

**ARLINGTON INDEPENDENT SCHOOL DISTRICT  
REGULAR MEETING OF THE BOARD OF TRUSTEES  
BY VIDEOCONFERENCE OR TELEPHONE  
Thursday, December 10, 2020  
5:00 p.m.**

**NOTICE of Regular Meeting of the Board of Trustees by Videoconference or Telephone**

As you know, health officials have been encouraging people from avoiding crowded events in order to avoid possible contact with persons who may be unaware they have been exposed to the COVID-19 virus. While our school board meetings are open to the public, we want you to remain safe, and therefore recommend and encourage you to participate by watching the school board meeting online at **www.aisd.net**. Thank you for your commitment to Arlington Independent School District, and we wish you and your family safety and health during these difficult days. Due to health and safety concerns related to the COVID-19 coronavirus, this meeting will be conducted by videoconference or telephone call. At least a quorum of the board will be participating by videoconference or telephone call in accordance with the provisions of Sections 551.125 or 551.127 of the Texas Government Code that have not been suspended by order of the governor. All or some trustees and limited staff may be together while maintaining proper social distancing at Room 301 A in the Mac Bernd Professional Development Center, 1111 West Arbrook Boulevard, Arlington, Texas 76015. Due to the ongoing safety concerns, all open meeting proceedings will be live broadcast but members of the public will be limited in the Mac Bernd Professional Development Center pursuant to state guidelines and regulations, and all persons will be required to comply with state and district guidelines and regulations.

Again, members of the public may access this meeting as follows: **www.aisd.net**. An electronic copy of the agenda packet is attached to this online notice.

*Members of the public who desire to address the board regarding an item on this agenda must comply with the following registration procedures: Members of the public seeking to provide comments concerning an agenda item shall be required to register to provide comment by sending an email to the Superintendent of Schools Secretary **lbenjami@aisd.net** **NO LATER THAN 3:00 p.m. the day of the board meeting** indicating (1) person's name; (2) subject the member of the public wishes to discuss, and; (3) telephone number at which the member of the public may be reached.*

**CALL TO ORDER: 5:00 p.m., PDC Room 301 A/Zoom**

**CLOSED MEETING:**

Adjournment to closed meeting pursuant to Sections 551.071 (consultation with attorney to seek and receive legal advice); 551.072 (discuss the purchase, exchange, lease or value of real property); Section 551.073 – (negotiating contracts for prospective gifts or donations); Section 551.074 - (consider the appointment, employment, evaluation, reassignment, duties, discipline, non-renewal or dismissal of a public officer or employee, or to hear complaints or charges against a public officer or employee); Section 551.076 (consider the deployment, or specific occasions for implementation, of security personnel and devices); Section 551.082 – (discussing or deliberating the discipline of a public school child or children, or a complaint or charge is brought against an employee of the school district by another employee); Section 551.0821 – (deliberating in a matter regarding a public school student if personally identifiable information about the

student will necessarily be revealed by the deliberation); Section 551.083 (considering the standards, guidelines, terms or conditions the Board will follow, or instruct its representatives to follow, in consultation with representatives of employee groups in connection with consultation agreements).

1. Superintendent Contract and Extension
2. Goal Setting
3. Consult with Attorney on Motions Necessary to Address Any New Guidelines, Rules, Proclamations, Orders, or Other Acts based upon COVID-19 that are issued between December 4-10, 2020
4. Administrative Appointments/Personnel Ratification
5. Underwriters – Obtain Legal Advice

**RECONVENE INTO OPEN SESSION:** *Upon Conclusion of Closed Meeting*

**OPENING CEREMONY:**

**PROGRAM AND/OR PRESENTATION:**

This time has been designated for the purpose of allowing programs and/or presentations relating to matters such as curricular, extracurricular, co- curricular and PTA type activities.

