

**VICTORIA INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES SPECIAL MEETING
ADMINISTRATION BUILDING BOARD ROOM
102 PROFIT DRIVE
VICTORIA, TEXAS**

A G E N D A

Tuesday

6:00 p.m.

May 28, 2019

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE TO THE FLAG

III. ANNOUNCEMENT BY THE PRESIDENT

That this is a special called meeting and that notice of the meeting has been posted in the time and manner required and that there is a quorum present.

IV. CLOSED MEETING

The governmental body may go into closed meeting as authorized by V.T.C.A. Government Code, Chapter 551, sub-chapter D as provided in the notice of this meeting. The following items may be discussed in closed meeting:


- A. The Board may seek the advice of the attorney for the governmental body on matters that are protected by the attorney/client privilege (*TGC 551.071*)
- B. The Board will discuss the duties of a district officer, Trustee VISD District 3, regarding actions on the morning of Thursday, May 9, 2019. The Board may not conduct a closed meeting for these purposes if the officer who is the subject of the deliberation requests the meeting to be in an open meeting. (*TGC 551.074*) {*Board Policy BBE(LOCAL) attached*}

V. BOARD TO RECONVENE IN OPEN MEETING

VI. ADJOURN

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the Superintendent's office at (361) 576-3131 or FAX (361) 788-9643 for further information.

This notice posted at 5:00 p.m. on Friday, May 24, 2019.



Sheila Garcia

NOTICE OF MEETING
BOARD OF TRUSTEES
VICTORIA INDEPENDENT SCHOOL DISTRICT

Notice is hereby given that on the 28th day of May, 2019, the Victoria Independent School District Board of Trustees will hold a meeting at 6:00 p.m. in the Administration Building located at 102 Profit Drive, Victoria, Texas. The subjects to be discussed are listed on the agenda that is attached to and made part of this notice.

If, during the course of the meeting covered by this notice, the Board of Trustees should determine that a closed meeting is required, then such closed meeting as authorized by V.T.C.A. Government Code, Chapter 551, subchapter D will be held by the Board of Trustees 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 Board of Trustees may conveniently meet in such closed meeting concerning any and all subject and for any and all purposes permitted by Chapter 551, subchapter D, inclusive, of said V.T.C.A. Government Code, including, but limited to:

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|-----------------|---|
| Section 551.071 | For the purpose of private consultation between the Board of Trustees and its attorney when the Board of Trustees seeks the attorney's advice with respect to pending or contemplated litigation, settlement offers, and matter where the duty of the Board of Trustees' counsel to his client pursuant to the Code of Professional Responsibility of the State Bar of Texas clearly conflicts with the Open Meetings Act; |
| Section 551.072 | For the purpose of discussion with respect to the purchase, exchange, lease or value of real property, if deliberation in an open meeting would have a detrimental effect on the position of the Board of Trustees in negotiations with a third person; |
| Section 551.073 | For the purpose of deliberation regarding prospective gifts or to deliberate a negotiated contract for a prospective gift or donation to the Board of Trustees of the Victoria Independent School District, if the deliberation in an open meeting would have a detrimental effect of the position of the Board of Trustees in negotiations with a third person; |
| Section 551.074 | For the purpose of considering 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, unless such officer or employee requests a public hearing; |
| Section 551.076 | To discuss the deployment, or specific occasions for implementation of security personnel or devices; |
| Section 551.082 | To deliberate in closed meeting in a case: <ul style="list-style-type: none">(a) Involving discipline of a public school child; or(b) 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;(c) The school district may not deliberate in closed meeting if an open hearing is requested in writing by a parent or guardian of the child in discipline cases, or by the employee against whom the complaint or charge is brought. The employee making the charge has no say whether the hearing is open or closed |
| Section 551.084 | To exclude a witness from a hearing during the examination of another witness in the investigation. |

Should any final action, final decision, or final vote be required in the opinion of the governing body 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 re-convening of this public meeting; or
- (b) at a subsequent public meeting of the government body upon notice thereof as the government body shall determine.

I, the undersigned, do hereby certify that this Notice was posted at 5:00 p.m. on the 24th of May, 2019, which is at least 72 hours prior to the date and time of the scheduled meeting.



Sheila Garcia
Secretary to the Superintendent of Schools
Victoria Independent School District Board of Trustees

**BOARD MEMBERS
AUTHORITY**

**BBE
(LOCAL)**

Board Authority

The Board has final authority to determine and interpret the policies that govern the schools and, subject to the mandates and limits imposed by state and federal authorities, has complete and full control of the District. Board action shall be taken only in meetings that comply with the Open Meetings Act. [See BE(LEGAL)]

**Transacting
Business**

When a proposal is presented to the Board, the Board shall hold a discussion and reach a decision. Although there may be dissenting votes, which are a matter of public record, each Board decision shall be an action by the whole Board binding upon each member.

**Individual Authority
for Committing the
Board**

Board members as individuals shall not exercise authority over the District, its property, or its employees. Except for appropriate duties and functions of the Board President, an individual member may act on behalf of the Board only with the express authorization of the Board. Without such authorization, no individual member may commit the Board on any issue. [See BDAA]

**Individual Access to
Information**

An individual Board member, acting in his or her official capacity, shall have the right to seek information pertaining to District fiscal affairs, business transactions, governance, and personnel matters, including information that properly may be withheld from members of the public in accordance with the Public Information Chapter of the Government Code. [See GBA]

Limitations

If a Board member is not acting in his or her official capacity, the Board member has no greater right to District records than a member of the public.

An individual Board member shall not have access to confidential student records unless the member is acting in his or her official capacity and has a legitimate educational interest in the records in accordance with policy FL.

A Board member who is denied access to a record under this provision may ask the Board to determine whether the record should be provided or may file a request under the Public Information Act. [See GBAA]

**Requests for
Records**

An individual Board member shall seek access to records or request copies of records from the Superintendent or other designated custodian of records, who shall respond within the time frames required by law. When a custodian of records other than the Superintendent provides access to records or copies of records to an individual Board member, the provider shall inform the Superintendent of the records provided.

In accordance with law, the District shall track and report any requests under this provision, including the cost of responding to one

**BOARD MEMBERS
AUTHORITY**

**BBE
(LOCAL)**

or more requests by any individual Board member for 200 or more pages of material in a 90-day period.

**Requests for
Reports**

No individual Board member shall direct or require District employees to prepare reports derived from an analysis of information in existing District records or to create a new record compiled from information in existing District records. Directives to the Superintendent or other custodian of records regarding the preparation of reports shall be by Board action.

Confidentiality

At the time a Board member is provided access to confidential records or to reports compiled from such records, the Superintendent or other District employee shall advise the Board member of the responsibility to comply with confidentiality requirements.

**Referring
Complaints**

If employees, parents, students, or other members of the public bring concerns or complaints to an individual Board member, he or she shall refer them to the Superintendent or another appropriate administrator, who shall proceed according to the applicable complaint policy. [See (LOCAL) policies at DGBA, FNG, and GF]

When the concern or complaint directly pertains to the Board's own actions or policy, for which there is no administrative remedy, the Board member may request that the issue be placed on the agenda.

**Visits to District
Facilities**

A Board member shall adhere to any posted requirements for visitors to first report to the main office of a District facility, including a school campus. Visits during the school or business day shall not be permitted if their duration or frequency interferes with the delivery of instruction or District operations. [See also GKC]