

Minutes of Meeting of Board of Trustees
El Paso Independent School District
November 12, 2002
5:00 p.m.
Education Center-Boeing

Present Mr. Dan Wever, President
 Dr. Gene Finke, Vice President
 Mr. Sal Mena, Jr.
 Dr. Charles Roark
 Mr. Joe Rosales
 Mr. Richard Telles¹
 Mr. Charles L. Tafoya, Acting Superintendent
 Mr. Anthony Safi, School District Attorney

Absent: Miss Leonor Garcia, Secretary

The meeting was called to order at 5:04 p.m. by Mr. Wever. The Pledge of Allegiance was led by Dr. Roark. Dr. Linda Holman, Associate Superintendent, Curriculum and Instruction, gave the Thought for the Day.

Recognition of 2002 State Nurse of the Year (Item #1)

Ms. Laura Melotte, RN, BSN, school nurse at Bowie High School, was recognized by the Board of Trustees for having been named as the 2002 State Nurse of the Year by the Texas Association of School Nurses. An engraved plaque was presented to Ms. Melotte on behalf of the Board.

Recognition of EPISD Unsung Heroes (Item #2)

Mr. John Peterson, Facilitator, Planetarium, and Mr. Corey Stone, Planetarium Assistant, were recognized by the Board of Trustees as the District's Unsung Heroes. Each was presented a framed certificate on behalf of the Board.

Presentation Regarding EPISD "Mobile Melodies" Van (Item #3)

Ms. Marsha Lawler, Executive Director, External Funding, made a presentation on the EPISD "Mobile Melodies" van. She stated that the van is specially equipped for teaching music and will visit District elementary schools for music instruction by the "Melodies" teacher.

Public Forum (Item #4)

There were no speakers on Open Forum.

¹ Mr. Telles departed the meeting at 8:35 p.m., following discussion in Closed Session.

Approve Recommendation of Board Finance and Board Investigative Services Committees on Scope of Work to be Provided by Marcus, Fairall, Bristol & Co., LLP and Edge, McLagan, Nugent & Co., P.C. in the Review of Financial Issues Related to Employee Cost Sharing Level for the Health Benefits Plan Previously Approved by the Board of Trustees and Cost for Services (approx. \$25,000.00) (Ref. Item No. 11) (Item #9)

It was moved by Mr. Mena and seconded by Mr. Telles that the Board approve the Letter of Engagement and agreed-upon procedures, as presented, for Marcus, Fairall, Bristol & Co., LLP and Edge, McLagan, Nugent & Co., P.C. to review financial issues related to the employee cost sharing level for the Health Benefit Plan that was previously approved by the Board for an amount not to exceed \$25,000.00, subject to the Board's approval of the corresponding budget amendment.

Dr. Finke commented on the concerns voiced by Ms. Frances Wever of the El Paso Federation of Teachers and Support Personnel, which resulted in the Board questioning the budget and the need for employee cost sharing in the health benefit plan.

Mr. David Marcus, Marcus, Fairall, Bristol & Co., L.L.P., stated that the review would focus on whether or not the budget can support the District covering the health benefits costs for the employees. He advised that the specific procedures to be followed were as outlined in the engagement letter and that a report would be presented to the Board by December 10, 2002.

Upon the vote, the motion carried unanimously.

Approval of Budget Amendment – Forensic Auditors' Review of Financial Issues Regarding Employee Cost Sharing Level for Health Benefits Plan (\$25,000.00) (Ref. Item No. 9) (Item #11)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the amendment titled Forensic Auditors' Review of Financial Issues Regarding Employee Cost Sharing Level for Health Benefits Plan be approved to the 2002-03 fiscal year budget in the amount of \$25,000.00.

Meeting Closed (Item #19)

The meeting was recessed at 5:28 p.m. to a closed meeting by Mr. Wever under Sections 551.071, 551.072, and 551.074 of the Texas Government Code as follows:

A. Personnel Appointments

1. Principal, Travis Elementary School
2. Assistant Principal, Bassett Middle School
3. Assistant Principal, Logan Elementary School
4. Risk Manager, Internal Audit

B. Grievance Hearing – Monica Lozano, Computer Clerk, Roberts Elementary School

E. El Paso Independent School District, Plaintiff vs. The Lead Industries Association, Inc., et al., Defendants; In the 120th District Court, El Paso County, Texas; Cause No. 2002-2675

The closed meeting started at 5:30 p.m. The closed meeting ended at 7:16 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 7:18 p.m.

