

**BOARD OF TRUSTEES
LITTLE ELM INDEPENDENT SCHOOL DISTRICT
AND
BOARD OF TRUSTEES
DENTON INDEPENDENT SCHOOL DISTRICT**

THE STATE OF TEXAS	§
	§
COUNTY OF DENTON	§

**JOINT RESOLUTION RELATING TO THE TRANSFER OF STUDENTS BETWEEN
THE LITTLE ELM INDEPENDENT SCHOOL DISTRICT AND THE DENTON
INDEPENDENT SCHOOL DISTRICT WITHIN A SCHOOL CHOICE AREA**

The Little Elm Independent School District (“LEISD”) and the Denton Independent School District (“DISD”) (collectively, the “Districts”) derive legal status from the Constitution of the State of Texas and the Texas Education Code as passed and amended by the Legislature of Texas.

The Board of Trustees of LEISD and the Board of Trustees of DISD (collectively, the “Boards”), as the duly elected corporate bodies of each District have the exclusive power and duty to govern and oversee the management of the public schools of each District respectively. The Boards may adopt rules and bylaws necessary to carry out these powers and duties. All powers and duties not specifically delegated by statute to the Texas Education Agency (“TEA”) or the State Board of Education are reserved for the Boards.

WHEREAS, Texas Education Code, Section 25.035 provides that “[t]he boards of trustees of two or more adjoining school districts...may, by agreement...arrange for the transfer and assignment of any student from the jurisdiction of one board to that of another”; and

WHEREAS, Texas Education Code, Section 25.036 provides that a student may transfer annually to another Texas school district, provided that both the receiving district and the applicant’s parent, guardian, or person having lawful control of the student agree in writing to the transfer; and

WHEREAS, Texas Education Code, Section 25.032 requires that a board make transfer decisions on an individual basis and prohibits the consideration of any matter relating to the national origin of the student or the student’s ancestral language by a board in making transfer decisions; and

WHEREAS, Texas Education Code, Section 25.035 states, “[i]n the case of the transfer and assignment of a student under this section, the participating governing boards shall also agree to the transfer of school funds or other payments proportionate to the transfer of attendance”; and

WHEREAS, LEISD and DISD are adjoining districts and the geographical boundaries between LEISD and DISD are now being inundated with a massive influx of new residents, with new developments arising which are partially within both Districts, and rendering the school age residents being closer to primary schools in one district and closer to secondary schools in the other district; and

WHEREAS, LEISD and DISD are both devoted to offering a proper public education to all of their constituents, and believe that in certain circumstances it would be in the best interest of the residents of certain areas to allow them to elect which school district their students should attend; and

WHEREAS, an area within Denton County near the boundaries of LEISD and DISD, will be designated to allow parents and guardians residing within said area to choose whether their students shall attend LEISD or DISD schools (the “School Choice Area”); and

WHEREAS, renditions of the proposed School Choice Area, which are depicted by a metes and bounds description in Exhibit “A” and by a map as shown in Exhibit “B” and incorporated herein by reference, describe the recommended School Choice Area; and

WHEREAS, this Joint Resolution is not for the purpose of seeking or approving annexation or detachment of land from or for either of the Districts, but rather for the purpose of enhancing educational opportunity for students.

NOW THEREFORE, BE IT RESOLVED, the LEISD and DISD Boards of Trustees authorize the transfer of students residing within the School Choice Area from either LEISD or DISD, upon receiving a petition in writing from the parent, guardian, or person having lawful control of the student, to either LEISD or DISD upon approval by the receiving district’s Board of Trustees as contemplated in Texas Education Code, Sections 25.032 and 25.036.

BE IT FURTHER RESOLVED, this Joint Resolution constitutes a mutual agreement between the Boards to authorize the transfer of students residing within the School Choice Area, all such transfers shall be made pursuant to the requirements of Texas Education Code Sections 25.032 through 25.034 and in compliance with LEISD and DISD Board Policies FDA (Legal) and FDA (Local).


BE IT FURTHER RESOLVED, the Boards agree to transfer the school funds and other payments proportionate to the transfer of attendance to the receiving district upon the transfer of a student residing within the School Choice Area in accordance with Texas Education Code, Section 25.035.

BE IT FURTHER RESOLVED, in the event that the residents of the School Choice Area seek annexation into the school district boundaries of either LEISD or DISD, approval of the receiving district will be required prior to annexation of the School Choice Area into that district.

PASSED AND APPROVED on this 16 day of May, 2016.

