

Minutes of Meeting of Board of Trustees
El Paso Independent School District
October 8, 2002
4:00 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 Roark¹
Mr. Joe Rosales
Mr. Richard Telles²
Mr. Charles L. Tafoya, Acting Superintendent
Mr. Anthony Safi, School District Attorney

The meeting was called to order at 4:13 p.m. by Mr. Wever. The Pledge of Allegiance was led by Mr. Mena. Ms. Marsha Lawler, Executive Director, External Funding, gave the Thought for the Day.

Meeting Closed (Item #25)

The meeting was recessed at 4:17 p.m. to a closed meeting by Mr. Wever under Section 551.071 of the Texas Government Code as follows:

E. Consultation with School District Attorney

1. Contemplated Litigation Concerning New "Park Town" Elementary School, #01.516 (South/Central El Paso)

The closed meeting started at 4:19 p.m. The closed meeting ended at 4:25 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 4:16 p.m.

Discussion and Possible Action Regarding Site of New "Park Town" Elementary School, #01.516 (South/Central El Paso) (Item #1)

The following people requested to speak to this item:

1. Dr. John M. Tune, Volunteer Medical Director, Baptist Free Clinic, spoke about the services the clinic provides for the community and urged the Board not to reconsider its selection of Option "B" as the site for the Park Town Elementary School.

¹ Dr. Roark departed the meeting at 10:13 p.m., following reconsideration of Item #15.

² Mr. Telles departed the meeting at 10:55 p.m., following discussion on Item #20.

2. Ms. Eleanor Poe, Volunteer Registered Nurse and Founding Director, Baptist Free Clinic, spoke about the clinic and the services provided and request that the Board consider the clinic when deciding on a site for the Park Town Elementary School.
3. Rev. Jorge Diaz, Iglesia de Bautista, spoke about the church and encouraged the Board to consider the services provided by the church when selecting a site for the Park Town Elementary School.
4. Mr. Gilbert Mares, Vice President, Aoy Alumni Association, spoke in support of Option "B" for the Park Town Elementary School and recommended it be named Aoy Elementary.
5. Ms. Carmen Zamora spoke against displacing families in order to build the Park Town Elementary School.
6. Ms. Esperanza Yee presented a petition from the community and spoke against building a school on the El Paso/Juárez border and requested that the Board reconsider the location for the Park Town Elementary School.
7. Mr. Martin Silva, Silva's Super Market, spoke about Option "B" as the site for the Park Town Elementary School and requested that the Board reconsider the site for the school.
8. Ms. Cynthia Silva Manzanares, Silva's Super Market, spoke in support of Option "C" as the site for the Park Town Elementary School, which was proposed by La Fe Centro De Salud Familiar; provided photographs and information on other possible sites for the Park Town Elementary School; and asked the Board to consider different site proposals.
9. Mr. Jose Silva, Jr., Silva's Super Market, spoke about the selected site for the Park Town Elementary School destroying a family-owned business and requested that more study be conducted on the site selection for the school.
10. Mr. Salvador Balcorta, La Fe Centro De Salud Familiar, requested that the Board reconsider the site for the Park Town Elementary School and consider other sites and alternatives for the school.
11. Mr. Mike Breitingner, Executive Director, El Paso Central Business Association, commended the Board for building a school in South El Paso; requested that small businesses not be hurt in the process of building the Park Town Elementary School; and asked that Option "C," offered by La Fe Centro De Salud Familiar, be considered as a possible site for the school.
12. Ms. Irene Gonzales declined the opportunity to speak.
13. Ms. Adriana Olivas, parent at Aoy Elementary School, spoke about the selected site for the Park Town Elementary School being unsafe and encouraged the Board to listen to the community.
14. Mr. Anthony Cobos, City Representative District 8, spoke at the request of residents and discussed the initial plan for Aoy and Roosevelt Elementary Schools, which would not displace any residents or businesses.

15. Ms. Magdalena Nañez requested that the Board reconsider the location for the Park Town Elementary School.

Mr. Hector Martinez, Associate Superintendent, Operations, reaffirmed the administration's recommendation of Option "B" for the Park Town Elementary School site and advised that it would least impact the community. He also commented on the original project for Aoy and Roosevelt Elementary Schools, which included an interlocal agreement with the City of El Paso for joint use of park facilities.

Mr. Salvador Balcorta provided information on phasing in a school project using Armijo Park as the school site. Rep. Cobos provided information on an alternative plan to remodel Aoy and Roosevelt Elementary Schools and build additions to both schools.

It was moved by Dr. Roark, seconded by Mr. Telles, and carried unanimously that the Board approve and reaffirm Option "B," located south of Aoy Elementary School, as the site for the Park Town Elementary School, #02.516, to serve the attendance zones of Aoy and Roosevelt Elementary Schools; and authorize the administration to proceed with negotiations for the acquisition of the corresponding privately-owned parcels of land and the vacation of City-owned streets, in accordance with applicable Board policies, subject to the review and approval of the District's attorney, and subject to Board approval of purchase price(s) and terms.

Meeting Recessed

The meeting was recessed at 5:47 p.m. by Mr. Wever. The meeting was reconvened at 6:04 p.m.

Naming of Northwest Elementary School (Item #4)

The following people requested to speak to this item:

1. Mr. William Tippin spoke on behalf of the Tippin family and in appreciation of the Board's consideration of naming the new Northwest Elementary School after Mary Tippin.
2. Ms. Chris Olivares spoke in favor of naming the new Northwest Elementary School after Mary Tippin.
3. Ms. Bonnie Whalen, representing the Woman's Club of El Paso, spoke in favor of naming the new Northwest Elementary School after Mary Tippin.
4. Ms. Patricia Quinn, representing the Women's Department of the Greater El Paso Chamber of Commerce, spoke in favor of naming the new Northwest Elementary School after Mary Tippin.
5. Ms. Winona McKay spoke in favor of naming the new Northwest Elementary School after Mary Tippin.
6. Mr. Conrad Ramirez spoke in favor of naming the new Northwest Elementary School after Lorenzo G. LaFarelle.

7. Mr. Rudy Resendez spoke in favor of naming the new Northwest elementary School after Lorenzo G. LaFarelle.
8. Dr. Joseph E. Torres spoke in favor of naming the new Northwest Elementary School after Lorenzo G. LaFarelle.
9. Ms. Ann Niethamer spoke in favor of naming the new Northwest Elementary School after Mary Tippin.
10. Mr. Gerald Cheek, President, El Paso Council of PTAs, spoke in support of naming the new Northwest Elementary School after Mary Tippin.

Mr. Mena reviewed Board Policy CW (Local) and the rules followed by the Board School Name Committee in selecting a name to recommend for the Northwest Elementary School. He stated that 31 nominations were received and it was the consensus of the Committee that the Northwest Elementary School be named after Mary N. Tippin.

It was moved by Mr. Wever, seconded by Dr. Roark, and carried unanimously that the Northwest Elementary School be named Mary N. Tippin Elementary School.

