



*Keller ISD will **educate** students to achieve, **inspire** them to dream, and **challenge** them to grow, so that they are prepared to be productive members of the community in which they learn, live, and work.*

DATE:	December 19, 2024
SUBJECT:	<u>FOSSIL HILL MIDDLE SCHOOL EMERGENCY DECLARATION</u>
DEPARTMENT:	Finance
5 OVER 5	<input type="checkbox"/> Impactful Instruction <input type="checkbox"/> Efficient Process & Systems <input type="checkbox"/> Engagement for All <input type="checkbox"/> Communication that Drives Clarity <input checked="" type="checkbox"/> Fiscal Responsibility & Transparency
FISCAL NOTE:	None

Background Information:

The Texas Education Code (TEC) addresses flexibility in connection with contract procurement for school districts in certain circumstances, as set out in TEC Sections 44.031(h) and 44.0312(c), which read as follows:

- TEC Sec. 44.031(h) If school equipment or a part of a school facility or personal property is destroyed or severely damaged or, as a result of an unforeseen catastrophe or emergency, undergoes major operational or structural failure, and the board of trustees determines that the delay posed by the methods provided for in this section would prevent or substantially impair the conduct of classes or other essential school activities, then contracts for the replacement or repair of the equipment or the part of the school facility may be made by methods other than those required by this section.
- TEC Sec. 44.0312(c) Notwithstanding any other provision of this code, in the event of a catastrophe, emergency, or natural disaster affecting a school district, the board of trustees of the district may delegate to the superintendent or designated person the authority to contract for the replacement, construction, or repair of school equipment or facilities under this subchapter if emergency replacement, construction, or repair is necessary for the health and safety of district students and staff.

Administrative Considerations:

- To ensure the health and safety of Fossil Hill Middle School students and staff due to detaching fire-retardant insulation and the associated issues, Fossil Hill Middle School was relocated to the former Chilsom Trail Intermediate campus.
- To return students to school as quickly as possible, the district was required to make purchases and allocate resources outside of the standard and required procurement process.

Communication Deployment:

- Board Meeting Minutes
- Website

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The administration recommends that the Board of Trustees declare that Fossil Hill Middle School meets the requirements set out in TEC Sections 44.031(h) and 44.0312(c) and designate the Superintendent and Chief Operations Officer with the authority to contract for the replacement, construction, or repair of school equipment or facilities.

Respectfully submitted,

John Allison, Chief Operations Officer