

Agenda of REGULAR MEETING
The Board of Trustees
Pearland Independent School District

Notice is hereby given that a Regular Meeting of the Pearland Independent School District will be held on **Tuesday, March 7, 2023**, beginning at 5:00 PM at Pearland Independent School District, 1928 North Main, Pearland, Texas 77581.

The Meeting Will Also be Livestreamed:

YouTube:

<https://www.youtube.com/user/ThePearlandISD/live>

Public Comment: A link to a public comment form is available at:

<https://www.pearlandisd.org/publiccomment>. This form must be completed and submitted prior to Monday, March 6, 2023 at 5:00 pm if you wish to address the Board of Trustees on an agenda or non-agenda item. Patrons participating in the Public Comment segment of the board meeting must appear in person to address the board of trustees.

The subjects to be discussed, considered, or upon which any formal action may be taken are listed below.

1. **Call to Order**
2. **Establishment of a Quorum**
3. **Introductory Remarks/Pledges** -Trustee Lance Botkin
Such remarks by an individual board member are entirely his or her own and do not necessarily reflect the views or judgment of the Board of Trustees as a whole or the school district. No other members of the board or employees of the school district, or any other person in attendance at the meeting is expected or required to participate in any introductory remarks that are presented.
4. **Board Recognition**
5. **Closed Meeting** as Authorized by Section 551.001 et seq.of the Government Code -
 - A. 551.071 - Private Consultation with the Board's Attorney
 1. Seek the Advice of Attorneys (Texas Government Code §551.071) concerning the following litigation and possible settlement: USOR SITE PRP GROUP vs. A&M CONTRACTORS, INC., et al.
 - B. 551.072 - Discussing purchase, exchange, lease or value of real property
 - C. 551.074 - Personnel Discussion
 1. Employment of Professional and Instructional Personnel
 2. Review Resignations
 - D. 551.076 - Considering the Deployment, Specific Occasions for, or Implementation of, Security Personnel or Devices
 - E. 551.082 - Consider Discipline of a Public School Child, or Complaint or Charge Against Personnel
6. **Reconvene in Open Session**
7. **Consider Action** on Items Discussed in Closed Session as Listed Under Closed Meeting in this Notice
8. **Public Comment** [Length of time of each not to exceed three (3) minutes]
9. **New Business** - Consideration of and Possible Action on the Following
 - A. **Consent Agenda**
 1. Approve Minutes of the February 7, 2023 Regular Board Meeting and February 28, 2023 Special Board Meeting 3
 2. Approve Procured Budgeted Purchases that Aggregate \$75,000 or More 5

3. Consider Approval of Authorized Investment Brokers/Dealers	7
4. Approve Auditors to Perform the Financial Audit for the 2022-2023 School Year	213
5. Staff Development/Training Waiver Renewal for 2023-2024	15
6. Approve Final Payment and Deductive Change Order for the Transportation Fuel Tank Replacement Project	17
7. Consider to Approve the Professional Services Consultant and Contracting Method of Procurement for Roof Replacement at Sablatura Middle School	19
8. Approve, Revise, Add, or Delete Board Policies included in TASB's Localized Policy Manual Update 120 and those from the Administrations' Policy review Session with TASB.	21
9. Consider Approval of Award for Pearland ISD RFP #23-0223-11 for Cyber Insurance Coverage	24
B. Regular Agenda	
1. Discussion and Approval of the City of Pearland's Options for Adjusting Terms of the Inter-Local Agreement for the Natatorium	26
2. Discussion of Tax Year 2022 Property Value Study and Resolution Approving the Brazoria County Appraisal District's Chief Appraiser to File a Protest Against the Comptroller's 2022 Property Value Study on Behalf of the District	28
3. Consider Approval of Additional Personnel	30
10. Administrative Reports	
A. Interim Financial Statement Report as of January 31, 2023	32
11. Adjournment	

Certificate of Posting

On the 3rd day of March, 2023 at 5:00 pm this notice was made available on the district website and an original copy of this notice was posted at the school district education support center.

Secretary to Board of Trustees



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023 **Date Submitted: March 1, 2023**

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Consent Agenda	<input type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Approve Minutes of Regular Board Meeting – February 7, 2023 and Special Board Meeting – February 28, 2023

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<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:a222b8d5-619a-3ab6-83ac-c3453f6b1008>

Executive Summary: Minutes Submitted for Board Approval

Associated District Goal: N/A

- Pearland ISD will provide a safe and orderly environment by enforcing safety and security measures and training at all levels focused on prevention, mitigation, preparation, response, and recovery
- Pearland ISD will continue to make quality instruction and academic performance a top priority.
- Pearland ISD will provide for the physical and mental wellbeing for all students and staff.
- Pearland ISD will deliver a transparent communication system that fosters trust and enhances unity across the district and community.
- Pearland ISD will strategically maximize financial assets to provide resources to meet student needs in partnership with families and the community.

