

Notice of Public Budget Hearing
The Board of Trustees
Fort Bend Independent School District

Monday, December 13, 2021

Notice is hereby given that a Board of Trustees Public Budget Hearing will be held on Monday, December 13, 2021, beginning at 6:00 PM in the Board Room of the Fort Bend ISD Administration Building, 16431 Lexington Blvd., Sugar Land, TX 77479. Members of the public may also register to

address the Board at the following address:

<https://www.fortbendisd.com/cms/lib/TX01917858/Centricity/Domain/83/New%20Agenda%20Review%20Address%20Form%201-12-21.pdf>. Requests to address the Board must be submitted no later than 4:30 p.m. on the day of the meeting. It is the Board of Trustees' intent that a quorum of the Board of Trustees will be physically present at this location, although one or more Trustees may participate via video conference. The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Organization/649>.

1. Call to order at 6:00 PM with announcement by the chair as to the presence of a quorum, that the meeting has been duly called and that notice of the meeting has been posted for the time and manner required by law.
2. National Anthem
3. Invocation
4. Recognitions 4
5. Audience Items
6. Information
 - A. Staff will present results and findings of the efficiency audit conducted by Whitley Penn. 6
 - B. Staff will provide an update on the General Fund 2021-22 projection and preliminary 2022-23 budget information. 27
7. Board Members' Report
 - A. Activity Report
 - B. Special Reports
 - C. Superintendent's Comments
8. Consent Agenda

All items under the Consent Agenda are acted upon by one motion. Upon a Board Member's request, any item on the Consent Agenda shall be moved to the Action portion of the regular agenda.

 - A. Board Governance
 1. Consider Approval of Previous Meeting Minutes. 50

2. Consider approval to notify the Commissioner of the district's intent to renew the District of Innovation plan.	72
B. Scalable Systems	
1. Review Purchases Exceeding \$50,000. Specifically for:	
a. Consider approval of Art Supplies, Equipment, and Related Items for campuses.	75
b. Consider approval for the purchase of Austin High School Band Uniforms.	79
c. Consider approval for the continued purchase of the District Firewall Refresh Project through March 2026.	81
d. Consider approval of Waste Disposal, Recycling, and Related Services.	83
e. Consider approval for continued purchase of Routefinder, Transportation Routing Software.	88
f. Consider approval for continued purchase of gate and door products.	90
g. Consider approval for purchase of ruggedized laptop computers, services and related items for Police Department Laptop Refresh.	92
h. Consider approval for the purchase of an all-in-one video production, recording, livestreaming and video solution.	94
2. Consider approval for a Construction Auditing Professional Service Agreement with Moss Adams LLP to perform Auditing services to the Bond 2018 CMAR projects.	96
3. Consider approval of a blanket easement with CenterPoint Energy for the electrical services to ES #54.	100
4. Consider approval to execute a water line easement at Kempner High School with the City of Sugar Land.	125
9. Convene in closed session under Texas Open Meetings Act, Texas Government Code, Chapter 551 under the following sections: 551.071 - For the purpose of a private consultation with the Board's attorney on any or all subjects or matters authorized by law; Section 551.072 - Consider purchase, exchange, lease, or value of real property, Section 551.074 - Personnel matters, Section 551.076 - Security matters, Section 551.082 - Student discipline matter or complaint, or Section 551.0821 - Personally identifiable information about public school student.	
A. Section 551.074 - Personnel Matters:	
1. Deliberate hearing officer's recommendation regarding a Policy DGBA (LOCAL) Level 3 employee grievance appeal.	
10. Reconvene in Open Session	

11. Consider Action on Closed Session Items

12. Action

13. Adjournment

The following Fort Bend ISD Goals may be referenced in agenda items included in this document:

Goal 1: Fort Bend ISD will provide an equitable learning environment that provides all students access to the FBISD curriculum.

Goal 2: Fort Bend ISD will ensure students own and are responsible for their learning, behavior, and progress through the FBISD curriculum.

Goal 3: Fort Bend ISD will provide an inclusive, collaborative, and fluid learning environment with opportunities for both risk-taking and success.

Goal 4: Fort Bend ISD will develop students' social-emotional, academic, literacy, language, and life skills in a robust Collaborative Community at every school.

Goal 5: Fort Bend ISD will develop an organizational culture that embraces care, respect, safety, and inclusion.

For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Recognitions
Department: Communications

Recommendation

The Administration recommends that the Board recognize:

- Fort Bend ISD athletes receive the FBISD Scholar Champion Award
- Assistant Principal at Colony Bend Elementary for being awarded the 2021 Bravo Award from The Council of Women School Executives (TCWSE)
- Malala Yousafzai Elementary for being awarded a LEED recognition
- Fort Bend ISD for winning the 2021 District of Distinction Award from the Texas Art Education Association (TAEA)

Summary

Fort Bend ISD Athletics Department highlights athletes from specific in-season sports throughout the school year with the Scholar Champion of the Month recognition. These athletes distinguish themselves academically, exemplify the love of athletics, show leadership in helping improve team morale, and bring integrity to themselves, their team, and their school.

- Menya Bird – Kempner (Cross Country) Coached by Angela Pierce
- Nishil Shah – Austin (Cross Country) Coached by Todd Laney
- Kaylyn Taylor – Clements (Volleyball) Coached by Paige Sorge
- Jalen Brown – Dulles (Football) Coached by Shane Byrd
- Rayyan Anwar - Elkins (Golf) Coached by Dennis Brantley
- Zara Khan - Kempner (Golf) Coached by Jeff Barrett
- Ciara Sanchez - Clements (Cheer) Coached by Katy White
- Sanjana Karnam - Clements (Tennis) Coached by Brett Bernstein
- Caleb Abraham - Elkins (Tennis) Coached by Deborah Jackson

Dr. Shweta Khade, Assistant Principal at Colony Bend Elementary, was awarded the 2021 Bravo Award at The Council of Women School Executives Annual Conference for exemplary practice and innovation in education.

Malala Yousafzai Elementary has been deemed LEED-certified buildings. LEED, Leadership in Energy and Environmental Design, provides a rigorous third-party verification on resource efficiency for building projects. Points are achieved in the areas of Sustainable Sites, Water Efficiency, Energy & Atmosphere, Material & Resources, Indoor Environmental Quality, Innovation and Regional Priority.

The Texas Art Education Association (TAEA) announced Fort Bend ISD as a winner of the 2021 District of Distinction Award. This is the second year in a row the District receives this honor for providing a well-rounded education that advocates and integrates visual arts curriculum to inspire creativity and build social-emotional learning.

Recommended by:

Dr. Christie Whitbeck
Superintendent of Schools

Submitted by:

Veronica V. Sopher
Chief Communications Officer

For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Information – Efficiency Audit
References: Board Policy CFA (Legal)
Board Governance
Department: Business and Finance

Summary

In February 2021, the Board of Trustees approved an efficiency audit to be conducted by Whitley Penn in anticipation of a potential Vote-Approval Tax Rate Election (VATRE). Although the District did not move forward with the VATRE, the efficiency audit continued in order to provide the District with details regarding how efficiently it utilizes resources. Whitley Penn has completed the efficiency audit, and the results and findings of the audit will be discussed.

Recommended by:

Dr. Christie Whitbeck
Superintendent of Schools

Submitted by:

Bryan Guinn
Chief Financial Officer



Efficiency Audit Results

7

Fort Bend Independent
School District

December 13, 2021

Purpose of the Efficiency Audit

- House Bill 3 (86th Legislature, 2019) requires school districts to undergo an efficiency audit prior to holding a voter-approval tax rate election (VATRE) (TEC 11.184).
- Efficiency audits are not required when a disaster is declared by the governor. Because of COVID-19, the District may hold a VATRE during the two-year period following the declaration date (i.e. March 13, 2020) without an efficiency audit. The District chose to conduct an efficiency audit.
- An efficiency audit provides the voters with information regarding a school district's fiscal management, efficiency, and utilization of resources before an election to adopt a Maintenance and Operations property tax rate.

Efficiency Audit Guidelines

- Issued by the Legislative Budget Board (LBB)
- Available data from the most recent school year must be used
- Identify peer districts
- Peer district comparisons provide context
- 20 items of information, including 18 figures, are reported in the LBB prescribed format and explanations are provided for any significant variances

FBISD Specific Information

- Process started in March 2021 and
- 2020 financial data was not available until June 2021
 - Student Data for 2020
 - Financial Data for 2019
 - Per Student Data is using financial data *and* student data for 2019
- The District is not moving forward with a VATRE for fiscal year 2022
- A VATRE is being considered for fiscal year 2023

Peer District Identification Tools

- Texas Smart Schools
- Established by the Comptroller of Public Accounts
- Maintained by Texas A&M University

- Texas Education Agency (TEA)
- School district profiles
- Snapshot peer search

11

16 Peer Districts Based on Size

#	Peer District	County	#	Peer District	County
1	Aldine	Harris	9	Katy	Harris
2	Arlington	Tarrant	10	Klein	Harris
3	Austin	Travis	11	Lewisville	Denton
4	Conroe	Montgomery	12	North East	Bexar
5	Cypress-Fairbanks	Harris	13	Northside	Bexar
6	Fort Worth	Tarrant	14	Pasadena	Harris
7	Frisco	Collin	15	Plano	Collin
8	Garland	Dallas	16	Round Rock	Williamson

12

Accountability Rating



District

Rating - B



District Score - 89/100



Peer Districts Average Rating
and Score - B 88/100

School FIRST

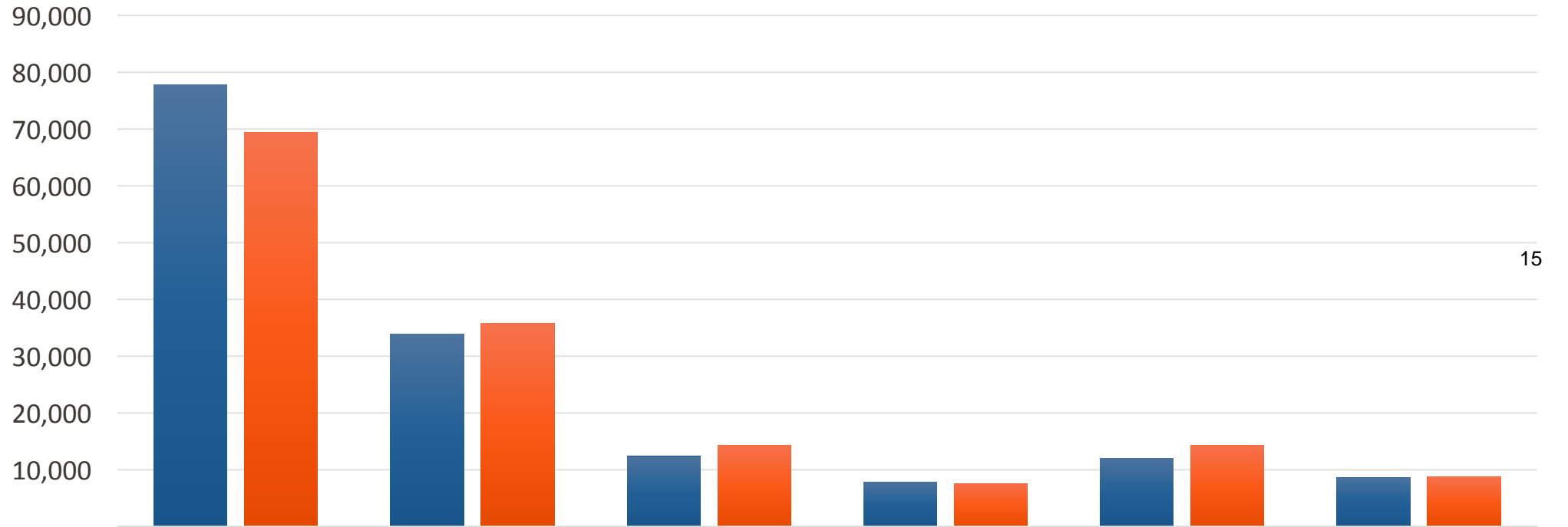
**Superior
Rating**



- **Financial Integrity Rating System of Texas (FIRST) issued by the Texas Education Agency**
- **The 2021 FIRST Rating based on the 2019-2020 financial data was also Superior**
- **The District has earned a Superior rating for the last five years**

14

Student Counts and Characteristics

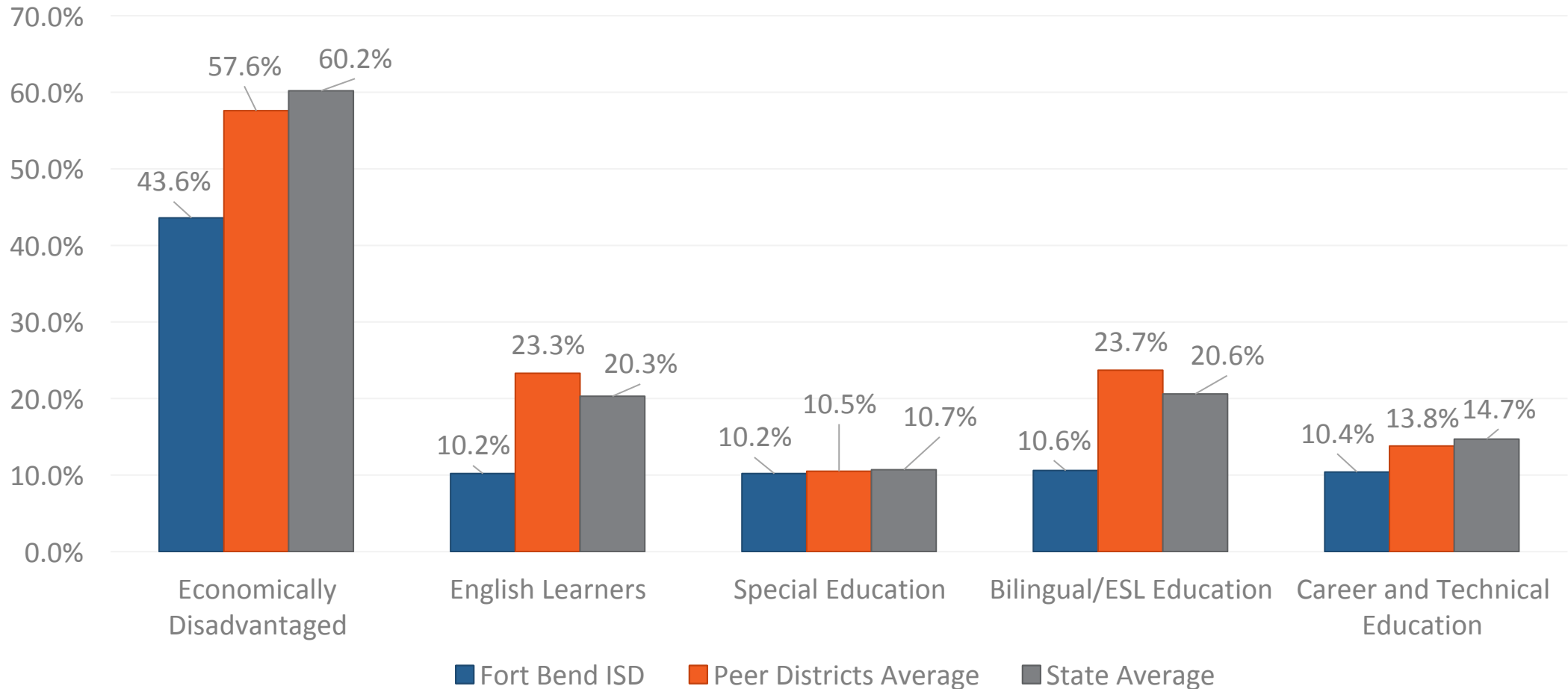


	Total Student Counts	Economically Disadvantaged	English Learners	Special Education	Bilingual/ESL Education	Career and Technical
Fort Bend ISD	77,756	33,842	12,368	7,868	12,016	8,654
Peer Districts Average	69,361	35,837	14,275	7,560	14,240	8,736

■ Fort Bend ISD ■ Peer Districts Average

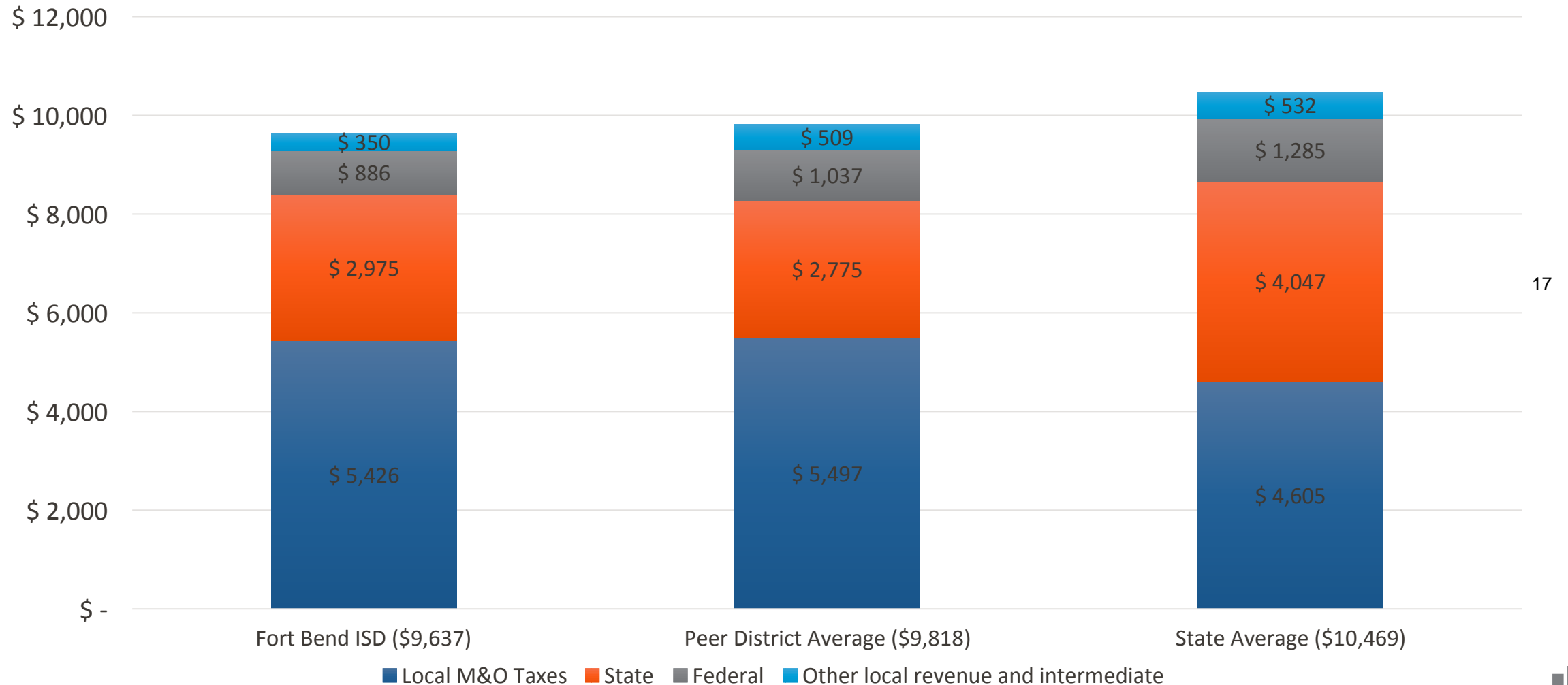
Student Characteristics

As a Percentage of Total Student Counts



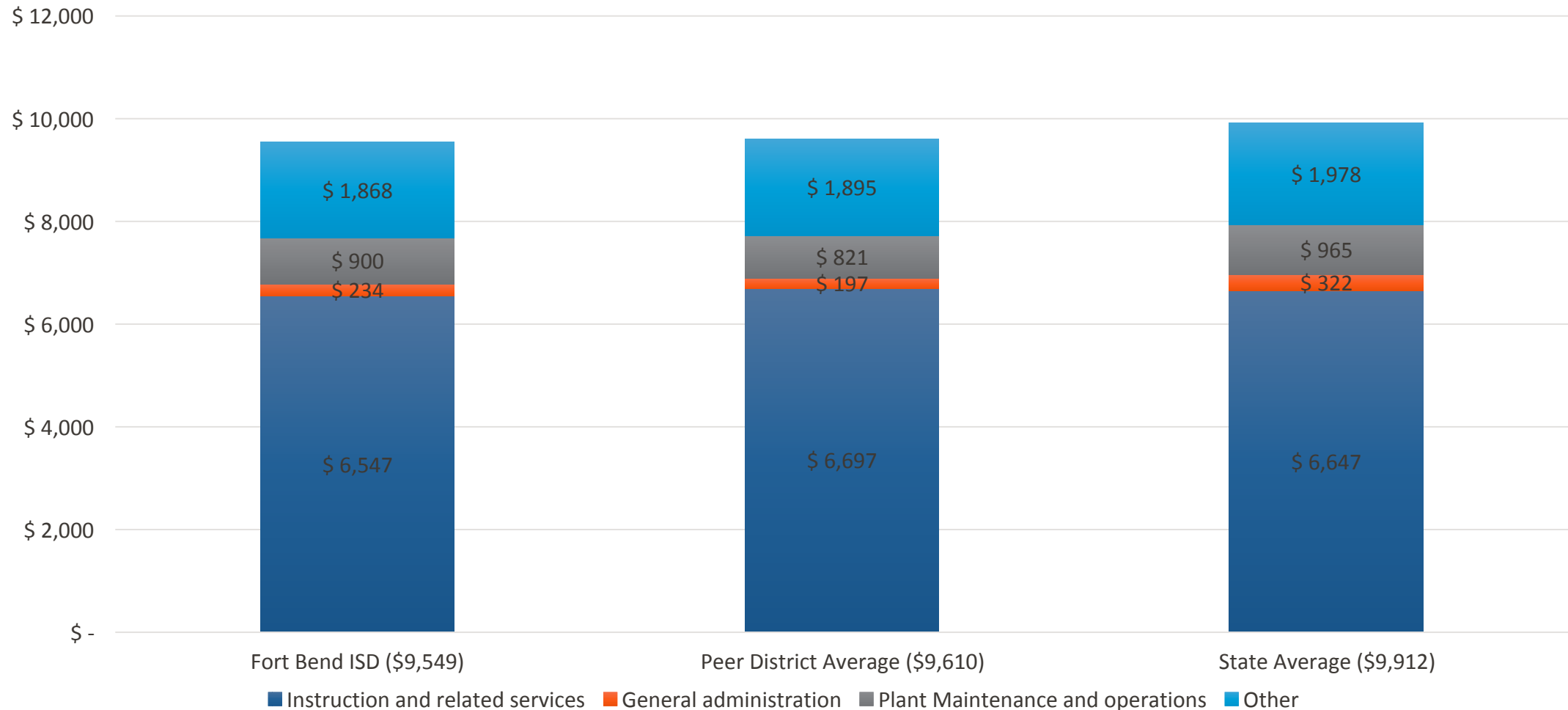
16

Total Revenues Per Student (General Fund and Special Revenue Funds, including Child Nutrition)