Personnel Appointments – Principal, Travis Elementary School (Item #19, A., 1.)

It was moved by Mr. Wever, seconded by Dr. Roark, and carried unanimously that the Board accept the Acting Superintendent's recommendation to appoint Steven J. Clay, Assistant Principal at White Elementary School, to the position of Principal, Travis Elementary School. Dr. Finke was not present for the vote.

Personnel Appointments – Assistant Principal, Bassett Middle School (Item #19, A., 2.)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board accept the Acting Superintendent's recommendation to appoint Teresa Gandara, physical education teacher at Terrace Hills Middle School, to the position of Assistant Principal, Bassett Middle School.

Personnel Appointments – Assistant Principal, Logan Elementary School (Item #19, A., 3.)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board accept the Acting Superintendent's recommendation to appoint Armando Llanos, fifth grade teacher at Lee Elementary School, to the position of Assistant Principal, Logan Elementary School.

Personnel Appointments – Risk Manager, Internal Auditor (Item #19, A., 4.)

It was moved by Mr. Mena and seconded by Mr. Rosales that the Board accept the Acting Superintendent's recommendation to appoint Martha Piekarski, EPISD Internal Auditor, to the position of Risk Manager, Internal Audit. Upon the vote, the motion carried with Mr. Wever voting against the motion.

Grievance Hearing – Monica Lozano, Computer Clerk, Roberts Elementary School (Item #19, B.)

It was moved by Mr. Telles and seconded by Mr. Rosales that the Board direct that Monica Lozano, computer clerk at Roberts Elementary School, be re-employed with back pay. Upon the vote, the motion carried with Dr. Roark voting against the motion.

Consent Agenda (Item #5)

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

- Dr. Roark - Item 5, C., 9., Approval of Budget Amendments – Superintendent's Office (\$142,497.00)
- Item 5, E., October 2002 Personnel Report

Questions on Approval of Budget Amendments – Superintendent's Office (\$142,497.00)
(Item #5, C., 9.)

Responding to a question from Dr. Roark, Mr. Tafoya advised that Robles, Bracken, and Coffman is the law firm of Rosemary Marin, the attorney representing the District in an on-going litigation.

Questions on October 2002 Personnel Report (Item #5, E.)

Dr. Roark reviewed the professional employees that have resigned from the District. He expressed concern with the losses in the critical areas of math, science, and special education. Dr. Roark suggested that a questionnaire be developed to obtain more information from the exiting employees.

It was moved by Mr. Mena, seconded by Mr. Rosales, 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 Minutes

1. July 2, 2002, and July 22, 2002, Board Finance Committee Meetings; July 9, 2002, and July 11, 2002, Board's Employee Health/Insurance Committee Meetings; and July 23, 2002, Board Policy Committee Meeting
2. July 9, 2002; July 11, 2002; July 12, 2002; July 23, 2002; and July 30, 2002, Meetings of the Board of Trustees

The Board approved the minutes of the July 2, 2002, and July 22, 2002, Board Finance Committee meetings; the July 9, 2002, and July 11, 2002, Board's Employee Health/Insurance Committee meetings; the July 23, 2002, Board Policy Committee meeting; and the July 9, 2002; July 11, 2002; July 12, 2002; July 23, 2002; and July 30, 2002, meetings of the Board of Trustees.

B. Approval of Contracts Between EPISD and the Upper Rio Grande Tech-Prep and Youth (School-to-Careers) Consortium for Tech-Prep Grant Funding (\$15,000.00)

1. Center for Career and Technology Education (\$5,000.00)
2. Silva Magnet High School for Health Care Professions (\$5,000.00)
3. Career and Technology Education Unit (\$5,000.00)

The Board approved the contracts between the EPISD and the Upper Rio Grande Tech-Prep School-to-Careers Consortium as listed for Tech-Prep grant funding in the total amount of \$15,000.00.