Fiscal Impact		
Cost: <input type="checkbox"/> Recurring <input type="checkbox"/> One-Time <input checked="" type="checkbox"/> No Fiscal Impact	Funding Source: N/A <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Funds <input type="checkbox"/> Other Funds (insert below)	Fiscal Year: Amendment Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Superintendent’s Recommendation: Minutes from February 7, 2023, Regular Board Meeting and February 28, 2023, Special Board Meeting to be approved as submitted.

Requested By/Department Submitting: Superintendent’s Office

Cabinet Member's Approval: Larry Berger

Board Approval Required:

4

Yes

No



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023 **Date Submitted:** February 28, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Consent Agenda	<input type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Approve Procured Budgeted Purchases that Aggregate \$75,000 or More

Executive Summary: Policy CH (Local) states that any single, budgeted purchase of goods or services that costs \$75,000 or more, regardless of whether the goods or services are competitively procured, shall require Board approval before a transaction may take place.

Administration seeks approval from the board for single purchases totaling \$75,000 or more as listed below and detailed in the attached CH (Local) report:

- Approval of five-year contract utilizing TIPS Contract #220701 for Web Hosting, Services or Content Management from Finalsite for web content management system in the amount of \$344,715. Contract can be viewed at <https://adobe.ly/3lis2C9> (Fund 199).
- Approve of purchase utilizing Buy Board Contract #685-22 for Construction, Road and Bridge, and Other Related Equipment from Mustang CAT for the purchase of a compact track loader (Bobcat) in the amount of \$122,571 (Fund 698).
- Approval of facility rental agreement with SMG dba NRG Park to hold the Class of 2023 graduation ceremonies for three campuses in the amount of \$116,300 (Fund 199). Contract can be viewed at <https://adobe.ly/41pVPRY>.

Purchases are in compliance with Texas Education Code Ch. 44.031 Purchasing Contracts and Board Policy CH (Local) Policy.

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:ad1d248e-240d-306c-b639-784ad6c340db>

Associated District Goal:

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- Pearland ISD will continue to make quality instruction and academic performance a top priority.
- Pearland ISD will provide for the physical and mental wellbeing for all students and staff.
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- Pearland ISD will strategically maximize financial assets to provide resources to meet student needs in partnership with families and the community.

Fiscal Impact**Cost:**

- Recurring
- One-Time
- No Fiscal Impact

Funding Source:

- General Fund
- Grant Funds
- Other Funds (698)

Fiscal Year:

Amendment Required?

- Yes
- No

Superintendent's Recommendation: That the board of trustees approves the recommended single, budgeted purchases exceeding \$75,000 as listed in the attached CH Local report.

Requested By/Department Submitting: Cissa Madero, Matt Cline, Kelly Holt;
Purchasing/Moniki Mason

Cabinet Member's Approval: Jorgannie Carter

Board Approval Required:

Yes No



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023 **Date Submitted:** February 21, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting	<input type="checkbox"/> Executive Session	<input type="checkbox"/> Regular Agenda
<input type="checkbox"/> Special Meeting/Workshop	<input type="checkbox"/> Public Hearing	<input type="checkbox"/> Administrative Report
<input type="checkbox"/> Hearing	<input checked="" type="checkbox"/> Consent Agenda	

Subject: Consider Approval of Authorized Investment Brokers/Dealers

Executive Summary: The Public Funds Investment Act, Texas Government Code section 2256.025, states that the Board shall annually revise or adopt a list of qualified brokers/dealers that are authorized to engage in investment transactions with the District. Furthermore, it specifies that a qualified representative of the business organization offering to engage in an investment transaction with a district shall execute a written instrument acknowledging receipt and review of the district’s investment policy and acknowledging implementation of reasonable procedures and controls to preclude from investment transactions that are not authorized by the district’s investment policy.

Administration has received acknowledgment and recommends continuing utilizing the following Governmental Investment Pools to provide the district with investment options that emphasize safety, liquidity, and diversity as outlined in the District’s Investment Policy:

- TexPool Local Government Investment Pool and Federated Investment Counseling
- TexasTERM/Texas Range Local Government Investment Pool
- Texas Class / Public Trust Advisors LLC

See attached certifications.

Associated District Goal:

Pearland ISD will provide a safe and orderly environment by enforcing safety and security measures and training at all levels focused on prevention, mitigation, preparation, response, and recovery

Pearland ISD will continue to make quality instruction and academic performance a top priority.

Pearland ISD will provide for the physical and mental wellbeing for all students and staff.

