



## **DENTON INDEPENDENT SCHOOL DISTRICT RESOLUTION**

WHEREAS on February 3, 2011 acting pursuant to the guidelines established for school closure, the Denton I.S.D. closed all campuses due to inclement weather.

WHEREAS on February 4, 2011 acting pursuant to the guidelines established for school closure, the Denton I.S.D. closed all campuses due to inclement weather.

WHEREAS on February 9, 2011 acting pursuant to the guidelines established for school closure, the Denton I.S.D. closed all campuses due to inclement weather.

WHEREAS the Denton I.S.D., in accordance with its number one priority - the safety of our children - gave notice that the entire school district would be closed on February 3, 4, and 9, 2011.

WHEREAS though the action of closing schools and facilities was necessary to ensure the safety and welfare of our students, unintended economic consequences now befall our employees.

WHEREAS the Texas Education Code requires an educator to provide a minimum of 187 days of service, unless the Commissioner of Education reduces the number of days because a calamity has caused the closing of schools, and if the Commissioner of Education so acts such reduction does not reduce an educator's salary.

WHEREAS, the closing of D.I.S.D. schools and facilities aforesaid was the result of such a calamity.

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WHEREAS the Texas Education Code requires an educator to provide a minimum of 187 days of service, unless the Commissioner of Education reduces the number of days because inclement weather caused the closing of schools, and if the Commissioner of Education so acts such reduction does not reduce an educator's salary.

WHEREAS, the closing of D.I.S.D. schools and facilities aforesaid was the result of such inclement weather.

WHEREAS, the state and federal statutes do not provide for possible relief for the D.I.S.D. nonexempt employees as they do for educators, therefore the inclement weather resulted in the closing of D.I.S.D. schools and facilities presents an anticipated and disconcerting economic burden not of these employees' making.

WHEREAS, to deny nonexempt employees the same economic protection as the law provides to educators defeats both the public and educational purposes for which the positions were created and the individuals employed, and portrays continued employment by the D.I.S.D. as being both unstable and unreliable, thereby reducing the school district's ability to attract and keep qualified and competent candidates for employment, as well as lowering morale and diminishing the team concept fostered by the D.I.S.D.

THEREFORE, BE IT RESOLVED that the Board of Trustees of the D.I.S.D. does hereby direct the administration acting through its Superintendent to prepare and submit for Board approval a request to the Texas Commissioner of Education, pursuant to Chapter 21 of the Texas Education Code, to reduce the number of days of service required by an educator for the 2010-2011 school year.

BE IT FURTHER RESOLVED, that the Board of Trustees of the D.I.S.D. does hereby direct the administration to establish and publish a wage and salary schedule for the periods of time employees were not working due to the closure of schools and facilities, such schedule being based upon the following guidelines, to-wit:

- A. Nonexempt employees who have an established regular daily schedule and are paid on a monthly or biweekly basis and substitute employees who are paid by the substitute payroll each month, including, but not limited to instructional aides, "long term" substitute teachers, facilitators, and lunch room monitors, shall not realize a decline or diminishment of their monetary remuneration by the D.I.S.D. but shall be paid their daily rates for such time periods. All employees to whom this Resolution is applicable shall be paid for all work days as noted in the Waiver Application;
  
- B. This salary/wage schedule shall be conditioned upon the Texas Commissioner of Education granting a reduction in the number of days of service for educators pursuant to Texas Education Code, Chapter 21.

The foregoing Resolution was offered for approval on motion made by \_\_\_\_\_, seconded by \_\_\_\_\_, and after discussion was adopted by the Board of Trustees of the Denton Independent School District at a regularly scheduled meeting called, posted, and held in Denton, Denton County, Texas, on March 8, 2011, at which \_\_\_\_\_ Trustees were present, by the following vote: \_\_\_\_ For, \_\_\_\_ Against, and \_\_\_\_ Abstaining.

DENTON INDEPENDENT SCHOOL DISTRICT

\_\_\_\_\_  
Dr. Jim Alexander, President  
Board of Trustees

ATTEST:

\_\_\_\_\_  
Dr. Glenna Harris, Secretary  
Board of Trustees