

NOTICE OF BOARD MEETING
BY VIDEOCONFERENCE OR TELEPHONE CALL
HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES

Notice is hereby given that a meeting of the Board of Trustees of the Hays Consolidated Independent School District will be held on April 20, 2020 beginning at 5:00 PM.

Due to health and safety concerns related to the COVID-19 coronavirus, and pursuant to Governor Abbott's Temporary Suspension of the Open Meetings Laws issued on March 16, 2020, and consistent with new state and local mandates, this meeting will be conducted via videoconference or telephone call in accordance with the provisions of Sections 551.125 or 551.127 of the Texas Government Code that have not been suspended by order of the governor. A quorum of the Board of Trustees will not be physically present at one location and, for safety reasons, we will not be permitting in-person attendance by members of the public and/or staff participating

Members of the public may access this meeting as follows: <https://us02web.zoom.us/j/83004495324>. Passcode 579929

If you wish to submit comments for review by the Board of Trustees, please complete and submit the form available here: www.hayscisd.net/boardcomment . Comments must be submitted between the hours of 8:00 and 12:00 noon on the day of this meeting. All of such comments will be made available to all Board Members prior to this meeting.

It is not anticipated the Board will adjourn to closed session for this meeting.

However, if during the course of the meeting, discussion of any item on the agenda should be held in a closed session, the Board will adjourn to a closed session in accordance with the Texas Open Meetings Act, Texas Government Code Section 551, Subchapters D and E or Texas Government Code Section 418.183(f). Before any closed session is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions or decisions will be taken in open meeting. Policy BEC Legal attached.

The subjects to be discussed, considered or upon which any formal action may be taken are listed below. Items do not have to be taken in the same order as shown on this meeting notice. Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

A. **CALL TO ORDER:** Establish a quorum

B. **PUBLIC FORUM**

In accordance with the suspension of certain Open Meetings Laws by Governor Abbott, the public will not be provided an opportunity for public comment during this meeting. However, members of the public were given the opportunity to submit written comments to the District on posted agenda items, and those written comments were to have been submitted online by 4:15 PM on April 20, 2020 and provided to the Board members earlier today.

C. **CONSENT AGENDA ITEMS**

Per Board Policy BE all items listed as consent items are considered to be routine by the Board and shall be enacted with one motion. There shall be no separate discussion unless a Board member so requests, in which event the item shall be removed as a consent item and considered as an individual item on the regular agenda.

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Dr. Eric Wright

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Sandra Dowdy/Derek McDaniel	
D. ACTION ITEMS	
1. Consideration and possible approval of Superintendent's recommendations for Employment, Resignations, Extended Leaves, Additional Positions and Other Personnel Matters	
Dr. Eric Wright	
2. Consideration and possible approval of Superintendent's recommendations for Employment Contracts for Administrators, Certified Professionals and Professionals for the 2020-21 and the 2021-2022 School Year, including existing Cabinet members, Deputy Academic Officers, Directors, Principals and Assistant Principals	
Dr. Eric Wright	
3. Consideration and possible adoption of Resolution for Modification of Policies and Procedures on Grading and Related Issues	
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4. Consideration and possible approval of a Special Warranty Deed for the donation of a 16.5 acre elementary school site in the Sunfield Development	51
Max Cleaver	

5. Consideration and possible approval of dedication of Lift Station at New Buda Elementary School Max Cleaver	66
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8. Consideration and possible approval of the Amendment to the District of Innovation Plan Marivel Sedillo, Dr. Eric Wright	79
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Monday, May 18, 2020 <i>Official Board of Trustees information may be obtained at www.hayscisd.net</i>	
H. <u>ADJOURN</u>	

This notice was posted in compliance with the Texas Open Meetings act on: April 17, 2020 4:50 PM

Exceptions for Closed Meetings

A board may conduct a closed meeting for the purposes described in the following provisions.

Attorney Consultation

A 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* [See BE for permissible methods of communication for attorney consultations]

Real Property

A board may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the board's position in negotiations with a third person. *Gov't Code 551.072*

Prospective Gift

A board may conduct a closed meeting to deliberate a negotiated contract for a prospective gift or donation to a district if deliberation in an open meeting would have a detrimental effect on the board's position in negotiations with a third person. *Gov't Code 551.073*

Personnel Matters

A board is not required to conduct an open meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee. However, a board may not conduct a closed meeting for these purposes if the officer or employee who is the subject of the deliberation or hearing requests a public hearing. *Gov't Code 551.074*

The closed meeting exception for personnel matters does not apply when a board discusses an independent contractor who is not a school employee, such as an engineering, architectural, or consultant firm, or when a board discusses a class or group of employees, not a particular employee. *Atty. Gen. Op. MW-129 (1980), Atty. Gen. Op. H-496 (1975)*

Employee-Employee Complaints A board is not required to conduct an open meeting to deliberate in a case in which a complaint or charge is brought against a district employee by another employee and the complaint or charge directly results in the need for a hearing. However, a board may not conduct a closed meeting for this purpose if the employee against whom the complaint or charge is brought makes a written request for an open hearing. *Gov't Code 551.082*

Student Discipline A board is not required to conduct an open meeting to deliberate in a case in which a complaint or charge is brought against a district employee by another employee and the complaint or charge directly results in the need for a hearing. However, a board may not conduct a closed meeting for this purpose if the employee against whom the complaint or charge is brought makes a written request for an open hearing. *Gov't Code 551.082*

Personally Identifiable Student Information

A board is not required to conduct an open meeting to deliberate a matter regarding a student if personally identifiable information about the student will necessarily be revealed by the deliberation.

Directory information about a public school student is considered to be personally identifiable information about the student for this purpose only if a parent or guardian of the student, or the student if the student has attained 18 years of age, has informed a district that the directory information should not be released without prior consent. [See FL]

This exception does not apply if an open meeting about the matter is requested in writing by a parent or guardian of the student or by the student if the student has attained 18 years of age.

Gov't Code 551.0821

Medical or Psychiatric Records

A board that administers a public insurance, health, or retirement plan is not required to conduct an open meeting to deliberate

1. The medical records or psychiatric records of an individual applicant for a benefit from the plan; or
2. A matter that includes a consideration of information in the medical or psychiatric records of an individual applicant for a benefit from the plan.

Gov't Code 551.0785

Security

A board is not required to conduct an open meeting to deliberate:

1. The deployment, or specific occasions for implementation, of security personnel or devices, or
2. A security audit

Gov't Code 551.076

A board is not required to conduct an open meeting to deliberate:

1. Security assessments or deployments relating to information resources technology;
2. Network security information as described by Government Code 2059.055(b); or
3. The deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

Gov't Code 551.089

Assessment Instruments

A board shall conduct a closed meeting to discuss or adopt individual assessment instruments or assessment instrument items. *Education Code 39.030(a)*

Emergency Management

A board is not required to conduct an open meeting to deliberate information confidential under Government Code 418.175–418.182, Management relating to Homeland Security. However, a board must make a tape recording of the proceedings of a closed meeting held to deliberate the information.

Gov't Code 418.183(f)

Economic Development Negotiations

A board is not required to conduct an open meeting:

1. To discuss or deliberate regarding commercial or financial information that the board has received from a business prospect that the board seeks to have locate, stay, or expand in or near a district and with which the board is conducting economic development negotiations; or
2. To deliberate the offer of a financial or other incentive to such a business prospect.

Gov't Code 551.087

Procedures for Closed Meetings

If a closed meeting is allowed, a board shall not conduct the closed meeting unless a quorum of the board first convenes in an open meeting for which proper notice has been given [see BE] and the presiding officer has publicly announced that a closed meeting will be held and has identified the section or sections of the Open Meetings Act or other applicable law under which the closed meeting is held. *Gov't Code 551.101*

Vote or Final Action

A final action, decision, or vote on a matter deliberated in a closed meeting shall be made only in an open meeting for which proper notice has been given. *Gov't Code 551.102* [See BE]

Certified Agenda or Recording

A board shall either keep a certified agenda or make a recording of the proceedings of each closed meeting, except for private consultation with a district's attorney. The certified agenda must include a statement of the subject matter of each deliberation, a record of any further action taken, and an announcement by the presiding officer at the beginning and end of the closed meeting indicating the date and time. A presiding officer shall certify that a certified agenda is a true and correct record of the proceedings. If a recording is made, it must include announcements by the presiding officer at the beginning and end of the meeting indicating the date and time. *Gov't Code 551.103*

"Recording" means a tangible medium on which audio or a combination of audio and video is recorded, including a disc, tape, wire, film, electronic storage drive, or other medium now existing or later developed. *Gov't Code 551.001(7)*

Closed meetings may not be recorded by an individual trustee against the wishes of a majority of a board. *Zamora v. Edgewood Indep. Sch. Dist., 592 S.W.2d 649 (Tex. App.—San Antonio, 1979, writ ref'd n.r.e.)*

Preservation

A board shall preserve the certified agenda or recording of a closed meeting for at least two years after the date of the meeting. If a legal action involving the meeting is brought within that period, the board shall preserve the certified agenda or recording while the action is pending. *Gov't Code 551.104(a)*

Public Access

A certified agenda or recording of a closed meeting is available for public inspection and copying only under a court order issued as a result of litigation involving an alleged violation of the Open Meetings Act. *Gov't Code 551.104(b), (c)*

Prohibitions

No board member shall participate in a closed meeting knowing that neither a certified agenda nor a recording of the closed meeting is being made. *Gov't Code 551.145*

No individual, corporation, or partnership shall without lawful authority disclose to a member of the public the certified agenda or recording of a meeting that was lawfully closed to the public. *Gov't Code 551.146*

No board member shall knowingly call or aid in calling or organizing a closed meeting that is not permitted under the Open Meetings Act, close or aid in closing a regular meeting to the public except as permitted under the Open Meetings Act, or participate in a closed meeting that is not permitted under the Open Meetings Act. *Gov't Code 551.144(a)*

Affirmative Defense

It is an affirmative defense to prosecution under Subsection 551.144(a) that a board member acted in reasonable reliance on a court order or a written interpretation of the open meetings law contained in an opinion of a court of record, the attorney general, or the board's attorney. *Gov't Code 551.144(c)*

DATE ISSUED: 11/16/2017

UPDATE 109

BEC(LEGAL)-P

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Consideration and Possible Approval of Consent Agenda

Administrator Responsible/Position: Dr. Eric Wright, Superintendent

A. Purpose of Agenda Item:

Action needed

Information only

Receive input

B. Authority for This Action:

Local Policy BE

Law or Rule

N/A

Policy Be local states that the consent agenda shall include items of a routine and/or recurring nature grouped together under one action item. For each item listed as part of a consent agenda, the Board shall be furnished with background material. All such items shall be acted upon by one vote without separate discussion, unless a Board member requests that an item be withdrawn for individual consideration. The remaining items shall be adopted under a single motion and vote

C. Goal or Need Addressed:

As listed on attached pages

D. Summary:

Previous board action relating to this item - Ongoing

Future action anticipated - Monthly

Background information – The following items are presented for approval

1. Board Meeting Minutes
2. Financial Statements and Expenditures
3. Investment Reports
4. Budget Amendments
5. Procurements
6. Instructional Materials Allotment and TEKS Certification for the 2020-2021 school year

E. Comments Received:

Cabinet

DLT

FBOC

Teacher Org. Reps.

Other _____

All agenda items have been reviewed by the Superintendent's Cabinet

F. Administrative Recommendation:

The Superintendent recommends the Board approve consent agenda items as presented.

G. Fiscal Impact and Cost:

Amount: Per individual items attached

H. Suggested Motion:

I move that the Board approve the consent agenda as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Consideration and possible approval of meeting minutes

Administrator Responsible/Position: Dr. Eric Wright, Superintendent

A. Purpose of Agenda Item:

Action needed

Information only

Receive input

B. Authority for This Action:

Local Policy

Law or Rule

N/A

Policy BE local states that Board action shall be carefully recorded by the Board Secretary or clerk; when approved, these minutes shall serve as the legal record of official Board actions. The written minutes of all meetings shall be approved by vote of the Board and signed by the Board President and the Board Secretary

C. Goal or Need Addressed: N/A

D. Summary:

Previous board action relating to this item - Ongoing

Future action anticipated - Monthly

Background information – Minutes from the February 6, 2020, February 17, 2020, February 24, 2020, March 16, 2020 and March 30, 2020 meetings are presented for approval

E. Comments Received:

Cabinet

DLT

FBOC

Teacher Org. Reps.

Other _____

All agenda items have been reviewed by the Superintendent's Cabinet.

F. Administrative Recommendation:

The Superintendent recommends the Board approve minutes from the February 6, 2020, February 17, 2020 and February 24, 2020 Board meetings as presented.

G. Fiscal Impact and Cost: Amount: N/A

Budget

Bond

Grant/Special Funds

Other _____

H. Suggested Motion:

I move that the Board approve the February 6, 2020, February 17, 2020, February 24, 2020, March 16, 2020 and March 30, 2020 Board meeting minutes as presented.

Minutes of Special Meeting - 2020 Bond February 6, 2020

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of this meeting is accessible at www.hayscisd.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Special Meeting - 2020 Bond of the Board of Trustees of Hays CISD was held Thursday, February 6, 2020, beginning at 5:30 PM in the Lehman High School, 1700 Lehman Road, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President, Esperanza Orosco, called the meeting to order at 5:40 PM. All Board Members, Willie Tenorio, Merideth Keller, Will McManus, Esperanza Orosco, Vanessa Petrea, Michael Sanchez and Teresa Tobias were present.

PUBLIC FORUM

1. Resolution to Adopt Election Equipment for Hays County
2. Resolution to Adopt Election Equipment for Travis County
3. Resolution to Adopt Election Equipment for Caldwell County
4. Election Services Contract with Caldwell County

Mrs. Petrea moved and Mr. Tenorio seconded the motion that the Board approve the consent agenda items as presented. The motion passed with a 7-0 vote.

ACTION ITEMS

Consider and possibly take action to adopt an order calling school building bond election

Tim Savoy reviewed the bond process with the Board. The Board went through each proposition contained in the order and took a vote on each as to whether or not to include it in the final election order.

Proposition A – Accommodating School District Growth

Mrs. Petrea moved and Mr. McManus seconded the motion to include Proposition A on the final election order. Discussion ensued. Administration answered questions from the Board Members. The motion passed with a 7-0 vote.

Proposition B – Renovating and Rehabilitating District Assets

Mr. McManus moved and Mrs. Petrea seconded the motion to include Proposition B on the final election order. The motion passed with a 7-0 vote.

Proposition C – Stadium Expansions

Rigorous discussion ensued regarding the stadium expansion proposition. Mrs. Petrea moved and Mrs. Keller seconded the motion to include Proposition C on the final election order. The motion passed with a 4-3 vote. Merideth Keller, Esperanza Orosco, Vanessa Petrea and Teresa Tobias voting to include Proposition C on the final election order and Willie Tenorio, Will McManus and Michael Sanchez voting not to include Proposition C on the final election order.

Proposition D – Stadium Improvements

Mrs. Petrea moved and Mr. McManus seconded the motion to include Proposition D on the final election order. The motion passed with a 7-0 vote.

Proposition E – Administration

Mrs. Petrea moved and Mr. McManus seconded the motion to include Proposition E on the final election order. Discussion ensued. The motion passed with a 7-0 vote.

Proposition F – Technology

Mrs. Petrea moved and Mrs. Tobias seconded the motion to include Proposition F on the final election order. The motion passed with a 7-0 vote.

Mrs. Petrea moved and Mr. McManus seconded the motion that the Board adopt the presented order calling for a school building bond election to be held on May 2, 2020. The motion passed with a 7-0 vote.

ADJOURN

No further business was conducted and the meeting adjourned at 6:29 PM.

Minutes of Regular Meeting February 17, 2020

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of this meeting is accessible at www.hayscisid.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Regular Meeting of the Board of Trustees of Hays CISD was held Monday, February 17, 2020, beginning at 6:30 PM in the Lehman High School, 1700 Lehman Road, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President, Esperanza Orosco, called the meeting to order at 6:30 PM. Board Members Willie Tenorio, Merideth Keller, Will McManus, Esperanza Orosco, Vanessa Petrea and Michael Sanchez were present. Board Member Teresa Tobias did not attend the meeting.

PLEDGE OF ALLEGIANCE TO UNITED STATES AND TEXAS FLAGS

MISSION STATEMENT

SOCIAL CONTRACT

BOARD RECOGNITION

The Board recognized the Buda Lions Club as its Outstanding Community Partner. The Buda Lion Club presented checks in the amount of \$10,430 to Hays High School and \$4,462.60 to Lehman High School. These funds are a portion of the proceeds from the concession stand sales at Shelton Stadium.

PUBLIC FORUM

Four members of the community addressed the board. Two presenters spoke regarding perceived bullying at the Hays CISD campuses and two presenters spoke regarding the random drug testing informational item on the agenda.

REQUESTS FOR INFORMATION FROM THE BOARD OF TRUSTEES

The purpose of this meeting is an agenda workshop. Board members will have the opportunity to discuss agenda items and ask questions of the administration in preparation of the February 24, 2020 Hays CISD Board of Trustees Business Meeting.

STUDENT ACHIEVEMENT REPORT

Student Goal—Hays CISD believes in the achievement of every student. The District will evaluate and address the individual needs of each student. Student performance will be evaluated in academics, college, career, and military readiness. Our staff believes in the education of the whole child and believes that success is based on more than the results of a single test, including social and emotional learning, strong interpersonal skills, and the development of positive members of society.

Dual Language Showcase - Patricia Melgar-Cook, Iric Ramos and Jesus Gomez presented information on the refocused Dual Language Academy. The Science Hall Elementary choir sang De Colores and presented gifts to the Board. The Board also viewed a video from the Science Hall Elementary School Dual Language Classes and the District Dual Language promotional video.

REVIEW OF CONSENT AGENDA ITEMS - FOR ACTION ON FEBRUARY 24, 2020

Minutes of Board of Trustees Meetings

January 2020 Financial Statements

Budget Amendments

Procurements

- a. Child Nutrition Small Wares & Large Equipment
- b. Flooring - District Wide -Quality Hard Floors
- c. Ratification of Boiler purchase
- d. Boiler replacement & repairs & inspections - TK Boilers
- e. Playground Parts & Equipment -Park Place

Mr. Tenorio pulled the January 2020 Financial Statements and Budget Amendments to ask questions regarding the items. Mr. Rau answered the questions.

The Board took a short break from 7:30 to 7:37.

INFORMATION ITEMS

Information on possible random drug testing

Adrianna Price presented information to the Board regarding possible random drug testing of students. Earlier this year, the Board and Superintendent's Student Advisory Council inquired about random drug testing of students. In particular, the conversations included the testing of UIL participants and those who purchase a parking pass. The concerned intent of the council was to help those who may be considering or who are already using drugs. Three of the students from the Board and Superintendent's Student Advisory Council addressed the Board. The Board Members had many questions. This is the first of many discussions that will take place between administration and the Board before any action is considered.

Update on Amendment to District of Innovation Plan

Marivel Sedillo informed the board that the Amendment to the District of Innovation Plan has been posted on the website. The Public Hearing with the DLT will take place on March 24, 2020.

REVIEW ACTION ITEMS - FOR ACTION ON FEBRUARY 24, 2020

Consideration and possible adoption of Reimbursement Resolution for 2020 Bond Projects

On May 28, 2019, the Board approved a \$1M Reimbursement Resolution which was adequate to cover the anticipated reimbursable items at that time. Since then, the District has selected a new architect for the proposed elementary school in the Sunfield Development prompting the need to modify the current resolution.

On February 6, 2020, the Board called for a May 2, 2020 Bond election containing six propositions. The single specific purpose for Proposition A is "Accommodating School District Growth" and Proposition B is "Renovating and Rehabilitating District Assets". These propositions contain provisions for a new elementary school in the Sunfield Development, expansions and improvements to middle school and elementary school campuses, and HVAC replacement, among other items. If the bond election is successful, it is the District's intention to be "shovel ready" to construct several of the projects as soon as practicable thereafter.

The district expects certain costs will be incurred, namely design fees, survey fees, and geotechnical survey fees before future bonds are issued, which represent expenditures appropriately chargeable to future bonds. The purpose of the resolution is to allow the district to expend general funds on certain projects included in the May 2020 Bond before the bonds are actually sold.

The administration expects the sale would occur 90 to 120 days after the passage of the bond election. Reimbursable expenditures will be made using the general fund, which would then be reimbursed after the bonds are sold.

If a future bond election is not successful, expenditures contemplated under this resolution would remain in the general fund.

Consideration and possible adoption of Resolution Proclaiming February as Career and Technical Education Month
The citizens of Hays CISD will recognize February as Career and Technical Education Month as a time to identify and honor educators, students and business partners who are involved in CTE programs.

RECAP OF BOARD MEMBERS' REQUESTS FOR INFORMATION

ADJOURN

No further business was conducted and the meeting adjourned at 8:42 PM.

Minutes of Regular Meeting February 24, 2020

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of this meeting is accessible at www.hayscisid.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Regular Meeting of the Board of Trustees of Hays CISD was held Monday, February 24, 2020, beginning at 6:30 PM in the Lehman High School, 1700 Lehman Road, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President, Esperanza Orosco, called the meeting to order at 6:30 PM. Board Members Willie Tenorio, Merideth Keller, Will McManus, Esperanza Orosco, Michael Sanchez and Teresa Tobias were present. Board Member Vanessa Petrea joined the meeting at 6:53 PM.

PLEDGE OF ALLEGIANCE TO UNITED STATES AND TEXAS FLAGS

MISSION STATEMENT

SOCIAL CONTRACT

BOARD RECOGNITION - HELD ON FEBRUARY 17, 2020

- The Buda Lions Club – Outstanding Community Partner

PUBLIC FORUM

Five community member addressed the Board during the Public Forum. Three of the comments were in regard to the random drug testing item which was presented last week and two of the comments had to do with due process for para professionals.

REQUESTS FOR INFORMATION FROM THE BOARD OF TRUSTEES

STUDENT ACHIEVEMENT REPORT - PRESENTED ON FEBRUARY 17, 2020

Dual Language Showcase

CONSENT AGENDA ITEMS

Minutes of Board of Trustees Meetings

January 2020 Financial Statements

Budget Amendments

Procurements

- a. Child Nutrition Small Wares & Large Equipment
- b. Flooring - District Wide -Quality Hard Floors
- c. Ratification of Boiler purchase
- d. Boiler replacement & repairs & inspections - TK Boilers
- e. Playground Parts & Equipment -Park Place

Contract with Travis County for Election Services

Mr. Tenorio moved and Mrs. Petrea seconded the motion that the Board approve the consent agenda items as presented. The motion passed with a 7-0 vote.

At this point in the meeting, the item regarding the adoption of the Resolution Proclaiming February as Career and Technical Education Month was moved up for action.

Consideration and possible adoption of Resolution Proclaiming February as Career and Technical Education Month
Dr. Eric Wright, Esperanza Orosco

Mr. McManus read the Resolution. Mrs. Orosco moved and Mrs. Keller seconded the motion that the Board adopt the Resolution Proclaiming February as Career and Technical Education Month as presented. The motion passed with a 7-0 vote.

INFORMATION ITEMS - PRESENTED ON FEBRUARY 17, 2020

Information on possible random drug testing

Update on Amendment to District of Innovation Plan

INFORMATION ITEM

Board Update on Sunfield Elementary School

The District is developing a new elementary school prototype with Huckabee Architects.

Max Cleaver and the Huckabee Architects team presented the Board with an overview of the new elementary school prototype. Staff's goal is to familiarize the Board with the basic components of the new school design prior to considering the approval of the combined schematic design/design development (SD/DD) package in March 2020. Questions were answered by Mr. Cleaver and the Huckabee team.

REVIEW ACTION ITEMS

Consideration and possible adoption of Reimbursement Resolution for 2020 Bond Projects

Mr. McManus moved and Mrs. Petrea seconded the motion that the Board adopt the Reimbursement Resolution for the 2020 Bond as presented. The motion passed with a 7-0 vote.

Consideration and possible approval of Maximum Class Size Exception

Mrs. Sedillo answered questions from the Board regarding the Maximum Class Size Exception. Discussion ensued. Mr. McManus moved and Mrs. Tobias seconded the motion that the Board approve the class size waiver as presented. The motion passed with a 7-0 vote.

Order to Cancel the Trustee Election for May 2, 2020 and Declare Unopposed Candidates Elected

Information has been shared with the board regarding canceling the trustee election for May 2, 2020 and declaring the unopposed candidates elected. Rigorous discussion ensued among the Board Members. Mr. McManus moved and Mrs. Tobias seconded the motion that the Board adopt the order canceling the May 2, 2020 trustee election and declare the unopposed candidates elected. The motion passed with a 5-2 vote, Mrs. Keller, Mr. McManus, Mrs. Orosco, Mrs. Petrea, and Mrs. Tobias voting for the motion and Mr. Tenorio and Dr. Sanchez voting against the motion.

RECAP OF BOARD MEMBERS' REQUESTS FOR INFORMATION

ADJOURN

No further business was conducted and the meeting adjourned at 8:24 PM.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: **April 20, 2020**

Subject: February 2020 Financial Statements

Administrator Responsible/Position:

- A. Purpose of Agenda Item:
 Action needed Information only Receive input
- B. Authority for This Action:
 Local Policy Law or Rule N/A
- C. Goal or Need Addressed:
- D. Summary:
 Previous board action relating to this item - Monthly

 Future action anticipated -

 Background information – A separate summary is attached with the financials.
- E. Scope of Options Reviewed:

Reasons for rejecting alternatives:
- F. Comments Received:
 Cabinet DLT FBOC Teacher Org. Reps. Other _____

 From public -
- G. Administrative Recommendation:
There is no board action necessary. The monthly financial statements are presented as an information item.
- H. Fiscal Impact and Cost: Amount: \$ _____
 Budget Bond Grant/Special Funds Other _____
- I. Monitoring and Reporting TimeLine:
Person responsible for evaluating this decision or action—

Evaluation method and time line -

Next report to the board -
- J. Suggested Motion:
There is no board action necessary. The monthly financial statements are presented as an information item.

