

**Beeville ISD
BOARD OF TRUSTEES**

Date: January 19, 2016 Presented By: James Schumann

Subject: Prosperity Bank Accounts Related Page(s) _____

Action

BACKGROUND INFORMATION:

The district is in need of updating an authorized signature for all bank accounts at Prosperity Bank. We need to add James Schumann, Executive Finance Director.

RECOMMENDATION:

Approval

BOARD ACTION REQUIRED:

I move to add James Schumann as authorized signer for all bank accounts at Prosperity Bank.

CORPORATE AUTHORIZATION RESOLUTION

Prosperity Bank

By: BEEVILLE INDEPENDENT SCHOOL DISTRICT

1301 N Mechanic St
El Campo, TX 77437-2633



201 N ST MARYS STREET
BEEVILLE, TX 78102

Referred to in this document as "Financial Institution"

Referred to in this document as "Corporation"

I, _____, certify that I am Secretary (clerk) of the above named corporation organized under the laws of TEXAS _____, Federal Employer I.D. Number 74-6000331 _____, engaged in business under the trade name of BEEVILLE INDEPENDENT SCHOOL DISTRICT _____, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the Board of Directors of the Corporation duly and properly called and held on 11/20/2015 (date). These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

AGENTS Any Agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. <u>NICK CARDENAS, AUTHORIZED SIGNER</u>	X _____	X _____
B. <u>ERASMO RODRIGUEZ, AUTHORIZED SIGNER</u>	X 	X _____
C. <u>JAMES SCHUMANN, AUTHORIZED SIGNER</u>	X 	X _____
D. _____	X _____	X _____
E. _____	X _____	X _____
F. _____	X _____	X _____

POWERS GRANTED (Attach one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

Indicate A, B, C, D, E, and/or F	Description of Power	Indicate number of signatures required
_____	(1) Exercise all of the powers listed in this resolution.	1 _____
_____	(2) Open any deposit or share account(s) in the name of the Corporation.	1 _____
<u>A,B,C</u>	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution.	1 _____
_____	(4) Borrow money on behalf and in the name of the Corporation, sign, execute and deliver promissory notes or other evidences of indebtedness.	1 _____
_____	(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.	1 _____
_____	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution.	1 _____
_____	(7) Other _____	1 _____

LIMITATIONS ON POWERS The following are the Corporation's express limitations on the powers granted under this resolution.

3074161

CORPORATE AUTHORIZATION RESOLUTION

Prosperity Bank


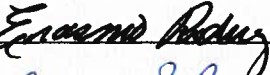

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AGENTS Any Agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. <u>EVA CISNEROS, AUTHORIZED SIGNER</u>	X 	X _____
B. <u>ERASMO RODRIGUEZ, AUTHORIZED SIGNER</u>	X 	X _____
C. <u>JAMES SCHUMANN, AUTHORIZED SIGNER</u>	X 	X _____
D. _____	X _____	X _____
E. _____	X _____	X _____
F. _____	X _____	X _____

POWERS GRANTED (Attach one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

Indicate A, B, C, D, E, and/or F	Description of Power	Indicate number of signatures required
_____	(1) Exercise all of the powers listed in this resolution.	1 _____
_____	(2) Open any deposit or share account(s) in the name of the Corporation.	1 _____
<u>A,B,C</u>	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution.	1 _____
_____	(4) Borrow money on behalf and in the name of the Corporation, sign, execute and deliver promissory notes or other evidences of indebtedness.	1 _____
_____	(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.	1 _____
_____	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution.	1 _____
_____	(7) Other _____	1 _____

LIMITATIONS ON POWERS The following are the Corporation's express limitations on the powers granted under this resolution.

3076101

Initials: _____

RESOLUTIONS

The Corporation named on this resolution resolves that,

- (1) The Financial Institution is designated as a depository for the funds of the Corporation and to provide other financial accommodations indicated in this resolution.
(2) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by the Financial Institution.
(3) The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the Corporation.
(4) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the Corporation with the Financial Institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.
(5) The Corporation agrees to the terms and conditions of any account agreement, properly opened by any Agent of the Corporation.
(6) The Corporation acknowledges and agrees that the Financial Institution may furnish at its discretion automated access devices to Agents of the Corporation to facilitate those powers authorized by this resolution or other resolutions in effect at the time of issuance.
(7) The Corporation acknowledges and agrees that the Financial Institution may rely on alternative signature and verification codes issued to or obtained from the Agent named on this resolution.