- A. Student of the Month
- B. National Merit Semifinalists, National Hispanic Scholars and National African American Scholars

**APPOINTMENTS:** None

**PUBLIC HEARING:**

- A. Target Improvement Plans (TIP) for 2<sup>nd</sup> Year F Campuses (Short Elementary and Speer Elementary), D Campuses (Berry Elementary, Blanton Elementary, Crow Elementary, Ellis Elementary, Hale Elementary, Larson Elementary, Morton Elementary, Patrick Elementary, Peach Elementary, Rankin Elementary, South Davis Elementary, Thornton Elementary, and Webb Elementary) and Comprehensive Support Campuses (Sam Houston High School and Venture High School)

**OPEN FORUM FOR AGENDA ITEMS:**

Must Pre-Register. Registration via email as stated above must be completed in its entirety and submitted no later than **3:00 p.m.** This first Open Forum is limited to agenda items other than personnel. Any personnel concern should be brought directly to the Superintendent or Board President prior to the meeting, who will guide you to the proper procedure pursuant to Board Policy. Speakers will be limited to five (5) minutes. When more than one individual wishes to address the same agenda item, the President may ask the group to appoint one spokesperson.

**ACTION:**

- A. Consider Target Improvement Plans (TIP) for 2<sup>nd</sup> Year F Campuses (Short Elementary and Speer Elementary), D Campuses (Berry Elementary, Blanton Elementary, Crow Elementary, Ellis Elementary, Hale Elementary, Larson Elementary, Morton Elementary, Patrick Elementary, Peach Elementary, Rankin Elementary, South Davis Elementary, Thornton Elementary, and Webb Elementary) and Comprehensive Support Campuses (Sam Houston High School and Venture High School)
- B. Consider Staffing Ratios for the 2021-2022 Budget
- C. Consider Contract for Collection of Delinquent Property Taxes
- D. Consider Extension of Superintendent Term Contract
- E. Consider and Take Action on a Resolution Appointing Consultants and Directing Staff and Consultants to Prepare for the Issuance and Sale of Bonds

**DISCUSSION / ACTION:**

- A. Consider Recommendation to Approve New Boundaries for Berry, Blanton, Crow, Johns, Rankin and Thornton Elementary Schools to Take Effect in August of 2021 for the 2021-2022 School Year and Beyond
- B. Reopening Schools 2020-2021 Plan Update and Any Motions Therewith
- C. Consider Motions Necessary to Address Any New Guidelines, Rules, Proclamations, Orders, or Other Acts based upon COVID-19 that are issued between December 4-10, 2020

**ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA:**

**CONSENT ITEMS:** Materials relating to the items to be acted upon in the Consent Agenda are provided to the Board Members for study and review prior to the meeting. The items contained in the bid portion of the Agenda have been endorsed by the Board Members during the budget process.

- A. Consider Personnel Recommendations: New Hires, Retirements, Resignations, Leaves of Absence, Dismissals, Terminations, Non-Renewals, Non-Extensions
- B. Consider Donations
- C. Consider Bids
  - 21-06d Academic Educational Consultants and Professional Development Services
  - 21-21 CSP for Thornton Elementary Demolition Project
  - 21-22 Outside Contracted Services - Supplemental
  - 21-26 RFP for School Health & Related Services (SHARS) Reimbursement Filing
- D. Consider Purchases Greater Than \$50,000 Exempt from Bid
  - 21-12-10-001 Software for Student Enrollment – SchoolMint

- 21-12-10-002 Appraisal Services
- 21-12-10-003 Level Literacy Bookroom Enhancements
- 21-12-10-004 Architectural Professional Services – Arlington HS
- 21-12-10-005 Architectural Professional Services – Sam Houston HS
- 21-12-10-006 Architectural Professional Services – Wilemon Stadium
- 21-12-10-007 Architectural Professional Services – Bailey Jr. High
- 21-12-10-008 Architectural Professional Services – Duff Elementary
- 21-12-10-009 Architectural Professional Services – South Davis Elementary
- 21-12-10-010 Architectural Professional Services – Adams Elementary
- 21-12-10-011 Architectural Professional Services - Hale Elementary
- 21-12-10-012 Architectural Professional Services – Atherton Elementary
- 21-12-10-013 Architectural Professional Services – Foster Elementary
- 21-12-10-014 Architectural Professional Services – Johns Elementary
- 21-12-10-015 Civil Engineering Services – Elementary Playground Replacements
- 21-12-10-016 Day School Support Services