Hays Consolidated Independent School District

Division of Financial Services

21003 Interstate 35 Frontage Road
Kyle, Texas 78640
Ph: (512) 268-2141
Fx: (512) 268-2147



Date: March 30, 2020

Monthly Financial Highlights

- The monthly Financial Reports represent financial data through February 29, 2020.
- The cash and investment balances of all funds at month end totals \$154,833,669.56. The General Fund makes up the largest portion of the total with \$99,127,492.27 or roughly 64.02%.
- Through the end of the month (8/12 or 66.67% of the budget year):
 - The General Fund has collected \$134,976,939.67 (71.36% of its budgeted revenue) and has spent \$118,329,007.44 (61.62% of its budgeted expenditures).
 - The Child Nutrition fund has collected \$4,836,258.91 (52.70% of its budgeted revenue) and has spent \$4,885,673.21 (53.23% of its budgeted expenditures).
 - Meals served during the month of February 2020 increased compared to February 2019 by 23.29% for total breakfasts and increased 5.69% for total lunches.
 - The operating days in February 2020 (19 days) were the same when compared to February 2019 (19 days). When converting the meals to those served during an operating day, daily meals increased 23.29% for total breakfasts and increased 5.68% for total lunches.
 - The number of children approved for Free Meals in February 2020 decreased by 316 (-4%) from the prior year. The number of children approved for Reduced Meals in February 2020 increased by 11 (1%) from the prior year. Overall Free/Reduced meal applications decreased by 305 (-3%) over the same month for the prior year. The reduction in meal applications is due to the District participating in the Community Eligibility Program (CEP) at five campuses for the first time this fiscal year.
 - The Debt Service fund collected \$42,515,524.42 (102.81% of its budgeted revenue) and spent \$35,090,163.26 (84.85%) of its budgeted expenditures). Debt service payments are made two times a year, February 15th and August 15th.
 - The Capital Project funds have expended \$12,804,585.51 in the current fiscal year through the month of February 2020 and collected \$533,763.82 in interest revenue.
- Special Revenue funds consist of Federal, State, and local grants received by the District. Some of these grants such as Title I and IDEA are non-competitive federal grants which the District receives based on certain types of student populations reported through PEIMS. Other local grants are “competitive grants” and are awarded based on demonstrated needs. This group of funds also includes the Textbook (IMA) and awarded Education Foundation funds. Total revenue collected is \$8,640,044.16 and total expenditures spent is \$8,640,044.16.

Hays Consolidated Independent School District

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- Current Tax collections for the month of February 2020 totaled \$9,752,685.68 representing 7.77% of the levy collected during the month. Approximately 96.53% of the total levy has been collected through the end of February 2020. In comparison, 96.65% of the total levy was collected through the end of February 2019.

If you should have any questions regarding these financials please contact me.

Randall Rau, CPA

Chief Financial Officer

Hays Consolidated Independent School District

Hays Consolidated Independent School District

Financial Reports



February 29, 2020

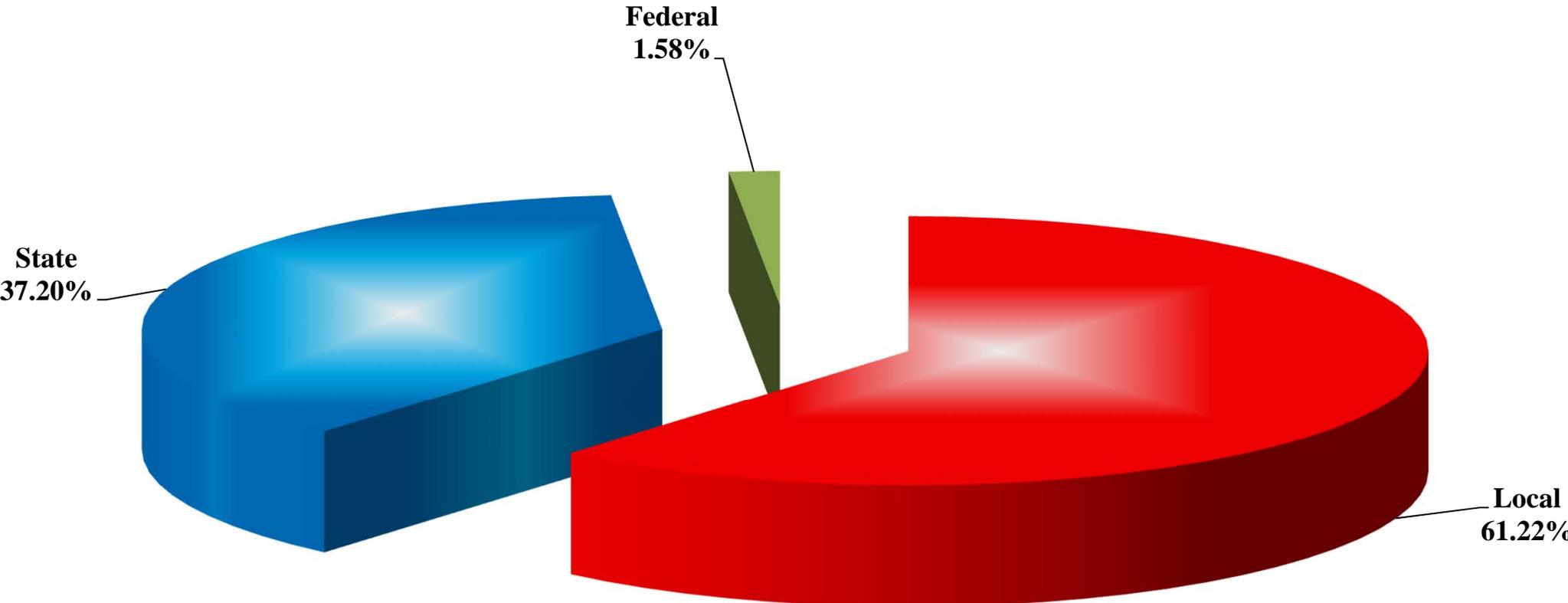
Hays Consolidated Independent School District
Combined Balance Sheet
for the Month Ending February 29, 2020
(Un-Audited)

	<u>General</u> <u>Fund</u>	<u>Child Nutrition</u> <u>Fund</u>	<u>Debt Service</u> <u>Fund</u>	<u>Capital</u> <u>Projects Funds</u>	<u>Special Revenue</u> <u>Funds</u>	<u>Total</u>
Assets:						
Cash and Cash Equivalents	\$ 1,792,538.07	\$ 109,838.12	\$ 90,021.44	\$ 914,185.52	\$ 596,923.52	\$ 3,503,506.67
Current Investments	97,334,954.20	1,085,991.76	30,168,656.22	22,740,560.71	-	151,330,162.89
Total Cash and Investments	\$ 99,127,492.27	\$ 1,195,829.88	\$ 30,258,677.66	\$ 23,654,746.23	\$ 596,923.52	\$ 154,833,669.56
Property Taxes - Delinquent	2,293,425.67	-	1,016,654.69	-	-	3,310,080.36
Allowance for Uncollectible Taxes	(626,152.00)	-	(239,922.00)	-	-	(866,074.00)
Due from State Agencies	724,352.19	514,468.46	-	-	2,153,293.04	3,392,113.69
Due from other Governments	-	-	91,754.61	-	56,294.01	148,048.62
Accrued Interest	-	-	-	15,660.19	-	15,660.19
Due from Other Funds	5,123,932.07	2,453,588.58	204,191.65	136,234.47	338,132.42	8,256,079.19
Other Receivables	607,819.45	54,969.04	4,617.00	-	5,048.10	672,453.59
Total Receivables	\$ 8,123,377.38	\$ 3,023,026.08	\$ 1,077,295.95	\$ 151,894.66	\$ 2,552,767.57	\$ 14,928,361.64
Inventories	-	-	-	-	-	-
Prepaid Items	5,183,898.69	500.00	-	-	-	5,184,398.69
Other Current Assets	\$ 5,183,898.69	\$ 500.00	\$ -	\$ -	\$ -	\$ 5,184,398.69
Total Current Assets	\$ 112,434,768.34	\$ 4,219,355.96	\$ 31,335,973.61	\$ 23,806,640.89	\$ 3,149,691.09	\$ 174,946,429.89
Liabilities and Fund Balance:						
Current Liabilities						
Accounts Payable	\$ 66,685.96	\$ -	\$ -	\$ -	\$ -	\$ 66,685.96
Other Liabilities	505.10	-	-	-	-	505.10
Payroll Deductions and Withholdings	7,380,963.66	-	-	-	-	7,380,963.66
Accrued Wages Payable	13,545,417.93	415,343.06	-	-	-	13,960,760.99
Due to Other Funds	6,134,271.12	412,083.85	-	59,750.00	2,868,428.22	9,474,533.19
Due to Student Groups	-	-	-	-	-	-
Due to State Agencies	-	-	-	-	-	-
Due to other Governments	37,014.99	-	-	-	-	37,014.99
Accrued Expenses	-	-	-	-	-	-
Deferred Revenues	3,277,613.07	139,002.63	560,700.26	-	281,262.87	4,258,578.83
Deferred Inflows	1,215,411.00	-	-	-	-	1,215,411.00
Total Liabilities	\$ 31,657,882.83	\$ 966,429.54	\$ 560,700.26	\$ 59,750.00	\$ 3,149,691.09	\$ 36,394,453.72
Fund Balance/Equity						
Reserved/Designated Fund Balance	-	3,310,909.51	23,349,912.19	36,017,712.58	-	62,678,534.28
Reserved for Current Year	-	-	-	-	-	-
Expenditures/Expenses	16,647,932.23	(57,983.09)	7,425,361.16	(12,270,821.69)	-	11,744,488.61
Unreserved Fund Balance/Fund Equity	\$ 64,128,953.28	\$ -	\$ -	\$ -	\$ -	\$ 64,128,953.28
Total Fund Balance/Equity	\$ 80,776,885.51	\$ 3,252,926.42	\$ 30,775,273.35	\$ 23,746,890.89	\$ -	\$ 138,551,976.17
Total Liabilities and Fund Equity	\$ 112,434,768.34	\$ 4,219,355.96¹⁹	\$ 31,335,973.61	\$ 23,806,640.89	\$ 3,149,691.09	\$ 174,946,429.89

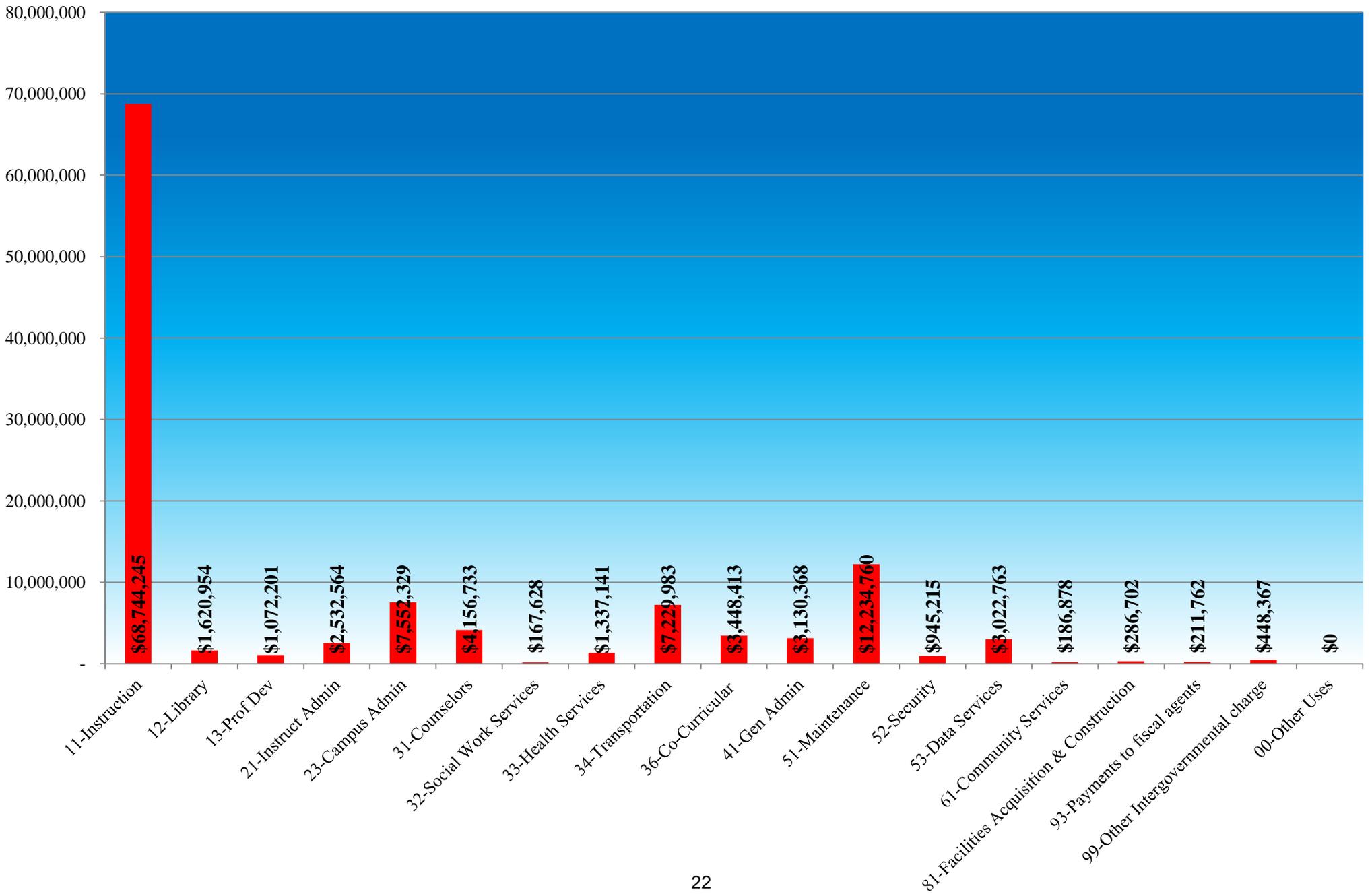
Hays Consolidated Independent School District
Statement of Revenues, Expenditures, and Changes in Fund Balance - General Fund
for the Month Ending February 29, 2020
(Un-Audited)

	<u>Original</u> <u>Budget</u>	<u>Official</u> <u>Budget</u>	<u>Current Year</u> <u>Actual Revenues/</u> <u>Expenditures</u>	<u>Unrealized/</u> <u>Unexpended</u> <u>Budget</u>	<u>Percentage</u> <u>Y-T-D</u>
Revenues:					
Local	\$ 82,959,790	\$ 84,630,451	\$ 82,636,189.18	(1,994,261.82)	97.64%
State	98,872,597	102,077,872	50,213,323.36	(51,864,548.64)	49.19%
Federal	1,700,000	2,441,075	2,127,427.13	(313,647.87)	87.15%
Other Sources	-	-	-	-	NA
Total Revenues	\$ 183,532,387	\$ 189,149,398	\$ 134,976,939.67	\$ (54,172,458.33)	71.36%
Expenditures and Other Uses:					
11-Instruction	107,871,505	112,285,921	68,744,245.25	43,541,675.75	61.22%
12-Library	2,503,505	2,503,505	1,620,954.48	882,550.52	64.75%
13-Prof Dev	2,441,939	2,460,313	1,072,200.66	1,388,112.34	43.58%
21-Instruct Admin	3,415,539	3,497,869	2,532,564.48	965,304.52	72.40%
23-Campus Admin	11,828,011	11,700,178	7,552,329.23	4,147,848.77	64.55%
31-Counselors	6,294,196	6,475,990	4,156,733.40	2,319,256.60	64.19%
32-Social Work Services	391,084	391,084	167,628.38	223,455.62	42.86%
33-Health Services	2,019,336	2,019,400	1,337,140.95	682,259.05	66.21%
34-Transportation	11,084,084	11,152,355	7,229,983.19	3,922,371.81	64.83%
36-Co-Curricular	4,328,983	4,853,851	3,448,412.53	1,405,438.47	71.04%
41-Gen Admin	4,976,266	4,811,976	3,130,368.31	1,681,607.69	65.05%
51-Maintenance	18,923,478	19,979,462	12,234,760.08	7,744,701.92	61.24%
52-Security	3,318,546	3,329,122	945,214.53	2,383,907.47	28.39%
53-Data Services	4,452,941	4,696,882	3,022,763.46	1,674,118.54	64.36%
61-Community Services	296,238	302,610	186,877.78	115,732.22	61.76%
81-Facilities Acquisition & Construction	-	273,585	286,702.10	(13,117.10)	104.79%
93-Payments to fiscal agents	482,909	482,909	211,762.04	271,146.96	43.85%
99-Other Intergovernmental charge	812,000	812,000	448,366.59	363,633.41	55.22%
00-Other Uses	-	-	-	-	NA
Total Expenditures and Other Uses	\$ 185,440,560	\$ 192,029,012	\$ 118,329,007.44	\$ 73,700,004.56	61.62%
Excess of Revenues and Other Resources Over (Under) Expenditures and Other Uses	\$ (1,908,173)	\$ (2,879,614)	\$ 16,647,932.23		
Fund Balance July 1, 2019 - (Audited)	\$ 64,128,953.28	\$ 64,128,953.28	\$ 64,128,953.28		
Fund Balance Ending - Monthly Reporting Period	\$ 62,220,780.28	\$ 61,249,339.28	\$ 80,776,885.51	\$ 19,527,546.23	

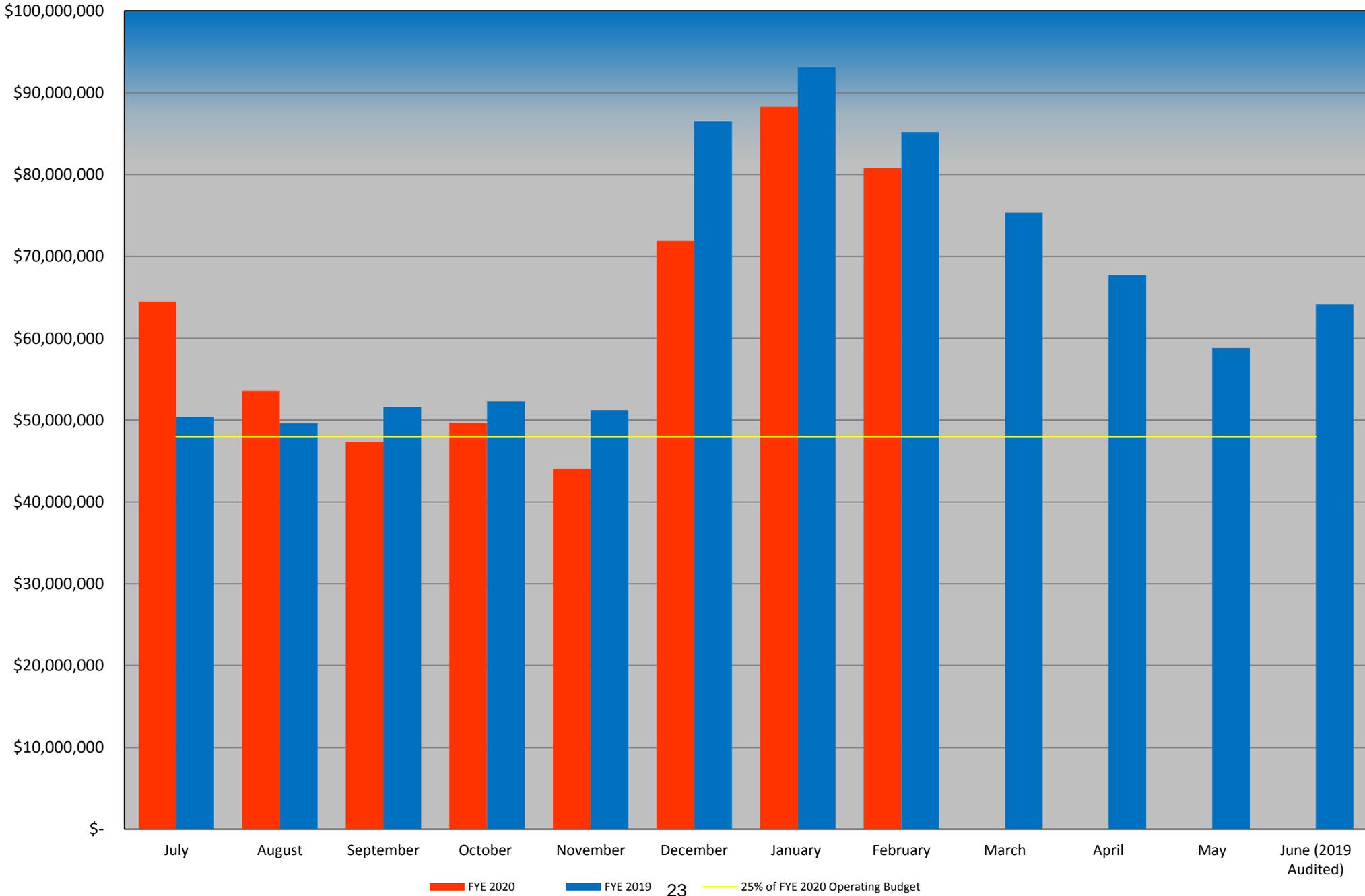
General Fund Revenues Collected to Date



General Fund Expenditures to Date



General Fund Balance by Reporting Month



FYE 2020 FYE 2019 23 25% of FYE 2020 Operating Budget

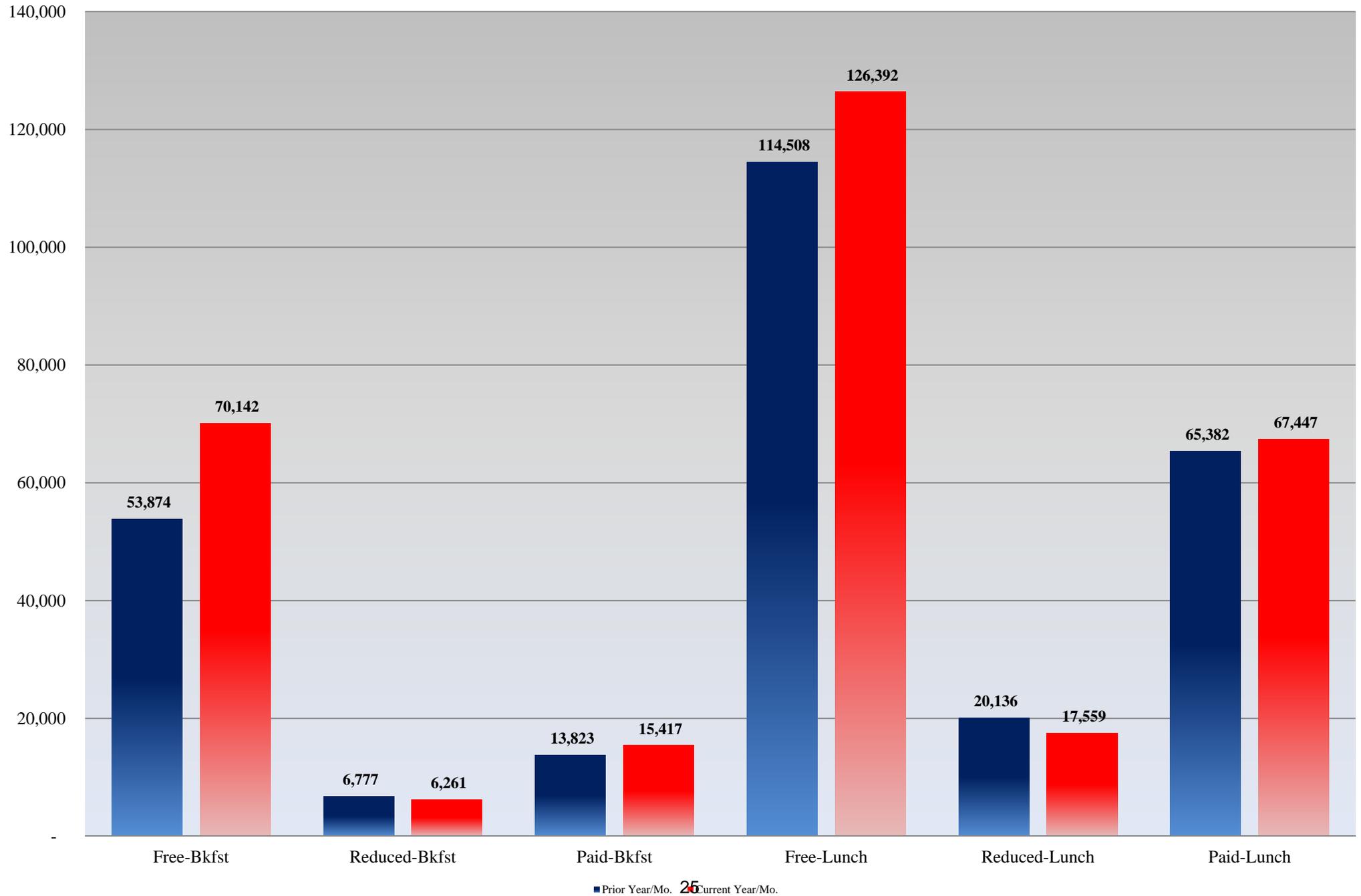
Hays Consolidated Independent School District
Statement of Revenues, Expenditures, and Changes in Fund Balance - Child Nutrition Fund
for the Month Ending February 29, 2020
(Un-Audited)

	<u>Original</u> <u>Budget</u>	<u>Official</u> <u>Budget</u>	<u>Current Year</u> <u>Actual Revenues/</u> <u>Expenditures</u>	<u>Unrealized/</u> <u>Unexpended</u> <u>Budget</u>	<u>Percentage</u> <u>Y-T-D</u>
Revenues and Other Resources:					
Local	\$ 3,482,786	\$ 3,482,786	\$ 2,119,182.77	\$ (1,363,603.23)	60.85%
State	45,093	45,093	-	(45,093.00)	0.00%
Federal	5,649,855	5,649,855	3,650,130.77	(1,999,724.23)	64.61%
Other sources	-	-	-	-	NA
Total Revenues and Other Resources	\$ 9,177,734	\$ 9,177,734	\$ 5,769,313.54	\$ (3,408,420.46)	62.86%
Expenditures and Other Uses:					
35-6100 Payroll	4,321,710	4,321,710	2,556,554.40	1,765,155.60	59.16%
35-6200 Professional and Contracted Services	398,036	548,036	542,693.49	5,342.51	99.03%
35-6341 Food Supplies	3,446,115	3,147,960	2,468,591.15	679,368.85	78.42%
35-6342 Non-Food Supplies	32,000	257,000	181,668.21	75,331.79	70.69%
35-6344 USDA Commodities	415,477	415,477	-	415,477.00	0.00%
35-6349 Miscellaneous Supplies	55,000	151,301	16,971.37	134,329.63	11.22%
35-6300 Supplies & Materials	317,700	120,086	50,204.20	69,881.80	41.81%
35-6400 Food Service Other Operating Expenses	191,696	13,084	10,613.81	2,470.19	81.12%
35-6600 Food Service Capital Expenses	-	203,080	-	203,080.00	0.00%
Total Expenditures	\$ 9,177,734	\$ 9,177,734	\$ 5,827,296.63	\$ 3,350,437.37	63.49%
Excess of Revenues and Other Resources Over (Under) Expenditures and Other Uses	\$ -	\$ -	\$ (57,983.09)		
Fund Balance July 1, 2019 - (Audited)	3,310,909.51	3,310,909.51	3,310,909.51		
Fund Balance Ending - Monthly Reporting Period	\$ 3,310,909.51	\$ 3,310,909.51	\$ 3,252,926.42	\$ (57,983.09)	