Pennsylvania. The designation of an Agent does not create a power of attorney; therefore, Agents are not subject to the provisions of 20 Pa.C.S.A. Section 5601 et seq. (Chapter 56; Decedents, Estates and Fiduciaries Code) unless the agency was created by a separate power of attorney.

EFFECT ON PREVIOUS RESOLUTIONS This resolution supersedes resolution dated All Prior . If not completed, all resolutions remain in effect.

CERTIFICATION OF AUTHORITY

I further certify that the Board of Directors of the Corporation has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the resolutions on page 2 and to confer the powers granted above to the persons named who have full power and lawful authority to exercise the same. (Apply seal below where appropriate.)

If checked, the Corporation is a non-profit corporation.

In Witness Whereof, I have subscribed my name to this document and affixed the seal of the Corporation on 11/23/2015 (date).

Attest by One Other Officer

Secretary

FOR FINANCIAL INSTITUTION USE ONLY

Acknowledged and received on (date) by (initials) This resolution is superseded by resolution dated

Comments:

Nature of Business: PUBLIC FUND

**SCHEDULE A
MASTER AUTHORIZATION**

This document is intended to be a Master Authorization to sign checks for BEEVILLE ISD

This document applies to: All accounts styled as named above, OR
 Specific account numbers listed below:

<u>3074161</u>	<u>4352601</u>		
<u>3074831</u>	<u>6843411</u>		
<u>3075051</u>	<u>8328551</u>		
<u>3075481</u>	<u>8329791</u>		
<u>3075561</u>	<u>3075211</u>		

This authorization is intended to be effective for all checks dated subsequent to _____ until Bank or Depositor is notified in writing of its modifications or termination and confirms receipt of each.

Bank is hereby authorized to accept any of the following signatures on checks drawn on our account:

AUTHORIZED CHECK SIGNERS

Name	Title	Signature
ERASMO RODRIGUEZ	INTERIM SUPERINTENDENT	X <i>Erasmus Rodriguez</i>
NICOLAS M CARDENAS	BISD BOARD PRESIDENT	X <i>Nicolas M Cardenas</i>
JAMES SCHUMANN	EXE DIRECTOR OF FINANCE	X <i>James Schumann</i>
		X
		X
		X

By Authorized Officer Signature/Depositor: *Erasmus Rodriguez*
 Authorized Officer Name: ERASMO RODRIGUEZ
 Authorized Officer Title: INTERIM SUPERINENDENT
 Date: 12-09-2015

Bank: Prosperity Bank

Accepted By (Signature): X
 Name: PAMELA SLAUGHTER
 Title: LOBBY MANAGER/ AREA COORDINATOR
 Date: 12-09-2015



ACCOUNT OPENING, AUTHORIZATION & INDEMNITY AGREEMENT

This agreement is entered into as of DECEMBER 09, 20 15, between the "Depositor" and Prosperity Bank ("Bank") based on the following.

Depositor is in the PUBLIC IND SCHOOL business and (if applicable: acts as N/A for various N/A).

Depositor wishes to open multiple accounts with the Bank and avoid having to complete and sign a separate resolution and signature card each time Depositor wishes to open a new account.

Bank is willing to enter into such agreement with Depositor under the following terms and conditions, to which Depositor agrees:

1. Opening Multiple Accounts

- a. Depositor requests that Bank open, and Bank agrees to open, bank accounts with Bank from time to time in connection with and for the benefit of BEEVILLE ISD. In connection therewith, Depositor will not be required to complete and sign a resolution and signature card for each account each time Depositor opens a new account. Instead, Depositor shall have the Authorized Officers (as hereinafter defined) of the Depositor open new accounts with the Bank, from time to time, subject to the same terms and conditions of this agreement and the previous accounts opened by Depositor with Bank.
- b. Bank will open new accounts for Depositor when requested to do so by any one of the Authorized Officers named in this agreement. Depositor will provide Bank with a list of Authorized Officers to open such new deposit accounts with Bank and designate Authorized Check Signers on Schedule A for each account. Authorized Officers shall also have the right to remove or change Authorized Officers by modifying this agreement. Until Bank receives and accepts any such new list of Authorized Officers of Check Signers, Bank shall be entitled to rely on the list it then maintains. Any one or more of the following Authorized Officers are authorized to open new accounts or change Authorized Officers or Authorized Signers:

Authorized Officers	Signatures
ERASMO RODRIGUEZ	X <i>Erasm Rodriguez</i>
NICOLAS M CARDENAS	X <i>Nicolas M Cardenas</i>
JAMES SCHUMANN	X <i>James Schumann</i>
	X
	X

- c. Deposit requests and authorizes Bank to rely on and act on instructions of Authorized Officers to open new accounts by any officer identifying himself or

herself to be any one of the Authorized Officers above. Depositor agrees to hold Bank harmless for all costs, losses, damages and other liabilities (including reasonable attorneys' fees) which Bank may incur in acting on the instructions of any person identifying himself or herself to be any one of the Authorized Signers, to open or revise accounts for Depositor.

2. Tax Identification Numbers

- a. Depositor wishes to deposit funds which it is holding in its capacity as 74-6000331 for BEEVILLE ISD. Each deposit account into which such funds will be deposited will have the TIN of the actual funds owner. Each owner must independently certify to the Bank that the TIN used for its accounts is the correct TIN.
- b. Because each deposit account bears the TIN of the Owner, under the IRS rules the Bank is responsible for reporting interest earned by the Owner in each tax year to the IRS, and to provide each Owner with a copy of the IRS Form 1099 in the year following the year for which the report was issued. Bank agrees to allow Depositor to maintain deposit accounts bearing the TIN of each owner under the following conditions:
 - i. Depositor will have each Owner complete a W8/W9 taxpayer identification form.
 - ii. Depositor agrees that Depositor, and not Bank will be responsible for timely delivery of each 1099 to each Owner. Bank agrees to provide Depositor with the relevant 1099s in a manner as required by the IRS.
 - iii. Depositor agrees to indemnify Bank and hold Bank harmless for any damages, losses, claims, liabilities, costs and expenses (including, but not limited to, attorneys' fees, allocated costs of staff counsel and expenses of litigation) which may at the time be asserted against, suffered by or incurred by Bank as a result of the terms and conditions set forth in this agreement.
 - iv. Depositor agrees to indemnify Bank and hold Bank harmless for any damages asserted against, suffered by or incurred by Bank of any kind, including any fines assessed by the IRS, relation to any 1099s which are not received by an Owner as outlined by the IRS, because of the failure of Depositor to promptly deliver any 1099s.

3. General Matters

- a. In no event will Bank be liable hereunder for any special, indirect, exemplary or consequential damages, including but not limited to lost profits or tax penalties.
- b. Any written notice or other communication hereunder will be addressed to the parties at the address set forth below or such other address as a party may specify in writing to the other. Except as may be provided herein, notices are effective upon receipt.
- c. This agreement is binding upon each party's respective successors and assigns. Depositor may not assign any of its rights or duties described herein without Bank's prior written consent.
- d. The Terms and Conditions and all disclosed information contained or incorporated in Bank's standard Terms and Conditions, signature card and resolution shall govern and apply to this Agreement as if fully incorporated herein. The undersigned certifies the accuracy of the information provided and acknowledges receipt of and agrees to the terms of the following agreements and/or disclosures: Terms &

Conditions, Truth in Savings, Funds Availability, Electronic Funds Transfers, Privacy, and Substitute Checks.

- e. Either Bank or Depositor may terminate this Agreement at any time by providing written notice to the other party.

The parties have agreed to the foregoing terms and conditions as of the date first written above.

Depositor: BEEVILLE ISD

Depositor Address for Notices: 201 N ST MARY'S STREET
BEEVILLE, TEXAS 78102

By (Authorized Officer Signature): *Erasm Rodriguez*
Authorized Officer Name: ERASMO RODRIGUEZ
Authorized Officer Title: INTERIM SUPERINTENDENT
Date: 12-09-2015

Bank: Prosperity Bank

Bank Address for Notices: 100 N WASHINGTON ST
BEEVILLE, TEXAS 78102

Accepted By (Signature): X
Name: PAMELA SLAUGHTER
Title: LOBBY MANAGER/ AREA COORDINATOR
Date: 12-09-2015