

# **REGULAR BOARD MEETING MINUTES**

## **COMFORT INDEPENDENT SCHOOLS MONDAY, OCTOBER 10, 2011 – 6:00 P.M. COMFORT ISD ADMINISTRATION BUILDING 327 HIGH STREET - COMFORT, TEXAS**

*The meeting will be held in compliance with Gov. Code, §551. The meeting is also being conducted in accordance with the Americans With Disabilities Act [42 U.S.C. 12101 (1991)]. The facility where the meeting is to be held is wheelchair-accessible, and handicapped parking is available. Handicapped services are available upon request if received at least 48 hours prior to the meeting. To make arrangements for handicapped services, please call (830) 995-6400.*

*The subjects to be discussed are listed on the Agenda. Items do not have to be taken in the same order as shown on the meeting notice. If, during the course of the meeting, any discussion of any item listed on the Agenda should be held in closed meeting, the Board would convene in such closed meeting in accordance with Texas Government Code, § 551.071 - 551.084 to consult with the Board's attorney, discuss purchase, exchange, lease, or value of real property, discuss negotiated contracts for prospective gifts or donations, discuss personnel or to hear complaints against personnel, consider the deployment, specific occasions for, or implementation of security, personnel or devices, and/or consider discipline of a public school child or complaint or charge against personnel. No action will be taken during a Closed Session. At any time, the Board may go into closed meeting to receive legal counsel or advice, which the school district's legal counsel determines should be confidential in accordance with counsel's duty to the district pursuant to the code of professional responsibility of the State Bar of Texas.*

### **I. CALL MEETING TO ORDER**

*Eric Lantz, Board President, called the meeting to order at 6:03 p.m.*

*Trustees present: Ray Avery (6:05), Eric Lantz, Rusty Saur (Absent), Nora Lozano, Brad Spenrath, and Tillie Moldenhauer.*

### **II. PUBLIC COMMENT**

#### **A. Public Comments**

*At this time, the Board will listen to comments from the public or staff members. In order to comment, please complete a public comment card and present it to the Board president prior to the beginning of the meeting. (All public comments will be limited to three minutes per issue or agenda item.)*

- 1. Agenda items*
- 2. Non-agenda items*

### **III. SPECIAL PRESENTATIONS**

#### ***CISD Excellence Award:***

***Elementary School: Edith Price (Kindergarten Bilingual Teacher)***

***Middle School: Lisa Tomlinson (ESL / Reading Teacher)***

***High School: Christi Wright (Math Teacher)***

***Professional: Maria Barbosa (Elementary Office Assistant)***

***Employee: Joe Flores (Custodial Supervisor)***

#### **IV. WRITTEN REPORTS INCLUDED IN BOARD PACKET**

##### **A. Superintendent's Report**

##### **B. Principals' Report**

- 1) *Elementary School Report*
- 2) *Middle School Report*
- 3) *High School Report*
- 4) *Food Service Report*

#### **V. CONSENT AGENDA**

*All items in the consent agenda should be approved as presented unless an item is removed. All items are as recommended by the Superintendent.*

1. **Minutes of the September 12, 2011 Regular Meeting Minutes**
2. **Local Maintenance and Operations, Interest and Sinking, Workers' Compensation, Student Activity, and Tax Collection Reports,**
3. **Monthly Investment Report**

*Mrs. Moldenhauer made a motion that the Board approve the Consent Agenda Items as presented. Mrs. Lozano seconded the motion. The motion passed 5-0.*

#### **VI. NON-ACTION ITEMS FOR DISCUSSION AND CONSIDERATION**

##### **A. Highly Qualified Report:**

*No Child Left Behind requires specific district teachers to be highly qualified according to federal standards. The report will be reported to the Board of Trustees.*

##### **B. Financial Integrity Rating System of Texas (FIRST) Public Hearing:**

*The purpose of the financial accountability rating system is to ensure that school districts will be held accountable for the quality of their financial management practices, and to achieve improved performance in the management of their financial resources. The system is designed to encourage Texas public schools to better manage their financial resources in order to provide the maximum allocation possible for direct instructional purposes. The system will also disclose the quality of local management and decision-making processes that impact the allocation of financial resources in Texas public schools.*

#### **VII. ITEMS FOR DISCUSSION AND/OR ACTION**

*(According to Government Code §551.071-§551-082, the Board of Trustees may convene in a closed session §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; and §551.082,*

Considering discipline of a public school child or complaint or charge against personnel.) No action will be taken during a Closed Session.

**A. Items Removed from the Consent Agenda**

**B. Consider / Approve Tommy Harvey's Letter of Resignation for District 3**

**Background:** On September 12, 2011, Tommy Harvey submitted his letter of resignation to the Board effective immediately.

**Recommendation:** It is the recommendation of the superintendent that the Board accept Tommy Harvey's resignation effective immediately.

Mr. Spenrath made a motion that the Board accept Tommy Harvey's resignation effective immediately. Mrs. Moldenhauer seconded the motion. The motion passed 5-0.

**C. Consider / Approve a Resolution for the Hermann Sons School of Dance**

**Background:** The Hermann Sons School of Dance is requesting to use an elementary classroom every Tuesday and Wednesday evening for the 2011-2012 school year. A resolution is attached. The Board will need to determine if a fee will be required.

