including new construction, additions, and refurbishments. Mr. Hector Martinez, Associate Superintendent, Operations, reviewed proposed new construction at existing middle and high schools.

The following people requested to speak to this item:

1. Mr. Raul Garcia spoke about projects at Jefferson High School and the refurbishment of the basketball blacktop.
2. Mr. Jorge spoke about concern with El Paso schools and the community supporting the bond election.

Mr. Mena read a statement encouraging the support of the projects for the bond election. In the absence of Mr. Dodge, Mr. Cordova read a prepared, written statement from Mr. Dodge supporting the proposed project list.

At the request of Dr. O'Donnell, Mr. Safi reviewed options available to the Board for implementing an accountability plan on the expenditure of bond funds.

It was moved by Dr. O'Donnell, seconded by Miss Garcia, and carried unanimously that the Board approve the construction project listing as recommended and presented by the Ad Hoc Bond Committee and the administration for an election to be held on October 4, 2003, in the amount of \$207,435,000.00 (copy attached to the permanent file of these minutes).

#### Meeting Adjourned

The meeting was adjourned at 7:19 p.m.

Date Approved: September 9, 2003