Pearland ISD will deliver a transparent communication system that fosters trust and enhances unity across the district and community.

Pearland ISD will strategically maximize financial assets to provide resources to meet student needs in partnership with families and the community.

Fiscal Impact

Superintendent’s Recommendation: The Board approves the Resolution Designating District Authorized Investment Officers as presented.

Requested By/Department Submitting: Business Office

Cabinet Member's Approval: Jorgannie Carter

Board Approval Required:

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Yes

No

February 1, 2023

Monio Mark II, CPA
Director of Finance
Pearland Independent School District
1928 N. Main St.
Pearland, TX 77581

Re: Pearland Independent School District Investment Policy

Dear Monio:

Thank you for your interest in the Texas Cooperative Liquid Assets Securities System Trust (CLASS) program. This letter is to acknowledge that the Texas CLASS staff has received from you (the "Investor") and reviewed the Investment Policy (described in (ii) below) and the form of resolution (the "Resolution") proposed for adoption by your governing body (the "Governing Body") approving the Investment Policy. According to the Resolution, the Investment Policy has been developed in accordance with the requirements of the Public Funds Investment Act, Texas Government Code, Chapter 2256 (the "Act"), and, upon adoption, will authorize you to deposit funds in Texas CLASS for investment by Texas CLASS. You also have represented to the undersigned that:

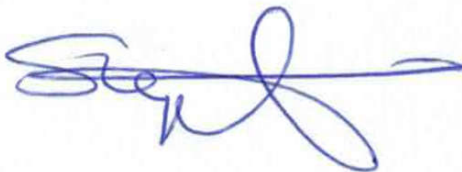
- i. The Investment Officer named in the Resolution has been, or upon adoption of the Resolution will be, (a) duly designated by official action of the Governing Body to act as its Investment Officer pursuant to the Act, (b) vested with full power and authority under the Act and other applicable law (collectively, the "Authorized Investments Law") to engage in investment activities on behalf of the Investor and to perform all obligations in connection therewith, and (c) duly authorized to execute this letter on behalf of the Investor for the purpose of confirming the representations of the Investor set forth herein;
- ii. Pursuant to the Act, the Governing Body of the Investor has, or will upon approval of the Resolution have, duly adopted a written investment policy, including an investment strategy (as the same may be amended, the "Investment Policy"), and the Investment Officer (a) has furnished a true and correct copy of the Investment Policy to us and (b) will promptly notify us of any rescission of, or amendment to, the Investment Policy, provided that we shall be entitled to rely upon the most recent version of the Investment Policy furnished by the Investment Officer; and

iii. The Investor has implemented reasonable procedures and controls in an effort to preclude imprudent investment activities arising out of investment transactions with Texas CLASS, and prior to investing assets through the Texas CLASS program, the Investment Officer will determine that the contemplated investment is authorized under the Authorized Investments Law and is consistent with the Investment Policy.

Texas CLASS acknowledges that it has reviewed the investment policy of the above-named entity and has implemented reasonable procedures and controls in an effort to preclude investment transactions involving funds invested on behalf of Texas CLASS participants that are not authorized by the entity's investment policy, except to the extent that this authorization is dependent on an analysis of the makeup of the entity's entire portfolio or requires an interpretation of subjective investment standards. The Texas CLASS Program allows the purchase of investments that are authorized by the Act. Texas CLASS is committed to the high standards and level of service that participants expect in the investments of their funds.

The foregoing representations of the Investor are true and correct as of the date hereof.

Sincerely,



Stephen J Dixon
Director, Business Operations

**TEXAS PUBLIC FUNDS INVESTMENT ACT
ACKNOWLEDGEMENT**

These Acknowledgments are executed on behalf of the Pearland Independent School District ("Investor") and TexasTERM Local Government Investment Pool, doing business as the Texas Range Investment Program ("Business Organization") pursuant to the Public Funds Investment Act, Chapter 2256, Government Code, Texas Codes Annotated (the "Act"), in connection with investment transactions conducted between the Investor and the Business Organization.

Acknowledgment by Business Organization

The undersigned qualified representative of the Business Organization ("Qualified Representative") acknowledges, represents and agrees on behalf of the Business Organization that:

- (1) The Qualified Representative (a) is registered under the rules of the Financial Industry Regulatory Authority (FINRA), (b) is the duly appointed and acting representative of the Business Organization, holding the title set forth underneath its name below, and (c) is duly authorized to execute this Certification on behalf of the Business Organization;
- (2) The Qualified Representative has received and reviewed the Investor's investment policies including the Legal Policy dated November 13, 2019, and the Local Policy dated November 13, 2019, (collectively the "Investment Policy");
- (3) The Business Organization will provide the Investment Officer with periodic investor account and other reasonably requested information that will assist the Investor's Investment Officer in carrying out his or her responsibility to make investment decisions consistent with the Investment Policy;
- (4) The Business Organization will not sell to the Investor investments other than those listed in the approved Investment Policy, which may be amended from time to time by the governing body of the Investor. The Investor is responsible for informing the Business Organization of any changes made to the Investment Policy document; and
- (5) The Investment Policy permits the entity to invest its funds in public funds investment pools organized under the Act.