EPISD Soccer Program (Item #2)

- A. Presentation on Middle School and Junior Varsity Soccer Program and Use of Football Fields for Soccer Purposes by Senator Eliot Shapleigh
- B. Discussion of Camino Real Soccer Council Strategic Plan
- C. Discussion and Possible Action on Implementing a Boys and Girls Seventh- and Eighth-Grade and Junior Varsity Soccer Program in EPISD

Senator Eliot Shapleigh spoke about the EPISD implementing a boys and girls seventh- and eighth-grade junior varsity (JV) soccer program. He provided information on the Camino Real Soccer Council Strategic Plan that will promote soccer in El Paso and reviewed a cost estimate to develop JV and seventh- and eighth-grade soccer teams.

Mr. Oscar Rascon, Soccer Coach, Burges High School, spoke about the increased interest in boys' and girls' soccer programs and the need to develop JV and seventh- and eighth-grade programs. Coach Rascon requested the Board's continued support of the District soccer program.

Erica Martinez, El Paso High School, and Manuela Castaneda, Austin High School, requested that the Board consider expanding the District's varsity soccer program and implementing of a JV soccer program.

There was discussion on the availability of funds to expand the District's soccer program and phasing it in during the 2003-04 budget cycle; having District coaches assist with developing a plan for an expanded soccer program; various entities that will contribute to the promotion of soccer in El Paso; and starting a "club" format for in-area participation to keep students interested until a competitive program is developed beginning in 2003-04.

It was moved by Dr. Finke, seconded by Mr. Mena, and carried unanimously that the Board direct the Acting Superintendent to give priority to implementing a boys and girls seventh- and eighth-grade junior varsity soccer program in the next budget cycle and to explore advancing the implementation of the program to the current fiscal year if budget savings can make that possible.

Discussion and Possible Action on Agenda Proposal for the Texas State Legislative Session (Item #3)

Senator Eliot Shapleigh provided information on a possible tax cut at the state level, which would result in increased local taxes. He reviewed the state's funding of public education; the new students added to the educational system each year; what is needed but cannot be afforded; per capita state expenditures for the 15 most populous states in 2000; the state of Texas ranking 46th in the nation with people with high school degrees; and the need for \$3.4 billion to get Texas to the U. S. average in state aid per pupil. He reviewed various rankings of El Paso compared to the state of Texas and to the nation; the principals for a good revenue system; the sales tax of the ten most populous states; items exempt from sales tax and the estimated cost of excluding certain services from the sales tax base; Texas' property tax; and why sales and property taxes are so high in the state. Senator Shapleigh examined the Texas corporations and the Franchise Tax; the workings of a state income tax; additional revenue that a state income tax would produce; how a state income tax would benefit most Texans; and the need to educate children to prosper.

Recognition of 2002 Kermezaar Student Art Show Award Winners (Item #5)

Two EPISD students were recognized by the Board of Trustees for awards received in the annual Kermezaar Student Art Show. Elizabeth Garcia, senior at El Paso High School, was the First Place winner in the Best of Show category in the High School Division, and Marisol Chacon, eighth-grade student at Richardson Middle School, was the winner of the Overall Best of Show in the Middle School Division. Each student was presented with an engraved plaque and congratulated individually by Mr. Tafoya and the Board of Trustees. The students' instructors and families were also recognized.

Recognition of 2002 Texas Outstanding Teaching of the Humanities Award Recipient (Item #6)

Ms. Beverly Given, Gifted and Talented teacher at Morehead Middle School, was recognized by the Board of Trustees for being selected to receive the 2002 Outstanding Teaching of the Humanities Award from the Texas Council for the Humanities. Ms. Given was awarded a stipend of \$1,000.00 for professional development and \$500.00 for improvement of Humanities courses and programs at her school. She was presented with an engraved plaque and congratulated individually by Mr. Tafoya and the Board of Trustees.

Recognition of Fulbright Foreign Exchange Teacher and Cordova Middle School (Item #7)

Ms. Elizabeth Stafford, teacher at Cordova Middle School, and Cordova Middle School were recognized by the Board of Trustees for their participation in the William J. Fulbright Foreign Scholarship Program. Ms. Stafford and Cordova were each presented with an engraved plaque from the Board.

Recognition of 2002 Texas Association for the Gifted and Talented (TAGT) Regional Award Recipients (Item #8)

Ms. Sandra Spivey, a Humanities gifted program teacher at Mesita Elementary School, was recognized as the TAGT 2002 Rising Star Teacher of the Gifted for Region 19; Ms. Cindy Glover, a Humanities gifted program teacher at Cordova Middle School, was recognized as the Region 19 TAGT 2002 Outstanding Teacher of the Year; Ms. Teresa De Leon, parent of gifted and talented students, was recognized as the Parent of the Year for Region 19; and Ms. Fara Green, Director, Gifted and Talented, was recognized as the TAGT 2002 Advocate of the Gifted for Region 19. The honorees were presented engraved plaques from the Board of Trustees.

Awards to September 2002 Employees of the Month (Item #9)

Ms. Maria E. Morales, teacher at Dowell Elementary School, was recognized by the Board of Trustees as September 2002's Certified Employee of the Month; and Ms. Erika Siciliano, secretary in the Facilities, Maintenance and Construction Unit, was recognized as September 2002's Non-Certified Employee of the Month. Each was presented with an engraved plaque and a check in the amount of \$150.00.

Meeting Recessed

The meeting was recessed at 8:00 p.m. by Mr. Wever. The meeting was reconvened at 8:14 p.m.

Approval of Corrections to Plan for Redistricting of EPISD Trustee Districts Based on Updated Census Data (Item #10)

Based on an analysis of census block data for 2002 precincts provided by the County of El Paso, Dr. William Wachtel, Senior Researcher, and Mr. Gerald Cheek, member of the Redistricting Committee, presented numeric corrections to the plan for the redistricting of EPISD Trustee districts, which was previously approved by the Board on July 9, 2003. Mr. Cheek advised that there were no changes to actual Trustee districts.

It was moved by Dr. Roark, seconded by Mr. Telles, and carried unanimously that the Board accept the corrections to the data in the plan for the redistricting of EPISD Trustee districts as recommended by the Redistricting Committee and direct staff and legal counsel to continue to prepare the formal submission of the plan to the Department of Justice for preclearance.

Approval of Revision (Version 5.2) to the EPISD 5-Year Strategic Plan and Strategic Plan Progress Report #1 as Presented by the Strategic Planning Accountability Committee (Item #12)

Mr. Gerald Cheek, Co-Chairman for the Strategic Planning Committee, presented a summary of activities of the Strategic Planning Accountability and Working Committee.

Mr. Gilbert Moreno, Prestige Consulting Services, reviewed Version 5.2 Updates to the Strategic Plan and stated that the updates were reviewed with the Strategic Owners, the Superintendent's Cabinet, and the Working and Accountability Committees. He advised that the recommendations are to incorporate the recommended changes into the 5-Year Strategic Plan.