C. Approval of Budget Amendments

The Board approved the following amendments to the 2002-03 fiscal year budget:

1. ESEA title 1, Part A – Magoffin Middle School (\$45,000.00). The purpose of this item is to amend the ESEA Title 1, Part A – Magoffin Middle School budget in the amount of \$45,000.00. Marsha Lawler, Executive Director of External Funding, requested this amendment in a memo dated October 14, 2002. This transfer is required in order to hire an assistant principal that will be assigned to the sixth grade.
2. Community for Learning Program, Capacity Building Grant (\$53,990.00). The purpose of this item is to set up the budget for Community for Learning Program, Capacity Building Grant in the amount of \$53,990.00. Marsha Lawler, Executive Director of External Funding, requested this amendment in a memo dated September 4, 2002. Temple University of the Commonwealth System of Higher Education, Center for Research in Human Development and Education (TUCRHD) has received a Capacity Building grant from the U. S. Department of Education in the amount of \$53,990.00 and will provide to the EPISD, as a sub-recipient, grant funds to continue with the Temple University's Community for Learning Program at the School-Age Parent Center. Implementation of the grant program will be fully supported through grant funds and campus funds. The Board approved the Program Participation Agreement on September 10, 2002.
3. Apprenticeship Program (\$7,027.00). The purpose of this item is to set up the budget for the Apprenticeship Program in the amount of \$7,027.00. Rosa Gandara, Director of Career and Technology Education, requested this amendment in a memo dated October 9, 2002. The EPISD participates in the Adult Apprenticeship Program to provide additional skills to persons working in area maintenance shops. The Texas Workforce Commission approved the Notice of Grant Award on September 12, 2002.
4. State Compensatory Education (SCE) – Douglass Elementary School #1 (\$15,000.00). The purpose of this item is to amend the Douglass Elementary School State Compensatory Education (SCE) budget in the amount of \$15,000.00. Manuel Mendoza, Jr., Principal at Douglass, requested this amendment in a memo dated October 14, 2002. This amendment transfers funds from Instructional Professional Salaries to hire a first grade social worker.
5. State Compensatory Education (SCE) – Douglass Elementary School #2 (\$21,283.00). The purpose of this item is to amend the Douglass Elementary School State Compensatory Education (SCE) budget in the amount of \$21,283.00. Manuel Mendoza, Jr., Principal at Douglass, requested this amendment in a memo dated October 14, 2002. This amendment transfers funds that are no longer needed in Instructional Salaries into various Staff Development accounts.
6. State Compensatory Education (SCE) – Bliss Elementary School (\$5,500.00). The purpose of this item is to amend the Bliss Elementary School State Compensatory Education (SCE) budget in the amount of \$5,500.00. Mark Mendoza, Principal at Bliss, requested this amendment in a memo dated October 15, 2002. This amendment transfers funds from Staff Development Substitute Teachers and Miscellaneous Operating Costs to hire an additional paraprofessional for the reading program.

7. School Health and Related Services (SHARS) (\$8,596.00). The purpose of this item is to amend the School Health and Related Services (SHARS) budget in the amount of \$8,596.00. Linda Corral, Associate Superintendent of the Middle Schools Division, requested this amendment in a memo dated October 4, 2002. This amendment transfers funds from Instructional Supplies to Community Services Reading Materials to provide English and Spanish manuals for District parents.
 8. Staff Development (\$41,838.00). The purpose of this item is to amend the Staff Development budget in the amount of \$41,838.00. Richard Romero, Director of Budget, requested this amendment in a memo dated October 30, 2002. This amendment transfers funds from the District's Fund Balance to provide sufficient funding for payment of previously encumbered and approved purchase orders from FY 2002 for the Staff Development Unit. Unspent funds were automatically rolled into Fund Balance at the end of FY 2002 and this amendment will roll these funds back out of Fund Balance into the current fiscal year.
 9. Superintendent's Office (\$142,497.00). The purpose of this item is to amend the Superintendent's budget in the amount of \$142,497.00. Richard Romero, Director of Budget, requested this amendment in a memo dated October 30, 2002. This amendment transfers funds from the District's Fund Balance to provide sufficient funding for payment of previously encumbered and approved purchase orders from FY 2002 for the Superintendent's Office. Unspent funds were automatically rolled into Fund Balance at the end of FY 2002 and this amendment will roll these funds back out of Fund Balance into the current fiscal year.
 10. Communications & Business Partnerships (\$61,990.00). The purpose of this item is to amend the Communications & Business Partnerships budget in the amount of \$61,990.00. Richard Romero, Director of Budget, requested this amendment in a memo dated October 31, 2002. This amendment transfers funds from the District's Fund Balance to provide sufficient funding for payment of previously encumbered and approved purchase orders from FY 2002 for the Communications & Business Partnerships Unit. Unspent funds were automatically rolled into Fund Balance at the end of FY 2002 and this amendment will roll these funds back out of Fund Balance into the current fiscal year.
- D. Purchase Requiring Board Approval – AS/400 Computer Systems Maintenance, Purchase Order No. 249012 (\$44,432.77)

