Mesquite Independent School District

Annual Financial Management Report

for the 12 month period ending August 31, 2010

September 12, 2011



Page 1 of 4 District Status Detail

User: Richard Koonce User Role: District

YEAR 2009-2010

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Financial Integrity Rating System of Texas

2009-2010 DISTRICT STATUS DETAIL

Name: MESQUITE ISD(057914)		Publication Level 1: 6/17/2011 9:03:31 AM		
Status: Passed		Publication Level 2: None		
Rat	ing: Superior Achievement	Last Updated: 6/17/2011 9:03:31 AM		
District Score: 79		Passing Score: 56		
#	Indicator Description		Updated	Score
1	Was The Total Fund Balance Less Balance Greater Than Zero In The		4/25/2011 3:40:57 PM	Yes
2	Was the Total Unrestricted Net As Accretion of Interest on Capital Ag the Governmental Activities Colum of Net Assets Greater than Zero? Year % Change in Students was 1	4/25/2011 3:40:57 PM	Yes	
3	Were There No Disclosures In The Report And/Or Other Sources Of I Concerning Default On Bonded Incoding Obligations?	4/25/2011 3:40:58 PM	Yes	
4	Was The Annual Financial Report in Month After November 27th or Jar Depending Upon The District's Fisco (June 30th or August 31st)?	4/29/2011 3:39:18 PM	Yes	
5	Was There An Unqualified Opinion Report?	4/25/2011 3:40:58 PM	Yes	
6	Did The Annual Financial Report N	4/25/2011	Yes	

	Instance(s) Of Material Weaknesses In Internal Controls?	3:40:58 PM	
			1 Multiplier Sum
7	Did the Districts Academic Rating Exceed Academically Unacceptable?	4/25/2011 3:40:58 PM	5
8	Was The Three-Year Average Percent Of Total Tax Collections (Including Delinquent) Greater Than 98%?	4/25/2011 3:40:59 PM	5
9	Did The Comparison Of PEIMS Data To Like Information In Annual Financial Report Result In An Aggregate Variance Of Less Than 3 Percent Of Expenditures Per Fund Type (Data Quality Measure)?	5/10/2011 9:57:52 PM	5
10	Were Debt Related Expenditures (Net Of IFA And/Or EDA Allotment) < \$350.00 Per Student? (If The District's Five-Year Percent Change In Students = Or > 7%, Or If Property Taxes Collected Per Penny Of Tax Effort > \$200,000 Per Student)	4/25/2011 3:40:59 PM	5
11	Was There No Disclosure In The Annual Audit Report Of Material Noncompliance?	4/25/2011 3:41:00 PM	5
12	Did The District Have Full Accreditation Status In Relation To Financial Management Practices? (e.g. No Conservator Or Monitor Assigned)	4/25/2011 3:41:00 PM	5
13	Was The Aggregate Of Budgeted Expenditures And Other Uses Less Than The Aggregate Of Total Revenues, Other Resources and Fund Balance In General Fund?	4/25/2011 3:41:00 PM	5
14	If The District's Aggregate Fund Balance In The General Fund And Capital Projects Fund Was Less Than Zero, Were Construction Projects Adequately Financed? (To Avoid Creating Or Adding To The Fund Balance Deficit Situation)	5/10/2011 4:01:30 PM	5
15	Was The Ratio Of Cash And Investments To Deferred Revenues (Excluding Amount Equal To Net Delinguent	4/25/2011 3:41:01 PM	5

	Taxes Receivable) In The General Fund Greater Than Or Equal To 1:1? (If Deferred Revenues Are Less Than Net Delinquent Taxes Receivable)		
16	Was The Administrative Cost Ratio Less Than The Threshold Ratio?	4/25/2011 3:41:01 PM	5
17	Was The Ratio Of Students To Teachers Within the Ranges Shown Below According To District Size?	4/25/2011 3:41:01 PM	5
18	Was The Ratio Of Students To Total Staff Within the Ranges Shown Below According To District Size?	4/25/2011 3:41:01 PM	5
19	Was The Total Fund Balance In The General Fund More Than 50% And Less Than 150% Of Optimum According To The Fund Balance And Cash Flow Calculation Worksheet In The Annual Financial Report?	4/25/2011 3:41:02 PM	5
20	Was The Decrease In Undesignated Unreserved Fund Balance < 20% Over Two Fiscal Years?(If 1.5 Times Optimum Fund Balance < Total Fund Balance In General Fund Or If Total Revenues > Operating Expenditures In The General Fund, Then District Receives 5 Points)	4/25/2011 3:41:02 PM	5
21	Was The Aggregate Total Of Cash And Investments In The General Fund More Than \$0?	4/25/2011 3:41:02 PM	5
22	Were Investment Earnings In All Funds (Excluding Debt Service Fund and Capital Projects Fund) More Than \$20 Per Student?	4/25/2011 3:41:03 PM	4
			79 Weighted Sum
			1 Multiplier Sum
			79 Score

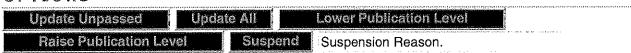
DETERMINATION OF RATING

A.	Did The District Answer 'No' To Indicators 1, 2, 3 Or 4? OR Did The District Answer 'No' To Both 5 and 6? If So, The District's Rating Is Substandard Achievement.		
В.	Determine Rating By Applicable Range Fo (Indicators 7-22)	r summation of the indicator scores	
	Superior Achievement	72-80 and Yes to indicator 7	
	Above Standard Achievement	64-71 or >= 72 and No to indicator 7	
	Standard Achievement	56-63	
	Substandard Achievement	<56 or No to one default indicator	

INDICATOR 17 & 18 RATIOS

Indicator 17	Ranges for Ratios		 Indicator 18	Ranges for Ratios	
District Size - Number of Students Between	Low	High	District Size - Number of Students Between	Low	High
< 500	7	22	< 500	5	14
500-999	10	22	500-999	5.8	14
1000-4999	11.5	22	1000-4999	6.3	14
5000-9999	13	22	 5000-9999	6.8	14
=> 10000	13.5	22	=> 10000	7.0	14

OPTIONS



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2009-2010 INDICATOR TEST 1

Name:	MESQUITE ISD (057914)
Indicator:	Was The Total Fund Balance Less Reserved Fund Balance Greater Than Zero In The General Fund?
Status	Passed
Last Updated:	4/25/2011 3:40:57 PM

FORMULA

(Field	Value	
(Total Fund Balance	69,241,983	•
)	Reserves	1,797,513	②
) >	Bankrupt Threshold		②
M	lathematical Breakdown: 6	57,444,470 > 0	

RESULT DETERMINATION REFERENCE

Financial distress avoidance is ascertained when the result of the formula is greater than zero.

