



# WESLACO INDEPENDENT SCHOOL DISTRICT

319 W. Fourth Street  
Weslaco, TX 78599-0266

Winners. Innovators. Scholars. Doers.

Dr. Priscilla Canales, Superintendent

## BOARD OF TRUSTEES

Meeting:	Special Meeting
Place:	WISD Board Room
Location:	319 W. Fourth Street
Date:	May 8, 2019
Time:	5:31 P.M.

## MINUTES

- I. The meeting was called to order by Isidoro Nieto, Board President.
- II. A quorum was established. The following board members were present

Isidoro Nieto, President  
Dr. Richard Rivera, Vice President  
Andrew Gonzalez, Secretary  
Armando Cuellar, Trustee  
Patrick Kennedy, Trustee  
Dr. Jaime Rodriguez, Trustee

*Erasmio Lopez joined the meeting at 5:33 p.m.*

Andrew Gonzalez made the motion to move the order of the day and discuss Item #4 before Item #3. Patrick Kennedy seconded the motion and it passed unanimously.

- IV. Discussion and Possible Action for the Board to Consider Approval of an Amendment to the Contract for Consulting Services for Long Range Facilities Master Plan (RFP #19-12-16) for Additional Services Requested

Dr. Canales informed the Board that staff had met and determined that the additional services requested were not required. Therefore, no action was necessary on this item.

- III. Discussion and Possible Action for the Board to Consider Approval of Change Order No. 1 to the Contract for the Construction of the New Field House at Weslaco High School for Additional Work Needed & Corresponding Additional Days (CSP #18-02-14)

On February 12, 2018, the Board approved NM Contracting, LLC for the construction of this project. Staff has been working with Rudy Gomez, AIA; Roan Gomez, AIA; and NM Contracting (General Contractor) on the scope of work for additions needed to this project due to unforeseen conditions, design adjustments, and/or additional work requested by WISD.

Mr. Americo Garza reviewed the list of additional work requested for this project. The net cost of the additional improvements are to be paid from the Owner's Contingency Allowance (\$50,000), the Utility Allowance (\$25,000), and the Mechanical Allowance (\$94,000); therefore, there is no additional cost to the project.

Item No.	Description	Reason for	Net Cost	No. Days Increase
CPR No. 02	Irrigation Pipe: Excavate and dispose of irrigation line section in the middle of the construction site, backfill and compact soil, and cap remaining pipe at both ends.	Unforeseen Item	\$ 8,500.00	49 days (days requested left pending coordination with Irrigation District)
CPR No. 05R1	Fire Sprinkler Riser and Electrical Rooms Relocation: Per the City of Weslaco's Fire Marshal, the riser room was to be enclosed by a mechanical room requiring the additional work which affected the electrical room.	Added Scope	\$ 10,544.00	0 days (30 requested, but not approved)
The work was requested by the Fire Marshal to allow the fire department to have access from the outside.				
CPR No. 08R1	Electrical Power for Lockers: Power for the new lockers was requested by WISD to power USB ports included with the lockers	Added Scope	\$24,000.00	0 days (27 requested, but not approved)
CPR No. 09	Raise walls up to roof deck: The walls for the ice room were not designed up to the roof deck. This additional work is necessary to ensure that the room is enclosed appropriately to maintain air-conditioned space comfort.	Design Adjustments	\$1,600.00	7 days (30 requested, but not approved)
CPR No. 16R1	VCT Floor Tile: The accent floor tile initially installed, named Tyrian Purple, was not a close match to the Weslaco purple on the walls of the building. This tile was replaced with a closer match called Violet Bloom.	Added Scope	\$1,005.00	0 days (0 requested, but not approved)
Even though the cost of the floor tile was not a high amount, Mr. Lopez stressed that in the future staff make note of the true colors that are needed in order to avoid these types of mistakes and additional expenses.				
CPR No. 17R1	Fire Alarm System: The fire alarm system was included in the construction documents as part of the mechanical allowance to ensure that the contractor selected by the district for the WHS fire and security alarm project addressed this item and installed a compatible system.	Intended Scope	\$33,189.00	0 days (14 requested, but not approved)
CPR No. 19	Fire Lane Striping: This is a requirement by the Fire Marshal.	Added Scope	\$ 900.00	2 days (7 requested, but not approved)
Totals of Net Additional Cost & Additional No. of Days			\$79,738.00	58 days

