

Minutes of Meeting of Board of Trustees
El Paso Independent School District
September 3, 2002
5:00 p.m.
Education Center-Boeing

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

The meeting was called to order at 5:14 p.m. by Mr. Wever. The Pledge of Allegiance was led by Mr. Jack Johnston, Executive Director, Technology and Information Systems.

Discussion and Possible Action Regarding Treatment of Knives Under Board Policy FNCG (Local), Student Conduct: Weapons, and the Student Code of Conduct (Item #2)

Dr. Roark inquired about the interpretation of language in Board Policy FNCG (Local) related to an illegal knife and the punishment students receive for carrying illegal knives on campus. Mr. Safi clarified the State's definition of an illegal knife, mandatory JJAEP placements, local school boards having the flexibility to define additional categories of knives, and federal laws related to special education students bringing prohibited weapons on campus. Dr. Anzaldua also referenced the Student Code of Conduct and discretionary issues that are addressed by a building principal.

There was discussion on Zero Tolerance; the possibility of fingernail files being used as weapons; possible inconsistencies in the policy language; weapons being addressed in the Student Code of Conduct, which is approved by the Board of Trustees; this policy being reviewed by the Board Policy Committee; and a student's history being considered when issuing judgment on an offense.

It was the consensus of the Board that Board Policy FNCG (Local) be reviewed by the Board Policy Committee at its meeting on the September 24, 2002.

Review by Marcus, Fairall, Bristol & Co., LLP and Edge, McLagan, Nugent & Co., EPISD Forensic Auditors, of Process and Procedures Related to EPISD EMC/FMC (Energy Management Control/Facility Management Control) Systems Contract, 302.340, and Prior Related Contracts (Item #1)

It was moved by Dr. Finke, seconded by Dr. Roark, and carried unanimously that item no. 1, Review by Marcus, Fairall, Bristol & Co., LLP and Edge, McLagan, Nugent & Co., EPISD Forensic Auditors, of Process and Procedures Related to EPISD EMC/FMC (Energy Management Control/Facility Management Control) Systems Contract, 302.340, and Prior Related Contracts be postponed until the September 10, 2002, regularly scheduled Board meeting.

Item Withdrawn

It was announced that item no. 3, A., Student Discipline Appeal – M. M., had been withdrawn from the agenda.

Meeting Closed (Item #3)

The meeting was recessed at 5:32 p.m. to a closed meeting by Mr. Wever under Sections 551.071 and 551.074 of the Texas Government Code as follows:

- B. Superintendent's Employment Contract, Possible Agreed Amendment Thereof, and Separation/Voluntary Exit Agreement
- C. Consideration of Appointment of Acting, Interim, or Temporary Superintendent

The closed meeting started at 5:33 p.m. The closed meeting ended at 10:02 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 10:02 p.m.

Superintendent's Employment Contract, Possible Agreed Amendment Thereof, and Separation/Voluntary Exit Agreement (Item #3, B.)

It was moved by Dr. Finke and seconded by Mr. Mena that the Board approve the Voluntary Exit Agreement with Superintendent Gilberto Anzaldua. Upon the vote, the motion carried with Mr. Mena, Dr. Finke, Dr. Roark, and Mr. Wever voting in favor of the motion and Mr. Rosales, Mr. Telles, and Miss Garcia voting against the motion.

Meeting Closed (Item #3)

The meeting was again recessed at 10:05 p.m. to a closed meeting by Mr. Wever under the authority previously cited.

The closed meeting started at 10:05 p.m. The closed meeting ended at 10:12 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 10:15 p.m.

Consideration of Appointment of Acting, Interim, or Temporary Superintendent (Item #3, C.)

It was moved by Dr. Finke, seconded by Mr. Mena, and carried unanimously that the Board appoint Charles L. Tafoya as Acting Superintendent of the El Paso Independent School District and to serve as such at the pleasure of the Board in addition to serving as Associate Superintendent, Human Resources, for a total salary for all assigned duties at an annual rate of \$160,000.00, plus use of a District-owned vehicle.

Meeting Adjourned

The meeting was adjourned at 10:35 p.m.

Date Approved: February 4, 2003