

AGENDA

for the

Regular Meeting

of the

Board of Trustees

**JIM PLYLER INSTRUCTIONAL COMPLEX
807 W. GLENWOOD
DR. JACK L. DAVIDSON CONFERENCE CENTER**

May 18, 2020

**REGULAR BOARD MEETING
Executive Session 6:00 P.M.
Regular Session 7:00 P.M.**

**NOTICE OF REGULAR MEETING OF THE
TYLER INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Notice is hereby given that on Monday, May 18, 2020, the Board of Trustees of the Tyler Independent School District will hold a regular meeting at (Executive Session at 6:00 p.m. and Regular Session at 7:00 p.m.) at the Jim Plyler Instructional Complex, 807 W. Glenwood, Tyler, Texas. The subjects to be discussed are listed on the agenda which is attached to and made a part of this Notice.

Individuals with disabilities are entitled to have access to and participate in public meetings. An individual requiring an accommodation for access to the meeting must notify the Tyler Independent School District by informing the district's ADA coordinator, in writing 24 hours prior to the scheduled meeting of the necessity of an accommodation. Upon receipt of this request, the district will furnish appropriate auxiliary aides and services when necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of the board meeting as nonhandicapped individuals enjoy.

If, during the course of the meeting covered by this Notice, the Board of Trustees should determine that a closed or executive meeting or session of the Board of Trustees is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the School Board 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 School Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act.

Texas Government Code Section:

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.
551.082	Considering discipline of a public school child, or complaint or charge against personnel.
551.083	Considering the standards, guidelines, terms, or conditions the board will follow, or will instruct its representatives to follow, in consultation with representatives of employee groups.
551.084	Excluding witnesses from a hearing.

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

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the School Board upon notice thereof; as the School Board shall determine.

**TYLER INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

May 18, 2020

**REGULAR BOARD MEETING
Executive Session 6:00 P.M.
Regular Session 7:00 P.M.**

**JIM PLYLER INSTRUCTIONAL COMPLEX
807 W. GLENWOOD
DR. JACK L. DAVIDSON CONFERENCE CENTER**

AGENDA

- I. Call to Order
- II. First Order of Business - Announcement by the Chairman as to the presence of a quorum, that the meeting has been duly called and that notice of the meeting has been posted in the time and manner required.
- III. Executive Session will be held for the purposes authorized by the Texas Open Meetings Act, Texas Government Code Section 551.071 et seq. concerning any and all purposes permitted by the Act.
 - A. Texas Government Code Section 551.071
For the purpose of a private consultation with the board's attorney on all subjects or matter authorized by law.
 - I. When the governmental body seeks the advice of its attorney about pending or contemplated litigation or a settlement offer or
 - II. Consider legal advice regarding personnel and related action items.
 - B. Texas Government Code Section 551.072
 - I. Discussing purchase, exchange, lease, or value of real property
 - C. Texas Government Code Section 551.074
For the purpose of considering the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee.
 - I. Consider hiring and accepting of professional personnel.
 - a. Director of Special Education
 - II. Consider renewals, non-renewals and terminations of contracts for professional personnel. (To deliberate the appointment, employment, evaluation, reassignment, duties, and contracts of employees.)
 - D. Texas Government Code Section 551.076
 - I. Considering the deployment, specific occasions for, or implementation of, security personnel or devices.
- IV. Reconvene from Executive Session
- V. 7:00 p.m. Prayer and Pledge of Allegiance - Rev. Hager

VI. Consider action on items discussed in Executive Session	
A. Consider board approval of hiring of professional personnel.	6
I. Director of Special Education	
B. Consider renewals, non-renewals and terminations of contracts for professional personnel.	
VII. Public Participation	
VIII. Approval of Minutes	
A. Approve Minutes of Board Workshop - April 9, 2020	7
IX. Continuous Improvement	
A. Safety and Security Compliance Update	16
B. #SafeTISD Update	17
X. Business/Legal/Finance/Consent Agenda	
A. Consider approval of 2019-2020 Amended Budget	18
B. Consider approval of Gifts and Donations	21
C. Consider approval of Medicaid Consultation and Billing Provider	22
D. Consider approval of Local Policy DEA	24
E. Consider approval of Tyler ISD Data Center Cabling	27
F. Consider approval of Proposals to Make Repairs to Sidewalks at the Administration Building and Additional Parking at the St. Louis Building	28
XI. Curriculum/Instruction/Consent Agenda	
A. Consider approval of Ratification of Data Sharing Agreement with Texas Tech University for the Teacher Incentive Allotment	33
B. Consider approval of Waiver of the Instructional Materials Inventory Requirement Due to COVID-19	47
C. Consider approval of Waiver for Missed School Days and Instructional Continuity Attestation Due to COVID-19	48
D. Consider approval of Waiver for CPR Requirement Due to COVID-19	49
E. Consider approval of Waiver for Armed Services Vocational Aptitude Battery (ASVAB) Test Due to COVID-19	50
F. Consider approval of Contract with Instructure, Inc. for Canvas Learning Management System	51
G. Consider approval of Proclamation 2020 Textbook Adoptions	53
XII. Discussion	
A. Internal Audit Committee	55
B. COVID-19 Update	56
XIII. Future Business	
A. June 3, 2020 - RISE Academy	
B. June 4, 2020 - Board Workshop	
C. June 4, 2020 - Early College High School Graduation	
D. June 5, 2020 - John Tyler High School Graduation	
E. June 6, 2020 - Robert E. Lee High School Graduation	
F. June 22, 2020 - Regular Meeting	

XIV. Adjournment

Subject: Personnel Actions

BACKGROUND INFORMATION

Personnel actions are as indicated.

ADMINISTRATIVE CONSIDERATION

Personnel appointments recommended for confirmation have met the employment prerequisites of the Tyler Independent School District. The candidates either hold valid certificates or such alternatives as specified by the Board. Proposed contract renewals for one-year term contracts and one year non-certified contracts for administrators are also considered.

Recommendations for new appointments are based on interviews, references, adequacy of preparation, performance records and the Superintendent's approval.

The appointments, non-renewals, contract abandonments and terminations are subject to the approval of the Board of Trustees.

ADMINISTRATIVE RECOMMENDATION

The confirmation of personnel actions as indicated.

ACTION REQUIRED

Board Approval

CONTACT PERSON

Ronald K. Jones

05-18-20

MINUTES OF BOARD WORKSHOP MEETING

The Board of Trustees of the Tyler Independent School District held a board workshop meeting on Thursday, April 9, 2020 at the Jim Plyler Instructional Complex. The president called the meeting to order at 11:02 a.m., announced the presence of a quorum and that the meeting had been posted in the time and manner required.

Members present were Wade Washmon, president; Rev. Orenthia Mason, vice president; Andy Bergfeld, Rev. Fritz Hager, Aaron Martinez and Dr. Patricia Nation.

Administrators present were Dr. Marty Crawford, superintendent, and Joseph Jacks.

As the district observes social distancing for COVID-19, administrators were watching by live stream in a separate room and were available to provide updates or answer questions as needed. Those present were Tosha Bjork, Laura Cano, Dr. Christy Hanson, Jennifer Hines, Ron Jones, and Jeff Millslagle.

John M. Hardy, school attorney, was present.

Mr. Washmon stated that no one had requested to speak to the board during public participation.

Regarding the Teacher Incentive Allotment, Dee Carney with Hillco Partners by phone conference stated that House Bill 3, passed by the 86th Texas Legislature in June of 2019, established an optional Teacher Incentive Allotment with a stated goal of a six-figure salary for teachers who prioritize teaching in high needs areas and rural district campuses. Tyler ISD is in the process of becoming a Cohort C district for the Teacher Incentive Allotment program through the Texas Education Agency. She discussed recruitment, retention and student equity challenges and reviewed the Key Points of the Teacher Incentive Allotment Program: Districts, if they choose to, can develop a local designation system and designate high performing teachers (Masters, Exemplary, or Recognized); Districts will receive additional funding (\$3-32K per year) for every designated teacher they employ; Districts will receive greater funding for designated teachers who work on rural and/or high-needs campuses; At least 90% of TIA funds must be used on teacher compensation on the campus where the designated teacher works; and the Texas Education Agency in partnership with Texas Tech University will approve the local designation systems. She then reviewed the teacher compensation considerations, district and state roles for designation systems, district approved timeline for Cohort C, approval process, and stakeholder engagement. Ron Jones and Laura Cano addressed questions from the board.

Dr. Crawford stated that in the 2019-2020 budget, the district budgeted and the Board approved additional funding for Rose City Summer Camps in the amount of

\$500,000. In response to the COVID-19 Crisis, The Mentoring Alliance shifted their focus and immediately began to assist the district with food support, curriculum assembly, distribution at the district distribution sites and student and family engagement on behalf of the district. The Mentoring Alliance has offered staff and volunteers to become a proxy staff of sorts for the district, enabling the district to have a higher level of personal communication and service specifically with low-income and at risk students and families. He asked the board to ratify the amended agreement with The Mentoring Alliance. Dr. Crawford explained that this amendment is a reallocation of the original funds approved and that this is not additional funds. He then addressed questions from the board.

Dr. Nation made a motion to approve and ratify the Amended Agreement with The Mentoring Alliance in Response to the COVID-19 Crisis. The motion was seconded by Rev. Hager and passed by a vote of 6-0.

Due to the disruption of the District's evaluation timelines and processes resulting from the mitigation period relative to COVID-19, Tyler ISD is requesting the Educator Appraisal Waiver through the Texas Education Agency to effectively bring all evaluations to closure for the 2019-2020 contract year.

Rev. Hager made a motion to approve the Educator Appraisal Waiver. The motion was seconded by Rev. Mason and passed by a vote of 6-0.

Dr. Crawford stated that during a crisis there can be decisions that need to be made quickly and rather than have to convene a special board meeting before responding to an immediate need the resolution presented for consideration would provide him with the authority to act quickly. There are school districts that have already signed an authorization during this COVID-19 Crisis. One of the concerns that has been discussed is the use of school facilities for child care for healthcare workers.

John M. Hardy, school attorney, stated that he has seen a number of similar resolutions and his office has actually prepared several for their other client districts. Each resolution is a little different and Dr. Crawford has already brought up that one of the earliest concerns was the potential need to use district facilities for alternate uses. The resolution also contains some measures such as donation of equipment or supplies or lending of materials that we might have for instance at CTC which might have to be used in response. It is hard to know what those things are right now and whether they will be needed. He stated that he would characterize this as sort of a flexibility resolution. It allows Dr. Crawford to act faster than the 72 hours that he can gather a quorum to have a meeting to authorize certain actions. The resolution is constrained to COVID-19 related issues. He reminded the board that this is not a blank check or absolute authority for Dr. Crawford to replace this board. It is an option for him to be able to respond more quickly and take actions which perhaps the board would then need to ratify at a future meeting. One of the provisions in the resolution is that at the first meeting following any contract,

purchase, partnership or memorandum of understanding with another entity, Dr. Crawford is required to inform the board at that meeting. Mr. Hardy addressed questions from the board regarding facility usage and donations. Board members discussed the length of time the authority was granted and decided to amend the authorization granted through July 31, 2020 versus the last day of student instruction for the 2020-2021 school year.

Rev. Mason made a motion to approve the Board Resolution related to COVID-19 pandemic, granting the Superintendent increased autonomy and authority to respond to coronavirus-caused school and community needs through July 31, 2020 as attached in Exhibit "A". The motion was seconded by Mr. Bergfeld and passed by a vote of 6-0.

Rev. Hager made a motion to designate Yolonda M. Moore as Records Management/Public Information Officer for the district. The motion was seconded by Rev. Mason and passed by a vote of 6-0.

Dr. Crawford stated that the district plans to offer K-8 Dual Language Spanish Immersion at the Birdwell campus beginning with the addition of 6th grade for the 2020-2021 school year. The proposed boundary and attendance zones for Bell and Peete elementary schools are provided. Birdwell enrollment will be based on applications from students across the district, similar to Caldwell Arts Academy and MST Magnet Program at Moore Middle School.