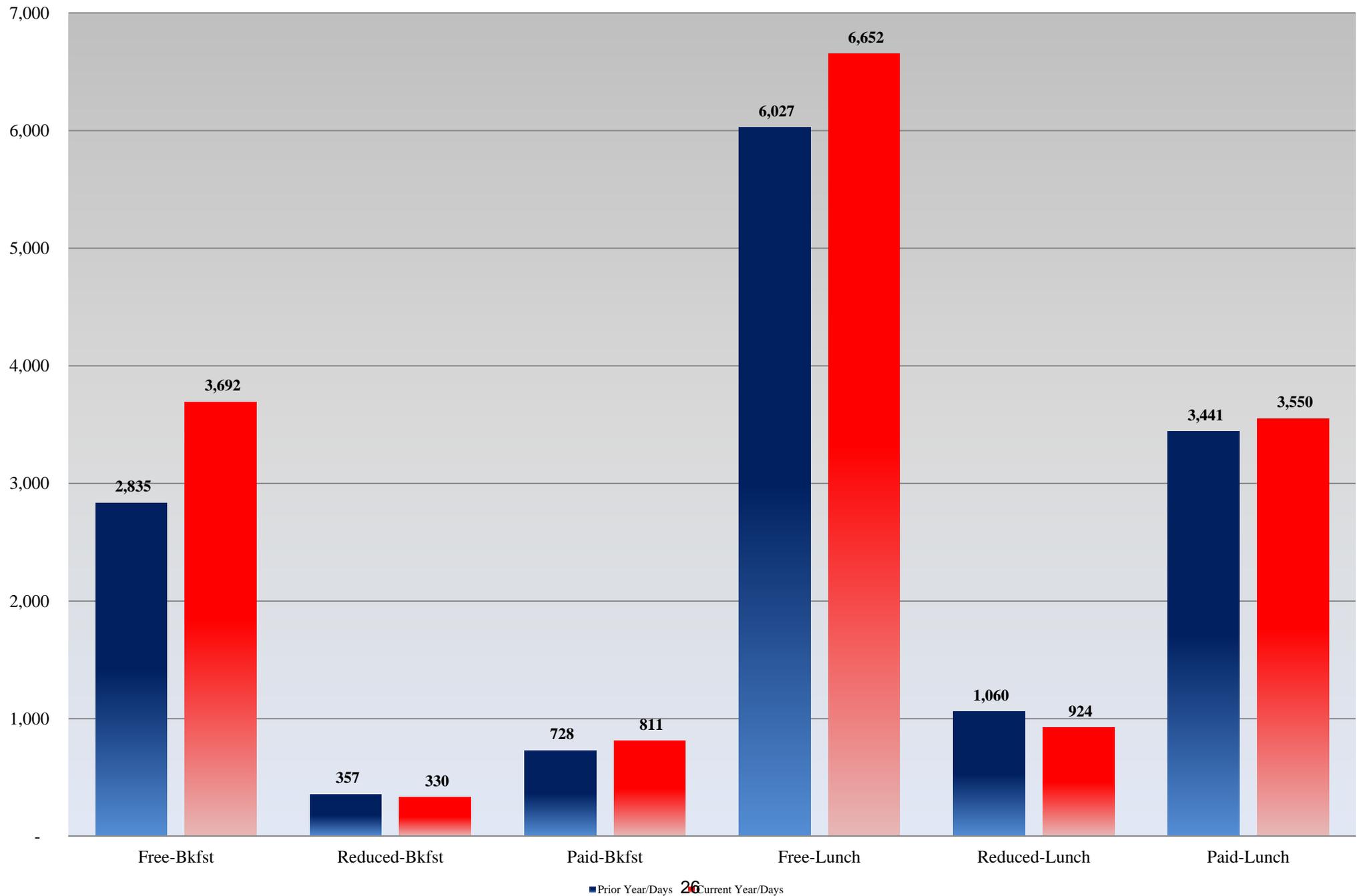
	<u>Prior Year/Mo.</u>	<u>Current Year/Mo.</u>	<u>Increase/(Decrease)</u>	<u>% Change</u>	<u>Current</u>		<u>Increase /</u>	<u>%</u>
					<u>Prior Year/Days</u>	<u>Year/Days</u>	<u>(Decrease)</u>	<u>Change</u>
School Breakfast Program Meals Served: (Days)					19.00	19.00		
Free-Bkfst	53,874	70,142	16,268	30.20%	2,835	3,692	857	30.23%
Reduced-Bkfst	6,777	6,261	(516)	-7.61%	357	330	(27)	-7.56%
Paid-Bkfst	13,823	15,417	1,594	11.53%	728	811	83	11.40%
Total	74,474	91,820	17,346	23.29%	3,920	4,833	913	23.29%
School Lunch Program Meals Served:								
Free-Lunch	114,508	126,392	11,884	10.38%	6,027	6,652	625	10.37%
Reduced-Lunch	20,136	17,559	(2,577)	-12.80%	1,060	924	(136)	-12.83%
Paid-Lunch	65,382	67,447	2,065	3.16%	3,441	3,550	109	3.17%
Total	200,026	211,398	11,372	5.69%	10,528	11,126	598	5.68%

	<u>Prior Year/Mo.</u>	<u>Current Year/Mo.</u>	<u>Increase/(Decrease)</u>	<u>% Change</u>
Number of Children approved for Free Meals	8,781	8,465	(316)	-4%
Number of Children approved for Reduced Meals	1,638	1,649	11	1%
Total	10,419	10,114	(305)	-3%

Child Nutrition Meals Served Per Month Totals



Child Nutrition Meals Served Per Day Totals



Hays Consolidated Independent School District
Statement of Revenues, Expenditures, and Changes in Fund Balance - Debt Service Fund
for the Month Ending February 29, 2020
(Un-Audited)

	<u>Original</u> <u>Budget</u>	<u>Official</u> <u>Budget</u>	<u>Current Year</u> <u>Actual Revenues/</u> <u>Expenditures</u>	<u>Unrealized/</u> <u>Unexpended</u> <u>Budget</u>	<u>Percentage</u> <u>Y-T-D</u>
Revenues:					
Local Revenue					
Taxes, Current Year Levy	\$ 40,954,502	\$ 40,954,502	41,166,238.46	\$ 211,736.46	100.52%
Taxes, Prior Year	250,000	250,000	74,625.91	(175,374.09)	29.85%
Penalties, Interest and Other Tax Revenues	150,000	150,000	76,786.61	(73,213.39)	51.19%
Earnings from Investments	-	-	180,101.64	180,101.64	NA
Miscellaneous Revenue	-	-	102,643.80	102,643.80	NA
Local Revenue	\$ 41,354,502	\$ 41,354,502	\$ 41,600,396.42	\$ 245,894.42	100.59%
State Revenue					
Additional State Aid for Homestead Exemption	-	-	915,128.00	915,128.00	NA
State Revenue	\$ -	\$ -	\$ 915,128.00	\$ 915,128	NA
Total Revenue	\$ 41,354,502.00	\$ 41,354,502.00	\$ 42,515,524.42	\$ 1,161,022.42	102.81%
Expenditures:					
71-6511 Bond Principal	21,822,149	21,631,502	15,374,631.25	6,256,870.75	71.08%
71-6521 Interest on Bonds	19,507,353	19,698,000	19,697,222.01	777.99	100.00%
71-6599 Other Debt Service Fees	25,000	25,000	18,310.00	6,690.00	73.24%
Total Expenditures	\$ 41,354,502	\$ 41,354,502	\$ 35,090,163.26	\$ 6,264,338.74	84.85%
Excess of Revenues Over (Under) Expenditures	\$ -	\$ -	\$ 7,425,361.16		
Fund Balance July 1, 2019 - (Audited)	\$ 23,349,912.19	\$ 23,349,912.19	\$ 23,349,912.19		
Fund Balance Ending - Monthly Reporting Period	\$ 23,349,912.19	\$ 23,349,912.19	\$ 30,775,273.35	\$ 7,425,361.16	

Hays Consolidated Independent School District
Statement of Revenues, Expenditures, and Changes in Fund Balance - Capital Project Funds
for the Month Ending February 29, 2020
(Un-Audited)

	<u>2004</u> <u>Capital Projects</u> <u>Program</u>	<u>2006</u> <u>Capital Projects</u> <u>Program</u>	<u>2008</u> <u>Capital Projects</u> <u>Program</u>	<u>2014</u> <u>Capital Projects</u> <u>Program</u>	<u>2017</u> <u>Capital Projects</u> <u>Program</u>	<u>2019 - 2020</u> <u>Capital Projects</u> <u>Total Revenues/</u> <u>Expenses</u>
<i>Revenues and Other Resources:</i>						
Local	\$ 2,615.27	\$ 1,417.88	\$ 15,159.35	\$ 30,525.79	\$ 484,045.53	\$ 533,763.82
State	-	-	-	-	-	-
Other sources	-	-	-	-	-	-
Total Revenues and Other Resources	\$ 2,615.27	\$ 1,417.88	\$ 15,159.35	\$ 30,525.79	\$ 484,045.53	\$ 533,763.82
<i>Expenditures and Other Uses:</i>						
6100 Payroll	-	-	-	-	-	-
6200 Professional and Contracted Services	2,195.00	-	5,200.00	92,496.86	728,243.12	828,134.98
6300 Supplies and Materials	-	-	209,727.11	7,117.00	3,150,984.32	3,367,828.43
6400 Other Operating Expenses	-	-	-	10,783.97	-	10,783.97
6600 Capital Outlay	-	-	7,474.10	1,693,076.48	6,897,287.55	8,597,838.13
8000-Other Uses	-	-	-	-	-	-
Total Expenditures	\$ 2,195.00	\$ -	\$ 222,401.21	\$ 1,803,474.31	\$ 10,776,514.99	\$ 12,804,585.51
Excess of Revenues and Other Resources						
Over (Under) Expenditures and Other Uses	\$ 420.27	\$ 1,417.88	\$ (207,241.86)	\$ (1,772,948.52)	\$ (10,292,469.46)	\$ (12,270,821.69)
Fund Balance July 1, 2019 - <i>(Audited)</i>	\$ 213,380.55	\$ 112,341.08	\$ 1,211,494.25	\$ 2,608,943.09	\$ 31,871,553.61	\$ 36,017,712.58
Fund Balance Ending - Monthly Reporting Period	\$ 213,800.82	\$ 113,758.96	\$ 1,004,252.39	\$ 835,994.57	\$ 21,579,084.15	\$ 23,746,890.89

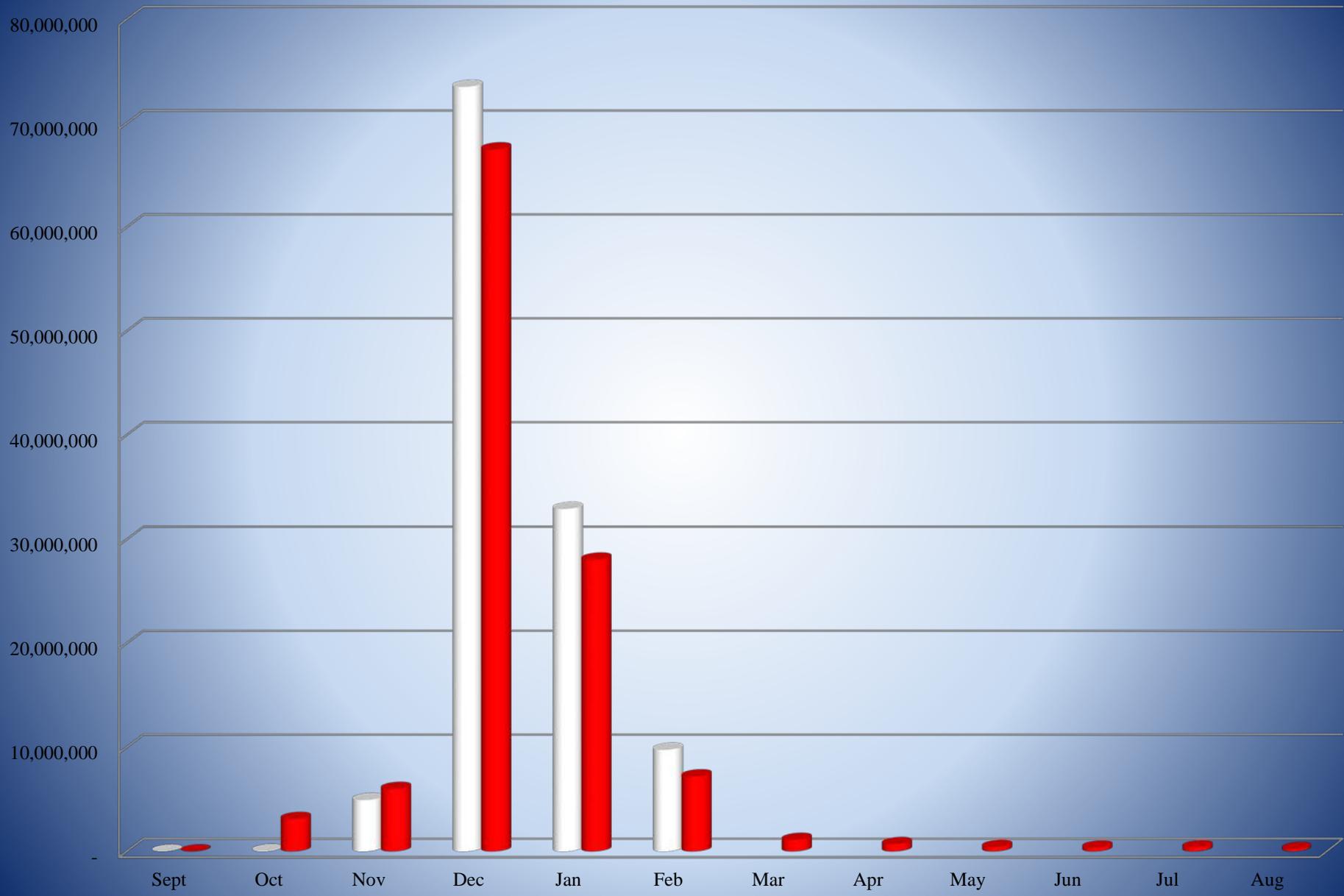
Hays Consolidated Independent School District
Statement of Revenues, Expenditures, and Changes in Fund Balance - Special Revenue Funds (Grants)
for the Month Ending February 29, 2020
(Un-Audited)

	<u>Original</u> <u>Budget</u>	<u>Official</u> <u>Budget</u>	<u>Current Year</u> <u>Actual Revenues/</u> <u>Expenditures</u>	<u>Unrealized/</u> <u>Unexpended</u> <u>Budget</u>	<u>Percentage</u> <u>Y-T-D</u>
Revenues:					
Local	\$ -	\$ 177,958	\$ 164,183.35	\$ (13,774.65)	92.26%
State	-	4,594,487	4,324,290.27	(270,196.73)	94.12%
Federal	6,230,410	6,966,264	4,151,570.54	(2,814,693.46)	59.60%
Total Revenues	\$ 6,230,410	\$ 11,738,709	\$ 8,640,044.16	\$ (3,098,664.84)	73.60%
Expenditures:					
6100 Payroll	5,050,042	6,626,466	4,746,592.24	1,879,873.76	71.63%
6200 Professional and Contracted Services	464,200	719,399	508,807.72	210,591.28	70.73%
6300 Supplies and Materials	645,476	4,140,680	3,299,683.31	840,996.69	79.69%
6400 Other Operating Expenses	70,692	166,577	84,960.89	81,616.11	51.00%
6600 Capital Outlay	-	-	-	-	NA
Total Expenditures	\$ 6,230,410	\$ 11,653,122	\$ 8,640,044.16	\$ 3,013,077.84	74.14%
Excess of Revenues Over (Under) Expenditures	\$ -	\$ 85,587.00	\$ -		
Fund Balance July 1, 2019 - <i>(Audited)</i>	\$ -	\$ -	\$ -	\$ -	
Fund Balance Ending - Monthly Reporting Period	\$ -	\$ 85,587.00	\$ -	\$ (85,587.00)	

Hays Consolidated Independent School District
Monthly Tax Collection Report
for the Month Ending February 29, 2020

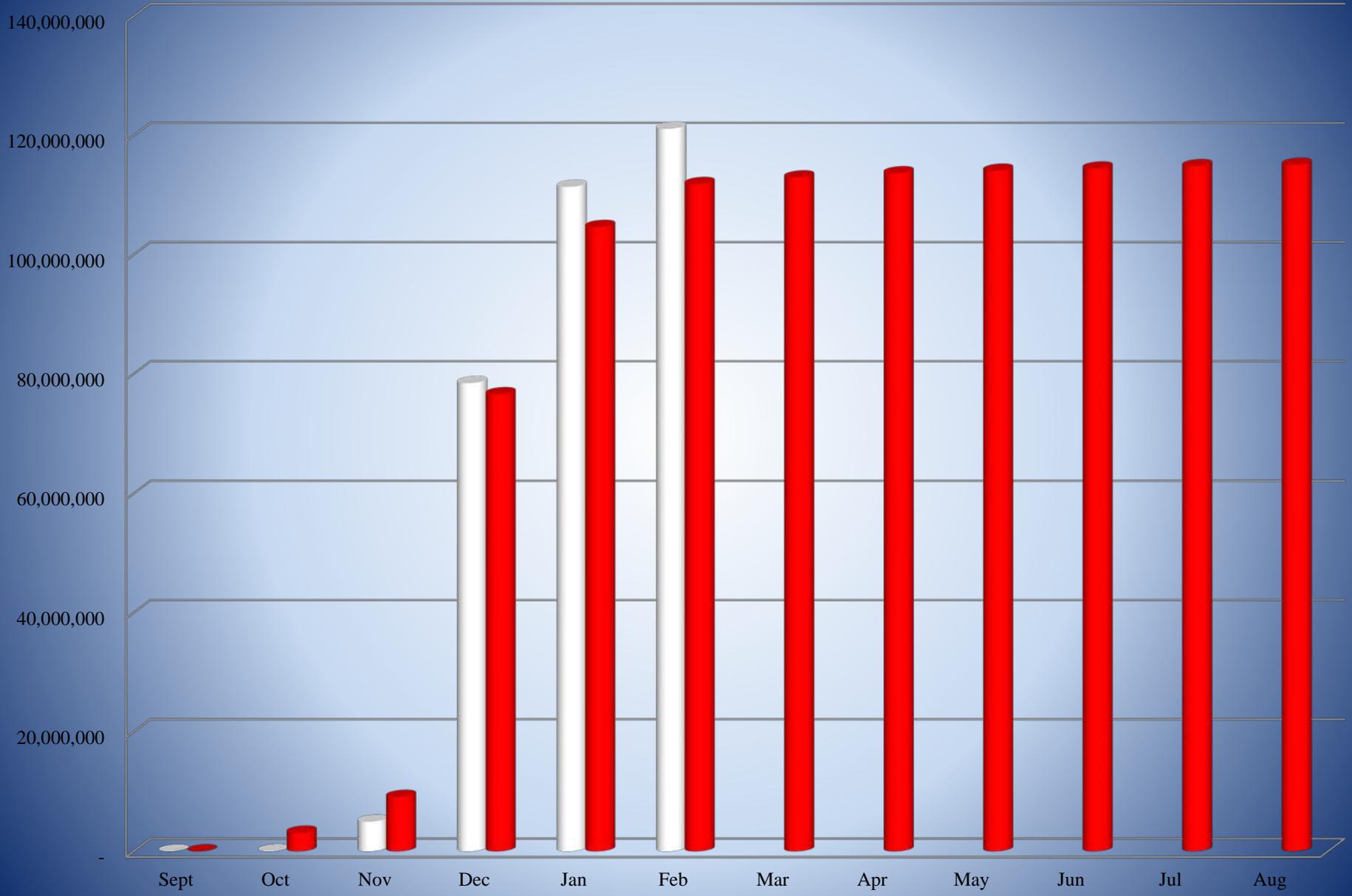
	Prior Year 2018 - 2019				Current Year 2019 - 2020			
	<u>Debt Service</u>			<u>% of</u>	<u>Debt Service</u>			<u>% of</u>
<u>Current Month Tax Collections:</u>	<u>General Fund</u>	<u>Fund</u>	<u>Total</u>	<u>Levy</u>	<u>General Fund</u>	<u>Fund</u>	<u>Total</u>	<u>Levy</u>
5711 Taxes-Current Year Tax Levy	\$ 4,869,913.62	\$ 2,330,904.98	\$ 7,200,818.60	6.22%	\$ 6,448,448.83	\$ 3,304,236.85	\$ 9,752,685.68	7.77%
5712 Taxes-Delinquent Collections	\$ 33,802.73	\$ 16,179.13	\$ 49,981.86		\$ 69,364.34	\$ 33,101.19	\$ 102,465.53	
5719 Penalties and Interest	\$ 55,389.18	\$ 26,511.13	\$ 81,900.31		\$ 75,195.46	\$ 37,882.12	\$ 113,077.58	
Total Current Month Collections	\$ 4,959,105.53	\$ 2,373,595.24	\$ 7,332,700.77		\$ 6,593,008.63	\$ 3,375,220.16	\$ 9,968,228.79	
<u>Fiscal Year to Date Collections:</u>								
5711 Taxes-Current Year Tax Levy	\$ 75,655,934.84	\$ 36,211,483.23	\$ 111,867,418.07	96.65%	\$ 80,071,655.93	\$ 41,069,534.19	\$ 121,141,190.12	96.53%
5712 Taxes-Delinquent Collections	\$ 201,451.11	\$ 96,421.30	\$ 297,872.41		\$ 288,479.34	\$ 137,233.03	\$ 425,712.37	
5719 Penalties and Interest	\$ 124,537.64	\$ 59,607.92	\$ 184,145.56		\$ 147,246.27	\$ 72,101.64	\$ 219,347.91	
Total Revenue Collected	\$ 75,981,923.59	\$ 36,367,512.45	\$ 112,349,436.04		80,507,381.54	41,278,868.86	121,786,250.40	
Total Budgeted Tax Revenue (Current, Delinquent, Penalty & Interest)	\$ 77,328,381.00	\$ 37,323,227.00	\$ 114,651,608.00		\$ 82,048,026.00	\$ 41,354,502.00	\$ 123,402,528.00	
Percentage of Budget Collected	98.26%	97.44%	97.99%		98.12%	99.82%	98.69%	

Month to Date Tax Collections Current Levy



■ Current Year ■ Prior Year

Year to Date Tax Collections Current Levy



■ Current Year ■ Prior Year

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Budget Amendments

Administrator Responsible/Position:

- A. Purpose of Agenda Item:
 Action needed Information only Receive input
- B. Authority for This Action:
 Local Policy Law or Rule N/A
- C. Goal or Need Addressed:
- D. Summary:
 Previous board action relating to this item -
 Future action anticipated -
 Background information – The 2019-2020 budget has been approved by the Board of Trustees. Amendments to the budget must also be approved by the Board.
- E. Scope of Options Reviewed:
Reasons for rejecting alternatives:
- F. Comments Received:
 Cabinet DLT FBOC Teacher Org. Reps. Other _____
 From public -
- G. Administrative Recommendation:
The administration recommends approval of the budget amendment as presented.
- H. Fiscal Impact and Cost: Amount: \$100,000 – increase in revenue; \$100,000 increase in expenditures
 Budget Bond Grant/Special Funds Other _____
(See attached detail)
- I. Monitoring and Reporting Time Line:
Person responsible for evaluating this decision or action—

Evaluation method and time line -

Next report to the board -
- J. Suggested Motion:
I move that the Board approve the budget amendment as presented.

BUDGET AMENDMENT 8 – April 20, 2020

RECOMMENDATION:

The Administration recommends the listed budget amendments and transfers be approved.

BACKGROUND INFORMATION:

In accordance with the TEA budget and accounting procedures and guidelines, the District’s official budget includes the General Fund, Food Service Fund, and the Debt Service Fund. The Board of Trustees should approve the adoption of the budgets associated with these funds, and subsequent amendments, at the *Fund Function* level. Other Special Revenue Funds for grants and capital projects should be approved on a *Project Basis*; and consequently, *are* not required to be approved with the same level of detail.

The administration routinely allows transfers of existing budgeted funds within the same fund function in order to accommodate the necessary operations of the requesting department or campus. These transfers usually become necessary due to account coding requirements. Requests for transfers of existing funds between functions are reviewed by the administration to ensure that the related expenditures will not exceed the overall approved budget at the function level. These requests allowed at the administrative level are subject to final approval by the Board of Trustees.

In addition to the transfers of existing budget funds outlined above, the Board of Trustees must approve requests for new appropriations prior to expenditure. These requests include appropriations from fund balance, and reappropriation of designated fund balances.

ADMINISTRATIVE CONSIDERATIONS:

Transfers: The Administration has reviewed the following transfers and determined that there will be **no impact to the budget.**

Cross Function Transfer Summary

Description	Increase (Decrease)
11 - Instruction	\$ (22,694)
12 - Instructional Resources and Media Services	\$ 0
13 - Instructional Staff Development	\$ (34,964)
21 - Instructional Administration	\$ 6,000
23 - Campus Administration	\$ 5,525
31 - Guidance and Counseling Services	\$ (100)
32 - Social Work Services	\$ 0
33 - Health Services	\$ (600)
34 - Transportation	\$ 0
36 - Co curricular / Extracurricular	\$ 2,061
41 - General Administration	\$ 0
51 - Maintenance	\$ (2,377)
52 - Security	\$ 0
53 - Data Services	\$ 48,149
61 - Community Services	\$ (1,000)
71 - Debt Service	\$ 0
81 - Facilities Acquisition & Construction	\$ 0
91 - Chapter 41 Payments	\$ 0
93 - Payments to Fiscal Agents	\$ 0
95 - Payments to JJAEP	\$ 0
99 - Other Intergovernmental Charges	\$ 0
Total Net Transfers	\$ \$0

REQUESTS for Re-APPROPRIATIONS:

General Operating Fund:

Appropriate revenue and expense (\$100,000) to account for increase in SHARS revenue.

General Operating Fund Re-Appropriations Summary			
Description	Official Budget	Increase/ (Decrease)	Amended Budget
<u>Revenues:</u>			
168-00-5931-00-000-00-0	\$ 557,000	\$ 100,000	\$ 657,000
Total			
<u>Expenditures:</u>			
168-21-6295-xx-888-23-1	\$ 43,000	\$ 100,000	\$ 143,000
Total			
Total Net Appropriations (Revenues minus Expenditures)		\$ 0	

ACTION REQUIRED

Board Approval

SUPPORT INFORMATION

Additional information provided upon request.
Contact: Randall Rau – Chief Financial Officer

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: April 20, 2020

Subject: Consideration and possible approval of Procurements

Administrator Responsible/Position: Cabinet Members

Purpose of Agenda Item:

Action needed Information only Receive input

Authority for This Action:

Local Policy - BE Law or Rule N/A

Goal or Need Addressed:

Procurement of necessary items for the district.