Mr. Moreno provided information the first progress report on the implementation of the 5-Year Strategic Plan. He reviewed key Superintendent and administrative actions on accountability; student academic success initiatives; organization and management effectiveness; effective communications initiatives; financial and academic accountability and finance; and the technology use initiative. Mr. Moreno reviewed the Strategic Plan report card/scorecard, which was approved by the Accountability Committee.

There was discussion on developing internal cohesiveness and implementing the Strategic Plan from the Director-level up; focusing on establishing a single districtwide curriculum at each grade level under Student Academic Success Initiatives; and what contributes to an “exemplary” school.

It was moved by Miss Garcia, seconded by Dr. Roark, and carried unanimously that the Board approve the revision (Version 5.2) to the EPISD 5-Year Strategic Plan and Strategic Plan Progress Report #1 as presented by the Strategic Planning Accountability Committee.

Report on House Bill 1130 Requirement for a Teacher Preparation Partnership Plan and The Teacher Preparation Consortium with El Paso Community College, UTEP, and Region 19 School Districts (Item #11)

The following person requested to speak to this item:

1. Ms. Frances Wever, El Paso Federation of Teachers and Support Personnel, spoke about the No Child Left Behind (NCLB) Act requiring paraprofessionals to have 60 college credit hours or to pass an assessment test. She stated that Region 19 Education Service Center indicated that it will not develop an assessment and that all communication to the paraprofessionals from the El Paso Community College (EPCC) and UTEP (University of Texas at El Paso) is about credit hours only. She advised that two options had been developed by other state regions—credit hours or assessment—and requested that EPISD offer the same choice to its paraprofessionals.

Mr. Tafoya stated that the presentation on this item would be about a partnership between the District and the EPCC and UTEP on a program that identifies eligible hourly employees wanting to become teachers. He reported that the program was presented to the Board a year earlier and that the process of identifying these individuals had begun.

Ms. Carolyn Grantham, Acting Executive Director, Human Resources, provided an update on the consortium for the Teacher Preparation Partnership Plan, which has been in place since December 2001. She stated that the consortium assists the District in “growing its own” certified teachers.

Dr. Dennis Brown, Vice President, EPCC, provided statistics on the teacher shortage that could exist by 2010. He advised the EPCC and UTEP would be meeting with over 350 paraprofessionals to provide them support with their continued education. Dr. Brown reviewed information on the assistance that will be offered by the EPCC and the seamless transition that will be made from the EPCC to UTEP.

Ms. Nancy Evans, Director, Secondary Personnel, provided information on the planning, implementation, and evaluation phases of the Teacher Preparation Partnership Plan. She reviewed the purpose of the plan; the accreditation process for paraprofessionals; and the rationale for encouraging paraprofessionals to attain college credit.

There was discussion on the collaboration between the EPISD, EPCC, and UTEP; the state program for tuition exemption that is available to paraprofessional/clerical staff meeting economical requirements; the NCLB Act allowing financial assistance through reimbursement by the District's External Funding Unit to all paraprofessionals and clerical staff; the administration addressing the required NCLB standard for all paraprofessionals; and the consortium having been initiated in order to provide certified teachers for the classroom.

Discussion and Possible Action on Agenda Proposal for the Texas State Legislative Session
(Item #3 continued)

Dr. Roark commented on education issues going before the next state legislature and suggested that the District partner with other school districts tied to the Texas School Alliance with common goals and interests. He stated that the District should not be tied to Chapter 41 districts like the Dallas and Austin ISDs.

Public Forum (Item #13)

1. Mr. Raul Garcia was not present when called to speak.
2. Ms. Rose Bechtel was not present when called to speak.

Consent Agenda (Item #14)

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

Mr. Wever - Item 14, C., Approval of Budget Amendments
(6) Elementary Education (\$276,440.00)
(7) Technology and Information Systems (\$106,000.00)

Miss Garcia - Item 14, D., Purchases Requiring Board Approval
(1) Risograph Masters and Ink Cartridge Bid #99-02 (\$100,194.40)
(2) Commodity Food Processing, Purchase Order Nos. 248719 – 248724 (\$287,907.20)

Dr. Roark - Item 14, E., September 2002 Personnel Report

Questions on Approval of Budget Amendments – Elementary Education (\$276,440.00)
(Item #14, C., 6.)

Dr. Linda Holman, Associate Superintendent, Curriculum and Instruction, advised that the budget amendment for Elementary Education would provide funds for the state mandated dyslexia program. Mr. Tafoya advised that because the funds for the dyslexia program were not appropriated anywhere in the budget, the money must come out of the Fund Balance.

Questions on Approval of Budget Amendments – Technology and Information Systems (\$106,000.00) (Item #14, C., 7.)

Mr. Jack Johnston, Executive Director, Technology and Information Systems, advised that the budget amendment for Technology and Information Systems is \$60,000.00 carried forward from last year's contingency funds for E-Rate plus an additional \$45,000.00 from Fund Balance to cover additional unexpected expenses.

Questions on Purchases Requiring Board Approval – Risograph Masters and Ink Cartridge Bid #99-02 (\$100,194.40) (Item #14, D., 1.)

Miss Garcia inquired why a vendor from Delaware was being recommended over a vendor from Texas when the Board had previously decided against buying from a California vendor in favor of a Texas vendor. Mr. Terry Freiburg, Director of Purchasing, advised that although Hunt Imaging is incorporated in Delaware, it is on the state contract in Texas.

Questions on Purchases Requiring Board Approval – Commodity Food Processing, Purchase Order Nos. 248719 – 248724 (\$287,907.20) (Item #14, D., 2.)

Miss Garcia advised that there were discrepancies in the amounts on the purchase orders. Ms. Nancy Nordell, Director, Food Services, advised that they were blanket purchase orders with estimated amounts and that only orders received would be paid out of the purchase orders. She stated that the amounts would be recalculated.

It was the consensus of the Board that calculations on the estimated amounts for the purchase orders for commodity food processing be corrected and that they be brought back to the Board on October 15, 2002.

Questions on September 2002 Personnel Report (Item #14, E.)

Dr. Roark commented on three professional employees that left the District and requested that during the exit interviews every effort be made to ascertain why employees are leaving and what can be done by the District to retain 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 School Board Member/Superintendent Continuing Education Shared Services Agreement with Region 19 Education Service Center, 2002-03 (\$3,000.00)

The Board approved the Horizon Package of the School Board Member/Superintendent Continuing Education Shared Services Agreement for 2002-03 with Region 19 Education Service Center for a fee of \$3,000.00.

B. Approval of Agreement with Sun Bowl Association for Participation in 2002 Las Palmas/Del Sol Sun Bowl Parade

The Board approved the participation of EPISD high school bands in the 2002 Las Palmas/Del Sol Sun Bowl Parade and authorized the Board President to sign the agreement with the Sun Bowl Association in the form presented.