Mr. Martinez made a motion to approve the adjusted boundaries and attendance zones for Bell and Peete elementary schools in preparation for the K-8 Dual Language Spanish Immersion Program at Birdwell Academy. The motion was seconded by Rev. Hager and passed by a vote of 6-0. The adjusted boundaries are attached as Exhibit "B".

Trustees adjourned to executive session at 12:48 p.m. Mr. Washmon stated there would not be action to follow.

Trustees reconvened in open session at 2:16 p.m.

The meeting adjourned at 2:16 p.m. following a motion by Rev. Mason, seconded by Mr. Bergfeld and a vote of 6-0.

APPROVED: _____

/s/ Gina Orr
Gina Orr, Secretary

/s/ R. Wade Washmon
R. Wade Washmon, Board President

Exhibit "A"

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE
TYLER INDEPENDENT SCHOOL DISTRICT
ACKNOWLEDGING HEALTH EMERGENCY DUE TO
COVID-19 CORONAVIRUS PANDEMIC
AND DELEGATING ADDITIONAL AUTHORITY TO SUPERINTENDENT**

APRIL 9, 2020

WHEREAS, the recent COVID-19 (novel coronavirus) pandemic has resulted in and continues to result in the closure of certain schools and facilities in the Tyler Independent School District ("TISD" or the "District"), beginning on March 16, 2020 and anticipated to continue through at least May 4, 2020, for the purpose of preserving the safety and health of students and staff as well as the community as a whole; and

WHEREAS, COVID-19 is present in Tyler, Smith County, and surrounding areas, and there is evidence of community spread of the disease which may result in increased cases of sickened individuals; and

WHEREAS, federal, state, and local governmental bodies have taken precautions and issued orders designed to protect their respective citizens from situations and conditions in which COVID-19 may spread, including (but not limited to) suspending operations, social distancing, and continuing to operate using remote methods; and

WHEREAS, TISD shares the substantial interest of these governmental entities in protecting the health and safety of District students, staff, community, and the public at large; and

WHEREAS, local healthcare professionals may be required to respond to the threat posed by the novel coronavirus and resulting COVID-19 disease and, as a result of schools being closed by government order, may be unable to procure childcare during times that such professionals are required to work in response to the health emergency; and

WHEREAS, Texas public school districts have some statutory authority to provide community childcare services pursuant to Texas Education Code §§ 33.902 and 33.9031; and

WHEREAS, a public school district which provides childcare for the children of healthcare professionals who are required to work during the time of a public health emergency is performing an essential government service; and

WHEREAS, TISD Board Policy GKD (Local) provides that the District shall permit non-school use of its facilities for educational, recreational, civic, or social activities when such activities do not conflict with school use; and

WHEREAS, TISD Board Policy GKD (Local) further provides that each campus principal (or designee) has authority to approve a non-school use of his/her campus facility, subject to District guidelines, and that the Superintendent has authority to override any decision to accept or deny a use request if it is deemed to be in the best interest of the District; and

WHEREAS, TISD Board Policy GKD (Local) further provides that in the event of an emergency or disaster, the Superintendent has inherent authority to authorize the use of District facilities by civil defense, health, or emergency service authorities; and

WHEREAS, in the event that school facilities or any portions of a school facility are destroyed, severely damaged, or undergo major operational or structural failure as a result of an unforeseen catastrophe or emergency, Texas Education Code § 44.031(h) authorizes the TISD Board of Trustees to determine that the delays posed by competitive procurement laws would prevent or substantially impair the conduct of classes or other essential school activities; and

WHEREAS, TISD school facilities, property, and/or equipment have been damaged and/or may be under a continuing threat of damage as a direct or indirect result of the COVID-19 pandemic; and

WHEREAS, between the date of this Resolution and the end of the 2020-21 school year, it may become necessary for the District to partner quickly with other local governmental entities as well as healthcare provider organizations to protect District staff and students as well as their families and the community at large; and

WHEREAS, the District may possess supplies and materials (including but not limited to personal protective equipment) which could be helpful to healthcare professionals and/or first responders in combatting the COVID-19 pandemic, serving the public purpose of reducing the spread of the coronavirus; and

WHEREAS, between the date of this Resolution and the end of the 2020-21 school year, the emergency purchase of goods and services may be necessary to restore and/or repair such damage to TISD facilities, property, and/or equipment in order to re-open District facilities and operate District facilities in a manner which best protects the health and safety of TISD students, staff, and the population at large; and

NOW, THEREFORE, BE IT RESOLVED by the Tyler Independent School District Board of Trustees that:

For the purposes stated herein only, Tyler Independent School District formally declares that the COVID-19 pandemic constitutes an unforeseen catastrophe or emergency; and

The Board finds that there may be demand for community childcare services beyond the ordinary capacity of local childcare offerings, necessary to serve the children of healthcare professionals called to work during the COVID-19 pandemic; and

The Board finds that the delays posed by competitive procurement of contracts necessary to restore and repair TISD facilities and to repair or replace property and equipment would prevent or substantially impair the conduct of classes or other essential school activities once District facilities reopen to students; and

The Board finds that donating materials and/or supplies useful in combatting the COVID-19 pandemic to local hospitals, healthcare professionals, and/or first responder agencies serves the public purpose of reducing spread of the coronavirus to District students, staff, their families, and the community at large, which in turn benefits the District by way of reduced sickness, a faster return to regular school attendance, and increased attendance (and associated funding) when schools are permitted to and do re-open facilities for educational purposes; and

The Superintendent shall be and hereby is authorized to procure, negotiate, and execute contracts for goods and services that are necessary to mitigate, prevent, restore, and repair damage caused to TISD property or to protect the health and safety of TISD students and staff, so long as such actions are related to or result from the COVID-19 pandemic and are sought from suppliers who offer the best value to the District, taking into account factors including (but not limited to) price, availability, and appropriateness to purpose, whether or not such goods and services are procured through the District's list of approved vendors; and

The Superintendent shall be and hereby is authorized to negotiate agreements with other local governmental entities and healthcare organizations which, in the discretion of the Superintendent, are necessary and related and/or in response to the COVID-19 coronavirus pandemic, including (but not limited to) making District facilities available to such other entities for use in battling the pandemic or supporting healthcare professionals and their families, in compliance with law, District policies, and associated regulations, while the East Texas community continues to register and treat cases of coronavirus-caused disease; and

The Superintendent shall be and hereby is authorized to donate District-owned supplies and materials such as personal protective equipment to local hospitals, healthcare professionals, and/or first responder agencies, provided that the Superintendent ensures such materials are utilized locally in a manner to ensure that the public purposes named herein; and

The Superintendent shall inform the Board of all executions of contracts, memoranda of understanding, or other agreements executed, purchases made, and/or donations of supplies, equipment, or materials under this delegation of authority at the first legally called Board meeting following such execution(s) or purchase(s), such that the Board may ratify such actions of the Superintendent if and as necessary; and

The Superintendent or his designee shall maintain adequate documentation and receipts to account for any purchase, expense, or other exercise of his authority under this Resolution, such that eligible items may be submitted to any insurance carrier, government agency, or relief program which might defray COVID-19 pandemic related expenses to the District; and

The authority granted under this Resolution shall continue through ^{July 31, 2020} ~~the last day of student instruction for the 2020-21 school year~~, or until rescinded by the Board of Trustees, whichever occurs earliest.



ADOPTED THIS 9TH DAY OF APRIL, 2020 BY A VOTE OF THE TYLER INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES, WITH THIS RESOLUTION PASSING BY A VOTE OF 6 MEMBERS "FOR" AND 0 MEMBERS "AGAINST."



R. Wade Washmon, Board President

ATTEST:



Gina Orr, Board Secretary

This Resolution shall be made a part of the official minutes of the TISD Board of Trustees meeting of April 9, 2020.

EXHIBIT "B"

Boundary and Attendance Zones Changes

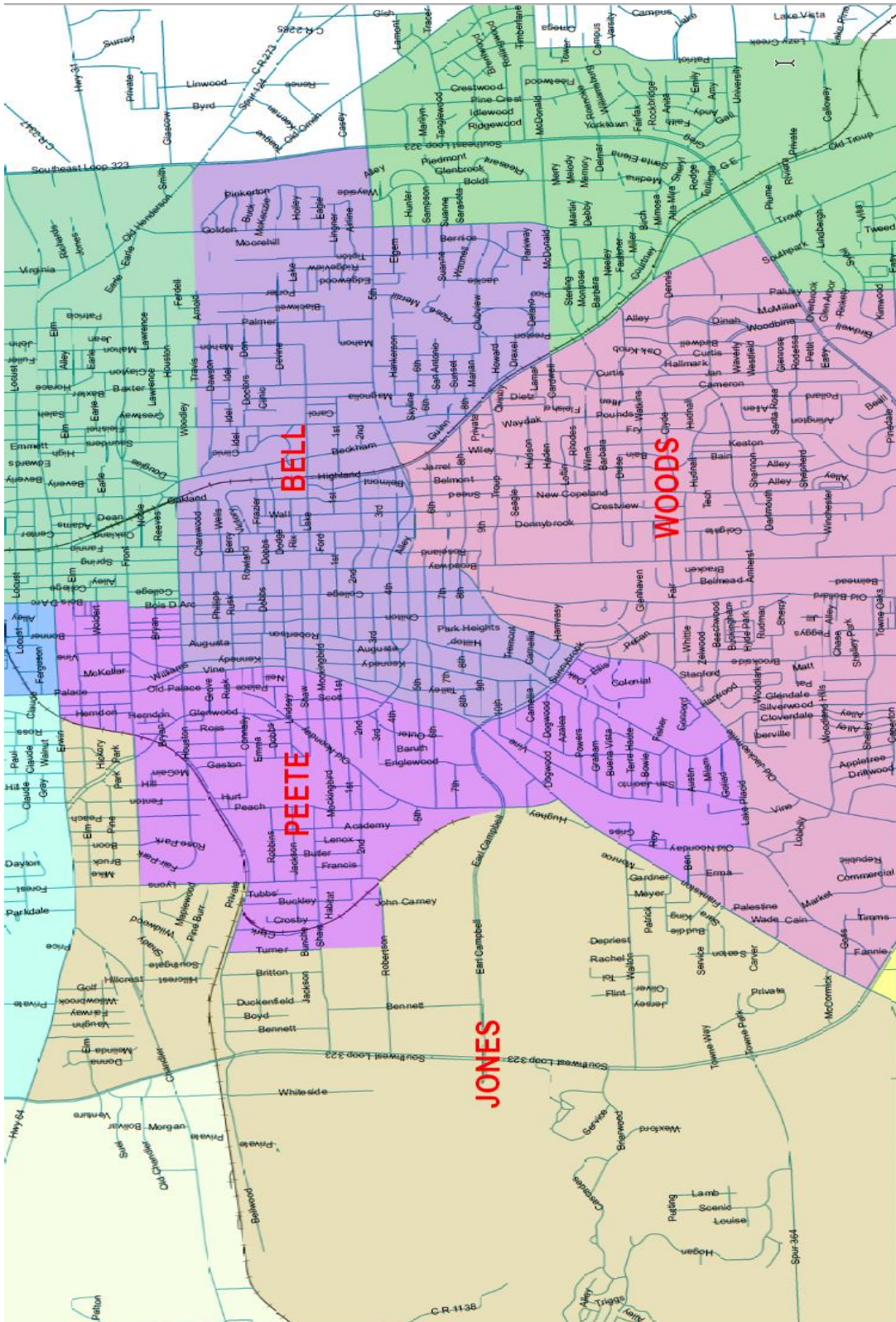
Birdwell Academy enrollment will be based on applications accepted from students across the district, similar to Caldwell Arts Academy, and the MST Magnet Program at Moore Middle School.

Bell Elementary School:

South of E. Houston Street, West of S. Beckham Avenue, South of Travis Street, South of E. Arnold Street to eastern TISD Boundary, North of E. 5th Street, West of Golden Road, North of McDonald Road, East of S. Beckham Avenue, North of W. 5th Street, West of S. Broadway Avenue, North of 8th Street, West of Old Jacksonville Hwy., North of Sunnybrook Drive, East of S. Vine Street.

