

BOARD OF TRUSTEES AGENDA

<input type="checkbox"/>	Workshop	<input type="checkbox"/>	Regular	<input type="checkbox"/>	Special
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- (A) **Report Only** **Recognition**

Presenter(s): ISMAEL MIJARES, ASSISTANT SUPERINTENDENT FOR BUSINESS AND FINANCE
LUIS VELEZ, PURCHASING DIRECTOR

Briefly describe the subject of the report or recognition presentation.

REPORT ON MANAGEMENT FEES FOR STATE PURCHASE CONTRACTS, INTERLOCAL AGREEMENTS AND PURCHASING COOPERATIVES.

- (B) **Action Item**

Presenter(s):

Briefly describe the action required.

- (C) **Funding source: Identify the source of funds if any are required.**

- (D) **Clarification: Explain any question or issues that might be raised regarding this item.**

MEMORANDUM

To: Ismael Mijares, Assistant Superintendent for Business and Finance

From: Luis Vélez, Purchasing Director



Digitally signed by Luis A. Vélez
Date: 2013.11.25 14:37:35
-06'00'

Date: Monday, December 2, 2013

Subject: Report on management fees for state purchase contracts, interlocal agreements and purchasing cooperative

Section 44.0331 of the Texas Education Code requires that we annually document and present a written report as an agenda item in an open meeting to the board of trustees regarding management fees for state purchase contracts, interlocal agreements, and purchasing cooperatives.

Please note that by participating in these agreements, the list of available resources from which to procure from is not only expanded, but also ensures compliance with competitive bidding requirements at reduced costs.

Please contact me at the Department of Purchasing should you need any further information regarding this matter.

	<u>Description</u>	<u>Fee paid:</u>
1	Houston-Galveston Area Council Cooperative (HGAC)	\$ -
2	Texas Department of Information Resources (DIR)	\$ -
3	The Cooperative Purchasing Network (TCPN)	\$ -
4	U.S. Communities Government Purchasing Alliance	\$ -
5	Education Service Center Region 20 - 2013 Purchasing Cooperative	\$ 3,122.00
6	Texas Association of School Boards (TASB) – Local Government Purchasing Cooperative (Buyboard)	\$ 4,895.07
7	Texas Association of School Boards – Energy Cooperative	\$ 33,153.32
8	State of Texas Cooperative Purchasing Program	\$ 100.00
Total management fees paid:		\$ 41,270.39

	<u>Description</u>	<u>Refund received:</u>
1	Texas Association of School Boards (TASB) – Local Government Purchasing Cooperative (Buyboard)	\$ 1,674.52
2	Texas Association of School Boards – Energy Cooperative	\$ 23,153.52
Total refunds received under cooperatives:		\$ 24,828.04

Total management fees paid:	\$ 41,270.39
Total refunds received under cooperatives:	\$ (24,828.04)
Net expense to district:	\$ 16,442.35

Information on fees paid.

1	No fee paid.
2	No fee paid.
3	No fee paid.
4	No fee paid.
5	Fee of \$3,122.00 compensates the cooperative for the services and functions performed under the cooperative.
6	Fee of \$4,895.07 enables the cooperative to pay the administrative, endorsement, licensing, marketing, and other expenses involved in operating the cooperative program.
7	Fee of \$33,153.32 compensate the cooperative for the services and functions performed under the interlocal participation agreement and enable the cooperative to pay the administrative, endorsement, licensing, marketing, and other expenses involved in operating the cooperative program. The interlocal participation agreement executed by Eagle Pass I.S.D. allows the cooperative to collect an aggregation fee of \$0.0015/kWh.
8	Membership fee of \$100.00 State of Texas Cooperative Purchasing Program, covers governmental costs associated with the cooperative program.

Information on refunds received.

1	By participating in the TASB Buyboard cooperative, Eagle Pass I.S.D. is eligible to receive an approximate of 1% cash back on annual purchases made through this cooperative. For 2011-2012 the district received \$1,674.52.
2	TASB energy cooperative fees are capped at \$10,000. Any payments over \$10,000 were refunded back to the district through a check. The refund check received for 2011-2012 was \$23,153.52.

Sec. 44.0331. MANAGEMENT FEES UNDER CERTAIN COOPERATIVE PURCHASING CONTRACTS. (a) A school district that enters into a purchasing contract valued at \$25,000 or more under Section 44.031(a)(5), under Subchapter F, Chapter 271, Local Government Code, or under any other cooperative purchasing program authorized for school districts by law shall document any contract-related fee, including any management fee, and the purpose of each fee under the contract.

(b) The amount, purpose, and disposition of any fee described by Subsection (a) must be presented in a written report and submitted annually in an open meeting of the board of trustees of the school district. The written report must appear as an agenda item.

(c) The commissioner may audit the written report described by Subsection (b).

Added by Acts 2007, 80th Leg., R.S., Ch. [449](#), Sec. 5, eff. June 16, 2007.



