



UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION ITEM

TOPIC: Consider Resolution to join lawsuit concerning the Texas school finance system and potential
litigation to protect the taxpayers and school children of Texas

SUBMITTED BY: Mr. Juan Cruz OF School Attorney

APPROVED FOR TRANSMITTAL TO SCHOOL BOARD: _____

DATE ASSIGNED FOR BOARD CONSIDERATION: October 19, 2011

RECOMMENDATION:

It is recommended that the United ISD Board of Trustees consider Resolution to join lawsuit concerning the Texas school finance system and potential litigation to protect the taxpayers and school children of Texas.

RATIONALE:

BUDGETARY INFORMATION:

BOARD POLICY REFERENCE AND COMPLIANCE:

**RESOLUTION AND CONSENT OF THE
BOARD OF TRUSTEES OF THE
UNITED INDEPENDENT SCHOOL DISTRICT**

The Board of Trustees ("Board") of the United Independent School District ("District") does hereby consent and agree, pursuant to Section 11.151 of the Texas Education Code, that the following resolutions be, hereby are, adopted by the Board:

WHEREAS the Board believes that the presently existing statutory system for the financing of public education in Texas ("Finance System") has and will continue to impair, unless significantly reformed, the education available to the students within the District as well as the ability of the District to provide an appropriate education to all students within the District; and

WHEREAS the Board deems it in the best interest of the District to seek an end to such impairment through the judicial system; and

WHEREAS the Board deems it in the interest of the District to participate with other school districts to retain (the law firm of Thompson & Horton LLP) or (the Equity Center) to challenge the Finance System; now, therefore, be it

RESOLVED, that the District is hereby authorized to join with other school districts to participate in litigation to challenge the existing Finance System; and be it further

RESOLVED, that the retention of (the law firm of Thompson & Horton LLP) or (the Equity Center) be and hereby is authorized and approved for that purpose according to: (the terms of the engagement letter provided by the Firm) or (an expenditure not to exceed \$1 per WADA to join together with other Texas public schools, taxpayers and parents as an unincorporated association for the purpose of speaking with one voice in the litigation of public school finance matters essential to the fair treatment of Texas taxpayers and public school children) and be it further

RESOLVED, that the (Firm) or (the Equity Center), and hereby is, authorized, empowered, and directed to file and prosecute a lawsuit challenging the presently existing statutory system for the financing of public education in Texas; and be it further

RESOLVED, that the expenditure of public funds by the District be and hereby is authorized and approved for that purpose.

IN WITNESS WHEREOF, the Board of Trustees has approved this resolution as of this _____ day of _____, 2011.

By: _____
Board President

Attest:

Board Secretary