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2009-2010 INDICATOR TEST 2

Name:	MESQUITE ISD (057914)
Indicator:	Was the Total Unrestricted Net Asset Balance (Net of Accretion of Interest on Capital Appreciation Bonds) In the Governmental Activities Column in the Statement of Net Assets Greater than Zero? (If the District's 5 Year % Change in Students was 10% more)
Status	Passed
Last Updated:	4/25/2011 3:40:57 PM

FORMULA

```
Field
                                                           Value
                                                           37,175
   2010 Total Students
  - 2006 Total Students
                                                            35,488
   2006 Total Students
                                                           35,488
>= Threshold for Five-Year Percent Change in Students
                                                           0.1
Or
(
   Total Unrestricted Net Asset Balance
                                                            8,424,116
                                                           21,987,719
  + Accretion of Interest for Capital Appreciation Bonds
  0
>
)
```

Mathematical Breakdown: 0.0475 >= 0.1 Or 30,411,835 > 0

RESULT DETERMINATION REFERENCE

This Indicator will be considered PASSED if EITHER of the following CONDITIONS is TRUE:

- 1. The District's Five-Year Percent Change in Students was 10% or MORE. ---- OR ----
- 2. On the 'Statement of Net Assets', in the 'Government Activities Column', was the Total Unrestricted Net Asset Balance (Net of Accretion of Interest on Capital Appreciation Bonds)

GREATER THAN ZERO?

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2009-2010 INDICATOR TEST 3

Name:	MESQUITE ISD (057914)
Indicator:	Were There No Disclosures In The Annual Financial Report And/Or Other Sources Of Information Concerning Default On Bonded Indebtedness Obligations?
Status	Passed
Last Updated:	4/25/2011 3:40:58 PM

FORMULA

	Field	Value	
Not	Default Disclosures	false	(3)

RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if there were no disclosures in the annual financial report and/or other sources of information concerning default on bonded indebtedness obligations.

The district was able to make all bond payments.

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2009-2010 INDICATOR TEST 4

Name:	MESQUITE ISD (057914)
Indicator:	Was The Annual Financial Report Filed Within One Month After November 27th or January 28th Deadline Depending Upon The District's Fiscal Year End Date (June 30th or August 31st)?
Status	Passed
Last Updated:	4/29/2011 3:39:18 PM

FORMULA

Field

Date Received

<=Due Date (Fiscal Year End + Deadline in Days After Fiscal Year End)

Value

2011/01/18

2011/02/28

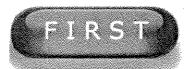
RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the audit report was on time or filed within 30 days of the deadline.

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2009-2010 INDICATOR TEST 5

Name:	MESQUITE ISD (057914)	
Indicator:	Was There An Unqualified Opinion in Annual Financial Report?	
Status	Passed	
Last Updated:	4/25/2011 3:40:58 PM	

FORMULA

Field Clean Audit	Value true	②	
			ļ

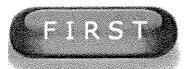
RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the district received a "clean audit" (unqualified opinion).

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2009-2010 INDICATOR TEST 6

Name:	MESQUITE ISD (057914)
Indicator:	Did The Annual Financial Report Not Disclose Any Instance(s) Of Material Weaknesses In Internal Controls?
Status	Passed
Last Updated:	4/25/2011 3:40:58 PM

FORMULA

Field Not Weak Internal Controls

Value

false

RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the external auditor reported no material weaknesses in the audit report.

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 7

Name:	MESQUITE ISD (057914)
Indicator:	Did the Districts Academic Rating Exceed Academically Unacceptable?
Result/Points	5
Last Updated:	4/25/2011 3:40:58 PM

FORMULA

Field	Value	
Academic Rating	true	©

RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the District did not receive Academically Unacceptable rating.

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Page 1 of 2 **Indicator Test**

User: Richard Koonce User Role: District

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2009-2010 INDICATOR TEST 8

Name:	MESQUITE ISD (057914)
Indicator:	Was The Three-Year Average Percent Of Total Tax Collections (Including Delinquent) Greater Than 98%?
Result/Points	5
Last Updated:	4/25/2011 3:40:59 PM

FORMULA

```
Field
                                                Value
(
                                                                                (2)
     2010 Tax Collections
                                                90,865,233
 + 2009 Tax Collections
                                                94,876,233
 + 2008 Tax Collections
                                                93,305,109
 )
                                                                                3
     2010 Tax Levy
                                                92,164,468
 + 2009 Tax Levy
                                                96,433,641
 + 2008 Tax Levy
                                                93,839,462
 )
    Acceptable Tax Collection Rate
                                               0.98
 Mathematical Breakdown: 0.988 > 0.98
```

RESULT DETERMINATION REFERENCE

5	4	3	2	1	0
>	> 95% =<	> 92% =<	> 89% =<	> 86% =<	<=
98%	98%	95%	92%	89%	86%

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2009-2010 INDICATOR TEST 9

Name:	MESQUITE ISD (057914)
Indicator:	Did The Comparison Of PEIMS Data To Like Information In Annual Financial Report Result In An Aggregate Variance Of Less Than 3 Percent Of Expenditures Per Fund Type (Data Quality Measure)?
Result/Points	5
Last Updated:	5/10/2011 9:57:52 PM

FORMULA

Field	Value	
Sum of Differences	330	(3)
/ Denominator	384,262,020	②
< Acceptable Level of Variance	0.03	②
Acceptable Level of Variance	,	
Mathematical Breakdown: 0 < 0.03		

RESULT DETERMINATION REFERENCE

NATION OF POIN	TS
5	O
< 3%	>= 3%

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2009-2010 INDICATOR TEST 10

Name:	MESQUITE ISD (057914)
Indicator:	Were Debt Related Expenditures (Net Of IFA And/Or EDA Allotment) < \$350.00 Per Student? (If The District's Five-Year Percent Change In Students = Or > 7%, Or If Property Taxes Collected Per Penny Of Tax Effort > \$200,000 Per Student)
Result/Points	5
Last Updated:	4/25/2011 3:40:59 PM