Summary:

- Previous board action relating to this item - Ongoing
- Future action anticipated - Monthly
- Background information – The following procurements will be presented for approval
 - a. AP Exams – College Board - Sandra Dowdy
 - b. Armored Car Services – Brink’s Incorporated - Randy Rau
 - c. Cosmetology Furniture for LHS Cosmetology CTE Program – Kaemark – Sandra Dowdy
 - d. District Wide – Copier Fleet – Sharp Electronics Corp DBA Sharp Business Systems – Randy Rau
 - e. Heating & Cooling Products/Services – District Wide – Lennox & Trane – Max Cleaver
 - f. Instructional Materials – ELAR Adoption – McGraw – Sandra Dowdy
 - g. Plumbing Products/Services – Mark’s Plumbing DBA John Gasparini – District Wide – Max Cleaver
 - h. Property Restoration Services – District Wide – Belfor & Gerloff – Max Cleaver
 - i. Speech Contracted Services – Lauren Moede – Sandra Dowdy
 - j. Technology Equipment – Apple – District Wide – Dianne Borreson

Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other _____

All agenda items have been reviewed by the Superintendent’s Cabinet.

Administrative Recommendation:

The Administration recommends approval of the November procurement items.

Fiscal Impact and Cost: Amount: as set forth in the procurement item.

Suggested Motion:

I move that the Board approve the procurement item as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: 04/20/2020

Subject: Procurement: Orientation – Cosmetology Furniture for Lehman HS Cosmetology CTE Program- Kaemark

Administrator Responsible/Position: Sandra Dowdy – Chief Academic Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed: The purpose of this agenda item is to approve purchases of barber chairs with custom emblems, wet stations and reception chairs from Kaemark for Lehman High School Cosmetology CTE program.

D. Summary:

Previous board action relating to this item -

Future action anticipated -

Background information –

E. Scope of Options Reviewed:

BID #21-022003JO – Cosmetology Furniture

This is a one (1) year contract with four (4) one-year options to renew through May 2025

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: CTE

From public -

G. Administrative Recommendation:

The administration recommends approval of purchases from Kaemark for barber chairs, wet stations, and receptionist chairs for Lehman HS Cosmetology CTE program.

- Advantages/benefits of this proposal –
- Expected results in terms of student benefit/achievement –
- Possible problems or disadvantages of this proposal -
- Affect of this action on other parts of the system -
- Consequences of not approving recommendation -

H. Fiscal Impact and Cost: Amount: \$ 89,064.05

Budget – General Operating Fund/CTE Funds Bond - 2017 Grant/Special Funds Other

Prior Year Spending - \$0

Future/Ongoing – This procurement is a one-time purchase

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action – Suzi Mitchell

Evaluation method and time line -

Next report to the board -

J. Suggested Motion:

I move that the Board approve the purchase of cosmetology furniture for LHS CTE classes from Kaemark for a total of \$89,064.05.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: 04/20/2020

Subject: Procurement: Orientation – District Wide Copier Fleet – Sharp Electronics Corp DBA Sharp Business Systems

Administrator Responsible/Position: Randy Rau – Chief Financial Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed: The purpose of this agenda item is to approve a 36-month lease with two (2) one-year option to renew (total of 60 months) on the copier fleet with Sharp Electronics Corp DBA Sharp Business Systems. This will include recommended replacement district-wide commensurate with current usage and copier speed. The current lease ends 08/31/2020. These copiers are located at various Hays CISD campuses, departments and administrative areas. The provided attachment shows an average monthly usage per campus and suggested recommendations for replacement.

D. Summary:

Previous board action relating to this item -

Future action anticipated -

Background information –

E. Scope of Options Reviewed:

CQR #08-111901VL District-Wide Copier Fleet

This is a one-year contract with four (4) one-year options to renew through 08/31/2025.

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: District Wide

From public -

G. Administrative Recommendation:

The administration recommends approval of a 36-month lease with Sharp Electronics Corp DBA Sharp Business Systems on the copier fleet to include recommended replacement district-wide commensurate with current usage and copier speed.

H. Fiscal Impact and Cost: Amount: \$307,071.96 for a 36-month Lease Term

Budget – General Operating Fund Bond - 2017 Grant/Special Funds Other

Prior Year Spending - \$0

Future/Ongoing – This procurement will be a recurring cost (annually)

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action – Randy Rau

Evaluation method and time line -

Next report to the board -

J. Suggested Motion:

I move that the Board approve the proposal from Sharp Electronics Corp DBA Sharp Business Systems for a total of \$307,071.96 for a 36-month lease term (\$102,357.32 per year for five years).

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: 04/20/2020

Subject: Procurement: Orientation – Heating & Cooling Products/Services - District Wide – Lennox & Trane

Administrator Responsible/Position: Max Cleaver – Chief Operations Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

The purpose of this agenda item is to approve purchases from Lennox & Trane for the districts need of supplies and/or services for heating and cooling district wide and to establish spending limit for repairs.

D. Summary:

Previous board action relating to this item

Future action anticipated

Background information

E. Scope of Options Reviewed:

Buyboard Cooperative Contract #552-17

This is a one-year contract with two (2) one-year options to renew through 11/30/2023.

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: Maintenance & Operations

From public -

G. Administrative Recommendation:

The administration recommends approval of the purchase of products and services for heating and cooling repairs as needed from both Lennox & Trane.

H. Fiscal Impact and Cost: Lennox:\$82,250

Trane:\$72,000

Total Amount:\$154,250

Budget – General Operating Fund Bond Grant/Special Funds Other _____

Prior Year Spending – \$39,840.31 – Lennox

\$42,400.03 – Trane

Future/Ongoing -

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action— Max Cleaver

Evaluation method and time line -

Next report to the board -

J. Suggested Motion:

I move that board approves the purchases for products and services and future repairs for a combined total approval of \$154,250 from vendors Lennox & Trane.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: 04/20/2020

Subject: Procurement: Orientation – Plumbing Products/Services District Wide – Mark’s Plumbing DBA John Gasparini

Administrator Responsible/Position: Max Cleaver – Chief Operations Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

The purpose of this agenda item is to approve purchases from Mark’s Plumbing DBA John Gasparini for the districts need of supplies and/or services for plumbing district wide and to establish spending limit for repairs.

D. Summary:

Previous board action relating to this item

Future action anticipated

Background information

E. Scope of Options Reviewed:

Buyboard Cooperative Contract #577-18

This is a one-year contract with two (2) one-year options to renew through 11/30/2022.

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: Maintenance & Operations

From public -

G. Administrative Recommendation:

The administration recommends approval of the purchase of products and services for plumbing repairs as needed from Mark’s Plumbing DBA John Gasparini.

Advantages/benefits of this proposal -

Expected results in terms of student benefit/achievement -

Possible problems or disadvantages of this proposal -

Affect of this action on other parts of the system -

Consequences of not approving recommendation -

H. Fiscal Impact and Cost:

Amount:\$61,000

Budget – General Operating Fund Bond Grant/Special Funds Other _____

Prior Year Spending – \$30,549.65

Future/Ongoing -

- I. Monitoring and Reporting Time Line:**
Person responsible for evaluating this decision or action— Max Cleaver

Evaluation method and time line -

Next report to the board -

- J. Suggested Motion:**
I move that board approves the purchases for products and services and future repairs for a total approval of \$61,000 from Mark's Plumbing DBA John Gasparini.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: 04/20/2020

Subject: Procurement: Orientation – Restoration Services District Wide – Belfor & Gerloff

Administrator Responsible/Position: Max Cleaver – Chief Operations Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

The purpose of this agenda item is to approve purchases from both Belfor and Gerloff for the districts need of services for restoration district wide and to establish spending limit.

D. Summary:

Previous board action relating to this item

Future action anticipated

Background information

E. Scope of Options Reviewed:

Buyboard Cooperative Contract #591-19

This is a one-year contract with two (2) one-year options to renew through 09/22/2025.

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: Maintenance & Operations

From public -

G. Administrative Recommendation:

The administration recommends approval of the purchase of services for restoration district wide as needed from Belfor and Gerloff.

- Advantages/benefits of this proposal -
- Expected results in terms of student benefit/achievement -
- Possible problems or disadvantages of this proposal -
- Effect of this action on other parts of the system -
- Consequences of not approving recommendation -

H. Fiscal Impact and Cost: Amount:\$75,000

Budget – General Operating Fund Bond Grant/Special Funds Other _____

Prior Year Spending – \$6,352.36 Belfor
\$0 Gerloff

Future/Ongoing -

- I. Monitoring and Reporting Time Line:**
Person responsible for evaluating this decision or action— Max Cleaver

Evaluation method and time line -

Next report to the board -

- J. Suggested Motion:**
I move that board approves the purchases for services and future repairs from both Belfor and Gerloff for approximately \$75,000 combined.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: 04/20/2020

Subject: Procurement: Speech Contracted Services – Lauren Moede

Administrator Responsible/Position: Sandra Dowdy – Chief Academic Officer

A. Purpose of Agenda Item:

- Action needed Information only Receive input

B. Authority for This Action:

- Local Policy Law or Rule N/A

C. Goal or Need Addressed:

The purpose of the agenda item is to approve the contracted services of Lauren Moede for provision of speech therapy services identified in their IEP to maintain federal and state compliance for current and newly identified students and coverage of speech-language pathologist when current SLP staff are approved for FMLA.

Students Identified for SI services since August 2019	Student's in the currently process of undergoing Full and Individual Evaluation	Students pending consent or proposed to undergo a Full and Individual Evaluation as of 2/25/2020.	Total increase of students expected by May 2020 as of data available 2/25/2020
187	181	24	278

D. Summary:

- Previous board action relating to this item – Board previous approved Lauren Moede in May of 2019.
- Future action anticipated –
- Background information – The increased usage of this vendor is due to increased number of full time equivalent of FMLA coverage needed and support for provision of services to meet IEP needs.

E. Scope of Options Reviewed:

RFP #25-031805VL Instructional Contracted Services
 Number of invitations sent by Purchasing: 0
 Number of responses received: 44
 This is a one-year contract with four one-year options to renew through April 2022.

Reasons for rejecting alternatives:

F. Comments Received:

- Cabinet DLT FBOC Teacher Org. Reps. Other: Curriculum & Instruction
- From public -

G. Administrative Recommendation:

The administration recommends approval of the continued use of Lauren Moede.

- Advantages/benefits of this proposal -
- Expected results in terms of student benefit/achievement -
- Possible problems or disadvantages of this proposal -
- Affect of this action on other parts of the system -
- Consequences of not approving recommendation -

H. Fiscal Impact and Cost: Amount: \$80,000

Budget Bond Grant/Special Funds Other _____

Prior Year Spending - \$59,325

Future/Ongoing - The requested procurement is an estimated annual reoccurring expense of \$80,000.

I. Monitoring and Reporting TimeLine:

Person responsible for evaluating this decision or action— Nadine Hogan & Margarita Limon-Ordonez

Evaluation method and time line -

Next report to the board -

J. Suggested Motion:

I move for the board to approve contracted services from Lauren Moede for approximately \$80,000 per year.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: 04/20/2020

Subject: Procurement: Orientation – Technology Equipment – District Wide - Apple

Administrator Responsible/Position: Dianne Borreson – Chief Technology Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

The purpose of this agenda item is to authorize the potential procurement of technology equipment to include iPods, iPads, accessories and/or other equipment district wide.

The Department of Information Resources has bid these commodities and groups of items thus complying with the State's competitive bidding requirements.

D. Summary:

Previous board action relating to this item – Board Approved Apple in June of 2019.

Future action anticipated -

Background information -

E. Scope of Options Reviewed:

Texas Department of Information Resources Cooperative Contract #DIR-TSO-3789
This is a one-year contract through 11/07/2021.

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: Technology

From public -

G. Administrative Recommendation:

The administration recommends approval of Apple for technology purchases district wide.

- Advantages/benefits of this proposal -
- Expected results in terms of student benefit/achievement -
- Possible problems or disadvantages of this proposal -
- Affect of this action on other parts of the system -
- Consequences of not approving recommendation -

H. Fiscal Impact and Cost: Amount: \$400,000

Budget – General Operating Fund Bond Grant/Special Funds Other _____

Prior Year Spending - \$117,608.85 FY 18-19
\$259,197.55 FY 19-20

Future/Ongoing -

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action— Dianne Borreson

Evaluation method and time line -

Next report to the board –

J. Suggested Motion:

I move that the Board approve technology purchases, district wide from Apple for approximately \$400,000.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Donation of Land for an Elementary School in the Sunfield Development

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

Acquire land for the construction of an elementary school

D. Summary:

Previous board action relating to this item -
 Future action anticipated -
 Background information:

The developer of the Sunfield Community wishes to donate 16.5 acres of land to Hays CISD for the construction of the District's next elementary school. A copy of the Special Warranty Deed (SWD) for this transaction is attached.

If favorably considered, staff will coordinate all parties to close the transaction as soon as possible.

E. Scope of Options Reviewed:

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other: Attorneys

 From public -

G. Administrative Recommendation:

Consideration and approval of a Special Warranty Deed for the donation of a 16.5 acre elementary school site in the Sunfield Development.

Advantages/benefits of this proposal -
 Expected results in terms of student benefit/achievement -
 Possible problems or disadvantages of this proposal -
 Affect of this action on other parts of the system -
 Consequences of not approving recommendation -

H. Fiscal Impact and Cost: Cost of title policy for donated land

Budget Bond Grant/Special Funds Other
Prior Year Spending – not applicable
Future/Ongoing – not applicable

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver

Evaluation method and time line -

Next report to the board -

J. Suggested Motion:

I move the Board approve the Special Warranty Deed for the donation of a 16.5 acre elementary school site in the Sunfield Development, as presented.

SPECIAL WARRANTY DEED

NOTICE OF CONFIDENTIALITY RIGHT: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

STATE OF TEXAS §
 § **KNOW ALL MEN BY THESE PRESENTS:**
COUNTY OF HAYS §

That 2428 SF PH I LLC, a Delaware limited liability company ("Grantor"), as a donation to HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT ("Grantee"), having a mailing address of 21003 I.H. 35, Kyle, Texas 78640, has DONATED and CONVEYED, and by these presents DOES HEREBY DONATE and CONVEY, unto Grantee for so long as the Fee Simple Determinable (hereinafter defined) and the Condition Subsequent (hereinafter defined) remain satisfied, all of that certain tract of land located in Hays County, Texas, which is more particularly described on **Exhibit A** attached hereto (the "Property"), together with all and singular the rights, benefits, privileges, easements, tenements, hereditaments, and appurtenances thereon or in any way pertaining thereto; provided, however, this conveyance is made and accepted subject and subordinate to the following (collectively, the "Permitted Exceptions"): (a) the terms and provisions of this Special Warranty Deed, including but not limited to the Restrictions, the Reservation and the reversion of title upon any failure of either of the Fee Simple Determinable Conditions or the Condition Subsequent; and (b) the matters set forth on **Exhibit B** attached hereto and incorporated herein by reference.

This Special Warranty Deed is executed by Grantor and accepted by Grantee subject to the following, each of which shall constitute additional consideration payable by Grantee to Grantor in connection with Grantee's acquisition of the Property, shall be covenants running with the land as to the Property, and shall inure to the benefit of and be enforceable by Grantor, its successors and assigns, and shall be binding on Grantee and all subsequent owners of the Property (the "Restrictions"):

a. Within three (3) years following the date of this Special Warranty Deed, Grantee shall complete construction of an elementary school facility (a "**School**") on the Property, and Grantee shall not commence construction of or open for use any other new elementary school facility on any other property prior to completing construction of a School on the Property. It is agreed and understood by Grantor and Grantee that the elementary schools Grantee is currently operating are the elementary schools which are identified on **Exhibit "C"** attached hereto (the "**Existing Elementary Schools**").

b. Commencing on the date of this Special Warranty Deed and continuing for a period of 25 years following the date of completion of a School on the Property (the "**Restricted Use Period**"), the Property shall be used solely for purposes of constructing and operating an elementary school and for no other purpose without the prior written consent of Grantor, or Grantor's designated Successor or Assigns;

c. Grantee acknowledges that the Property is located within a larger development

being developed by Grantor which is known as "Sunfield" (herein so called) and that as part of this development Grantor and successors and assigns of Grantor will be seeking to obtain certain governmental approvals for such development, including, but not limited to, subdivision approvals, rezonings, concept plan amendments and comprehensive plan amendments, and that Grantor may need to establish non-exclusive public utility easements over portions of the Property in connection with such development. Grantee agrees to cooperate with Grantor in connection with such easements over the Property, provided, that any such easements shall be subject to Grantee's approval, which shall not be unreasonably withheld, conditioned or delayed, and shall be limited to the area located within: (i) existing easement areas; or (ii) thirty (30) feet from any boundary line of the Property;

d. Grantee shall cooperate with Grantor and other builders or developers within Sunfield in a reasonable manner in order to facilitate development and construction within Sunfield in an efficient, expeditious and cost-effective manner. In that regard, Grantee shall cooperate with any reasonable request by Grantor to enter upon the Property for purposes of Grantor completing development work with respect to Sunfield or adjacent property; provided, however, that Grantee shall not be required to agree to any request by Grantor that would adversely affect the improvements which may then be constructed on the Property, or otherwise materially hinder or have an adverse impact on Grantee's development of the Property;

e. Grantor makes no representation regarding any concept plan, master plan or other drawings or plans which may at any time be prepared or submitted in connection with Sunfield. Grantor reserves the right to modify, from time to time, any concept plan, master plan or other drawings or plans which may at any time be prepared or submitted in connection with portions of the Sunfield project other than the Property. Neither Grantor nor Grantor's agents have made any representations or promises with respect to the development of any portion of Sunfield or the nature or extent of any amenities or facilities therein;

f. Grantor hereby reserves the right to make any and all modifications and changes to all or any portion of the Sunfield project (other than the Property conveyed herein), in its sole discretion, including, without limitation, construction of additional buildings and relocation of the various components of the Sunfield project; and

g. Grantee shall not make any request or application to the County or any other governmental authority or body having jurisdiction over Grantee or the Property to change or alter the zoning or other governmental approvals for or to replat the Property in any manner, without the prior written consent of Grantor. Notwithstanding the foregoing, Grantee shall have the right to apply to the appropriate governmental authorities for permission to build an elementary school on the Property.

In the event of a breach or anticipated breach of the Restrictions, Grantor, its successors or assigns may enforce such Restrictions and avail themselves of any and all remedies they have at law or in equity including, without limitation, specific performance and injunctive relief. Failure of Grantor, its successors or assigns to timely enforce any of the Restrictions set forth in this Special Warranty Deed shall not be deemed to be a waiver of the right to do so thereafter. The Restrictions may be amended or terminated only by written instrument executed by Grantor, its successors or assigns, and the then current owner of the Property and no party other than Grantor, its successors or assigns, and the then current owner of the Property shall be required to join in the execution of any such amendment or termination instrument.

Grantor reserves all ground water rights and all oil, gas and other minerals in and under and that may be produced from the Property (the "**Reservation**"), waiving however, and conveying to Grantee the sole and exclusive right of ingress and egress and any other use of the surface for the purpose of mining, drilling, exploring, operating and developing said lands for oil, gas and other minerals and removing same therefrom. Grantor further waives the right to remove any ground water, oil, gas or other minerals from the Property in any manner which would undermine support of or otherwise physically affect the surface estate.

As an inducement to Grantor to donate the Property to Grantee, Grantee has represented and warranted to Grantor that the next elementary school constructed, opened or used by Grantee (other than the currently existing elementary existing elementary schools described on **Exhibit "C"**) shall be an elementary school which shall be constructed by Grantee on the Property and that Grantee shall not transfer or convey the Property or any interest therein to any other party before such elementary school has been constructed and opened on the Property.

For purposes hereof, the phrase "**Fee Simple Determinable Conditions**" shall mean that both: (a) the next elementary school constructed, opened, or used by Grantee (other than the currently existing elementary existing elementary schools described on **Exhibit "C"**) shall be an elementary school constructed by Grantee on the Property; and (b) neither the Property nor any interest therein shall be conveyed by Grantee to any other party before such an elementary school is constructed and opened on the Property. The donation and conveyance of the Property to Grantee pursuant to this Special Warranty Deed shall continue for so long as the Fee Simple Determinable Conditions are both satisfied, and if either one of the Fee Simple Determinable Conditions is not satisfied, title to the Property will automatically revert to and be owned by the Grantor without the necessity of any further act on the part of the Grantor, it being Grantor's intent to convey a fee simple determinable estate to Grantee until such time as both of the Fee Simple Determinable Conditions have been satisfied. An affidavit or notice filed by the Grantor in the real property records of Hays County, Texas upon any failure of a Fee Simple Determinable Condition reciting that a Fee Simple Determinable Condition has not been satisfied shall be conclusive as to the facts recited therein and may be relied upon by all interested parties, including but not limited to, title insurance companies, as to the reversion of title to the Property to Grantor pursuant to the provisions hereof; however the reversion of title to Grantor shall occur automatically and without the filing of any such notice or affidavit if either of the Fee Simple Determinable Conditions is at any time not satisfied.

After satisfaction of the Fee Simple Determinable Conditions, the conveyance of the Property is and shall remain subject to the continued satisfaction of the Condition Subsequent for the duration of the Restricted Use Period. For purposes hereof, "**Condition Subsequent**" shall mean that the Property shall be used solely for purposes of operating an elementary school thereon by Grantee and for no other purpose. If the Property is used for any purpose other than the operation by Grantee of an elementary school thereon and Grantee fails to cure such failure within 90 days after written notice thereof from Grantor to Grantee, Grantor shall be entitled to reenter and repossess the Property, in which event, the conveyance of the Property to Grantee pursuant to the provisions of this Special Warranty Deed shall be void. In order to exercise such right of reentry and repossession, Grantor shall execute and cause to be recorded in the real property records of Hays County, Texas an affidavit or notice stating that the Condition Subsequent has been breached and that Grantor has elected to exercise Grantor's right of reentry and repossession pursuant to this Special Warranty Deed. An affidavit or notice filed by the Grantor in the real property records of Hays County, Texas upon any failure of the Condition Subsequent

reciting that such Condition Subsequent has been breached and that Grantor is exercising its right of reentry and repossession pursuant to this Special Warranty Deed shall be conclusive as to the facts recited therein and may be relied upon by all interested parties, including but not limited to, title insurance companies. Upon recordation of any such affidavit or notice, the conveyance of the Property from Grantor to Grantee pursuant to this Special Warranty Deed shall be void and title to the Property shall thereupon be vested in Grantor, free and clear of all liens and encumbrances created after the date of this Special Warranty Deed.

EXCEPT FOR GRANTOR'S SPECIAL WARRANTY OF TITLE SET FORTH IN THIS SPECIAL WARRANTY DEED, GRANTEE ACKNOWLEDGES AND AGREES THAT GRANTOR HAS NOT MADE, DOES NOT MAKE AND SPECIFICALLY NEGATES AND DISCLAIMS, AND GRANTEE IS NOT RELYING ON, ANY REPRESENTATIONS, WARRANTIES, PROMISES, COVENANTS, AGREEMENTS OR GUARANTIES OF ANY KIND OR CHARACTER WHATSOEVER, WHETHER EXPRESS OR IMPLIED, ORAL OR WRITTEN, PAST, PRESENT OR FUTURE, OF, AS TO, CONCERNING OR WITH RESPECT TO (A) THE VALUE, NATURE, QUALITY OR CONDITION OF THE PROPERTY, INCLUDING, WITHOUT LIMITATION, THE WATER, SOIL AND GEOLOGY, (B) THE INCOME TO BE DERIVED FROM THE PROPERTY, (C) THE SUITABILITY OF THE PROPERTY FOR ANY AND ALL ACTIVITIES AND USES WHICH GRANTEE MAY CONDUCT THEREON, (D) THE COMPLIANCE OF OR BY THE PROPERTY OR ITS OPERATION WITH ANY LAWS, RULES, ORDINANCES OR REGULATIONS OF ANY APPLICABLE GOVERNMENTAL AUTHORITY OR BODY, (E) THE HABITABILITY, MERCHANTABILITY, MARKETABILITY, PROFITABILITY OR FITNESS FOR A PARTICULAR PURPOSE OF THE PROPERTY, (F) THE MANNER OR QUALITY OF THE CONSTRUCTION OR MATERIALS, IF ANY, INCORPORATED INTO THE PROPERTY, (G) THE MANNER, QUALITY, STATE OF REPAIR OR LACK OF REPAIR OF THE PROPERTY, (H) THE STATUS OF GRANTOR'S TITLE TO THE PROPERTY OR THE ACCURACY OF ANY SURVEY, OR (I) ANY OTHER MATTER WITH RESPECT TO THE PROPERTY, AND SPECIFICALLY, THAT GRANTOR HAS NOT MADE, DOES NOT MAKE, AND SPECIFICALLY DISCLAIMS ANY REPRESENTATIONS REGARDING COMPLIANCE WITH ANY ENVIRONMENTAL PROTECTION, POLLUTION OR LAND USE LAWS, RULES, REGULATIONS, ORDERS OR REQUIREMENTS, OR THE DISPOSAL OR EXISTENCE, IN OR ON THE PROPERTY, OF ANY HAZARDOUS MATERIALS. GRANTEE UNCONDITIONALLY AND IRREVOCABLY WAIVES AND RELEASES ANY AND ALL ACTUAL OR POTENTIAL RIGHTS GRANTEE MIGHT HAVE (INCLUDING CONTRACTUAL AND/OR STATUTORY ACTIONS FOR CONTRIBUTION OR INDEMNITY) REGARDING THE NATURE, CONDITION OR SUITABILITY OF THE PROPERTY OR ANY FORM OF WARRANTY WITH RESPECT TO THE PROPERTY, EXPRESS OR IMPLIED OR ARISING BY OPERATION OF LAW. GRANTEE FURTHER ACKNOWLEDGES AND AGREES THAT HAVING BEEN GIVEN THE OPPORTUNITY TO INSPECT THE PROPERTY, GRANTEE IS RELYING SOLELY ON ITS OWN INVESTIGATION OF THE PROPERTY AND NOT ON ANY INFORMATION PROVIDED OR TO BE PROVIDED BY GRANTOR. GRANTEE AND ITS SUCCESSORS AND ASSIGNS ASSUME ALL RISK AND LIABILITY THAT ADVERSE MATTERS, INCLUDING, BUT NOT LIMITED TO, ADVERSE PHYSICAL AND ENVIRONMENTAL CONDITIONS MAY NOT HAVE BEEN REVEALED BY GRANTEE'S INSPECTIONS AND INVESTIGATIONS. GRANTOR SHALL NOT BE LIABLE OR BOUND IN ANY MANNER BY ANY VERBAL OR WRITTEN STATEMENTS, REPRESENTATIONS OR INFORMATION PERTAINING TO THE PROPERTY, OR THE OPERATION THEREOF, PREPARED OR FURNISHED BY ANY REAL ESTATE BROKER, AGENT, EMPLOYEE, SERVANT, CONTRACTOR OR THIRD PARTY. GRANTEE FURTHER ACKNOWLEDGES AND AGREES THAT THE CONVEYANCE OF THE PROPERTY AS PROVIDED

FOR HEREIN IS MADE ON AN "AS IS" CONDITION AND BASIS WITH ALL FAULTS.

TO HAVE AND TO HOLD the Property unto Grantee, its successors and assigns, subject to the Permitted Exceptions, the Restrictions, the Fee Simple Determinable Conditions, the Condition Subsequent and the other provisions of this Special Warranty Deed; and Grantor does hereby bind itself, its successors and assigns to WARRANT AND DEFEND all and singular the Property unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof, by, through, or under Grantor, but not otherwise, subject to the Permitted Exceptions, the Restrictions, the Fee Simple Determinable Conditions, the Condition Subsequent and the other provisions of this Special Warranty Deed.