Peete Elementary School:

South of W. Erwin Street, West of S. Bois D Arc Avenue, North of W. Houston Street, West of S. Vine Avenue, South of Sunnybrook Drive, West of Old Jacksonville Hwy., North of Lake Placid Road, East of Old Noonday Road, North of Ben Street, East of Frankston Hwy., East of Southwestern Railroad, North of Robertson Avenue, East of Turner, South of Bellwood, East of Lyons Avenue, South of Front Street, East of Southwestern Railroad.



Subject: Safety and Security Compliance Update

BACKGROUND INFORMATION

According to Education Code TEC 37.108 and 37.207, all instructional campuses shall have completed safety and security audits.

ADMINISTRATION CONSIDERATION

School Safety and Security Audits were conducted on district facilities during the fall and spring semester of the 2019-2020 school year. This report satisfies board reporting compliance for Chapter 37. The district is in compliance with State of Texas Regulations. The report is provided under separate cover.

ACTION REQUIRED

Information Only

CONTACT PERSONS

Marty Crawford, Ed.D.
Jeff Millslagle

05-18-20

Subject: #SafeTISD Update

BACKGROUND INFORMATION

Pursuant to Senate Bill 11, The board shall establish a threat assessment and safe and supportive school team to serve at each campus of the district and shall adopt policies and procedures for the teams. The superintendent may establish a committee the duty to oversee the operations of teams established for the district. The oversight committee must include members with expertise in human resources, education, special education, counseling, behavior management, school administration, mental health and substance use, school safety and security, emergency management and law enforcement.

ADMINISTRATIVE CONSIDERATION

The superintendent has established an oversight committee (#safeTISD Team) to oversee the operations of the teams at each campus

ACTION REQUIRED

Information only

CONTACT PERSONS

Marty, Crawford, Ed.D.
Jennifer Jones, Ed.D.
Jeff Millslagle

05-18-20

Subject: 2019-2020 Amended Budget

BACKGROUND INFORMATION

The Texas Education Agency requires that independent school districts file an amended budget, approved by the Board of Trustees, with the Agency.

ADMINISTRATIVE CONSIDERATIONS

An amended 2019-2020 budget for the general fund has been prepared, and a copy is included in the agenda.

ADMINISTRATIVE RECOMMENDATION

That the Board approves the 2019-2020 amended budget for the general fund as presented in the agenda.

ACTION REQUIRED

Board Approval

CONTACT PERSON

Tosha Bjork

05-18-20

**TYLER INDEPENDENT SCHOOL DISTRICT
GENERAL OPERATING FUND
AMENDED EXPENDITURE BUDGET
2019-2020**

	ORIGINAL BUDGET	CURRENT BUDGET	AMENDED BUDGET	CHANGE ORIGINAL BUDGET	CHANGE CURRENT BUDGET
	\$ 95,295,185.33	\$ 95,085,533.81	\$ 95,089,724.23	\$ (205,461.10)	\$ 4,190.42
Total Function 11 - Instruction					
Total Function 12 - Instructional Resources and Media Services	2,973,987.01	2,943,520.19	2,942,684.43	(31,302.58)	(835.76)
Total Function 13 - Curriculum and Instructional Staff Development	5,196,960.20	5,725,765.60	5,735,932.35	538,972.15	10,166.75
Total Function 21 - Instructional Development	2,653,247.91	2,663,587.34	2,660,156.71	6,908.80	(3,430.63)
Total Function 23 - School Administration	9,748,833.53	9,841,452.67	9,836,786.27	87,952.74	(4,666.40)
Total Function 31 - Guidance, Counseling & Evaluation Services	5,044,843.88	5,014,774.79	5,012,523.99	(32,319.89)	(2,250.80)
Total Function 32 - Social Work Services	239,358.99	245,251.49	245,251.49	5,892.50	
Total Function 33 - Health Services	2,246,853.24	2,264,285.32	2,265,251.32	18,398.08	966.00
Total Function 34 - Student (Pupil Transportation)	5,191,946.32	5,180,465.42	5,180,465.42	(11,480.90)	
Total Function 36 - Cocurricular/ Extracurricular Activities	4,880,138.31	5,287,267.53	5,263,194.06	383,055.75	(24,073.47)
Total Function 41 - General Administration	4,146,558.60	4,276,830.61	4,300,008.36	153,449.76	23,177.75
Total Function 51 - Plant Maintenance and Operations	14,419,952.89	14,671,538.21	14,687,867.06	267,914.17	16,328.85
Total Function 52 - Security and Monitoring Services	2,437,643.95	2,568,958.10	2,572,526.67	134,882.72	3,568.57
Total Function 53 - Data Processing Services	3,634,037.77	3,213,406.84	3,192,071.28	(441,966.49)	(21,335.56)
Total Function 61 - Community Service	91,302.50	120,230.81	118,425.09	27,122.59	(1,805.72)
Total Function 81 - Building and Construction		1,976,862.33	1,980,362.33	1,980,362.33	3,500.00
Total Function 93 - Shared Svc Arrangement	500,452.57	503,156.20	503,156.20	2,703.63	
Total Function 99 - Intergovernmental Charges	1,895,345.00	1,895,345.00	1,895,345.00		
Transfer to Preventive Maintenance Account	2,566,413.00	2,566,413.00	2,566,413.00		
TOTAL EXPENDITURES-GENERAL OPERATING FUND	\$ 163,163,061.00	\$ 166,044,645.26	\$ 166,048,145.26	\$ 2,885,084.26	\$ 3,500.00

**Tyler Independent School District
 General Operating Fund
 Amended Expenditure Budget
 Summary of Significant Changes from Original and Current Budgets
 2019-2020**

Changes to Budget:	Original	Current
Rollover of Prior Year Encumbrances	159,719.72	
Early Literacy Software and Training	233,998.60	
Data Center Upgrade	42,390.00	
Funds for foreign immigration fees	3,695.00	
Panorama Student Surveys	30,000.00	
Organizational Health Program	67,578.85	
Middle School Concessions and Lighting	2,069,535.45	3,500.00
Use of Erate funds for Technology	278,166.64	
	<u>2,885,084.26</u>	<u>3,500.00</u>

Subject: Gifts and Donations

BACKGROUND INFORMATION

Board policy (CDC Local) requires that all donations to the District must be reviewed by the Superintendent prior to formal acceptance. The Superintendent must approve all donations under \$5,000. The Board must approve all donations of \$5,000 or more.

ADMINISTRATIVE CONSIDERATION

The following donation with a value of \$5,000 or more has been received:

<u>Amount</u>	<u>Source</u>	<u>Recipient</u>
\$ 5,000.00	Dr. Bryan C. Jack Elementary PTA	Dr. Bryan C. Jack Elementary for Leader in Me

ADMINISTRATIVE RECOMMENDATION

The administration recommends the Board accept the donation.

ACTION REQUIRED

Board Approval

CONTACT PERSON

Marty Crawford, Ed. D.

05-18-20

Subject: Medicaid Consultation and Billing Provider

BACKGROUND INFORMATION

School Health And Related Services (SHARS) is a Medicaid financing program and is a joint effort of the Texas Education Agency (TEA) and the Texas Health & Human Services Commission (HHSC). SHARS allows local school districts to obtain Medicaid reimbursement for certain health-related services provided to children receiving special education.

Using existing state and local special education allocations as the state match, SHARS providers are reimbursed the federal share, or approximately 60% of the established billing rate. School districts receive federal Medicaid money for services provided to children who meet all four of the following requirements. These children must:

1. Be Medicaid eligible;
2. Be under 21;
3. Be enrolled in Special Education for one or more disabilities; and
4. Have Individual Educational Plans (IEPs) that prescribe the needed services.

The services include: Audiology, Counseling, Assessments, Nursing Services, Occupational Therapy, Physical Therapy, Speech Therapy, Personal Care Services, Psychological Services and Transportation in a school setting. These services must be provided by qualified professionals under contract with or employed by the school district. Furthermore, the school district must be enrolled as Medicaid providers in order to bill Medicaid.

The district conducted a request for proposal (RFP) for Medicaid Consulting and Billing Services in March and received seven responses.

ADMINISTRATIVE CONSIDERATION

MSB provides Medicaid consultation services to school districts through a contingency fee invoicing structure. Once the district receives Medicaid reimbursement, MSB invoices the district at a rate of 7% of the total check/deposit amount.

ADMINISTRATIVE RECOMMENDATION

In light of the COVID-19 pandemic, the administration recommends the Board of Trustees extend the current agreement with Agreement For XLogs™ Medicaid Billing and Consultation provided by MSB for one year as changing vendors can involve changing software and can include significant summer training for employees.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tosha Bjork
Mary Russell
Ramsey Starks

05-18-20

Subject: TASB Localized Policy – DEA(LOCAL)

BACKGROUND INFORMATION

During times of emergency/crisis, policies in need of adjustment are identified to proactively address potential needs that may arise in the future. Policy DEA(LOCAL) is being updated to align with the resolution that was approved by the Board on March 23, 2020.

ADMINISTRATIVE CONSIDERATION

This policy has been reviewed by the district administration to make corrections as needed that reflect the practices of the district and the intentions of the board.

DEA(LOCAL): COMPENSATION AND BENEFITS
COMPENSATION PLAN
REPLACE POLICY

ADMINISTRATIVE RECOMMENDATION

The administration recommends that the board review this update as it prepares to incorporate the policy into the district's Localized Policy Manual.

ACTION REQUIRED

Board Approval

CONTACT PERSON

Marty Crawford, Ed.D.

05-18-20

COMPENSATION AND BENEFITS
COMPENSATION PLAN

DEA
(LOCAL)

The Superintendent shall recommend an annual compensation plan for all District employees. The compensation plan may include wage and salary structures, stipends, benefits, and incentives. [See also DEAA] The recommended plan shall support District goals for hiring and retaining highly qualified employees. The Board shall review and approve the compensation plan to be used by the District. The Board shall also determine the total compensation package for the Superintendent. [See BJ series]

Pay Administration

The Superintendent shall implement the compensation plan and establish procedures for plan administration consistent with the budget. The Superintendent or designee shall classify each job title within the compensation plan based on the qualifications, duties, and market value of the position.

Annualized Salary

The District shall pay all salaried employees over 12 months in equal monthly or bimonthly installments, regardless of the number of months employed during the school year. Salaried employees hired during the school year shall be paid in accordance with administrative regulations.

Pay Increases

The Superintendent shall recommend to the Board an amount for employee pay increases as part of the annual budget. The Superintendent or designee shall determine pay adjustments for individual employees, within the approved budget following established procedures.

*Mid-Year Pay
Increases*

Contract
Employees

A contract employee's pay may be increased after performance on the contract has begun only if authorized by the compensation plan of the District or there is a change in the employee's job assignment or duties during the term of the contract that warrants additional compensation. Any such changes in pay that do not conform with the compensation plan shall require Board approval. [See DEA(LEGAL) for provisions on pay increases and public hearing requirements]

Noncontract
Employees

The Superintendent may grant a pay increase to a noncontract employee after duties have begun because of a change in the employee's job assignment or to address pay equity. The Superintendent shall report any such pay increases to the Board at the next regular meeting.

Pay During Closing

If the Board chooses to pay employees during an emergency closure for which the workdays are not scheduled to be made up at a later date, then that authorization shall be by resolution or other Board action and shall reflect the purpose served by the expenditure. [See EB for the authority to close schools]

COMPENSATION AND BENEFITS
COMPENSATION PLAN

DEA
(LOCAL)

Premium Pay
During Disasters

After authorization by resolution or other Board action and in accordance with such authorization, nonexempt employees who are required to work during an emergency closing for a disaster, as declared by a federal, state, or local official or the Board, shall be paid at the rate of one and one half times their regular rate of pay for all hours worked up to 40 hours per week. Overtime for time worked over 40 hours in a week shall be calculated and paid according to law. [See DEAB] The Su-perintendent or designee shall approve payments and ensure that accurate time records are kept of actual hours worked during emergency closings.