The AS/400 computers systems maintenance, Purchase Order No. 249012, was approved from Secure Data Corporation in the amount of \$44,432.77 (copy of purchase order attached to the permanent file of these minutes).

E. October 2002 Personnel Report

The October 2002 Personnel Report was approved (copy attached to the permanent file of these minutes).

Employee Conflict of Interest Report and Approval of Employees' Disclosure of Interest in a Business Entity Affidavits (Item #6)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve the Employee Disclosure of Interest in a Business entity affidavits as presented.

Identification of Acute Areas of Teacher Shortage in the EPISD for the 2002-03 School Year (Item #7)

Ms. Carolyn Grantham, Acting Executive Director, Human Resources, stated that Senate Bill 273 requires that the board of trustees of a school district determine the areas of acute teacher shortage in accordance with the guidelines established by the Commissioner of Education by considering the areas as identified by the Texas Education Agency (TEA) and by determining the local areas of teacher shortage where the school district has exhausted recruiting efforts. Ms. Grantham reviewed the areas of acute teacher shortage as identified by TEA for the 2002-03 school year and stated that the administration recommends that the Board approve the list of acute areas of teacher shortage as identified by TEA and that the local areas of Early Childhood, Vocal Music, Instrumental Music, and General Business be included in the critical areas for EPISD.

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board rule the subjects of Secondary Mathematics, grades 6 through 12; Secondary Science, grades 6 through 12; Special Education, all levels; Secondary Languages other than English, grades 6 through 12; Bilingual/English as a Second Language, all levels; Secondary Technology Applications, grades 6 through 12; Early Childhood; General Business; Secondary Vocal Music, grades 6 through 12; and Secondary Instrumental Music, grades 6 through 12, as acute areas of teacher shortage for the 2002-03 school year.

Approval of Interlocal Contract Between EPISD and Region 19 Education Service Center for Training Services (Item #8)

Mr. Tafoya provided information on the proposed Interlocal Contract with Region 19 Education Service Center. He stated that this would allow the District to contract for professional training, which the District does not have the staff or facilities to offer, up to \$25,000.00. He advised that anything in excess of \$25,000.00 would be brought to the Board for approval.

It was moved by Mr. Telles and seconded by Dr. Finke that the Board approve the Interlocal Contract for Professional Training with Region 19 Education Service Center for the provision of professional training on an as-needed basis. Upon the vote, the motion carried with Mr. Mena and Mr. Wever voting against the motion.

Approval of Memorandums of Understanding Between the EPISD and AVANCE, Inc. for Services Related to the Even Start Family Literacy Program at Burleson and Lamar Elementary Schools (Item #10)

It was moved by Mr. Mena, seconded by Mr. Telles, and carried unanimously that the Board approve the Memorandums of Understanding with AVANCE, Inc. for services related to the Even Start Family Literacy Program at Burleson Elementary School in the amount of \$7,500.00 and Lamar Elementary School in the amount of \$27,500.00. Mr. Rosales was not present for the vote.

Annual Investment Report and Review of Investment Policy (Item #12)

Mr. Walt Byers, Treasury Manager, reviewed the Annual Investment Report and Investment Policy. Responding to a question from Dr. Finke, Mr. Byers provided possible projections on losses based on the prime rate being lowered 50 basis points, or .5 percent.