Grantee acknowledges that Grantor's rights under this Special Warranty Deed may be assigned by Grantor, in whole or in part, to such person or entity as Grantor may deem appropriate, and in the event of such assignment, the assignee shall be vested with and entitled to exercise the rights of Grantor which have been so assigned.

Grantee acknowledges that the undersigned individual signatories for Grantor and Grantee are executing this document solely in their capacities as authorized agents or representatives for and on behalf of the respective party, and not individually, and any and all liabilities in connection herewith are solely those of the Grantor or Grantee. The liability of Grantor under this Special Warranty Deed shall be limited as provided herein.

Grantee acknowledges that the State of California Public Employees Retirement System (the "System") is an indirect investor in Grantor. Notwithstanding any other term or provision of the Agreement, System's liability hereunder is solely that of a limited partner and no personal or direct liability shall at any time be asserted or enforceable against the investors in Grantor, the System, the System's Board, or any of their constituent members, partners, employees, directors, officers, shareholders or agents on account of or arising out of any obligations arising out of or related to the Agreement. Grantee agrees that they shall look solely to the interest of Grantor in Grantor's property for the enforcement of any claims against Grantor arising hereunder or related hereto, and waives any claim against the limited partners or investors in Grantor, including without limitation the System, irrespective of the compliance or noncompliance now or in the future with any requirements relating to the limitation of liability of limited partners or members.

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IN WITNESS WHEREOF, this Special Warranty Deed has been executed by Grantor on this 31st day of March, 2020.

GRANTOR:

2428 SF PH I LLC, a Delaware limited liability company

By: Douglas C. Neff
Douglas C. Neff
President

By: Barry S. Villines
Barry S. Villines
Chief Financial Officer

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Orange

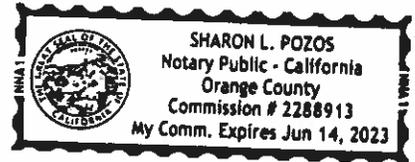
On March 31, 2020 before me, Sharon L. Pozos, Notary Public, personally appeared Douglas C. Neff & Barry S. Villines who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Sharon L. Pozos

(Seal)



Copy Not To Be Recorded

GRANTEE'S MAILING ADDRESS:

Hays Consolidated Independent School District
21003 I.H.-35
Kyle, Texas 78640

AFTER RECORDING, PLEASE RETURN TO:

EXHIBIT "A"

PROPERTY DESCRIPTION

Lot 28, Block N, SUNFIELD, PHASE TWO, SECTION THREE, according to the map or plat thereof, recorded in Volume 18, Page 84, Plat Records, Hays County, Texas.

EXHIBIT "B"

PERMITTED EXCEPTIONS

1. Restrictive covenants contained in documents recorded in Volume 18, Page 84, Plat Records; Volume 907, Page 860; Volume 3269, Page 274; Volume 3649, Page 769; Document No. 2010-10025400; Volume 4166, Page 575; and Document No. 18012531 in the Official Public Records of Hays County, Texas.
2. Maintenance charges and/or assessments secured by a lien as set out in instrument recorded in Volume 3269, Page 274, Official Public Records, Hays County, Texas.
3. Terms, conditions, provisions, easements, restrictions, reservations and other matters recorded in Volume 3269, Page 274, Official Public Records, Hays County, Texas.
4. The building setback lines and easements created by the plat recorded in Volume 18, Page 84, Plat Records, Hays County, Texas.
5. Terms, conditions, stipulations and other matters contained in Memorandum of Easement Donation Agreement recorded as Document No. 2000082628, Official Public Records, Travis County, Texas.
6. Reservation of water rights or interests recorded in Volume 4912, Page 644, Official Public Records, Hays County, Texas.
7. Mineral and/or royalty interest in and to all coal, lignite, oil, gas and other minerals; together with all rights incident thereto recorded in Volume 4912, Page 644, Official Public Records, Hays County, Texas.

EXHIBIT "C"

LIST OF EXISTING ELEMENTARY SCHOOLS

1. **Blanco Vista**
2. **Buda**
3. **Camino Real**
4. **Carpenter Hill**
5. **Elm Grove**
6. **Fuentes**
7. **Hemphill**
8. **Kyle**
9. **Negley**
10. **Pfluger**
11. **Science Hall**
12. **Tobias**
13. **Tom Green**
14. **Uhland**

SUNFIELD PHASE TWO, SECTION THREE
FINAL PLAT
29.7234 ACRES, CITY OF BUDA E.T.J.
HAYS COUNTY, TEXAS

PLAT INFORMATION:
TOTAL ACRES: 29.7234
TOTAL NUMBER OF LOTS: 42
NUMBER OF RESIDENTIAL LOTS: 36
NUMBER OF COMMERCIAL LOTS: 0
NUMBER OF LOTS OVER 10 ACRES: 1
NUMBER OF LOTS BETWEEN 5 AND 10 ACRES: 0
NUMBER OF LOTS BETWEEN 2 AND 5 ACRES: 1
NUMBER OF LOTS BETWEEN 1 AND 2 ACRES: 0
NUMBER OF LOTS LESS THAN 1 ACRE: 39

THE STATE OF TEXAS)
COUNTY OF HAYS)

KNOW ALL MEN BY THESE PRESENTS:

THAT 2428 SF PH I LLC, ACTING HEREIN BY AND THROUGH DOUGLAS C. NEFF, PRESIDENT, AND BRIAN P. MCGOWAN, CHIEF FINANCIAL OFFICER, OWNERS OF 29.7234 ACRES, BEING A PORTION OF THAT 38.9713 ACRE TRACT OF LAND AS CONVEYED TO IT BY DEED RECORDED IN VOLUME 4912, PAGE 644 (DOCUMENT No. 2014-14011848) OF THE OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS, OUT OF THE TRINIDAD VARCINAS SURVEY No. 9, ABSTRACT No. 465 AND THE GEORGE HERDER SURVEY No. 537, ABSTRACT No. 1239, BOTH IN HAYS COUNTY, TEXAS, DO HEREBY SUBDIVIDE SAID 29.7234 ACRES OF LAND TO BE KNOWN AS "SUNFIELD, PHASE TWO, SECTION THREE" SUBDIVISION, IN ACCORDANCE WITH THE PLAT SHOWN HEREON, SUBJECT TO ANY AND ALL EASEMENTS OR RESTRICTIONS HERETOFORE GRANTED, AND WE DO HEREBY DEDICATE TO THE PUBLIC THE USE OF THE STREETS AND EASEMENTS SHOWN HEREON.

BY: Douglas C. Neff
DOUGLAS C. NEFF
PRESIDENT
2428 SF PH I LLC,
A DELAWARE LIMITED LIABILITY COMPANY

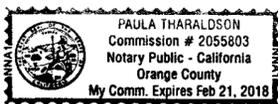
BY: Brian P. McGowan
BRIAN P. MCGOWAN
CHIEF FINANCIAL OFFICER
2428 SF PH I LLC,
A DELAWARE LIMITED LIABILITY COMPANY

- GENERAL NOTES:
1. ALL STREETS IN THIS SUBDIVISION WILL BE CONSTRUCTED TO CITY OF BUDA STANDARDS, TO BE MAINTAINED BY HAYS COUNTY, AND IN NO CASE SHALL THEY BE CONSTRUCTED TO A STANDARD LESS THAN HAYS COUNTY STANDARDS.
 2. THIS SECTION IS LOCATED IN THE UNION CREEK AND THE SAN MARCOS RIVER WATERSHEDS, WHICH IS CLASSIFIED AS SUBURBAN, AND SHALL BE DEVELOPED, CONSTRUCTED AND MAINTAINED IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF CHAPTER SEVEN OF THE CITY OF BUDA UNIFIED DEVELOPMENT CODE.
 3. THE WASTEWATER SYSTEM SERVING THIS SUBDIVISION SHALL BE DESIGNED AND INSTALLED IN ACCORDANCE WITH THE SUNFIELD M.U.D. No. 3 STANDARDS. THE WATER SYSTEM SERVING THIS SUBDIVISION SHALL BE DESIGNED IN ACCORDANCE WITH GOFORTH WATER SUPPLY CORPORATION AND STATE HEALTH DEPARTMENT PLANS AND SPECIFICATIONS. PLANS AND SPECIFICATIONS SHALL BE SUBMITTED TO THE GOFORTH WATER SUPPLY CORPORATION FOR REVIEW.
 4. PRIOR TO CONSTRUCTION ON ANY LOT IN THIS SUBDIVISION, DRAINAGE PLANS WILL BE SUBMITTED TO THE CITY OF BUDA FOR REVIEW. RAINFALL RUN-OFF SHALL BE HELD TO THE AMOUNT EXISTING AT UNDEVELOPED STATUS BY PONDING OR OTHER APPROVED METHODS.
 5. EROSION/SEDIMENTATION CONTROLS ARE REQUIRED ON EACH LOT INCLUDING SINGLE FAMILY AND DUPLEX CONSTRUCTION, PURSUANT TO CHAPTER SEVEN OF THE CITY OF BUDA UNIFIED DEVELOPMENT CODE.
 6. A DECLARATION OF COVENANTS, EASEMENTS AND RESTRICTIONS, IN COMPLIANCE WITH CHAPTER FOUR OF THE CITY OF BUDA UNIFIED DEVELOPMENT CODE, ARE RECORDED IN VOLUME 3341, PAGES 143-221 OF THE OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS.
 7. PUBLIC SIDEWALKS, BUILT TO THE CITY OF BUDA STANDARDS, ARE REQUIRED ALONG BOTH SIDES OF ARTERIAL AND COLLECTOR STREETS, AND ON ONE SIDE OF LOCAL RESIDENTIAL STREETS INTERNAL TO THIS SUBDIVISION AS SHOWN BY A DOTTED LINE ON THE FACE OF THE PLAT. THESE SIDEWALKS ARE REQUIRED TO BE IN PLACE PRIOR TO THE LOTS BEING OCCUPIED. FAILURE TO CONSTRUCT THE REQUIRED SIDEWALKS MAY RESULT IN THE WITHHOLDING OF CERTIFICATES OF OCCUPANCY, BUILDING PERMITS OR CONNECTIONS BY THE GOVERNING BODY OR UTILITY COMPANY. INTERNAL STREETS ARE LISTED IN THE STREET STANDARD CHART.
 8. THE PEDERNALES ELECTRIC COOPERATIVE, INC. (P.E.C.) HAS THE RIGHT TO PRUNE AND/OR REMOVE TREES, SHRUBBERY AND OTHER OBSTRUCTIONS TO THE EXTENT NECESSARY TO KEEP ANY EASEMENTS CLEAR. PEDERNALES ELECTRIC COOPERATIVE, INC. WILL PERFORM ALL TREE WORK IN COMPLIANCE WITH CHAPTER SEVEN THE CITY OF BUDA UNIFIED DEVELOPMENT CODE.
 9. THE OWNER/DEVELOPER OF THIS SUBDIVISION SHALL PROVIDE PEDERNALES ELECTRIC COOPERATIVE, INC. WITH ANY EASEMENT AND/OR ACCESS REQUIRED, IN ADDITION TO THOSE INDICATED, FOR THE INSTALLATION AND ONGOING MAINTENANCE OF OVERHEAD AND UNDERGROUND ELECTRIC FACILITIES. THESE EASEMENTS AND/OR ACCESS ARE REQUIRED TO PROVIDE ELECTRIC SERVICE TO THE BUILDING AND WILL NOT BE LOCATED SO AS TO CAUSE THE SITE TO BE OUT OF COMPLIANCE WITH THE CITY OF BUDA UNIFIED DEVELOPMENT CODE.
 10. THE OWNER SHALL BE RESPONSIBLE FOR ANY INSTALLATION OF TEMPORARY EROSION CONTROL, REVEGETATION AND TREE PROTECTION. IN ADDITION, THE OWNER SHALL BE RESPONSIBLE FOR ANY TREE PRUNING AND TREE REMOVAL THAT IS WITHIN TEN FEET OF THE CENTERLINE OF THE OVERHEAD ELECTRIC FACILITIES DESIGNED TO PROVIDE ELECTRIC SERVICE TO THIS PROJECT. PEDERNALES ELECTRIC COOPERATIVE, INC. WORK SHALL BE INCLUDED WITHIN THE LIMITS OF CONSTRUCTION FOR THIS PROJECT.
 11. ALL DRAINAGE EASEMENTS, ON PRIVATE PROPERTY, SHALL BE MAINTAINED BY THE PROPERTY OWNER OR ASSIGNS.
 12. PRIOR TO THE RECORDING OF THIS FINAL PLAT, FISCAL SURETY SHALL BE PROVIDED FOR THE FOLLOWING IMPROVEMENTS:
A) STREET CONSTRUCTION AND RELATED INFRASTRUCTURE, INCLUDING PAVING, DRAINAGE, SIDEWALK, WATER SUPPLY AND WASTEWATER COLLECTION FOR THE FOLLOWING STREETS: SUNBRIGHT BOULEVARD AND SUNDOWN AVENUE.
B) ENVIRONMENTAL AND SAFETY CONTROLS AND OTHER RELATED: TERMS (E.G. EROSION AND SEDIMENTATION CONTROLS, RESTORATION CHANNEL WORK, PIPE IN EASEMENTS, DETENTION, WATER QUALITY POND, ETC.) AS DETERMINED PRIOR TO FINAL PLAT APPROVAL. THE RESTORATION COST WILL BE BASED ON DISTURBED AREA INCLUDING THE FOLLOWING STREETS: SUNBRIGHT BOULEVARD AND SUNDOWN AVENUE.
 13. THE MAINTENANCE OF THE WATER QUALITY CONTROLS REQUIRED ABOVE SHALL BE TO THE STANDARDS AND SPECIFICATIONS CONTAINED IN CHAPTER 25-8 OF THE ENVIRONMENTAL CRITERIA MANUAL AND OTHER ORDINANCES AND REGULATIONS OF THE CITY OF AUSTIN AND THE CITY OF BUDA UNIFIED DEVELOPMENT CODE.
 14. ALL FIFTEEN FOOT (15') DRAINAGE EASEMENTS TO BE ENCLOSED CONDUIT.
 15. PROPERTY OWNER SHALL BE RESPONSIBLE FOR ACCESS TO DRAINAGE EASEMENTS AS MAY BE NECESSARY AND SHALL NOT PROHIBIT ACCESS BY GOVERNMENTAL AUTHORITIES.
 16. THIS SITE IS NOT LOCATED WITHIN THE BOUNDARIES OF THE CONTRIBUTING ZONE OF THE EDWARDS AQUIFER NOR THE EDWARDS AQUIFER RECHARGE ZONE.
 17. ALL STREETS IN THIS SUBDIVISION WILL BE MAINTAINED BY HAYS COUNTY.
 18. A TEN FOOT (10') PUBLIC UTILITY EASEMENT (P.U.E.) IS DEDICATED ADJACENT TO ALL PUBLIC RIGHT-OF-WAY.
 19. NO DRIVEWAY CONSTRUCTED ON ANY LOT WITHIN THIS SUBDIVISION SHALL BE PERMITTED ACCESS ONTO A PUBLIC ROADWAY UNLESS a) A PERMIT FOR USE OF THE COUNTY ROADWAY RIGHT-OF-WAY HAS BEEN ISSUED UNDER AND b) THE DRIVEWAY SATISFIES THE MINIMUM SPACING REQUIREMENTS FOR DRIVEWAYS SET FORTH IN CHAPTER 721 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS.
 20. PROPERTY OWNERS TO MAINTAIN ALL WALL MAINTENANCE AND DRAINAGE EASEMENTS AS NECESSARY TO PROVIDE ADEQUATE DRAINAGE.
 21. OWNER TO DEDICATE A PEDESTRIAN AND LANDSCAPE EASEMENT ADJACENT TO THE EASTERN PORTION OF RIGHT-OF-WAY ALONG SUNBRIGHT BOULEVARD WITH FUTURE DEVELOPMENT PHASES. OWNER TO CONSTRUCT A MINIMUM 4' WIDE CONCRETE SIDEWALK WITHIN THIS SAID PROPOSED PEDESTRIAN AND LANDSCAPE EASEMENT WITH FUTURE PLATTING OF PROPERTY.

COUNTY OF ORANGE
STATE OF CALIFORNIA

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 18 DAY OF Sept, 2014, BY DOUGLAS C. NEFF, PRESIDENT OF 2428 SF PH I LLC, A DELAWARE LIMITED LIABILITY COMPANY.

BY: Paula Tharaldson
NOTARY PUBLIC
NOTARY REGISTRATION NUMBER 2055803
MY COMMISSION EXPIRES: 2/21/18



COUNTY OF ORANGE
STATE OF CALIFORNIA

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 18 DAY OF Sept, 2014, BY BRIAN P. MCGOWAN, CHIEF FINANCIAL OFFICER OF 2428 SF PH I LLC, A DELAWARE LIMITED LIABILITY COMPANY.

BY: Paula Tharaldson
NOTARY PUBLIC
NOTARY REGISTRATION NUMBER 2055803
MY COMMISSION EXPIRES: 2/21/18



THE STATE OF TEXAS)
COUNTY OF TRAVIS)

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL ENGINEER IN THE STATE OF TEXAS, HEREBY CERTIFY THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN THIS PLAT.

ENGINEERED BY: B. J. Parker
BRIAN J. PARKER, P.E.
REGISTERED PROFESSIONAL ENGINEER No. 90248
KIMLEY-HORN AND ASSOCIATES, INC.
10415 MORADO CIRCLE
BLDG. I, SUITE 300
AUSTIN, TEXAS 78759



THIS TRACT IS NOT WITHIN AN IDENTIFIED SPECIAL FLOOD HAZARD AREA INUNDATED BY 100-YEAR FLOOD AS IDENTIFIED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FLOOD RATE MAP (FIRM) FOR HAYS COUNTY, TEXAS, AND INCORPORATED AREAS, MAP 48209C0285F DATED SEPTEMBER 2, 2005.

BY: B. J. Parker DATE 9-17-14
BRIAN J. PARKER, P.E.
REGISTERED PROFESSIONAL ENGINEER No. 90248
KIMLEY-HORN AND ASSOCIATES, INC.
10415 MORADO CIRCLE
BLDG. I, SUITE 300
AUSTIN, TEXAS 78759

I GREGORY A. WAY, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECTLY MADE AND IS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND AND THAT THE CORNER MONUMENTS WERE PROPERLY PLACED UNDER MY SUPERVISION.

WITNESS MY HAND THIS THE 12th DAY OF September, 2014.

BY: Gregory A. Way
GREGORY A. WAY
REGISTERED PROFESSIONAL LAND SURVEYOR
NO. 4567 - STATE OF TEXAS
CAPITAL SURVEYING COMPANY, INC.
925 CAPITAL OF TEXAS HWY.
BLDG. B, SUITE 115
AUSTIN, TEXAS 78746



I, THE UNDERSIGNED, DIRECTOR OF THE HAYS COUNTY DEVELOPMENT SERVICES DEPARTMENT, HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO ALL HAYS COUNTY REQUIREMENTS AS STATED IN THE INTERLOCAL COOPERATION AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF BUDA FOR SUBDIVISION REGULATION WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF BUDA.

BY: Clint Garza DATE 10-1-14
CLINT GARZA
DIRECTOR OF HAYS COUNTY DEVELOPMENT SERVICES

NO STRUCTURE IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO AN INDIVIDUAL WATER SUPPLY OR STATE APPROVED COMMUNITY WATER SYSTEM. DUE TO DECLINING WATER SUPPLY, PROSPECTIVE PROPERTY OWNERS ARE CAUTIONED BY HAYS COUNTY TO QUESTION THE SELLER CONCERNING GROUND WATER AVAILABILITY. RAIN WATER COLLECTION IS ENCOURAGED AND IN SOME AREAS MAY OFFER THE BEST RENEWABLE WATER RESOURCE, NO STRUCTURE IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO A PERMITTED SEWER SYSTEM OR TO AN ON-SITE WASTEWATER SYSTEM THAT HAS BEEN APPROVED AND PERMITTED BY HAYS COUNTY. NO CONSTRUCTION OR DEVELOPMENT WITHIN THIS SUBDIVISION MAY BEGIN UNTIL ALL HAYS COUNTY DEVELOPMENT AUTHORIZATION REQUIREMENTS HAVE BEEN SATISFIED.

BY: Clint Garza DATE 10-1-14 BY: Tom Pope DATE 10-1-2014
CLINT GARZA DIRECTOR OF HAYS COUNTY DEVELOPMENT SERVICES
TOM POPE, RS. C.F.M. HAYS COUNTY FLOODPLAIN MANAGER

I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING PLAT OF SUNFIELD PHASE TWO, SECTION THREE WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF BUDA, TEXAS ON THE 19th DAY OF NOVEMBER, 2013. SAID ADDITION SHALL BE SUBJECT TO ALL REQUIREMENTS OF THE UNIFIED DEVELOPMENT CODE OF THE CITY OF BUDA.

WITNESS MY HAND THIS THE 26th DAY OF October, 2014 A.D.
BY: Isabel Hernandez
INTERIM CITY SECRETARY

STATE OF TEXAS)
COUNTY OF HAYS)

I, LIZ GONZALEZ, COUNTY CLERK OF HAYS COUNTY, TEXAS, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT OF WRITING WITH ITS CERTIFICATE OF AUTHENTICATION WAS FILED FOR RECORD IN MY OFFICE ON THE 30 DAY OF October, 2014, AT 3:44 O'CLOCK P.M., IN THE PLAT RECORDS OF HAYS COUNTY, TEXAS, IN BOOK 18, PAGE 84-86.

WITNESS MY HAND AND SEAL OF OFFICE, THIS THE 30 DAY OF October, 2014.

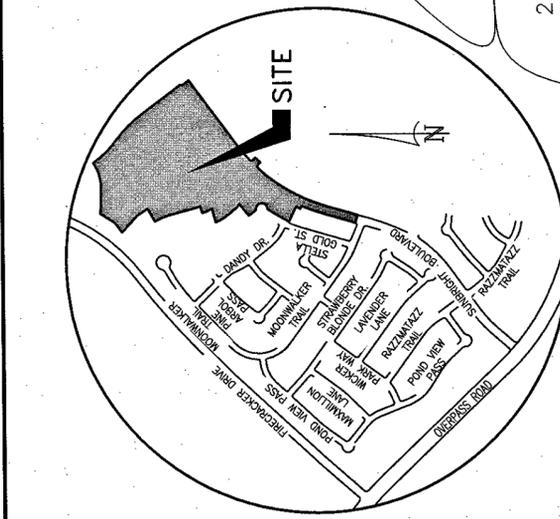
BY: Liz A. Gonzalez by Oslen Mejia
LIZ GONZALEZ, HAYS COUNTY CLERK
Oslen Mejia Deputy



SUNFIELD
PHASE TWO, SECTION THREE
FINAL PLAT
29.7234 ACRES, CITY OF BUDA E.T.J.
HAYS COUNTY, TEXAS

CAPITAL SURVEYING COMPANY INCORPORATED		
1101 Capital of Texas Highway South Austin, Texas 78746		
DRAWN BY: WAL	SCALE: N/A	F.B.
JOB NO.: 13514.10	DATE: SEPTEMBER 12, 2014	SHEET NO.: 1 OF 3
DRAWING NO.: 13514P1	CRD #: 13513	

SUNFIELD PHASE TWO, SECTION THREE FINAL PLAT 29.7234 ACRES, CITY OF BUDA E.T.J. HAYS COUNTY, TEXAS



- LEGEND**
- O.P.R.H.C. OFFICIAL PUBLIC RECORDS HAYS COUNTY
 - H.C.P.R. HAYS COUNTY PLAT RECORD
 - H.C.D.R. HAYS COUNTY DEED RECORD
 - R.O.W. RIGHT OF WAY
 - D.E. DRAINAGE EASEMENT
 - L.E. LANDSCAPE EASEMENT
 - S.W.E. STORM WATER EASEMENT
 - B.L. BUILDING SETBACK LINE
 - 1/2" IRON ROD FOUND WITH CAP STAMPED "CBD 5780"
 - 1/2" IRON ROD SET WITH PLASTIC CAP STAMPED "CAPITAL SURVEYING CO. INC."
 - CALCULATED POINT
 - SIDEWALKS
 - BENCHMARKS
 - 10' P.U.E. (SEE GENERAL NOTE 18)
 - ADDITIONAL P.U.E. (SEE DETAIL SHEET 3 OF 3)
 - * (SEE DETAIL SHEET 3 OF 3)

2392.529 AC.
(TRACT 1)
2428 PARTNERS, L.P.
Doc. No. 03006801
O.P.R.H.C.
Doc. No. 2003050340
O.P.R.T.C.

REMAINDER OF 5.739 AC.
QUIT CLAIMED
C.R. 118 RIGHT-OF-WAY
TO
2428 PARTNERS, L.P.
Doc. No. 2010-10000114
V. 3802 P. 124
H.C.D.R.

TRINIDAD VARCINAS
SURVEY No. 9
ABST. No. 465

REMAINDER OF
362.110 AC.
2428 PARTNERS, L.P.
V. 2566 P. 235
Doc. No. 04030779
O.P.R.H.C.

CITY OF BUDA PARKLAND REQUIREMENTS THIS PLAT:
42 LOTS / 50 LOTS / ACRE PARKLAND = 0.82 ACRES
CITY OF BUDA PARKLAND REQUIREMENTS PREVIOUS PLATS:
488 LOTS / 50 LOTS / ACRE PARKLAND = 9.78 ACRES
PARKLAND AREA PROVIDED PREVIOUS PLATS:
33% (8.46 ACRES IN FLOODPLAIN) + 10.98 ACRES = 13.68 ACRES

Street Name	Linear Ft.	Acres
SUNBRIGHT BOULEVARD	1,675	3.1545
SUNDOWN AVENUE (WEST)	575	0.7490
Total Right of Way	2,250	3.9035

BLOCK "H" 17 Single Family Lots	2.6281 Ac.
BLOCK "H" 1 Drainage & Landscape Easement	0.0891 Ac.
BLOCK "H" 1 Drainage, Storm Water, Landscape & Public Utility Easement	0.5454 Ac.
BLOCK "N" 19 Single Family Lots	2.4792 Ac.
BLOCK "N" 2 Drainage & Landscape Easements	3.5134 Ac.
BLOCK "N" 1 Landscape Easement	0.0647 Ac.
BLOCK "N" 1 School Lot	16.5000 Ac.
Total Lots 42	25.8199 Ac.
Total Right of Way	3.9035 Ac.
Total Acreage of Subdivision	29.7234 Ac.

