

AGENDA

for the

Special Meeting

of the

Board of Trustees



**Administration Building, Rm. B-1, 1319 New Sunnybrook Dr.,
Tyler, TX**

Tyler Independent School District

**August 10, 2009
4:30 PM**

**NOTICE OF SPECIAL MEETING OF THE
TYLER INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Notice is hereby given that on Monday, August 10, 2009, the Board of Trustees of the Tyler Independent School District will hold a Special meeting at 4:30 PM at the Administration Building, Rm. B-1, 1319 New Sunnybrook Dr., Tyler, TX. The subjects to be discussed are listed on the agenda which is attached to and made a part of this Notice.

Individuals with disabilities are entitled to have access to and participate in public meetings. An individual requiring an accommodation for access to the meeting must notify the Tyler Independent School District by informing Dr. Karen Raney, the district's ADA coordinator, in writing 24 hours prior to the scheduled meeting of the necessity of an accommodation. Upon receipt of this request, the district will furnish appropriate auxiliary aides and services when necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of the board meeting as nonhandicapped individuals enjoy.

If, during the course of the meeting covered by this Notice, the Board of Trustees should determine that a closed or executive meeting or session of the Board of Trustees is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the School Board at the date, hour, and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the School Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act.

Texas Government Code Section:

551.071	Private consultation with the board's attorney.
551.072	Discussing purchase, exchange, lease, or value of real property.
551.073	Discussing negotiated contracts for prospective gifts or donations.
551.074	Discussing personnel or to hear complaints against personnel.
551.076	Considering the deployment, specific occasions for, or implementation of, security personnel or devices.
551.082	Considering discipline of a public school child, or complaint or charge against personnel.
551.083	Considering the standards, guidelines, terms, or conditions the board will follow, or will instruct its representatives to follow, in consultation with representatives of employee groups.
551.084	Excluding witnesses from a hearing.

Should any final action, final decision, or final vote be required in the opinion of the School Board with regard to any matter considered in such closed or executive meeting, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the School Board upon notice thereof; as the School Board shall determine.

**TYLER INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES SPECIAL BOARD MEETING**

Monday, August 10, 2009 4:30 PM

Administration Building, Rm. B-1, 1319 New Sunnybrook Dr., Tyler, TX

AGENDA

- I. Call to Order
- II. First Order of Business -- Announcement by the Chairman as to the presence of a quorum, that the meeting has been duly called and that notice of the meeting has been posted in the time and manner required.
- III. Executive Session will be held for the purposes authorized by the Texas Open Meetings Act, Texas Government Code Section 551.071 et seq. concerning any and all purposes permitted by the Act.
 - A. Texas Government Code Section 551.071 For the purpose of a private consultation with the board's attorney on all subjects or matter authorized by law.
 - I. When the governmental body seeks the advice of its attorney about pending or contemplated litigation or a settlement offer or
 - II. On a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.
 - III. Consider legal advice regarding personnel and related action items.
 - IV. Consider legal advice regarding the purchase and sale agreement for the purchase of land and related action items.
 - B. Texas Government Code Section 551.074 For the purpose of considering the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee.
 - I. Consider hiring and accepting resignations of professional personnel.
 - II. Consider renewals, non-renewals and terminations of contracts for professional personnel. (To deliberate the appointment, employment, evaluation, reassignment, duties, and contracts of employees.)
- IV. Reconvene from Executive Session
- V. Consider action on items discussed in Executive Session
 - A. Consider board approval of hiring, accepting resignations and/or terminations of professional personnel. 5
 - B. Consider renewals, non-renewals and terminations of contracts for professional personnel.
- VI. Action Items
 - A. Consider approval of Lease Agreement between the TISD and the Boys & Girls Club of East Texas for Dogan Athletic Fields 6
 - B. Consider approval of Dogan Athletic Fields 7
- VII. Board Workshop
 - A. Budget Update 8
 - B. Bilingual/ESL Update 9

- VIII. Action Item
 - A. Consider approval of Board Meeting Date for Purpose of Adopting Budget and Proposed Tax Rate 10

- IX. Discussion Item
 - A. Superintendent's Performance Goals for 2009-2010

- X. Adjournment

Subject: Personnel Actions

BACKGROUND

Personnel actions are as indicated.

ADMINISTRATION CONSIDERATION

Personnel appointments recommended for confirmation have met the employment prerequisites of the Tyler Independent School District. The candidates either hold valid certificates or such alternatives as specified by the Board. Proposed contract renewals for one year term contracts and one year non-certified contracts for administrators are also considered.

