Nazareth ISD BOE
Special Meeting
August 27, 2025

The meeting was called to order by President Alan Birkenfeld at 7:32 p.m. Other members present were Vice President Jenny Schulte, Secretary Jennifer Heiman, and members Marty Gerber, Maegan Rowland, and Keith Hoelting. Also present was Superintendent Dr. Kara Sue Garlitz. Guests included Richard Constancio and Ernesto Guzman with Shiver Megert. The prayer was led by Maegan, the pledge by Jennifer and the mission statement was read by Marty.

Richard Constancio and Ernesto Guzman went over plans and gave updates for the upcoming construction projects. Further updates will be ready for the next regular meeting. No board action was taken.

The budget and tax hearing opened by President Alan Birkenfeld at 8:29 p.m. Superintendent Garlitz presented a PowerPoint summary of the proposed budget for 2025-2026. Details regarding revenues and expenditures were presented for the three budgets including general operating (199), child nutrition (240), and debt services (599). Following the reports, the hearing was closed by President Birkenfeld at 8:40 p.m.

Dr. Garlitz presented the Superintendent Report, which included current enrollment of 227 students K-12, and 239 with Pre-K. Also included were updates on transportation, facilities and operations, personnel, Accountability Ratings, the Good Cause Exception, the Castro County Joint Elections, the school calendar, and legislative updates.

A motion to approve the Consent Agenda including the renewal of Good Cause Exception and Castro County Joint Election interlocal agreement and designating ten non-business days on the school calendar was made by Jenny. The motion was seconded by Maegan, and the motion carried 6-0.

Maegan made a motion to approve the 2024-2025 budget amendments to general operating and debt service as presented. Jennifer seconded the motion, and it carried 6-0.

The motion to adopt the proposed 2025-2026 budget as presented made by Marty, and Jenny. The motion carried 6-0.

Jennifer made a motion classify fund balance as presented/amended. The motion was seconded by Jenny, and the motion carried 6-0.

Keith made the following motion, "I move to approve the adoption of a tax rate of $0.8022 for Maintenance and Operations (M&O), and Interest and Sinking (I&S) tax rate of $0.13 for a total rate of $0.9322. It was seconded by Marty, and the motion carried 6-0.

Jennifer made a motion to approve the MOU with the Hale County JJDAEP for DAEP placements with Nazareth ISD not providing transportation. Jenny seconded the motion, and it passed 6-0.

TASB
LEGAL SERVICES

Resolution of the Board to Set Tax Rate

Published online in TASB School Law eSource

Date: 8/27/2025

On this date, we, the Board of Trustees of the Nazareth Independent School District, hereby levy or set the tax rate on $100 valuation for the District for the tax year 2025 at a total tax rate of $0.9322, to be assessed and collected by the duly specified assessor and collector as follows:

$0.8022 for the purpose of maintenance and operations, and

$0.1300 for the purpose of payment of principal and interest on debts.

Such taxes are to be assessed and collected by the tax officials designated by the District.

Adopted this 27th *(date)* day of August *(month)*, 2025 *(year)*, by the Board of Trustees.

Alan Burkhalter
President's signature

Jennifer Herman
Secretary's signature

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TASB Legal Services

Time was provided for Board members' comments and questions.

Jennifer made a motion, and Jenny seconded it to adjourn. The motion passed unanimously. The meeting adjourned at 9:14 p.m.

Alan Birkenfeld, BOE President

Jennifer Heiman, BOE Secretary

RESOLUTION OF THE
BOARD OF TRUSTEES OF
NAZARETH INDEPENDENT SCHOOL DISTRICT
REGARDING DESIGNATION OF "NONBUSINESS DAYS"
FOR THE 2025-2026 SCHOOL YEAR

At a lawfully called meeting on August 27, 2025, the Nazareth Independent School District (the "District") Board of Trustees (the "Board") does hereby make the following Resolution regarding the District's designation of its ten (10) "nonbusiness days" for the 2025 calendar year in accordance with the Chapter 552 of the Texas Government Code, the Texas Public Information Act (the "TPIA" or the "Act").