17

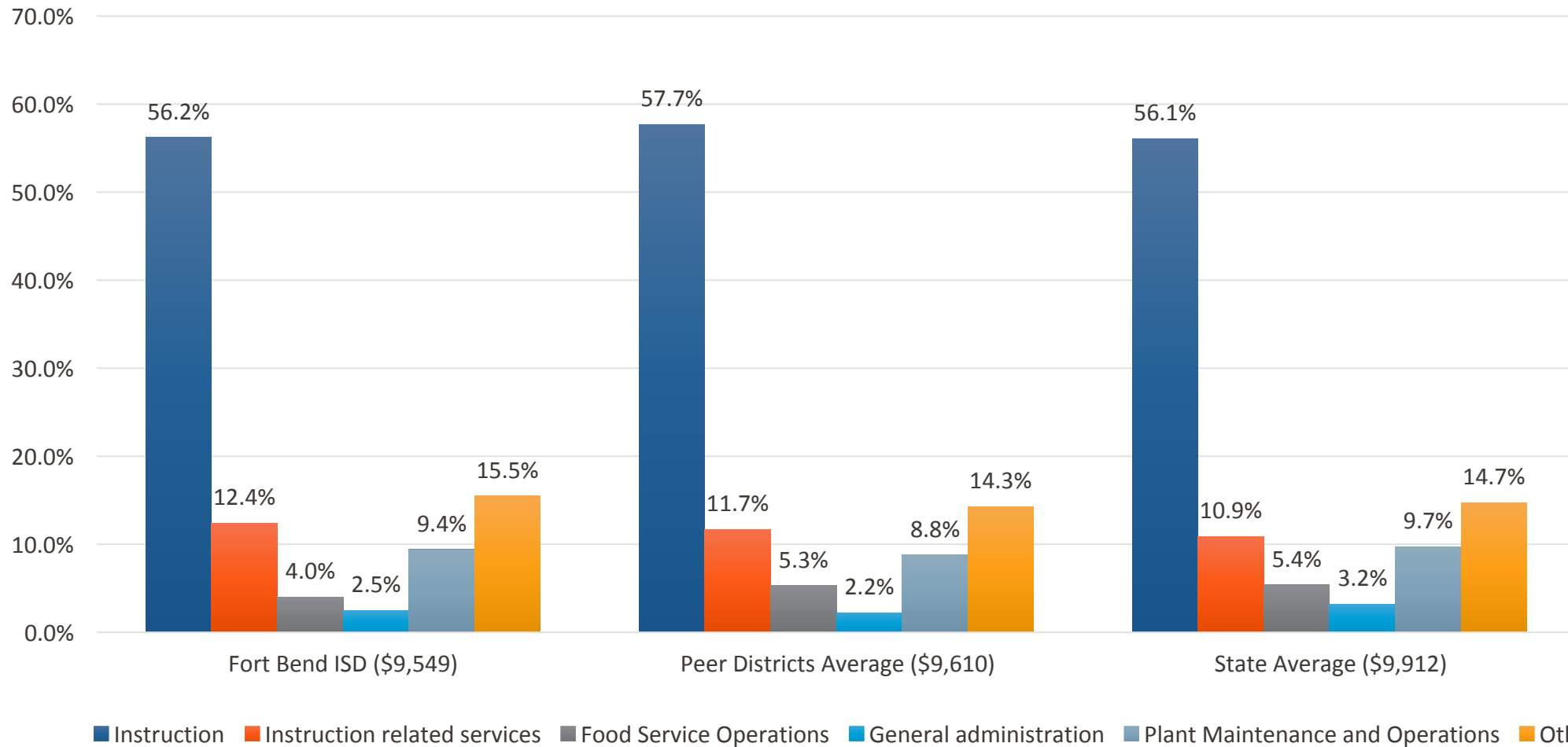
Total Expenditures Per Student (General Fund and Special Revenue Funds, including Child Nutrition)



18

Note: Excludes TRS on-behalf (about \$463 per student)

Percentage of Expenditures (General Fund and Special Revenue Funds, including Child Nutrition)



19

Note: Excludes TRS on-behalf (about \$442 per student)

Payroll Cost and Other Staffing Data

	Fort Bend ISD	Peer Districts Average	State Average
Payroll (All Funds)	84.5%	83.8%	79.2%
Average Teacher Salary	\$58,924	\$57,125	\$54,122
Teaching Staff (% of Total Staff)	47.5%	50.9%	49.4%
Students per Teaching Staff	16.0	15.0	15.1
Students Per Total Staff	7.6	7.6	7.5

20

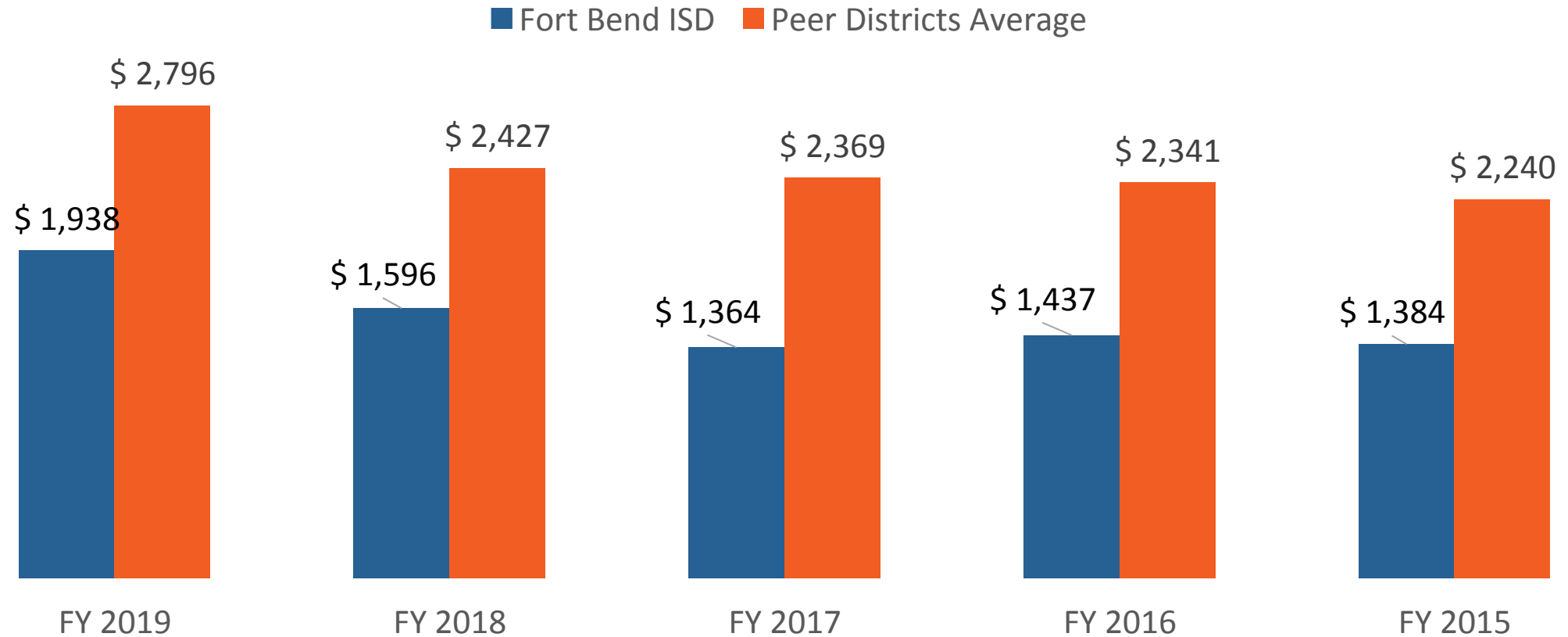
▼ Fund Balance

- **Non-spendable fund balance**—amounts that are not in a spendable form (such as inventory) or are required to be maintained intact
- **Restricted fund balance**—amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions, or by enabling legislation
- **Committed fund balance***—amounts constrained to specific purposes by the District itself, using its highest level of decision-making authority (Board of Trustees)
- **Assigned fund balance***—amounts the District intends to use for a specific purpose; intent is expressed by the Board of Trustees or by an official to which the Board of Trustees delegates the authority
- **Unassigned fund balance**—amounts that are available for any purpose

21

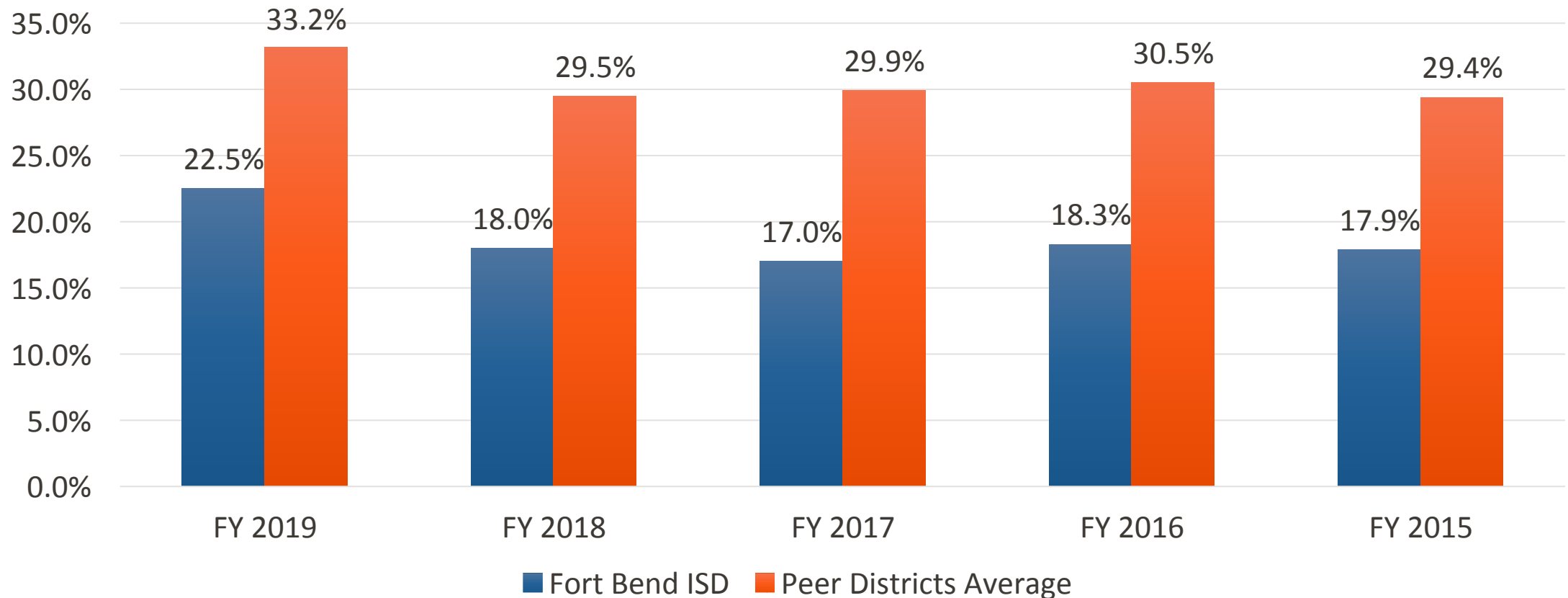
* Can be re-purposed by the Board of Trustees or Management for operational needs

General Fund Unassigned Fund Balance Per Student



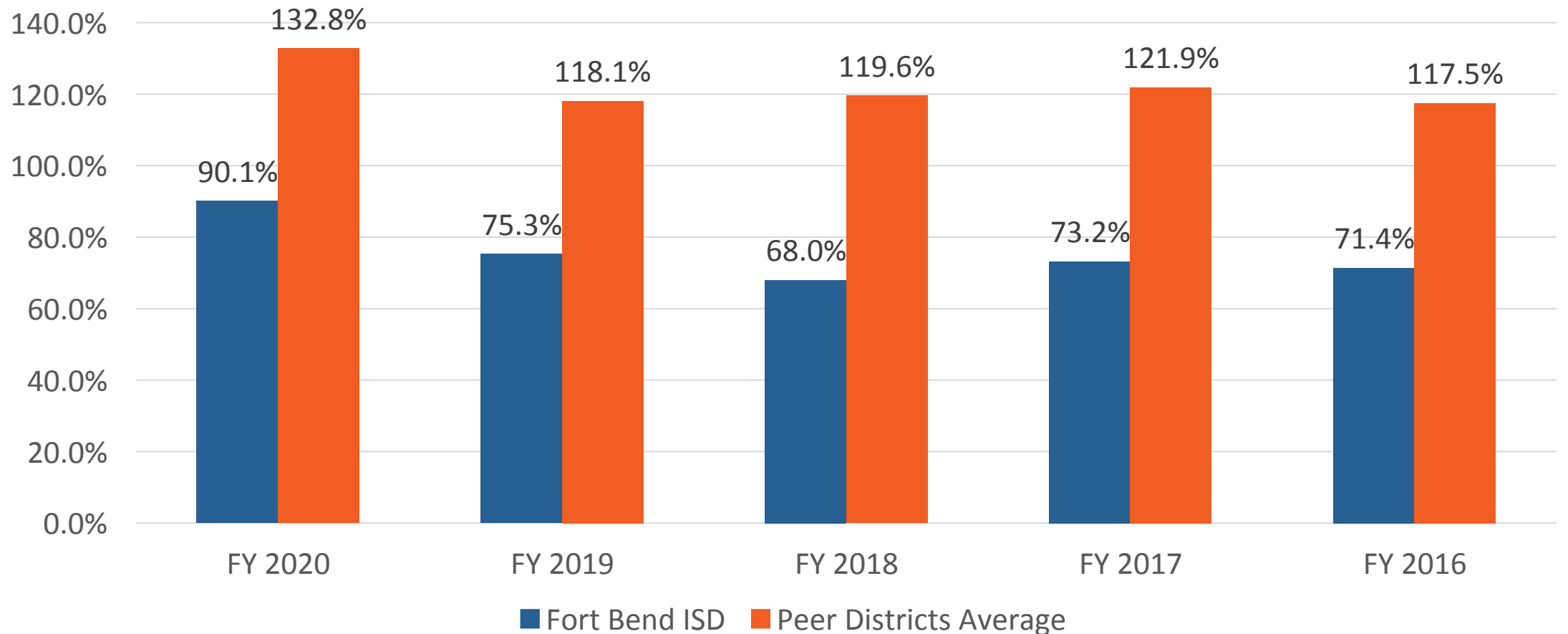
22

General Fund Unassigned Fund Balance as a % of Expenditures



23

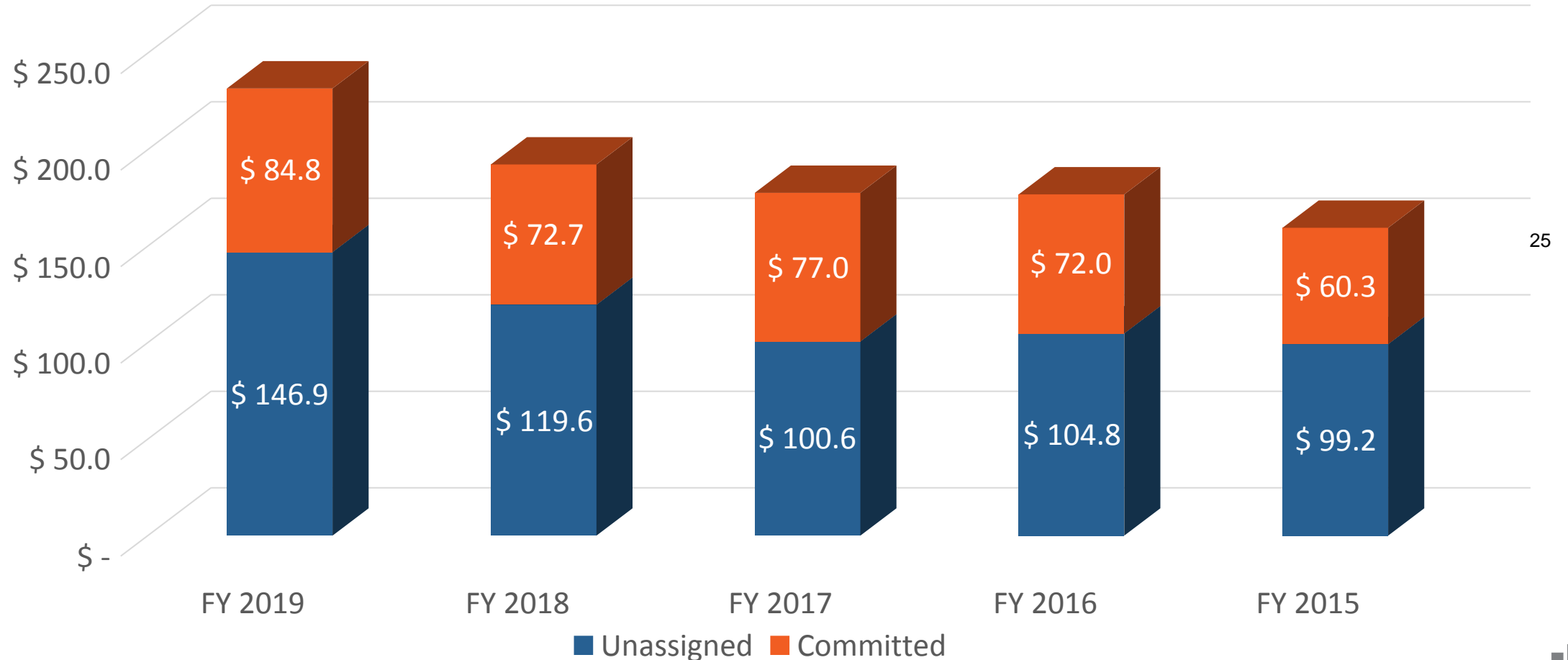
% of Three Months Average Expenditures



24

General Fund Fund Balance Components

In Millions



25



For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
**Action: Information: Strategic and
Budgetary Update**
**References: Board Policy CE (Legal)
Board Governance**
Department: Executive Leadership Team

Summary

Staff will provide an update on the General Fund 2021-22 projection and will provide preliminary 2022-23 budget information. Budget development activities are ongoing as staff works to allocate resources to best support the goals and priorities of the District.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Bryan Guinn
Chief Financial Officer

FBI★**ISD**
INSPIRE • EQUIP • IMAGINE

COMMITTED TO
E★cellence

28

Budget Update
December 13, 2021

Overview

Proposed General Fund Adjustments

Student Enrollment Update

ESSER Funds Update

Future Outlook (2022-23)

Next Steps

29

2021-22 General Fund Proposed Adjustments

Proposed Adjustments

Recognize ESSER II Reimbursements (\$14.7M)

Recognize TDEM Donation (\$1.9M)

Recognize Honeywell Donation (\$0.1M)

Positive impact on budget

2021-22 Anticipated Budget

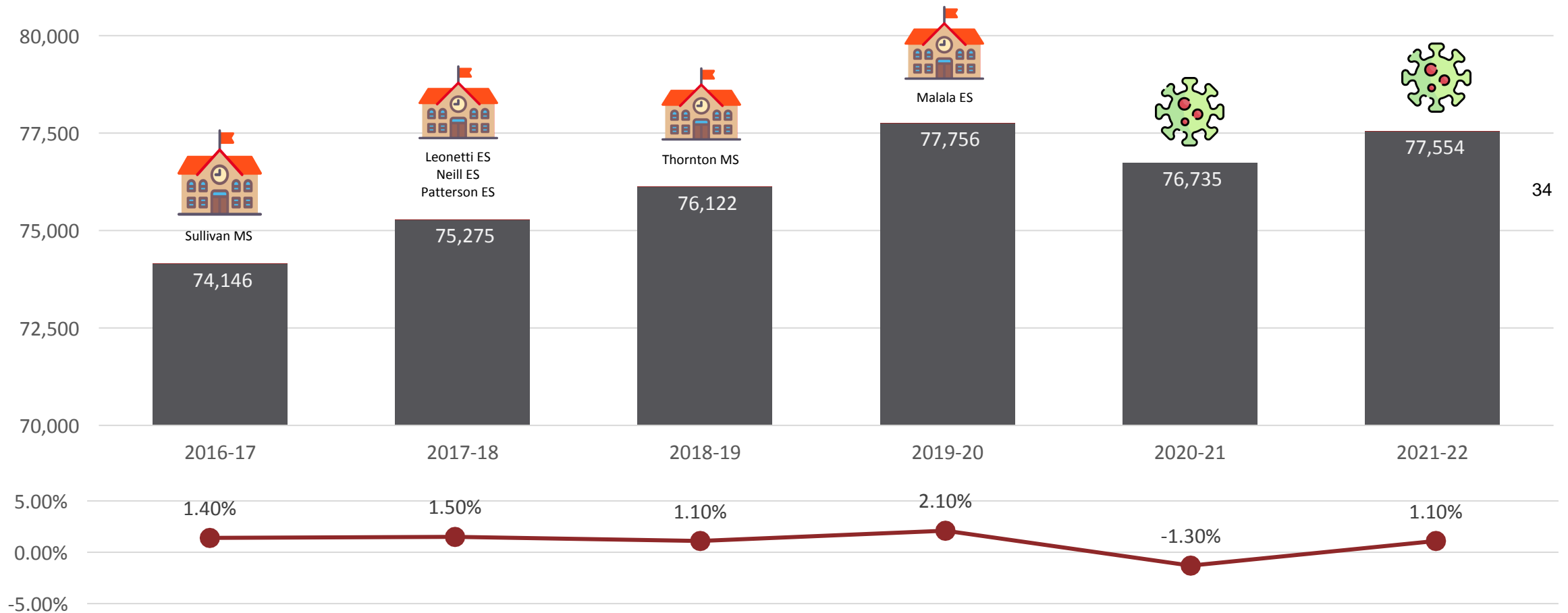
(\$ Millions)	2021 -22	2021 -22		2021 -22
	Adjusted Budget	ESSER II	Donations	Anticipated Budget
Operating Revenues	\$ 726.6	\$ 14.4	\$ 2.0	\$ 743.0
Operating Expenditures	761.3		2.0	763.3
Other Sources/(Uses)	<u>2.5</u>	<u>-</u>	<u>-</u>	<u>2.5</u>
Surplus/(Deficit)	(32.2)	14.4	-	(17.8)
Fund Balance - Beginning	<u>215.9</u>			<u>215.9</u>
Fund Balance - Ending	<u>\$ 183.7</u>			<u>\$ 198.1</u>