Texas Range Investment Program
Qualified Representative



Nelson L. Bush
Managing Director

February 6, 2023



**TEXAS PUBLIC FUNDS INVESTMENT ACT
ACKNOWLEDGEMENT AND CERTIFICATION
OF INVESTMENT POLICIES**

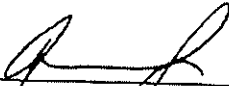
This Acknowledgement and Certification is executed on behalf of the Texas Local Government Investment Pools, TexPool and TexPool Prime (collectively, "TexPool"), and Federated Investment Counseling, as investment adviser to TexPool ("Adviser"), pursuant to Section 2256.005(k), Texas Government Code, in connection with investment transactions conducted between the **Pearland Independent School District** ("Investing Entity") and TexPool.

The undersigned, who is a qualified representative of TexPool and Adviser (the "Qualified Representative") hereby certifies on behalf of TexPool and Adviser that, as of the date of this letter:

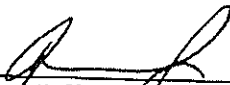
- (i.) The Qualified Representative is duly authorized to execute this Acknowledgment and Certification on behalf of TexPool and Adviser; and
- (ii.) The Adviser has received and reviewed the Investing Entity's investment policy (the "Policy"), and will provide a copy of such Policy to a representative of TexPool upon request; and
- (iii.) TexPool and Adviser have implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the Investing Entity and TexPool that are not authorized by the Policy, except to the extent that this authorization is dependent on an analysis of the makeup of the Investing Entity's entire portfolio or requires an interpretation of subjective investment standards.

TEXPOOL and TEXPOOL PRIME

FEDERATED INVESTMENT
COUNSELING



Signature: Jeff Aronsohn
Authorized Signatory



Signature: Jeff Aronsohn
Vice President

Date: 2/10/23

Date: 2/10/23



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: March 1, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Consent Agenda	<input type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Approve Auditors to Perform the Financial Audit for the 2022-2023 School Year

Executive Summary: Section 44.008 of the Education Code requires the board of trustees to have its school district fiscal accounts audited annually by a certified or public accountant holding a permit from the Texas State Board of Public Accountancy.

The firm of Whitley Penn performed the district's financial audit for the 2021-2022 school year with the option of four (4) one-year renewal options. Administration has been pleased with their services and recommends utilizing them for the 2022-2023 financial audit. Whitley Penn submitted an engagement letter to perform the financial audit for the 2022-2023 school year. Their proposed fee of \$55,230 reflects an increase of \$1,610 over the previous year.

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:65d09323-8baa-37fb-883c-15475bcc8c11>

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:8ed65256-6cc8-355e-9706-3f766fdb9a2e>

Associated District Goal:

- Pearland ISD will provide a safe and orderly environment by enforcing safety and security measures and training at all levels focused on prevention, mitigation, preparation, response, and recovery
- Pearland ISD will continue to make quality instruction and academic performance a top priority.
- Pearland ISD will provide for the physical and mental wellbeing for all students and staff.
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Fiscal Impact

Cost:

- Recurring
- One-Time

Funding Source:

- General Fund
- Grant Funds

Fiscal Year:

Amendment Required?

- Yes
- No

<input type="checkbox"/> No Fiscal Impact	<input type="checkbox"/> Other Funds (insert below)	14
Superintendent's Recommendation: That the board of trustees approve the firm of Whitley Penn to perform the financial audit for the 2022-2023 school year.		
Requested By/Department Submitting: Business Office		
Cabinet Member's Approval: Jorgannie Carter	Board Approval Required: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: February 23, 2023

Meeting Type

- Regular Meeting
 Special Meeting/Workshop
 Hearing

Agenda Placement

- Executive Session
 Public Hearing
 Consent Agenda
 Regular Agenda
 Administrative Report

Subject: Staff Development/Training Waiver Renewal for 2023-2024

Executive Summary:

Waivers that enable the district to be more flexible regarding various educational strategies in place of student instruction may be requested on a rotating schedule. Having prior approval from TEA enables the district to make calendar modifications. Below is the waiver approved by DEIC on February 13, 2023:

Staff Development Waiver for 2023-2024:

Pursuant to Texas Education Code (TEC)25.081 this waiver allow the district or charter school to train staff in various educational strategies designed to improve student performance in lieu of a maximum of:

- 2,100 minutes or student instruction for districts and charter schools that provide operational and instructional minutes

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Fiscal Impact

Cost:

- Recurring
 One-Time
 No Fiscal Impact

Funding Source:

- General Fund
 Grant Funds
 Other Funds (insert below)

Fiscal Year:

Amendment Required?