Subject: Consider Approval of Tyler ISD Data Center Cabling

BACKGROUND INFORMATION

The main Data Center for the Tyler ISD network is located at the Administration Building. The room is overdue for an update to address issues with cooling, fire suppression, electrical and data cabling. Fire suppression, cooling and electrical are still in the bidding process, however, the data cabling must be completed first in order to move forward with the other pieces of the project and will require a scheduled shutdown.

ADMINISTRATIVE CONSIDERATION

The administration received multiple quotes for the technology data cabling needed. The lowest price was from Nelms Communications through State of Texas Co-op Purchase Program. Funding is provided from the general fund budget.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the Board approve the Technology Data Cabling quote in the amount of \$54,391.15 from Nelms Communications, Inc. for the Tyler ISD Data Center.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tosha Bjork
Joseph Jacks

05-18-20

Subject: Consider Approval of Proposals for Repairs to Sidewalks at the Administration Building and Additional Parking at St. Louis Building

BACKGROUND INFORMATION

The Facilities Department has researched the utilization of existing facilities, to not only gain efficiencies, but to pair departments that have overlapping duties in close proximity to each other. It has been determined the following would benefit the district:

- Title1/HeadStart would move to Plyler, allowing the department to work more closely with Constituent Services.
- Special Education would move to Gary, allowing their department to be together in one location.
- Maintenance would move to St. Louis, allowing that department to work closely with Custodial Services.
- Security would move to St. Louis, allowing their department to be together in one location.
- Health Services would move to St. Louis, allowing them to work more closely with Custodial & Security.
- Transportation Office Operations would move to the existing Maintenance building.

With Maintenance and Security moving to St. Louis with Custodial, secured parking is a necessity to house their vehicle fleets. A dock area will also be necessary for loading and unloading materials for the maintenance shop area at the repurposed gym.

The Administration building is in need of repairs to correct drainage issues as well as safety concerns. Over the years, the trees planted in the front have caused the concrete to buckle, creating issues. Plans have been developed to correct all of the sidewalks and provide improvements to landscaping and handrails.

ADMINISTRATIVE CONSIDERATION

Brannon Corporation was retained for design of both projects along with all proposal documents. In the best interest of the district, contractors were requested to provide one proposal for both projects. The projects were advertised within the legal time frame. Proposals were received as follows:

<u>CONTRACTORS</u>	<u>PROPOSALS</u>
Baker & Co. Construction	\$398,489.95
Crown Civil Construction	\$374,448.50
DKM Contracting	\$319,418.00
Heritage Construction Co.	\$354,241.00
L&L Asphalt Corporation	\$349,264.75
Riley Harris Construction	\$321,201.00

Funding is provided by the Preventive Maintenance Fund.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the board approve the proposal from DKM Contracting in the amount of \$319,418.00 for repairs to sidewalks at the Administration Building and additional parking at St. Louis. With \$25,000.00 for masonry and \$29,360.00 for landscaping and irrigation, the project total is \$373,778.00.

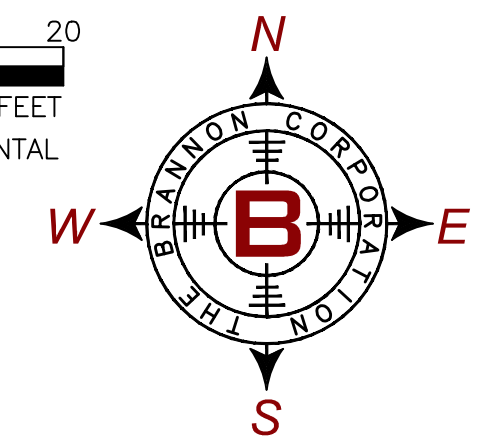
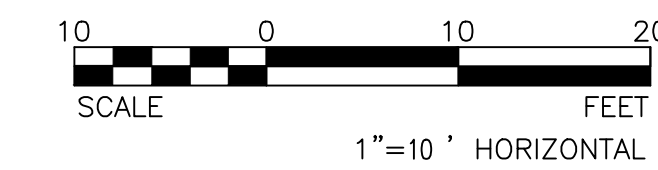
ACTION REQUIRED

Board Approval

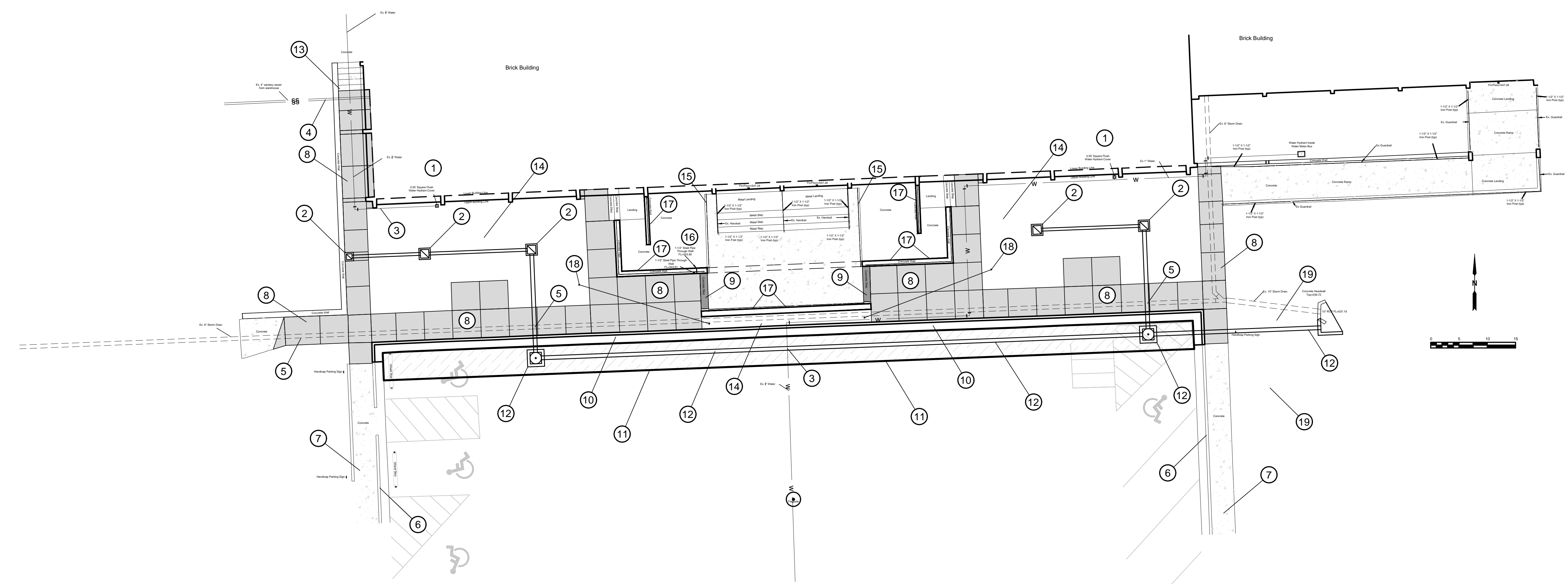
CONTACT PERSONS

Tosha Bjork
Tim Loper

05-18-20

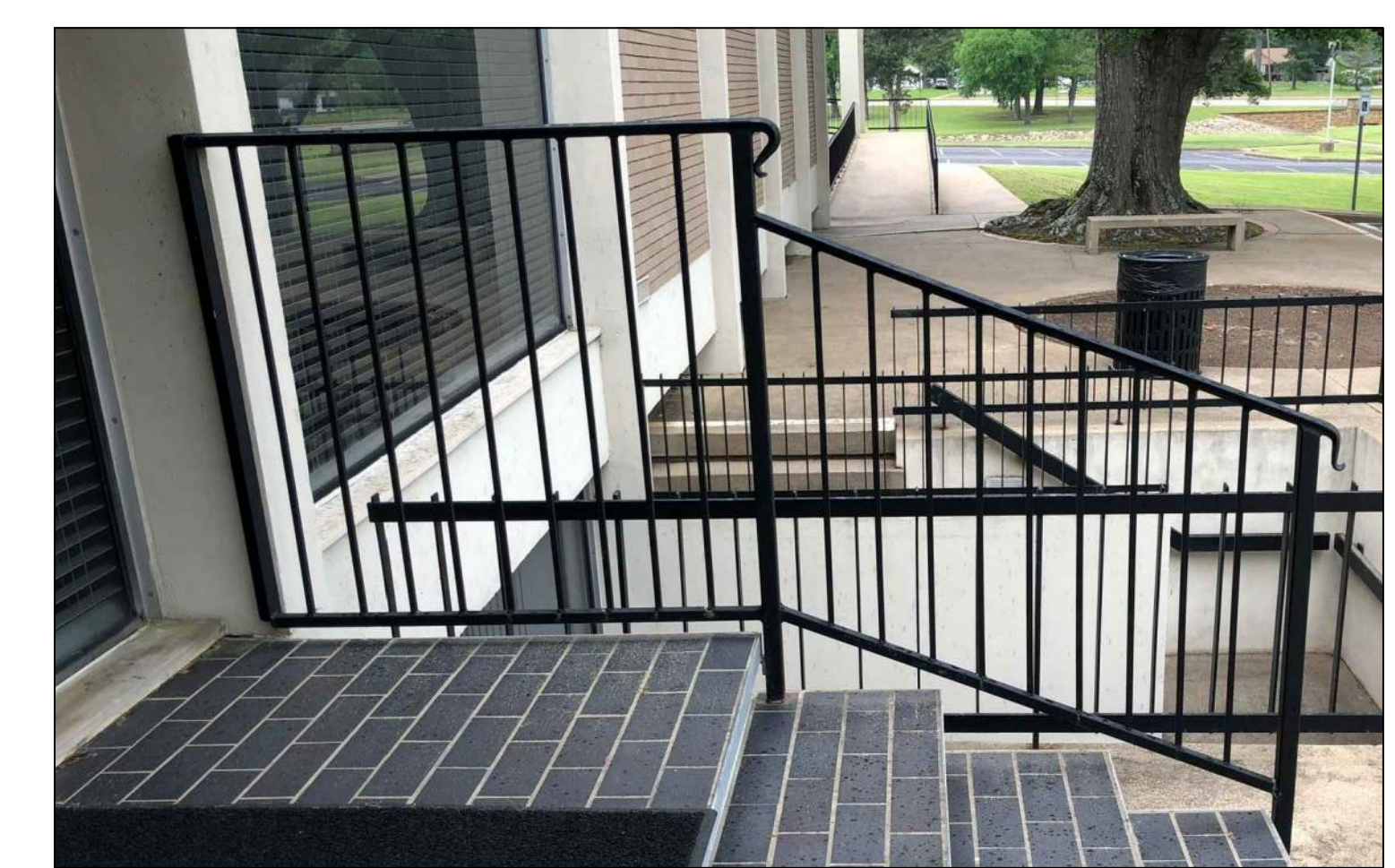


DESIGNED BY: RSB
 DATE: 4/7/2020
 04.07.20
 STATE OF TEXAS
 REA S. BOUDREAU
 61976
 PROFESSIONAL ENGINEER
Rea S. Boudreau



SITE PLAN NOTES:

1. VERIFY ALL LOCATIONS OF EXISTING UTILITIES, ROADS, PAVINGS, PROPERTY LINES, SET BACKS, DIMENSIONS, ETC., PRIOR TO BEGINNING CONSTRUCTION OPERATIONS.
2. REFER TO GRADING AND DRAINAGE PLAN SHEET C-4.4 FOR SPOT ELEVATIONS, AND DRAIN PIPE AND INLET INFORMATION.
3. ***CAUTION*** EXISTING WATER LINE.
4. ***CAUTION*** EXISTING SANITARY SEWER LINE.
5. ***CAUTION*** EXISTING DRAIN LINE.
6. EXISTING CURB AND GUTTER TO REMAIN
7. EXISTING SIDEWALK TO REMAIN
8. INSTALL NEW STANDARD REINFORCED CONCRETE SIDEWALK (4-INCH THICK) WITH THICKENED EDGE (TYPICAL). REFER TO DETAILS ON SCP SHEET C-5.0.
9. NEW BRICK STEP (WIDTH=16-INCHES) TO BE INSTALLED BY OWNER. COORDINATE WITH OWNER'S BRICK MASON SUB-CONTRACTOR AS NECESSARY.
10. INSTALL NEW STANDARD 6-INCH X 18-INCH REINFORCED CONCRETE CURB AND GUTTER (TYPICAL), WITH 1-INCH SPILL.
11. INSTALL FULL DEPTH HMA PAVEMENT REPAIR (WIDTH = 5.0 FT.) (TYPICAL) ON COMPACTED SUBGRADE (2-INCH TYPE 'D' ON 4-INCH TYPE 'B' OR 'C').
12. INSTALL NEW STORM DRAIN. REFER TO GRADING AND DRAINAGE PLAN SHEET C-4.4.
13. REPAIR EXISTING CONCRETE STEPS WITH EPOXY GROUT.
14. PROVIDE 6" OF TOPSOIL ON ALL NEWLY GRADED AREAS AND AREAS DISTURBED BY CONSTRUCTION OPERATIONS (TYPICAL).
15. INSTALL NEW 42-INCH TALL METAL GUARDRAIL TO MATCH EXISTING RAILING AS SHOWN, THIS SHEET. REFER TO DETAIL ON SHEET C-5.2 FOR MORE INFORMATION
16. REMOVE EXISTING 1.5-INCH DIAMETER STEEL PIPE AND EPOXY GROUT HOLES.
17. BRICK SCREENING WALL (H=42-INCHES) TO BE INSTALLED BY OWNER. COORDINATE WITH OWNER'S BRICK MASON SUB-CONTRACTOR AS NECESSARY.
18. INSTALL 2-INCH DIAMETER SCH 40 PVC SLEEVES (LENGTH=24 FEET), WITH CAPS, FOR FUTURE IRRIGATION. MARK ENDS WITH IRON RODS.
19. PROVIDE 12" OF TOPSOIL ON SLOPED AREAS, AND TO COVER EXISTING TREE ROOTS, AND AREAS DISTURBED BY CONSTRUCTION OPERATIONS (TYPICAL).



EXISTING RAILING TO REMAIN
 SCALE: PICTURE

1322 S. OULTE PARSONWAY
 TYLER, TX 75701
 (903) 597-2122
BRANNON CORP
 CIVIL ENGINEERS
 THE C.T. BRANNON CORPORATION
 1400 BRANNON CORP. COM

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**CONSTRUCTION PLANS FOR
 2020 PAVING IMPROVEMENTS
 ST. LOUIS CAMPUS & ADMINISTRATION FACILITY
 TYLER, SMITH COUNTY, TEXAS**

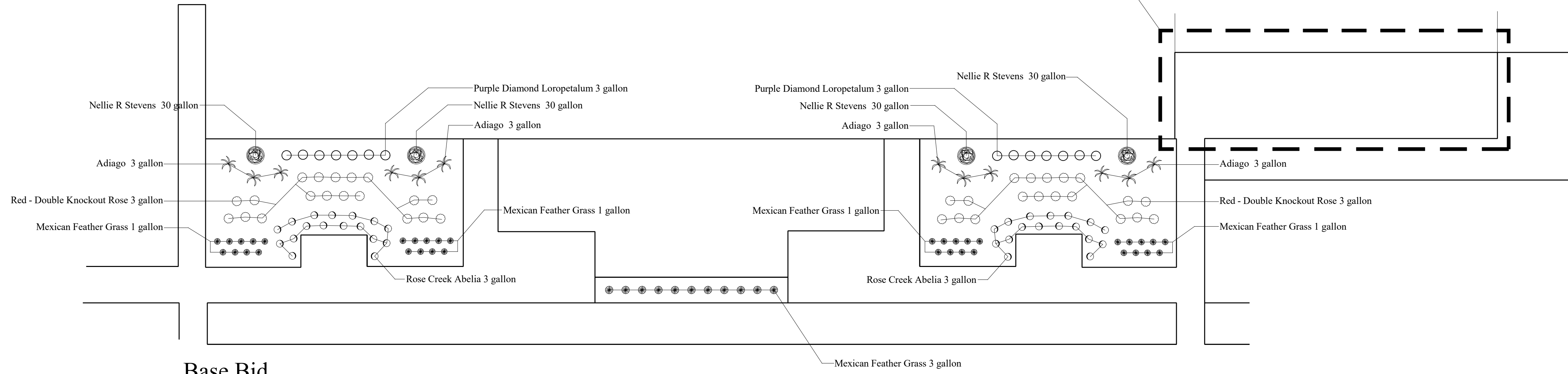
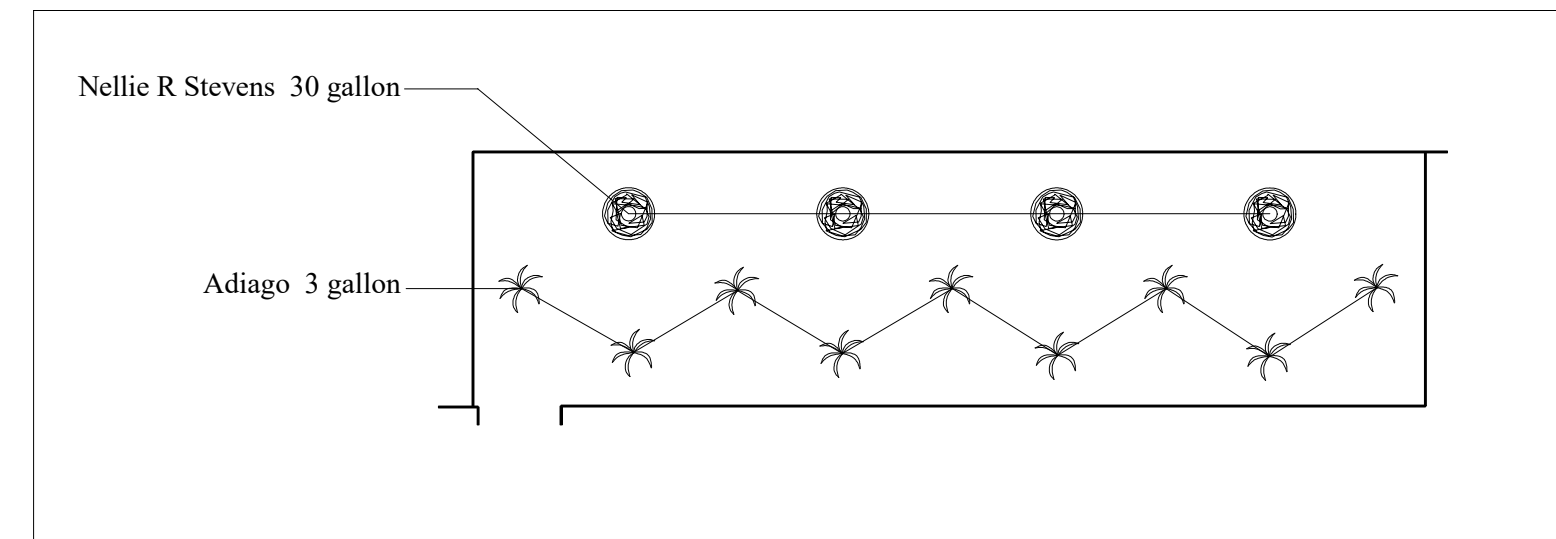
NO.	DATE	REVISIONS	REMARKS

ISSUED FOR:
CONSTRUCTION

PROJECT NO. 20035
 SHEET NO. **C-4.2**

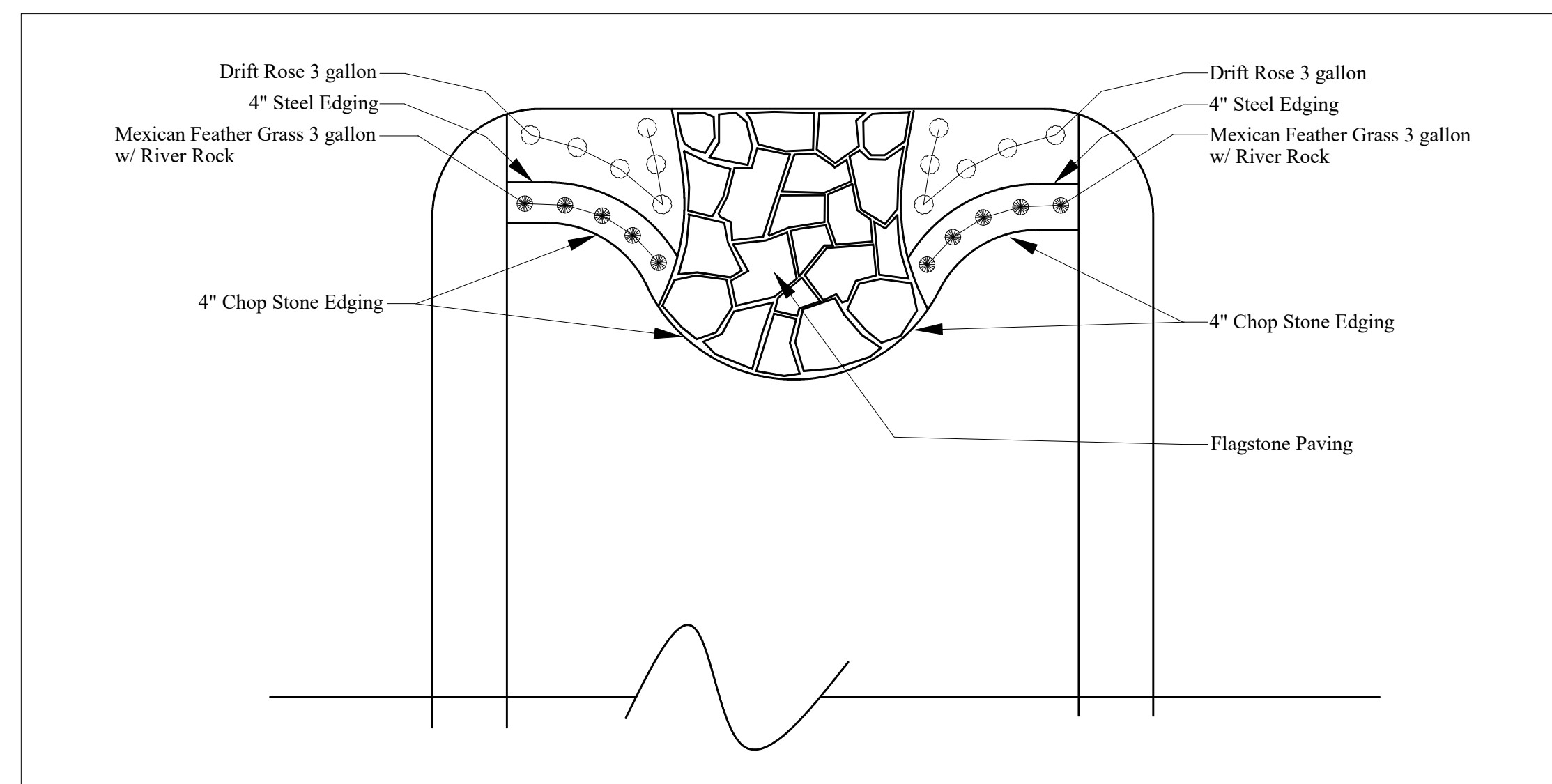
SITE PLAN

Add Area 1



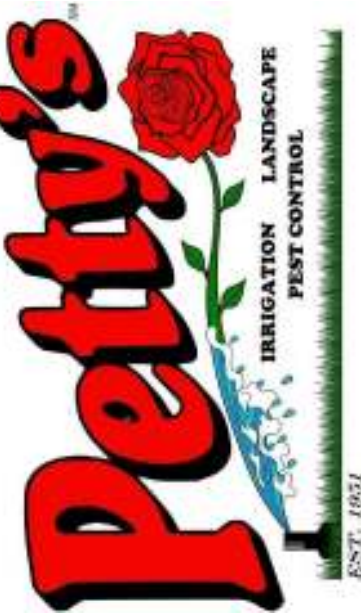
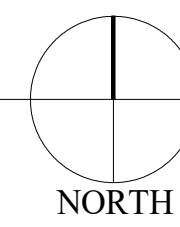
Base Bid