WHEREAS, the 88th Legislature passed, and Governor Abbott signed into law, House Bill 3033, effective September 1, 2023, which added Section 552.0031 to the Act, defining "business day" to mean "a day other than: (1) a Saturday or Sunday; (2) a national holiday under Section 662.003(a) [of the Texas Government Code]; or (3) a state holiday under Section 662.003(b) [of the Texas Government Code]"; and,

WHEREAS, the District may designate a day on which the District's administrative offices are closed or operating with minimum staffing as a nonbusiness day under Section 552.0031; and,

WHEREAS, the designation of a nonbusiness day for an independent school district must be made by the Board under Section 552.0031; and,

WHEREAS, the District may designate not more than 10 nonbusiness days each calendar year under Section 552.0031.

NOW THEREFORE BE IT RESOLVED, that the recitals contained in the Resolution are true and correct and are adopted as findings of fact and operative provisions hereof; and,

BE IT FURTHER RESOLVED, that the Board determines that the following days be designated for their respective calendar years as nonbusiness days for purposes of Section 552.0031 of the Act:

1. **November 26, 2025**
2. **December 22, 2025**
3. **December 23, 2025**
4. **December 29, 2025**
5. **December 30, 2025**
6. **December 31, 2025**
7. **January 2, 2026**
8. **March 6, 2026**
9. **March 13, 2026**
10. **April 3, 2026**

PASSED AND APPROVED by the Nazareth Independent School District Board of Trustees this 27th day of August, 2025.

President, Board of Trustees

Attest:

Secretary, Board of Trustees

RESOLUTION OF THE
BOARD OF TRUSTEES OF NAZARETH INDEPENDENT SCHOOL DISTRICT
CONCERNING THE PROVISION OF ARMED SECURITY OFFICERS ON DISTRICT CAMPUSES

At a lawfully called meeting on August 27, 2025, the Nazareth Independent School District Board of Trustees (the "Board") does hereby make the following Resolution regarding the provision of armed security officers on each Nazareth Independent School District ("District") campus:

WHEREAS, the 88th Legislature passed and Governor Abbott signed into law House Bill 3, effective September 1, 2023; and,

WHEREAS, House Bill 3 added section 37.0814 to the Texas Education Code, requiring the Board to determine the number of armed security officers for each District campus and to ensure at least one (1) armed security officer is present during regular school hours at each campus; and,

WHEREAS, section 37.0814 requires a security officer to be: (1) a school district peace officer; (2) a school resource officer; or, (3) a commissioned peace officer employed as security personnel under section 37.081 of the Texas Education Code; and,

WHEREAS, the Board may claim a good cause exception from the requirement to comply with section 37.0814 if the District's noncompliance is due to the unavailability of: (1) funding; or, (2) personnel who qualify to serve as a security officer under section 37.0814.; and,

WHEREAS, the Board must develop an alternative standard with which the District is able to comply if it cannot fulfill the aforementioned requirements of section 37.0814; and,

WHEREAS, an alternative standard may include providing a person to act as a security officer who is a school marshal or a school district employee or a person with whom the district contracts who (1) has completed school safety training provided by a qualified handgun instructor certified in school safety under section 411.1901 of the Government Code, and (2) carries a handgun on school premises in accordance with written regulations or written authorization of the District under Section 46.03(a)(1)(A) of the Penal Code (the "alternative standard"); and,

WHEREAS, the District is required to maintain documentation of the District's implementation of and compliance with Section 37.0814; and,

WHEREAS, the District lacks funding to ensure an armed security officer is present on each school campus, as demonstrated in **Exhibit A**; and

WHEREAS, the District is unable to engage the services of personnel who qualify to serve as a security officer as demonstrated in **Exhibit A**; and

WHEREAS, the BOARD has developed an alternative standard in order to comply with section 37.0814, as provided in Board Policy CKE(LOCAL) and CKE(REGULATION) and related Board Policies.