- E. Consider Minutes of Previous Meetings - November, 2020
- F. Consider Monthly Financial Report for Period Ending October 31, 2020
- G. Authorization to Set Up a New Bank Account Titled “651 Construction 2019 Auth. #2 Series 2021”
- H. Consider Change Order #1 Amending the Contract Amount and Substantial Completion Date for the 2019 Bond Construction Project for the Food & Nutrition Service Center Project, Phase I – Bid Packet 3
- I. Consider Additional Texas Teacher Evaluation and Support System (T-TESS) Appraisers

#### **OPEN FORUM FOR NON-AGENDA ITEMS:**

Must Pre-Register. Registration via email as stated above must be completed in its entirety and submitted no later than **3:00 p.m.** Any personnel concern should be brought directly to the Superintendent or Board President prior to the meeting, who will guide you to the proper procedure pursuant to Board Policy. Speakers will be limited to five (5) minutes. When more than one individual wishes to address the same agenda item, the President may ask the group to appoint one spokesperson.

#### **SUPERINTENDENT'S REPORT:**

This time is for the Superintendent to acknowledge varying kinds of activities occurring within the district. This includes such items as recognition of outstanding performance by district staff and/or students, the initiating of new programs and special activities.

The Superintendent will report on the following subjects:

- A. Recognition of outstanding performance by district staff and students
- B. Initiation of new programs and special activities

## **SCHOOL BOARD'S REPORTS:**

At this time on the Agenda allows each member to inform other Board Members, the administrative staff and the public of activities which are of interest.

The Board Members will report on the following subjects:

- A. Board member attendance at various school and community events.
- B. Board member announcement of various upcoming school and community events.
- C. Board member visits to various campuses
- D. Board member recognition of outstanding performance by district staff and students
- E. Board member recognition of new programs and special activities

## **CLOSED MEETING:**

At any time during the meeting the Board may adjourn into closed meeting for consultation with its attorney (Tex. Gov't Code § 551.071) or for a posted agenda item pursuant to Texas Government Code sections 551.072 – 551.084 (see below).

## **ADJOURNMENT**

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*The agenda order may be adjusted by the Presiding Officer at any time during the meeting.*

If, during the course of the meeting, discussion of any item on the agenda should be held in a closed meeting, the board will conduct a closed meeting in accordance with the Texas Open Meetings Act, Texas Government Code, chapter 551, subchapters D and E or Texas Government Code section 418.183(f).

If, during the course of the meeting covered by this Notice, the Board should determine that a closed meeting of the Board should be held or is required in relation to any item included in this notice, then such closed meeting is authorized by Texas Government Code Section 551.001, et. seq., for any of the following reasons:

Section 551.071 - For the purpose of a private consultation with the Board's attorney on any or all subjects or matters authorized by law.

Section 551.072 - For the purpose of discussing the purchase, exchange, lease or value of real property.

Section 551.073 - For the purpose of negotiating contracts for prospective gifts or donations.

Section 551.074 - For the purpose of considering the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear complaints or charges against a public officer or employee.

Section 551.076 - To consider the deployment, or specific occasions for implementation, of security personnel and devices.

Section 551.082 - For the purpose of deliberating in a case involving discipline of a public school child or children, or in a case in which a complaint or charge is brought against an employee of

the school district by another employee and the complaint or charge directly results in a need for a hearing.

Section 551.0821 - For the purpose of deliberating in a matter regarding a public school student if personally identifiable information about the student will necessarily be revealed by the deliberation.

Section 551.083 - For the purpose of considering the standards, guidelines, terms or conditions the Board will follow, or instruct its representatives to follow, in consultation with representatives of employee groups in connection with consultation agreements provided for by Section 13.901 of the Texas Education Code.

Section 551.084 - For the purpose of excluding a witness or witnesses from a hearing during examination of another witness.