C. Approval of Budget Amendments

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

1. Comprehensive School Reform, Grant Cycle 2, Dr. Nixon Elementary School (\$122,184.00). The purpose of this item is to set up the budget for the Comprehensive School Reform, Grant Cycle 2, Dr. Nixon Elementary School, in the amount of \$122,184.00. Marsha Lawler, Executive Director of External Funding, requested this amendment in a memo dated September 19, 2002. The Texas Education Agency approved the grant on September 5, 2002.
2. State Compensatory Education (SCE) – Lee Elementary School (\$10,000.00). The purpose of this item is to amend the Lee Elementary School budget in the amount of \$10,000.00. Jackie Morgan, Principal at Lee Elementary School, requested this amendment in a memo dated September 3, 2002. This amendment transfers funds from Instructional Supplies to Library Reading Materials to purchase books and materials in order to enhance student learning and academic success.
3. Irvin High School (\$9,034.00). The purpose of this item is to amend the Irvin High School budget in the amount of \$9,034.00. Mark Rupcich, Principal at Irvin High, requested this amendment in a memo dated September 11, 2002. This amendment transfers funds from Maintenance Building Improvement to purchase much needed office furniture having a unit cost of less than \$5,000.00.
4. Occupational Center (\$1,500.00). The purpose of this item is to amend the Occupational Center budget in the amount of \$1,500.00. Toni Bowermaster, Administrator at the Occupational Center, requested this amendment in a memo dated September 13, 2002. This amendment transfers funds from Staff Development Employee Travel to Technology Equipment for the purpose of upgrading the existing technology system.
5. Communications and Business Partnerships (\$15,000.00). The purpose of this item is to amend the Communications and Business Partnerships budget in the amount of \$15,000.00. Luis Villalobos, Executive Director of Communications and Business Partnerships, requested this amendment in a memo dated September 18, 2002. This amendment transfers funds from Part-Time Temporary to various line items to cover maintenance and repairs, the purchase of two computers, and other miscellaneous expenses.
6. Elementary Education (\$276,440.00). The purpose of this item is to amend the Elementary Education budget in the amount of \$276,440.00. Barbara Gibson, Director of Elementary Education, and Dr. Linda Holman, Associate Superintendent of Curriculum and Instruction, requested this amendment in a memo dated September 20, 2002. This amendment transfers funds from the District's Fund Balance to provide the Dyslexia Related Disorders (DRD) program, which in the past was supported with State Compensatory funds and must now be supported with local monies.

7. Technology and Information Systems (\$106,000.00). The purpose of this item is to amend the Technology and Information Systems budget in the amount of \$106,000.00. Jack Johnston, Executive Director of Technology and Information Systems, requested this amendment in a memo dated October 1, 2002. This amendment rolls forward the remaining balance of one account in FY 2001-02 to FY 2002-03 and additionally increases the account from the District's Fund Balance to allow for the purchase of video peripheral components, which was approved by the Board on August 13, 2002.

D. Purchases Requiring Board Approval

The Board approved the following bid to the recommended vendors for the amounts indicated:

1. Risograph Masters and Ink Cartridge Bid #99-02 (\$100,194.40) was awarded to the following vendors in the amounts indicated: Hunt Imaging, Items 1-3, and 5-8, \$96,316.40; and Spectrum Imaging Systems, Item 4, \$3,878.00, for a total amount of \$100,194.40 (copy of bid tabulation attached to the permanent file of these minutes).

E. September 2002 Personnel Report

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

Consideration and Take Appropriate Action Regarding on Order Authorizing the Issuance of Approximately \$63,315,000.00 of "El Paso Independent School District Unlimited Tax Refunding Bonds, Series 2002A"; Levying a Tax and Providing for the Security and Payment Thereof; Approving the Official Statement, Bond Purchase Contract and Escrow Agreement; and Enacting Other Provisions Relating Thereto (Item #15)

Mr. Hector Zavaleta, First Southwest Company, stated that on September 10, 2002, the Board was presented with a potential refunding transaction that could save the District money on its outstanding debt. Mr. Zavaleta reviewed the bond rating conference calls with Fitch IBCA, Inc. and Standard & Poor's and the underlaying rate of A+ and the insured rating of AAA awarded by both companies. He stated that \$63.4 million of the District's outstanding debt was refunded with a present value savings of \$2.8 million, or 4.5 percent.

It was moved by Dr. Finke, seconded by Mr. Wever, and carried unanimously that the Board consider and take appropriate action regarding an order authorizing the issuance of approximately \$63,315,000.00 of "El Paso Independent School District Unlimited Tax Refunding Bonds, Series 2002A"; levying a tax and providing for the security and payment thereof; approving the official statement bond purchase contract and escrow agreement; and enacting other provision relating thereto. (See reconsideration below.)

Approval of Revisions to Board Policy FNCG (Local), Student Conduct: Weapons (Item #16)

It was moved by Dr. Roark, seconded by Mr. Wever, and carried unanimously that Board Policy FNCG (Local), Student Conduct: Weapons, be approved as presented, but that implementation by administration be deferred pending Board approval of conforming changes to the Student code of Conduct and distribution of same to the campuses (copy of the revised policy attached to the permanent file of these minutes).

Reconsideration of Action on Order Authorizing the Issuance of Approximately \$63,315,000.00 of "El Paso Independent School District Unlimited Tax Refunding Bonds, Series 2002A"; Levying a Tax and Providing for the Security and Payment Thereof; Approving the Official Statement, Bond Purchase Contract and Escrow Agreement; and Enacting Other Provisions Relating Thereto (Item #15)

It was moved by Dr. Finke, seconded by Mr. Wever, and carried unanimously to reconsider the motion that the Board consider and take appropriate action regarding an order authorizing the issuance of approximately \$63,315,000.00 of "El Paso Independent School District Unlimited Tax Refunding Bonds, Series 2002A"; levying a tax and providing for the security and payment thereof; approving the official statement bond purchase contract and escrow agreement; and enacting other provision relating thereto.

It was moved by Dr. Finke, seconded by Mr. Wever, and carried unanimously that the Board authorize the issuance of El Paso Independent School District Unlimited Tax Refunding Bonds, Series 2002A in the principal amount of \$63,315,000.00 and adopt a written order authorizing the issuance of such bonds and approving the Official Statement and agreements relating thereto, including the Bond Purchase Contract with Bear Stearns & Co. and the Escrow Agreement.

Departure of Board Member

Dr. Roark departed the meeting at 10:13 p.m. and was not present for any subsequent action taken by the Board of Trustees.

Discussion and Possible Action Regarding Disposition of Surplus and Salvage Property (Item #17)

A. Board Policy CI (Local), School Properties Disposal

It was moved by Mr. Mena, seconded by Mr. Wever, and carried unanimously that Board Policy CI (Local), School Properties Disposal, be approved as presented (copy attached to the permanent file of these minutes).