NOW THEREFORE BE IT RESOLVED, that the recitals contained in the Resolution are true and correct and are adopted as findings of fact and operative provisions hereof; and,

BE IT FURTHER RESOLVED, that the Board determines that at least one (1) armed security officer or authorized employee under its alternative standard should be provided for each District campus; and,

BE IT FURTHER RESOLVED, that the Board claims a good cause exception from the requirement to comply with section 37.0814 by reason of lack of funding and personnel who qualify to serve as a security officer; and,

BE IT FURTHER RESOLVED, that the Board finds that it may satisfy the requirements of section 37.0814 by implementing the alternative standard documented in Board Policy CKE (LOCAL) and CKE (REGULATION); and,

BE IT FURTHER RESOLVED, that the Board directs and authorizes the Superintendent to take any and all action necessary to maintain compliance with Section 37.0814.

PASSED AND APPROVED by the Nazareth Independent School District Board of Trustees this 27th day of August, 2025.

Attest:

Alan Butenfeld
President, Board of Trustees

Secretary, Board of Trustees

Exhibit A

NAZARETH ISD
HOME OF CHAMPIONS
101 SOUTH 1ST STREET
NAZARETH, TX 79063
(Phone) 806-945-2231
(Fax) 806-945-2431

August 19 2025

MEMORANDUM

TO: Nazareth Board of Education

FROM: Dr. Kara Sue Garlitz

SUBJECT: HB3 Implementation

In response to the 88th Legislature's passing of HB3 which added section 37.0814 to the TEC, school districts are required to ensure at least one (1) armed security officer is present during regular school hours at each campus. Section 37.0814 further requires a security officer to be: (1) a school district peace officer; (2) a school resource officer; or (3) a commissioned peace officer. However, the Board may claim a good cause exception from the requirement of section 37.0814 if the District lacks availability of: (1) funding; and/or, (2) personnel who qualify to serve as a security officers and the Board adopts an alternative standard. I have evaluated the availability of school funds and personnel and recommend that the Board adopt a resolution to claim a good cause exemption from TEC 37.0814.

In conferencing with Sheriff Sal Rivera, his department is unable to provide a full-time deputy/deputies for our school. His letter is included. There is no other law enforcement agency available to provide security officers to the District. Therefore, no commissioned peace officers can serve as security officers as mandated by TEC 37.0814.

In addition, it must be noted that with our limited resources from the state regarding HB3, it would be cost prohibitive for our district to add a full-time armed resource officer even if one becomes available. The cost to the District is believed to be in the range of $60,000-$75,000 per year per officer in salary, plus the additional costs of TRS and insurance benefits, training, and equipment. The amount of revenue provided under HB 3 is inadequate to cover this expense. I did note "per officer" because although we claim only one campus, the district would likely be considered to have both an elementary school and a secondary school, so we could end up needing 2-3 officers to meet the state's requirements to have an officer available at all times at each campus.

Exhibit A

SAL RIVERA
SHERIFF

OFFICE OF THE SHERIFF
CASTRO COUNTY

Office (806) 647-3311
Fax (806) 647-2189

August 19 2025

Dr. Kara Garlitz
Nazareth Independent School District
101 S. 1st Ave
Nazareth, Texas 79063

Reference: Shortage of Manpower and not having the ability to provide a full-time law enforcement officer to school districts as required by HB 3.

Dr. Garlitz,

I am writing to inform you that the Castro County Sheriff's Office does not have the law enforcement personnel to provide a full-time Deputy for every campus in the Nazareth Independent School District.

During the Day Shift patrol, Deputies patrol Nazareth and go by the school campuses as often as they can. We will be available as needed and respond to emergencies as they arise.

If you need anything else, please contact me or my Office at any time.

Respectfully,

Sal Rivera

Sheriff Sal Rivera