FORMULA

T.C	Field	Value	
If (
` (
(2010 Total Students	37,175	②
,	2006 Total Students	35,488	②
) /)	2006 Total Students	35,488	٩
) < And	Threshold for 5 Year Student Population Growth	0.07	©
((Total Tax Collection	90,865,233	②
(Total Tax Rate	1.42	٩

Indicator Test Page 2 of 2

```
* 100
)

Threshold for Revenue Collection Efficiency

Then
(
Function 71 Expenditures
- IFA and EDA Allotments
)

200,000

Function 71 Expenditures
- IFA and EDA Allotments

37,175

Mathematical Breakdown: If 0.0475 < 0.07 And 639,896.007 < 200,000
Then 755.0591
```

RESULT DETERMINATION REFERENCE

5	4	3	2	1	0
	>= \$350	>= \$600	>= \$850 <	>= \$1,100	>=

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2009-2010 INDICATOR TEST 11

Name:	MESQUITE ISD (057914)	
Indicator:	Was There No Disclosure In The Annual Audit Report Of Material Noncompliance?	
Result/Points	5	
Last Updated:	4/25/2011 3:41:00 PM	

FORMULA

	Field	
Not	Material	Non-Compliance

Value

false

(2)

RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the Audit Reported No Material Noncompliance.

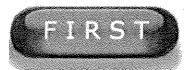
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Indicator Test Page 1 of 1

User: Richard Koonce User Role: District

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 12

Name:	MESQUITE ISD (057914)	
Indicator:	Did The District Have Full Accreditation Status In Relation To Financial Management Practices? (e.g. No Conservator Or Monitor Assigned)	
Result/Points	5	
Last Updated:	4/25/2011 3:41:00 PM	

FORMULA

		1
Field	Value	
 Full Accreditation	produment districts about district formation on an efficient for the design of the control of th	②

RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the district had No Financial Conservator Or Monitor Assigned.

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User: Richard Koonce User Role: District

Indicator Test

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2009-2010 INDICATOR TEST 13

Name:	MESQUITE ISD (057914)	
Indicator:	Was The Aggregate Of Budgeted Expenditures And Other Uses Less Than The Aggregate Of Total Revenues, Other Resources and Fund Balance In General Fund?	
Result/Points	5	
Last Updated:	4/25/2011 3:41:00 PM	

FORMULA

```
Field
                                                           Value
(
   Budgeted Appropriations in the General Fund
                                                            265,893,394
  +Budgeted Other Uses in the General Fund
   Budgeted Revenues in the General Fund
                                                            267,378,333
  +Budgeted Other Resources in the General Fund
                                                           890,800
 +Fund Balance In General Fund At July 1 or September 1
                                                           63,199,986
   Depending On Fiscal Year End
 )
< Standard for Annual Budget Surplus/Margin
                                                           0
 Mathematical Breakdown: -65,575,725 < 0
```

RESULT DETERMINATION REFERENCE

This indicator will be considered PASSED if the district adopts a balanced budget.

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 14

Name:	MESQUITE ISD (057914)	
If The District's Aggregate Fund Balance In The General Fur And Capital Projects Fund Was Less Than Zero, Were Construction Projects Adequately Financed? (To Avoid Creat Or Adding To The Fund Balance Deficit Situation)		
Result/Points 5		
Last Updated:	5/10/2011 4:01:30 PM	

FORMULA

T.C	Field	Value	
If (
•	Fund Balance In General Fund At July 1 or September 1 Depending On Fiscal Year End	69,241,983	-0
+	Fund Balance In Capital Projects Fund At July 1 or September 1 Depending On Fiscal Year End	81,369,196	-0
)			
<	Standard Capital Fund Margin	0	- (3)
The	n		
(
	Expenditures Function 81 In General Fund and Capital Projects Fund	19,031,496	**(2)
-	Other Resources For Real Property Financing In General Fund and Capital Projects Fund	51,865,901	-@
-			
(phonocologica control of the control	
	Fund Balance In General Fund At July 1 or September 1 Depending On Fiscal Year Start	J63,199,986	(
+	Fund Balance In Capital Projects Fund At July 1 or September 1 Depending On Fiscal Year Start	48,616,793	- Ø

,) .		
<i>)</i> <	Standard Construction Margin		②
,	Mathematical Breakdown: If 150,611,179 < 0.00 Then	-144,651,184 < 0	

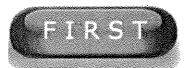
RESULT DETERMINATION REFERENCE

The district adequately budgeted construction projects.

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 15

Name:	MESQUITE ISD (057914)
Indicator:	Was The Ratio Of Cash And Investments To Deferred Revenues (Excluding Amount Equal To Net Delinquent Taxes Receivable) In The General Fund Greater Than Or Equal To 1:1? (If Deferred Revenues Are Less Than Net Delinquent Taxes Receivable)
Result/Points 5	
Last Updated:	4/25/2011 3:41:01 PM

FORMULA

	Field	Value	
If (
(~
	Deferred Revenue in the General Fund	4,451,972	2)
~ }	Property Tax Receivable Net of Uncollectible	4,250,102	2
>	Standard Deferred Revenue Margin		3
)			
Then			
(
`	Cash in the General Fund	38,335,136	2)
+	Investments in the General Fund	33,211,300	3)
)			
1			
(Deferred Revenue in the General Fund	4,451,972	3)
-	Property Tax Receivable Net of Uncollectible	4,250,102	3)

) Mathematical Breakdown: If 201,870 > 0 Then 354.4184

RESULT DETERMINATION REFERENCE

			į		
5	4	3	2	1	0
>==	=> 0.95 <	=> 0.90 <	=> 0.85 <	=> 0.80 <	<
1.00	1.00	0.95	0.90	0.85	0.80

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User: Richard Koonce User Role: District

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 16

Name:	MESQUITE ISD (057914)	
Indicator:	Was The Administrative Cost Ratio Less Than The Threshold Ratio?	
Result/Points	5	
Last Updated:	4/25/2011 3:41:01 PM	

FORMULA

Field Acceptable Administrative Cost Ratio

> District Administrative Cost Ratio

Value

0.1105

0.064219867

Mathematical Breakdown: 0.1105 > 0.0642

RESULT DETERMINATION REFERENCE

DETERMINATION OF POINTS

ADA Group	Standard
10,000 and Above	0.1105
5,000 to 9,999	0.1250
1,000 to 4,999	0.1401
500 to 999	0.1561
Less than 500	0.2654