32

Enrollment Update

Actual Enrollment Growth

(2016-17 through 2021-22 PEIMS Snapshot)



34

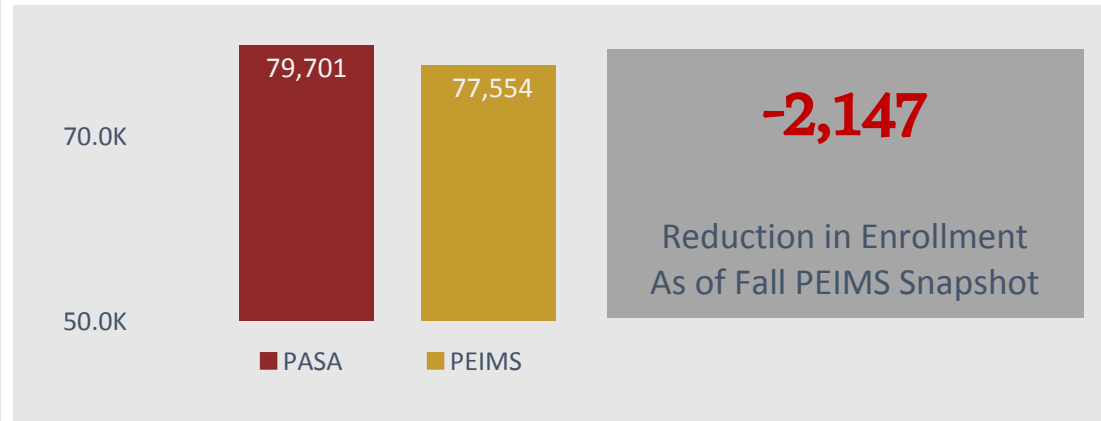
Enrollment Update

Potential Loss of Revenue

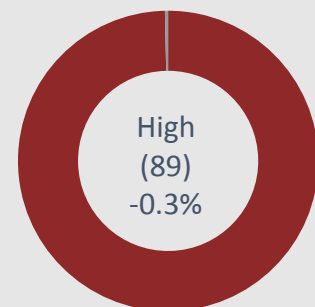
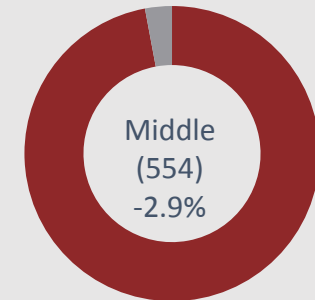
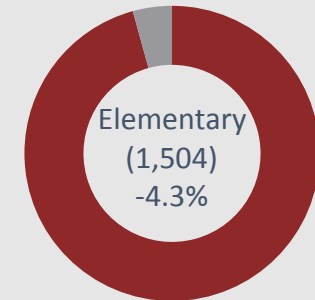


\$25.7M

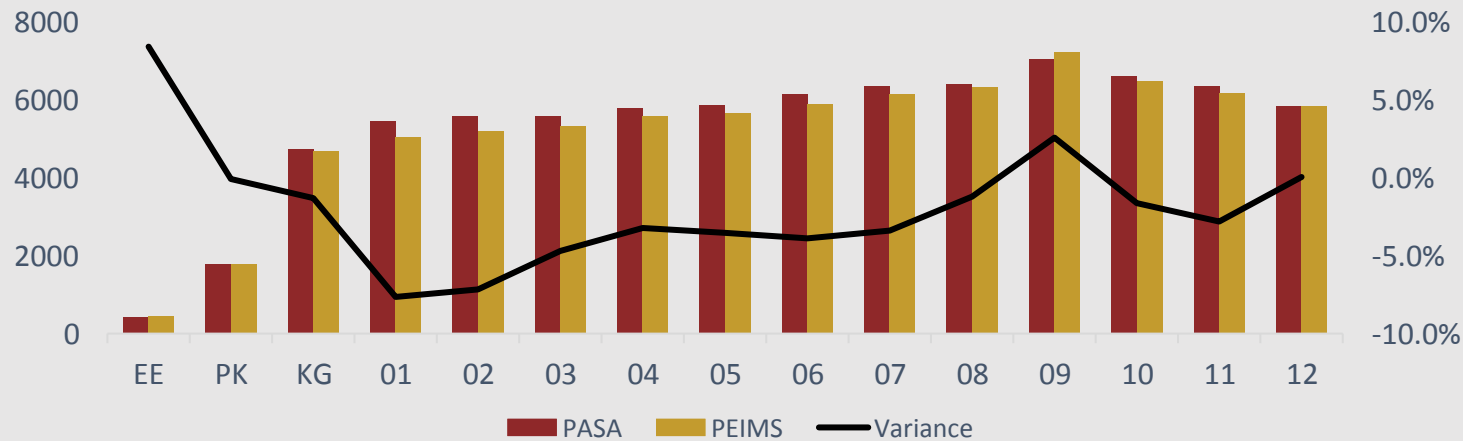
Enrollment projections completed by PASA in January 2021



Enrollment Reduction By Campus Type



Enrollment Reduction by Grade Level



Steps Taken to Reduce Impact of Revenue loss

\$25.7M Revenue Loss

Reviewed campus staffing

Reviewed department staffing

\$4.7M in payroll savings identified (50 vacant FTEs frozen)

\$21.0M Net Shortfall

Use of ESSER

ESSER II and III Allocation Amounts

(\$ millions)	ESSER II	ESSER III	Total ESSER
Award Amount	\$42.2	\$94.7	\$136.9
State Hold Harmless Supplanting	-9.2	0	-9.2
Net Award	\$33.0	\$94.7	\$126.7

38

- State ADA hold harmless supplanting for the 2020-21 school year
- Supplanting will reduce state revenue in the General Fund by an estimated \$9.2 million
- The District has \$42.2 million in ESSER II funds to spend

ESSER II Budget

SY2021–22 through SY2022–23

Use of Funds	Allocation
Fiscal Year 2020-21 COVID expenses	\$23.6M
Middle school interventions	2.4M
IT User analysts	0.3M
Mental health counselors and coordinator	1.0M
Interventionists	7.9M
Other payroll costs	0.6M
Technology deployment and pickup	1.9M
Indirect costs	4.5M
Total ESSER II Proposals	\$42.2M
Unallocated	\$0.0M

39

ESSER III Budget-Original

SY2021–22 through SY2023–24

Use of Funds	Total
Teacher Planning (A/B block and 5/7)	\$24.6M
ES Student Interventions	6.9M
Literacy Supports	.7M
Contact Tracing	.4M
Year 3 ESSER II items	6.1M
Indirect Costs	11.4M
Total ESSER III Proposal	50.1M
<hr/>	
Unallocated Funds	\$44.6M

40

ESSER III Budget-Latest



SY2021–22 through SY2023–24

Use of Funds	Total
Unallocated ESSER III Funds	\$44.6M
Payroll from General Fund – state revenue shortfall - <i>new</i>	-21.0M
Educational Software – Interventions; HB 4545 compliance - <i>new</i>	-2.3M
Tutoring – Supplemental pay; HB 4545 compliance - <i>new</i>	-1.1M
Technology Support – VLP - <i>new</i>	-0.7M
Payroll - up to 10 sick days for employees - <i>new</i>	-1.5M
Unallocated ESSER III Funds Available	18.0M

41



2021-22 General Fund Outlook

2021-22 Amended Budget

(\$ Millions)	2021 -22	2021 -22	2021 -22
	Anticipated Budget	Enrollment Loss	Anticipated Budget w/o ESSER III
Operating Revenues	\$ 743.0	\$ (25.7)	\$ 717.3
Operating Expenditures	763.3	(4.7)	758.6
Other Sources/(Uses)	<u>2.5</u>	<u>-</u>	<u>2.5</u>
Surplus/(Deficit)	(17.8)	(21.0)	(38.8)
Fund Balance - Beginning	<u>215.9</u>		<u>215.9</u>
Fund Balance - Ending	<u><u>\$ 198.1</u></u>		<u><u>\$ 177.1</u></u>
Fund Balance Reserve - %	25%		22%
Fund Balance Reserve - Days	 90 Days		 79 Days

43

2021-22 Amended Budget

(\$ Millions)	2021 -22	2021 -22	2021 -22
	Anticipated Budget	Use of ESSER III	Anticipated Budget w/ ESSER III
Operating Revenues	\$ 743.0	\$ (25.7)	\$ 717.3
Operating Expenditures	763.3	(25.7)	737.6
Other Sources/(Uses)	<u>2.5</u>	<u>-</u>	<u>2.5</u>
Surplus/(Deficit)	(17.8)		(17.8)
Fund Balance - Beginning	<u>215.9</u>		<u>215.9</u>
Fund Balance - Ending	<u><u>\$ 198.1</u></u>		<u><u>\$ 198.1</u></u>
Fund Balance Reserve - %	25%		25%
Fund Balance Reserve - Days	 90 Days		 92 Days

44



2022-23 Initial Outlook

2022-23 Initial Assumptions

- Revenues
 - » 4.0% AV growth
 - » Use of low-growth scenario from demographer
 - » Attendance rate 96.5%
- Expenditures
 - » Continued use of ESSER III
 - Teacher planning time
 - Interventionists
 - » Minimal need for new staffing due to low-enrollment growth in 2021-22
 - » No general compensation increase (step only)
 - » Substitute account returning to normal levels
 - » 3% payroll vacancy factor
 - » Final year expansion of ECHS and P-TECH
 - » Potential options to close anticipated budget deficit
 - VATRE
 - ESSER III
- Outlook **WILL** change

46

FY2022-23 Initial Outlook

	2021 -22	2022-23
	Year-End	
(\$ Millions)	Estimate	Forecast
Operating Revenues	\$ 717.3	\$ 718.0
Operating Expenditures	737.6	762.4
Other Sources/(Uses)	2.5	2.0
Surplus/(Deficit)	(17.8)	(42.3)
Fund Balance - Beginning	215.9	198.1
Fund Balance - Ending	<u>\$ 198.1</u>	<u>\$ 155.7</u>
Fund Balance Reserve - %	25%	19%
Fund Balance Reserve - Days	 92 Days	 69 Days

47

Next Steps

- Budget amendment – General Fund (January 2022):
 - » Federal Revenues (Covid Reimb): \$14.5M
 - » TDEM Donation: \$1.9M revenue/expense
 - » Additional graduation expenses: \$341K
- Budget Update (January 2022)



Questions?

For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Approve: Minutes of Previous Meetings
Reference: Board Policy BE (Local)
Department: Office of the Superintendent

Recommendation

Consideration and possible approval of minutes of the following Fort Bend ISD Board of Trustee meetings:

- August 26, 2021 4:30 p.m. Special Called Meeting
- August 30, 2021 6:00 p.m. Called Meeting and Agenda Review
- September 16, 2021 6:00 p.m. Special Called Meeting
- September 20, 2021 6:00 p.m. Regular Business Meeting

Summary

Board Policy BE (Local) states, “Board action shall be carefully recorded by the Secretary or clerk; when approved, these minutes shall serve as the legal record of official Board actions. The written minutes of all meetings shall be approved by vote of the Board and signed by the President and the Secretary of the Board.”

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Rob Scamardo
General Counsel

Minutes
Board of Trustees
Special Called Meeting
August 26, 2021

A Board of Trustees Special Called Meeting was held on Monday, August 26, 2021, beginning at 4:30 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. Members of the public viewed the Live Stream of the meeting at the following address: <https://www.fortbendisd.com/BoardMeetingLivestream>. Members of the public also registered to address the Board at the following address: <https://www.fortbendisd.com/cms/lib/TX01917858/Centricity/Domain/83/New%20Regular%20Business%20Address%20Form%201-12-21.pdf>. Requests to address the Board were submitted no later than 3:00 p.m. on the day of the meeting. It was the Board of Trustees' intent that a quorum of the Board of Trustees would be physically present at this location, although one or more Trustees may have participated by video conference. The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=493507>. The meeting was recorded as required by law, and the recording is available to the public at:

<https://www.youtube.com/watch?v=xzmryrMZbl4>

Presiding Officer.....Mr. Dave Rosenthal, President

Board Members Present

Mr. Jim Rice, Vice President
Dr. Shirley Rose-Gilliam, Secretary
Mrs. Judy Dae
Mrs. Kristen Davison Malone (via videoconference)
Mrs. Angie Hanan
Ms. Denetta Williams (via videoconference)

School Officials Present

Diana Sayavedra, Acting Superintendent of Schools
Beth Martinez, Chief Academic Officer
Veronica Sopher, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Long Pham, Chief Information Officer
Oscar Perez, Chief Operations Officer
Robert Scamardo, General Counsel
David Rider, Chief of FBISD Police Department

Others Present

Rick Morris, Board Counsel

1. Meeting Called to Order

President Rosenthal called the meeting to order at 4:32 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and manner required by law.

2. Convene in Closed Session

The Trustees convened in closed session at 4:33 p.m. under Texas Open Meetings Act, Texas Government Code, Chapter 551 under the following sections: Section 551.071 – For a private consultation with their attorney on any or all subjects or matters authorized by law; and Section 551.074 – Personnel matters.

A. Section 551.074: Personnel Matters

1. Superintendent Search – Deliberate naming of lone finalist

3. Reconvene in Open Session

The Trustees reconvened in open session at 5:09 p.m.

4. Consider Action on Closed Session Item

MOTION was made by Mr. Rice and SECONDED by Ms. Dae to name Dr. Christie Whitbeck Lasenby as the lone finalist for the position of Superintendent of Schools for the Fort Bend Independent School District.

Mrs. Hanan expressed gratitude on behalf of the Board to all the candidates who participated in the superintendent search.

Mrs. Dae expressed her confidence in Dr. Whitbeck as the lone finalist for the position of Superintendent of Schools.

Mrs. Malone expressed her confidence in Dr. Whitbeck as the lone finalist for the position of Superintendent of Schools.

Mr. Rice shared the Board spent 52 hours over nine (9) days reviewing resumes, conducting interviews, and deliberating to fill the position of Superintendent of Schools.

Mr. Rice shared he, Dr. Gilliam, and President Rosenthal met with three (3) Trustees from Bryan ISD, the Mayor of Bryan, a Councilmember of Bryan, and a Pastor of Bryan, with two (2) members of the Bond Steering Committee, the PAC Committee, and staff members of Bryan ISD who all shared their confidence in Dr. Whitbeck.

Mr. Rice expressed his confidence in Dr. Whitbeck as the lone finalist for the position of Superintendent of Schools.

President Rosenthal shared the accomplishments of Dr. Whitbeck during her time as Superintendent of Bryan ISD.

President Rosenthal expressed his confidence in Dr. Whitbeck as the lone finalist for the position of Superintendent of Schools.

Dr. Gilliam expressed her confidence in Dr. Whitbeck as the lone finalist for the position of Superintendent of Schools.

President Rosenthal expressed gratitude to the Administration staff, especially Jessilyn Allen, Tracy Kennon, and Yadira Vasquez for their assistance during the superintendent search. Ayes – 6. Nos – 0. Abstain by Ms. Williams.

Dr. Whitbeck expressed gratitude for being selected as the lone finalist for the position of Superintendent of Schools.

5. Adjournment

Having no further business before the Board, MOTION was made by Mrs. Hanan to adjourn the meeting at 5:26 p.m.

Dave Rosenthal, President

Dr. Shirley Rose-Gilliam, Secretary

Minutes
Board of Trustees
Regular Business Meeting
August 30, 2021

A Board of Trustees Regular Business Meeting was held on Monday, August 30, 2021, beginning at 6:00 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. Members of the public viewed the Live Stream of the meeting at the following address: <https://www.fortbendisd.com/BoardMeetingLivestream>. Members of the public also registered to address the Board at the following address: <https://www.fortbendisd.com/cms/lib/TX01917858/Centricity/Domain/83/New%20Regular%20Business%20Address%20Form%201-12-21.pdf>. Requests to address the Board were submitted no later than 4:30 p.m. on the day of the meeting. It was the Board of Trustees' intent that a quorum of the Board would be physically present at this location, although one or more Trustees may have participated by video conference. The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=487210>. The meeting was recorded as required by law, and the recording is available to the public at:

<https://www.youtube.com/watch?v=rN9PbTHWftk>

Presiding Officer.....Mr. Dave Rosenthal, President

Board Members Present

Mr. Jim Rice, Vice President
Dr. Shirley Rose-Gilliam, Secretary
Mrs. Judy Dae
Mrs. Kristen Davison Malone
Mrs. Angie Hanan
Ms. Denetta Williams (via videoconference)

School Officials Present

Diana Sayavedra, Acting Superintendent of Schools
Beth Martinez, Chief Academic Officer
Veronica Sopher, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Long Pham, Chief Information Officer
Oscar Perez, Chief Operations Officer
Robert Scamardo, General Counsel
David Rider, Chief of FBISD Police Department
Lynae Vingle, Recording Secretary

Others Present

Jonathan Brush, Board Counsel
Staff and Employees

1-3 Meeting Called to Order, Pledge of Allegiance, Silent Invocation

President Rosenthal called the meeting to order at 6:00 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and

manner required by law. Mr. Rosenthal then asked the audience to stand for the Pledge of Allegiance led by Chelsey Gregorek, a senior at Austin High School. Finally, Mr. Rosenthal asked the Board and audience to remain standing for a silent invocation.

4. Recognitions

The Administration recommended the Board recognize:

Clements High School Junior, Aizaz Bokhari, and Sophomore, Akaash Kolluri, received an automatic qualification to participate in the 2022 National Speech & Debate Association National Tournament.

Austin High School Senior, Chelsey Gregorek, received national honors for superior academic achievement from the National Society of High School Scholars.

Fort Bend ISD Athletics Department's Scholar Champion of the Month recognition for:

April 2021 – Track & Field

- Mfoniso Andrew, Elkins High School; Coached by Ben Still
- Marco Jonsson, Dulles High School; Coached by Reginald Ervin

May 2021 – Softball & Baseball

- Lauren Hatch, Kempner High School; Coached by Javier Valdez
- Brandon Epps, Dulles High School; Coached by Matt Warren

Director of Athletics, Dena Scott, received the 2021 Emerging Industry Leader Award presented by the National Sports Safety and Security Conference & Exhibition.

Director of Fine Arts, Gene Holkup, received the Texas Choral Excellence Award from the Texas Choral Directors Association.

5. Public Comment

Ms. Guzman-Macal addressed the Board regarding the District's mandate for students to wear face coverings.

Mr. Richter addressed the Board regarding the District's mandate for students to wear face coverings.

Dr. Chen addressed the Board regarding the District's Virtual Learning Program.

Mr. Liu addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Ahmed addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Siddiqui addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Houser addressed the Board regarding the District's mandate for students to wear face coverings.

Dr. Chauhan addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Wierzbicki addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Marksamer addressed the Board regarding the District's mandate for students to wear face coverings.

Mr. Syed addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Rizvi addressed the Board regarding the District's COVID-19 safety protocols.

Mr. Huang addressed the Board regarding the District's mandate for students to wear face coverings.

Dr. Desai addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Sadhwani addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Rush addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Nguyn addressed the Board regarding the District's mandate for students to wear face coverings.

Mr. Russell addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Qureshi addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Hosain addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Merchant addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Simmons addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Quddos addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Lewis addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Shearer addressed the Board regarding the District's mandate for students to wear face coverings.

Dr. Syed addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Bebawi addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Lykoudis addressed the Board regarding the District's mandate for students to wear face coverings.

Ms. Sanneh addressed the Board regarding the District's mandate for students to wear face coverings.

6. Information

A. 2020-21 Summative CIP/DIP Review/HB3 Outcome Goals

Beth Martinez, Chief Academic Officer, provided the Board with a summative report on the 2021-22 District and Campus Improvement Plans along with the annual report on House Bill 3 Student Outcome Goals.

B. COVID-19 Update

Jonathan Brush with Rogers, Morris & Grover, LLP, provided an update to the Board on the pending litigation with the State of Texas regarding the issuance of mask mandates.

Acting Superintendent Diana Sayavedra provided an update to the Board on responding to the COVID-19 pandemic.

7. Convene in Closed Session

The Trustees convened in closed session at 8:45 p.m. under Texas Open Meetings Act, Texas Government Code, Chapter 551 under the following sections: Section 551.071 – For a private consultation with their attorney on any or all subjects or matters authorized by law; Section 551.072 – Consider purchase, exchange, lease or value of real property, Section 551.074 – Personnel matters, Section 551.076 – Security matters, Section 551.082 – Student discipline matter or complaint, or Section 551.0821 – Personally identifiable information about public school student.