**LITTLE ELM INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

By: 
LeAnna Harding
President of the Board

ATTEST: 
By: _____
DeLeon English
Board Secretary

**DENTON INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

By: _____
Barbara Burns
President of the Board

ATTEST:
By: _____
Dorothy Martinez
Board Secretary

EXHIBIT A
School Choice Area
Metes and Bounds

EXHIBIT A
DESCRIPTION
77.68 ACRE TRACT

BEING that certain tract of land situated in the Santiago Guarrara Survey, Abstract No. 456, in Denton County, Texas, and being part of that certain tract of land described in deeds to Valencia on the Lake, L.P., recorded in Document Number 2007-8103, of the Real Property Records of Denton County, Texas (RPRDCT), and Document Number 2007-41359, RPRDCT, part of that certain tract of land described in deed to The Town of Little Elm (Rockhill Parkway) recorded in Document No. 2014-31379, RPRDCT, and part of Valencia on the Lake Phase 1, an addition to the Town of Little Elm according to Final Plat recorded in Document No. 2015-245, of the Plat Records of Denton County, Texas, and being more particularly described as follows:

BEGINNING at a United States Army Corps Of Engineers monument (hereinafter referred to as "U.S.A.C.O.E.") marked J-818-1/1 found on the "take line" of Lake Lewisville for the northeast corner of said Valencia on the Lake tracts recorded in Document Number 2007-8103, RPRDCT, and Document Number 2007-41359, RPRDCT;

THENCE South 00 degrees 17 minutes 59 seconds West, with the east line of said Valencia on the Lake tracts, Town of Little Elm tract, and Valencia on the Lake Phase 1, a distance of 2126.28 feet to a 5/8-inch iron rod with cap marked "PETITT-RPLS 4087" found for corner;

THENCE South 01 degrees 55 minutes 47 seconds West, continuing with the east line of said Valencia on the Lake Phase 1, a distance of 102.67 feet to a point for corner;

THENCE South 89 degrees 59 minutes 31 seconds West, departing the east line of said Valencia on the Lake Phase 1, a distance of 2689.16 feet to a point for corner;

THENCE North 00 degrees 12 minutes 58 seconds East, a distance of 138.37 feet to a point for corner located on said "take line" of Lake Lewisville;

THENCE North 63 degrees 24 minutes 03 seconds East, with said "take line", a distance of 60.98 feet to a U.S.A.C.O.E. monument marked J-840-1 found for corner;

THENCE South 89 degrees 29 minutes 32 seconds East, continuing with said "take line", a distance of 230.56 feet to a 5/8-inch iron rod with cap marked "PETITT-RPLS 4087" found for corner;

THENCE North 38 degrees 33 minutes 33 seconds East, continuing with said "take line", a distance of 1,360.11 feet to a U.S.A.C.O.E. monument marked J-812-1 found for corner;

THENCE North 80 Degrees 38 minutes 17 seconds East, continuing with said "take line", a distance of 243.83 feet to a U.S.A.C.O.E. monument marked J-812-3 found for corner;

THENCE North 59 degrees 24 minutes 02 seconds East, continuing with said "take line", a distance of 168.41 feet to a U.S.A.C.O.E. monument marked J-812-4 found for corner;

THENCE North 44 degrees 30 minutes 07 seconds East, continuing with said "take line", a distance of 399.34 feet to a 1/2-inch iron rod found for corner;

THENCE North 28 degrees 21 minutes 51 seconds East, continuing with said "take line", a distance of 200.02 feet to a U.S.A.C.O.E. monument marked J-812-6 found for corner;

THENCE North 49 degrees 34 minutes 24 seconds East, continuing with said "take line", a distance of 500.01 feet to a U.S.A.C.O.E. monument marked J-812-7 found for corner;

THENCE North 77 degrees 57 minutes 18 seconds East, continuing with said "take line", a distance of 438.91 feet to the POINT OF BEGINNING of herein described tract and containing 77.68 acres of land.

Note: The bearings shown and recited hereon are referenced to the Texas State Plane Coordinate System – NAD 83 (CORS Texas North Central Zone No. 4202).

NOTE: This document was prepared under 22 TAC §663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