Sparse	0.3614
5	0
Cost Ratio < Threshold	Cost Ratio >= Threshold

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2009-2010 INDICATOR TEST 17

Name:	MESQUITE ISD (057914)
Indicator:	Was The Ratio Of Students To Teachers Within the Ranges Shown Below According To District Size?
Result/Points	5
Last Updated:	4/25/2011 3:41:01 PM

FORMULA

Field	Value	
(Number of Students	37,175	②
/ Number of FTE Teachers)	2,368.6309	②
Mathematical Breakdown: 15.694	47	•

RESULT DETERMINATION REFERENCE

DETERMINATION OF POINTS

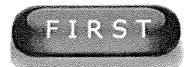
Students	Low	High
< 500	7.0	22
500 - 999	10.0	22
1000 - 4999	11.5	22

5000 - 9999	00 13.5	22			
=> 10,000		10,000 13.5			
5	4	3	2	1	0
UL <= 100%	> 100% =< 105%	> 105% =< 110%	> 110% =< 115%	> 115% =< 120%	> 120%
LL => 100%			=> 85% < 90%		< 80%

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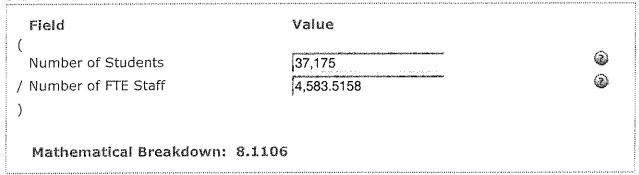


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2009-2010 INDICATOR TEST 18

Name:	MESQUITE ISD (057914)
Indicator:	Was The Ratio Of Students To Total Staff Within the Ranges Shown Below According To District Size?
Result/Points	5
Last Updated:	4/25/2011 3:41:01 PM

FORMULA



RESULT DETERMINATION REFERENCE

DETERMINATION OF POINTS

Low	High
5.0	14
5.8	14
6.3	14
	5.0 5.8

Indicator Test Page 2 of 2

5000 - 9999	6.8	14			
=> 10,000	7.0	14			
5	4	3	2	1	0
UL <= 100%	> 100% =< 105%	> 105% =< 110%	> 110% =< 115%	=< 120%	> 120%
LL => 100%		=> 90% < 95%		=> 80% < 85%	< 80%

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2009-2010 INDICATOR TEST 19

Name:	MESQUITE ISD (057914)
Indicator:	Was The Total Fund Balance In The General Fund More Than 50% And Less Than 150% Of Optimum According To The Fund Balance And Cash Flow Calculation Worksheet In The Annual Financial Report?
Result/Points	5
Last Updated:	4/25/2011 3:41:02 PM

FORMULA

```
Field
                                                          Value
  Total General Fund Balance At June 30 or August 31,
                                                         69,241,983
  Depending On Fiscal Year End
                                                         69,242,461
 /Optimum Fund Balance
* 100
)
 Mathematical Breakdown: 99.9993
```

RESULT DETERMINATION REFERENCE

DETERMINATION OF POINTS						
5	4	3	2	1.	0	
	VISTO - 100					

UL < 150%	>= 150% =< 152.5%	>152.5% =< 155.0%	>155.0% =< 157.5%	>157.5% =< 160.0%	> 160.0%
LL >	= > 47.5%	= > 45.0%	= > 42.5%	= > 40.0%	<
50%	=< 50%	< 47.5%	< 45.0%	< 42.5%	40.0%

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THE <u>TEXAS EDUCATION AGENCY</u>

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 20

Name:	MESQUITE ISD (057914)
Indicator:	Was The Decrease In Undesignated Unreserved Fund Balance < 20% Over Two Fiscal Years?(If 1.5 Times Optimum Fund Balance < Total Fund Balance In General Fund Or If Total Revenues > Operating Expenditures In The General Fund, Then District Receives 5 Points)
Result/Points	5
Last Updated:	4/25/2011 3:41:02 PM

FORMULA

	Field	Value	
If			
(رسالو المتعادية
	Total Revenues in the General Fund	259,261,377	(2)
	Expenditures in the General Fund in Functions 11-61 and Expenditure Object Codes 6100-6400	243,327,458	-@
>	Acceptable Expenditure Revenue Gap	0	-
)			
Ó۱	-		
(
	Optimum Fund Balance	69,242,461	
*	Optimum Fund Balance Multiplier	1.5	-0
<	Total General Fund Balance in the General Fund	69,241,983	-0
)			
Or			
(CONTRACTOR OF THE PROPERTY OF	
	Undesignated, Unreserved Fund Balance In General Fund A	t 55,418,672	(B)
	June 30 or August 31, Depending On Fiscal Year End, Two		
	Fiscal Years Prior		

```
* Maximum Allowable 2 Year Change in Fund
                                                            10.8
< Undesignated, Unreserved Fund Balance In General Fund For 64,944,470
  The Last Fiscal Year
)
Or
  Undesignated, Unreserved Fund Balance In General Fund For 64,944,470
  The Last Fiscal Year
  -Undesignated, Unreserved Fund Balance In General Fund At | 55,418,672
  June 30 or August 31, Depending On Fiscal Year End, Two
  Fiscal Years Prior
/ Undesignated, Unreserved Fund Balance In General Fund At 55,418,672
  June 30 or August 31, Depending On Fiscal Year End, Two
  Fiscal Years Prior
)
  Mathematical Breakdown: If 15,933,919 > 0 Or 103,863,691.5 < 69,241,983
  Or 44,334,937.6 < 64,944,470 Or 0.1719
```

RESULT DETERMINATION REFERENCE

	TERMINATION OF POINTS						
5	4	3	2	1	0		
< 20%	=> 20% <	=> 21% <	=> 22% <	=> 23% <	=> 24%		

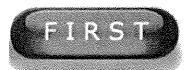
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User: Richard Koonce User Role: District

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 21

Name:	MESQUITE ISD (057914)
Indicator:	Was The Aggregate Total Of Cash And Investments In The General Fund More Than \$0?
Result/Points	5
Last Updated:	4/25/2011 3:41:02 PM

FORMULA

Field Cash in the General Fund + Investments in the General Fund > Acceptable Lower Limit for Cash and Investments	Value 38,335,136 33,211,300	@ @
Mathematical Breakdown: 71,546,436 > 0		

RESULT DETERMINATION REFERENCE

DETER	MINATION OF POI	NTS
	5	0
	> 0	=< 0

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Page 1 of 1 **Indicator Test**

User: Richard Koonce User Role: District

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Financial Integrity Rating System of Texas