Mr. Garza pointed out that the cost (\$33,189.00) for the Fire Alarm System was part of the Mechanical Allowance (\$94,000.00)

Dr. Rivera stated that the amount in the mechanical allowance for the Fire Alarm System would have been returned to the district if it had not been used. He wanted to know how many change orders had been brought forward since the project had started, and the amount of the second proposal submitted for this project.

According to Mr. Andres Sanchez, Assistant Superintendent of Business & Finance, the only change orders are those being presented tonight at a cost of \$80,000. The second proposal submitted was almost \$100,000 more.

Dr. Rivera commented that he did not like change orders and felt that the architect designing the project should do a better job.

Board President Isidoro Nieto also agreed, because this was something that could have been done earlier rather than something that was unforeseen.

Oscar Riojas, Athletic Director, pointed out that he had noticed a difference on how the architects operate and what they offer the district, therefore in the future staff would like to recommend to the Board which architects they would like to work with.

Dr. Rivera also requested that information be provided to the Board prior to the meeting to allow ample time for review. He also wanted to know the reason why this item had to be presented at this meeting when the regular board meeting is originally scheduled for the following Monday.

Mr. Garza replied that staff wanted to pay for the fire alarm system since this work was completed back in February.

The actual completion date for this project was April 15, 2019. According to Mr. Riojas, the students are already utilizing the field house.

Erasmus Lopez made the motion to approve Change Order No. 1 to the contract for the construction of the new field house at Weslaco High School for additional work needed and corresponding additional days. Dr. Jaime Rodriguez seconded the motion.

V. Closed Meeting to Discuss:

The board members convened in closed meeting at 5:52 p.m. to discuss the following items:

A. Personnel Matters (Tex. Gov't Code 551.074)

1. Employment of Personnel
2. Resignations
3. Deliberation Regarding the Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of a Public Officer or Employee (Tex. Gov't Code 551.074 and 551.071)
  - a. Discussion of Renewal of Term Contract Employee for the 2019-2020 School Year
  - b. Discussion Regarding Proposed Non-Renewal of Employee on Term Contract

B. Consultation with Attorney Regarding: a) Pending or Contemplated Litigation: b) a Settlement Offer: or c) a Matter in Which the Duty of the Attorney to the Weslaco ISD under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly Conflicts with Chapter 551 of the Texas Government Code (Tex. Gov't. Code 551.071)

The Board President announced that Trustee Erasmo Lopez had left the meeting at 5:57 p.m. and Trustee Andrew Gonzalez left the meeting at 6:06 p.m.

VI. Reconvene in Open Meeting:

The Board returned to open meeting at 6:27 to take action on the following items:

Possible Action, If Necessary, on Items Discussed in Closed Meeting

A. Personnel Matters (Tex. Gov't Code 551.074)

1. Employment of Personnel

The Superintendent recommended that the Board approve the employment of personnel as discussed in closed session.

<b>Name</b>	<b>Position</b>	<b>Location</b>
1. Janette Garcia	6 <sup>th</sup> Grade English Language Arts/Social Studies Teacher B. Garza Middle School	B. Garza Middle School
2. Arleen Marin	<b>From:</b> 21 <sup>st</sup> Century Family Engagement Specialist ACE Department	<b>To:</b> 21 <sup>st</sup> Century ACE Coordinator Airport Elementary School

Patrick Kennedy made the motion to approve the contracts of certified professional personnel as recommended. Dr. Jaime Rodriguez seconded the motion and it passed unanimously.

2. Resignations

The retirements/resignations were presented for the Board's review.