Add Area 2

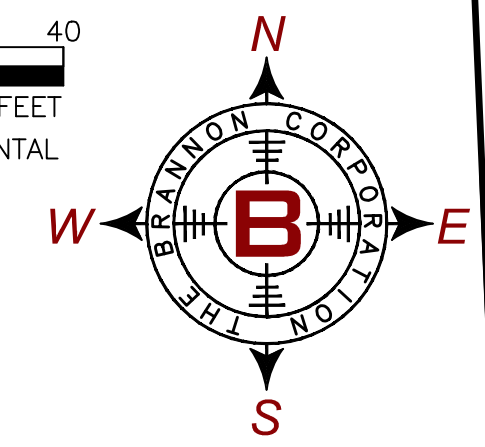


Landscape Plan

1"=10'-0"



20 0 20 40
SCALE FEET
1"=20' HORIZONTAL



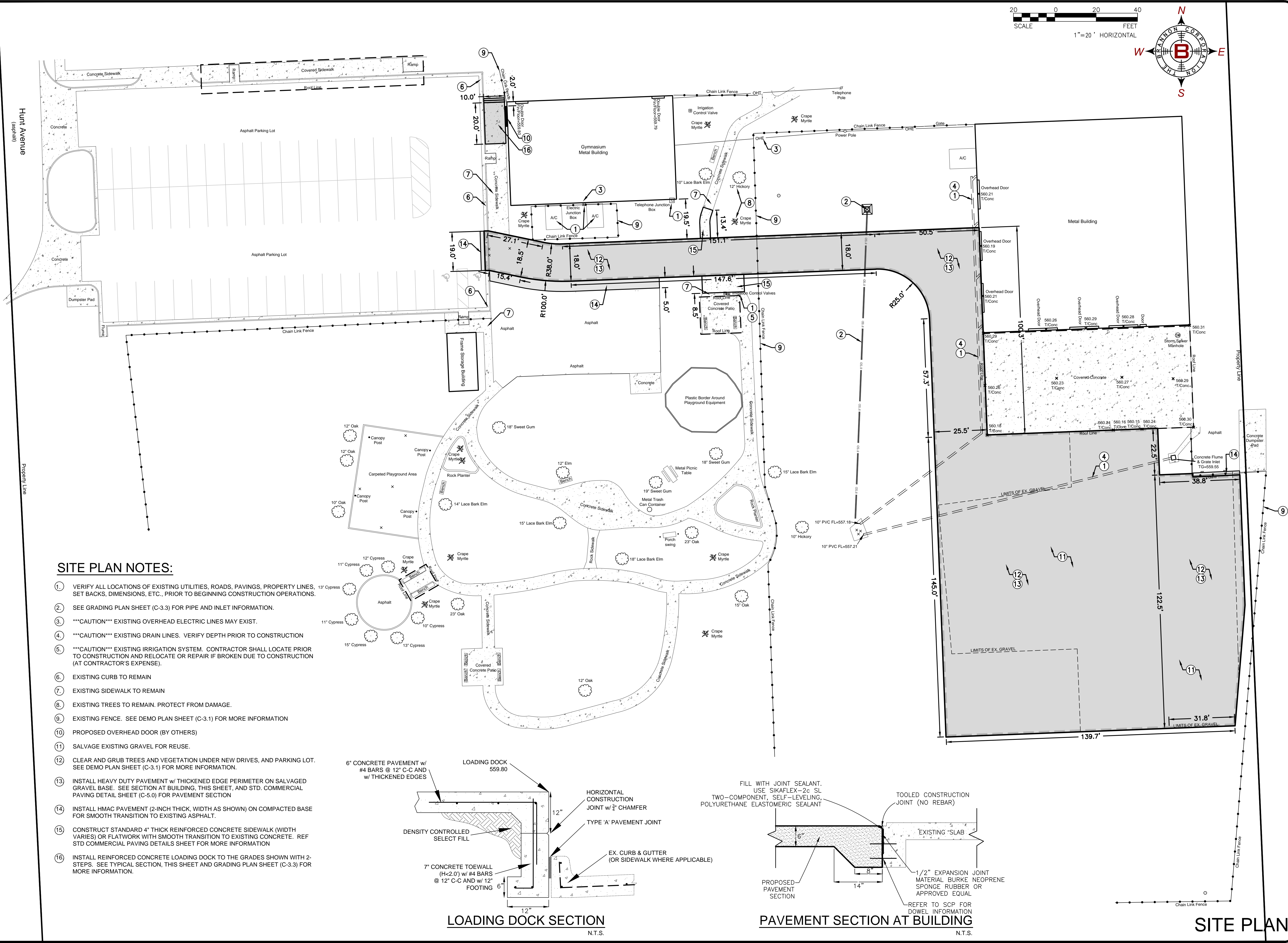
DESIGNED BY: RLB
DATE: 4/7/2020
STATE OF TEXAS
RICHARD L. BAKER
130184
LICENSED PROFESSIONAL ENGINEER

1322 S. OULDER PARKWAY
TYLER, TX 75701
(903) 597-2122
BRANNON CORP
CIVIL ENGINEERS
THE C.T. BRANNON CORPORATION
WWW.BRANNONCORP.COM

**CONSTRUCTION PLANS FOR
2020 PAVING IMPROVEMENTS
ST. LOUIS CAMPUS & ADMINISTRATION FACILITY
TYLER ISD
TYLER, SMITH COUNTY, TEXAS**

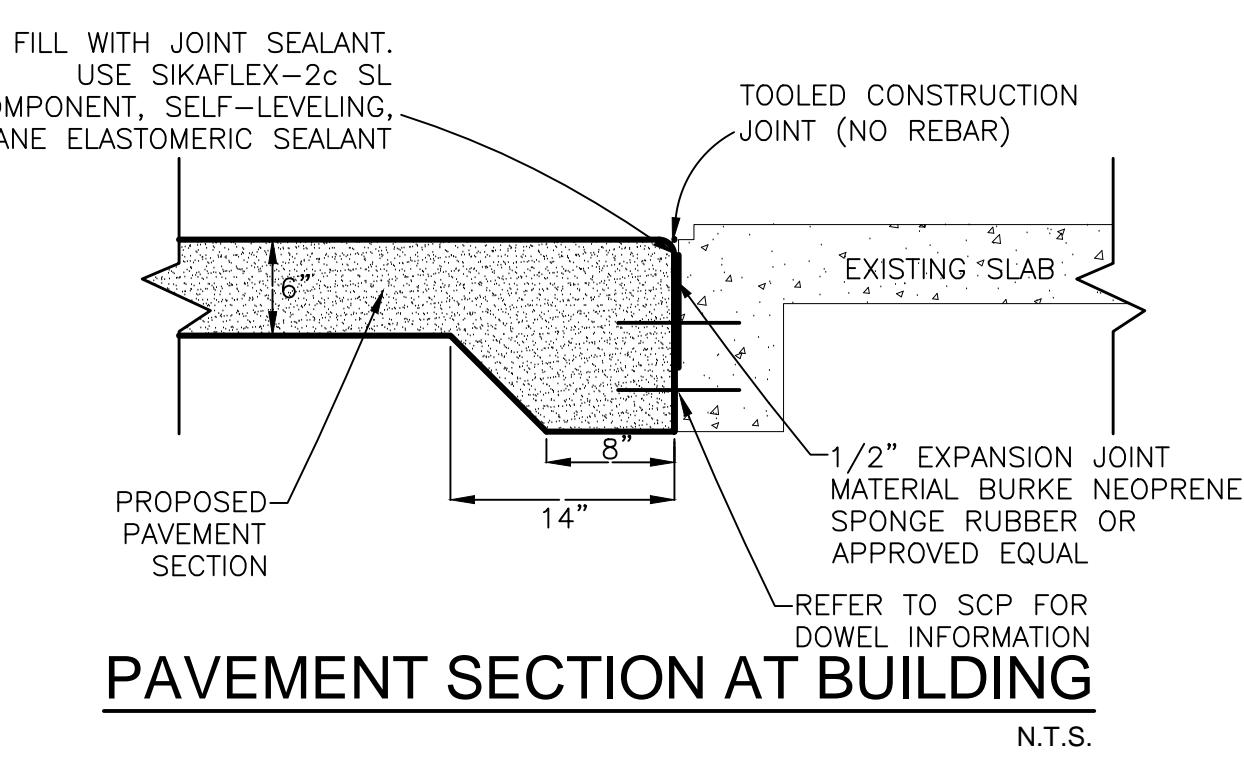
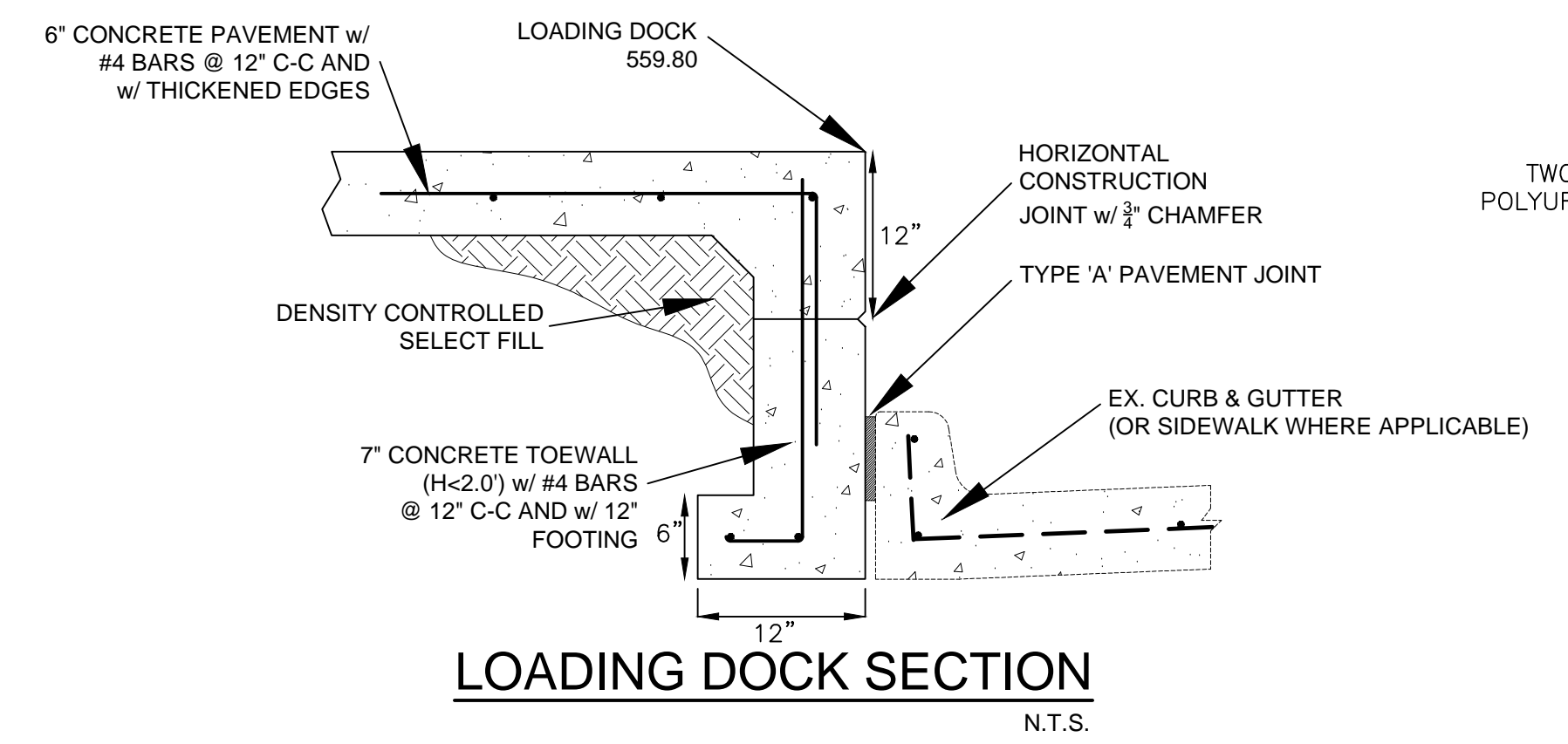
NO.	DATE	REVISIONS	REMARKS