2009-2010 INDICATOR TEST 22

Name:	MESQUITE ISD (057914)
Indicator:	Were Investment Earnings In All Funds (Excluding Debt Service Fund and Capital Projects Fund) More Than \$20 Per Student?
Result/Points	4
Last Updated:	4/25/2011 3:41:03 PM

FORMULA

Field

Investment Earnings In All Funds Except Debt Service Fund and Capital Projects Fund

726,730

Value

/Number of Students

37,175

Mathematical Breakdown: 19.5489

RESULT DETERMINATION REFERENCE

5	4	3	2	1	0
>	> \$19 <=	> \$18 <=	> \$17 <=	> \$16 <=	=<
\$20	\$20	\$19	\$18	\$17	\$16

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THE TEXAS EDUCATION AGENCY

1701 NORTH CONGRESS AVENUE · AUSTIN, TEXAS, 78701 · (512) 463-9734

School FIRST Financial Management Report - August 31, 2010

Description of								Ni de de la composition della
Reimbursement	Dr. Linda Henrie	Dr. Linda Henrie Phil Appenzeller Gary Bingham	Gary Bingham	Kevin Carbo	Archimedes Faulkner	Christina Hall	Robert Seward	Dr. Tanamachi
Lodging	\$3,455.78	\$864.88	\$1,505.84	\$2,807.22	\$600.09	\$1,882.11	TASB	\$1,544.03
Meals	\$2,080.15	\$241.98	\$454.89	\$673.04	\$55.00	\$387.95	TASB	\$435.94
Motor Fuel	\$3,065.88							
Transportation	\$3,811.97	\$687.20	\$1,578.16	\$2,441.07	\$66.00	\$1,194.43	\$15.50	\$1,430.01
Other	\$3,483.06	\$920.00	\$980.00	\$2,240.00	\$275.00	\$1,665.00	TASB	\$980.00
Total	\$15.896.84	\$2.714.06	\$4.518.89	\$8.161.33	8996.09	\$5.129.49	\$15.50	\$4.389.98
			200			2		
Outside Compensation								
the Superintendent for								
Professional Consulting								
and/or Other Personal Services	Amount Received							
WA FORMER A FORM HOLOGODIA AND CO. THE							Authornment Vorman Nature	
Total	\$0.00			AND			MOTOR PRINCIPLE PROPERTY PRINCIPLE P	
000000000000000000000000000000000000000								
Giffs Received by								
Board Members (and First Degree Relatives, if any)								
					ANTENNA MARKET MARKET AND THE PARTY AND THE		CONTRACTOR OF THE STATE OF THE	SALMED COLUMN TO THE PARTY OF T
Total	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Business Transaction Between School Disrict and Board Members								
The Property of the Assessment						0	AND THE PROPERTY OF THE PROPER	
Amounts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,						l

Expenses/Reimbursements Phil Appenzeller 2009-10

DATE	MEALS	AMOUNT	LODGING	AMOUNT	AMOUNT TRANSPORTATION	AMOUNT OTHER	OTHER	AMOUNT	GRAND TOTAL
10-2-4-09	10-2-4-09 TASA/TASB Annual Convention - \$126.70	\$126.70		\$409.16		\$295.00	\$295.00 Registration - TASA/TASB	\$285.00	The state of the s
	Houston		Hilton Americas - Houston		Mileage 481 miles @ \$.55		Convention - Dallas		
1/31-2/2/10	1/31-2/2/10 NSBA Federal Relations Network - \$115.28 Hilton - Washington	\$115.28	Hilton - Washington	\$455.72	\$455.72 Airline - AA, Parking and Taxi	\$392.20	\$392.20 Registration - FRN - Washington	\$635.00	
	Washington, DC								
							(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(
								***************************************	THE PERSON OF TH
							The state of the s		THE RESERVE THE PERSON NAMED IN COLUMN TWO IS NOT THE PERSON NAMED IN
									What is the state of the state
i									
TOTAL		\$241.98		\$864.88		\$687.20	A CONTRACTOR OF THE PROPERTY O	\$920.00	\$2,714.06

Expenses/Reimbursements Gary Bingham 2009-10

DATE	CONFERENCE/MEALS	AMOUNT	AMOUNT LODGING	AMOUNT	AMOUNT TRANSPORTATION	AMOUNT OTHER	OTHER	AMOUNT	GRAND TOTAL
10/2-4/09	TASA/TASB Convention -	\$322.22	\$322.22 Hilton Americas - Houston	\$522.81	\$522.81 Mileage 481 miles @.55	\$344.96	\$344.96 Registration - TASA/TASB	\$285.00	
4/10-13/10	4/10-13/10 NSBA Convention - Chicago	\$93.65	W Hotel - Chicago	\$983.03	\$983.03 Airline Ticket - AA - Hotel.	\$572.40	\$572.40 Registration - NSBA Convention	\$695.00	
))		Airport Parking, Baggage Fees)		
5/2-3/10	HEB Awards Ceremony - Houston	\$39.02			Airline Tickets - SW - Airport	\$660.80			
M					Parking/Cabs				
TOTAL		\$454.89		\$1,505.84		\$1,578.16		\$980.00	\$4,518.89