<b>Name</b>	<b>Position/Location</b>	<b>Reason/Effective Date</b>
3. Dalia R. Bugarin	6 <sup>th</sup> Grade Language Arts Teacher Mary Hoge Middle School	Ms. Bugarin is relocating to Baytown, Texas, effective May 31, 2019.
2. Esequiel Garcia	Math Teacher Weslaco East High School	Mr. Garcia is resigning to accept a position with South Texas ISD, effective May 31, 2019.
3. Yolanda Martinez	Counselor Weslaco High School	Ms. Martinez is resigning for personal reasons, effective June 19, 2016.
4. Paul Mata	Science Teacher Weslaco High School	Mr. Mata is resigning for personal reasons, effective May 31, 2019.
5. Thomas J. Padilla	CATE Engineering Teacher	Mr. Padilla is resigning for personal reasons, effective May 31, 2019.
6. Ray Quintanilla	Math Teacher Weslaco High School	Mr. Quintanilla is resigning for personal reasons, effective May 31, 2019

7. Michael Sanchez	Math Teacher Weslaco East High School	Mr. Sanchez is resigning for personal reasons, effective May 31, 2019.
8. Bryan Smith	Chemistry Teacher Weslaco High School	Mr. Smith is resigning for personal reasons, effective May 31, 2019.
9. Tomas D. Stirzaker	Teacher/Assistant Band Director Central Middle School	Mr. Stirzaker is retiring after (33) years in education, with (19) years of service at Weslaco ISD, effective May 31, 2019.
10. Christina A. Vasquez	Counselor Cuellar Middle School	Ms. Vasquez is resigning to pursue another venture, effective June 12, 2019.

**ADDENDUM**

1. Diana Delgado	1 <sup>st</sup> Grade Teacher Sam Houston	Ms. Delgado is relocating to Central Texas, effective May 31, 2019.
2. Ivana Flores	5 <sup>th</sup> Grade Teacher Sam Houston	Ms. Flores is resigning for personal reasons, effective May 31, 2019.
3. Ricardo Hinojosa	Language Arts Teacher Weslaco East High School	Mr. Hinojosa will complete his contract for 2018-2019, but did not sign a contract for 2019-2020. Resignation is effective May 31, 2019.

Non-action item.

3. Deliberation Regarding the Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of a Public Officer or Employee (Tex. Gov't Code 551.074 and 551.071)
  - a. Discussion of Renewal of Term Contract Employee for the 2019-2020 School Year

The Superintendent recommended that the Board approve the renewal of term contract employee for teacher for the 2019-2020 school year as discussed in closed meeting.

<b>Weslaco East High School</b>				
<i>Name</i>	<i>CNT 18-19</i>	<i>CNT 19-20</i>	<i>Position</i>	<i>Campus</i>
Colunga, Homero	Term	Term	Teacher Secondary	WEHS

Patrick Kennedy made the motion to approve the renewal of term contract for teacher for the 2019-2020 school year as discussed in closed meeting. Dr. Jaime Rodriguez seconded the motion and it passed unanimously.

b. Discussion Regarding Proposed Non-Renewal of Employee on Term Contract

Armando Cuellar made the motion to approve the Administration's recommendation of the proposed non-renewal of a term contract of Mr. Tomas Perez and authorize appropriate notice to be delivered to him. Patrick Kennedy seconded the motion and it passed unanimously.

<b>Weslaco High School</b>				
<i>Name</i>	<i>CNT 18-19</i>	<i>CNT 19-20</i>	<i>Position</i>	<i>Campus</i>
Perez, Tomas	Term	Term	Teacher Secondary	WHS

C. Consultation with Attorney Regarding: a) Pending or Contemplated Litigation: b) a Settlement Offer: or c) a Matter in Which the Duty of the Attorney to the Weslaco ISD under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly Conflicts with Chapter 551 of the Texas Government Code (Tex. Gov't. Code 551.071)

Non-action item.

VII. Adjournment

The meeting adjourned at 6:30 p.m.