- Yes
 No

Superintendent's Recommendation: The board approve the renewal of the waiver to enable ¹⁶ the district to be more flexible regarding instructional days and staff development.

Requested By/Department Submitting: Curriculum & Instruction

Cabinet Member's Approval:
Dr. Nyla Watson

Board Approval Required:
 Yes **No**



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: March 1, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Consent Agenda	<input type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject:

Approve Final Payment and Deductive Change Order for the Transportation Fuel Tank Replacement Project

Executive Summary:

In accordance with Policy CV (Local), final payments for construction work in the district shall not be made until the work has been completed and accepted by the Board. The Transportation Fuel Tank Replacement project is complete.

The Board contracted with SSCI Environmental in December 2020 to replace the fuel tank storage unit located at Transportation-East facility. After accounting for the final payment of \$58,568.89, the project is \$190.17 under the approved budget of \$539,058. The District funded this project with remaining Bond Funds (617).

The final pay application and deductive change order for the project can be viewed [here](#)

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Fiscal Impact

Cost:	Funding Source:	Fiscal Year: Amendment Required?
<input type="checkbox"/> Recurring <input checked="" type="checkbox"/> One-Time <input type="checkbox"/> No Fiscal Impact	<input type="checkbox"/> General Fund <input type="checkbox"/> Grant Funds <input checked="" type="checkbox"/> Other Funds (617 Bond Funds)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Superintendent's Recommendation: That the Board of Trustees authorize final payment for the Transportation Fuel Storage Tank Replacement as submitted and authorize the superintendent or designee to approve the final payment and deductive change order. 18

Requested By/Department Submitting: Roxanne St. Amand/Business Office

Cabinet Member's Approval: Jorgannie Carter

Board Approval Required:

Yes

No



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: February 28, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Consent Agenda	<input type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Consider to Approve the Professional Services Consultant and Contracting Method of Procurement for Roof Replacement at Sablatura Middle School

Executive Summary: The Capital Renewal Plan (CRP) Committee met and identified the need to replace the roof at Sablatura Middle School, which was originally placed in service in 1996. This project was initially approved by the Board in March 2021 and PBK Beam Professionals was awarded a contract for the professional and consulting services; however, due to unforeseen circumstances, the awarded contractor withdrew its proposal, and the project was postponed until 2023.

Administration recommends retaining PBK Beam Professionals for the remainder of the project. PBK has adjusted its compensation for an amount not to exceed \$72,000 since the Sablatura roof was previously designed in 2021.

Administration recommends utilizing the Competitive Sealed Proposal as the method of procurement for this project. Under Section 2269 Subchapter D, CONTRACTS FOR FACILITIES: COMPETITIVE SEALED PROPOSALS the term "competitive sealed proposals" is a procurement method by which a governmental entity requests proposals, ranks the offerors, negotiates as prescribed, and then contracts with a general contractor for the construction, rehabilitation, alteration, or repair of a facility.

Recommendation is in compliance with Texas Government Code 2254.004.

[Proposal](#)

[Conflict of Interest](#)

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Fiscal Impact

Cost:

- Recurring
- One-Time
- No Fiscal Impact

Funding Source:

- General Fund
- Grant Funds
- Other Funds (698)

Fiscal Year:

Amendment Required?

- Yes
- No

Superintendent's Recommendation: That the Board of Trustees approve PBK to provide consulting services for the roof replacement project at Sablatura Middle School and competitive sealed proposals as the method of procurement.

Requested By/Department Submitting: Matt Cline/Maintenance & Operations; Moniki Mason/Purchasing

Cabinet Member's Approval: Jorgannie Carter

Board Approval Required:

- Yes
- No



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023 **Date Submitted:** March 1, 2023

Meeting Type	Agenda Placement
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Regular Agenda <input type="checkbox"/> Public Hearing <input type="checkbox"/> Administrative Report <input checked="" type="checkbox"/> Consent Agenda

Subject: Approve, Revise, Add, or Delete Board Policies included in TASB’s Localized Policy Manual Update 120 and those from the Administrations’ Policy review Session with TASB.

Executive Summary: TASB has provided its next regularly scheduled Policy Update 120. .

TASB Localized Policy Manual Update 120 includes policy revisions recommended by TASB.