Expenses/Reimbursements Kevin Carbo 2009-10

		AMOUN	Catoaca	TMIOMY	AMOTINT TRANSPORTATION	AMOUNT OTHER	OTHER	AMOUNT	GRAND TOTAL
DATE	CONFERENCE/MEALS	4	LODGENG	TOOTH	Taring Tolland				
09/16/09	NTAASB Planning Meeting -				100 miles (100 miles (9 \$ \$5)	655.00			
	Trophy Club				Mileage (100 miles (@ \$.23)	00.000	And the state of t	\$285 OO	
10/2-4/09	TASA/TASB Joint Annual	\$69.44	\$69.44 Hilton Americas - Houston	\$348.54	Mileage (510 miles@ \$.55),	\$375.56	Kegistration	00.000	
	Convention - Houston				Parking, Tips.		And the state of t	003600	
1/31-2/2/10	1/31-2/2/10 Federal Relations Network -	\$326.11	\$326.11 Hilton - Washington	\$911.44	Airline Ticket - AA, Parking,	\$660.25	\$660.25 Registration - Conference	\$655.00	
	Washington		300	- 1	Tips, etc.		7	¢250.00	
3/25_28/10	2/25_28/10 Celebrating Education		Arizona Grand Resort	\$676.26	Airline Ticket - AA, Parking,	\$613.66	Registration - NSBA Convention	3220.00	
21.01.01	Opportunities - Phoenix AZ	\$107.75			Tips, etc.		A CONTRACTOR OF THE PROPERTY O	00.500	
4/10-13/10	4/10-13/10 NSBA Convention - Chicago	\$115.35	\$115.35 Hilton - Chicago	\$688.95	Airline Ticket - AA, Parking,	\$583.85	Registration	00.06664	
				-	Tips, etc.		ASSOCIATION AND ASSOCIATION AND ASSOCIATION AND ASSOCIATION ASSOCI		
04/21/10	NTAASB Planning Meeting -		The state of the s		Mileage (94 miles. \$.505	\$42.42			
·····	Midlothian			- 1	04.6 () 10 10 10 10 10 10 10 10 10 10 10 10 10	41.00	The contract of the contract o	\$275.00	
6/17-19/10	6/17-19/10 TASB 2010 Summer Leadership	\$54.39	\$54.39 Sheraton Hotel - Ft. Worth	\$182.03	Mileage (95 miles @ 5.50,	\$110.33	Negisuation -		
	Institute - Ft. Worth		A CANADA		Farking, 1 ips, etc.		AND A CONTRACT OF THE PARTY OF		
					The state of the s		AND		
	ALL				A CONTRACTOR OF THE CONTRACTOR		A A A A A MANAGEMENT OF THE STATE OF THE STA		
						į	ACCOUNTY TO THE PARTY OF THE PA		20 171 00
	**************************************	C673 04		\$2.807.22		\$2,441.07		\$2,240.00	36,101.33
TOT		- 50.00			The state of the s				

Expenses/Reimbursements Archimedes Faulkner 2009-10

				ľ				TY OF THE
	1 2 2 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7		A WOUNT		AMOUNT	UTHER	AMOUNT.	
DATE MEALS	AMOUNT		1				£275 00	
6/17-19/10 TASB - 2010 Summer Leadership \$55.00 Sheraton Hotel - Ft. Worth	\$55.00		\$600.09	\$600.09 Mileage - \$87 miles @ \$.55	266.00	\$66.00 Registration - Conference	00.0	-
Institute - Ft. Worth						AND THE PERSON NAMED IN COLUMN		
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TOTAL CONTRACTOR CONTR						THE STATE OF THE S	William Control of the Control of th	
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AND THE PERSON NAMED IN COLUMN TO TH		The state of the s				And the state of t		
The state of the s		The same of the sa				and the state of t		
		A LOCAL DE LA CONTRACTOR DE LA CONTRACTO			00//00	The state of the s	\$275.00	\$996.09
With the same of t	855 00		\$600.09		\$00.00	The state of the s		
TOTAL								

Expenses/Reimbursements Christina Hall 2009-10

DATE	CONFERENCE/MEALS	AMOUNT LODGING	LODGING	AMOUNT	AMOUNT TRANSPORTATION	AMOUNT OTHER	OTHER	AMOUNT	GRAND TOTAL
1/31-2/2/10	1/31-2/2/10 Federal Relations Network	\$102.83	\$102.83 Omni Shoreham - Washington	\$553,05	\$553,05 Airline, Parking, Tips, etc.	\$441.15	\$441.15 Registration - FRN Conference	\$635.00	
	Conference - Washington, DC								The state of the s
4/10-13/10	4/10-13/10 NSBA Convention - Chicago	\$230.00	\$230.00 W Hotel - Chicago	\$919.28	\$919.28 Airline Ticket - AA - Hotel,	\$411.40	\$411.40 Registration - NSBA Convention	\$695.00	
					Airport Parking, Baggage Fees				
6/10-12/10	6/10-12/10 TASB 2010 Summer Leadership	\$55.12	\$55.12 Grand Hyatt - San Antonio	\$409.78	Mileage (555 miles @ \$.50),	\$341.88	\$341.88 Registration - Summer Leadership	\$335.00	
	Institute - San Antonio				Parking, Tips, etc.		Conference		
	NATION AND A STATE OF THE PROPERTY OF THE PROP								
	Total Control of the		WAY PROPERTY.	***************************************		***************************************	The state of the s		

TOTAL		\$387.95		\$1,882.11		\$1,194.43		\$1,665.00	\$5,129.49

Expenses/Reimbursements

Robert Seward 2009-10

MEALS MEALS MSBA Leadership Conference Paid by TASB TASB TASB TASB TASB TASB TASB TASB TASB									
Paid by Paid by Airline - AA, (Paid by TASB) TASB Misc.	DATE		AMOUNT	AMOUNT	TRANSPORTATION		OTHER	AMOUNT	CKAND IOIAL
TASB Misc.	1/28-31/10		Paid by	 Paid by	Airline - AA, (Paid by TASB)			Paid by	
			TASB	TASB	Misc.		Registration - NSBA Conference	TASB	
		T. L. LAWWOOD							
		THE REAL PROPERTY AND ADDRESS OF THE PROPERTY ADDRESS OF THE PROPE							
		Line Control of the C							
		The state of the s					Walter Control (control)		
80.00	TOTAL		\$0.00	80.00		\$15.50		\$0.00	\$15.50

Expenses/Reimbursements Dr. Cary Tanamachi 2009-10

DATE	MEALS	AMOUNT	AMOUNT LODGING	AMOUNT	AMOUNT TRANSPORTATION	AMOUNT OTHER	OTHER	AMOUNT	GRAND TOTAL
10/2-4/09	TASA/TASB Annual Convention - \$157.48 Houston	\$157.48	Hilton Americas - Houston	\$544.71	\$544.71 Mileage - 481 miles @ \$.55, Tins. etc.	\$325,62	\$325,62 Registration - TASA/TASB Convention	\$285.00	·
4/10-13/10	4/10-13/10 NSBA Convention - Chicago	\$251.56	\$251.56 W Hotel - Chicago	\$999.32	\$999.32 Airline - AA, Rental Car, Parking	\$744.49	\$744.49 Registration - NSBA Convention	\$695.00	
5/2-3/10	HEB Awards Ceremony - Houston	\$26.90		A PARAMANAN	Airline, Parking, Tips	\$359.90	The state of the s		
TOTAL PROPERTY COMMISSION	THE STATE OF THE S		The state of the s						
	On the second se		a control of the cont		minorman #11 con town				
TOTAL		\$435.94		\$1,544.03		\$1,430.01		8980.00	\$4,389.98

1. Select your school district from the drop-down list.

057914 MESQUITE ISD

2. Payroll - Payroll expenditures are expenditures for payroll costs (object codes 6110-6149).

54627506

3. Contract Costs - Contract costs are expenditures for services rendered by firms, individuals, and other organizations (object code series 6200).