Exhibit B
School Choice Area
Map

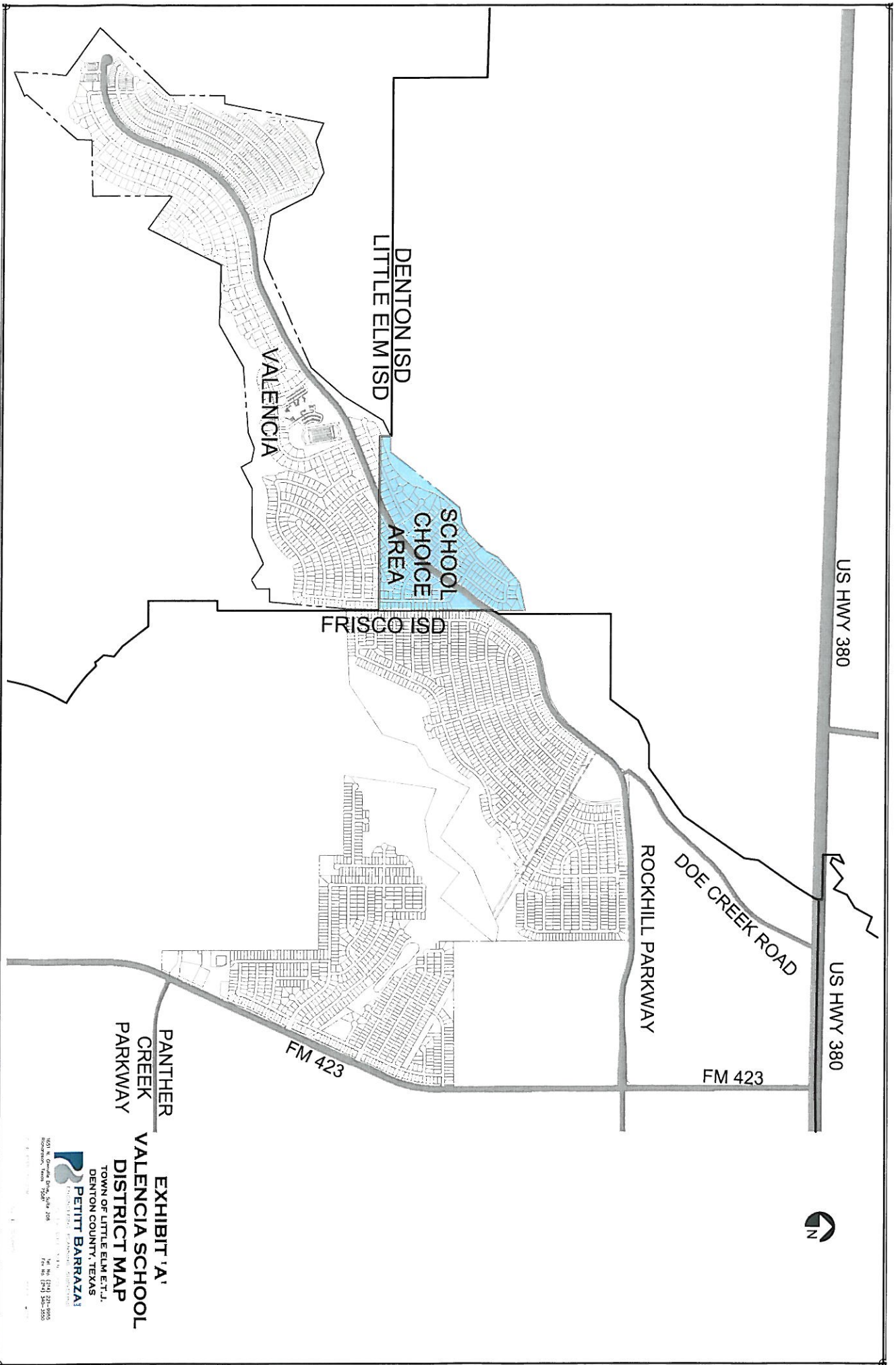


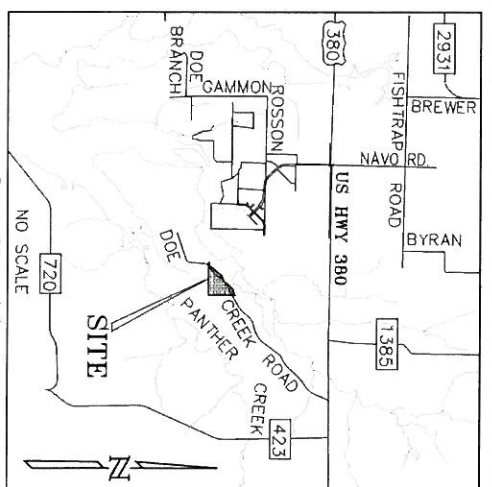
EXHIBIT 'A'
VALENCIA SCHOOL
DISTRICT MAP
TOWN OF LITTLE ELM ET AL.
DENTON COUNTY, TEXAS

PETITT BARRAZA

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Dallas, Texas 75243
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1. This document was prepared under 22 TAC §6603.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

2. ** School district line information was obtained from the Denton County GIS Division of Technology Services as found on the Denton County web site <http://dentoncounty.com/Departments/Technology-Services.aspx>



SANTIAGO GUARRARA SURVEY ~
ABSTRACT NO. 456
DENTON COUNTY, TEXAS



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DATE: JUNE 2016

JOB NO. 06017-00

SCALE: 1" = 300'

TBPE FIRM REGISTRATION NO. 101068

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