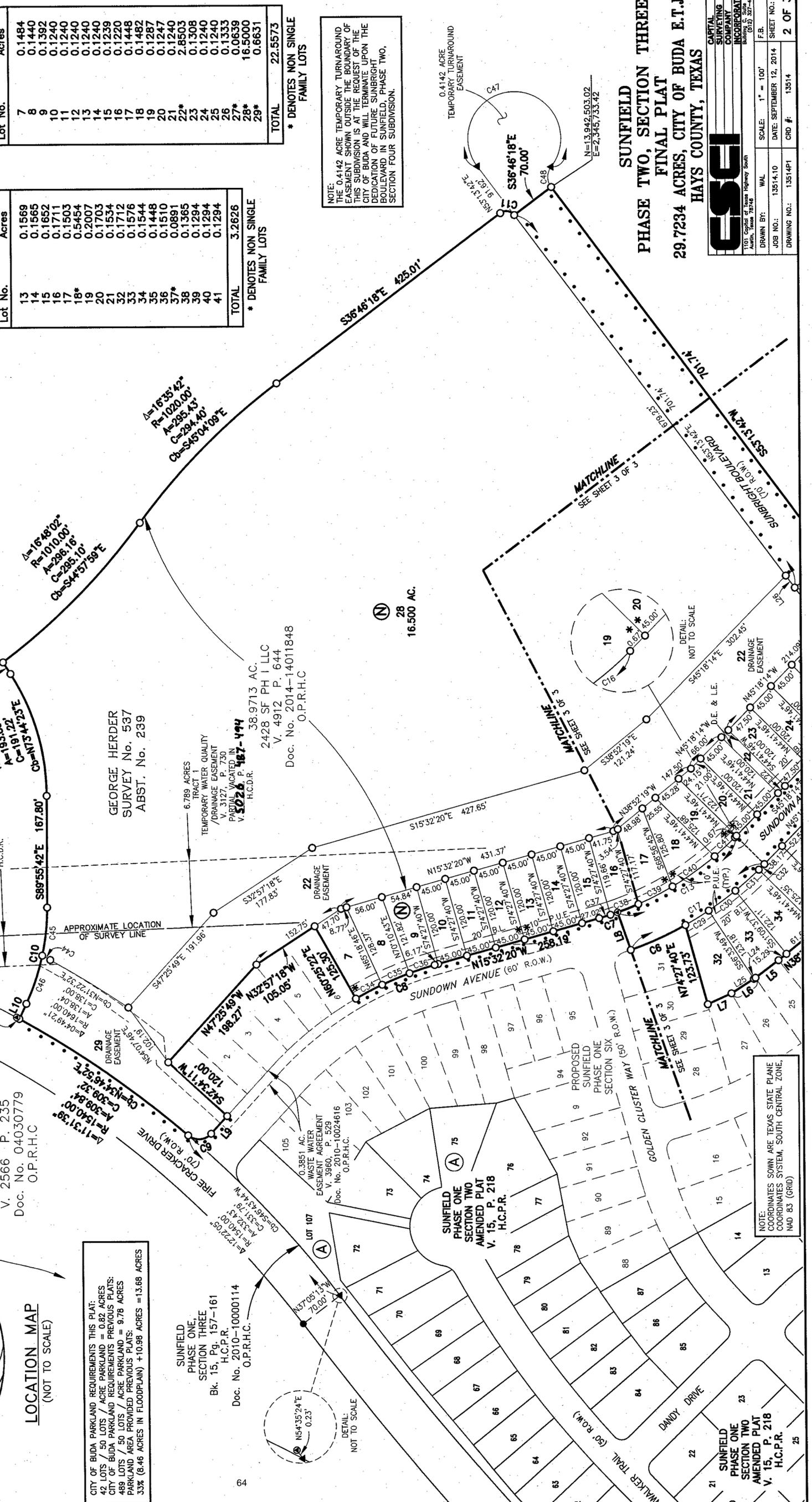
Block N - 23 Lots	Lot No.	Acres
	7	0.1484
	8	0.1440
	9	0.1392
	10	0.1240
	11	0.1240
	12	0.1240
	13	0.1240
	14	0.1240
	15	0.1239
	16	0.1220
	17	0.1448
	18	0.1482
	19	0.1287
	20	0.1247
	21	0.1240
	22*	2.8503
	23	0.1308
	24	0.1240
	25	0.1240
	26	0.1333
	27*	0.0639
	28*	16.5000
	29*	0.8631
TOTAL	22.5573	

* DENOTES NON SINGLE FAMILY LOTS

Block H - 19 Lots	Lot No.	Acres
	13	0.1569
	14	0.1565
	15	0.1552
	16	0.1711
	17	0.1503
	18*	0.5454
	19	0.2007
	20	0.1703
	21	0.1534
	22	0.1712
	23	0.1576
	24	0.1544
	25	0.1448
	26	0.1510
	27*	0.0891
	28	0.1365
	29	0.1294
	40	0.1294
	41	0.1294
TOTAL	3.2626	

* DENOTES NON SINGLE FAMILY LOTS

NOTE: THE 0.4142 ACRE TEMPORARY TURNAROUND EASEMENT SHOWN OUTSIDE THE BOUNDARY OF THIS SUBDIVISION IS AT THE REQUEST OF THE CITY OF BUDA AND WILL TERMINATE UPON THE DEDICATION OF FUTURE SUNBRIGHT BOULEVARD IN SUNFIELD, PHASE TWO, SECTION FOUR SUBDIVISION.



**SUNFIELD PHASE TWO, SECTION THREE
FINAL PLAT
29.7234 ACRES, CITY OF BUDA E.T.J.
HAYS COUNTY, TEXAS**

CSI
CAPITAL SURVEYING COMPANY
INCORPORATED
1701 Capital of Texas Highway South
Austin, Texas 78748
(512) 327-4000

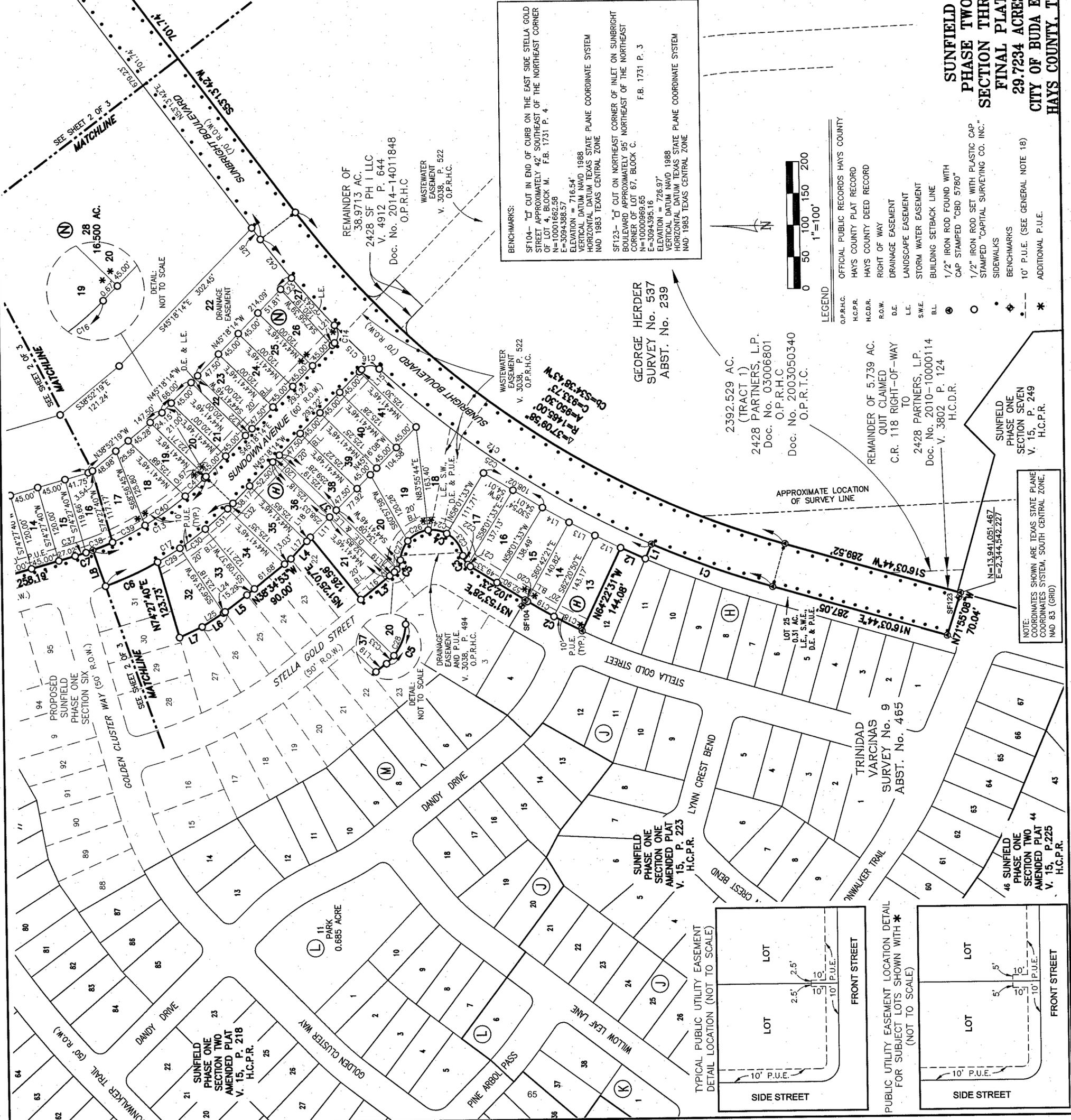
SCALE: 1" = 100'
DATE: SEPTEMBER 12, 2014
JOB NO.: 13514-10
DRAWN BY: WAL
DRAWING NO.: 13514P1
CRD #: 13514

SHEET NO.: 2 OF 3

SUNFIELD PHASE TWO, SECTION THREE
FINAL PLAT
29.7234 ACRES, CITY OF BUDA E.T.J.
HAYS COUNTY, TEXAS

LINE	BEARING	LENGTH
L1	N68°21'09"W	24.95'
L2	N24°30'59"E	42.75'
L3	N38°34'53"W	69.29'
L4	N46°59'51"W	45.48'
L5	N36°57'52"W	43.36'
L6	N27°19'52"W	39.51'
L7	N24°17'59"W	36.51'
L8	N70°53'10"E	60.00'
L9	N47°25'49"W	36.27'
L10	S64°50'05"E	25.18'
L11	S45°35'01"E	44.09'
L12	S26°01'05"W	44.98'
L13	S27°27'20"W	45.91'
L14	S29°17'39"W	48.27'
L15	S45°18'14"E	5.05'
L16	N38°34'53"W	59.31'
L17	N46°59'51"W	37.08'
L18	N38°34'53"W	8.41'
L19	N38°34'53"W	9.98'
L20	S45°18'14"E	15.00'
L21	N45°18'14"W	15.00'
L22	N45°18'14"W	15.00'
L23	S45°18'14"E	24.78'
L24	N32°19'52"W	2.95'
L25	N32°19'52"W	40.41'
L26	S63°13'42"W	22.51'

CURVE	DELTA	RADIUS	ARC	CHORD	CH. BEARING
C1	7°35'07"	1555.00'	203.22'	203.07'	N19°51'18"E
C2	6°19'00"	925.00'	101.96'	101.96'	N28°43'57"E
C3	48°11'23"	25.00'	21.03'	20.41'	N55°59'09"E
C4	166°51'07"	50.00'	145.61'	98.34'	N03°20'43"W
C5	48°11'23"	25.00'	21.03'	20.41'	N62°40'35"W
C6	9°50'38"	590.00'	91.06'	90.95'	N24°02'09"W
C7	3°34'30"	470.00'	29.33'	29.32'	N17°19'35"W
C8	14°02'18"	530.00'	129.86'	129.53'	N22°55'29"W
C9	87°58'31"	25.00'	38.39'	34.73'	S72°26'54"W
C10	25°05'37"	340.00'	148.91'	147.72'	S72°22'53"E
C11	90°00'00"	15.00'	23.56'	21.21'	S08°13'42"W
C12	37°09'58"	1535.00'	995.71'	978.34'	N34°38'43"E
C13	26°11'24"	470.00'	214.84'	212.97'	S32°12'32"E
C14	88°09'27"	20.00'	30.77'	27.83'	S89°22'57"E
C15	3°41'07"	1535.00'	98.73'	98.71'	S44°41'46"W
C16	88°09'26"	20.00'	30.77'	27.83'	N01°13'30"W
C17	26°11'24"	530.00'	242.26'	240.16'	N32°12'32"W
C18	3°06'05"	925.00'	50.07'	50.06'	N27°07'29"E
C19	37°09'58"	925.00'	50.00'	49.99'	N30°13'27"E
C20	67°07'06"	925.00'	1.91'	1.91'	N31°49'58"E
C21	10°45'36"	25.00'	4.70'	4.69'	N37°16'16"E
C22	37°25'47"	25.00'	16.33'	16.04'	N61°21'57"E
C23	51°19'11"	50.00'	44.79'	43.30'	N5°25'15"E
C24	34°47'12"	50.00'	30.36'	29.89'	N11°22'03"E
C25	19°12'22"	1535.00'	514.55'	512.14'	S33°15'02"W
C26	43°01'37"	50.00'	37.55'	36.67'	N27°32'21"W
C27	37°43'07"	50.00'	32.92'	32.33'	N67°54'43"W
C28	36°30'03"	25.00'	15.93'	15.66'	N68°31'15"W
C29	4°28'42"	530.00'	41.43'	41.42'	S31°11'50"E
C30	5°26'21"	530.00'	50.31'	50.29'	S36°09'21"E
C31	5°08'58"	530.00'	47.63'	47.62'	S41°27'01"E
C32	11°16'44"	530.00'	11.83'	11.83'	S44°39'52"E
C33	11°41'20"	25.00'	5.10'	5.09'	N44°25'33"W
C34	4°53'24"	530.00'	45.23'	45.22'	N27°07'56"W
C35	4°51'57"	530.00'	45.01'	45.00'	N22°15'15"W
C36	4°16'57"	530.00'	39.61'	39.61'	N17°40'48"W
C37	2°11'34"	470.00'	17.99'	17.99'	N16°38'07"W
C38	5°30'31"	470.00'	45.19'	45.17'	N20°29'10"W
C39	7°05'50"	470.00'	56.22'	56.18'	N26°47'20"W
C40	9°33'16"	470.00'	76.38'	76.29'	N35°06'53"W
C41	5°24'43"	470.00'	44.39'	44.38'	N42°35'53"W
C42	2°55'27"	1535.00'	78.34'	78.33'	S51°45'58"W
C43	3°45'55"	1535.00'	100.87'	100.86'	S48°25'17"W
C44	0°41'33"	1155.00'	13.72'	13.71'	N28°37'05"E
C45	12°15'40"	340.00'	72.76'	72.62'	S63°47'52"E
C46	12°49'57"	340.00'	76.15'	75.99'	S71°15'04"E
C47	25°44'43"	70.00'	311.23'	111.26'	S00°35'36"W
C48	74°40'25"	25.00'	32.58'	30.33'	N89°21'57"W



SUNFIELD
PHASE TWO,
SECTION THREE
FINAL PLAT
29.7234 ACRES,
CITY OF BUDA E.T.J.
HAYS COUNTY, TEXAS

ES&I
ES&I SURVEYING, INC.
13514 Highway South
Waco, Texas 76798
(817) 377-6000

CAPITAL SURVEYING COMPANY, INC.
13514 Highway South
Waco, Texas 76798
(817) 377-6000

DRAWN BY: WAL
JOB NO.: 13514-10
DATE: SEPTEMBER 12, 2014
DRAWING NO.: 13514P1
SCALE: 1" = 100'
SHEET NO.: 3 OF 3

BENCHMARKS:
SF104 - "I" CUT IN END OF CURB ON THE EAST SIDE STELLA GOLD STREET APPROXIMATELY 42' SOUTHEAST OF THE NORTHEAST CORNER OF LOT 4, BLOCK M, F.B. 1731 P. 4
E=1001662.59
N=1000969.65
E=3094388.57
ELEVATION = 716.54'
VERTICAL DATUM NAVD 1988
HORIZONTAL DATUM TEXAS STATE PLANE COORDINATE SYSTEM
NAD 1983 TEXAS CENTRAL ZONE
F.B. 1731 P. 3

SF123 - "I" CUT ON NORTHEAST CORNER OF INLET ON SUNBRIGHT BOULEVARD APPROXIMATELY 95' NORTHEAST OF THE NORTHEAST CORNER OF LOT 67, BLOCK C, F.B. 1731 P. 3
E=3094388.57
N=1000969.65
ELEVATION = 726.97'
VERTICAL DATUM NAVD 1988
HORIZONTAL DATUM TEXAS STATE PLANE COORDINATE SYSTEM
NAD 1983 TEXAS CENTRAL ZONE

- LEGEND
- O.P.R.H.C. OFFICIAL PUBLIC RECORDS HAYS COUNTY
 - H.C.P.R. HAYS COUNTY PLAT RECORD
 - H.C.D.R. HAYS COUNTY DEED RECORD
 - R.O.W. RIGHT OF WAY
 - D.E. DRAINAGE EASEMENT
 - L.E. LANDSCAPE EASEMENT
 - S.W.E. STORM WATER EASEMENT
 - B.L. BUILDING SETBACK LINE
 - 1/2" IRON ROD FOUND WITH CAP STAMPED "CBD 5780"
 - 1/2" IRON ROD SET WITH PLASTIC CAP
 - STAMPED "CAPITAL SURVEYING CO. INC."
 - BENCHMARKS
 - ◆ 10' P.U.E. (SEE GENERAL NOTE 18)
 - * ADDITIONAL P.U.E.

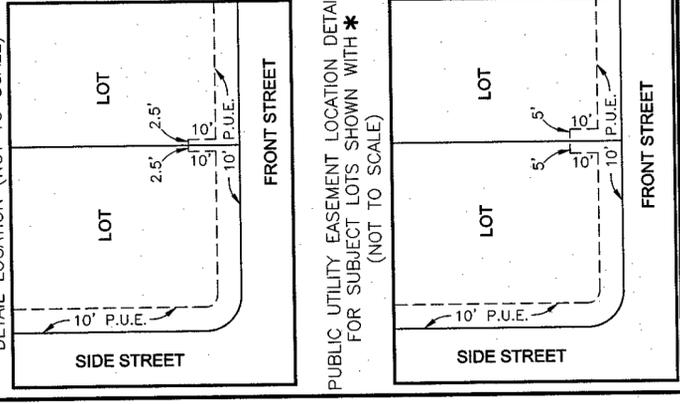
2392.529 AC.
(TRACT 1)
2428 PARTNERS, L.P.
Doc. No. 03006801
O.P.R.H.C.
Doc. No. 2003050340
O.P.R.T.C.

REMAINDER OF 5.739 AC.
QUIT CLAIMED
C.R. 118 RIGHT-OF-WAY
TO
2428 PARTNERS, L.P.
Doc. No. 2010-10000114
V. 3802 P. 124
H.C.D.R.

SUNFIELD PHASE ONE SECTION SEVEN V. 15, P. 249 H.C.P.R.

APPROXIMATE LOCATION OF SURVEY LINE

NOTE:
COORDINATES SHOWN ARE TEXAS STATE PLANE COORDINATES SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (GRID)



HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Dedication of Lift Station at New Buda Elementary School to the City of Buda

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

Transfer ownership and operation of a sewer lift station to the City of Buda

D. Summary:

Previous board action relating to this item -
 Future action anticipated -
 Background information:

The construction of the New Buda ES required the installation of a private lift station to transport sewer to the City of Buda's sanitary sewer system. The lift station was engineered and sized to accommodate sewer from both New Buda ES and YMCA's Camp Moody next door. The YMCA participated in the cost of the construction of the lift station.

As the development comes on-line, the sewer from Camp Moody will flow into the lift station, causing it to become classified as a public lift station. The District does not maintain the proper licensing to operate and maintain a public lift station.

In order to dedicate the lift station to the City of Buda, the District must provide: 1) a two-year maintenance bond equal to 20% of the construction cost of the lift station, and 2) payment to the City of Buda equal to two years of operational expenses plus the cost of a supervisory control and data system "SCADA". Both parties agreed it was most advantageous to allow the City to procure the SCADA directly from their current vendor.

In June 2019 the Board approved the plat which contains the easement dedications for the lift-station site.

E. Scope of Options Reviewed:

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other _____

From public -

G. Administrative Recommendation:

Consideration and approval of the resolution and interlocal agreement for the public dedication of the lift station at New Buda ES to the City of Buda.

Advantages/benefits of this proposal -
 Expected results in terms of student benefit/achievement -

- Possible problems or disadvantages of this proposal -
- Affect of this action on other parts of the system -
- Consequences of not approving recommendation –

H. Fiscal Impact and Cost: Amount: \$ 31,789

- Budget Bond Grant/Special Funds Other

2017 Bond Funds

Cost of two-year maintenance bond:	\$ 250
Cost of two years operational expenses:	\$ 8,139
Cost of SCADA System:	\$ 23,400

Prior Year Spending – not applicable
 Future/Ongoing -

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver
 Evaluation method and time line -
 Next report to the board -

J. Suggested Motion:

I move the Board approve the resolution and interlocal agreement for the public dedication of the lift station at New Buda ES to the City of Buda, as presented.

**THE BOARD OF TRUSTEES OF THE HAYS CONSOLIDATED
INDEPENDENT SCHOOL DISTRICT**

**RESOLUTION OF MARCH 23, 2020
City of Buda – Elementary School 15 (New Buda Elementary)**

Whereas, the City of Buda, Texas has requested various water, wastewater and drainage easements totaling approximately 0.634 acres over that 14.763 acre tract of real property conveyed to the Hays CISD by deed recorded at Volume 3915, Page 383 (Document No. 2010-10017732), deed records of Hays County, Texas; and,

Whereas, such easements are more particularly described in the attached Exhibits 1 and 2; and,

Whereas, the City of Buda has agreed to assume responsibility for operation and maintenance of a sewage lift station located on such property pursuant to the Agreement attached as Exhibit 3; and,

Whereas, the Board of Trustees finds that the real property interests described in the easement attached as Exhibits 1 and 2 are not necessary for the operation of the District and are surplus; and,

Whereas, the City of Buda is a Texas political subdivision of the State of Texas with the power of eminent domain; and,

Whereas, the Board of Trustees finds that the benefit to be received pursuant to the transaction is of value that is equal to or in excess of the value of the real property interests to be conveyed;

It is therefore RESOLVED:

1. That Esperanza Orosco, in her capacity as Board President is hereby authorized to execute the easements and dedication in substantially the same form as the attached Exhibits 1 and 2; and,
2. That all persons are entitled to rely upon an original or copy of this Resolution as evidence of the acceptance and authority granted herein;

CERTIFICATE FOR RESOLUTION

I hereby certify that the foregoing resolution was presented to the Board of Trustees of the Hays Consolidated Independent School District during a properly called and noticed meeting on March 23, 2020. A quorum of the Board of Trustees being then present, it was then duly moved and seconded that the resolution be adopted, and such resolution was then adopted according to the following vote:

Ayes: _____
Nays: _____
Abstentions: _____

To certify which, witness my hand and the official seal of the District this ____ day of March, 2020.

Vanessa Petrea
Secretary, Board of Trustees

[EXHIBITS 1, 2 AND 3 FOLLOW]

NOW, THEREFORE, City and HCISD do hereby contract and agree as follows:

Agreement

SECTION 1. RIGHTS AND OBLIGATIONS

HCISD agrees to the following:

- A. HCISD shall construct and improve the Lift Station to meet the requirements and standards for a City public wastewater system lift station and those standards required by the Texas Commission on Environmental Quality, and its successors in interest.
- B. HCISD shall review and approve the cost estimate prepared by the City for operation and maintenance of Lift Station, as further specified below, and such approval shall not be unreasonably withheld.
- C. HCISD shall provide the City with an opportunity to inspect Lift Station to ensure compliance with all requirements and standards and, upon notification by City to do so, improve such Lift Station to conform with such requirements and standards. Should City identify any deficiencies, HCISD shall promptly remedy such deficiencies.
- D. Upon approval of the cost estimate, HCISD shall submit payment in the full amount of such estimate to City and shall dedicate in fee to the City the Lift Station and Lot and any associated easements necessary to access and serve such Lift Station and Lot, either by plat or separate instrument approved as to form by the City Attorney, as required. The cost estimate shall include \$23,400 for the City to purchase and install a supervisory control and data acquisition ("SCADA").
- E. HCISD agrees to compensate City by paying two-years of operation and maintenance expenses for the lift station based on an amount agreed to by the City and HCISD.

City agrees to the following:

- A. City shall prepare an engineer's estimate of the costs of operation and maintenance of the Lift Station for a two-year period and submit the estimate to HCISD for its review and approval.
- B. City shall inspect Lift Station prior to acceptance of any dedication for compliance with applicable requirements and standards and notify HCISD of any deficiencies to be promptly remedied.
- C. Upon payment by HCISD of the estimate and correction of deficiencies, if any, City agrees to accept and operate Lift Station.
- D. The City agrees to purchase and install a SCADA system.
- E. City shall be responsible for all costs associated with the operation and maintenance of Lift Station during such two-year period and thereafter.
- F. City agrees to accept the dedication of the Lift Station and Lot and any associated easements necessary to access and serve such Lift Station and Lot, provided such dedication is by plat or by separate instrument approved by the City Attorney, as required.
- G. Upon dedication, the Lift Station shall be an integrated part of the City's wastewater

treatment system.

SECTION 2. TERM

The term of this Agreement shall commence upon execution of this Agreement by the authorized representatives of both Parties and shall conclude two years after the receipt by City of HCISD's payment or the property dedication by HCISD, whichever occurs later.

SECTION 3. HOLD HARMLESS

To the extent allowed under applicable law, City agrees to hold harmless and defend HCISD and its officers, employees, and agents from and against any and all lawsuits, claims, demands and causes of action of any kind arising from the negligent or intentional acts, errors or omissions of City, its officers, employees, agents or contractors with respect to this Agreement.

To the extent allowed under applicable law, HCISD agrees to hold harmless and defend City and its officers, employees, and agents from and against any and all lawsuits, claims, demands and causes of action of any kind arising from the negligent or intentional acts, errors or omissions of HCISD, its officers, employees, agents or contractors with respect to this Agreement.

SECTION 4. MISCELLANEOUS PROVISIONS

- A. Interlocal Cooperation:** City and HCISD agree to cooperate with each other in good faith at all times during the term of this Agreement in order to achieve the purposes and intent of this Agreement. Each party to this Agreement acknowledges and represents that this Agreement has been executed by its duly authorized representative.
- B. Entire Agreement:** This Agreement contains the entire agreement between the Parties and supersedes all prior understandings and agreements between the Parties regarding such matters. This Agreement may not be modified or amended except by written agreement executed by both Parties. Neither party may assign this Agreement without the written consent of the other party.
- C. Interpretation:** The Parties acknowledge and confirm that this Agreement has been entered into pursuant to the authority granted under the Act. All terms and conditions are to be construed and interpreted consistently with the Act.
- D. Invalid Provisions:** Should any provision in this Agreement be found or deemed to be invalid, this Agreement will be construed as not containing such provision and all other provisions which are otherwise lawful will remain in full force and effect, and to this end the provisions of this Agreement are declared to be severable.
- E. Applicable Law:** This Agreement is governed by the laws of the State of Texas. Exclusive venue for any dispute arising under this Agreement is in Hays County, Texas.