Recommendations for new appointments are based on interviews, references, adequacy of preparation, performance records and the Superintendent's approval.

The appointments, resignations, retirements, and non-renewals are subject to the approval of the Board of Trustees.

RECOMMENDATION

The confirmation of personnel actions as indicated.

ACTION REQUIRED

Board approval

CONTACT PERSON

Randy Reid, Ed. D.
Sharon Roy

08-10-09

Subject: Consider Approval of Lease Agreement between the TISD and the Boys and Girls Clubs of East Texas for Dogan Athletic Fields

BACKGROUND INFORMATION

Construction of the new Griffin Elementary School will require the relocation of the athletic fields at Dogan Middle School. An agreement has been reached between TISD and the Boys & Girls Club of East Texas to place the athletic fields on property owned by the Boys & Girls Club of East Texas through a lease agreement.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tim Loper

08-10-09

Subject: Consider Approval of Dogan Athletic Fields

BACKGROUND INFORMATION

Current plans are being developed to build the new Griffin Elementary School on the existing Dogan Middle School property. Due to site constraints and size of the new Griffin building, the existing area does not have enough area to meet the required amount of playground area for the new elementary school. The decision has been made to utilize the existing football practice field for the playground area and build a new athletic facility on the Boys and Girls Club of Tyler site. In order to achieve this, TISD is entering into a lease agreement with the Boys and Girls Club of Tyler. The Brannon Corporation was retained for the new design and bid documents for this project. Design includes a football/soccer field, six feet wide walking trail, irrigation, drainage, fencing and all necessary dirt work. Also included in this project is the grading and irrigation for an additional area at the southwest corner of the existing Dogan site for P.E. classes.

ADMINISTRATIVE CONSIDERATION

Construction documents were advertised within the legal time frame and bids were received as follow:

<u>COMPANY</u>	<u>BID AMOUNT</u>
L & L Asphalt Corporation (inc. Alternate for 8'-0" fence)	\$671,755.55
Reynolds & Kay, Ltd. (inc. Alternate for 8'-0" fence)	\$673,676.21
Simon Traylor & Sons, Inc.	\$912,645.82
Crown Civil Construction	\$889,871.65
J. C. Johnson Construction Co.	\$694,256.15
East Texas Bridge, Inc.	\$983,029.10
JRJ Paving, LP	\$940,426.46
Advanced Paving and Sealcoat	No Bid
Marler & Associates, Inc.	No Bid
Winters Landscape, LLC	No Bid
Petty's Lawn Sprinkler, Inc.	No Bid
Utz & Associates	No Bid
A & M Construction, Inc.	No Bid

ADMINISTRATIVE RECOMMENDATION

The administration recommends that the Board approve the bid of L&L Asphalt Corporation in the amount of \$671,755.55. Funding in the amount of \$737,405.55 including engineering fees of \$66,250.00 for the 2009 project will be provided through the Bond Program.

ACTION REQUIRED

Board approval

CONTACT PERSON

Tim Loper

08-10-09

Subject: 2009-2010 Budget Update

Information will be presented at the board meeting.

CONTACT PERSON(S)

Tosha Bjork

08-10-09

Subject: Bilingual/ESL Update

Information will be presented at the board meeting.

CONTACT PERSON(S)

H.T. Sanchez, Ed. D.

08-10-09

Subject: Board Meeting Date for Purpose of Adopting Budget and Proposed Tax Rate

BACKGROUND INFORMATION

The Texas Education Code, Sections 44.001-44.006, contains procedures and requirements for adopting the budget and tax rate. The Code states that after the proposed budget is prepared, the board president must call a board meeting for the purpose of adopting the budget. The other requirement is that a "Notice of Public Meeting to Discuss Budget and Proposed Tax Rate" must be published at least ten but not more than thirty days before the meeting.

This notification of the meeting to discuss the budget and the proposed tax rate will list the proposed tax rate based on administrative recommendations of \$1.375. The "proposed tax rate" used in the publication "Notice of Public Meeting to Discuss Budget and Proposed Tax Rate" must be formally adopted by the Board.

RECOMMENDATION

The administration recommends that the Board meeting date for the purpose of adopting the budget and the proposed tax rate be set for August 27, 2009. It is also recommended that the "proposed tax rate" of \$1.375 be used in the publication "Notice of Public Meeting to Discuss Budget and Proposed Tax Rate" be approved by the Board.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tosha Bjork

08-10-09