B. Authorization for Sale of EPISD Surplus/Salvage Property by Live Auction

It was moved by Mr. Mena that the Board authorize the administration to proceed with the sale of surplus/salvage materials by live auction to be scheduled by the administration at the earliest practical time. The motion died for lack of a second.

Mr. Safi stated that action by the Board on this item was not required due to the Board's approval of Board Policy CI (Local), which authorizes the administration to dispose of surplus/salvage materials by live auction.

C. Procurement Method for Auctioneer to Conduct Live Auction for Sale of EPISD Surplus/Salvage Property

Information on the Board Policy Committee meeting held on September 24, 2002, was discussed regarding the administration being allowed to procure the services of an auctioneer for an initial surplus/salvage materials sale and a formal RFP (request for proposals) being issued for subsequent sales. Mr. Hector Martinez, Associate Superintendent, Operations, advised that the warehouse facilities are full of salvage materials that have been collected from the schools and departments and that the accumulation of surplus materials needs to be sold. He stated that two to four surplus sales are held each year and that if the auctioneer format works to the District's benefit, an RFP would be issued.

There was discussion on allowing other individuals to bid on auctioneering services; the timeline for the RFP process; the \$8,000.00 to \$15,000.00 that are normally generated at surplus sales; and proceeding with the surplus/salvage materials sale tentatively scheduled for October 19, 2002, and issuing an RFP before the next sale.

Approval of Appointments to Local Textbook Adoption Committee (LTAC) (Item #18)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve the recommended appointments to the Local Textbook Adoption Committee (LTAC) for the 2002-03 school year (copy of the list attached to the permanent file of these minutes).

Approval of Service Agreements with Access Administrators, Inc., EPISD Health Plan Third Party Administrator, and Advantage Care Network, Inc., EPISD Health Plan Network Service Provider (Item #19)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that item no. 19, Approval of Service Agreements with Access Administrators, Inc., EPISD Health Plan Third Party Administrator, and Advantage Care Network, Inc., EPISD Health Plan Network Service Provider, be postponed to October 15, 2002.

Approval of Final EPISD Employee Medical Plan Design Changes and Premium/Contribution Requirements for Plan Year 2003 (Item #20)

The following person requested to speak to this item:

1. Ms. Frances Wever, President, El Paso Federation of Teachers and Support Personnel, spoke about employees not having provided input on the recommended changes to the Medical Plan and requested that the Board not approve the proposed changes until input is received from the El Paso Consultation Association.

It was moved by Miss Garcia and seconded by Mr. Rosales that the Board approve the EPISD Employee Medical Plan Design changes and premium/contribution requirements for Plan Year 2003 as follows: changing the name of the newly approved option from Catastrophic to Standard; design changes to the Catastrophic (Standard) option to ensure compatibility with TRS (Texas Retirement System) Active Care 2; the premium/contribution structure for employees and dependents for both options under the EPISD Health Care Trust Medical Plan as presented; medical emergencies incurred in out-of-area facilities to be paid as in-network claims under the Classic and Catastrophic (Standard) options; adding out-of-network coverage at 50 percent to the Classic and Catastrophic (Standard) options to allow for discounts when an

out-of-network provider is used in emergency situations; approve Amendment #4 regarding pre-existing conditions and clarification of the way it is stated in the Plan Document; and approve Amendment #5 regarding coverage during leaves of absence.

Ms. Elizabeth Bulos, Director, Employee Benefits, expressed a need to move forward on the EPISD Employee Medical Plan Design changes due to the enrollment process being scheduled to begin on October 21, 2002.

There was discussion on the need to address all changes to the Plan Design; the informational materials that must be printed for distribution to all employees; the proposed 50 percent out-of-network benefit and revising the language for out-of-network coverage to be paid at 50 percent of the in-network cost; and the increased amounts on prescription co-pays.

Mr. David Wysong, Access Administrators, Inc., provided information on the rationale for adding the proposed 50 percent of out-of-network benefit and increasing the prescription co-pays. Mr. Tafoya reviewed the recommendations from the Board's Employee Health/Insurance Committee regarding the increases to the prescription co-pays.

Discussion continued on the drug companies providing better rates; a wider spread between the generic, formulary, and brand name drugs driving people down to the generic; and the impact of the proposed changes on District employees.

It was moved by Mr. Wever, seconded by Mr. Mena, and carried unanimously to amend the motion to increase the Classic Plan prescription co-pays for formulary to \$20.00 and for brand name to \$30.00, with the mail order co-pays remaining the same at \$10.00 for generic, \$50.00 for formulary, and \$80.00 for brand name and to pay out-of-network coverage at 50 percent of the allowable in-network charge.

The amended main motion reads as follows:

that the Board approve the EPISD Employee Medical Plan Design changes and premium/contribution requirements for Plan Year 2003 as follows: changing the name of the newly approved option from Catastrophic to Standard; design changes to the Catastrophic (Standard) option to ensure compatibility with TRS (Texas Retirement System) Active Care 2; the premium/contribution structure for employees and dependents for both options under the EPISD Health Care Trust Medical Plan as presented; medical emergencies incurred in out-of-area facilities to be paid as in-network claims under the Classic and Catastrophic (Standard) options; adding out-of-network coverage at 50 percent of allowable in-network charge to the Classic and Catastrophic (Standard) options to allow for discounts when an out-of-network provider is used in emergency situations; approve Amendment #4 regarding pre-existing conditions and clarification of the way it is stated in the Plan Document; approve Amendment #5 regarding coverage during leaves of absence; and approve an increase to the Classic Plan prescription co-pays for formulary to \$20.00 and for brand name to \$30.00, with the mail order co-pays to remain the same at \$10.00 for generic, \$50.00 for formulary, and \$80.00 for brand name.

Upon the vote, the main motion, as amended, carried unanimously. (See reconsideration below.)

Departure of Board Member

Mr. Telles departed the meeting at 10:55 p.m. and was not present for any subsequent action taken by the Board of Trustees.

Award of Third Party Administrator (TPA) Services and Workers' Compensation Cost Containment Services Portions of Workers' Compensation Administrative Services RFP #72-02 (Item #21)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the third party administrator (TPA) services portion of Workers' Compensation Administrative Services RFP #72-02 be awarded to Ward North America in the estimated amount of \$339,200.00 per year and that the Workers' Compensation cost containment services portion be awarded to Argus Services corporation in the estimated amount of \$156,000.00, effective November 1, 2002, through August 31, 2003, with the option of two additional one-year renewals.

Approval of Instructional Materials and/or Training Costs Requiring Board Approval (Item #22) and Purchases Requiring Board Approval (Item #23)

It was moved by Mr. Wever that item no. 22, Approval of Instructional Materials and/or Training Costs Requiring Board Approval, and item no. 23, Purchases Requiring Board Approval, be postponed until the next regularly scheduled meeting. The motion died for lack of a second.

