

BOARD OF TRUSTEES AGENDA

<input style="width: 40px; height: 20px;" type="checkbox"/>	Workshop	<input style="width: 40px; height: 20px;" type="checkbox"/>	Regular	<input style="width: 40px; height: 20px;" type="checkbox"/>	Special
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- (A) ☐ **Report Only** ☐ **Recognition**

Presenter(s):

Briefly describe the subject of the report or recognition presentation.

- (B) ☒ **Action Item** MR. SAMUEL MIJARES, SUPERINTENDENT OF SCHOOLS

Presenter(s):

Briefly describe the action required.

CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE RESOLUTION 2025/2026-07 PURSUANT TO TEXAS EDUCATION CODE 11.151 AND BOARD OF TRUSTEES POLICY CI (LEGAL AND (LOCAL) TO APPROVE THE SUPERINTENDENT'S DECISION TO DECLARE A PORTABLE BUILDING AS NO LONGER NECESSARY FOR THE OPERATION OF THE SCHOOL DISTRICT AND TO TRANSFER IT TO MAVERICK COUNTY SHERIFF'S DEPARTMENT FOR PUBLIC USE.

- (C) **Funding source: Identify the source of funds if any are required.**

- (D) **Clarification: Explain any question or issues that might be raised regarding this item.**

RESOLUTION 2025/2026 - 07

**APPROVING TRANSFER OF SURPLUS PORTABLE BUILDING
TO MAVERICK COUNTY SHERIFF'S DEPARTMENT**

WHEREAS, pursuant to state law TEC 11.151 and Eagle Pass Independent School District Policy CI (LEGAL) and (LOCAL), the Superintendent is authorized to declare District materials, equipment, personal property such as vehicles, and supplies to be unnecessary and if the unnecessary property has no value, the Superintendent may dispose of such property according to administrative discretion, and

WHEREAS, the Superintendent of Eagle Pass Independent School District has identified a portable building owned by Eagle Pass Independent School District that is no longer necessary for the operation of the District; and

WHEREAS, the portable building was not purchased with federal funds; and

WHEREAS, the cost of moving the surplus portable building is greater than the value of the building; and

WHEREAS, the Maverick County Sheriff's Department would be utilizing the building for a public purpose; and

WHEREAS, the Maverick County Sheriff's Department has agreed to assume the cost of moving the surplus portable building in exchange for the District transferring the building to the Maverick County Sheriff's Department.

IT IS THEREFORE RESOLVED THAT the Board of Trustees of the Eagle Pass Independent School District finds that the recitals noted above are true and correct and hereby adopted and, by a majority vote of its members, approves the decision of the Superintendent to transfer ownership of the surplus building to the Maverick County Sheriff's Department.

Adopted on this the ___ day of October, 2025, by the Eagle Pass ISD Board of Trustees.

Jorge Barrera
President, Board of Trustees

Christopher Hiller
Secretary, Board of Trustee



MAVERICK COUNTY SHERIFF'S DEPARTMENT

1051 Balboa Jones Memorial, Eagle Pass, Texas 78852

JAIL ADMINISTRATOR

Roberto Parra

SHERIFF

Tom Schmerber

CHIEF DEPUTY

Robert De Leon

09/16/2025

Superintendent Samuel Mijares & Members of the Board
Eagle Pass Independent School District
587 Madison Street
Eagle Pass, Tx 78852

Dear Superintendent Mijares and Members of the Board,

On behalf of the Maverick County Sheriff's Office (MCSO), I respectfully request the transfer of the daycare portable building to our agency for the purpose of housing our Criminal Investigations Division. Our investigators have outgrown the current MCSO facility and are operating with extremely limited office and interview space. The growth of Maverick County's population, combined with the increasing complexity of investigations, has made it critical to provide investigators with a secure, professional environment where they can conduct sensitive work efficiently and privately.

The building we are requesting would allow our investigators to handle cases ranging from violent crimes to property crimes in a setting that ensures confidentiality and effectiveness. It would also create a safe and welcoming location for community members to provide statements, report crimes, and make outcries. A neutral, professional environment encourages cooperation and helps victims feel supported during what can be a very difficult process. In addition, a properly equipped investigative building would strengthen our ability to respond quickly to criminal activity, improve collaboration with local, state, and federal partners, and ultimately enhance the safety and security of the entire community.

This transfer would be a good and sensible use of public property, giving a building from the school district a new purpose that benefits the whole community. By letting our investigators use the space, the Eagle Pass Independent School District would help us protect children and families and give crime victims a safe, private place where they can speak with law enforcement and share their experiences with care and respect.

Thank you for your time and consideration of this important matter.

A handwritten signature in black ink, reading "Tom Schmerber". The signature is written in a cursive style with a large, stylized "T" and "S".

Sheriff Tom Schmerber

SCHOOL PROPERTIES DISPOSAL

CI
(LEGAL)

Note: For legal requirements applicable to property acquired with federal funds, see CBB.

For information on disposal of instructional materials and technological equipment, see CMD.

All rights and title to district property, whether real or personal, shall be vested in the board and its successors in office. The trustees may, in any appropriate manner, dispose of property that is no longer necessary for the operation of the district. *Education Code 11.151(c)* [See also CDB(LEGAL)]

**Surplus or Salvage
Property from a
State Agency**

A district may not lease, lend, bail, deconstruct, encumber, sell, trade, or otherwise dispose of property acquired under Government Code 2175.184 or 2175.241 before the second anniversary of the date the property was acquired. A district that violates this provision shall remit to the Texas Facilities Commission the amount the district received from the lease, loan, bailment, deconstruction, encumbrance, sale, trade, or other disposition of the property unless the commission authorizes the district's action. *Gov't Code 2175.184(b)*

**Law Enforcement
Vehicles**

A district may not sell or transfer a marked patrol car or other law enforcement motor vehicle to:

1. The public unless the district first removes any equipment or insignia that could mislead a reasonable person to believe that the vehicle is a law enforcement motor vehicle, including any police light, siren, amber warning light, spotlight, grill light, antenna, emblem, outline of an emblem, or emergency vehicle equipment; or
2. A security services contractor who is regulated by the Department of Public Safety and licensed under Occupations Code 1702 unless each emblem or insignia that identifies the vehicle as a law enforcement motor vehicle is removed before the sale or transfer.

A district that sells or transfers a marked patrol car or other law enforcement motor vehicle to the public in violation of these provisions is liable for damages proximately caused by the use of the vehicle during the commission of a crime, and to the state for a civil penalty of \$1,000. Governmental immunity to suit and from liability is waived and abolished to the extent of this liability.

Local Gov't Code 272.006

SCHOOL PROPERTIES DISPOSAL

CI
(LOCAL)

The Superintendent is authorized to declare District materials, equipment, personal property such as vehicles, and supplies to be unnecessary and shall dispose of unnecessary materials, equipment, personal property such as vehicles, and supplies for fair market value. If the unnecessary property has no value, the Superintendent may dispose of such property according to administrative discretion.

Instructional materials shall be disposed of in accordance with law.
[See CMD(LEGAL)]

Property obtained with federal funds or as federal surplus shall be managed in accordance with federal law.