8. Reconvene in Open Session

The Trustees reconvened in open session at 9:48 p.m.

9. Consider Action on Closed Session Item

MOTION was made by Mrs. Malone and SECONDED by Mr. Rice to approve Resolution Agreement and TEA Docket No. 211-SE-0621 as presented. Ayes – 7. Nos - 0.

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to assign the Level 3 DGBA Grievance of Bridgette Nickerson Boyd to the Board's designated hearing officer, Myra Schexnayder. Yes – 7. Nos – 0.

MOTION was made by Mrs. Dae and SECONDED by Mr. Rice to assign Level 3 DGBA Grievance of Ann Gibbs to the Board's designated hearing officer, Myra Schexnayder. Yes – 7. Nos – 0.

MOTION was made by Mrs. Dae and SECONDED by Mr. Rice to assign Level 3 FNG Grievance of Vera Whitehead to the Board's designated hearing officer, Myra Schexnayder. Yes – 7. Nos – 0.

10. Board Members' Reports

A. Activity Reports

None.

B. Special Reports

None.

11. Consent Agenda

Mrs. Hanan requested Item 14A be removed from the consent agenda.

Ms. Williams requested Item 15B1 be removed from the consent agenda.

MOTION was made by Mr. Rice and SECONDED by Mrs. Hanan to approve the Consent Agenda in its entirety, with the exception of items 14A and 15B1. Ayes – 7. Nos – 0

MOTION was made by Mr. Rice SECONDED by Mrs. Dae to approve Consent Agenda Item 14A as presented.

MOTION was made by Mrs. Hanan to amend the motion to provide ten additional COVID-19 emergency paid sick leave days for any staff required to utilize such leave stemming from a campus, District facility, or District transportation COVID-19 exposure during the 2021-22 school year.

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to amend the resolution to add the Board acknowledges the Center for Disease Control, the American Academy of Pediatrics, and Fort Bend County Health and Human Services recommend universal masking to mitigate the spread of COVID-19 and that these recommendations are contrary to the Governor's Executive Order GA-38 which prohibits such universal masking increasing the likelihood of exposure to staff. The Board acknowledges staff have been required to quarantine and/or isolate prior to the approval of the resolution and implementing the resolution retroactively for those staff members. The Board acknowledges that any staff member required to quarantine or isolate due to an

exposure stemming from a campus, District facility, or District transportation exposure will utilize COVID-19 leave before utilizing regularly issued District sick leave and/or personal leave.

The Board and the Administration discussed the impact of identifying where an employee was exposed to qualify for the ten additional COVID-19 emergency paid sick leave days.

The motion was WITHDRAWN by Mrs. Hanan with the unanimous support of the Board.

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to approve the Resolution for Additional Leave for Employees with COVID-19 and acknowledges that a need exists to add additional sick leave days for employees who are required to isolate because of a positive test for COVID-19 as an isolation period will likely be longer than the regular sick leave benefit of five days. The resolution will provide additional sick leave days not to exceed ten days for a total of 15 days. This additional leave benefit helps to ensure the continuity of the District's instructional programs, and serves the purpose of protecting the health and safety of students and staff, complying with health and safety protocols, maintaining morale, and reducing employee turnover. The Board acknowledges staff has been required to quarantine and/or isolate prior to the approval of this resolution, and thus, this resolution will be implemented retroactively for those staff members as of July 1, 2021.

The Board and the Administration discussed the distinction between the words "isolate" and "quarantine."

The motion was WITHDRAWN by Mrs. Hanan with the unanimous support of the Board.

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to amend the motion to approve the Resolution for Additional Leave for Employees with COVID-19 to state the Board acknowledges that a need exists to add additional sick leave days for employees who are required to isolate and/or quarantine because of a positive test for COVID-19 or close contact COVID-19 exposure. An isolation or quarantine period will likely be longer than the regular sick leave benefit of five days. The resolution will provide an additional sick leave not to exceed ten days for a total of 15 days. This additional leave benefit helps to ensure the continuity of the District's instructional program and serves for the public purpose of protecting the health and safety of students and staff, complying with health and safety protocols, maintaining morale, and reducing employee turnover. The Board acknowledges staff who have been required to quarantine and/or isolate prior to the approval of the resolution, and thus, the resolution will be implemented retroactively for those staff members as of July 1, 2021. Ayes – 7. Nos – 0.

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to approve the original motion to approve the Resolution for Additional Leave for Employees with COVID-19 as amended. Ayes – 7. Nos – 0.

Motion was made by Mr. Rice and SECONDED by Mrs. Hanan to approve Consent Agenda Item 15B1 as presented.

The Board and the Administration discussed the purchase of ice cream and other frozen treats as an ongoing expense paid out of the Child Nutrition budget. Ayes – 6. Nos – 1.

16. Action

None.

17. Review Future Board Meeting Agenda Items

Ms. Sayavedra reviewed a list of future Board Meeting agenda items and workshop topics.

18. Adjournment

Having no further business before the Board, MOTION was made by Dr. Gilliam to adjourn the meeting at 10:43 p.m.

Dave Rosenthal, President

Dr. Shirley Rose-Gilliam, Secretary

Minutes
Board of Trustees
Special Called Meeting
September 16, 2021

A Board of Trustees Special Called Meeting was held on Thursday, September 16, 2021, beginning at 6:00 p.m. in the Event Center of the James Reese Career and Technical Center, 12300 University Blvd., Sugar Land, Texas. Members of the public viewed the Live Stream of the meeting at the following address: <https://www.fortbendisd.com/Page/124962>. Members of the public also registered to address the Board at the following address: <https://www.fortbendisd.com/cms/lib/TX01917858/Centricity/Domain/83/New%20Regular%20Business%20Address%20Form%201-12-21.pdf>. Requests to address the Board were submitted no later than 4:30 p.m. on the day of the meeting. It was the Board of Trustees' intent that a quorum of the Board would be physically present at this location, although one or more Trustees may have participated by video conference. The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=497106>. The meeting was recorded as required by law, and the recording is available to the public at:

<https://www.youtube.com/watch?v=ERF42N1VAY>

Presiding Officer.....Mr. Dave Rosenthal, President

Board Members Present

Mr. Jim Rice, Vice President
Dr. Shirley Rose-Gilliam, Secretary
Mrs. Judy Dae
Mrs. Kristen Davison Malone
Mrs. Angie Hanan

School Officials Present

Diana Sayavedra, Acting Superintendent of Schools
Beth Martinez, Chief Academic Officer
Veronica Sopher, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Long Pham, Chief Information Officer
Oscar Perez, Chief Operations Officer
Robert Scamardo, General Counsel
David Rider, Chief of FBISD Police Department
Lynae Vingle, Recording Secretary

Others Present

Richard Morris, Board Counsel
Staff and Employees

1. Meeting Called to Order

Mr. Rice called the meeting to order at 6:14 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and manner required by law.

2. Audience Items

None.

3. Recess

Mr. Rice called a recess at 6:14 p.m.

4. Reconvene

President Rosenthal arrived and reconvened the meeting at 7:33 p.m.

5. Action

MOTION was made by Mr. Rice and SECONDED by Mrs. Hanan to approve the Superintendent's employment contract and related moving and relocation expenses agreement. Ayes – 6. Nos – 0.

Superintendent Christie Whitbeck thanked the Board for their consideration and shared thoughts for the future.

6. Adjournment

Having no further business before the Board, MOTION was made by Mrs. Hanan to adjourn the meeting at 7:40 p.m.

Dave Rosenthal, President

Dr. Shirley Rose-Gilliam, Secretary

Minutes
Board of Trustees
Called Meeting and Agenda Review
September 20, 2021

A Board of Trustees Regular Business Meeting was held on Monday, September 20, 2021, beginning at 6:00 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. Members of the public viewed the Live Stream of the meeting at the following address: <https://www.fortbendisd.com/Page/124962>. Members of the public also registered to address the Board at the following address: <https://www.fortbendisd.com/cms/lib/TX01917858/Centricity/Domain/83/New%20Regular%20Business%20Address%20Form%201-12-21.pdf>. Requests to address the Board were submitted no later than 4:30 p.m. on the day of the meeting. It was the Board of Trustees' intent that a quorum of the Board would be physically present at this location, although one or more Trustees may have participated by video conference. The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=497106>. The meeting was recorded as required by law, and the recording is available to the public at:

https://www.youtube.com/watch?v=NnLS_Z-Pd_0

Presiding Officer.....Mr. Dave Rosenthal, President

Board Members Present

Mr. Jim Rice, Vice President
Dr. Shirley Rose-Gilliam, Secretary
Mrs. Judy Dae (via videoconference)
Mrs. Kristen Davison Malone
Mrs. Angie Hanan
Ms. Denetta Williams (via videoconference)

School Officials Present

Diana Sayavedra, Acting Superintendent of Schools
Beth Martinez, Chief Academic Officer
Veronica Sopher, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Long Pham, Chief Information Officer
Oscar Perez, Chief Operations Officer
Robert Scamardo, General Counsel
David Rider, Chief of FBISD Police Department
Lynae Vingle, Recording Secretary

Others Present

Richard Morris, Board Counsel
Staff and Employees

1-3 Meeting Called to Order, Pledge of Allegiance, Silent Invocation

President Rosenthal called the meeting to order at 6:01 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and

manner required by law. President Rosenthal then asked the audience to stand for the Pledge of Allegiance led by Martin Nguyen, a student at Oyster Creek Elementary School. Finally, President Rosenthal asked the Board and audience to remain standing for a silent invocation.

4. Recognitions

The Administration recommended the Board recognize:

The Fort Bend ISD Child Nutrition Department was recognized by the Texas Department of Agriculture for their achievements in the Spring Farm Fresh Challenge.

Three Fort Bend ISD Destination Imagination teams earned high achievement at the 2021-22 Global Finals competing against teams from around the world.

DI Dominators won third place in the Secondary Engineering Challenge

- Lakshmi Nekkanti – Team Manager
- Naina Nekkanti – SMS
- Sadhana Suresh – CSE
- Sharvesh Suresh – CHS
- Neev Pratap – QVMS
- Rayn Abraham – QVMS

RaDicals wond second place in the Secondary Service Elarning Challenge and received the prestigious Renaissance Award

- Jigisha Doshi – Team Manager
- Saachi Jain – CHS
- Shreia Sunderamoorthi – DHS
- Anshumi Jhaveri – DHS
- Raina Patel – DHS
- Ronil Shah – DHS
- Eshaan Khade – DHS

Trailblazers won firth place in the Elementary Technical Challenge, earned the Highest score in the Fast Flex Technical Challenge, and received the prestigious Renaissance Award

- Beena Hemkar, Team Manager
- Aarav Mehta – CSE
- Advika Asthana – ASE
- Amarisa Onosode – ASE
- Jay Gurnani – CSE
- Ridhi Venna – ASE
- Rishaan Chanana – CSE
- Vivaan Joshi – CSE

The Board recognized Acting Superintendent, Diana Sayavedra, for her dedication to the District and thanked her for her leadership.

5. Audience Items

Ms. Reddy Nookala addressed the Board regarding the District's Virtual Learning Program.

Ms. Ghosh addressed the Board regarding the District's Virtual Learning Program.

Mr. Schofield addressed the Board regarding critical race theory.

6. Information

A. COVID-19 Update

Beth Martinez, Chief Academic Officer, provided an update to the Board on the COVID-19 response and the launch of Remote Conferencing.

Dr. Gilliam requested that the Administration provide the Board with information about the interview process for substitutes and how to expedite the hiring process.

Mrs. Dae requested that the Administration provide the Board with information about attendance and exam exemptions.

Mrs. Dae requested that the Administration provide the Board with information about cleaning campuses after a student or staff member has confirmed testing positive for COVID-19.

Mrs. Dae requested that the Administration provide the Board with information about hand sanitizer provided to District campuses and facilities.

Ms. Williams requested that the Administration provide the Board with information about the location of onsite vaccination clinics.

President Rosenthal called a recess at 7:58 p.m.

President Rosenthal reconvened the meeting at 8:05 p.m.

B. Special Programs Update

Beth Martinez, Chief Academic Officer, provided an update to the Board about the District's COVID-19 mitigation efforts, current data, data review process, staff rapid-testing, and vaccination efforts. The update also included information about Remote Conferencing for students in isolation or quarantine.

Deena Hill, Executive Director of Special Education, provided an update to the Board on Special Education, Gifted and Talented, and Language Learner programs including demographic information, progress updates, identified gaps or challenges related to the pandemic, and future plans.

7. Convene in Closed Session

The Trustees convened in closed session at 9:58 p.m. under Texas Open Meetings Act, Texas Government Code, Chapter 551 under the following sections: Section 551.071 – For a private consultation with their attorney on any or all subjects or matters authorized by law; Section 551.072 – Consider purchase, exchange, lease or value of real property, Section 551.074 – Personnel matters, Section 551.076 – Security matters, Section 551.082 – Student discipline

matter or complaint, or Section 551.0821 – Personally identifiable information about public school student.

8. Reconvene in Open Session

The Trustees reconvened in open session at 11:33 p.m.

9. Consider Action on Closed Session Item

A. Section 551.074: Personnel Matters

1. Deliberate Assigning to the Board Hearing Officer the DGBA Level Three Grievance of Employee Doreatha Long Walker

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to assign the Level Three Employee Grievance Appeal of Doreatha Long Walker to Myra Schexnayder, who will serve as the Board's designated Hearing Officer under DGBA(LOCAL). Ayes – 6. No – 1.

2. Deliberate Assigning to the Board Hearing Officer the DGBA Level Three Grievance of Employee Elicia Farrar

MOTION was made by Mrs. Hanan and SECONDED by Mr. Rice to assign the Level Three Employee Grievance appeal of Elicia Farrar to Myra Schexnayder, who will serve as the Board's designated Hearing Officer under DGBA(LOCAL). Ayes – 6. Nos – 1.

3. Deliberate Director of Talent Experience Recommendations

MOTION was made by Mrs. Malone and SECONDED by Mr. Rice to approve the appointment of Paige Moyer to the position of Director Talent Experience. Ayes – 7. Nos – 0.

MOTION was made by Mrs. Malone and SECONDED by Mr. Rice to approve the appointment of Stacie Gibson to the position of Director Talent Experience. Ayes – 7. Nos – 0.

10. Board Members' Report

A. Activity Report

Dr. Giliam reported the Board attended the following events:

- New Teacher Orientation
- Title I Funding & Update
- Back to School Wellness Event
- Superintendent Search Activities
- Summer Graduation
- Campus Staff Convocation
- Dulles High School Freshman Orientation
- Marshall High School Party on the Run
- Edison Lofts Grand Opening
- Transportation Meeting
- Communications Update Meeting
- Olympic Solute For Gold Winner Bryce Deadmon

School Boundary Process Meeting
Fall Open Houses
Gulf Coast Destination Imagination Executive Board Meeting
Willowridge High School vs. Dulles High School Football Game
Student Health Advisory Committee (SHAC) Meeting
Leadership 101
Family Clinic at Ridgemont Kickoff Event
Board Audit Committee Meeting
New Superintendent Welcome Reception and Appointment
Tree Dedication for a fallen student at Sartartia Middle School

B. Special Reports

Jim Rice's comments were inaudible due to microphone difficulties.

11. Consent Agenda

A. Board Governance

1. Consider Approval of the District's Fiscal and Budgetary Strategy

Bryan Guinn, Chief Financial Officer, provided information to the Board regarding the framework for the District's budgetary and financial processes reviewed annually.

2. Consider Approval of a Resolution for the District's Investment Strategy and Authorization of Investment Brokers for the District

Bryan Guinn, Chief Financial Officer, provided information to the Board regarding the District's investment strategy, first approved by the Board in September 2009. The Government Treasurer's Organization of Texas (GTOT) recognized the investment strategy as a best practice in September 2020 for the fourth consecutive biannual period.

3. Consider Approval of Underwriters to be utilized by the District in connection with Future Bond Debt issued

Bryn Guinn, Chief Financial Officer, provided information to the Board updating the list of underwriters the District utilizes annually to market Fort Bend ISD debt to various types of investors.

4. Consider Approval of the Adoption of the 2021 Ad Valorem Tax Rate

Bryan Guinn, Chief Financial Officer, provided information to the Board regarding a possible resolution adopting the combined Ad Valorem tax rates of \$1.2101 per \$100 of valuation for the 2021 tax year. The proposed tax rate of \$1.2101 per \$100 of valuation represents the sum of a \$0.9201 rate for Maintenance and Operations (M&O) and a \$0.29 rate for the payment of bonds, referred to as Interest and Sinking (I&S).

5. Consider Approval of the 2021 Tax Year Tax Roll

Bryan Guinn, Chief Financial Officer, provided information to the Board regarding a possible resolution 2021 tax year tax roll based on the certified 2021 values from the Fort Bend County Appraisal District (FBCAD). On July 22, 2021, FBCAD reflected an increase in property values of approximately 6.08% in the total freeze-adjusted taxable property value for 2021.

6. Consider Approval of the General Fund Budget Amendment for Fiscal Year 2021-22

Bryan Guinn, Chief Financial Officer, provided information to the Board regarding a possible General Fund budget amendment for fiscal year 2021-22, reducing revenues by \$47.8M and reducing expenditures by \$19.6M based on legislative changes, the latest funding received from ESSER, and ensures compliance with Generally Accepted Governmental Accounting Principles.

Mr. Rice advised that the Board cannot approve a budget with a fund balance of fewer than 90 days, contrary to Board Policy.

Mr. Guinn confirmed transferring \$2 million from the major maintenance budget would result in a 90-day fund balance.

Mr. Rice asked if Mr. Raul Senor would still be involved in the District's investment strategy. Mr. Guinn confirmed they are the District's financial advisor.

Mrs. Dae asked whether the current enrollment numbers included students enrolled in the District's Virtual Learning Program.

Mr. Guinn advised the students enrolled in the District's Virtual Learning Program are included in the reported enrollment numbers.

Mrs. Dae asked if the District receives state funding for students enrolled in the District's Virtual Learning Program.

Mr. Guinn advised the District receives state funding for students enrolled in the District's Virtual Learning Program due to the passage of Senate Bill 15, which allows for such funding through 2023.

President Rosenthal asked what would happen if the District experienced an increase in enrollment after the PEIMS snapshot.

Mr. Guinn advised the PEIMS snapshot is taken at two points during the year: the fall and the spring. If the District experienced an increase in enrollment after the snapshot in the fall, the District would receive the true funding at the end of the year.

Mr. Guinn advised the Board of the Student Locator Task Force that is working to identify students who are missing and make a concerted effort to reach those students.

President Rosenthal asked if there is a trend in enrollment numbers declining due to the pandemic.

Mr. Guinn advised that TASB and Region 4 conducted surveys requesting such information, but the survey results have not yet been released.

Mrs. Hanan asked if the District is using ESSR funds for the double planning periods for core content.

Mr. Guinn advised the District is using ESSR funds for the AB Block and the additional teacher planning time at the high school level.

Mrs. Hanan asked when the ESSR funds expire.

Mr. Guinn advised the ESSR II funds expire in 2023, and ESSR III funds expire in 2024.

- B. Board Goal 1: Fort Bend ISD will provide an equitable learning environment that provides all students access to the FBISD curriculum.
 - 1. Consider Approval for Class Size Waivers

No discussion.

- 2. Consider Approval of Agreement with Edison Lofts and Fueling Brains

No discussion.

- C. Scalable Systems
 - 1. Consider Approval of Purchases Exceeding \$50,000, Specifically for:
 - a. Consider Approval of Purchase of Athletic Audio Visual Equipment
 - b. Consider Approval of Purchase of Bindery Print Services
 - c. Consider Approval of Purchase of Microsoft Premier
 - d. Consider Approval of Purchase of Fleet Maintenance and Repair Service
 - e. Consider Approval of Purchase of Trailer Service and Trucking Rentals
 - f. Consider Approval of Purchase of Apple Products and Related Services

No discussion.

12. Action.

Mr. Rice requested Item 11 A 6 be removed from the consent agenda.

Ms. Williams requested Items 11 B 2 and 11 C 1 f be removed from the consent agenda.

Mrs. Dae requested Item 11 B 1 be removed from the consent agenda.

Mrs. Malone requested Items 11 C 1 b and 11 C 1 a be removed from the consent agenda.

MOTION was made by Mr. Rice and SECONDED by Mrs. Hanan to approve the consent agenda in its entirety with the exception of Items A6, B1, B2, C1(a), C1(b), and C1(f) as presented. Ayes 7. Nos – 0.

MOTION was made by Mr. Rice and SECONDED by Mrs. Malone to consider approval of the general fund budget amendment for the fiscal year 2021-22 with the stipulation that the budget be further amended by moving necessary funding from the major maintenance fund as necessary to eliminate a shortfall in the 90-day fund balance. Ayes – 7. Nos – 0.

MOTION was made by Mr. Rice and SECONDED by Mrs. Hanan to approve agenda item 11(B)(1) as presented.

Mrs. Dae asked the Administration about efforts to hire additional teachers at Malala Elementary School.

Dr. Kwabena Mensah, Assistant Superintendent, advised the imbalance at Malala Elementary will be corrected by an internal move between grade levels.

Mrs. Dae asked the Administration about efforts to hire additional teachers at Commonwealth Elementary.

Dr. Mensah advised the efforts are determined based upon the projected enrollment numbers.

Beth Martinez, Chief Academic Officer, advised the deadline to submit the Class Size Waiver to the TEA is October 1, 2021.

The Board voted. Ayes – 5. Nos – 2.

MOTION was made by Mr. Rice and SECONDED by Dr. Gilliam to approve agenda item 11(B)(2) as presented. Ayes – 6. Nos – 0.

Mrs. Williams asked the Administration whether an RFP was required for the Fueling Brains partnership per TEC Chapter 44, Section 44.031.

Ms. Carmela Levy-David advised that the RFP process was not needed to establish the public-private partnership because of the special circumstances that the partnership required and the timeline in which the program needed to be implemented to serve the students in the Edison Lofts.