Approval of Instructional Materials and/or Training Costs Requiring Board Approval (Item #22)

It was moved by Dr. Finke and seconded by Mr. Rosales that the following instructional materials and/or training exceeding \$25,000.00 be approved for purchase from the recommended vendors in the amounts indicated. Upon the vote, the motion carried with Mr. Wever voting against the motion.

A. Activities Integrating Math & Science (AIMS) Program for Math and Science Teachers from AIMS Education Foundation (approx. \$81,000.00)

The Board approved the purchase of the Activities Integrating Math & Science (AIMS) program, which trains math and science teachers to improve student learning and TAKS scores, from AIMS Education Foundation, the sole source, for the estimated annual amount of \$81,000.00.

B. Staff Development Training for Elementary Schools and Administrators from Bureau of Education and Research (BER) (approx. \$77,000.00)

The Board approved staff development training for elementary schools and administrators, to include enhancing student reading and writing skills, strategies for Gifted and Talented students, and enhancing the effectiveness of the school principal, from the Bureau of Education & Research (BER), the sole source, for the estimated annual amount of \$77,000.00.

- C. Lexia Learning Systems, Inc. Products/Taylor Associates Communications, Inc. Programs and Materials and Related Training from McComas & Associates (approx. \$153,000.00)

The Board approved training and the purchase of Lexia Learning Systems, Inc. products, including Phonics Based Reading, Reading SOS, and Quick Reading Test, and programs and materials produced by Taylor Associates Communications, Inc., including Visagraph and Perceptual Accuracy/Visual Efficiency (PAVE), from McComas & Associates, the sole source, for the estimated annual amount of \$153,000.00.

- D. Educational Software, Staff Development, Classroom Management, Math, and Testing Strategies from Renaissance Learning™ (approx. \$107,000.00)

The Board approved the purchase of educational software for the acceleration of learning for prekindergarten through grade 12 students; staff development; and classroom management, math, and testing strategies from Renaissance Learning™, the sole source, for the estimated annual amount of \$107,000.00.

- E. Testing Products, Test Performance Assessments, Ability Tests, Achievement Tests, and Reading Tests Supported by Comprehensive Reports, Services, and Software from Riverside Publishing company (approx. \$89,000.00)

The Board approved the purchase of testing products, test performance assessments, ability tests, achievement tests, and reading tests supported by comprehensive reports, services, and software from Riverside Publishing company, the sole source, for the estimated annual amount of \$89,000.00.

- F. Educational Curriculum, Including Phonics K, Phonics 2, Saxon Mathematics Materials, and Manipulative Classroom Kits, for Elementary Schools from Saxon Publishers, Incorporated (approx. \$92,000.00)

The Board approved the purchase of education curriculum, to include Phonics K, Phonics 2, Saxon Mathematics materials and manipulative classroom kits, for the elementary schools from Saxon Publishers, Incorporated, the sole source, for the estimated annual amount of \$92,000.00.

- G. Teaching Programs and Software Programs for TAKS Training Purposes from Sleek Software Corporation® (approx. \$45,000.00)

The Board approved the purchase of math, reading, writing, Spanish, and algebra teaching and software programs for TAAS training purposes from Sleek Software Corporation®, the sole source, for the estimated annual amount of \$45,000.00.

- H. Staff Development Programs for Kindergarten – 12 Teachers from Staff Development for Educators (SDE) (approx. \$94,000.00)

The Board approved staff development programs for kindergarten through grade 12 educators in the areas of reading, writing, TAKS preparation, classroom workload management, and student assessment from Staff Development for Educators (SDE), the sole source, for the estimated annual amount of \$94,000.00.

I. Specialized Staff Development for Teachers and Administrators from Staff Development Resources (approx. \$51,000.00)

The Board approved specialized staff development for teachers and administrators that is modeled to reflect changing teaching conditions using classroom-proven strategies and teacher-tested materials from Staff Development Resources, the sole source, for the estimated annual amount of \$51,000.00.

J. Additional Expenditure on Program Implementation Master Contracts with Success for All Foundation, Inc. for *Success for All*™ Program at Hillside, Lee, Roberts, and Wainwright Elementary Schools; and Magoffin Middle School (approx. additional \$115,000.00)

The Board approved an additional expenditure on Program Implementation Master Contracts with the success for All Foundation, Inc., the sole source, for the *Success for All*™ Program at Hillside, Lee, Roberts, and Wainwright Elementary Schools, and Magoffin Middle School for the estimated annual amount of \$115,000.00.

K. Social Studies Alive® and History Alive® Curricula and Professional Development for Teachers from Teachers Curriculum Institute (approx. \$51,000.00)

The Board approved the purchase of Social Studies Alive® and History Alive® curricula and professional development for teachers from Teachers Curriculum Institute, the sole source, for the estimated annual amount of \$51,000.00.

I. Pearson Education Group and Its Subsidiaries (approx. \$473,968.00)

1. Addison Wesley Longman for ESL Textbook, Instructional Materials, and Software Products
2. Globe Fearon for Middle and High School Reading Materials
3. Scott Foresman for ESL Textbooks, Software, TEKS/TAKS Teacher Workshops, and Spanish Vocabulary Materials
4. Pearson Learning for English and Spanish Materials, Phonics, Math Workbooks, Testing Materials, and Teacher Instructional Materials
5. Pearson Education for Middle and High School General Reading and Instructional Materials
6. Prentice Hall for ESL Textbook and Software Products Including Workbooks, Materials, and Staff Training and Inservice, and Connected Mathematics™ Program
7. Electronic Education for Waterford Early Reading Program at Elementary Schools
8. Celebration Press for English and Spanish Reading Materials at the Elementary Schools
9. Modern Curriculum Press for Instructional Reading Materials Including Sing, Spell, Read and Write at the Elementary Schools
10. Dale Seymour Publications for Mathematics and Instructional Materials and Event Based Science Program at Middle and High Schools

The Board approved the purchase of the educational materials as needed from Pearson Education Group and its subsidiaries as listed, the sole source vendors, for the estimated annual amount of \$473,968.00.

Reconsideration of Action on Final EPISD Employee Medical Plan Design Changes and Premium/Contribution Requirements for Plan Year 2003 (Item #20)

It was moved by Dr. Finke, seconded by Mr. Mena, and carried unanimously to reconsider the motion to approve the EPISD Employee Medical Plan Design changes and premium/contribution requirements for Plan Year 2003.

Ms. Elizabeth Bulos, Director, Employee Benefits, requested that clarification be provided to the District's TPA (third party administrator) on how the 50-percent out-of-network coverage will work with providers and facilities with and without contracts. Mr. David Wysong, Access Administrators, Inc., expressed a concern with artificially lowering the usual and customary charges and requested that the Board reconsider its action.

There was discussion on the cost associated with people going to an out-of-network hospital when there was no 50-percent coverage; other plans in the El Paso community having an out-of-network benefit; exclusive pricing; and the proposed plan design changes paying for out-of-network emergencies at the same benefit level as in-network and 50 percent of the reasonable and customary for anything other than emergencies.