ISSUED FOR:
CONSTRUCTION
PROJECT NO. 20035
SHEET NO. **C-3.2**



SITE PLAN NOTES:

1. VERIFY ALL LOCATIONS OF EXISTING UTILITIES, ROADS, PAVINGS, PROPERTY LINES, SET BACKS, DIMENSIONS, ETC., PRIOR TO BEGINNING CONSTRUCTION OPERATIONS.
2. SEE GRADING PLAN SHEET (C-3.3) FOR PIPE AND INLET INFORMATION.
3. ***CAUTION*** EXISTING OVERHEAD ELECTRIC LINES MAY EXIST.
4. ***CAUTION*** EXISTING DRAIN LINES. VERIFY DEPTH PRIOR TO CONSTRUCTION
5. ***CAUTION*** EXISTING IRRIGATION SYSTEM. CONTRACTOR SHALL LOCATE PRIOR TO CONSTRUCTION AND RELOCATE OR REPAIR IF BROKEN DUE TO CONSTRUCTION (AT CONTRACTOR'S EXPENSE).
6. EXISTING CURB TO REMAIN
7. EXISTING SIDEWALK TO REMAIN
8. EXISTING TREES TO REMAIN. PROTECT FROM DAMAGE.
9. EXISTING FENCE. SEE DEMO PLAN SHEET (C-3.1) FOR MORE INFORMATION
10. PROPOSED OVERHEAD DOOR (BY OTHERS)
11. SALVAGE EXISTING GRAVEL FOR REUSE.
12. CLEAR AND GRUB TREES AND VEGETATION UNDER NEW DRIVES, AND PARKING LOT. SEE DEMO PLAN SHEET (C-3.1) FOR MORE INFORMATION.
13. INSTALL HEAVY DUTY PAVEMENT w/ THICKENED EDGE PERIMETER ON SALVAGED GRAVEL BASE. SEE SECTION AT BUILDING, THIS SHEET, AND STD. COMMERCIAL PAVING DETAIL SHEET (C-5.0) FOR PAVEMENT SECTION
14. INSTALL HMAC PAVEMENT (2-INCH THICK, WIDTH AS SHOWN) ON COMPACTED BASE FOR SMOOTH TRANSITION TO EXISTING ASPHALT.
15. CONSTRUCT STANDARD 4" THICK REINFORCED CONCRETE SIDEWALK (WIDTH VARIES) OR FLATWORK WITH SMOOTH TRANSITION TO EXISTING CONCRETE. REF STD COMMERCIAL PAVING DETAILS SHEET FOR MORE INFORMATION
16. INSTALL REINFORCED CONCRETE LOADING DOCK TO THE GRADES SHOWN WITH 2-STEPS. SEE TYPICAL SECTION, THIS SHEET AND GRADING PLAN SHEET (C-3.3) FOR MORE INFORMATION.



SITE PLAN

Subject: Consider Approval to Ratify the Data Sharing Agreement with Texas Tech University related to the Teacher Incentive Allotment

BACKGROUND INFORMATION

The Teacher Incentive Allotment (TIA) is a key part of House Bill 3, dedicated to recruiting, supporting, and retaining highly effective teachers in all schools, with particular emphasis on high needs and rural schools. Districts that choose to participate are charged with developing local teacher designation systems that measure teacher effectiveness based, at a minimum, on both teacher observation and student growth data. These systems must be submitted to the Texas Education Agency (TEA) for approval and undergo a data validation process, which will be conducted by Texas Tech University.

ADMINISTRATIVE CONSIDERATION

By ratifying the Data Sharing Agreement with Texas Tech University, the district will be able to share teacher evaluation data with Texas Tech in order to be able to determine teacher designations.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the Board ratify and approve the Data Sharing Agreement with Texas Tech University as part of the Teacher Incentive Allotment to determine teacher designations effective June 1, 2020 to July 31, 2021.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Ronald K. Jones
Laura Cano

05-18-20

DATA SHARING AGREEMENT

This Data Sharing Agreement (DSA) is entered into by and between:

- Texas Tech University (“TTU”) on behalf of its College of Education (CoEd) and
- Tyler Independent School District (Tyler ISD)
- TTU and Tyler ISD may be referred to throughout individual as a “Party” or collectively as the “Parties.”

A. SCOPE AND PURPOSE:

Pursuant to the Texas Education Code, Subchapter H, Chapter 21, as amended by HB 3 (86th Texas Legislature), TTU, through its CoED , was designated by the Texas Education Agency (TEA) to provide services in support of the Teacher Incentive Allotment (TIA) program (Interagency Contract between TTU and the Texas Education Agency contract number 4027, the “Agreement”). A portion of this support will require access by TTU personnel to statewide assessment data, including selected student and teacher data.

The purpose of this DSA is to establish a framework under which data from Tyler ISD will be transferred to CoEd. This DSA also establishes each Party’s responsibilities associated with this transaction.

B. FERPA COMPLIANCE:

- i. If given access to education records, the Parties agree to abide by the limitations on re-disclosure of personally identifiable information from education records as set forth in The Family Educational Rights and Privacy Act (“FERPA”) (20 U.S.C. § 1232g; 34 CFR § 99.33).
- ii. Parties represent, warrant, and agree that it will:
 - 1) hold the FERPA records in strict confidence and will not use or disclose the FERPA records except as
 - a) permitted or required by this DSA,
 - b) required by law, or
 - c) otherwise authorized by Parties in writing;
 - 2) safeguard the FERPA records according to commercially reasonable administrative, physical, and technical standards that are no less rigorous than the standards by which Parties protect its own confidential information; and
 - 3) continually monitor its operations and take any action necessary to assure that the FERPA records are safeguarded in accordance with the terms of this DSA.

C. DATA TO BE TRANSFERRED:

Tyler ISD will transfer the data listed in Exhibit A, incorporated by reference herein, to CoEd.

D. DATA TRANSFER:

Tyler ISD will transfer the data listed in Exhibit A via Secure File Transfer Protocol (SFTP) provided by CoEd.

E. DATA PROTECTION:

- i. CoEd will provide a secure storage location for the data at the TTU data center.
- ii. Data will be encrypted at rest and in transit.
- iii. Access to the data will be restricted to only authorized personnel.
- iv. TTU will protect the data as required by the Texas Administrative Code §202, Information Security Standards, that TTU must comply with.

F. DATA DESTRUCTION:

- i. In the event of expiration or termination of this DSA and at the Disclosing Party's discretion:
 - a. all Disclosing Party data will be returned to Disclosing Party (and any copies remaining with Receiving Party will be destroyed and confirmation of the destruction provided to Disclosing Party) or
 - b. just destroyed, and confirmation of the destruction provided to Disclosing Party.
- ii. Disclosing Party data includes all Disclosing Party information, Disclosing Party database, Disclosing Party confidential information, any backup copies, and copies stored on external/third-party hosted storage.

G. DATA USE:

Throughout the term of this DSA, and upon termination, each Party shall be solely responsible for data in its possession, and neither Party shall have the authority to access, use, or disclose transferred data for purposes other than those outlined in this DSA. The Parties agree to abide by all applicable state and federal laws and regulations with respect to access, use, disclosure, and/or disposal of data. Applicable law includes, but is not limited to, FERPA and the Texas Public Information Act (TPIA). Except as defined under this DSA, neither Party will disclose data to another Party for any reason unless required by law.

H. CONTACTS:

Administrative and technical contacts for the DSA are as follows:

TTU CoEd	Tyler ISD
Dustin Ladd Project Manager Education Curriculum Instruction College of Education Texas Tech University duladd@ttu.edu (806) 834-8472	Sheri Barberee-Taylor Executive Director of Human Resources Human Resources Tyler Independent School District Sheri.barberee@tylerisd.org 903-262-1022
Fazil Mohammed Programmer Analyst III Education Admin College of Education Texas Tech University fazil.mohammed@ttu.edu (806) 834-8684	Kevin Bogue Chief Information Officer Management Information Systems Tyler Independent School District Kevin.bogue@tylerisd.org 903-262-1092
Jaehoon Lee Assistant Professor Education EPL College of Education Texas Tech University Jaehoon.Lee@ttu.edu (806) 834-5907	James Cureton Director of Assessment and Data Analyst Assessment Tyler Independent School District James.cureton@tylerisd.org 903-262-1016

Executive contacts for this DSA are as follows:

TTU CoEd	Tyler ISD
Dr. Doug Hamman Professor Education TEP College of Education Texas Tech University doug.hamman@ttu.edu (806) 834-4113	Ronald K. Jones Chief of Staff Human Resources Tyler Independent School District Ronald.jones@tylerisd.org 903-262-1144

A copy of all notices to TTU under this DSA shall be in writing and sent to:

Texas Tech University Procurement Services
Attn: Contracting
Tech Plaza
1901 University Avenue, Suite 408
Lubbock, Texas 79411
contracting@ttu.edu

I. MODIFICATIONS/TERMINATION:

The term of this DSA is the same as the Agreement between TTU and TEA and may be amended or cancelled at any time by either Party with thirty (30) days written notice.

J. GOVERNING LAW

This DSA and all of the rights and obligations of the Parties hereto and any claims arising from this DSA will be construed, interpreted, and governed by the laws of the State of Texas.

K. APPLICABLE LAWS

Tyler ISD agrees that it will comply with all federal, state, or local laws or regulations applicable to its performance under the DSA.

L. TEXAS PUBLIC INFORMATION ACT

All information, documentation, and other material submitted by Tyler ISD for and under this DSA are subject to public disclosure under the Texas Public Information Act (Texas Government Code, Chapter 552). Tyler ISD is hereby notified that TTU strictly adheres to this statute and the interpretations thereof rendered by the Courts and the Texas Attorney General ("AG").

M. TRAFFICKING OF PERSONS

Under §2155.0061, Texas Government Code, Tyler ISD certifies that the individual or business entity named in the DSA is not ineligible to receive the specified DSA and acknowledges that the DSA may be terminated and payment withheld if this certification is inaccurate.

N. Limitations.

THE PARTIES ARE AWARE THAT THERE MAY BE CONSTITUTIONAL AND STATUTORY LIMITATIONS ON THE AUTHORITY OF TTU TO ENTER INTO CERTAIN TERMS AND CONDITIONS, INCLUDING TERMS AND CONDITIONS (IF ANY) RELATING TO LIENS ON TTU'S PROPERTY; DISCLAIMERS AND LIMITATIONS OF WARRANTIES; DISCLAIMERS AND LIMITATIONS OF LIABILITY FOR DAMAGES; WAIVERS, DISCLAIMERS AND LIMITATIONS OF TTU'S LEGAL RIGHTS, REMEDIES, REQUIREMENTS AND PROCESSES; LIMITATIONS OF PERIODS TO BRING LEGAL ACTION; GRANTING CONTROL OF LITIGATION OR SETTLEMENT TO ANOTHER PARTY; LIABILITY FOR ACTS OR OMISSIONS OF THIRD PARTIES; PAYMENT OF ATTORNEYS' FEES; DISPUTE RESOLUTION; INDEMNITIES; ANY PROVISION THAT CREATES AN UNKNOWN OR UNFUNDED LIABILITY; AND CONFIDENTIALITY (COLLECTIVELY, THE "LIMITATIONS"), AND TERMS AND CONDITIONS RELATED TO THE LIMITATIONS WILL NOT BE BINDING ON TTU EXCEPT TO THE EXTENT AUTHORIZED BY THE LAWS AND CONSTITUTION OF THE STATE OF TEXAS.

