

RESOLUTION NO. _____

A RESOLUTION APPROVING THE ARTICLES OF INCORPORATION AND BYLAWS OF **ENERGY FOR SCHOOLS**, A POLITICAL SUBDIVISION CORPORATION; AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF MEMBERSHIP IN SAID CORPORATION; APPOINTING A REPRESENTATIVE TO SERVE ON BEHALF OF Brackett Independent School District (Name of District/Community College); AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, Chapter 304 of the Texas Local Government Code, entitled "Energy Aggregation Measures for Local Governments," allows political subdivisions to form a political subdivision corporation to act as an agent to negotiate the purchase of electricity, or to likewise aid or act on behalf of the political subdivisions for which the corporation is created, with respect to their own electricity use for their respective public facilities; and

WHEREAS, Energy for Schools is a political subdivision corporation organized under said Chapter; and

WHEREAS, Brackett Independent School District (Name of District/Community College) currently receives electric service from an entity that has implemented customer choice as defined in Section 31 002 of the Texas Utilities Code; and

WHEREAS, the negotiation for electricity by the corporation should result in lower electricity costs to Brackett Independent School District (Name of District/Community College); and

WHEREAS, Energy for Schools provides aggregation services to districts/community colleges; and

WHEREAS, Brackett Independent School District (Name of District/Community College) desires to become a Member of Energy for Schools; and

WHEREAS, in addition to the rights and obligations political subdivisions will enjoy as members of Energy for Schools, each political subdivision also shall assume those rights and obligations arising from an interlocal cooperation contract entered into between each member and the political subdivision corporation pursuant to Chapter 791 of the Government Code for the purpose of receiving energy services;

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Trustees
(Name of Governing Body) **OF** Brackett Independent School District (Name of District/Community College);

Section 1 The recitals contained in the preamble of this Resolution are determined to be true and correct and are hereby adopted as a part of this Resolution

Section 2 The Articles of Incorporation and Bylaws of Energy for Schools, a political subdivision corporation, attached hereto and incorporated herein for all purposes as Exhibits A and B respectively, are hereby approved.

Section 3 Brackett Independent School District (Name of District/Community College) authorizes the application for and acceptance of Membership in Energy for Schools

Section 4 Brackett Independent School District (Name of District/Community College) hereby appoints the Superintendent District (Name of Position) to serve as Brackett I.S.D. (Name of District/Community College) representative to Energy For Schools and to act on Brackett I.S.D. (Name of District/Community College) behalf.

Section 5 All Resolutions and parts thereof in conflict herewith are hereby expressly repealed insofar as they conflict herewith

Section 6. This Resolution shall take effect immediately from and after its adoption and it is accordingly so resolved.

Signed this 10th day of September, 2007

President

ATTEST:

Secretary