Approval of Authorized Sellers of Investments and Providers of Investment Officer Training (Item #13)

It was moved by Mr. Mena, seconded by Dr. Finke, and carried unanimously that the list of authorized sellers of investments and providers of investment officer training be approved as presented (copy attached to the permanent file of these minutes).

Dr. Roark requested that the Board be provided with a list of fees charged by each of the authorized sellers to place investments for the District.

Approval of Extension of Travel Services RFP #06-02 (Item #14)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve the extension of Travel Services RFP #06-02 to House of Travel and Tumbleweed Travel agencies through August 31, 2003.

Approval of Purchase of *Measuring Up™ to the Texas Essential Knowledge and Skills (TEKS) and Success Strategies for the TAKS (Texas Assessment of Knowledge and Skills)* for Elementary Schools and Purchase Order Nos. 251146, 252202, 252083, 252418, 252419, and 252395 (approx. \$75,000.00) (Item #15)

Ms. Elfida Gutierrez, Associate Superintendent, Elementary Schools Division, provided information on *Measuring Up™ to the Texas Essential Knowledge and Skills (TEKS) and Success Strategies for the TAKS (Texas Assessment of Knowledge and Skills)*, which is a book customized for the state of Texas.

Ms. Margaret Frederick, Principal, Zach White Elementary School, reviewed the use of these materials in the classroom and how teachers will use the materials to assist the students.

It was moved by Mr. Mena, seconded by Mr. Telles, and carried unanimously that the Board approve the purchase of *Measuring Up™ to the Texas Essential Knowledge and Skills (TEKS) and Success Strategies for the TAKS (Texas Assessment of Knowledge and Skills)* and Purchase Order No. 251146, Hart Elementary School, in the amount of \$152.62; Purchase Order No. 252202, Hillside Elementary School, \$1,029.50; Purchase Order No. 252083, Stanton Elementary School, \$2,117.50; Purchase Order No. 252418, Zach White Elementary School, \$4,202.91; Purchase Order No. 252419, Zach White Elementary School, \$199.30; and Purchase Order No. 252395, Guerrero Elementary School, \$357.06, to Peoples Publishing Group, Inc., the sole source, and authorize additional purchases from budgeted funds for a total estimated amount of \$75,000.00 (copy of purchase orders attached to the permanent file of these minutes).

Approval of Purchase of *Everyday Mathematics* Program for Elementary Schools and Purchase Order No. 251498 (approx. \$200,000.00) (Item #16)

Responding to questions from Mr. Wever, Ms. Vodene Schultz, Math Facilitator, Elementary Education, provided information on the problem-solving approach of the *Everyday Mathematics* program. Dr. Roark requested that data be provided to the Board on test results with the use of the program and whether the program is beneficial to the students.

There was discussion on the funds being budgeted for the program; Curriculum and Instruction (C&I) assisting the schools with the purchase of the program; and teachers providing the Board with their opinions on the program's strengths and weaknesses.

It was moved by Mr. Mena and seconded by Mr. Telles that the *Everyday Mathematics* program for elementary schools and Purchase Order No. 251498 in the amount of \$18,244.02 be approved for purchase from SRA/McGraw-Hill, the sole source, and authorize additional purchases from budgeted funds for a total estimated amount of \$200,000.00 (copy of purchase order attached to the permanent file of these minutes).

It was moved by Mr. Wever and seconded by Dr. Roark that item no. 16, Approval of Purchase of *Everyday Mathematics* Program for Elementary Schools and Purchase Order No. 251498 (approx. \$200,000.00), be postponed for two weeks until more information is provided to the Board.

There was further discussion on the data requested by the Board being provided by Ms. Schultz; teacher training being funded through Title II funds; the District having received \$1 million this year in Title II funds, which was divided among the C&I facilitators; and the need to move forward on the program requested by the teachers.

Mr. Wever withdrew his motion that item no. 16, Approval of Purchase of *Everyday Mathematics* Program for Elementary Schools and Purchase Order No. 251498 (approx. \$200,000.00), be postponed for two weeks until more information is provided to the Board.