Cooperative Management Fee Report: 9/1/2011 - 8/31/2012

Eagle Pass ISD

Contracts or Purchase Orders at \$25,000 or more

Vendor	Date	PO Number	PO Amount	Vendor Fees
IVS, Inc/AngelTrax	11/1/2011	243046	\$40,456.00	\$809.12
IVS, Inc/AngelTrax	11/1/2011	243595	\$68,735.20	\$1,374.70
Audio Visual Aids Corp	2/27/2012	243371	\$28,339.00	\$566.78
Caldwell Country Chevrolet	8/20/2012	250448	\$64,850.00	\$400.00
Total for contracts at \$25,000 or more			\$202,380.20	\$3,150.60



Cooperative Management Fee Report: 9/1/2011 - 8/31/2012

Eagle Pass ISD

	PO Amount	Vendor Fees
Total for all other contracts or purchase orders	\$83,144.84	\$1,744.47
Total of all purchases orders processed	\$285,525.04	\$4,895.07
Rebate Paid		\$(1,674.52)
Net Amount of Fees Collected		\$3,220.55
Percentage of Vendor Service Fee Collected		1.13%

Eagle Pass ISD

Purchase Orders Paid by Vendor for 9/1/2011 to 8/13/2012

Vendor	PO Number	PO Date	PO Total	Rebate Total
Daktronics, Inc.	242293	5/10/2011	\$24,317.00	\$181.17
IVS, Inc/AngelTrax	243046	6/20/2011	\$40,456.00	\$301.42
Audio Visual Aids Corp.	243371	7/18/2011	\$28,339.00	\$211.14
IVS, Inc/AngelTrax	243595	8/12/2011	\$68,775.20	\$512.41
Philpott Motors	244073	9/16/2011	\$16,563.35	\$149.01
IVS, Inc/AngelTrax	243595	11/23/2011	\$(40.00)	\$(0.30)
Caldwell Country Chevrolet	245873	12/1/2011	\$19,358.00	\$149.01
Demco, Inc.	247472	2/9/2012	\$3,143.74	\$23.42
Texas Multi-Chem, Inc.	247977	3/29/2012	\$1,586.75	\$11.82
Southern Tire Mart LLC	249744	5/8/2012	\$18,176.00	\$135.42
		Totals:	\$220,675.04	\$1,674.52

Melissa Coats

From: Melissa Coats
Sent: Friday, November 22, 2013 8:29 AM
To: 'lvelez@eaglepassed.net'
Cc: 'luisvelez@outlook.com'
Subject: Usage and Refund Letters from the TASB Energy Cooperative
Attachments: eagle pass 11-12 refund letter.docx; eagle pass 11-12 usage letter.docx; eagle pass 12-13 refund letter.docx

I realized that the refund letter that accompanies the checks doesn't specify the amount being refunded, so I've listed those below.

2012-13	Eagle Pass ISD	21,872,541	\$ 12,435.79 paid	\$ 2,435.79	refund
2011- 12	Eagle Pass ISD	22,101,706	\$ 33,153.52 paid	\$ 23,153.52	refund

Let me know if you need any additional information.



Melissa Coats

Texas Association of School Boards
12007 Research Blvd. • Austin, Texas 78759-2439
512.467.0222, ext. 2024 • 800.580.8272
Fax: 512-483-7179

4 PAGES



August 17, 2012

Arturo Salinas
Eagle Pass ISD
1420 Bidson Rd
Eagle Pass, TX 78852-5410

RE: Report of Aggregation Fees June 2011 – May 2012

Dear Arturo Salinas,

The TASB Energy Cooperative (the "Cooperative") is providing the following report of fees received by your district or entity during the last contract year. The Cooperative is providing this information to assist your district with its compliance with Section 44.0331 of the Education Code, which states:

A school district that enters into a purchasing contract valued at \$25,000 or more under Section 44.031(a)(5), under Subchapter F, Chapter 271, Local Government Code, or under any other cooperative purchasing program authorized for school districts by law shall document any contract-related fee, including any management fee, and the purpose of each fee under the contract.

The Interlocal Participation Agreement executed by your district allows the Cooperative to collect an aggregation fee. The fees are stated in the agreements associated with each service and compensate the Cooperative for the services and functions performed under the Interlocal Participation Agreement and enable the Cooperative to pay the administrative, endorsement, licensing, marketing, and other expenses involved in successfully operating a cooperative program.

Total Usage (KWh) June 2011–May 2012 Total Aggregation Fees Paid June 2011–May 2012

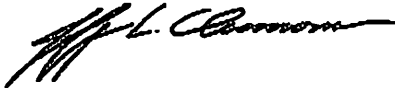
22,101,706

\$10,000.00

This report is based on payments made June 1, 2011-May 31, 2012. TASB Energy Cooperative Electricity Program fees are capped at \$10,000. Any payments made more than \$10,000 were refunded back to the district.

If you have any questions please call us at 800-580-8272, extension 2024. Thank you for past support of the Cooperative and we look forward to providing you continued service in the upcoming year.

Respectfully,



Jeff Clemmons
OnSite Services Director

July 16, 2012

Arturo Salinas
Eagle Pass ISD
1420 Eldson Rd
Eagle Pass, TX 78852-5410

Dear Mr. Salinas,

Enclosed is a check refunding a portion of the aggregator fees collected under your Commercial Electricity Service Agreement ("CESA") with Direct Energy, LP ("Direct Energy") pursuant to the TASB Energy Cooperative. Under your agreement with TASB, Direct Energy collects the aggregator fee in your monthly bill as part of your participation in the program. The amount collected from June 1, 2011 through May 31, 2012 exceeded the fee cap stated in the CESA; therefore, you are receiving a refund from the TASB Energy Cooperative.

TASB appreciates your participation in the TASB Energy Cooperative. Please do not hesitate to call me at 800-580-8272, extension 2220, if you have any questions.
Sincerely,

Jeff L. Clemmons
Division Director, OnSite Services