Policy Update 120:

- (LEGAL) policies are for review and discussion only
- (LOCAL) policies are proposed for adoption and require Board Action A suggested motion for board action on the (LOCAL) policies included in the update:

The Local policies included in Update 120 are:

Policy	Action to be Taken	Explanatory Note
CKC (LOCAL)	Replace policy	Revised policy
FNG (LOCAL)	Replace policy	Revised policy
FO (LOCAL)	Replace policy	Revised policy

Local Update 120:

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:4d734108-a68d-337b-84ba-614ab71cb863>

Legal and Local Update Packet:

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:27d00c67-5658-3de1-966e-3ccb8bb8d3bc>

In addition, the Administration engaged in a Policy Review Session (PRS) with TASB to review policy. The proposed policy changes are the result of that PRS. In general, these proposed changes are intended to better reflect the district’s current practices, omit provisions that are no longer necessary in board policy, and align with current law.

Recommendations From PRS:

Policy	Action to be Taken
AE (Local)	Delete
BBB (Local)	Revise
BDD (Local)	Revise
BE (Local)	Revise

CDC (local)	Revise
CH (Local)	Revise
CV (Local)	Revise
DCB (Local)	Revise
DCE (Local)	ADD
DEAB (Local)	Revise
DEC (Local)	Revise
DK (Local)	Revise
DNA (Local)	Revise
EB (Local)	Revise
EHBAF (Local)	Revise
EHBC (Local)	Revise
EIE (Local)	Revise
FDA (Local)	Revise
FFA (Local)	Revise
FL (Local)	Revise
FM (Local)	Revise
FMG (Local)	DELETE
FNA (Local)	Revise
FNCA (Local)	Revise
FNG (Local)	Revise
GBBA (Local)	Revise
GKD (Local)	Revise
GKDA (Local)	Revise

Policy Revisions

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:89865ecf-4ee8-33b3-b39c-24709dcc3483>

Policy Summary and Board Responses

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:936f01a7-ef48-3792-b639-6514a8c9ba3a>

Associated District Goal:

- Pearland ISD will provide a safe and orderly environment by enforcing safety and security measures and training at all levels focused on prevention, mitigation, preparation, response, and recovery
- Pearland ISD will continue to make quality instruction and academic performance a top priority.
- Pearland ISD will provide for the physical and mental wellbeing for all students and staff.
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Fiscal Impact

Cost: <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> One-Time <input type="checkbox"/> No Fiscal Impact	Funding Source: <input checked="" type="checkbox"/> General Fund <input type="checkbox"/> Grant Funds <input type="checkbox"/> Other Funds (insert below)	Fiscal Year: 23 Amendment Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Superintendent's Recommendation: That the board add, revise, or delete (LOCAL) policies as recommended by TASB Policy Service and according to the Instruction Sheet for TASB Localized Policy Manual Update 120 and those from the Administrations' Policy Review Session with TASB as presented.		
Requested By/Department Submitting: Superintendent		
Cabinet Member's Approval:	Board Approval Required: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: February 28, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting	<input type="checkbox"/> Executive Session	<input type="checkbox"/> Regular Agenda
<input type="checkbox"/> Special Meeting/Workshop	<input type="checkbox"/> Public Hearing	<input type="checkbox"/> Administrative Report
<input type="checkbox"/> Hearing	<input checked="" type="checkbox"/> Consent Agenda	

Subject: Consider Approval of Award for Pearland ISD RFP #23-0223-11 for Cyber Insurance Coverage

Executive Summary: At the January Board meeting the Board awarded the casualty insurance coverage, which includes cyber coverage, to TASB Risk Management Fund. The cyber coverage provided through TASB is for an aggregate limit of \$250,000, with no deductible. Request for Proposal (RFP) #23-0223-11 for Cyber Insurance Coverage was issued to acquire proposals from agencies to provide additional cyber insurance coverage for the District.

Invitations were sent to 10 vendors with only Gallagher submitting a response. Gallagher provided various coverage scenarios; a summary of the response submitted is attached.

The evaluation team, comprised of the Chief Technology Officer, Director of Information Security, Legal Counsel, and Purchasing Director evaluated the proposal and coverage options provided by Gallagher. The evaluation team recommends awarding the contract for cyber insurance coverage to Gallagher as presented below:

	Expired	Proposed
Company	Liberty Mutual	Coalition
Limit, Aggregate	2,000,000	2,000,000
Fraudulent Instruction, Social Engineering	250,000	250,000
Extortion, Ransomware	1,000,000	2,000,000
Removal of Bank Funds	250,000	Included
Personal Information Access	2,000,000	2,000,000
<i>Data & Cyber Deductible</i>	<i>50,000</i>	<i>250,000</i>
Premium	\$70,814	\$97,417.61

This contract is in accordance with Public Education Code 44.031 Purchasing Contracts and Government Code 2269.