EXHIBIT A
Data Fields to Be Transferred By Tyler ISD to CoEd

Teacher/Educator Information Template:

Fields
LEA's County-District Number (CDN) **
Campus CDCN 1 **
CDCN1 Percentage Time spent **
Teacher Centrally Assigned **
LEA's name **
Date LEA submitted designations for approval **
Gender **
Date of birth of the educator **
Unique ID of the educator **
TEA ID of the educator **
Teacher Designation **
Designation effective School Year (as requested by LEA) **
First name of the educator **
Last name of the educator **
Middle Name
Suffix
Alternate Last Name
National Board Certificate Expiration Date
Qualifying Educator Certificate**
Educator Certificate Expiration Date**
Role ID**
Class Role**
Teacher Currently has a Teacher Designation?
Expiration Date for Current Teacher Designation
Paid for creditable YOS in 2019-2020 SY**
Teacher paid or will be paid strategic compensation in 2019-2020 based on teacher effectiveness during the 2018-2019 school year**
Campus CDCN 2
CDCN2 Percentage Time spent
Campus CDCN 3
CDCN3 Percentage Time spent
Campus CDCN 4
CDCN4 Percentage Time spent
Campus CDCN 5
CDCN5 Percentage Time spent
Campus CDCN 6

CDCN6 Percentage Time spent
Campus CDCN 7
CDCN7 Percentage Time spent
Campus CDCN 8
CDCN8 Percentage Time spent
Campus CDCN 9
CDCN9 Percentage Time spent
Campus CDCN 10
CDCN10 Percentage Time spent

Teacher Observation Template: We have different list of variables for teacher observation based on the type of rubric that district uses.

For Observation Rubric: T-TESS

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Dimension 2.1
Dimension 2.2
Dimension 2.3
Dimension 2.4
Dimension 2.5
Dimension 3.1
Dimension 3.2
Dimension 3.3
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

For Observation Rubric: McRel

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Standard 2A
Standard 2B
Standard 2C
Standard 2D
Standard 2E
Standard 3A
Standard 3B
Standard 3C
Standard 3D
Standard 4A
Standard 4B
Standard 4C
Standard 4D
Standard 4E
Standard 4F
Standard 4G
Standard 4H
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

For Observation Rubric: TEI

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Domain 2.1
Domain 2.2
Domain 2.3
Domain 2.4
Domain 2.5
Domain 3.1
Domain 3.2
Domain 3.3
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

For Observation Rubric: Austin Instructional Practice Rubric

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Student Engagement
Assessment and Feedback
Differentiation
Problem-Solving and Critical Thinking
Classroom Expectation
Routines and Procedures
Classroom Climate
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

For Observation Rubric: H-TESS

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Domain 2C
Domain 3B
Domain 3C
Domain 3D
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

For Observation Rubric: TAP

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Standards and Objectives
Motivating Students
Presenting Instructional Content
Lesson Structure and Pacing
Activities and Materials
Questioning
Academic Feedback
Grouping Students
Teacher Content Knowledge
Teacher Knowledge of Students
Thinking
Problem Solving
Expectations
Managing Student Behavior
Environment
Respect Culture
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

For Observation Rubric: General

Fields
Unique ID of the educator **
TEA ID of the educator **
School Year **
Content Area for Observation
Grade Level for Observation
Appraiser/Rater
Type of Rubric
Domain Instruction
Domain Environment
Domain Assessment
Content Area for Student Growth
Grade Level for Student Growth
Student Growth Rating

** indicates a mandatory field

CDCN is the 9-digit unique County District Campus Number/School Number that each district campus has.

Subject: Waiver of the Instructional Materials Inventory Requirement Due to COVID-19

BACKGROUND INFORMATION

The Texas Education Agency requires that all Texas Public School Districts conduct an inventory of instructional materials (textbooks) annually in accordance with TEC Section 31.003 and TAC Section 66.107(a)

ADMINISTRATIVE CONSIDERATIONS

The Texas Education Agency has issued blanket authorization to all Texas Public School Districts to apply for a waiver of the annual inventory requirement in light of the difficulties of conducting such an inventory under the constraints imposed by the COVID-19 pandemic. The Agency provided the exact language to be used in applying for the waiver. The waiver request is submitted electronically, but a copy of the agenda item for the Board meeting at which the Board considered the request must be attached to the application. This is a single year waiver for the 2019-2020 school year.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the Board approve the submission of a Request for Waiver of the Instructional Materials Inventory Requirement Due to COVID-19 for the 2019-2020 school year.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tosha Bjork
Mary Russell

05-18-20

Subject: Waiver for Missed School Days and Instructional Continuity Attestation Due to COVID-19

BACKGROUND INFORMATION

The district mitigation period in response to COVID-19 extends from March 16 to May 22, 2020 for traditional calendars, and March 16 to July 17, 2020 for Boshears calendars. The school day categories have been reclassified as follows:

- Closed, Preparing: Campuses cease normal operations, but campus staff are working (either on-site or remotely) in order to prepare to deliver instruction to students while the students are at home/off-site.
- Closed, Instructing: Campuses cease normal operations, but provide support to students to receive instruction at home/off-site.

For school closure based on COVID-19 related concerns, the district must seek additional minute waivers from the Texas Education Agency in order to meet the 75,600 operational minute requirement. The “COVID-19 Related Missed School Day Waiver” will be granted as long as the district commits to supporting students instructionally while at home. The Waiver should be submitted with the signed “Instructional Continuity Attestation While Closed” document.

ADMINISTRATIVE CONSIDERATION

Due to the disruption of the District’s campus operations resulting from the mitigation period relative to COVID-19, Tyler ISD is requesting the aforementioned “COVID-19 Related Missed School Day Waiver” through TEA to meet the 75,600 operational minute requirement.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the board approve the request to apply for the “COVID-19 Related Missed School Day Waiver” through the Texas Education Agency for the 2019-2020 school year, along with the signed “Instructional Continuity Attestation While Closed” document.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tosha Bjork
Kevin Bogue

05-18-20

Subject: Waiver of the CPR Requirement Due to COVID-19

BACKGROUND INFORMATION

The Texas Education Agency requires that all Texas Public School Districts provide instruction to students in grades 7-12 in cardiopulmonary resuscitation (CPR). If seniors have not completed this requirement due to the COVID-19 campus closures, the district should request a “CPR Requirement Waiver” through the Texas Education Agency.

ADMINISTRATIVE CONSIDERATION

Due to the disruption of the District’s campus operations resulting from the mitigation period relative to COVID-19, Tyler ISD is requesting the aforementioned “CPR Requirement Waiver” through TEA for seniors who have not met this requirement.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the board approve the request to apply for a Waiver of the CPR Requirement due to COVID-19 for the 2019-2020 school year.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Tosha Bjork
Kevin Bogue

05-18-20

Subject: Waiver of the ASVAB Requirement Due to COVID-19

BACKGROUND INFORMATION

The Texas Education Agency requires that all Texas Public School Districts provide students in grades 10 through 12 an opportunity to take the Armed Services Vocational Aptitude Battery (ASVAB) test or alternate test in accordance with TEC Section 29.905.

ADMINISTRATIVE CONSIDERATIONS

The Texas Education Agency has issued blanket authorization to all Texas Public School Districts to apply for a waiver from the ASVAB requirements due to COVID-19 and the closing of Texas school facilities. The Agency provided the exact language to be used in applying for the waiver. The waiver request is submitted electronically, but a copy of the agenda item from the Board meeting at which the Board considered the request must be attached to the application. This is a single year waiver for the 2019-2020 school year.

ADMINISTRATIVE RECOMMENDATION

The administration recommends the Board approve the submission of a Request for Waiver from the ASVAB requirements due to COVID-19 for the 2019-2020 school year.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Ron Jones
Gary Brown

05-18-20

Subject: Contract with Instructure, Inc. for Canvas Learning Management System

BACKGROUND INFORMATION

A Learning Management System (LMS) is a software application focused on instructional delivery and learner engagement. LMSs are designed to assist teachers in providing customized instruction for students through a variety of modalities and platforms. Students and teachers can access material anytime, from everywhere, teachers can modify the content, and students can instantly see the updated material. LMSs also act as a storage “house” for online content, such as videos, text, audio, and other artifacts from the teacher and the learner. LMSs are used in traditional face-to-face models, blended learning models, and distance/online learning platforms.

ADMINISTRATIVE CONSIDERATION

Tyler ISD teachers and staff used Google Classroom during the Spring of 2020. Tyler ISD Administration reviewed several Learning Management Systems to determine the best product for Tyler students and teachers. Blackboard, Schoology, Google Classroom, and Canvas were considered and reviewed by administrators, teachers, parents, and students. A rubric was used to determine design, layout, content authoring and management, migration of existing courses, integration with student information system and textbook, assessment tools, gradebook features, student tracking, device compatibility, collaboration, parent communication and ease of use. An example of the comparison is attached.

CANVAS from Instructure, Inc. was determined to be the most appropriate product for Tyler ISD because of its overall functions for teachers, students, and parents. Because Canvas is used nationwide by institutes of higher learning, it will provide an easy transition for students from high school to most colleges and universities and will be used by TEA for the Reading Academies in the coming year.

Instructure is on an approved purchasing cooperative with OMNIA Partners (formerly U.S. Communities and National IPA). Funding is provided by the Instructional Materials Allotment.

ADMINISTRATIVE RECOMMENDATION

The Administration recommends the Board approve the contract with Instructure, Inc. for the Canvass Learning Management System for a total cost of \$297,620.00 to include a pro-rated cost from June 1, 2020 through August 31, 2020, with a recurring cost of \$85,800.00 for three years beginning September 1, 2020.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Christy L. Hanson, Ed. D.
Shauna Hittle

05-18-20

Subject: Proclamation 2020 Textbook Adoptions

BACKGROUND INFORMATION

According to guidelines established by the State Board of Education, the Board of Trustees must approve instructional materials. The State determines the length of time instructional materials will be in use before the next adoption cycle with an anticipated eight to ten years.

ADMINISTRATIVE CONSIDERATION

The Instructional Materials Advisory committees reviewed the materials submitted for consideration. The most critical criterion for selection was the degree of alignment of the materials with the Texas Essential Knowledge and Skills (TEKS).

Proclamation 2020 Textbook Adoption Recommendations in the following areas:

Language Arts and Reading

- English Language Arts and Reading, 9-12

ELA Electives, HS

- READ I, II, III
- Practical Writing

English for Speakers of Other Languages I & II

English Learners Language Arts, 7-8

The Instructional Materials recommended for adoption will be acquired using the Instructional Materials Allotment (IMA).

ADMINISTRATIVE RECOMMENDATION

The Administration recommends the Board approve the attached Tyler ISD recommendations from the State Adoption list for use in classrooms beginning in the 2020-2021 academic school year.

ACTION REQUIRED

Board Approval

CONTACT PERSONS

Christy L. Hanson, Ed. D.
Linda Little

05-18-20

**Proclamation 2020 Instructional Materials
Adoption Recommendations**

COURSE	PUBLISHER	TITLE/PROGRAM
ELAR 9-12	Houghton Mifflin Harcourt	Into Literature
READ I, II, III	Lexia Learning	Lexia PowerUp Literacy
PRACTICAL WRITING Grades 9 & 10	Perfection Learning	Texas Connections
ESOL I & II	National Geographic	NG - EDGE
ELL 7-8 (ELLA)	National Geographic	NG – INSIDE
ELDA (ESOL)	National Geographic	NG – IMPACT
ESOL – Practical Writing	National Geographic	NG – GREAT WRITING

Subject: Internal Audit Committee

ACTION REQUIRED

Discussion

CONTACT PERSONS

R. Wade Washmon
Marty Crawford, Ed. D.

05-18-20

Subject: COVID-19 Update

Information will be presented at the meeting.

ACTION REQUIRED

Board Approval

CONTACT PERSON

Marty Crawford, Ed.D.

05-18-20