Mr. Scamardo advised that Chapter 44 was not applicable because the District is not making a purchase of goods or services that would trigger Chapter 44.

Mrs. Williams left the meeting at 1:00 a.m.

MOTION was made by Dr. Gilliam and SECONDED by Mrs. Hanan to approve agenda item 11(C)(1)(a) as presented. Ayes – 5. Nos – 0. Mrs. Malone abstained from the vote.

MOTION was made by Mr. Rice and SECONDED by Dr. Gilliam to approve agenda item 11(C)(1)(b) as presented. Ayes – 4. Nos – 0. Mrs. Malone and Mrs. Dae abstained from the vote.

MOTION was made by Mr. Rice and SECONDED by Dr. Gilliam to approve agenda item 11(C)(1)(f) as presented. Ayes – 6. Nos – 0.

13. Review Future Board Meeting Agenda Items.

Ms. Sayavedra advised the Board of upcoming information and possible action items for the October 2021 and November 2021 Board meetings.

14. Adjourn

Having no further business before the Board, MOTION was made by Ms. Hanan to adjourn the meeting at 1:24 am.

Dave Rosenthal, President

Dr. Shirley Rose-Gilliam, Secretary

For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Approve Communication of Board's Intent to Vote on Adoption of Local Innovation Plan
References: Board Policy AF Legal
Department: Human Resources - Organizational Transformation

Recommendation

The Administration is seeking Board approval for the Superintendent to communicate to the Commissioner of Education regarding the Board's intent to vote on Adoption of the Local Innovation Plan.

Background

House Bill 1842, passed during the 84th Legislative Session, contained in the Texas Education Code (TEC) at Chapter 12A, permits Texas public school districts to become Districts of Innovation (DOI) to obtain exemption from certain provisions of the Texas Education Code through the development of a Local Innovation Plan. In Fall 2016, Fort Bend ISD began the process to become a District of Innovation. On March 27, 2017, the Fort Bend ISD Board of Trustees approved the Local Innovation Plan, designating FBISD as a District of Innovation.

The current Fort Bend ISD Local Innovation Plan provides for flexibility and exemption from the related Texas Education Code sections for the following areas:

- School Calendar – allows for flexibility in school calendar design such as shifting the start of school prior to the fourth Monday in August
- Teacher Certification – supports hiring in hard to fill areas (CTE, World Languages, etc.)
- Minimum Attendance for Class Credit or Final Grade – 90 Percent Rule – allows flexibility for instructional delivery methods including virtual learning models and flexibility to support students unable to attend class due to extenuating circumstances

The current Local Innovation Plan is effective for five years, from the start of the 2017-18 school year through the end of the 2021-22 school year.

Local Innovation Plans must be renewed every five years to maintain a District of Innovation designation. In order to continue to apply the innovations defined above, Fort Bend ISD, must renew the Local Innovation Plan by the end of the 2021-22 school year.

The Texas Education Code outlines parameters for District's to renew the Local Innovation Plan that include:

- Provide communication to Commissioner of Education of Fort Bend ISD's intent to vote on adoption of the Local Innovation Plan,
- Post draft plan for 30 days on the public website,

- Hold a public meeting/hearing for members of the public to hear details of the plan,
- Approval of the District Planning Advisory Council (DPAC),
- Adoption of the Local Innovation Plan by the Board; and,
- Communicate to the Commissioner of Education with final Local Innovation Plan link posted to the website.

In October, the DPAC reviewed the Local Innovation Plan and voted in support of pursuing renewal of the Local Innovation Plan. In November, the DPAC reviewed current innovations and provided recommendations to support the draft of the local innovation plan.

If the Board approves the recommendation to vote on adoption of the Local Innovation Plan, Administration will utilize the timeline below to complete the requirements.

Date	Meeting
December 17, 2021	Superintendent notifies the Commissioner of Education of the Board’s intention to vote on adoption of the proposed plan
January 3– February 1, 2021	Final Draft Local Innovation Plan posted for 30 days for community feedback
February 2, 2021	DPAC public meeting - considers public feedback and hosts vote to approve DOI plan
February 7, 2021	BOT Agenda review
February 14, 2021	BOT considers adoption of proposed Local Innovation Plan by an affirmative vote of two-thirds of the membership of the Board
February 21, 2021	Superintendent Notifies the commissioner of approval of the plan along with a list of approved TEC exemptions

The FBISD DOI plan will be drafted to include exemptions related to School Calendar, Teacher Certification, and the 90% attendance rule. The chart below details the components that will be included in the Draft Local Innovation Plan.

Exemptions	Planned Components of the Plan
School Calendar	Exemption from the requirement that a district may not begin school prior to the fourth Monday in August or end instruction prior to May 15. Supports adoption of school calendars that balance semesters and offer job embedded learning.
Teacher Certification	Exemption from teacher certification requirements to support staffing in hard to fill areas.
90% School Attendance Rule	Exemption from the 90% attendance rule that requires students to be in attendance 90 percent of the days the class is offered. This exemption will provide flexibility in the District’s capacity to meet the needs of students through alternate delivery models to allow learning to happen anytime, anyplace apart from a traditional classroom.

Administration will provide a draft of the Local Innovation Plan to the Board prior to the public posting in January.

Recommended by:

Dr. Christie Whitbeck
Superintendent of Schools

Submitted by:

Stephanie Williams
Executive Director Organizational Transformation

BOT Meeting:	December 13, 2021
Solicitation No.:	RFP 22-009KB
References:	District Goal Scalable Systems
Description:	<p>Art Supplies, Equipment, and Related Items (Catalog)</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the purchase of art supplies, equipment, and related items from multiple vendors in an amount not to exceed \$990,000 through December 2026, and authorization for the Superintendent to negotiate and execute the agreements.</p> <p><u>Summary</u></p> <p>On September 2, 2021, Fort Bend ISD issued RFP 22-009KB Art Supplies, Equipment, and Related Items (Catalog). This RFP requested a discount for art supplies and equipment from the vendors' current catalog or website. Commonly purchased items are sculpting clay, paint, portable drying racks, kilns, low and high fire glazes, etc. The proposals submitted were evaluated by District art teachers and Fine Arts staff.</p> <p>General and specialty art supplies are purchased for District art classes. Approximately 33,600 elementary and 11,000 secondary students are enrolled in District art courses during the 2021-22 academic year. Art materials purchased under this proposal will support guided practice in developing skills to fulfill the Visual Arts curriculum as outlined by the Fine Arts Instructional Model. Students will create artwork with purchased materials, which are displayed throughout the District, as well as submitted to various art competitions throughout the school year.</p> <p><u>Background</u></p> <p>Expenditures for FY 2020-21 were \$178,895. Expenditures are not expected to exceed \$990,000 through December 2026 and includes a growth factor for enrollment and expected participation in Fine Arts programming. Funding is included in the budget.</p>
Requested By:	Brett Lemley, Assistant Superintendent for Secondary Education Bryan Guinn, Chief Financial Officer
Vendors:	Blick Art Materials Ceramic Store of Houston, LLC Gateway Printing & Office Supply, Inc. Lakeshore Learning Materials Michaels Stores, Inc. Nasco Education, LLC Really Good Stuff, LLC S & S Worldwide School Specialty, Inc.

	Texas Art Supply
Budget Sources:	General Fund Activity Funds Federal Funds Enterprise Funds
Amount:	Not to exceed \$990,000 through December 2026
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	9
Number of vendors contacted by FBISD Notification System:	290
Number of vendors downloaded the solicitation:	31
Number of responses received:	12
Number of "no bid" responses received:	3
Length of commitment:	Through December 2026
Last solicitation date:	December 12, 2016
Supporting documents:	Evaluation Summary and Criteria
Disclosure under Board Policy CH, CV, or DBD (Local):	None

Tabulation Summary
RFP 22-009KB Art Supplies, Equipment, and Related Items (Catalog)

Vendor	Purchase Price (25 pts. Max)	Reputation of Vendor and Vendor's Goods and Services (5 pts. Max)	Quality of Vendor's Goods and Services (25 pts. Max)	Extent to which the Goods and Services Meet the Needs of the District (25 pts. Max)	Vendor's Past Relationship with the District (10 pts. Max)	Long-Term Cost to the District to Acquire Vendor's Goods and Services (10 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
Ceramic Store of Houston, LLC	17.00	4.00	25.00	25.00	10.00	8.00	89.00	1
Texas Art Supply	9.00	5.00	25.00	25.00	10.00	10.00	84.00	2
School Specialty, Inc.	12.00	2.00	25.00	25.00	10.00	8.00	82.00	3
Nasco Education, LLC	9.00	4.00	25.00	25.00	10.00	8.00	81.00	4
Blick Art Materials	9.00	4.00	23.75	23.75	10.00	8.00	78.50	5
Lakeshore Learning Materials	9.00	2.00	23.75	23.75	10.00	8.00	76.50	6
Gateway Printing & Office Supply, Inc.	12.00	4.00	20.00	20.00	8.75	10.00	74.75	7
Michaels Stores, Inc.	9.00	3.00	23.75	21.25	6.50	8.00	71.50	8
S & S Worldwide	9.00	1.00	21.25	20.00	9.00	10.00	70.25	9
Really Good Stuff, LLC	9.00	1.00	19.25	22.25	8.75	10.00	70.25	9
Early Childhood, LLC dba Discount School Supply	9.00	1.00	17.75	16.50	7.50	8.00	59.75	10
Unipak Corporation	9.00	1.00	15.00	16.25	4.75	10.00	56.00	11

RFP 22-009KB
Art Supplies, Equipment, and Related Items (Catalog)

	Evaluation Criteria	Point System
1	<p>Purchase Price</p> <p>Offer a fair reasonable price for items to be procured by Fort Bend ISD.</p>	25 points
2	<p>Reputation of the Vendor and of the Vendor's Goods or Services</p> <p>Vendor should have a solid reputation with other ISD's, Government or Collegiate entities that show a high level of customer service, a high level of quality of good or services. (References will be contacted via e-mail with a deadline. If no response is received by the deadline, there will be points deducted in this section.)</p>	5 points
3	<p>Quality of the Vendor's Goods or Services</p> <p>Items should be new and be of the highest quality with an option to substitute.</p>	25 points
4	<p>Extent to Which the Goods or Services Meet the District's Needs</p> <p>Variety of art supplies and equipment</p>	25 points
5	<p>Vendor's Past Relationship with the District or District of Similar Size</p> <p>Vendor may list any past projects or contracts the vendor has had with the District</p>	10 points
6	<p>Long-Term Cost to the District to Acquire the Vendor's Goods or Services</p> <p>Warranty, setup fee, shipping, maintenance or other fees</p>	10 points
	TOTAL	100 points

BOT Meeting:	December 13, 2021
Solicitation No.:	21-052KB - BuyBoard
References:	District Goal Scalable Systems
Description:	<p>Band Uniforms and Related Items – Austin High School</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the purchase of band uniforms and related items from Fred J. Miller, Inc. under a cooperative contract with the BuyBoard cooperative in an amount not to exceed \$112,654 through May 2022, and authorization for the Superintendent to negotiate and execute the agreements.</p> <p><u>Summary</u></p> <p>Fort Bend ISD rotates the procurement of wash-and-wear band uniforms every ten (10) years throughout the District. A request for quote on behalf of Austin High School was released requesting pricing for a custom design set of marching band and drum major uniforms. The quote included uniform jackets, bib pants, gauntlets, headgear, and uniform accessories for the band and drum majors. The Fine Arts Director, James Drew, as well as the Band Director and staff at Austin High School evaluated the custom design uniform sample submitted. The purchase will include approximately 225 complete uniforms and nine (9) drum major uniforms. The recommended vendor for this year's quote is Fred J. Miller, Inc., a BuyBoard cooperative vendor. The cooperative purchasing agreement expires May 31, 2022.</p> <p>To provide an equitable learning environment and support the implementation of the District's high school band curriculum, the District provides marching band uniforms to each high school band program on a 10-year rotational basis. Marching band uniforms are required for students to participate in performances such as high school football games and parades, as well as to compete successfully at the University Interscholastic League (UIL) Marching Contest and other regional, state, and national marching band competitions.</p> <p><u>Background</u></p> <p>Expenditures for FY 2020-21 were \$123,300 for the Elkins High School band program. Expenditures for Austin High School band uniforms are not expected to exceed \$112,654, and funding is included in the Fine Arts Department annual budget.</p>
Requested By:	Brett Lemley, Assistant Superintendent for Secondary Education Bryan Guinn, Chief Financial Officer
Vendors:	Fred J. Miller, Inc.
Budget Sources:	General Fund
Amount:	Not to exceed \$112,654 through May 2022

Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	N/A
Number of vendors contacted by FBISD Notification System:	N/A
Number of vendors downloaded the solicitation:	N/A
Number of responses received:	N/A
Number of "no bid" responses received:	N/A
Length of commitment:	Through May 2022
Last solicitation date:	December 14, 2020
Supporting documents:	Tabulation Summary
Disclosure under Board Policy CH, CV, or DBD (Local):	None

BOT Meeting:	December 13, 2021
Solicitation No.:	22-027TA Department of Information Resources (DIR) and The Interlocal Purchasing System (TIPS) Cooperatives
References:	District Goal Scalable Systems
Description:	<p>District Network Security</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the continued purchase of network security under cooperative contracts with multiple vendors from the Department of Information Resources (DIR) and The Interlocal Purchasing System (TIPS) cooperatives in an amount not-to-exceed \$3,422,757 through March 2026, and authorization for the Superintendent to negotiate and execute the agreements.</p> <p><u>Summary</u></p> <p>On January 21, 2020, the Board approved the continued purchase of network security and associated subscriptions and services for the data center and data center co-location site from Solid Border, Inc. through a cooperative contract with Department of Information Resources (DIR) which expires on February 22, 2022.</p> <p>The District firewalls provide the first line of defense for cybersecurity. The firewalls provide critical inspection services such as website filtering, threat/malware detection, and threat prevention, all of which are updated daily to address new threats. All these services help the District meet mandated requirements to protect employee and student data under the Child Internet Protection Act (CIPA) and Family Education Right and Privacy Act (FERPA).</p> <p>The firewalls require annual subscription services for the dynamic updates, as well as support services for software upgrades and technical assistance. There is also a lifecycle with the firewalls that is driven by both changing cybersecurity threats, as well as the need to meet the demand for increased internet bandwidth. The upgraded firewalls will be purchased using Bond funds, replacing the older equipment. The annual subscription fees will be paid out of the General Fund.</p> <p>In 2020, the District purchased the Bullwall RansomCare software platform from SHI Government Solutions, through a cooperative agreement with the PACE Purchasing Cooperative. This software is now due for a refresh, and the contract expires February 28, 2022.</p> <p>The Bullwall RansomCare platform allows the District to monitor critical data sources such as department file shares, SharePoint sites and OneDrives, for ransomware attacks. All file storage locations are monitored for changes that might potentially indicate a ransomware</p>

	<p>infection and allow District IT teams advanced warning to potentially stop the spread before significant damage has occurred. Fort Bend ISD has been using this product for two (2) years and it is a critical early warning system against the ever-present threat of data loss or destruction.</p> <p>The Department of Information Resources (DIR) and The Interlocal Purchasing System (TIPS) will allow the District to fulfill the District's network security needs efficiently and effectively and complies with school district bidding requirements. Renewal options are available through May 2025. Should either contract not renew for the full term, staff will return to the Board to request authorization to utilize an alternate cooperative contract or an alternate procurement method.</p> <p><u>Background</u></p> <p>Expenditures in 2020-21 were \$602,333 for the District firewall hardware and software subscription and support (Bullwall RansomCare 4.0). Expenditures will not exceed \$3,422,757 through March 2026, which includes anticipated annual subscription uplift fees. Funding is included in the budget.</p>
Requested By:	Long Pham, Chief Information Officer Bryan Guinn, Chief Financial Officer
Vendor:	SHI Government Solutions Solid Border, Inc.
Budget Sources:	Bond Funds General Fund
Amount:	Not to Exceed - \$3,422,757 through March 2026
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	N/A
Number of vendors contacted by FBISD Notification System:	N/A
Number of vendors downloaded the solicitation:	N/A
Number of responses received:	N/A
Number of "no bid" responses received:	N/A
Length of commitment:	Through March 2026
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

BOT Meeting:	December 13, 2021
Solicitation No.:	RFP 22-018AR
References:	District Goal Scalable Systems
Description:	<p>Waste Disposal, Recycling, and Related Services</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the purchase of waste disposal, recycling, and related services with multiple vendors in an amount not to exceed \$3,932,500 through December 2026 and authorization for the Superintendent to negotiate and execute the agreements.</p> <p><u>Summary</u></p> <p>On September 26, 2021, Fort Bend ISD issued RFP 22-018AR soliciting proposals for waste disposal, recycling, and related services. This proposal will allow campuses not serviced under the ordinance of the City of Sugar Land and/or the City of Missouri City to receive continuous waste services. In addition to waste removal services, added services such as removal and disposal of hazardous, non-hazardous waste such as paint and lab specimen will be collected.</p> <p>Waste removal is a necessity to ensure a clean and safe environment for both students and staff. The collection of solid waste materials and recyclable items plays a vital role in the cleanliness and sustainability of our District. The recommended vendors will provide services to 30 elementary schools, seven (7) middle schools, six (6) high schools and five (5) facilities outside of ordinances of the City of Missouri City and City of Sugar Land. Under the ordinances the remaining campuses/facilities that are covered under the City of Sugar Land are serviced by Republic Services. The campuses under the ordinance of Missouri City are serviced by WCA America.</p> <p>An evaluation team comprised of Fort Bend ISD staff members from the Facilities and Risk Management Departments evaluated the proposals.</p> <p><u>Background</u></p> <p>Expenditures for FY 2020-21 were \$717,100. Current expenditures for 2021-22 are \$205,269. Expenditures are not expected to exceed \$3,932,500 over five (5) years, which includes additional campuses that will open during the contract term. Funding is included in the budget.</p>
Requested By:	Oscar Perez, Chief Operations Officer Bryan Guinn, Chief Financial Officer
Vendors:	Waste Corporation of Texas dba GFL Texas Pride Disposal Green Planet, Inc. Republic Services of Houston

Budget Sources:	General Fund Activity Funds
Amount:	Not to Exceed - \$3,932,500 through December 2026
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	1
Number of vendors contacted by FBISD Notification System:	209
Number of vendors downloaded the solicitation:	24
Number of responses received:	6
Number of "no bid" responses received:	1
Length of commitment:	Through December 31, 2026
Last solicitation date:	April 5, 2016
Supporting documents:	Evaluation Summary and Criteria
Disclosure under Board Policy CH, CV, or DBD (Local):	None

Evaluation Summary
RFP 22-018AR Waste Disposal, Recycling, and Related Services

Waste Disposal, Recycling, and Related Services

Vendor	Purchase Price (25 pts max)	Reputation of the Vendor and the Vendor's Goods and Services (5 pts max)	Quality of the Vendor's Goods or Services (25 pts max)	Extent to Which the Goods or Services Meet the District's Needs (20 pts max)
Waste Corporation of Texas, dba GFL	24.87	3.60	19.20	15.40
Texas Pride Disposal	25.00	2.00	20.60	16.20
Green Planet, Inc.	17.77	2.00	18.00	13.80
Republic Services of Houston	9.58	3.50	20.60	17.40
Waste Solution Services	9.88	1.00	18.20	15.40
Heavyweight Waste	5.59	2.00	13.80	14.80

Vendor's Past Relationship With the District or Similar Sized District (5 pts max)	Long-Term Cost to the District to Acquire the Vendor's Goods or Services (10 pts max)	Agreement to Fort Bend ISD Terms and Conditions (10 pts max)	Insurance Requirements (Pass/Fail)	Total Score (100 pts Max)	Proposer's Ranking
4.20	8.18	10.00	Pass	85.45	1
3.20	8.18	10.00	Pass	85.18	2
3.40	10.00	10.00	Pass	74.97	3
5.00	5.42	10.00	Pass	71.50	4
3.40	3.00	10.00	Pass	60.88	5
3.40	2.57	10.00	Pass	52.16	5

RFP 22-018AR
Waste Disposal, Recycling, and Related Services

	Evaluation Criteria	Point System
1	<p>Purchase Price</p> <p>Offer a fair reasonable price for items to be procured by Fort Bend ISD.</p>	25 points
2	<p>Reputation of the Vendor and of the Vendor's Goods or Services</p> <p>Vendor should have a solid reputation with other ISD's, Government or Collegiate entities that show a high level of customer service, a high level of quality of good or services. (References will be contacted via e-mail with a deadline. If no response is received by the deadline, there will be points deducted in this section.)</p>	5 points
3	<p>Quality of the Vendor's Goods or Services</p> <ul style="list-style-type: none"> • Full-service capabilities for solid waste and recycling services, including single-stream recycling • The experience, knowledge, skills, and qualifications to provide these services 	25 points
4	<p>Extent to Which the Goods or Services Meet the District's Needs</p> <ul style="list-style-type: none"> • Timely, clean and efficient pick up • Accountable, flexible, and reliable 	20 points
5	<p>Vendor's Past Relationship with the District</p> <p>For reference, the vendor shall list past projects or contracts that the service provider has had with the district or a district with similar size or larger.</p>	5 points
6	<p>Long-Term Cost to the District to Acquire the Vendor's Goods or Services</p> <ul style="list-style-type: none"> • Maintenance or other fees 	10 points
7	<p>Extent to which the vendor agrees to our Standard Form of Agreement By Signing the Agreement, you assent to the Terms and Conditions of Fort Bend ISD.</p>	10 points
8	<p>Insurance Requirements</p> <p>A copy of the Certificate of Liability Insurance and Waiver of Subrogation should be in your proposal.</p>	Pass/Fail
	TOTAL	100 points