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:e4f768cd-4b16-3c3f-b529-ccffc6e97b34>

Associated District Goal:

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Fiscal Impact

Cost:

- Recurring
- One-Time
- No Fiscal Impact

Funding Source:

- General Fund
- Grant Funds
- Other Funds (insert below)

Fiscal Year:

Amendment Required?

- Yes
- No

Superintendent's Recommendation: That the Board awards a contract under RFP #23-0223-11 for Cyber Insurance Coverage to Gallagher Risk Management Services, Inc., in the amount of \$97,417.61.

Requested By/Department Submitting: Moniki Mason, Purchasing Department

Cabinet Member's Approval: Jorgannie Carter

Board Approval Required:

- Yes
- No



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: March 1, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input type="checkbox"/> Consent Agenda	<input checked="" type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Discussion and approval of the City of Pearland's options for adjusting terms of the inter-local agreement for the natatorium

Executive Summary: In 2007, the City of Pearland and Pearland ISD entered into an interlocal agreement to construct and use the natatorium. The terms of the interlocal agreement require Pearland ISD to cover 50% of all maintenance costs that exceed \$15,000, 20% of the aquatic manager's salary, and lifeguard fees.

The natatorium has scheduled HVAC and other significant maintenance repairs and replacements in excess of \$7 million, of which Pearland ISD is required to cover 50%.

In negotiations with the City of Pearland to maintain a consistent budget impact amount, the following options have been proposed:

- Buyout of the interlocal agreement for \$3.5 million and lease facility without preferential status for an annual fee of \$122,000
- Pay an annual (all in fee) of \$450,000 with a 4% annual increase for the remaining 10 years of the agreement
- Pay an annual fee (all in fee) of \$350,000 with a 3% annual increase for 15 years (the remaining 10 years of the agreement with a five-year extension)

Once the final cost for replacement maintenance items has been determined, for either the 10 or 15-year term, is to adjust the annual fee to reflect the actual cost of the replacement maintenance items for the remaining years of the agreement.

Link to City Proposal

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:fe1d61b3-cc8d-325b-b7db-6294bae3b24e>

Link to original Interlocal Agreement

<https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:c52db8f4-abb3-36e5-b235-a15034ce7f66>

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Fiscal Impact**Cost:**

- Recurring
- One-Time
- No Fiscal Impact

Funding Source:

- General Fund
- Grant Funds (TBD)
- Other Funds (2016 Bond & Capital Renewal Plan)

Fiscal Year:

Amendment Required?

- Yes
- No

Superintendent's Recommendation: Approve the 15 year option with an opportunity to adjust the annual fee if projected maintenance costs are lower than projected.

Requested By/Department Submitting: Larry Berger, Superintendent

Cabinet Member's Approval: Superintendent

Board Approval Required:

- Yes No



Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: March 1, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input type="checkbox"/> Consent Agenda	<input checked="" type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Discussion of Tax Year 2022 Property Value Study and Resolution Approving the Brazoria County Appraisal District's Chief Appraiser to File a Protest Against the Comptroller's 2022 Property Value Study on Behalf of the District

Executive Summary: On January 31, the District received the Comptroller's results of Tax Year 2022 Property Value Study (PVS) for property appraised by the Brazoria County Appraisal District.

For Tax Year 2022, the District's local value for property appraised by the BCAD Chief Appraiser were found to be at 90.03% of market values studied by the Comptroller's Office Property Tax Appraisal Division (PTAD). These results were deemed invalid, meaning that the local values were outside the acceptable range of the state values assigned.

Invalid findings can result in the state assigning state values for the purpose of calculating state funding, which would result in lower state funding than estimated for the current year. However, the District fell under an allowable "Grace Period" and its local values will be used by TEA to estimate the State share of funding this year. Should the district not fallen under a grace period, state funding for this current fiscal year would have been reduced by approximately \$11.2 million.

Administration recommends proceeding with a property value study protest and requests the board to designate the BCAD Chief Appraiser as its agent in filing the protest against the Comptroller's 2022 Property Value Study. Although the district's funding is not being impacted this year, a successful protest would result in restarting the clock for grace period eligibility purposes.

The attached presentation and PTAD flyers provide a summary of the PVS, protest process, grace periods, and impact to state funding.

[Property Value Study](#)

[School District Property Value Study Protest Process](#)

[PROPERTY VALUE STUDY AND IMPACT ON STATE FUNDING](#)

[Resolution](#)

Associated District Goal:

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Fiscal Impact**Cost:**

- Recurring
- One-Time
- No Fiscal Impact

Funding Source:

- General Fund
- Grant Funds (TBD)
- Other Funds (2016 Bond & Capital Renewal Plan)

Fiscal Year:

Amendment Required?