**Recommendation:** It is the recommendation of the superintendent that the Board approve the resolution as presented.

Mr. Avery made a motion that the Board allow the Hermann Sons School of Dance to use the elementary classroom very Tuesday and Wednesday evening for the 2011-2012 school year at no charge. Mrs. Lozano seconded the motion. The motion passed 4-0-1. Mr. Spenrath abstained from the vote.

**D. Consider / Approve the 2011-2012 School Health Advisory Council (SHAC) members**

**Background:** The Board needs to approve the SHAC members every school year.

**Recommendation:** It is the recommendation of the superintendent that the Board approve the 2011-2012 members as presented.

Mrs. Moldenhauer made a motion that the Board approve the 2011-2012 members of the School Health Advisory Council as indicated on the document presented. Mr. Spenrath seconded the motion. The motion passed 5-0.

**E. Consider / Approve Facilities Upgrades:**

**Background:** At the September Board meeting, the superintendent was directed to obtain ball park quotes for an administrative building, renovation of the technology building, turf field, renovation of the middle school Science lab, a/c unit upgrades and upgrades to the technology infrastructure and equipment.

**Recommendation:** *It is the recommendation of the superintendent that the Board review the ball park quotes and provide the superintendent guidance to moving forward.*

Mr. Avery made a motion that the Board approve the CMS Science Lab and the AC Units at CMS to be done at a time appropriate as to cause the least disruption to the student's education, with monies to come from fund balance. Mrs. Lozano seconded the motion. The motion passed 5-0.

**F. Consider/Approve by Resolution to Nominate One Candidate to the Kendall Appraisal District Board of Directors**

**Background:** *Each taxing unit that is entitled to vote may nominate by resolution adopted by its governing body one candidate for each of the seven (7) positions to be filled on the Board of Directors. According to Section 6.03 (e) of the Texas Property Tax Code, CISD is hereby provided written notice of the number of votes (entitlements) that our taxing unit is entitled for the appointment of the 2012-2013 Kendall Appraisal District Board of Directors.*

**Recommendation:** *It is the recommendation of the superintendent that the Board nominate one candidate to the Kendall Appraisal District Board of Directors.*

Mr. Spenrath made a motion that the Board nominate Gerri Selensky as their candidate to the Kendall Appraisal District Board of Directors. Mr. Avery seconded the motion. The motion passed 5-0.

**G. Consider/Approve by Resolution to Nominate Up to Five (5) Candidates to the Kerr Appraisal District Board of Directors**

**Background:** *Each participating taxing entity may nominate candidates by resolution for the election of the Kerr Appraisal District Board of Directors. Comfort ISD may nominate up to five (5) candidates. The Board will have 135 votes to cast for the nominee or nominees of your choice.*

**Recommendation:** *It is the recommendation of the superintendent that the Board nominate up to five (5) candidates to the Kerr Appraisal District Board of Directors.*

Mrs. Moldenhauer made a motion that the Board nominate Charles Lewis as their candidate to the Kerr Appraisal District Board of Directors. Mrs. Lozano seconded the motion. The motion passed 5-0.

**H. Tax Levy Roll**

**Background:** *The Kendall Appraisal District has applied our new tax rates to the current properties and has prepared tax statements. The tax levy amount for 2011-2012 is \$7,863,932. (The 2010-2011 tax levy amount was \$7,859,132.)*

**Recommendation:** *It is the recommendation of the superintendent that the Board approve the tax levy for the 2011-2012 tax year as prepared by the Kendall Appraisal District.*

Mr. Spenrath made a motion that the Board accept the Superintendent's recommendation to approve the tax levy for the 2011-2012 tax year as prepared by the Kendall Appraisal District. Mrs. Lozano seconded the motion 5-0.

**I. Consultation with legal counsel regarding Level 3 parent complaint. This item may be held in closed session pursuant to Tex. Gov't Code § 551.071.**

*According to Government Code §551.071-§551-082, the Board of Trustees may convene in a closed session §551.071, Private consultation with the Board's attorney; §551.072, Discussion 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; and §551.082, Considering discipline of a public school child or complaint or charge against personnel.) No action will be taken during a Closed Session.*

*Trustees convened into closed session at 6:50 PM, according to Government Code §551.074 No action was be taken during the Closed Session.*

*The meeting was reconvened into open session at 7:07 PM.*

**J. Consideration & possible action regarding Level 3 parent complaint regarding athletics and Athletic Director. This time may be held in closed session pursuant to Tex. Gov't Code § 551.074 & 551.0821.**

*Ms. Dana Delgado, parent advocate, and Comfort ISD were both given 20 minutes to present their side of the complaint. After Ms. Delgado presented their side the board convened into closed session.*

*According to Government Code §551.071-§551-082, the Board of Trustees may convene in a closed session §551.071, Private consultation with the Board's attorney; §551.072, Discussion 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; and §551.082, Considering discipline of a public school child or complaint or charge against personnel.) No action will be taken during a Closed Session.*

*Trustees convened into closed session at 7:53 PM, according to Government Code §551.074 No action was be taken during the Closed Session.*

*The meeting was reconvened into open session at 8:55 PM.*

Mr. Spenrath made a motion "Having reviewed the local record & Considered the presentations of the parties we find no evidence of discrimination by Coach

Mayfield or the district. The evidence shows the student chose to withdraw from athletics. Therefore, I move that we up hold the superintendent's decision at Level II. Mr. Avery seconded the motion. The motion passed 5-0.

**VIII. ADJOURN**

*There being no further business this meeting was adjourned at 8:57 PM.*

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Eric Lantz, President

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Noel Avery, Secretary