BOT Meeting:	December 13, 2021
Solicitation No.:	21-096AR BuyBoard Cooperative
References:	District Goal Scalable Systems
Description:	<p>School Bus Routing Software</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the continued purchase of Routefinder software and annual support from Transfinder Corporation under a cooperative contract with the BuyBoard cooperative in an amount not to exceed \$164,036 through December 2024 and authorization for the Superintendent to negotiate and execute the agreements.</p> <p><u>Summary</u></p> <p>In December 2020, the Board approved the purchase of a Routefinder upgrade and annual support fees through a cooperative contract with BuyBoard.</p> <p>The District uses Routefinder Plus, a scalable cloud hosting solution, for school bus routing, scheduling, and planning for school transportation management. This software allows the District to easily manage bus routes, students, and drivers. The software is beneficial in the following ways:</p> <ul style="list-style-type: none"> • Allows staff to work from any location; • Routers, Supervisors and Directors can access the software system at the same time; • Provides efficiencies that were not previously available; routing routes and updating maps took hours to complete but are now completed within minutes with this cloud-based version. <p>The BuyBoard cooperative purchasing contract will allow the District to continue utilizing this scalable cloud hosting solution for school bus routing, scheduling, and planning for school transportation management and complies with school district bidding requirements. The BuyBoard cooperative purchasing contract has renewal options through December 2024. Should the contract not renew for the full term, staff will return to the Board to request authorization to utilize an alternate cooperative contract or an alternate procurement method.</p> <p><u>Background</u></p> <p>Expenditures in 2020-21 were \$37,020 for these services. Expenditures will not exceed \$164,036, through December 31, 2024, which includes anticipated annual support uplift fees. Funding is included in the budget.</p>

Requested By:	Long Pham, Chief Information Officer Oscar Perez, Chief Operations Officer Bryan Guinn, Chief Financial Officer
Vendor:	Transfinder Corporation
Budget Sources:	General Fund
Amount:	Not to Exceed - \$164,036 through December 31, 2024
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	N/A
Number of vendors contacted by FBISD Notification System:	N/A
Number of vendors downloaded the solicitation:	N/A
Number of responses received:	N/A
Number of "no bid" responses received:	N/A
Length of commitment:	Through December 2024
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

BOT Meeting:	December 13, 2021
Solicitation No.:	22-002AR The Interlocal Purchasing System
References:	District Goal Scalable Systems
Description:	<p>Gates and Doors Products, Service and Installation</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the continued purchase of gates and door products, which includes service and installation from ABC Steel Products, Inc., under a cooperative contract with The Interlocal Purchasing System (TIPS) in an amount not-to-exceed \$236,000 through December 2024, and authorization for the Superintendent to negotiate and execute the agreements.</p> <p><u>Summary</u></p> <p>In June 2016, the Board approved the purchase of gates and door products, services and related items to repair, install, and service aluminum, hollow metal, and wood doors as needed throughout the District.</p> <p>Campus gates and doors suffer a myriad of damages either accidentally or through vandalism. Damaged gates and doors create security issues allowing access to District property, and may affect student safety and security. It is imperative that the District's gates and doors are repaired in a timely manner.</p> <p>This gate and door replacement contract will allow the Facilities Department to efficiently and effectively fulfill the District's damaged gate and door needs and complies with school district bidding requirements. Renewal options are available through December 2024. Should the contract not renew for the full term, staff will return to the Board to request authorization to utilize an alternate cooperative contract, or an alternate procurement method.</p> <p><u>Background</u></p> <p>Expenditures for FY 2020-21 were \$89,544. Current expenditures in 2021-22 are \$12,737. Expenditures are not expected to exceed \$236,000 over a three-year period, which represents the average three-year expenditures plus a 10% contingency to support unforeseen incidents. Funding is included in the budget.</p>
Requested By:	Oscar Perez, Chief Operations Officer Bryan Guinn, Chief Financial Officer
Vendor:	ABC Steel Products, Inc. dba ABC Doors
Budget Sources:	General Fund
Amount:	Not to Exceed - \$236,000 through December 31, 2024
Other Supporting Information	

Sole Source:	No
Number of vendors contacted by Purchasing:	N/A
Number of vendors contacted by FBISD Notification System:	N/A
Number of vendors downloaded the solicitation:	N/A
Number of responses received:	N/A
Number of "no bid" responses received:	N/A
Length of commitment:	Through December 2024
Last solicitation date:	March 2016
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

BOT Meeting:	December 13, 2021
Solicitation No.:	22-029TA Department of Information Resources (DIR)
References:	District Goal Scalable Systems
Description:	<p>Police Department Staff Device Refresh - Equipment and Related Services</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the purchase of ruggedized laptop computers, services and related Items from GTS Technology Solutions, Inc., under a cooperative contract with Department of Information Resources (DIR) in an amount not-to-exceed \$345,500 and authorization for the Superintendent to negotiate and execute the agreement through March 2023.</p> <p><u>Summary</u></p> <p>The Fort Bend ISD Police and Information Technology (IT) Departments are requesting Panasonic ruggedized Tough Books to replace outdated computers as part of a scheduled staff device refresh initiative. The refresh will include computers, desk docks, vehicle mounts, vehicle mount installation, and all associated hardware. These laptops will operate software required for the Fort Bend ISD Police Department to be compliant with state law reporting requirements, allow officers to view security cameras from remote locations, and for the first time, provide officers with the ability to complete reports while in the field, thus improving records management efficiency and their ability to serve the community.</p> <p>Additionally, when the laptops are docked in a vehicle, the location of the laptop is tracked in real time, allowing both police dispatchers and other police officers to quickly see the exact location of our officers, improving officer safety and accountability.</p> <p>The Department of Information Resources (DIR) cooperative purchasing contract will allow the District to refresh the Police Department's computers efficiently and effectively and complies with school district bidding requirements. The cooperative contract has renewal options through March 2026. Should the contract not renew for the full term, staff will return to the Board to request authorization to utilize the new cooperative contract, an alternate cooperative contract, or an alternate procurement method. The current cooperative contract is active through March 2026.</p> <p><u>Background</u></p> <p>There is no historical expenditure information as this is the District's first purchase of ruggedized laptops for police officers. Expenditures will not exceed \$345,500 through 2023 and funding is included in the budget.</p>

Requested By:	David Rider, Chief of Police Long Pham, Chief Information Officer Bryan Guinn, Chief Financial Officer
Vendor:	GTS Technology Solutions, Inc.
Budget Sources:	2018 Bond Fund
Amount:	Not to Exceed - \$345,500 through March 2023
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	N/A
Number of vendors contacted by FBISD Notification System:	N/A
Number of vendors downloaded the solicitation:	N/A
Number of responses received:	N/A
Number of "no bid" responses received:	N/A
Length of commitment:	Through March 2023
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

BOT Meeting:	December 13, 2021
Solicitation No.:	22-037ZB TIPS Cooperative
References:	District Goal Scalable Systems
Description:	<p>Video Production, Livestreaming, and Captioning Equipment and Services</p> <p><u>Recommendation</u></p> <p>The Administration is seeking Board approval for the purchase of an all-in-one video production, recording, livestreaming and video captioning solution from Swagit Productions, LLC under a cooperative contract with The Interlocal Purchasing System (TIPS) in an amount not-to-exceed \$109,272 and authorization for the Superintendent to negotiate and execute the agreements through December 31, 2022.</p> <p><u>Summary</u></p> <p>The Fort Bend ISD Communications and Information Technology (IT) Departments are requesting Swagit’s Extensible Automated Streaming Engine (EASE) Hands-Free Streaming package; Avior HD Broadcast System equipment package; EASE High Definition/Standard Definition Premium Captioning Encoder unit; and Live Automated Transcribing with Caption Sync services.</p> <p>This video solution includes all hardware, software, installation, and setup along with annual video services for up to fifty (50) meetings per year with the ability to add more if necessary. The solution will enhance the audience and viewer experience by recording and livestreaming meeting videos by using four wall or ceiling mounted pan-tilt-zoom robotic cameras that will capture the best camera shot while keeping the meeting space clear of trip hazards; providing real-time captioning for live video to accommodate the hearing impaired; and supporting Livestream and On-Demand video with clearly defined chaptering of agenda items with on screen graphics and direct video links to each agenda item.</p> <p>Currently Phoenix Design Group, Inc. is being utilized for Board livestreaming services, however, Phoenix does not offer dedicated livestreaming services and the services are being provided on an ad hoc basis. It is essential to have a dedicated vendor to record and livestream Board meetings, as recordings of all Board of Trustee meetings are a state requirement. Swagit Productions, LLC can provide this service for the District.</p> <p>The Interlocal Purchasing System (TIPS) purchasing contract will allow the District to provide an all-inclusive live video production and livestreaming of the Fort Bend ISD Board of Trustees meetings that meet state requirements. This cooperative contract complies with school district bidding requirements.</p>

	<u>Background</u>
	For FY 2019-21, expenditure totals were \$148,761. Expenditures will not exceed \$109,272 through December 31, 2022, which will allow for additional meetings if needed. Funding is included in the budget.
Requested By:	Veronica Sopher, Chief Communications Officer Long Pham, Chief Technology Officer Bryan Guinn, Chief Financial Officer
Vendor:	Swagit Productions, LLC
Budget Sources:	General Fund
Amount:	Not to Exceed - \$109,272 through December 31, 2022
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	N/A
Number of vendors contacted by FBISD Notification System:	N/A
Number of vendors downloaded the solicitation:	N/A
Number of responses received:	N/A
Number of "no bid" responses received:	N/A
Length of commitment:	Through December 31, 2022
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Approve: Consideration and Approval:
Construction Auditing Professional
Services for Bond 2018 Projects
References: Board Policy CV (Local)
District Goal Scalable Systems
Department: Operations

Recommendation

Consideration and possible approval for a Construction Auditing Professional Service Agreement with Moss Adams LLP to perform auditing services to the Bond 2018 Construction Manager at Risk (CMAR) projects for a not-to-exceed amount of \$250,000 and authorization for the Superintendent to negotiate and execute the contract.

Summary

On December 17, 2018, the FBISD Board of Trustees (BOT) approved all Project Budgets for the 2018 Bond Program. The BOT approved Durotech Inc. as the Construction Manager at Risk (CMAR) PKG050 HS12 and Satterfield & Pontikes Construction Inc. as the CMAR for PKG006 Lakeview ES – Rebuild.

Funds for the construction auditing services were anticipated and budgeted within each one of the projects (HS 12 and Lakeview ES Rebuild) and have been estimated as follows: \$187,500 for High School 12, and \$62,500 for Lakeview ES Rebuild.

RFQ 22-023AL solicitation specified the District’s intent to award one master agreement contract for construction auditing services to a professional services firm for a term of three years with the option to renew for one additional year.

On October 12, 2021 two professional service firms responded to the RFQ solicitation 22-023AL. An evaluation team consisting of FBISD staff members from Design and Construction; Business and Finance; and Purchasing and Materials Management evaluated the proposals based on Demonstrated Competence and Qualifications. The evaluation team determined Moss Adams LLP as the top ranked respondent to the solicitation RFQ 22-023AL.

Based on the evaluation of the vendor proposals for professional services, the final ranking of the Demonstrated Competence and Qualifications for construction auditing services are as follows:

Firm Name	RFQ Score
Moss Adams LLP	77.28
Marcum, LLP	65.28

Upon Board approval, staff will award a master professional service agreement for construction auditing services to Moss Adam LLP for Bond 2018 CMAR projects, PKG006 Lakeview Elementary School, and PKG050 Almeta Crawford High School.

Recommended by:

Dr. Christie Whitbeck
Superintendent of Schools

Submitted by:

Oscar Perez
Chief Operations Officer

Tabulation Summary
 RFQ 22-023AL
 Construction Auditing Services for Lakeview Elementary School and Almeta Crawford High School

Vendor	Firm's Approach: Overall respondent history, team's profile and experience in K-12 program/project industry (10 pts. max)	Methodology: Company's experience in providing construction auditing services for a Texas public school district. Explanation of methodology, unique challenges and any other relevant information (45 pts. max)	Qualifications: Qualifications, certifications, experience of personnel/team proposed for this task (20 pts. max)	Past Experience: Past experience with FBISD and/or other districts (15 pts. max)	References (10 pts. max)	Proposer's Total Score (100 pts. max)
Moss Adams, LLP	3.25	40.38	16.65	15.00	2.00	77.28
Marcum, LLP	7.30	31.38	16.35	6.25	4.00	65.28

RFQ 22-023AL CONSTRUCTION AUDITING SERVICES FOR LAKEVIEW ELEMENTARY SCHOOL AND ALMETA CRAWFORD HIGH SCHOOL

	Evaluation Criteria	Point System
1	Company's approach, supporting documentation, evidence of competence to undertake such effort	10
2	Company's experience in providing Construction Auditing Services for a Texas public school district. Explanation of methodology, unique challenges and anyother relevant information.	45
3	Qualifications, certifications, experience of personnel/team proposed for this task.	20
4	Past experience with FBISD and/or other districts	15
5	References from prior clients for which your firm has provided comparable services. Three (3) should be related to K-12 districts. List of References should come from past project examples list within this RFQ and should include at least five (5) individuals outside of FBISD. References will be contacted via e-mail with a deadline. If no response is received by the deadline, there will be points deducted in this section.	10
TOTAL		100 Points

For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Approve: CenterPoint Energy
Blanket Easement on Elementary
School #54
References: Board Policy CV (Local)
District Goal Scalable
Systems
Department: Operations

Recommendation

Consideration and possible approval of a blanket (short form) easement with CenterPoint Energy for the electrical services to the new Elementary School #54, and authorization for the Board President and/or designee to negotiate and execute this easement, as well as the CenterPoint Energy long form easement to be provided near the conclusion of the project.

Summary

The blanket easement (short form blanket easement) is required by CenterPoint Energy in order for the provider to install temporary and permanent underground and overhead electrical services to the new Elementary School #54.

The blanket easement will be in place until FBISD and CenterPoint Energy have completed and executed the long form easement. When the service (a new transformer) is energized to the site, CenterPoint will generate a long form easement. The long form easement will contain a detailed descriptive easement for the site, including sketches. The long form easement will replace the blanket easement, as this is only a temporary easement in order to expedite the installation of the new transformer.

The new Elementary School #54 project has been designed with the location of the existing utility easement near the north property line. As such, the approval of these easements (short form blanket easement and long form easement) will not conflict with any site design elements.

Recommended by:

Dr. Christie Whitbeck
Superintendent of Schools

Submitted by:

Oscar Perez
Chief Operations Officer

**SHORT FORM BLANKET EASEMENT
3-PHASE OVERHEAD AND UNDERGROUND**

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

STATE OF TEXAS }
 } KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF FORT BEND}

THAT, Fort Bend Independent School District, its successors and assigns, hereinafter referred to as "Grantor", whether one or more, for and in consideration of the sum of ONE DOLLAR (\$1.00) CASH to Grantor paid by CenterPoint Energy Houston Electric, LLC, its successors and assigns, hereinafter referred to as "Grantee", whose principal address is P. O. Box 1700, Houston, Texas 77251-1700, has **GRANTED, SOLD AND CONVEYED** and by these presents, does **GRANT, SELL AND CONVEY** unto said Grantee, all or in part, a perpetual **blanket** easement, hereinafter referred to as the "Easement", for electric distribution and related communication facilities consisting of a variable number of wires and cables and all necessary and desirable equipment and appurtenances, including, but not limited to, towers or poles made of wood, metal or other materials, props and guys, hereinafter referred to as "Facilities", lying on, over, under, and across the following described lands owned by Grantor, ("Grantor's Property"), to wit:

That certain subdivision known as Final Plat of Fort Bend ISD Elementary School No. 54, located in the William Hall Survey, Abstract 31, Fort Bend County, Texas, according to the map or plat thereof recorded in Plat No. 20210144 of the Plat Records of said county and state, (the "Easement Area").

The Easement Area herein granted is a blanket easement and shall apply only insofar as the boundaries of Grantor's Property will permit. Grantee further reserves the right to extend services and drops within Grantor's Property and to adjacent landowners from said Facilities.

Grantor or its successors or assigns shall observe and exercise all notification laws as per the Underground Facility Damage Prevention and Safety Act, also known as "ONE CALL" & "CALL BEFORE YOU DIG" when working in or near the Easement Area.

To the extent that such laws and codes apply to Grantor, its successors and assigns, Grantor, its successors and assigns shall observe all safety codes and laws which apply to working along, within and or near the Easement Area and Facilities during construction activities and safe clearance from such Facilities, including the Occupational Safety and Health Administration ("O.S.H.A."), Chapter 752 of the Texas Health and Safety Code, the National Electric Code, and the National Electrical Safety Code.

Grantor herein reserves the right to grant easements in favor of third parties across the herein described Easement Area in a near perpendicular fashion to Grantee's Facilities, the approximate locations of which are shown on Exhibit "A", attached hereto and made a part hereof, provided (i) no other utilities are permitted to cross within a vertical distance of twenty-four (24) inches of Grantee's below ground Facilities, (ii) no other facilities or structures shall be permitted longitudinally within a distance of five (5) feet of the centerline of any of Grantee's below ground and above ground Facilities, (iii) no other utilities or structures shall be permitted longitudinally within a distance of fifteen (15) feet of the centerline of any of Grantee's overhead Facilities, beginning at a plane sixteen (16) feet above the ground and extending upward, hereinafter collectively referred to as "Grantee's

Exclusive Easement Area”, and, (iv) doing so does not, in the sole opinion of Grantee, endanger or interfere with the efficient, safe and proper operation and maintenance of Grantee’s Facilities.

Grantor herein covenants and agrees that, in the event that any third-party facilities or obstructions are located within Grantee’s Exclusive Easement Area, Grantor will take immediate action to remove and/or relocate said facilities and/or obstructions to a location outside of Grantee’s Exclusive Easement Area at Grantor’s sole cost and expense.

If Grantor, its successors or assigns should, at any future date, request that the Easement Area herein granted be further defined, Grantee agrees, at Grantor’s expense, to prepare a new, defined easement described by a sealed survey sketch. Defined easements shall be unobstructed and may be further described by, but not limited to, the following descriptions:

- 1.) A ten (10) foot wide easement (for above and below ground facilities);
- 2.) A ten (10) foot wide easement together with ten (10) foot aerial easements adjoining both sides of said ten (10) foot wide easement (for above ground and overhead facilities that are not along a perimeter);
- 3.) A ten (10) foot wide easement together with an adjoining eleven (11) foot, six (6) inch wide aerial easement (for above ground and overhead perimeter facilities);
- 4.) A fourteen (14) foot wide easement together with an adjoining seven (7) foot, six (6) inch wide aerial easement (for above ground and overhead perimeter facilities);
- 5.) An easement sixteen (16) feet wide and twenty-four (24) feet long (for Grantee’s pad-mounted transformer station purposes).

Grantee further agrees to release this Easement upon execution and delivery of the new defined easement by Grantor.

In the event that Grantor, its successors and assigns, desires that Grantee's Facilities be relocated, then Grantee agrees to relocate said Facilities provided that Grantor furnishes a suitable and feasible site or location for such relocation and, provided that

Grantor, its successors and assigns, shall, if requested by Grantee, furnish to Grantee a suitable and acceptable easement covering the new location. Any and all costs associated with relocating said Facilities will be at Grantor's sole expense.

Grantee shall also have reasonable rights of ingress and egress to and from said Easement Area, together with reasonable working space, for the purposes of erecting, installing, operating, maintaining, replacing, inspecting, and removing said Facilities, together with the additional right to remove from said Easement Area, all bushes, trees and parts thereof, or other structures which, in the opinion of Grantee, endanger or may interfere with the efficiency, safe and proper operation, and maintenance of said Facilities.

TO HAVE AND TO HOLD the above described Easement, together with all and singular the rights and appurtenances thereto in anywise belonging, unto Grantee forever, and Grantor does hereby bind itself and its successors, heirs, assigns, and legal representatives, to fully warrant and forever defend all and singular the above described Easement and rights unto said Grantee, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise. In the event of a deficiency in title or actions taken by others which results in the relocation of Grantee's Facilities, the Grantor herein, its successors and assigns, will be responsible for all costs associated with the relocation and/or removal of Grantee's Facilities.

The terms, conditions and provisions contained herein constitute the complete and final agreement between Grantor and Grantee, (collectively the "Parties") with respect to the subject matter hereof and supersedes all prior agreements, representations and understandings of the Parties and, by Grantor's signature affixed hereto and Grantee's use of the Easement, the Parties evidence their agreement thereof. No oral or written agreements made or discussed prior to, or subsequent to, the execution of this Easement shall supersede those contained herein. Any and all revisions, amendments and/or exceptions to the terms, conditions and provisions contained in this Easement shall be in

written, recordable form and executed by both parties, or their respective successors or assigns in order to be deemed valid.

EXECUTED this _____ day of _____, 20____.

Fort Bend Independent School District

BY: _____
Signature

Name typed or printed

Title

STATE OF TEXAS }

COUNTY OF _____}

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared _____, _____ of Fort Bend Independent School District, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that (__)he executed the same for the purposes and consideration therein expressed, in the capacity therein stated.

Given under my hand and seal of office this _____ day of _____, 20____.

Notary's Signature

Name typed or printed

Commission Expires

**ATTACHMENT
AFFIDAVIT**

STATE OF TEXAS }

COUNTY OF FORT BEND}

BEFORE me the undersigned authority on this day personally appeared _____ the _____ of Fort Bend Independent School District, hereinafter referred to as Affiant, who being duly sworn, deposes and says that Affiant is the current owner of the tract of land described in an easement instrument executed by the same on even date herewith, said tract of land is further described as follows:

That certain subdivision known as Final Plat of Fort Bend ISD Elementary School No. 54, located in the William Hall Survey, Abstract 31, Fort Bend County, Texas, according to the map or plat thereof recorded in Plat No. 20210144 of the Plat Records of said county and state, (the "Easement Area").

Affiant further says that the said premises have been held by Affiant, that possession thereof has been peaceable and undisturbed, and that the title thereto has never been disputed or questioned to Affiant's knowledge, nor does Affiant know of any facts by reason of which said possession or title might be disturbed or questioned, or by reason of which any claim to said premises, or any part thereof, might arise or be set up adverse to this Affiant.