It was moved by Mr. Rosales that the debate be closed and an immediate vote be taken on the pending question.

Upon the vote on the main motion, the motion carried with Mr. Wever and Dr. Roark voting against the motion.

Purchases Requiring Board Approval (Item #17)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve the following purchases to the recommended vendors for the amounts indicated:

- A. Discount from Catalog Prices for Science RFP #85-02 (approx. \$209,960.00) 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 \$209,960.00 (copy of bid tabulation attached to the permanent file of these minutes).
- B. Athletic/Physical Education Supplies CSP #96-02 (approx. \$257,295.00) was awarded to the “primary” and “secondary” vendors listed on the tabulation for one year for purchases on an “as needed” basis for the estimated annual amount of \$257,295.00 (copy of bid tabulation attached to the permanent file of these minutes).
- C. Charter Bus Service RFP #105-02 (approx. \$130,000.00) was awarded to El Paso-Los Angeles Limousine Express; Sunwest Charter and Tours; and Transportes Chihuahua, subject to receiving TXDOT approval, as the primary vendors, and All Aboard America! and TNM&O as the secondary vendors, for the estimated amount of \$130,000.00 (copy of bid tabulation attached to the permanent file of these minutes).
- D. Isotonic Sports Drink Bid #110-02 (approx. \$24,000.00) was awarded to Kalil Bottling Co. for the estimated amount of \$24,000.00 (copy of bid tabulation attached to the permanent file of these minutes).

- E. Computers for Terrace Hills Middle School, Purchase Order No. 249048 (\$28,145.40), was approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$28,145.40 (copy of purchase order attached to the permanent file of these minutes).
- F. PC Computers for Andress High School, Purchase Order No. 249859 (\$9,531.80), were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$9,531.80 (copy of purchase order attached to the permanent file of these minutes).
- G. Wireless Mobile Lab for Raymond Telles Academy, Purchase Order No. 250616 (\$17,091.00), was approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$17,091.00 (copy of purchase order attached to the permanent file of these minutes).
- H. Apple Computers for Hillside Elementary School, Purchase Order No. 250880 (\$20,271.00), were approved for purchase from Apple Computer, the sole source, in the amount of \$20,271.00 (copy of purchase order attached to the permanent file of these minutes).
- I. Computers for Sunland Park Mall Academy, Purchase Order No. 251731 (\$24,210.68), were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$24,210.68 (copy of purchase order attached to the permanent file of these minutes).
- J. Computers for Morehead Middle School, Purchase Order No. 251926 (\$27,245.40), were approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$27,245.40 (copy of purchase order attached to the permanent file of these minutes).

Presentation by Jose Rodriguez on Offer to Purchase Education Center-Downtown/Blue Flame Building and EPISD Interest in Parking Garage (Item #18)

There was no presentation as Mr. Jose Rodriguez was not present at the meeting.

Meeting Closed (Item #19)

The meeting was again recessed at 8:10 p.m. to a closed meeting by Mr. Wever under the authority previously cited.

- D. Consultation with School District Attorney Regarding Legal Aspects of Status of City of El Paso Tax Increment Financing (TIF) Districts Nos. 2 and 3 and TIF Contracts Between EPISD and City of El Paso

The closed meeting started at 8:15 p.m. The closed meeting ended at 8:35 p.m.

Departure of Board Member

Mr. Telles departed the meeting at 8:35 p.m. and was not present for any subsequent action taken by the Board of Trustees.

Meeting Opened

The meeting was reassembled in Open Session at 8:36 p.m.

El Paso Independent School District, Plaintiff vs. The Lead Industries Association, Inc., et al., Defendants; In the 120th District Court, El Paso County, Texas; Cause No. 2002-2675 (Item #19, E.)

It was moved by Mr. Wever, seconded by Mr. Rosales, and carried unanimously that the Board authorize a non-suit or voluntary dismissal without prejudice of the case with the understanding that a report be brought back by legal counsel concerning developments in other cases and how it might affect the EPISD's position as far as refiling the case.

Meeting Adjourned

The meeting was adjourned at 8:38 p.m.

Date Approved: March 25, 2003