



UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION ITEM

TOPIC: Approval of Resolution to Use Funds from the Webb County School Lands to construct an Aquatic Center

SUBMITTED BY: Laida P. Benavides, CPA **OF:** Division of Finance

APPROVED FOR TRANSMITTAL TO SCHOOL BOARD: _____

DATE ASSIGNED FOR BOARD CONSIDERATION: December 19, 2018

RECOMMENDATION:

Administration is recommending that the Board approve the attached Resolution which allows the District to utilize \$8,280,218 in Restricted Funds for the Aquatic Center, and commit future revenue from the Webb County School Lands to reimburse the District's general fund unassigned fund balance.

RATIONALE:

The District has determined, with the Board of Trustees approval, that the expenditure of District funds for the construction of an Aquatic Center is necessary and appropriate in the interest and conduct of the District's public schools. The district has deemed the use of Webb County School Lands funds as appropriate for the construction of the aquatic center is in accordance with the Article VII Section 6 of the Texas Constitution.

BUDGETARY INFORMATION:

\$8,280,218 Restricted Fund Balance
\$10,189,988 Webb County School Land Revenue

BOARD POLICY REFERENCE AND COMPLIANCE:

Texas Constitution, Article VII, Section 6
Texas Education Code Sec. 45.105 (c)
Board Policy CE (LOCAL)

**UNITED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES
RESOLUTION TO USE FUNDS FROM THE
WEBB COUNTY SCHOOL LANDS TO
CONSTRUCT AN AQUATIC CENTER**

WHEREAS, the United Independent School District (“District”), a Texas political subdivision by and through its Board of Trustees, desires to construct an aquatic center (“Center”) that shall be used by District students and residents of Webb County and Laredo, Texas community; and

WHEREAS, the District’s mission is to provide a public primary and secondary education to resident children within its boundaries; and

WHEREAS, the State of Texas has entrusted to the County of Webb, Texas, under Article VII, §6 of the Texas Constitution, school lands to be developed and managed for the sole benefit of the public schools in Webb County, Texas; and

WHEREAS, the District, through its Board of Trustees, hereby determines the public schools of the District will benefit from the use of funding from the District’s Webb County School Lands Fund so that the District can construct the Center; and

WHEREAS, the District, through its Board of Trustees, hereby further determines, pursuant to §45.105(c) of the Texas Education Code, that the expenditure of District funds for the construction of the Center is necessary and appropriate in the interest and conduct of the District’s public schools; and

WHEREAS, the District has received and approved a Guaranteed Maximum Price for the construction of the Center in the amount of \$18,470,205.75; and

WHEREAS, the District has in its August 31, 2018 General Fund Restricted Balance \$8,280,218.00 from the Webb County School Lands and desires to use these funds for the construction of the Center; and

WHEREAS, the District desires to use funds from the August 31, 2018 General Fund Unassigned Fund Balance in the amount of \$10,189,988.00 for the construction of the Center; and

WHEREAS, the District desires that future funds from the Webb County School Lands in the amount of \$10,189,988.00 be reimbursed to the District’s General Fund Unassigned Fund Balance; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES for the District, at a properly noticed and convened meeting of the Board of Trustees, that approval is hereby granted that the District expend its August 31, 2018 General Fund Restricted Balance of \$8,280,218.00 for the purpose of constructing the Center; that \$10,189,988.00 from the District’s August 31, 2018 General Fund Unassigned Fund Balance be committed for the construction of the Center; and future revenue received from the Webb County School Lands and interest income earned be dedicated to reimburse the District’ general fund unassigned fund balance for

construction payment of \$10,189,988.00.

FINALLY PASSED AND ADOPTED this ____ day of December, 2018.

By:

Aliza Flores Oliveros, President
Board of Trustees of the United Independent
School District

ATTEST:

Juan Roberto Ramirez, Secretary
Board of Trustees of the United Independent School District

Certificate for Resolution

I hereby certify that the foregoing resolution was presented to the Board of Trustees of the United Independent School District during a properly scheduled meeting on December ___, 2018. A quorum of the Board of Trustees being then present, it was then duly moved and seconded that the resolution be adopted, and such resolution was then adopted according to the following vote:

Ayes: _____

Noes: _____

Abstentions: _____

To certify which, witness my hand this ____ day of December, 2018.

By: _____
Aliza Flores Oliveros, President
Board of Trustees of the United
Independent School District

THE STATE OF TEXAS
COUNTY OF WEBB

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ACKNOWLEDGMENT

BEFORE ME, a Notary Public, on this day personally appeared Aliza Flores Oliveros, known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon his oath stated that he is the President of the Board of Trustees of the United Independent School District; that she was authorized to execute such instrument pursuant to resolution of the Board of Trustees adopted on December ____, 2018; and that said instrument is executed as the free and voluntary act and deed of such governmental unit for the purposes expressed therein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the ____ day of _____, 2018.

Notary Public, State of Texas