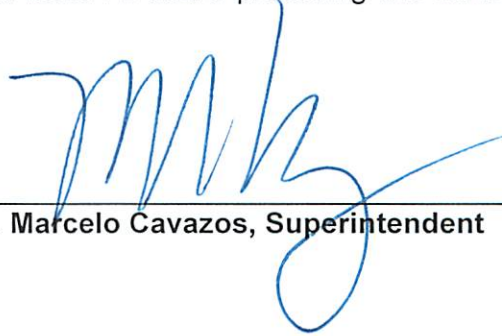
Should any final action, final decision or final vote be required in the opinion of the Board with regard to any matter considered in such closed meeting, then such final action, final decision or final vote shall be at either:

- A. the open meeting covered by this notice upon the reconvening of this public meeting, or
- B. at a subsequent public meeting of the Board upon notice thereof, as the Board shall determine.

Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions, or decisions will be taken in open meeting.

**CERTIFICATE AS TO POSTING OR GIVING OF NOTICE**

On this 7<sup>th</sup> day of December, 2020 at 5:00 p.m., this notice was posted on a bulletin board at a place convenient to the public at the central administrative office of the Arlington Independent School District, 1203 West Pioneer Parkway, Arlington, Texas and readily accessible to the general public at all times beginning at least 72 hours preceding the scheduled time of the meeting.



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**Dr. Marcelo Cavazos, Superintendent**

ADDENDUM: NOTICE PURSUANT TO GOVERNMENT CODE SEC. 2254.1036

WHEREAS, the Arlington Independent School District (“District”), will consider entering into a contingent fee contract with the law firm of Perdue, Brandon, Fielder, Collins & Mott, L.L.P. (“Firm”) and hereby posts this notice pursuant to Sec. 2254.1036 of the Government Code.

WHEREAS, this notice shall be posted before or at the time of giving the written notice required by Government Code Sec. 551.041 for a meeting described by Sec. 2254.1036(2) of the Government Code and shall announce the following:

A. The District is pursuing a contract with the Firm for the collection of delinquent property taxes owed to the District and through this contract the District seeks to increase recovery of these delinquent debts as expeditiously as possible. GOVT. CODE § 2254.1036(1)(A).

B. The District believes the Firm has the competency, qualifications, and experience necessary to fulfill this contract. GOVT. CODE § 2254.1036(1)(B). The Firm has collected delinquent government receivables for 50 years, including the collection of delinquent taxes. The Firm currently has 12 primary offices and multiple satellite offices throughout Texas. It employs more than 400 individuals, including 52 attorneys. It uses a multi-office, fully integrated team approach allowing the District access to all its offices and resources. Its collection team consists of long-term Firm employees, including attorneys, call center associates, paralegals, law clerks, legal secretaries, collection support personnel and information technology experts. The Firm utilizes proprietary collection software that can be tailored to meet any special need the District may have. This proprietary software also automates many aspects of the collection process, such as: account/debtor research, mailings and phone calls, return mail and address updates, payment notification and processing and workflow.

C. The nature of any relationship between the District and the Firm is as follows. GOVT. CODE § 2254.1036(1)(C).

The Firm has represented the District in delinquent tax collection since January 1, 2013.

D. The District is not set up to collect its delinquent taxes. GOVT. CODE § 2254.1036(1)(D). The District currently does not have adequate support staff, computer software/programming, or experience to internally conduct these collection services and acquiring these will result in substantial expense to the District.

E. These collection services cannot efficiently be provided for an hourly fee. GOVT. CODE § 2254.1036(1)(E). The Tax Code allows the assessment of a percentage-based fee to recover the costs of collecting delinquent taxes. This percentage-based fee is assessed only against parties delinquent in the payment of taxes to the District and not the District or taxpayers of the District. The collection of delinquent taxes is a high-volume practice, requiring a significant amount of research, mailing, and handling of outbound/inbound calls. An hourly fee for such work will likely exceed amount of delinquent taxes due. Moreover, the District will bear the cost of these hourly fees and not the debtor, because the Tax Code does not expressly authorize the District to pay for collection services based on an hourly fee.

F. The District believes this contingent fee contract is in its best interest. GOVT. CODE § 2254.1036(1)(F). Under the contingent fee contract, the Firm will be paid the amount of the percentage-based collection fee, regardless the number of hours the Firm spends researching, contacting and mailing to collect the delinquent debt. Additionally, the percentage-based collection penalty is a pass-through expense to the debtor and not an expense to the District or taxpayers in the District who are not delinquent in the payment of their taxes.