EXECUTED this _____ day of _____, 20__.

Fort Bend Independent School District

BY: _____
Signature

Title

Name typed or printed

SUBSCRIBED and SWORN before me this ____ day of _____, 20__.

Notary's Signature

Name typed or printed

Commission Expires

**AFTER RECORDING RETURN TO:
SURVEYING & RIGHT OF WAY
CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC
P. O. BOX 1700
HOUSTON, TX 77251-1700**

October 26, 2021
Job # 96704411

**Re: FORT BEND INDEPENDENT SCHOOL DISTRICT
Fort Bend Elementary School #54
1300 Heritage Park Dr. Missouri City, Texas 77459**

Please find attached the Supplemental Terms and Conditions (T&C) package as prepared by CenterPoint Energy's (CNP) Major Underground Projects (MUG), applicable for providing the requested underground service of 944 kVA. MUG will serve the load with a 1000 kVA, 34.5 kV - 480Y/277 V, three phase, four wire, pad mounted transformer.

The Customer's requested underground service is covered under the conditions for standard underground service. Therefore, MUG is not providing a difference in cost.

MUG has not included the costs associated with the installation, removal or modification of any overhead facilities. Tyler K Falks, Service Consultant at South Houston Service Center is responsible for providing all overhead costs and construction.

The attached T&C package is effective for 365 days from the date of this letter, provided the field conditions existing as of this date and location of the facilities shown on the attached sketches remain the same. After that time, the Supplemental T&C package must be reviewed by MUG before a final commitment is made to the Customer.

Please review the attached Supplemental T&C package. Sign the cover sheet of the Supplemental T&C package. Return this original document to my office. Note that the information contained in the package is applicable for the life of the service.

Before beginning the required underground construction, please arrange for a pre-construction meeting with MUG and your contractors.

If any additional information is required, contact me at 713-207-6988.

Thank you.

Alisha Chawla
alisha.chawla@centerpointenergy.com

**UNDERGROUND ELECTRIC SERVICE FACILITIES EXTENSION
AGREEMENT SUPPLEMENTAL TERMS AND CONDITIONS**

FOR

**FORT BEND INDEPENDENT SCHOOL DISTRICT
Fort Bend Elementary School #54
1300 Heritage Park Dr. Missouri City, Texas 77459**

Job #96704411

**CenterPoint Energy Houston Electric, LLC
Major Underground Projects
P. O. Box 1700; Houston, Texas 77251-1700**

REFERENCE FORT BEND INDEPENDENT SCHOOL DISTRICT DRAWINGS:

Site Plan	Drawing #:	<u>CAD</u>	Received:	<u>September 20, 2021</u>
Utility Plan	Drawing #:	<u>49045-20 PLAT-Plat</u>	Dated:	<u>July 1, 2020</u>
Electrical One-Line	Drawing #:	<u>E5.01</u>	Dated:	<u>December 1, 2020</u>
Load Analysis	Drawing #:	<u>E5.01</u>	Dated:	<u>December 1, 2020</u>

REFERENCE CENTERPOINT ENERGY SPECIFICATIONS:

Service Standards	:	April 12, 2021
Emergency Generators	:	007-231-82
Ready-Mix Concrete	:	007-221-01
Harmonic Distortion	:	007-231-83

Reviewed And Agreed To By: _____

Signature Title

Print Name Date

If this Supplemental Terms and Conditions package is signed by anyone other than an official from **Fort Bend Independent School District**, it will not be considered valid. A valid signature will be considered an acceptance of all information contained within this Supplemental Terms and Conditions package.

						CenterPoint Energy Houston, Texas		
						WRITTEN	AAC	10/26/2021
						CHECKED	MJA	10/26/2021
						APPROVED	MJA <i>mja</i>	10/26/2021
					109	SHEET 1 OF 13 SHEETS		
NO.	DATE	ITEMS REVISED	BY	CH	APP	PM 5199		

GENERAL

- A. These Supplemental Terms and Conditions are adopted under the Facilities Extension Agreement for Distribution Voltage Facilities between CenterPoint Energy Houston Electric, LLC (CNP) and Fort Bend Independent School District for a facilities extension to 1300 Heritage Park Dr. Missouri City, Texas 77459. Fort Bend Independent School District and/or its contractors/representatives are herein referred to as the Customer.
- B. Service to be provided by CenterPoint Energy (CNP) from a 1000 kVA, 34.5 kV - 480Y/277 V, three phase, four wire, pad mounted transformer.
- C. The CNP Major Underground Projects (MUG) representative is Alisha Chawla at 713-207-6988 or alisha.chawla@centerpointenergy.com.

The CNP Service Area Consultant is Tyler K Falks at 281-595-6070.
- D. The Customer must comply with all CNP Service Standards, the National Electrical Code, the National Electrical Safety Code, all Occupational Safety and Health Administration (OSHA) requirements, the International Building Code and all local governing body codes.
- E. During installation of CNP equipment, CNP will make every effort to preserve the Customer’s landscaping, parking areas, or other facilities. However, any cost that has been quoted to the Customer does not include any special replacements or repairs to these items. The Customer shall be solely responsible for any expenses associated with replacements or repairs to its facilities.
- F. The service arrangement outlined in these Supplemental Terms and Conditions is based on the Customer drawings referenced on page 1. Any changes in the design as illustrated in the referenced drawings may impact CNP’s ability to meet the Customer’s requested service date.
- G. Any changes, additions, deletions, rearrangements, relocations, rerouting, reduction of clearances, etc., of the Customer’s and/or CNP’s service facilities illustrated in these Supplemental Terms and Conditions shall have MUG’s approval and may require a revised Supplemental Terms and Conditions. It is the Customer’s responsibility to coordinate the location of all Customer installed facilities outlined in these Supplemental Terms and Conditions with all other structures and/or appurtenances not shown in the referenced drawings.
- H. Contact the MUG representative concerning Customer drawing revisions, information submission, questions, Supplemental Terms and Conditions revision requests, etc.
- I. Hard copy submittals may be mailed to the MUG representative (address – 3000A Harrisburg Blvd. – Houston, Texas 77003). Electronic submittals may be e-mailed to the MUG representative. The MUG representative will; “approve the submittals”, “approve the submittals as noted” or “not approve the submittals”. The Customer shall not install any item that requires CNP approval before receiving an official approval from MUG. CNP shall not be responsible for any installed item that has not received MUG approval.
- J. The terms and conditions of CNP’s Tariff for Retail Delivery Service, including the terms and conditions in the Construction Services Policy therein, are incorporated herein by reference.

SERVICE CONNECTION

- A. The Customer’s maximum number of secondary cables that can be terminated in CNP’s pad mount transformer is 8-750 MCM cables per phase. The Customer shall advise the MUG representative, about the type, size and number of secondary conductors. Ampacity equivalent sets of cable must be individually approved by the MUG representative prior to installation by the Customer. If the Customer’s cable requirements exceed this specified maximum limit, it cannot be served directly from the pad mounted transformer. The Customer shall then install, own, and maintain a cable tap box (CTB) (See Section D).
- B. On installations not utilizing a CTB, the Customer shall furnish, own, and maintain all secondary service conduit and cable underground into the secondary opening of the transformer pad. Secondary conductors shall be extended a minimum of seven feet (7') above the transformer pad. **The Customer shall not install the secondary cables until after the transformer has been set. CNP will terminate the secondary cables in the transformer.**
- C. To accommodate future expansion, the Customer may install up to 14-4" secondary conduits into the transformer pad.
- D. On installations utilizing a CTB, CNP shall furnish, own, install and terminate the secondary cable from the transformer to the CTB at the Customer’s expense. The Customer shall furnish, install, own and maintain the CTB, the CTB pad, and 14-4" conduits from the secondary opening of the transformer pad to the CNP side of the CTB pad. The Customer shall install and terminate the secondary cable from its side of the CTB to its switchgear. Typical three-phase CTB drawings are available upon request. The Customer shall submit three (3) drawings of the proposed CTB to the MUG representative for approval prior to fabrication.
- E. The initial available short circuit current is 22,609 amperes symmetrical, with an X/R ratio of 8.2.
- F. The ultimate available short circuit current is 56,523 amperes symmetrical, with an X/R ratio of 9.6.
- G. Customers receiving electrical service from multiple sources will be required to install a permanent plaque or directory at each source in accordance with Article 230.2 of the National Electrical Code (NEC). These plaques are to signify that there is more than one electrical service to the building. The Customer shall keep the power from each source separate throughout its entire electrical system. This requirement is for the life of the service.
- H. A protective device coordination study for the Customer’s service relative to CNP’s protective devices may be requested by contacting the MUG representative.

ACCESS

The Customer must provide a twelve foot (12') minimum width, fourteen foot (14') minimum vertical clearance, all weather, vehicle access road designed for HS-20-44 loading as recognized by the American Association of State Highway Officials (AASHO), for CNP personnel and equipment ten feet (10') past the side of the proposed pad mounted equipment location. In addition, the area adjacent to the pad must be designed for HS-20-44 loading to allow for outrigger placement. If the access road and the pad mounted equipment location have not been completed and passed final inspection (see Final Inspection, page 7) at the time the Customer requests the equipment be set, the equipment can only be set under the following conditions.

- A. MUG has determined that the access route is dry and readily accessible to CNP's normal installation equipment.
- B. The Customer shall be responsible for all expenses associated with the repair and/or replacement of CNP pad mounted equipment damaged by additional construction activity. Damage to CNP equipment may result in delays to the Customer's requested service date.
- C. CNP will not complete the underground construction (i.e. pulling & terminating cable, energizing the service, etc.) until the access road and pad mounted equipment location have passed final inspection (see Final Inspection, page 7).

The Customer must provide a fifty foot (50') minimum vertical clearance over all equipment pads for CNP trucks and equipment.

The Customer must maintain these requirements for the life of the service.

CNP will utilize the Customer's parking and driveway facilities for the required access.

EMERGENCY GENERATION AND SECONDARY LOAD TRANSFER

Customer installed Emergency Generators and/or Secondary Load Transfer schemes shall meet the requirements of the CNP Specification on Customer Emergency Generation and Secondary Load Transfer, Specification 007-231-82, latest revision (attached). This requirement is for the life of the service.

Generator exhaust must be located and/or directed away from CNP's equipment.

HARMONIC DISTORTION

The Customer shall meet the requirements of the CNP Specification on Limitation of Harmonic Distortion on the Distribution System, Specification 007-231-83, latest revision (attached). This requirement is for the life of the service.

METERING

- A. The Customer’s metering arrangement must comply with CNP Service Standards, Section 400 or 500 as applicable.
- B. The metering current and potential transformers (CT’s and PT’s) will be installed in the secondary compartment of the transformer provided all service from the transformer is through one meter. If all the services are not through one meter, the Customer shall inform the MUG representative, so that alternate metering provisions can be arranged (separate CT and PT cans as required for each service).
- C. All Retail Customers must be metered separately.
- D. Meter Room and/or Modular Meter installations must have CNP written approval prior to the purchase/installation of materials/equipment. The Customer must submit applicable drawings to the MUG representative for approval.

FACILITIES INSTALLED BY THE CUSTOMER

All facilities are to be installed per the attached construction specifications. The Customer or its contractor is to request a preconstruction meeting prior to starting the required underground construction by visiting the website shown below.

All facilities shall be inspected by CNP after the conduit is installed, pads are formed, reinforcing rods installed, etc. but prior to the pouring of concrete. CNP recommends that the Customer complete the pouring of concrete on the day the facilities are inspected and approved. The Customer will insure that all inspected and approved facilities remain in the approved condition until the concrete pour has been completed. If there is damage to the inspected and approved facilities prior to the pouring of concrete, the facilities must be re-inspected by CNP before the Customer begins the pouring of concrete. CNP reserves the right to require the Customer to break out any unapproved concrete pours at its expense.

CNP will make a reasonable attempt to complete all inspection requests. To ensure that inspection requests can be fulfilled, they should be made prior to 5 p.m. the business day before the requested inspection to Major Underground Projects at <http://www.centerpointenergy.com/en-us/pages/mugform.aspx>. Job # 96704411 must be provided as the inspection identification number.

DUCTBANK INSTALLATION

All proposed conduit for CNP’s use is to be installed in straight runs, unless otherwise indicated on CNP drawings. Any conduit bends must be installed with a twenty foot (20') minimum radius, unless indicated otherwise on CNP drawings. Conduit turn-ups into any equipment pad and/or pole pedestal must have a minimum five foot (5') radius. Any deviations from these requirements shall have written approval from the MUG representative prior to installation.

During installation, the minimum depth for a conduit run must be referenced to the final grade.

The Customer is to delay installation of approximately the last twenty feet (20') of the conduit run and the pole pedestal to any terminal pole until the pole has been set by CNP. Before trenching to the base of any terminal pole, the Customer must securely brace the pole. The Customer must request staking and setting of any terminal pole by contacting the Service Area Consultant.

DUCTBANK INSTALLATION (continued)

The Customer must provide a jet line in each conduit installed. This jet line shall extend a minimum of seven feet (7') beyond the end of each conduit.

For installations not utilizing a blanket easement document (see Easement Instrument section, page 7), the Customer shall also install a #14 American Wire Gage (AWG) or larger aluminum or copper 600 volt insulated conductor in one of the conduits. The conductor must be electrically continuous. For manhole installations, the electrically continuous conductor must also be looped through each manhole lid and tied to a concrete insert in the neck of each manhole. This conductor is to facilitate surveying of the duct bank by CNP. The duct bank cannot be surveyed until this conductor is installed as prescribed. The Customer must take adequate measures to assure the conductor will be in place until all necessary surveying is completed. After surveying of the duct bank is completed, but prior to CNP installing any primary cable, the Customer may retrieve its conductor at its option.

Conduit ends shall be plugged with a duct cap or other type capping device. The use of rags to plug conduits is not acceptable. If the conduit is installed in stages, the Customer must keep each section of conduit capped until the new section is installed. If, prior to CNP using any conduit, the conduit is found to be blocked, the Customer will be responsible, at its expense, for removing the obstruction.

CLEARANCES

Final approval for the location of the pad mount equipment and/or other proposed electrical installation is contingent upon proper clearance, as determined by CNP, from cooling towers, vents, buildings, structures, etc., and other underground utilities. It is in the Customer's and CNP's best interest to have all service equipment in a contamination-free environment to avoid unscheduled outages and/or premature equipment failures. Therefore, prior to any construction, the Customer shall inform the MUG representative of any existing or future contamination or pollutants which may affect the equipment so that necessary clearances can be secured.

The MUG representative shall be notified promptly if the Customer intends to install any obstructions such as walls, hedges, bushes, trees, etc., around the transformer and/or any associated equipment so that additional clearances and access can be secured. Any proposed enclosure surrounding CNP's equipment must be louvered, and both a profile and a cross-sectional view of the proposed louvered enclosure shall be submitted for approval prior to installation.

If, in the future, there is a problem with contamination of CNP's equipment, or proper clearances are not maintained, CNP reserves the right to relocate the equipment at the Customer's expense.

CNP will not allow other facilities to pass beneath its equipment pads. A one foot (1') minimum horizontal clearance shall be maintained between CNP pads and all other facilities.

A one foot (1') minimum vertical clearance must be maintained between CNP duct banks and all non-CNP facilities crossing the duct bank.

A five foot (5') minimum horizontal clearance must be maintained between CNP duct banks and other facilities running parallel to the duct bank. CNP will not allow joint trenching between CNP duct banks and other facilities.

ELEVATION REQUIREMENTS

The minimum elevation requirement for the top of the equipment pads shall be fifteen feet (15') above mean sea level and two feet (2') above the documented 500-year floodplain. The Customer must provide equipment pads that meet these elevation requirements. The easement (minimum working clearance) around the equipment pads shall also be brought up to the above mentioned minimum elevation, as outlined on the equipment pad detail specification. The Customer must provide stairs outside of the easement area, and a guardrail around the perimeter of the elevated area as required by OSHA and the governing City or County building code. The easement area surrounding the equipment pads shall not have a slope greater than 2%. The pad and minimum easement elevations (minimum working clearance) must be verified at the time of installation.

VENTILATION REQUIREMENTS

Any proposed barriers or enclosures in the vicinity of the equipment pads shall maintain a minimum of 50% free air flow. Prior to construction, the Customer shall submit drawings of the proposed barriers or enclosures to MUG Projects Representative for approval.

FINAL INSPECTION

After the Customer has advised CNP that all “Customer installed” facilities pertaining to this service arrangement have been completed and inspected, a final on-site inspection will be made by a MUG representative. This final inspection will verify that all Customer installed facilities are in accordance with these Supplemental Terms and Conditions. The Customer (or its contractor) and the Service Area Consultant will be advised of any needed corrections and/or changes. When all necessary corrections and/or changes have been completed, CNP’s portion of the construction may begin.

EASEMENT INSTRUMENT

CNP will prepare an instrument for easements to be granted by the property owner after all installations for CNP’s use have been completed according to these Supplemental Terms and Conditions. The service cannot be energized until CNP has accepted the signed instrument for all easements.

The Customer also has the option of signing a blanket easement document. Use of the blanket easement allows the service to be energized before the final signed instrument for all easements has been completed. The Customer may request use of the blanket easement document by contacting the MUG representative.

CNP will need access to and from the proposed easements. CNP will use these easements, as shown on the attached sketches, for the purposes of erecting, installing, operating, maintaining, replacing, inspecting and removing electrical distribution facilities. The Customer shall keep these easements free and clear of any obstructions (trees, shrubs, other structures, etc.) that may endanger or interfere with the efficiency, safety, and proper operation of the proposed facilities for the life of the service.

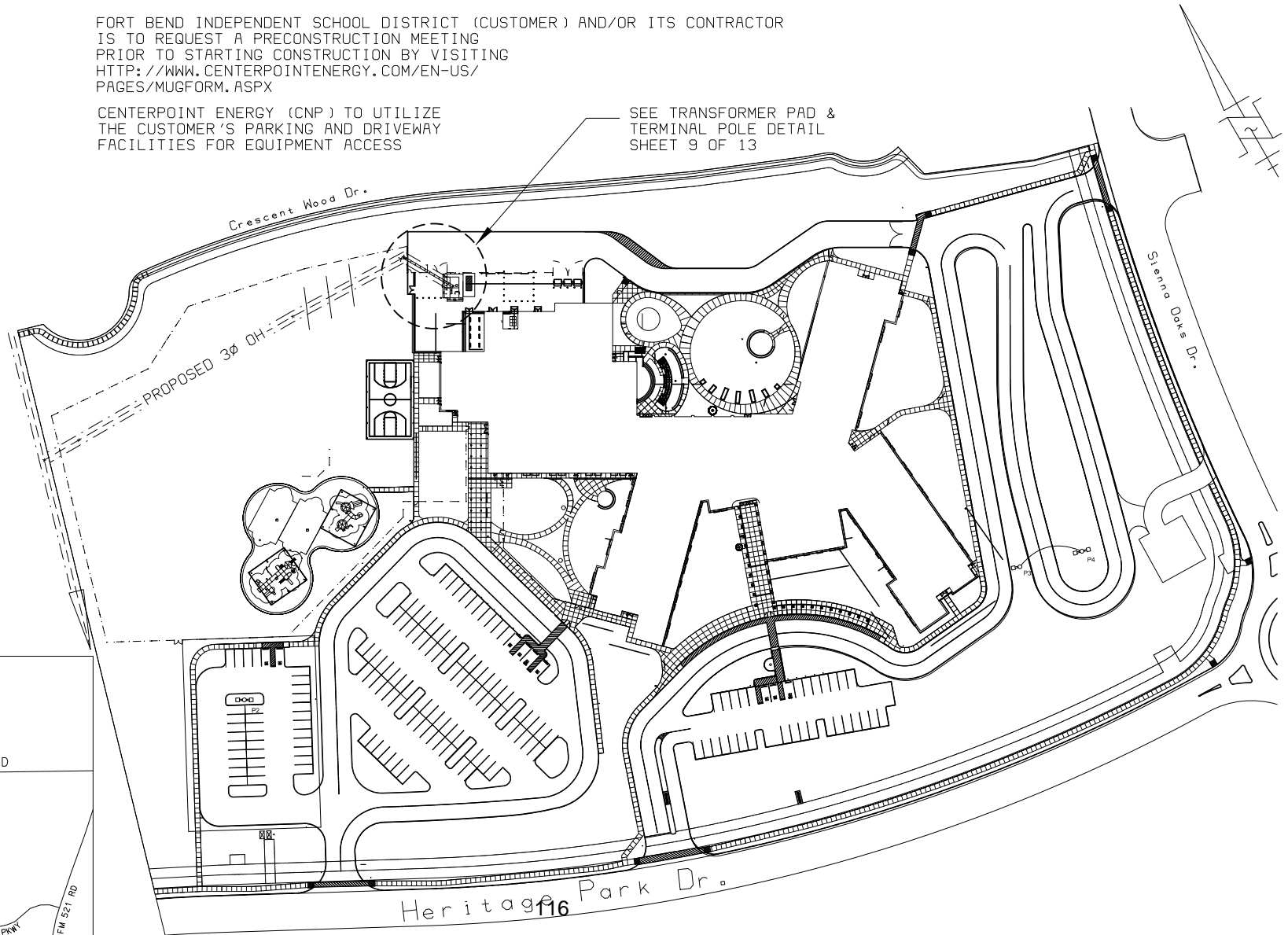
GENERAL LOCATION SKETCH

LAMBERT	SECTION	KEY MAP	FUNCTIONAL LOCATION	SCALE	CIRCUIT	ORDER NO.
5045	D3	650X		N. T. S.	AR41	98596229

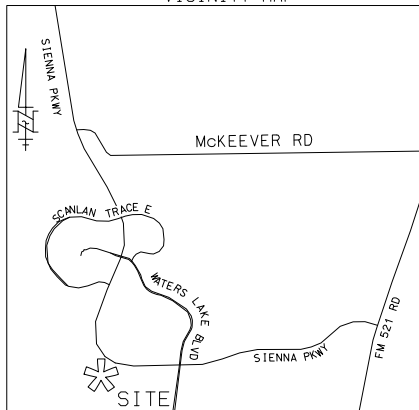
FORT BEND INDEPENDENT SCHOOL DISTRICT (CUSTOMER) AND/OR ITS CONTRACTOR IS TO REQUEST A PRECONSTRUCTION MEETING PRIOR TO STARTING CONSTRUCTION BY VISITING [HTTP://WWW.CENTERPOINTENERGY.COM/EN-US/PAGES/MUGFORM.ASPX](http://www.CenterPointEnergy.com/en-us/pages/mugform.aspx)

