

Minutes of Meeting of Board of Trustees  
El Paso Independent School District  
March 16, 2004  
5:00 p.m.  
Education Center-Boeing

Present: Mr. Sal Mena, Jr., President  
Dr. Lorraine O'Donnell, Vice President  
Mr. Carlos Cordova, Secretary  
Mr. David Dodge  
Miss Leonor Garcia  
Dr. Charles Roark  
Mr. Charles L. Tafoya, Superintendent  
Mr. John Birkelbach, School District Attorney

Absent: Ms. Lisa Colquitt-Muñoz

The meeting was called to order at 5:00 p.m. by Mr. Mena. The Pledge of Allegiance was led by Mr. Hector Martinez, Associate Superintendent, Operations.

Meeting Closed

The meeting was recessed at 5:01 p.m. to a closed meeting by Mr. Mena under Sections 551.071 and 551.072 of the Texas Government Code as follows:

1. Closed Meeting

- A. Consultation with School District Attorney – Proposed Assignment of Earnest Money Contract Between EPISD and Access Administrators, Inc. Related to Sale of Blue Flame Building

The closed meeting started at 5:01 p.m. The closed meeting ended at 5:20 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 5:20 p.m.

1. The action was as follows:

- A. Consultation with School District Attorney – Proposed Assignment of Earnest Money Contract Between EPISD and Access Administrators, Inc. Related to Sale of Blue Flame Building

It was moved by Dr. Roark and seconded by Mr. Cordova that the Board authorize the Board President to execute and deliver, on behalf of the District, a written consent to the assignment by Access Administrators, Inc., of its rights and obligations under the Earnest Money Contract with the District for the purchase of the Education Center-Downtown/Blue Flame Building and parking garage to El Paso Renaissance-Blue Flame, LP, a Texas limited partnership, conditioned upon the execution and delivery at the closing by the Jones Family Trust of an Unconditional Guaranty by the Jones Family Trust of the \$1,308,000.00 Promissory Note and the liens securing same to be executed by the purchaser at the closing, with said unconditional Guaranty to be in form and substance acceptable to the administration and the District's attorney.

Dr. O'Donnell recommended additional language that approval be pending the presentation of a financial statement for Jones Family Trust prepared by an external firm. Mr. Jack Chapman, Kemp Smith LLP, attorney representing Jones Family Trust, advised that this closely held entity did not have outside audit statements.

Upon the vote, the motion carried unanimously.

Meeting Adjourned

The meeting was adjourned at 5:30 p.m.

Date Approved: May 11, 2004