- Yes
- No

Superintendent's Recommendation: That the Board approves the resolution authorizing the Brazoria County Appraisal District's Chief Appraiser to act as the District's agent in regard to filing a protest against the Comptroller's Property Value Study for Tax Year 2022.

Requested By/Department Submitting: Jorgannie Carter, Chief Financial Officer

Cabinet Member's Approval: Superintendent

Board Approval Required:

Yes No



Board of Trustees Agenda Item Information

Meeting Date: 03/07/2023

Date Submitted: 03/01/2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input type="checkbox"/> Consent Agenda	<input checked="" type="checkbox"/> Regular Agenda <input type="checkbox"/> Administrative Report

Subject: Consider Approval of Additional Personnel

Executive Summary:

Administration is recommending the addition of three (3) classroom teaching positions for approval at the March 7 meeting.

Every school year, Human Resource Services provides the Superintendent and members of cabinet a draft of staff projections based on the overall projected enrollment and disaggregated data based on specific programming.

For the 2023-2024 projected enrollment, Pearland ISD is set to decrease by 95 students. While an overall decrease in students should not indicate an increase in positions, the programmatic shifts and needs of the campuses has left us needing three additional positions. One of the positions will specifically be used for a new Title I position at Jamison Middle School and the other two will be assigned to Pearland and Dawson High Schools respectively due to increased student enrollment at those particular schools.

Administration feels this year's staff projections, above years past, is very supportive of campus needs. Relying on staffing calculations was the foundation, but layers of support and fiscal responsibility were the focus in the allocation of staff.

Total Title 1 Budget Impact for 2023-2024	\$70,172
Total General Budget Impact for 2023-2024	\$140,344

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Fiscal Impact

<p>Cost:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Recurring <input type="checkbox"/> One-Time <input type="checkbox"/> No Fiscal Impact 	<p>Funding Source:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> General Fund <input type="checkbox"/> Grant Funds <input checked="" type="checkbox"/> Other Funds (Title I) 	<p>Fiscal Year: Amendment Required?</p> <ul style="list-style-type: none"> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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Superintendent's Recommendation:
That the board of trustees approve the recommendation of additional personnel for the 2023-2024 school year and subsequent years.

Requested By/Department Submitting: Human Resources Services

<p>Cabinet Member's Approval: Dr. Sundie Dahlkamp</p>	<p>Board Approval Required: <input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p>
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Board of Trustees Agenda Item Information

Meeting Date: March 7, 2023

Date Submitted: February 29, 2023

Meeting Type	Agenda Placement	
<input checked="" type="checkbox"/> Regular Meeting <input type="checkbox"/> Special Meeting/Workshop <input type="checkbox"/> Hearing	<input type="checkbox"/> Executive Session <input type="checkbox"/> Public Hearing <input type="checkbox"/> Consent Agenda	<input type="checkbox"/> Regular Agenda <input checked="" type="checkbox"/> Administrative Report

Subject:

Interim Financial Statement Report as of January 31, 2023

Executive Summary:

The Interim Financial Statement Report provides an estimate for the Fiscal Year 2022-23 seven-month period ending January 31, 2023. This report includes an Interim Statement of Revenues and Expenditures for all appropriated funds (i.e., General Fund, Food Service Fund, and Debt Service Fund). In addition, an ARP ESSER III funds update has been added to these interim financial reports.

- General Fund – Revenues realized total 65.3%; actual expenditures total 56.3%.
- Food Service Fund – Revenues realized total 69.0% of the budget while actual expenditures total 54.8%.
- Debt Service Fund – Revenues realized total 86.9% and actual expenditures total 23.8%.
- ARP ESSER III Fund – As of January 31, 2023, 93.4% of grant revenues have been received and expended (pre-award and post-award expenditures and indirect costs to date total \$12.0 million). Remaining ESSER III funds total \$0.8 million, which is allocated to cover a portion of the outstanding Dell student devices lease payment for fiscal year 2023-24.
- Tax Revenue and Collections – Current and prior year tax collections as of January 31, 2023, total \$107.9 million or 85.3%. As of January 31st, the District received 84.3% of the levy, compared to 87.0% the prior year due to the timing of deposits from Brazoria County.

Please view interim financial reports at <https://adobe.ly/3J3OOz2>.

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Fiscal Impact**Cost:**

- Recurring
- One-Time
- No Fiscal Impact

Funding Source:

- General Fund
- Grant Funds
- Other Funds (insert below)

Fiscal Year:

Amendment Required?

- Yes
- No

Superintendent's Recommendation: N/A**Requested By/Department Submitting:** Thu Pham/Business Office**Cabinet Member's Approval:** Jorgannie Carter**Board Approval Required:**

Yes No