It was moved by Mr. Mena and seconded by Mr. Rosales that the motion language "adding out-of-network coverage at 50 percent to the Classic and Catastrophic (Standard) options to allow for discounts when an out-of-network provider is used in emergency situations," be amended to read "adding out-of-network coverage at 50 percent of usual and customary charges to the Classic and Catastrophic (Standard) options."

The amended motion reads as follows:

approve the EPISD Employee Medical Plan Design changes and premium/contribution requirements for Plan Year 2003 as follows: changing the name of the newly approved option from Catastrophic to Standard; design changes to the Catastrophic (Standard) option to ensure compatibility with TRS (Texas Retirement System) Active Care 2; the premium/contribution structure for employees and dependents for both options under the EPISD Health Care Trust Medical Plan as presented; medical emergencies incurred in out-of-area facilities to be paid as in-network claims under the Classic and Catastrophic (Standard) options; adding out-of-network coverage at 50 percent of usual and customary charges to the Classic and Catastrophic (Standard) options; approve Amendment #4 regarding pre-existing conditions and clarification of the way it is stated in the Plan Document; approve Amendment #5 regarding coverage during leaves of absence; and approve the increase to the Classic Plan prescription co-pays for formulary to \$20.00 and for brand name to \$30.00, with the mail order co-pays to remain the same at \$10.00 for generic, \$50.00 for formulary, and \$80.00 for brand name.

Upon the vote, the motion, as amended, carried with Mr. Wever voting against the motion.

Purchases Requiring Board Approval (Item #23)

It was moved by Mr. Mena and seconded by Mr. Rosales that the Board approve the following purchases to the recommended vendors for the amounts indicated. Upon the vote, the motion carried with Mr. Wever voting against the motion.

- A. Maintenance Supplies/Materials Annual Catalog Discount Proposal #49-02 (\$1,800,000.00) was awarded to the vendors listed on the tabulation for future purchases on an "as needed" basis for an estimated annual amount of \$1,800,000.00 for the 2002-03 school year, with an option to extend 24 months, 12 months at a time (copy of bid tabulation attached to the permanent file of these minutes).
- B. Child Find Program Advertising Services RFP #106-02 (\$65,905.00) was awarded to Impressions in the amount of \$65,905.00 (copy of bid tabulation attached to the permanent file of these minutes).
- C. Apple Computers for Elementary Schools Receiving TIFB (Telecommunications Infrastructure Fund Board) Grants, 11 Purchase Orders (\$256,806.00), were approved for purchase from Apple Computer, the sole source, for Burnet Elementary School, Purchase Order No. 247279, in the amount of \$36,895.00; Clendenin Elementary School, Purchase Order No. 247280, in the amount of \$21,132.00; Green Elementary School, Purchase Order No. 247285, in the amount of \$5,143.00; Houston Elementary School, Purchase Order No. 247288, in the amount of \$33,538.00; Milam Elementary School, Purchase Order No. 247290, in the amount of \$17,383.00; Roosevelt Elementary School, Purchase Order No. 247296, in the amount of \$7,494.00; Whitaker Elementary School, Purchase Order No. 247301, in the amount of \$22,427.00; White Elementary School, Purchase Order No. 247302, in the amount of \$38,835.00; Bassett Middle School, Purchase Order No. 247275, in the amount of \$6,328.00; Henderson Middle School, Purchase Order No. 247287, in the amount of \$33,300.00; and Richardson Middle School, Purchase Order No. 247293, in the amount of \$34,331.00, for a total amount of \$256,806.00 (copies of purchase orders attached to the permanent file of these minutes).
- D. Wireless Mobile Lab for Crockett Elementary School, Purchase Order No. 246944 (\$26,145.00), was approved for purchase from Dell Marketing LP, the lowest quote, in the amount of \$26,145.00 (copy of purchase order attached to the permanent file of these minutes).
- E. Apple Wireless Mobile Lab for Cordova Middle School, Purchase Order No. 247199 (\$60,496.00), was approved for purchase from Apple Computer, the sole source, in the amount of \$60,496.00 (copy of purchase order attached to the permanent file of these minutes).
- F. Computer Parts for Apple Computer Equipment, Purchase Order No. 248750 (\$50,000.00), were approved for purchase from Apple Computer, the sole source, in the estimated amount of \$50,000.00 (copy of purchase order attached to the permanent file of these minutes).
- G. Lease of Computers for Elementary Schools, Purchase Order No. 249595 (\$24,964.41, three-year lease total \$74,893.43), was approved on a three-year lease/purchase agreement from Dell Financial Services LP, the lowest quote, for a total amount of \$74,893.43 to be expensed in each budget year subject to the approval of each year's funding with the 2002-03 fiscal year amount being \$24,964.41 (copy of purchase order attached to the permanent file of these minutes).

H. Upgrade of Technology Application Labs at the Middle Schools and School-Age Parent Center

1. Apple Computers and Accessories for Career and Technology Education, Purchase Order No. 248971 (\$390,646.70), were approved for purchase from Apple Computer, the sole source, in the amount of \$390,646.70 (copy of purchase order attached to the permanent file of these minutes).
2. Software for Career and Technology Education, Purchase Order No. 248973 (\$18,170.20), was approved for purchase from Software House International (SHI-GS) on the State of Texas DIR (Department of Information Resources) Agreement #313-001A in the amount of \$18,170.20 (copy of purchase order attached to the permanent file of these minutes).
3. Printers and Scanners for Career and Technology Education, Purchase Order No. 248970 (\$24,973.00), were approved for purchase from Macwarehouse, the lowest quote, in the amount of \$24,973.00 (copy of purchase order attached to the permanent file of these minutes).

Approval of Change Order No. 1 and No. 2 – PPFCO (Public Property Finance Contractual Obligations) Projects, Phase 3 (Bowie and Jefferson High Schools; Henderson Middle School; and Douglass Elementary School), #99.525.03 (\$14,474.80) (Item #24)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve Change Orders No. 1 and No. 2 to F. T. James Construction, Construction Contract #99.525.03, PPFCO (Public Property Finance Contractual Obligations) Projects, Phase 3 (Bowie and Jefferson High Schools; Henderson Middle School; and Douglass Elementary School), subject to the review and approval of the District's attorney, for additional construction improvements, modifications, and additions in the amount of \$14,474.80.

Approval of Change Order No. 3 – IAQ (Indoor Air Quality) Improvements – Hillside Elementary School, #02.658 (\$20,742.00) (Item #26)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve Change Order No. 3 to P. A. Contractors, Inc., Construction Contract #02.658, IAQ (Indoor Air Quality) Improvements – Hillside Elementary School, subject to the review and approval of the District's attorney, in the amount of \$20,742.00.