5034561

4. Supplies and Materials - Supplies and materials expenditures are expenditures for supplies and materials necessary to maintain and/or operate furniture, computers, equipment, vehicles, grounds, and facilities (object code series 6300).

3710677

5. Other Operating - Other operating expenditures are expenditures for items other than payroll, professional and contracted services, supplies and materials, debt service, and capital outlay (object code series 6400).

2205986

6. Debt Service - Debt service expenditures are expenditures for debt service (object code series 6500).

0

7. Capital Outlay - Capital outlay expenditures are expenditures for land, buildings, and equipment (object code series 6600).

261261

1. Districts with a September 1-August 31 fiscal year: Within the last two years, did the school district 1) draw funds from a short-term financing note (term less than 12 months) between the months of September and December, inclusive, and 2) for the prior fiscal year, have a total General Fund balance of less than 2 percent of total expenditures for General Fund function codes 11-61? Districts with a July 1-June 30 fiscal year: Within the last two years, did the school district 1) draw funds from a short-term financing note (term less than 12 months) between the months of July and October, inclusive, and 2) for the prior fiscal year, have a total General Fund balance of less than 2 percent of total expenditures for General Fund function codes 11-61?

No

2. Has the school district declared financial exigency within the past two years?

No

3. Provide comments or explanations for student-to-staff ratios significantly (more than 15%) below the norm, rapid depletion of General Fund balances, or any significant discrepancies between actual budget figures and projected revenues and expenditures, or any other information that may be helpful in evaluating the school district's financial solvency. Mean Enroll-to-Teacher Ratio | 85% of Mean Enroll-to-Teacher Ratio | School District Size 08.39 | 07.13 | Under 100 09.48 | 08.06 | 100 to 249 10.73 | 09.12 | 250 to 499 11.48 | 09.76 | 500 to 999 12.45 | 10.58 | 1,000 to 1,599 13.52 | 11.50 | 1,600 to 2,999 14.29 | 12.15 | 3,000 to 4,999 14.80 | 12.58 | 5,000 to 9,999 14.88 | 12.65 | 10,000 to 24,999 15.01 | 12.76 | 25,000 to 49,999 15.06 | 12.80 | 50,000 and Over

No Response

4. How many superintendents has your school district had in the last five years?

1

5. How many business managers has your school district had in the last five years?

2

SUPERINTENDENT'S CONTRACT

January 10, 2011

THE STATE OF TEXAS §

COUNTY OF DALLAS §

This contract of employment is made and entered into on the date last written below by and between the Board of Trustees of Mesquite Independent School District ("MISD") and Dr. Linda Henrie ("Superintendent").

WITNESSETH:

- Employment. MISD hereby employs Superintendent as Superintendent of Public Schools in and for MISD.
- 2. <u>Duties of Superintendent.</u> Superintendent shall, in consideration of the salary stipulated herein, perform the duties and responsibilities of Superintendent in accordance with reasonable performance indicators, based upon generally accepted educational standards in similar school districts in the State of Texas, which may be adopted by MISD from time to time, and which performance meets expectations, in accordance with the duties as required by this contract, the school laws of the State of Texas and such rules, regulations and policies as may be promulgated by MISD. Superintendent shall, at all times during the term of this contract, meet MISD and State qualifications, hold and maintain a valid certificate required of a superintendent by the State of Texas and issued by the Texas Education Agency, as well as such other certificates as may be required by law.

Any determination that Superintendent's performance does not meet expectations or

constitutes a significant problem shall be based upon actual evidence of such deficiency. No action shall be taken against Superintendent as a result of her performance not meeting expectations or because same represents a significant problem unless MISD first notifies Superintendent of its complaint and Superintendent is given a reasonable opportunity to cure such deficiency.

- 3. <u>Reassignment</u>. During the term of this contract, Superintendent may not be reassigned from the position of Superintendent, to another position, without Superintendent's express, prior, written consent.
- 4. <u>Termination</u>. After July 1, 2011, Superintendent shall not ask for a release from this contract without first obtaining the prior written consent of MISD.

MISD may dismiss Superintendent during the term of this contract only for good cause. For the purposes of this contract, "good cause" shall mean:

- a. conviction of a felony or other crime involving moral turpitude;
- b. violation of the terms of this contract;
- failure of Superintendent to hold and maintain valid certificates required by the
 State of Texas;
- d. disability, not otherwise protected by law, that impairs performance of the required duties of superintendent for a continuous period in excess of six (6) months;
- e. retirement or death of Superintendent; or
- f. the mutual agreement of Superintendent and the Board of Trustees to terminate this contract.

During the term of this contract, Superintendent is granted a proprietary interest in continued employment. No action for termination or nonrenewal shall be taken against Superintendent unless MISD first notifies Superintendent of its complaint and Superintendent is given a reasonable opportunity to cure such complaint. In the event that MISD elects to terminate or not renew this contract during or upon expiration of this contract in accordance with the school laws of the State of Texas and such rules, regulations, and policies as may be promulgated by MISD, Superintendent shall first be given forty-five (45) days notice, in writing, of the reasons for such termination or nonrenewal, be advised of the evidence and witnesses relied upon by MISD to prove and support such grounds, and, at the election of Superintendent, shall be afforded a full due process hearing concerning such termination or nonrenewal. At any such hearing, Superintendent shall have the right to confront and cross-examine witnesses against her, call witnesses and offer evidence in her own behalf, and shall have all other rights afforded to her under MISD's policies and state and federal law.

- 5. Term. Superintendent is hereby employed for a term of five (5) years, consisting of the 2011-2012, 2012-2013, 2013-2014, 2014-2015 and 2015-2016 school years, commencing on July 1, 2011 and ending June 30, 2016.
- 6. <u>Salary</u>. As compensation for Superintendent's services, MISD agrees to pay Superintendent a minimum annual salary of \$249,900.00. During the term of this contract, Superintendent's salary may not be reduced below the amount set out in this paragraph.

The annual salary to be paid Superintendent each year shall be paid in twelve (12) equal monthly installments. The first monthly salary payment to Superintendent is due and payable on August 1, 2011, with subsequent payments to be made to Superintendent on the first day of each

succeeding month thereafter during the term of this contract, except that the final payment due under this contract shall be due and payable to Superintendent on June 30, 2015.

