

**SPECIAL MEETING OF THE BOARD OF TRUSTEES
DALLAS COUNTY COMMUNITY COLLEGE DISTRICT
AND RICHLAND COLLEGIATE HIGH SCHOOL**

**District Office
1601 South Lamar Street
Lower Level, Room 007
Dallas, TX 75215
Tuesday, December 20, 2011
4:00 PM**

AGENDA

- I. Certification of notice posted for the meeting
- II. Resolution Authorizing Richland Collegiate High School to Apply for Exemption from Texas Education Agency School Breakfast Program
- III. Acceptance of Audited Annual Financial Statements
- IV. Executive Session

The Board will conduct an executive session as authorized under §551.074 of the Texas Government Code to deliberate on personnel matters including settlement agreement with employee and appointment to vacant seat on the Board.

As provided by §551.074 of the Texas Government Code, the Board of Trustees may conduct an executive session to deliberate regarding real property since open deliberation would have a detrimental effect upon negotiations with a third person.

The Board may conduct an executive session under §551.071 of the Texas Government Code to seek the advice of its attorney and/or on a matter in which the duty of the attorneys under the Rules of Professional Conduct clearly conflict with the Open Meetings Act. The Board may seek or receive its attorney's advice on other legal matters during this executive session.

The Board may conduct an executive session under section 551.076 of the Texas Government Code to deliberate regarding the deployment or specific occasions for implementation of security personnel or devices.

- V. Approval of Settlement Agreement with Michael Daily

VI. Appointment to DCCCD Board of Trustees District V Seat

VII. Adjournment

**CERTIFICATION OF NOTICE POSTED
FOR THE
DECEMBER 20, 2011
SPECIAL MEETING OF THE
DALLAS COUNTY COMMUNITY COLLEGE DISTRICT
AND RICHLAND COLLEGIATE HIGH SCHOOL
BOARD OF TRUSTEES**

I, Wright L. Lassiter, Jr., Secretary of the Board of Trustees of the Dallas County Community College District, do certify that a copy of this notice was posted on the 16th day of December 2011, in a place convenient to the public in the District Office Administration Building, and a copy of this notice was provided on the 16th day of December 2011, to John F. Warren, County Clerk of Dallas County, Texas, and the notice was posted on the bulletin board at the George Allen Sr. Courts Building, all as required by the Texas Government Code, §551.054.



Wright L. Lassiter, Jr., Secretary

II. Resolution Authorizing Richland Collegiate High School to Apply for Exemption from Texas Education Agency School Breakfast Program

The Chancellor recommends that the Board of Trustees approve a resolution authorizing Richland Collegiate High School (RCHS) to apply for a three-year exemption from the Texas Education Agency's School Breakfast Program. By working instead with a vendor approved by the Food and Nutrition Division of the Texas Department of Agriculture, RCHS will be able to comply with federal School Breakfast Program requirements at a lower cost.

Chapter 33 Section 901 of the Texas Education Code states, "If at least 10 percent of the students enrolled in one or more schools in a school district or enrolled in an open-enrollment charter school are eligible for free or reduced-priced breakfasts under the national school breakfast program provided for by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773), the governing body of the district or the open-enrollment charter school shall participate in the program and make the benefits of the program available to all eligible in the schools or school."

In the five years of its operation, this is the first year RCHS has met the minimum number requirement of students eligible to participate in the School Breakfast Program. The current enrollment for the high school is 435 students. As of November 11, 2011, 84 students (19%) were eligible for reduced-price and eight students (2%) for free breakfasts.

RESOLUTION
OF THE BOARD OF TRUSTEES
OF THE RICHLAND COLLEGIATE HIGH SCHOOL

WHEREAS, the Richland Collegiate High School (RCHS) requested Board approval to apply for a waiver exemption for the state-required School Breakfast Program;

WHEREAS, the Superintendent and staff of the Richland Collegiate High School considered the nutritional needs and the financial aspects of students eligible to participate in the free or reduced school breakfast program; and

WHEREAS, the Superintendent and staff of the Richland Collegiate High School have determined that the high school can meet the nutritional needs of students eligible for the School Breakfast Program by contracting with an approved food vendor,

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE RICHLAND COLLEGIATE HIGH SCHOOL:

- Section 1. That RCHS shall apply for a three-year waiver from participation in the federally operated free and reduced-price school breakfast program.
- Section 2. That RCHS shall provide all eligible RCHS students free breakfasts.
- Section 3. That RCHS shall provide all self-reported eligible RCHS students reduced-price breakfasts.
- Section 4. That this Resolution shall take effect upon adoption by the Board of Trustees.

Adopted: December 20, 2011

DALLAS COUNTY COMMUNITY COLLEGE DISTRICT
Board of Trustees

By: _____
Jerry Prater, Chairman

By: _____
Charletta Rogers Compton, Vice Chair

By: _____
Bob Ferguson, Board Member

By: _____
Diana Flores, Board Member

By: _____
Bill Metzger, Board Member

By: _____
JL Sonny Williams, Board Member

ATTEST

By: _____
Wright L. Lassiter, Jr., Secretary
Board of Trustees

III. Acceptance of Audited Annual Financial Statements

The Chancellor recommends the Board of Trustees accept the audited annual financial statements.

V. Approval of Settlement Agreement with Michael Daily

The Chancellor recommends that the Board of Trustees authorize him to enter into a settlement agreement with Michael Daily. The Board will discuss the terms and conditions of this agreement in executive session prior to a vote on the matter.

Effective Date: December 20, 2011

Policy Reminders

The Board may conduct a private consultation with its attorney only when it seeks the attorney's advice about pending or contemplated litigation or a settlement offer or on a matter in which the duty of the attorney to the Board under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the requirement for open meetings. *Gov't Code 551.071*

VI. Appointment to DCCCD Board of Trustees District V Seat

The Board of Trustees may take action to appoint a person to fill District V seat.

Policy Reminders – BBC (LEGAL)

Any vacancy occurring on the Board through death, resignation, or otherwise, shall be filled by a special election ordered by the Board or by appointment by resolution or order of the Board.... *Tex. Const. Art. XVI, Sec. 27; Education Code 130.082(d)*

To be eligible to be appointed to the Board, a person must have the qualifications set forth at Election Code 141.001(a). *Election Code 141.001(a)*
[See BBA]

An appointment to the Board may be made with the intent to ensure that the Board is representative of the constituency served by the Board. A Board that chooses this option shall adopt procedures for its implementation. *Local Gov't Code 180.005(b)-(c)*