F. Binding Effect: This Agreement shall take effect immediately upon execution by both Parties hereof and shall inure to the benefit and be binding upon the administrators, successors and assigns of the parties hereto.

Agreed:

**HAYS CONSOLIDATED
INDEPENDENT SCHOOL DISTRICT**

CITY OF BUDA

By: _____

By: _____

Printed Name: _____

By: Kenneth Williams

Title: _____

Title: City Manager

Date: _____

Date: _____

EXHIBIT A

FINAL PLAT OF HAYS C.I.S.D. ELEMENTARY SCHOOL NUMBER 15

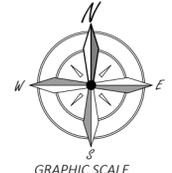
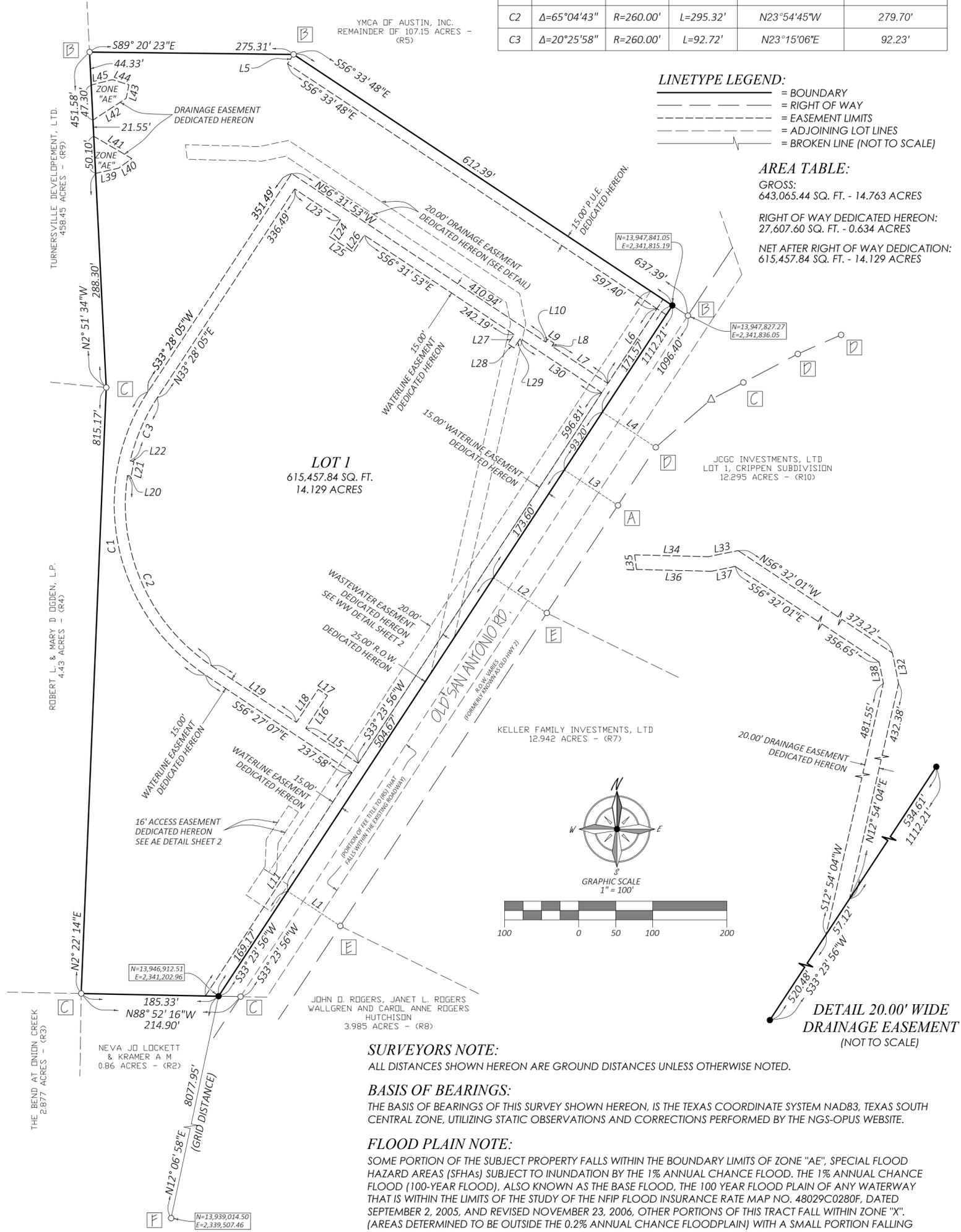
14.763 ACRES OUT OF THE J.S. IRVINE SURVEY, ABSTRACT NO. 255 IN HAYS COUNTY, TEXAS

LINE TABLE		
L #	BEARING	LENGTH
L1	S56°36'04"E	85.10'
L2	S56°36'04"E	86.19'
L3	S56°36'04"E	86.57'
L4	S56°36'04"E	86.25'
L5	S33°26'12"W	15.00'
L6	S33°23'56"W	135.32'
L7	N56°31'53"W	90.49'
L8	N33°28'07"E	5.00'
L9	N56°31'53"W	10.00'
L10	S33°28'07"W	5.00'
L11	S33°23'56"W	359.56'
L15	N56°27'07"W	84.96'
L16	N33°32'53"E	53.00'
L17	N56°27'07"W	15.00'
L18	S33°32'53"W	53.00'
L19	N56°27'07"W	137.57'
L20	S81°22'24"E	5.00'
L21	N10°49'52"E	19.62'
L22	N76°57'53"W	5.00'
L23	S56°31'53"E	74.06'
L24	S33°28'07"W	27.40'
L25	S56°31'53"E	38.35'
L26	N33°28'07"E	27.40'
L27	S33°28'07"W	15.00'
L28	S56°31'53"E	10.00'
L29	N33°28'07"E	15.00'
L30	S56°31'53"E	131.86'
L32	N11°32'01"W	41.69'
L33	S78°27'59"W	41.17'
L34	N88°35'08"W	99.20'
L35	S7°09'08"E	19.71'
L36	S88°35'08"E	100.75'
L37	N78°27'59"E	32.89'
L38	S11°32'01"E	29.08'
L39	N77°08'07"E	32.04'
L40	N53°51'18"E	21.85'
L41	N59°42'19"W	59.51'
L42	N56°46'06"E	53.70'
L43	N11°26'01"E	18.51'
L44	N72°43'28"W	23.52'
L45	S75°36'19"W	29.41'
L46	N56°36'04"W	8.75'
L47	S33°23'56"W	42.50'
L48	S56°36'04"E	39.75'
L49	N33°23'56"E	42.50'
L50	N56°36'04"W	11.00'
L51	N33°23'56"E	3.99'
L52	N2°18'48"E	35.88'
L53	N33°23'56"E	54.50'
L54	S56°36'04"E	16.00'
L55	S33°23'56"W	50.05'
L56	S2°18'48"W	35.88'
L57	S33°23'56"W	8.44'
L58	N56°36'04"W	16.00'

CURVE TABLE					
C #	DELTA	RADIUS	LENGTH	CHD. BEARING	CHD. LENGTH
C1	Δ=89°55'12"	R=275.00'	L=431.58'	S11°29'31"E	388.64'
C2	Δ=65°04'43"	R=260.00'	L=295.32'	N23°54'45"W	279.70'
C3	Δ=20°25'58"	R=260.00'	L=92.72'	N23°15'06"E	92.23'

LINETYPE LEGEND:
 ————— = BOUNDARY
 - - - - - = RIGHT OF WAY
 - - - - - = EASEMENT LIMITS
 - - - - - = ADJOINING LOT LINES
 - - - - - = BROKEN LINE (NOT TO SCALE)

AREA TABLE:
 GROSS:
 643,065.44 SQ. FT. - 14.763 ACRES
 RIGHT OF WAY DEDICATED HEREON:
 27,607.60 SQ. FT. - 0.634 ACRES
 NET AFTER RIGHT OF WAY DEDICATION:
 615,457.84 SQ. FT. - 14.129 ACRES



REFERENCE LEGEND:
 (R1) = DOCUMENT NO. 9821004, RECORDED IN VOL. 1461, PG. 218, O.P.R.H.C.TX.
 (R2) = DOCUMENT RECORDED IN VOLUME 340, PG. 730, D.R.H.C.TX.
 (R3) = DOCUMENT NO. 06034363, RECORDED IN VOL. 3050, PG. 528, O.P.R.H.C.TX.
 (R4) = DOCUMENT NO. 2010-10009111, RECORDED IN VOL. 3862, PG. 16, O.P.R.H.C.TX.
 (R5) = DOCUMENT NO. 9911173, O.P.R.H.C.TX.
 (R6) = DOCUMENT NO. 2012-12034432, RECORDED IN VOL. 4496, PG. 269, O.P.R.H.C.TX.
 (R7) = DOCUMENT NO. 06022209, RECORDED IN VOL. 2974, PG. 6, O.P.R.H.C.TX.
 (R8) = DOCUMENT NO. 315889, RECORDED IN VOL. 904, PG. 295, O.P.R.H.C.TX.
 (R9) = DOCUMENT NO. 00013457, RECORDED IN VOL. 1680, PG. 395, O.P.R.H.C.TX.
 (R10) = FINAL PLAT OF CRIPPEN SUBDIVISION, DOCUMENT NO. 17022443, O.P.R.H.C.TX.
 D.R.H.C.TX. = DEED RECORDS, HAYS COUNTY, TEXAS.
 O.P.R.H.C.TX. = OFFICIAL PUBLIC RECORDS, HAYS COUNTY, TEXAS.
 P.R.H.C.TX. = PLAT RECORDS, HAYS COUNTY, TEXAS.
 R.P.R.H.C.TX. = REAL PROPERTY RECORDS, HAYS COUNTY, TEXAS.
 P.U.E. = PUBLIC UTILITY EASEMENT
 W.E. = WATERLINE EASEMENT
 W.W.E. = WASTEWATER EASEMENT

SURVEYORS NOTE:
 ALL DISTANCES SHOWN HEREON ARE GROUND DISTANCES UNLESS OTHERWISE NOTED.

BASIS OF BEARINGS:
 THE BASIS OF BEARINGS OF THIS SURVEY SHOWN HEREON, IS THE TEXAS COORDINATE SYSTEM NAD83, TEXAS SOUTH CENTRAL ZONE, UTILIZING STATIC OBSERVATIONS AND CORRECTIONS PERFORMED BY THE NGS-OPUS WEBSITE.

FLOOD PLAIN NOTE:
 SOME PORTION OF THE SUBJECT PROPERTY FALLS WITHIN THE BOUNDARY LIMITS OF ZONE "AE", SPECIAL FLOOD HAZARD AREAS (SFHAs) SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD. THE 1% ANNUAL CHANCE FLOOD (100-YEAR FLOOD), ALSO KNOWN AS THE BASE FLOOD, THE 100 YEAR FLOOD PLAIN OF ANY WATERWAY THAT IS WITHIN THE LIMITS OF THE STUDY OF THE NFIP FLOOD INSURANCE RATE MAP NO. 48029C0280F, DATED SEPTEMBER 2, 2005, AND REVISED NOVEMBER 23, 2006. OTHER PORTIONS OF THIS TRACT FALL WITHIN ZONE "X". (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN) WITH A SMALL PORTION FALLING WITHIN ZONE "X" SHADED (AREAS DETERMINED TO BE WITHIN THE 0.2% 500-YEAR FLOODPLAIN).

MONUMENT LEGEND / NOTES:
 ○ = FOUND MONUMENT AS DESCRIBED.
 △ = CALCULATED POINT.
 ● = SURVEY MONUMENT STAMPED "SPOT ON SURVEYING", SET UPON APPROVAL.
 [A] FOUND CONCRETE ROAD DEPARTMENT MONUMENT.
 [B] FOUND IRON ROD W/ CAP STAMPED "CHAPARRAL BOUNDARY".
 [C] FOUND 1/2" I.R.
 [D] FOUND 3/4" I.P.
 [E] FOUND 1/2" I.P.
 [F] FOUND STEEL ROD IN COVERED MONUMENT WELL, NGS (NATIONAL GEODETIC SURVEY) PID: BM0749, COORDINATES SHOWN REFLECT MEASUREMENTS PERFORMED BY SPOT ON SURVEYING ON 17/03/09, MONUMENT DATA AVAILABLE ON NGS.NOAA.GOV WEBSITE: (http://www.ngs.noaa.gov/cgi-bin/ds_mark.pl?PidBox=BM0749) HORIZONTAL DATUM: (NAD '83, TSPSC ZONE) VERTICAL DATUM: (NAVD '88)

FINAL PLAT OF HAYS C.I.S.D. ELEMENTARY SCHOOL NUMBER 15

14.763 ACRES OUT OF THE J.S. IRVINE SURVEY, ABSTRACT NO. 255 IN HAYS COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF HAYS *KNOWN ALL MEN BY THESE PRESENTS*

OWNER'S CERTIFICATION:
THAT THE UNDERSIGNED, HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT (H.C.I.S.D.), OWNER OF 14.763 ACRE TRACT OF LAND OUT OF THE J.S. IRVINE SURVEY NO. 4, ABSTRACT NO. 255, IN HAYS COUNTY, TEXAS, CONVEYED TO US BY DOCUMENT NO. 2010-10017732, RECORDED IN VOLUME 3915, PAGE 383 OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS, DO HEREBY SUBDIVIDE SAID 14.763 ACRES TO BE KNOWN AS LOT 1, HAYS C.I.S.D. ELEMENTARY SCHOOL NUMBER 15 AS SHOWN HEREON AND DO HEREBY DEDICATE TO THE PUBLIC THE USE OF THE STREETS AND EASEMENTS HEREON, SUBJECT TO ANY EASEMENTS PREVIOUSLY GRANTED AND NOT RELEASED.

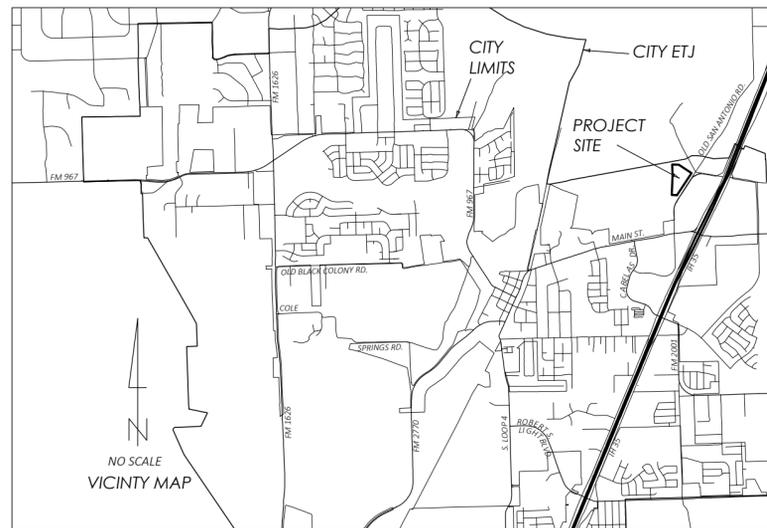
DATE _____
HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
215100 I.H.-35, KYLE, TEXAS 78640

STATE OF TEXAS
COUNTY OF HAYS *KNOWN ALL MEN BY THESE PRESENTS*

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED, _____, AUTHORIZED AGENT OF HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT. GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS _____ DAY OF _____, 20____, A.D.

NOTARY PUBLIC DATE _____
IN AND FOR THE STATE OF _____

- GENERAL NOTES:**
1. 1 LOT = 14.129 ACRES. (1 LOT LARGER THAN 10 ACRES).
 2. WATER SERVICE BY CITY OF BUDA.
 3. WASTE WATER BY CITY OF BUDA.
 4. ELECTRIC SERVICE BY PERDERNALES ELECTRIC COOPERATIVE, INC.
 5. TELEPHONE SERVICE BY TIME WARNER CABLE.
 6. THIS PROPERTY IS LOCATED WITHIN HAYS COUNTY ESD #8.
 7. THIS PROPERTY IS LOCATED WITHIN THE CITY OF BUDA ETJ.
 8. ALL OTHER UTILITIES, GAS, CABLE, INTERNET, ETC. ARE THE OWNER'S RESPONSIBILITY.
 9. THIS PROPERTY IS LOCATED WITHIN THE HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT.
 10. NO OBJECT INCLUDING BUT NOT LIMITED TO BUILDINGS, FENCES, OR LANDSCAPING SHALL BE ALLOWED IN A DRAINAGE EASEMENT.
 11. PROPERTY OWNER SHALL PROVIDE ACCESS TO DRAINAGE AND UTILITY EASEMENTS AS MAY BE NECESSARY AND SHALL NOT PROHIBIT ACCESS FOR INSPECTION, OPERATION AND MAINTENANCE.
 12. ALL DRAINAGE AND ACCESS EASEMENTS ON PRIVATE PROPERTY SHALL BE OWNED, OPERATED AND MAINTAINED BY THE PROPERTY OWNER OR HIS/HER ASSIGNS.
 13. NO DRIVEWAY CONSTRUCTED ON ANY LOT WITHIN THIS SUBDIVISION SHALL BE PERMITTED ACCESS ONTO TO A PUBLICLY DEDICATED ROADWAY UNLESS
 1. A PERMIT FOR USE OF THE COUNTY ROADWAY RIGHT-OF-WAY HAS BEEN ISSUED UNDER CHAPTER 751; AND,
 2. THE DRIVEWAY SATISFIES THE MINIMUM SPACING REQUIREMENT FOR DRIVEWAYS SET FORTH IN CHAPTER 721.
 14. A SITE DEVELOPMENT PERMIT ISSUED BY THE CITY OF BUDA SHALL BE REQUIRED PRIOR TO ANY DEVELOPMENT ON THIS LOT.
 15. NO PORTION OF THIS PROPERTY LIES WITHIN THE BOUNDARIES OF THE RECHARGE ZONE OR CONTRIBUTING ZONES OF THE EDWARDS AQUIFER.
 16. BUILDING SETBACK LINES SHALL CONFORM TO CITY OF BUDA ZONING REQUIREMENTS.
 17. ALL CULVERTS, WHEN REQUIRED SHALL COMPLY WITH THE CURRENT HAYS COUNTY STANDARD, PER HAYS COUNTY REGULATIONS, CHAPTER 705, SUBCHAPTER 8.03.
 18. POST DEVELOPMENT CONDITIONS RUNOFF RATE SHALL BE NO GREATER THAN THE PRE-DEVELOPED CONDITION FOR 2, 5, 10, 25 AND 100 YEAR STORM EVENTS, PER HAYS COUNTY REGULATIONS, CHAPTER 725, SUBCHAPTER 3.02. PRE AND POST DEVELOPMENT RUNOFF CALCULATIONS SHALL BE INCLUDED WITH THE CONSTRUCTION DRAWINGS FOR THIS SUBDIVISION.



ENGINEER'S CERTIFICATION:
I, MIGUEL GONZALES, JR., AM AUTHORIZED UNDER THE LAWS OF THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF ENGINEERING, AND HEREBY CERTIFY THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN TO THIS PLAT TO THE MATTERS OF STREETS, LOTS AND DRAINAGE LAYOUT, AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

DATE: _____
MIGUEL GONZALES, JR. - P.E. 95681
SOUTHWEST ENGINEERS, INC.
205 CIMARRON PARK LOOP, SUITE B
BUDA, TX. 78610
TEXAS FIRM NO.: F-1909



SURVEYOR'S CERTIFICATION:
I, SCOTT A. HAHN, AM REGISTERED IN THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF LAND SURVEYING, AND DO HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT AND WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION AND THAT THE MONUMENTS WERE PROPERLY PLACED UNDER MY SUPERVISION.

DATE _____
SCOTT A. HAHN
TEXAS REGISTRATION NO. 6375
SPOT ON SURVEYING, INC.
614 JERRYS LANE
BUDA, TX. 78610
TBPLS FIRM NO.: 10193894



STATE OF TEXAS
COUNTY OF HAYS *KNOWN ALL MEN BY THESE PRESENTS*

I, ELAINE H. CARDENAS, COUNTY CLERK OF HAYS COUNTY, TEXAS, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT OF WRITING WITH ITS CERTIFICATE OF AUTHENTICATION WAS FILED FOR RECORD IN MY OFFICE ON THE _____ DAY OF _____, 20____, A.D., AT _____ O'CLOCK _____ M., IN THE PLAT RECORDS OF HAYS COUNTY, TEXAS AS INSTRUMENT NO. _____.

WITNESS MY HAND AND SEAL OF OFFICE, THIS THE _____ DAY OF _____, 20____, A.D.

ELAINE H. CARDENAS,
COUNTY CLERK
HAYS COUNTY, TEXAS

CITY CERTIFICATION:
THIS FINAL PLAT OF HAYS C.I.S.D. ELEMENTARY SCHOOL NUMBER 15, HAS BEEN SUBMITTED TO AND APPROVED ON BEHALF OF THE CITY COUNCIL OF THE CITY OF BUDA ON THE _____ DAY OF _____, 20____.

ALICIA RAMIREZ, CITY CLERK
CITY OF BUDA, TEXAS

COUNTY DEVELOPMENT SERVICES CERTIFICATION:
I, THE UNDERSIGNED, DIRECTOR OF THE HAYS COUNTY DEVELOPMENT SERVICES DEPARTMENT, HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO ALL HAYS COUNTY REQUIREMENTS AS STATED IN THE INTERLOCAL COOPERATION AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF BUDA FOR SUBDIVISION REGULATION WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF BUDA.

CAITLYN STRICKLAND, DIRECTOR DATE _____
HAYS COUNTY DEVELOPMENT SERVICES

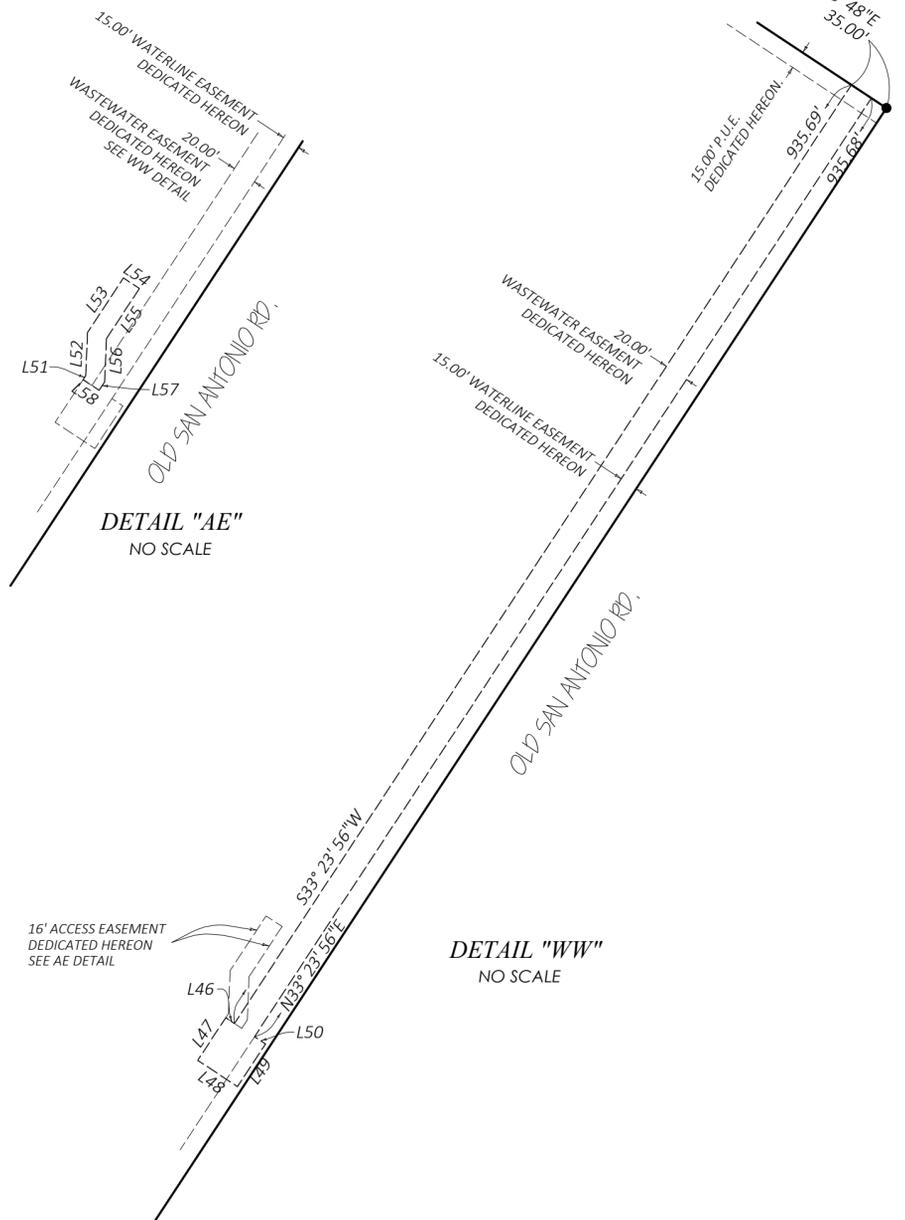
HAYS COUNTY WATER/WASTEWATER NOTE:
NO STRUCTURE IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO AN INDIVIDUAL WATER SUPPLY OR A STATE-APPROVED COMMUNITY WATER SYSTEM. DUE TO DECLINING WATER SUPPLIES AND DIMINISHING WATER QUALITY, PROSPECTIVE PROPERTY OWNERS ARE CAUTIONED BY HAYS COUNTY TO QUESTION THE SELLER CONCERNING GROUNDWATER AVAILABILITY. RAINWATER COLLECTION IS ENCOURAGED AND IN SOME AREAS MAY OFFER THE BEST RENEWABLE WATER RESOURCE.

NO STRUCTURE IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO A PUBLIC SEWER SYSTEM OR TO AN ON-SITE WASTEWATER SYSTEM WHICH HAS BEEN APPROVED AND PERMITTED BY HAYS COUNTY DEVELOPMENT SERVICES.

NO CONSTRUCTION OR OTHER DEVELOPMENT WITHIN THIS SUBDIVISION MAY BEGIN UNTIL ALL HAYS COUNTY DEVELOPMENT PERMIT REQUIREMENTS HAVE BEEN MET.

CAITLYN STRICKLAND, DIRECTOR DATE _____
HAYS COUNTY DEVELOPMENT SERVICES

TOM POPE DATE _____
R.S., C.F.M., HAYS COUNTY
FLOODPLAIN ADMINISTRATOR



HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Early Release of additional FTEs for the 2020-2021 Academic School Year

Administrator Responsible/Position: Marivel Sedillo, CHRO

A. Purpose of Agenda Item:

Action needed Information only Receive input

B. Authority for This Action:

Law or Rule (DC Local) N/A

C. Goal or Need Addressed: Request for early release of additional positions needed for the 2020-2021 school year at **JHS (45) and LHS (1)**.