- 7. <u>Vacation and Other Benefits</u>. Superintendent shall be entitled to all the benefits applicable to twelve (12) month administrative employees as are incident to their employment relationship with the district, including, but not limited to the vacation and illness benefits and leaves, and other forms of insurance protection, retirement program, choice of tax-sheltered annuities, and other administrative employee benefits.
- 8. <u>Automobile Expenses</u>. MISD shall pay for, or reimburse Superintendent for, all expenses incurred by her with regard to gasoline, insurance, repairs, and maintenance regarding her automobile.
- 9. <u>Expenses</u>. MISD shall pay or reimburse Superintendent for reasonable expenses incurred in attending approved professional meetings and conferences, and for other reasonable expenses essential to the discharge of her assigned duties.
- 10. <u>Professional Legal Liability Insurance</u>. MISD shall obtain, and pay premiums for, a Policy of Professional Legal Liability Insurance with coverage in the sum of \$1,000,000. Superintendent shall be named as the insured in the policy of Professional Legal Liability Insurance.
- Other Benefits. In addition to the other compensation and benefits set forth in this contract, MISD agrees to provide Superintendent the following other benefits, at no cost to Superintendent: hospitalization insurance for Superintendent equivalent to the group health care plan provided by MISD for its other administrative employees; life insurance equivalent to life insurance provided by MISD for its other administrative employees, together with continuation

of all life insurance policies previously provided to Superintendent in her capacity as Deputy Superintendent with MISD; the cost of an annual physical with, or at, physicians, clinics, or hospitals of Superintendent's choice; and, reimbursement for all cost and charges associated with the acquisition and use of a mobile telephone by Superintendent. MISD agrees to make available to Superintendent computer and peripheral equipment for home use to facilitate fulfillment of the duties required under this contract.

- Superintendent, Superintendent may serve as consultant to other school districts, colleges and universities, or educational agencies or groups, lecture, engage in writing activities and speaking engagements, and shall be paid and receive reimbursement of expenses by MISD or may be paid an honorarium for such consultant services, in which event MISD shall not be obligated to pay such expenses. Consultation provided by Superintendent under the terms and conditions of this paragraph must be consistent with state and federal law and approved in advance by the Board of Trustees. Superintendent agrees that she will not, during the term of this contract, accept any consultation agreements with any person, firm or entity who has or seeks a contractual relationship with MISD, or who seeks action or inaction by MISD's Board of Trustees.
- Civic Activities. Superintendent is encouraged to participate in community and civic affairs, and to join social and civic clubs in the area. The expense of all such activities shall be paid by MISD.
- 14. <u>Personal Protection</u>. In the event the life or safety of Superintendent, or Superintendent's family, is threatened or otherwise appears in danger due to the performance of Superintendent's professional duties, MISD shall pay all reasonable cost incident to the

protection of Superintendent and her family.

Professional Growth Benefits. Superintendent shall devote Superintendent's 15. time, attention, and energy to the direction, administration, and supervision of the District. The Board, however, encourages the continued professional growth of Superintendent through Superintendent's active attendance at and participation in appropriate professional meetings at the local, regional, state, and national levels. The Board encourages the use of data and information sources, and encourages the participation of Superintendent in pertinent education seminars and courses offered by public or private institutions or by educational associations, as well as the participation in informational meetings with those individuals whose particular skills, expertise or backgrounds would serve to improve the capacity of Superintendent to perform Superintendent's professional responsibilities for the District. In its encouragement of Superintendent to grow professionally, the Board shall permit a reasonable amount of release time for Superintendent to attend and/or participate in such seminars, courses, or meetings. The District shall pay Superintendent's membership dues in the American Association of School Administrators and the Texas Association of School Administrators, as well as other memberships necessary to maintain and improve Superintendent's professional skills. MISD shall bear the costs and expenses for any such attendance or membership.

In its encouragement of Superintendent to grow professionally, the Board agrees to permit a reasonable amount of release time for Superintendent, as Superintendent and Board deem appropriate, to attend such other seminars, courses, or meetings not otherwise discussed in this paragraph.

16. Reclassification of Income and/or Expenses. Superintendent and MISD

acknowledge and agree that from time to time the parties may mutually desire to reclassify expenses to income, or vice versa. To the extent that any such reclassification does not require MISD to expend funds in excess of those funds called for under this Contract, the Board of Trustees authorizes the then President of the Board to enter into such reclassification with Superintendent without further action by the Board of Trustees. Any such reclassification shall be reduced to writing, titled *Reclassification of Compensation No.* ______, signed by the President of the Board of Trustees and the Superintendent and appended to this Contract. Upon such appendage, same shall become a binding part of this Contract.

17. <u>Indemnity</u>. MISD agrees to, and does, indemnify, defend, and hold Superintendent harmless of and from any loss and/or liability of any nature alleged against Superintendent individually, or in her capacity as Superintendent, arising as a result of Superintendent's performance of the duties of Superintendent, provided, however, that this indemnity does not, and shall not, extend to damages resulting from a final determination of commission of an illegal act by Superintendent.

18. Miscellaneous.

Controlling Law. This Contract shall be governed by the laws of the State of Texas and is performable in Dallas County, Texas.

Complete Agreement. This Contract embodies the entire agreement between the parties hereto and cannot be varied except by written agreement of the undersigned parties.

Conflicts. In the event of any conflict between the terms, conditions, and provisions of this Employment Contract and the provisions of the Board's policies, or any permissive state or federal law, then, unless otherwise prohibited by law, the terms of this

Contract shall take precedence over the contrary provisions of the Board's policies or any such permissive law during the term of the contract.

Savings Clause. In the event any one or more of the provisions contained in this Contract shall, for any reason, be held to be invalid, illegal, or unenforceable, such invalidity, illegality, or unenforceability shall not affect any other provision hereof, and this Contract shall be construed as if such invalid, illegal, or unenforceable provision had never been contained in this Contract. All existing agreements and contracts, both verbal and written, between the parties hereto regarding the employment of Superintendent have been superseded by this Contract, and this Contract constitutes the entire agreement between the parties unless amended in writing by agreement of all parties to this Contract.

Dated: January 10, 2011.

ATTEST:

Secretary, Board of Trustees

MESQUITE INDEPENDENT SCHOOL DISTRICT

Ву: _

President, Board of Tuistees

Superintendent

Superintendent