

ODEM-EDROY INDEPENDENT SCHOOL DISTRICT  
ONE OWL SQUARE  
ODEM, TEXAS 78370

Board of Trustees  
May 9, 2023  
Regular Meeting  
Odem Junior High School Library

BOARD BRIEFS

The following items were heard, discussed, and/or action taken at the Regular Meeting on May 9, 2023 . . .

Called Meeting to Order – 6:30 p.m.

Declaration of Quorum

Invocation given by Board Member Max Moreno followed by the Pledges of Allegiance

Audience Participation [Policy BED (LOCAL)]-Board Member Jon R. Whatley announced that he was resigning from the board after 20 years of service.

Consideration and Approval of a Resolution Canvassing the Returns and Declaring the Results of a Bond Election; and Other Matters in Connection Therewith  
•**Action Item**-Adopted a Resolution Canvassing the Returns and Declaring the Results of a Bond Election

Administer Oath of Office-Board of Trustees Places 3, 6, 7

Presentations/Reports/Information/Action Items:

- A. Discussion and Possible Action to Consider Reorganization of School Board Officers  
•**Action Item**-Reorganized School Board Officers as follows: Max Moreno Elected Board President; Jacob Romero Elected Board Vice President; Janie G. Vargas Elected Board Secretary
- B. Discussion and Possible Action to Consider Approval of Board Meeting Minutes-Regular School Board Meeting of April 17, 2023  
•**Action Item**-Approved Minutes of the Regular School Board Meeting of April 17, 2023
- C. Presentation – Introduction of AGCM-Professional Project Management Firm
- D. Presentation – District Update
- E. Information – Resignation of Employees
- F. Report – New Teacher Hires for the 2023-2024 School Year as Recommended
- G. Presentation – Business Matters Including Standard Monthly Financial Reports for April 2023, Cash Flow Analysis, Update on Projects

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- H. Presentation – Discussion and Possible Action to Consider Adopting the Resolution of Lodge, Association or other Similar Organization-Changes in Authorization of Signatures for the First State Bank of Odem and other Documents for Odem-Edroy ISD to Include Keeping the Same Powers Granted Previously to Authorized Signee
- Action Item**-Adopted the Resolution of Lodge, Association or other Similar Organization-Changes in Authorization of Signatures for the First State Bank of Odem and other Documents for Odem-Edroy ISD to Include Keeping the Same Powers Granted Previously to Authorized Signee
- I. Presentation – Consider and Take Possible Action to Select a Construction Procurement Method for all 2023 District Bond Projects. Consider and Take Possible Action to Authorize the Superintendent, or her Designee, to Use Construction Manager at Risk (CMAR) Procurement for the 2023 Bond Projects and to Establish a Process for Evaluation of the Proposals
- Action Item**-Selected One-step Construction Manager at Risk (CMAR) Procurement for the District’s 2023 Bond Projects as Providing the Best Value for the District. I move that we Authorize the Superintendent, with the Assistance of District’s Counsel, to Prepare and Issue a Request for Proposals for a Construction Manager at Risk in a One-step Process for the District’s 2023 Bond Projects, to Establish a Committee to Evaluate and Rank the Proposals and Bring the Committee’s Recommended Rankings back to the Board for Approval.
- J. Presentation – Consideration and Possible Action to Adopt the Prevailing Wage Rates Published by the United States Department of Labor in Accordance with the Davis-Bacon Act (40 U.S.C. Section 276a et seq.), and its Subsequent Amendments, Excluding Fringe Benefits, in Connection with the Construction of the 2023 Bond Projects
- Action Item**-Adopted the Prevailing Wage Rates Published by the United States Department of Labor in Accordance with the Davis-Bacon Act (40 U.S.C. Section 276a et seq.), and its Subsequent Amendments, Excluding Fringe Benefits, in Connection with the Construction of the 2023 Bond Projects
- K. Presentation – Discussion and Possible Action to Consider Approving the Interlocal Agreement between Odem-Edroy ISD and Communities in Schools of the Coastal Bend
- Action Item**-Approved the Interlocal Agreement between Odem-Edroy ISD and Communities in Schools of the Coastal Bend
- L. Report – Update on Odem Pool including Financial Report
- M. Information – Change in Board Meeting Times for June and July 2023
- N. Report – Future Agenda Topics

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May 9, 2023 – Continued

The Board entered into Closed Session at 8:21 p.m. in Accordance with the Texas Open Meetings Act to Deliberate and Consider the Following:

- A. Pursuant to Section 551.071 of the Texas Government Code-Attorney Consultation Regarding Legal Issues Related to Possible Proposed Nonrenewal Including Possible Scheduling, Procedural Rules and Legal Representation for any Nonrenewal Hearing
- B. Pursuant to Section 551.074 of the Texas Government Code
  - 1. Consider and Discuss Issues Related to the Possible Proposed Nonrenewal of a Term Contract Employee
- C. Pursuant to Section 551.076 and 551.089 of the Texas Government Code
  - 1. Deliberate the Deployment, or Specific Occasions for Implementation, of Security Personnel, Critical Infrastructure, or Security Devices

The Board returned to Open Session at 9:44 p.m. to Take Necessary Action on Matters Discussed in Closed Session.

- A. Consider and Take Possible Action Regarding Proposed Nonrenewal of a Term Contract Employee
  - Action Item**-Accepted the Superintendent's Recommendation to Propose the Nonrenewal of the Term Contract of a Current Employee and Further Move that the Board Direct the Superintendent to Give Written Notice to Employee that the Board Proposes Not to Renew the Term Contract for Next School Year, as Required by Law. I Further Move that, in the Event of a Nonrenewal Hearing, the Hearing will be Conducted by the Odem-Edroy ISD School Board. I Further Move to Proceed as Discussed in Closed Session Regarding Negotiation of a Potential Resignation Agreement.
- B. Consider and Take Possible Action Regarding Possible Scheduling, Procedural Rules and Legal Representation for any Nonrenewal Hearing
  - Action Item**-Authorized a Walsh Gallegos Lawyer to Advise and Assist the Board in Connection with any Nonrenewal Hearing, and Another Walsh Gallegos Lawyer to Present the Case for the Administration. I Further Move to Authorize the Board President to Sign a Consent to Representation Letter in this Regard. I Further Move to Authorize the Board's Counsel, in Consultation with the Board President, to Impose Procedural Rules for any Nonrenewal Hearing and to make Scheduling Decisions Regarding the Same.

The meeting was adjourned at 9:46 p.m.