D. Summary:

Previous board action relating to this item –

Future action anticipated

Background information –The administration recommends early release of the following positions to proceed with the hiring of personnel for the 2020-2021 academic school year. The early release will allow the district to extend offers by April 2020 for the following school year.

E. Scope of Options Reviewed: Not establishing staffing guidelines nor utilizing TASB's benchmarks would prevent us from leveling staffing considerations based on the needs of our students.

Reasons for rejecting alternatives:

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other _____

From public -

G. Administrative Recommendation:

Advantages/benefits of this proposal – To attract and retain the highest quality of educators and support personnel in the best interest of our students.

Expected results in terms of student benefit/achievement -

Possible problems or disadvantages of this proposal –

Affect of this action on other parts of the system -

Consequences of not approving recommendation - Not recruiting and hiring teachers early will make it difficult to staff high quality educators.

H. Fiscal Impact and Cost: Amount: \$2,850,000 (tentative)

Budget Bond Grant/Special Funds Other _____

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action - Marivel Sedillo, CHRO

Evaluation method and time line –The early hiring of staff will allow our campuses to staff with highly qualified educators.

J. Suggested Motion:

I move that the Board approve the release of additional FTEs for the 2020-2021 academic school year as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: April 20, 2020

Subject: Consideration and possible approval of the Amendment to the District of Innovation Plan

Administrator Responsible/Position: Marivel Sedillo, Chief Human Resources Officer
Dr. Eric Wright, Superintendent of Schools

A. Purpose of Agenda Item:

Action Needed Information Only Receive Input

B. Authority for This Action

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

The Board must approve the amendment to the District of Innovation Plan by a 2/3 majority vote. Once approved by the Board, the Amended Innovation Plan is in effect until December 17, 2023 and will be sent to the Texas Commissioner of Education.

D. Summary:

Previous board action relating to this item –

The Board of Trustees discussed the Amendment to the District of Innovation Plan during the January 21, 2020 Board Agenda Workshop. On January 27, 2020, at the Board Business Meeting, the trustees adopted a resolution to initiate the process to Amend the District of Innovation Plan. On that same evening, the trustees held a public hearing on the Amendment to the Districts of Innovation Plan and created the Committee to develop an amendment to the innovation plan. The District of Innovation Committee met on February 4, 2020 to develop a draft of the Amendment to the District of Innovation Plan. The draft amendment was posted and sent to the commissioner on February 5, 2020.

Future action anticipated –

Board approval of the amendment to the District of Innovation Plan.

Background information –

House Bill 1842 (84th Legislative Session) allowed for the creation of Districts of Innovation, a designation that would allow a district or schools with in a district greater flexibility currently available to open enrollment charter schools. A district that adopts a local innovation plan allows the district to be exempt from or modify state requirements at the local level to better meet the needs of the students and personalize learning. Districts of Innovation provide opportunities for greater local control, flexibility governing educational programming, and empowerment to innovate and think differently.

The Hays CISD District of Innovation Plan is attached together with the proposed Amendment to the Plan. The Amendment was developed by the District of Innovation Committee members, including teachers, administrators, parents, and community members. The proposed amendment to the current local innovation plan could possibly allow the District to provide alternative group health coverage to its employees without exiting TRS ActiveCare.

E. Scope of Options Reviewed:

Reasons for rejecting alternatives –

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other _____

From public -
All agenda items are reviewed by the Superintendent's Cabinet.

G. Administrative Recommendation:

The administration recommends the board approve the Amendment to the District of Innovation Plan, as presented.

H. Fiscal Impact and Cost: Amount \$ _____

Budget – General Operating Fund Bond Grant/Special Funds Other _____

Prior Year Spending: \$ _____

Future/Ongoing: \$ _____

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action -

Evaluation method and time line -

Next report to the board -

J. Suggested Motion

I move that the Board approve the Amendment to the District of Innovation Plan, as presented.



Hays CISD District of Innovation Plan Effective December 17, 2018 – December 17, 2023

District Goals:

1. Hays CISD believes in the achievement of every student. The District will evaluate and address the individual needs of each student. Student performance will be evaluated in academics, college readiness, and career development. Our staff believes in the education of the whole child and knows that success is based on more than the results of a single test.
2. Hays CISD is dedicated to the safety social and emotional well-being of students and staff. A safe environment must include secure facilities, staff and student training, and our adopted standard response protocol. The district will partner with local and state entities to assure preparedness. Specific areas to be addressed are campus access, detecting and reporting possible threats, and building an environment of trust between adults and all students. Our Emergency Operations Plan is updated annually and followed throughout the district.
3. Hays CISD is dedicated to treating all stakeholders with respect and dignity. Cultivating great community and staff relations requires empathy, visibility, trust, and communication. Communication through all appropriate avenues is a priority, and staff will receive training in these areas. Our district is committed to increasing client engagement both internally and externally.

Proposed Innovation:

First Day of Instruction

TEC Code Requiring Exemption:

TEC §25.0811: A school district may not begin instruction for students for a school year before the fourth Monday in August.

Innovation for HaysCISD:

District Goals 1 and 3

An exemption to this statute will provide the opportunity to develop a school calendar that positively impacts students by:

-  Balancing the disparity in the number of instructional days in each semester
-  Ending the first semester by Christmas break so that final exams for high school students do not extend beyond the break
-  Matching HaysCISD semesters to coincide with the calendar of colleges from which students are taking dual credit courses
-  Providing flexibility for students to enroll in summer school, internships, employment, and professional certification experiences
-  Allowing for more instruction time prior to state-mandated testing and retesting, as well as AP and SAT testing

This exemption will also support teacher growth by:

-  Supporting the adult learning model by providing ongoing professional development throughout the year
-  Allowing staff to prepare for the school year by decreasing the amount of professional development in August

Implementation Considerations:

-  The HaysCISD calendar committee will convene annually to collaboratively develop and recommend a district calendar that is designed to promote the effective delivery of classroom instruction and school/district operations.
-  Teacher contracts will remain at 187 days.

Proposed Innovation:

CTE Teacher Certification

TEC Code Requiring Exemption:

TEC §21.003: Requires that a person may not be employed as a teacher by a district unless the person holds an appropriate certification or permit issued by the State Board of Educator Certification (SBEC).

Innovation for HaysCISD:

District Goal 1

HaysCISD seeks to hire certified and highly qualified individuals for every teaching position. Currently, in the event the district cannot locate a certified teacher for a CTE position, the district must submit a request to the Texas Education Agency. TEA will then either approve or deny the request. At this time, non-certified professionals cannot be hired or paid without SBEC certification on file.

Because of the nature of Career and Technical Education courses at Hays HS, Johnson HS, and Lehman HS, the current certification requirements restrict the district's ability to hire CTE professionals with the most applicable experience and qualifications. Flexibility to establish local teacher certification requirements when hiring CTE teachers will allow the district to:

-  Select from a larger and more experienced candidate pool for CTE courses
-  Establish requirements for professionals transitioning to CTE education from other careers
-  Hire CTE teaching staff with industry-standard professional certifications, or those not currently certified in accordance with TEA standards

-  Utilize the talents and skills of those in our community who would benefit the CTE needs of our students.

Implementation Considerations:

-  Exemption from TEC 21.003 is limited to provide hiring flexibility in the specific instructional area of Career and Technical Education only. All other instructional staff are required to hold valid SBEC certificates and will receive Chapter 21 contracts in accordance with policy and law.
-  HaysCISD will develop minimum required qualifications for individuals hired for such positions and will outline required professional development in the areas of student management, instructional strategies, curriculum, and parent engagement.
-  HaysCISD will utilize the standard teacher salary schedule for CTE instructors.
-  Parents will be notified when students are instructed by personnel without SBEC certification. Notification will include industry certifications held by the CTE instructor.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT INNOVATION
PLAN AMENDMENT TO CURRENT LOCAL INNOVATION PLAN**

AREA OF INNOVATION

With regard to each area of innovation, the District declares exemption from the listed statutory provisions, as well as any implementing rules or regulations promulgated pursuant to those statutory provisions by any state agency or entity, including but not limited to the Commissioner of Education, Texas Education Agency, State Board for Educator Certification, and State Board of Education.

1. **Preclusion from providing alternative Uniform Group Coverage Program once the program of coverages under Chapter 1579, Insurance Code is implemented.**

Exemption from: TEC §22.004(i)

Related Board Policies: HCISD CRD (LEGAL) and CRD (LOCAL)

Manner in which statute inhibits the goals of the plan

TEC §22.004 (i) states that a school district may not make group health coverage available to its employees pursuant to TEC 22.004(b) after the date a District implements the program of coverages provided under Chapter 1579 of the Texas Insurance Code. The current process allows no flexibility in the design of group health insurance benefits to fit the needs of all Hays Consolidated ISD employees. This provision also prohibits the District from procuring group health insurance benefits that may provide better coverages for its employees and at a lower cost. This provision is in direct contradiction to the wishes of the local Board of Trustees who represent community interests in this matter.

On January 27, 2020, the Board of Trustees adopted findings declaring that Texas Education Code 22.004 is not in any of the prohibited exemptions that can be included in a District's local innovation plan pursuant to Texas Education Code 12A.004 and the list of the Commissioner's prohibited exemptions in Texas Administrative Code Title 19, Chapter 102, subchapter JJ, Section 102.1309.

Innovation for HaysCISD:

Increased local control of the group health benefits plan to allow the District to be responsive to employee and community needs.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: April 20, 2020

Subject: 2020-2021 Budget Timeline

Administrator Responsible/Position: Randy Rau, Chief Financial Officer

A. Purpose of Agenda Item:

Action Needed Information Only Receive Input

B. Authority for This Action

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

Update the Board on the 2020-2021 Budget Timeline

D. Summary:

Previous board action relating to this item -
 Future action anticipated -
 Background information -

Dr. Wright and administration continue to hold meetings to evaluate staffing and programs within the District with a singular focus on increasing student achievement in Hays CISD. These meetings pair the review and analysis of budget worksheets with the stated budget priorities of student achievement, compensation increases, and acceptable class size ratios.

E. Scope of Options Reviewed:

Reasons for rejecting alternatives –

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other _____
 From public -

All agenda items are reviewed by the Superintendent's Cabinet.

G. Administrative Recommendation: No recommendation – this is an informational item.

H. Fiscal Impact and Cost: Amount \$ TBD

Budget – General Operating Fund Bond Grant/Special Funds Other _____

Prior Year Spending: \$ _____

Future/Ongoing: \$ _____

I. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action – Randy Rau

Evaluation method and time line -

Next report to the board -

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: April 20, 2020

Subject: Local Policy Revision – DCD Employment Practices – At-Will Employment – FIRST READING

Administrator Responsible/Position: Marivel Sedillo, Chief HR Officer

A. Purpose of Agenda Item:

Action Needed Information Only Receive Input

B. Authority for This Action

Local Policy Law or Rule N/A

C. Goal or Need Addressed:

Due process for at will employees

D. Summary:

Previous board action relating to this item -
 Future action anticipated -
 Background information -
The Board would like to have written into policy due process for all at will employees.

E. Scope of Options Reviewed:

Similar policies from surrounding districts have been reviewed.
Reasons for rejecting alternatives –

F. Comments Received:

Cabinet DLT FBOC Teacher Org. Reps. Other _____
 From public -

All agenda items are reviewed by the Superintendent's Cabinet.

G. Fiscal Impact and Cost: Amount \$ -0-

Budget – General Operating Fund Bond Grant/Special Funds Other _____
Prior Year Spending: \$ _____
Future/Ongoing: \$ _____

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action – Marivel Sedillo
Evaluation method and time line -
Next report to the board -

PROPOSED REVISIONS

Personnel not hired under a contract shall be employed on an at-will basis.

[For information regarding contractual employment, see DCA, DCB, DCC, and DCE, as appropriate]

Dismissal

At-will employees may be dismissed at any time for any reason not prohibited by law or for no reason, as determined by the needs of the District. At-will employees who are dismissed shall receive pay through the end of the last day worked.

Due Process

The District is committed to working with employees in a fair and ethical manner while maintaining efficiency and productivity. Therefore, the District shall use a system of progressive discipline for at-will employees. Through a careful review process, the Superintendent, and other administrators as appropriate, shall strive to maintain objectivity, fairness, and consistency in the District's progressive intervention process.

Progressive Discipline

The District's values of honesty, ethical behavior, and mutual respect shall guide both the content and presentation of the interventions used in the progressive discipline process.

Poor job performance or job-related misconduct may result in disciplinary action up to and including termination of employment. There are various types of interventions that may be utilized in order to help an employee assume responsibility for correcting his or her poor job performance or inappropriate behavior. The interventions may include counseling, verbal and written warnings, mediation, and the like, and shall be dependent on the nature of the violation and its severity. Misconduct deemed sufficiently serious, including criminal and ethical misconduct, may result in an employee's immediate termination of employment. [See DH]

Appeal to Board

A dismissed employee may request to be heard by the Board in accordance with DGBA(LOCAL).

Hays CISD

Board of Trustees Operating Procedures



Board Meetings

While Board Meetings are for the purpose of the Board conducting the business of the District in public, they are not public forums for the purpose of securing interaction with the public.

Developing the Board Meeting Agenda (Ref Policy BE)

- ▶ Agendas
 - The Superintendent will develop all Board Meeting agendas in collaboration with the Board President.
 - Items discussed at previous Board Meetings which are proposed for inclusion by more than one board member at a future meeting will also be added when appropriate.
 - Board Members must request to the Board President and Superintendent in writing, any item(s) they wish to have considered for placement on the agenda.
 - Items may be placed on the agenda by the Superintendent, the Board President, any Board Member with approval of the President, or through a request by any two Board Members.
 - No item can be placed on the agenda less than ten days in advance of the meeting without the Board President's approval.
 - No item can be placed on the agenda less than three work days in advance of the meeting unless an emergency or public necessity exists.
 - The complete agenda will be reviewed by the Superintendent and the Board President the Tuesday afternoon prior to the Agenda Workshop Meeting.
 - An annual agenda content calendar will be maintained by the Superintendent's office. This will be used to determine the minimum routine items that need to be on each regular meeting agenda. Other items can be added as requested following the procedures above and as noted in the minutes of previous Board Meetings.
 - Board Members will adhere to deadlines and parameters of the Board agenda/event calendar.

- ▶ Timely Notification and Information
 - Board Members shall be notified of a meeting at least 72 hours prior to a regular meeting, workshop or special meeting, and at least one hour prior to an emergency meeting.
 - Typically, information will be provided to each Board Member via electronic or hard copy delivery. Questions regarding supporting documents should be directed to the Superintendent.
 - Copies of the agenda, for non-emergency meetings, shall be available for the Board Members requesting a copy no later than 5:00 p.m. on Wednesday prior to the Agenda Workshop Meeting.

- Board members will attempt to have all questions regarding agenda items submitted to the Superintendent by 5:00 p.m. on Friday prior to the Board Agenda Workshop Meeting. The Superintendent and his Cabinet will make every attempt to communicate the answers to the questions to Board Members prior to the Monday meeting with a copy of the questions and answers included in the dais folders.

- ▶ Open and Closed Session Format
 - Every Board Meeting will begin at the designated posted time and reconvene at the posted time.
 - Closed Session items for which there is a corresponding action item to be considered during the Open Session of the meeting will be scheduled prior to the beginning of the Open Session. The Board President and Superintendent shall, to the extent possible, allocate sufficient time to complete Closed Session discussion prior to the beginning of the Open Session.
 - If more Closed Session discussion is needed, the Presiding Officer shall announce that it is necessary for the Board to reconvene in Closed Session.
 - The Presiding Officer shall state publicly that any action, if taken, will be conducted in Open Session following the Public Comment portion of the meeting; or, if appropriate, that no action will then be taken.

- ▶ Consent Agenda
 - The consent agenda includes items of routine and/or recurring nature, grouped together under one action item.
 - The consent agenda shall be limited to:
 - > Routine Personnel
 - > Minutes
 - > Finance Report
 - > Budget Amendments
 - > Routine Contracts/Agreements
 - > Routine Procurements
 - > Acceptance of Gifts
 - > Acceptance of Grants
 - > Other items agreed to by the Board
 - Background material for each consent agenda item shall be furnished to the Board in the meeting's supporting documents.
 - All consent agenda items shall be acted upon by one vote without separate discussion.
 - A Board Member may request that an item be withdrawn for individual consideration.

- ▶ Meeting Dates
 - The Superintendent will develop a Board calendar that will include regular and workshop meeting dates of the Board of Trustees.
 - Generally, unless otherwise scheduled by a consensus of the Board, regular Board Business Meetings will be held on the fourth Monday of every month except July. An agenda review session in the form of a workshop may be held the week

prior to the regular business meeting. Additional board workshops will be scheduled as deemed necessary.

- The calendar will include those items that are cyclical and/or recurring for consideration at regular or workshop meetings.

Conducting Board Meetings

▶ Quorum

- Any time four or more Board Members are gathered to discuss school district business, it is considered a meeting, and must be posted as such according to Board legal policy.

▶ Closed Sessions

- The Board may meet in Closed Session as provided for in the Texas Open Meetings Act, Government Code, Chapter 551, Subchapters D and E.
- Before any Closed Session is convened, the Presiding Officer will announce publicly, as appropriate, that matters before the Board exist that necessitate convening into Closed Session to serve and protect the interests of the District, and that any action, if necessary, resulting from duly posted Closed Session items shall be conducted in Open Session. The Presiding Officer will also announce the specific sections of the Texas Government Code under which the Board will be meeting in closed session.
- The posted agenda shall identify the section or sections of the Act authorizing the Closed Session and the general topics or subjects to be discussed. The Presiding Officer of the Board shall publicly identify such section or sections and such topics and subjects.
- The Superintendent shall attend all sessions of the Board, both Open and Closed, except when the Board desires to meet without the Superintendent to consider the Superintendent's contract, evaluation or performance, or to resolve conflicts between individual Board Members, or to act as a tribunal.
- In the event of the Superintendent's illness or Board approved absence, the Superintendent's designee shall attend such meetings.

▶ Public Participation at Board Meetings

- The Board shall provide for public comment at each meeting, including all regular and special meetings. (Ref Policy BED)
- Prior to the beginning of the Public Forum, the Presiding Officer will announce the rules for public participation.
- A citizen must sign up on the appropriate form prior to the Public Forum portion of the agenda. The topic described on the form shall be complete and in sufficient detail as to determine appropriateness of the topic prior to addressing the Board. Comments on posted agenda items will be taken first. Comments on non-agenda items shall be permitted only after all agenda-specific comments have been made and if time permits.
- Public comments may be on items listed on the agenda or other areas of school district operations. Speakers with specific complaints or comments about identifiable students, employees, or officials of the District will be directed to the appropriate District administrator and/or the District's formal complaint process.

Speakers shall be discouraged from using the names of specific individuals in their public comments.

- Questions asked during Public Forum on posted agenda items may be answered or addressed by the Board during the discussion of that agenda item. Comments or questions on topics not on the posted agenda may be referred to the Superintendent for consideration and a later response, if appropriate.
 - The Presiding Officer shall determine the time limitation for each speaker, based on the number of individuals signed up to speak in Public Forum at the entrance prior to reconvening in open session. The time allotted to each speaker shall not exceed five minutes. Groups of five or more people wishing to speak on a single subject will be encouraged to appoint a spokesperson to express the views of the group. A speaker may not defer his/her allotted time to another speaker.
 - The Presiding Officer shall determine the total allotment of time for each Public Forum, based on the number of individuals signed up to speak at the start of each meeting. The standard time allotted for Public Forum shall be a total of 30 minutes.
 - The Board vests in its Presiding Officer the authority to terminate the remarks of any individual when such individual does not adhere to the established rules.
 - The Board shall not tolerate disruption of the meeting by members of the audience. If any person disrupts the meeting by his or her words or actions, the Presiding Officer may request assistance from law enforcement officials to have the person removed from the meeting.
- ▶ Board Meeting Parliamentary Procedure (Ref Policy BE)
- The Board President serves as the Presiding Officer at Board Meetings. In the absence of the President, the Vice-President will preside.
 - The Board shall be guided by parliamentary procedure as detailed in Robert's Rules of Order, Revised, or as spelled out in adopted procedure.
 - The Board President has the responsibility to keep the discussion to the motion at hand and shall halt discussion that does not apply to the business before the Board.
- ▶ Transacting Business (Ref Policy BBE)
- When an agenda item is presented, a discussion shall be held and a decision reached through voting in accordance with prescribed procedures.
 - Whenever possible, the Board should work toward a consensus model of decision-making. There may be dissenting votes which are a matter of record. However, once a decision has been made, all Board Members should support the majority vote of the Board, recognize that it carries the full authority of the Board, and individually respect that vote.
- ▶ Hearings (Ref Policy FNG, FOD, DGBA, GF)
- Employee, community and/or student/parent grievances will be handled according to Board policy FNG, FOD, DGBA, GF.

Board Workshops

The Board will conduct Special Meetings/Board Workshops as needed.

- ▶ The workshop format is intended to allow the Administration to present information to the Board that is:
 - Time sensitive and/or discussion intensive
 - Required by law, rule or policy, and
 - Is necessary for the efficient and effective operation of the District
- ▶ Board workshops are not intended to substitute for regular monthly Board Business Meetings, although a quorum of the Board may take action, as necessary.
- ▶ The workshops are intended to allow an opportunity for presentation, questions, discussion and an assessment of the Board’s perspective.
- ▶ The Board President serves as the Presiding Officer at Board Workshops; however, it is understood that the intended nature and format of workshops allows for the Superintendent to substantially facilitate the presentation and ordering of items under consideration. In the absence of the President, the Vice-President will preside.

Board Committees (Ref Policy BDB)

- ▶ The Board may, from time to time as it deems necessary, create committees to facilitate the efficient and necessary operation of the Board.
- ▶ The President shall appoint members to special Board committees, and the Board President and the Superintendent shall be ex officio members of all Board committees unless otherwise provided by Board action.

District- and Campus-Level Committees

- ▶ District- and campus-level planning and decision-making committees serve in an advisory capacity to the Board and make recommendations to the Board for final Board action; therefore, Board Members shall not serve on such committees, unless otherwise provided by federal or state law, or approved by the Board.

Electing Board Officers (Ref Policy BDAA)

- ▶ At the first meeting after each election and qualification of Board members, the members of the Board shall organize by selecting:
 1. A president, who shall be a member of the Board
 2. A secretary, who may or may not be a member of the Board
 3. Such other officers and committees as the Board may deem necessary
Education Code 11.061(c).
- ▶ A vacancy among officers of the Board shall be filled by majority action of the Board.

ANNUAL EVALUATIONS

Superintendent Evaluation (Ref Policy BJCD, BJCF, BJA)

- ▶ The Superintendent evaluation instrument will be updated and approved annually after the Board goal setting workshop session.

- ▶ Three formative evaluations will be conducted annually in closed sessions at the Board Agenda Workshops, in February, August and November. New Board members will receive training on how to evaluate the superintendent prior to the first formative dialogue session.

- ▶ A summative evaluation will be conducted in closed session annually in May.
 - This closed session shall be on a date separate from the regular monthly Board Agenda Workshop or Board Meeting.
 - This session may include a discussion of the Superintendent's contract.

- ▶ The Board will use the approved evaluation instrument for the summative evaluation. A copy of the evaluation document will be completed in advance by each Board Member and brought with the Board Member to a special closed session meeting. After coming to a consensus on each evaluated item, the Board shall prepare a single composite Summative Evaluation Document to be given to the Superintendent for discussion during that closed meeting.

- ▶ The Board shall strive to accomplish the following objectives during each evaluation.
 - Develop and sustain a harmonious working relationship between the Board and the Superintendent.
 - Ensure administrative leadership for excellence in the District.
 - Formulate Board consensus about the Superintendent's performance and the District's progress toward achieving its goals and objectives.

Board Evaluation/Team Building

- ▶ There will be a routine assessment of the status of the Board/Superintendent team annually.

- ▶ The evaluation and team building process may include:
 - Board operating procedures
 - Board Member training
 - Social Contract
 - Conflict resolution
 - Working relationships with the Superintendent
 - Conduct of Board Meetings
 - Long-range planning and goal setting
 - Relationship with the community

INDIVIDUAL BOARD MEMBERS

Access to Information (Ref Policy BBE)

- ▶ 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 general public in accordance with the Public Information Chapter of the Government Code.
- ▶ Individual Board Members shall not have access to confidential student records, unless there is a legitimate educational interest in the records in accordance with policies FL (LEGAL) and (LOCAL).
- ▶ A Board Member may request existing information and reports from the Superintendent's office. If the information is not available or a new report must be generated, it shall be requested through the Board President. If the Board President does not agree to the request, it may be resubmitted to the Board President by two or more Trustees. In case of emergency, the Board President may request information or reports.
- ▶ Board Member inquiries of staff shall be limited to Superintendent's Cabinet and responses will be distributed to all Board Members.

Communication with Other Board Members

- ▶ Board electronic and written communications regarding District issues should be routed through the Superintendent's office so that information can be disseminated and/or questions can be addressed in this manner, rather than among and between Board Members.
- ▶ A Board Member may discuss a District issue with no more than two other Board Members unless in a duly posted Board Meeting.

Communication with the Media

- ▶ The Board President serves as the official spokesperson for the Board team to the media/press on issues of media attention.
- ▶ Media calls should be directed to Superintendent and the Public Information Officer as the district spokesperson.
- ▶ Board Members asked for individual comments or opinions by the media/press are to qualify those statements as being the opinion of the individual Board Member and not representative of the Board as a whole or the District.

Complaints to Board Members (Ref Policy BBE)

- ▶ Employees, students, parents or other members of the public who bring concerns or complaints to an individual Board Member for the purpose of seeking remedy or perspective shall receive guidance that reflects:
 - An understanding by each Board Member that information provided to a Board Member, in some specific situations, could cause the Board Member receiving the information to be disqualified from participating in future hearing(s) or action by the Board specific to the issue;
 - Adherence to the Board's policies (DGBA, FNG, FOD and GF) regarding complaints and grievances.

- ▶ Board Members may notify the Superintendent's office of any complaint.

- ▶ As necessary, the Superintendent or designee shall guide the complainant to the appropriate staff member.

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

Visits to Campuses

- ▶ Board Members are encouraged to attend any and all school events as their time permits, and to show support of school activities.

- ▶ Board Members must notify the Superintendent or designee prior to visiting a campus in an official capacity.

- ▶ Board Members shall not visit a campus in an attempt to evaluate personnel on a campus.

Board Member Training (Ref Policy BBD)

- ▶ Board Members are required to attend training set forth in Policy BBD. In addition to the orientation and team building training, a Board Member shall receive additional continuing education on an annual basis, in fulfillment of assessed needs and based on the framework for governance leadership. The district will cover the cost of registration, travel and lodging for each Board Member for the minimum number of hours shown on the *Continuing Education Requirements for School Board Members* as published on the TASB website. All costs for additional training will be the responsibility of the individual Board Member.

- ▶ Board memberships to any and all associations shall be brought to the Board for discussion and approval.