Meeting Closed (Item #25)

The meeting was recessed at 11:37 p.m. to a closed meeting by Mr. Wever under Sections 551.071, 551.072, 551.074, and 551.082 of the Texas Government Code as follows:

A. Personnel Appointments

1. Assistant Principal, Chapin High School
2. Assistant Principal (At-Risk), Henderson Middle School
3. Assistant Principal, Magoffin Middle School
4. Assistant Principal, Alamo Elementary School
5. Assistant Principal, Coldwell Elementary School
6. Assistant Principal, Fannin Elementary School
7. Assistant Principal, Dr. Nixon Elementary School

- B. Compensation for Middle School Assistant Principal on Military Leave and Potential Recovery of Overpayment
- C. Proposed Acquisition of Real Property – Northwest Elementary School E-8 and Northwest Middle School MS-4 (Coronado/Franklin High School Attendance Zone Areas)
- D. Pending Condemnation/Proposed Acquisition of Property Regarding E-7 (Northwest) Elementary School Site
- E. Consultation with School District Attorney
 - 2. Contemplated Litigation Concerning Site License Agreement with EdVision Corporation
 - 3. El Paso Independent School District, Plaintiff vs. The Sambrano Corporation, d/b/a SamCorp General Contractors, et al., Defendants; In the 210th Judicial District Court, El Paso County, Texas; Cause No. 2001-3315
 - 4. El Paso Independent School District, Plaintiff vs. The Lead Industries Association, Inc., Defendant; In the 120th District Court, El Paso County, Texas; Cause No. 2002-2675
 - 5. El Paso Independent School District, Plaintiff vs. Garland & Hilles Architects, Inc., Defendant; In the 120th District Court, El Paso County, Texas; Cause No. 202-3380
 - 6. United States of America ex rel. Ramesh Gudur v. Texas Department of Health, et al.; In the United States District Court, Texas; Houston Division; Case No. C.A. No. H-00-1169

The closed meeting started at 11:42 p.m. The closed meeting ended at 12:42 a.m., October 9, 2002.

Meeting Opened

The meeting was reassembled in Open Session at 12:42 a.m., October 9, 2002.

Reconsideration of Action on Purchases Requiring Board Approval – Upgrade of Technology Application Labs at the Middle Schools and School-Age Parent Center – Printers and Scanners for Career and Technology Education, Purchase Order No. 248970 (\$24,973.00) (Item #23, H., 3.)

It was moved by Dr. Finke, seconded by Mr. Mena, and carried unanimously to reconsider the motion to approve the purchase of printers and scanners for Career and Technology Education, Purchase Order No. 248970, from Macwarehouse, the lowest quote, in the amount of \$24,973.00.

Mr. Wever commented on SHI-GS being a Texas company with representation in El Paso and there being only a minimal difference between the lowest quote from Macwarehouse and the quote submitted by SHI-GS. He stated that because SHI-GS has a local presence, the company will be able to provide better service to the District.

It was moved by Mr. Wever, seconded by Dr. Finke, and carried unanimously that printers and scanners for Career and Technology Education, Purchase Order No. 251643, be approved for purchase from SHI-GS, in the amount of \$25,075.00 (copy of purchase order attached to the permanent file of these minutes).

Personnel Appointments (Item #25, A.)

It was moved by Mr. Wever, seconded by Miss Garcia, and carried unanimously that the Board accept the Acting Superintendent's recommendations for the following personnel appointments:

- A. Assistant Principal, Chapin High School. The Board accepted the Acting Superintendent's recommendation to appoint David A. Gonzalez, Assistant Principal at Lee Elementary School, to the position of Assistant Principal, Chapin High School.
- B. Assistant Principal (At-Risk), Henderson Middle School. The Board accepted the Acting Superintendent's recommendation to appoint J. Manuel Duran, Jr., a history teacher at Austin High School, to the position of Assistant Principal (At-Risk), Henderson Middle School.
- C. Assistant Principal, Magoffin Middle School. The Board accepted the Acting Superintendent's recommendation to appoint Cathy Hinojosa, Assistant Principal at Canutillo Middle School in the Canutillo ISD, to the position of Assistant Principal, Magoffin Middle School.
- D. Assistant Principal, Alamo Elementary School. The Board accepted the Acting Superintendent's recommendation to appoint Patricia Ann Iracheta, a fourth-grade teacher at Burnet Elementary School, to the position of Assistant Principal, Alamo Elementary School.
- E. Assistant Principal, Coldwell Elementary School. The Board accepted the Acting Superintendent's recommendation to appoint Pattie Calk, a teacher at Stanton Elementary School, to the position of Assistant Principal, Coldwell Elementary School.
- F. Assistant Principal, Fannin Elementary School. The Board accepted the Acting Superintendent's recommendation to appoint W. Andrew Veilleux, a fourth-grade teacher at Stanton Elementary School, to the position of Assistant Principal, Fannin Elementary School.
- G. Assistant Principal, Dr. Nixon Elementary School. The Board accepted the Acting Superintendent's recommendation to appoint Sharon Aziz, USP Mentor Teacher at Milam Elementary School, to the position of Assistant Principal, Dr. Nixon Elementary School.

Proposed Acquisition of Real Property – Northwest Elementary School E-8 and Northwest Middle School MS-4 (Coronado/Franklin High School Attendance Zone Areas (Item #25, C.)

It was moved by Dr. Finke, seconded by Mr. Wever, and carried unanimously that the Board authorize the Acting Superintendent to obtain surveys and appraisals and to proceed with negotiations for the purchase of approximately 53 acres of said property being a portion of Tract One, H. G. Foster Survey No. 258, from the Public Service Board, pursuant to Board Policy CDB (Local), with the final price and terms to be subject to Board approval at a future meeting.

Consultation with School District Attorney – Contemplated Litigation Concerning Site License Agreement with EdVision Corporation (Item #25, E., 2.)

It was moved by Mr. Mena, seconded by Miss Garcia, and carried unanimously that the Board authorize the law firm of Mounce, Green, Myers, Safi & Galatzan, PC to conduct a mediation in El Paso, Texas, with a professional mediator before the District institutes litigation.

Consultation with School District Attorney (Item #25, E.)

It was the consensus of the Board that the items as listed be postponed until the October 22, 2002, regularly scheduled Board meeting.

3. El Paso Independent School District, Plaintiff vs. The Sambrano Corporation, d/b/a SamCorp General Contractors, et al., Defendants; In the 210th Judicial District Court, El Paso County, Texas; Cause No. 2001-3315
4. 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
5. El Paso Independent School District, Plaintiff vs. Garland & Hilles Architects, Inc., Defendant; In the 120th District Court, El Paso County, Texas; Cause No. 202-3380
6. United States of America ex rel. Ramesh Gudur v. Texas Department of Health, et al.; In the United States District Court, Texas; Houston Division; Case No. C.A. No. H-00-1169

Meeting Adjourned

The meeting was adjourned at 12:51 a.m., October 9, 2002.

Date Approved: March 25, 2003