CENTERPOINT ENERGY (CNP) TO UTILIZE THE CUSTOMER'S PARKING AND DRIVEWAY FACILITIES FOR EQUIPMENT ACCESS

SEE TRANSFORMER PAD & TERMINAL POLE DETAIL SHEET 9 OF 13

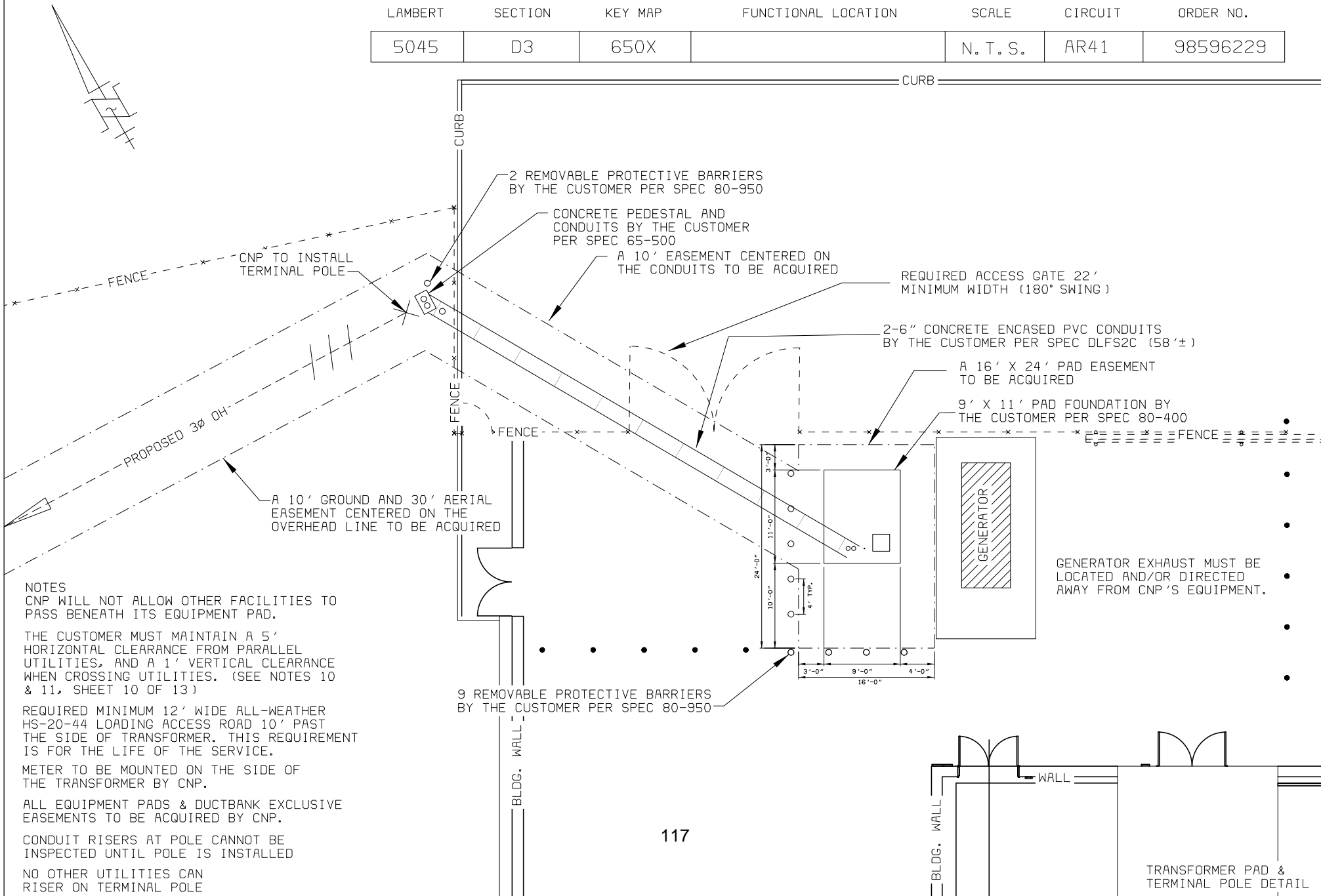


VICINITY MAP



DETAIL SKETCH

LAMBERT	SECTION	KEY MAP	FUNCTIONAL LOCATION	SCALE	CIRCUIT	ORDER NO.
5045	D3	650X		N. T. S.	AR41	98596229



NOTES
CNP WILL NOT ALLOW OTHER FACILITIES TO PASS BENEATH ITS EQUIPMENT PAD.

THE CUSTOMER MUST MAINTAIN A 5' HORIZONTAL CLEARANCE FROM PARALLEL UTILITIES, AND A 1' VERTICAL CLEARANCE WHEN CROSSING UTILITIES. (SEE NOTES 10 & 11, SHEET 10 OF 13)

REQUIRED MINIMUM 12' WIDE ALL-WEATHER HS-20-44 LOADING ACCESS ROAD 10' PAST THE SIDE OF TRANSFORMER. THIS REQUIREMENT IS FOR THE LIFE OF THE SERVICE.

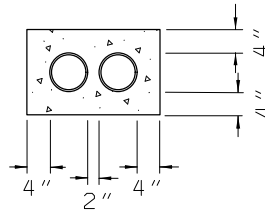
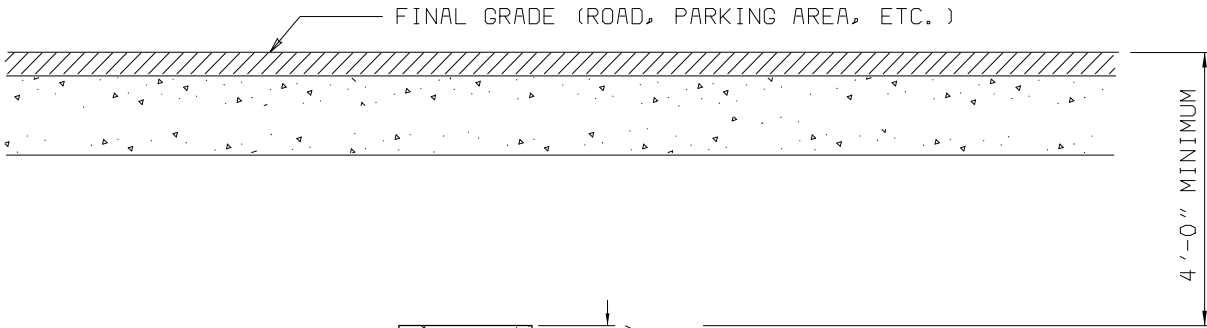
METER TO BE MOUNTED ON THE SIDE OF THE TRANSFORMER BY CNP.

ALL EQUIPMENT PADS & DUCTBANK EXCLUSIVE EASEMENTS TO BE ACQUIRED BY CNP.

CONDUIT RISERS AT POLE CANNOT BE INSPECTED UNTIL POLE IS INSTALLED

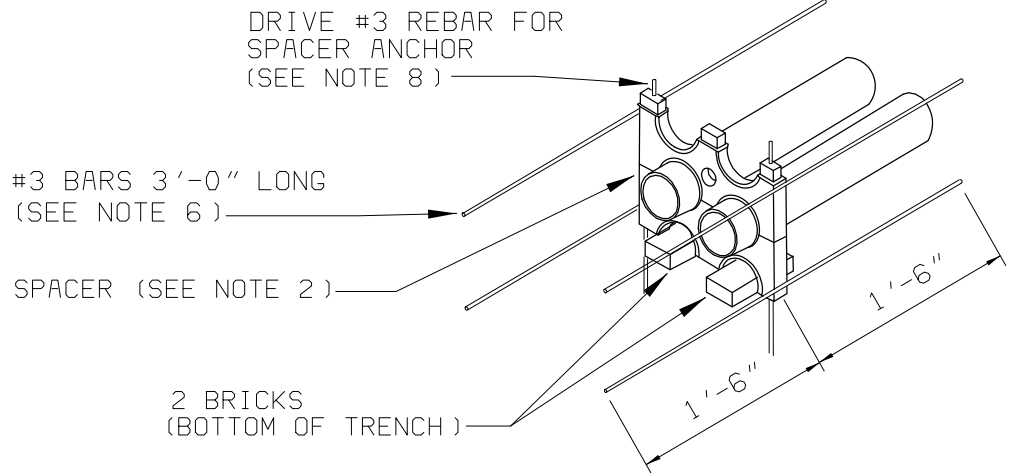
NO OTHER UTILITIES CAN RISER ON TERMINAL POLE

GENERATOR EXHAUST MUST BE LOCATED AND/OR DIRECTED AWAY FROM CNP'S EQUIPMENT.



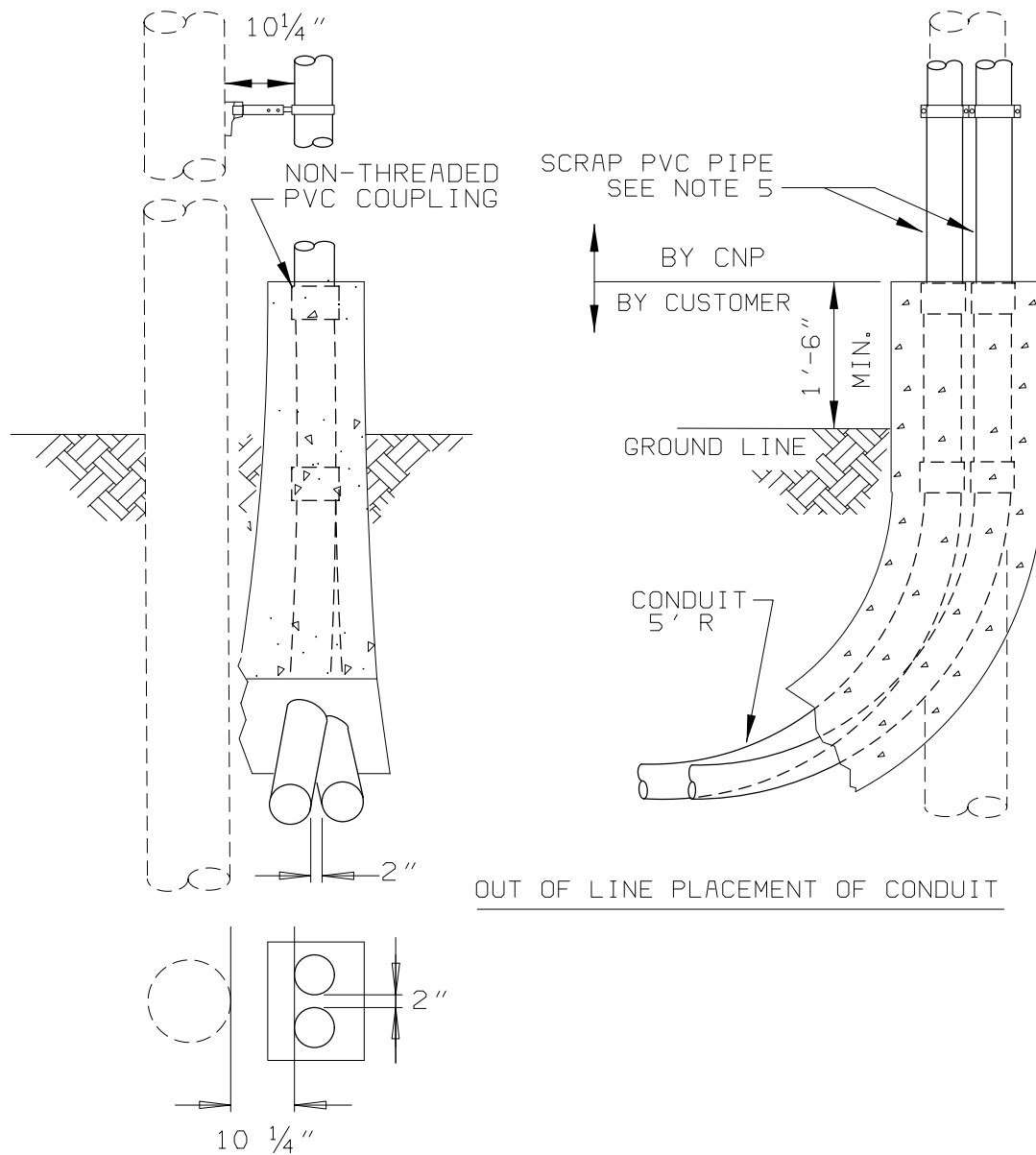
2 - 6"
CONDUITS

NOTE:
THE CUSTOMER AND/OR ITS CONTRACTOR
IS TO REQUEST A PRECONSTRUCTION MEETING
PRIOR TO STARTING CONSTRUCTION BY VISITING
[HTTP://WWW.CENTERPOINTENERGY.COM/EN-US/
PAGES/MUGFORM.ASPX](http://www.centerpointenergy.com/en-us/pages/mugform.aspx)



NOTES:

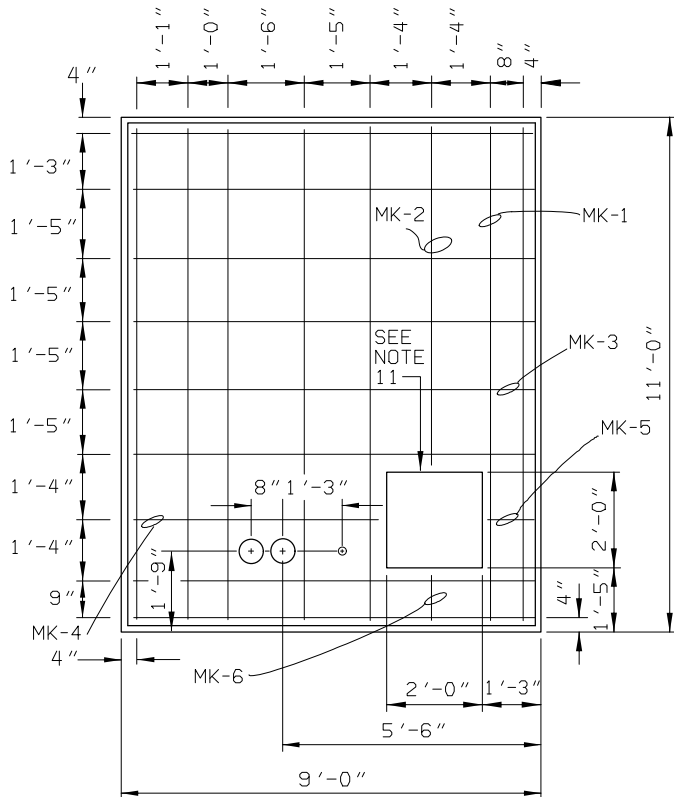
1. CONDUIT TO BE PVC, MINIMUM GRADE TYPE EB.
2. SPACERS SHOULD BE INSTALLED NOT MORE THAN 10'-0" APART.
3. CONDUITS TERMINATING AT MANHOLES SHOULD BE SLOPED 0.5% DOWN TOWARD MANHOLE.
4. ALL EXTERIOR CONCRETE COVER DIMENSIONS ARE MINIMUM.
5. CONCRETE SHALL BE IN ACCORDANCE WITH CNP SPECIFICATION 007-221-01, LATEST REVISION.
6. PLACE REINFORCING BARS IN 4 CORNERS OF THE CONCRETE WHERE SPACERS ARE USED.
7. ON COLD JOINT CONCRETE POUR USE #5 REBAR (3'-0" IN LENGTH, EXPOSED 1'-6").
8. LENGTH OF REBAR FOR SPACER ANCHOR WILL VARY PER DUCT BANK HEIGHT.
9. CONDUITS ENDS SHALL BE PLUGGED WITH A DUCT CAP OR OTHER TYPE OF CAPPING DEVICE.
10. A ONE FOOT (1') VERTICAL CLEARANCE MUST BE MAINTAINED BETWEEN CNP'S DUCTBANK AND ALL NON-CNP FACILITIES CROSSING THE DUCTBANK.
11. A FIVE FOOT (5') HORIZONTAL CLEARANCE MUST BE MAINTAINED BETWEEN CNP'S DUCTBANK AND ALL NON-CNP FACILITIES RUNNING PARALLEL TO THE DUCTBANK (JOINT TRENCHING NOT PERMITTED).
12. INSTALL JET LINE IN ALL CONDUITS AND A #14 AWG WIRE IN ONE CONDUIT.



NOTES:

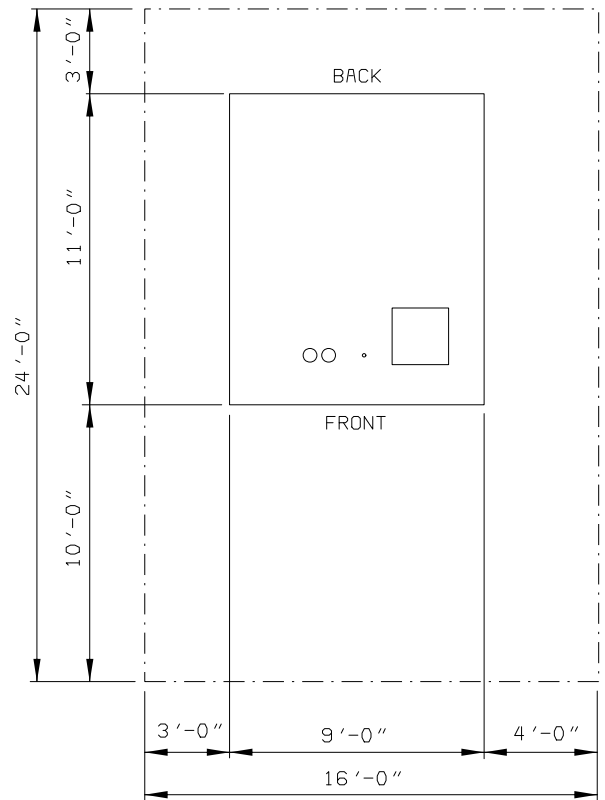
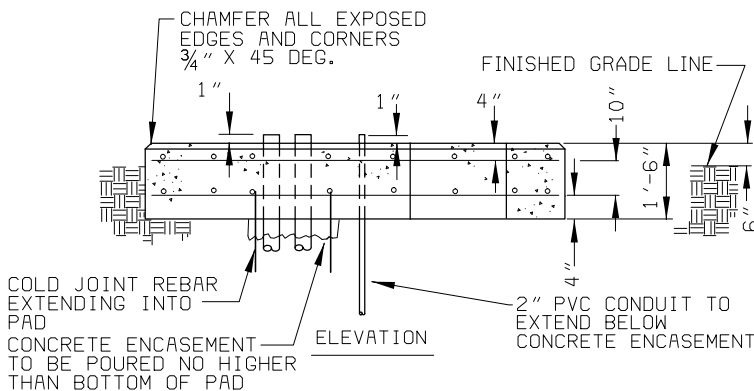
1. CONDUIT BENDS AT TERMINAL POLE SHALL BE PVC.
2. BRACE THE POLE SECURELY BEFORE TRENCHING.
3. INSTALL CONDUIT BENDS TO BASE OF POLE. ADD PORTIONS OF STRAIGHT CONDUIT AS NECESSARY TO OBTAIN THE PROPER HEIGHT ABOVE FINAL GRADE.
4. ATTACH COUPLING TO END OF CONDUIT.
5. INSERT, BUT DO NOT GLUE, A SHORT PIECE OF SCRAP PVC CONDUIT INTO THE TOP COUPLING. TIE CONDUIT TO BRACKET.
6. FORM AREA AROUND PEDESTAL TO THE TOP OF THE COUPLING. FORM PEDESTAL SO THAT NO CONCRETE WILL CONTACT POLE.
7. AFTER INSPECTION BY CNP, POUR CONCRETE TO TOP OF COUPLINGS.
8. ALL CONDUITS SHALL HAVE A MINIMUM 4" CONCRETE COVER.

030488/060807



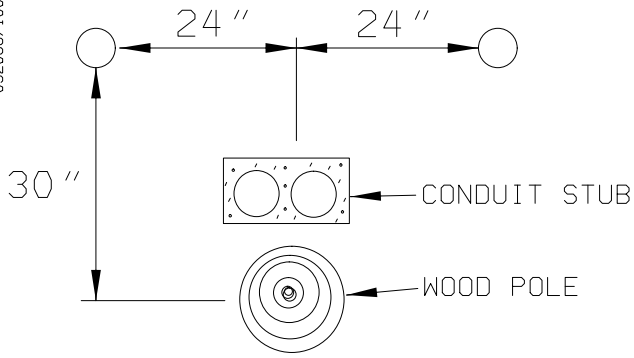
REINFORCING SCHEDULE PER FOUNDATION				
MARK	QTY.	SIZE	LENGTH	REMARKS
MK-1	14	#7	10'-6"	STRAIGHT
MK-2	2	#7	7'-0"	STRAIGHT
MK-3	16	#7	8'-6"	STRAIGHT
MK-4	2	#7	5'-3"	STRAIGHT
MK-5	2	#7	0'-9"	STRAIGHT
MK-6	2	#7	1'-0"	STRAIGHT

MATERIAL ESTIMATE PER FOUNDATION	
DESCRIPTION	QUANTITY
REINFORCING STEEL #7	636 LBS
CONCRETE (5 SACK)	5½ CU. YDS.
TYPE EB OR BETTER PVC CONDUIT, 90 DEG, 60" R	2
2" PVC CONDUIT	5 FT

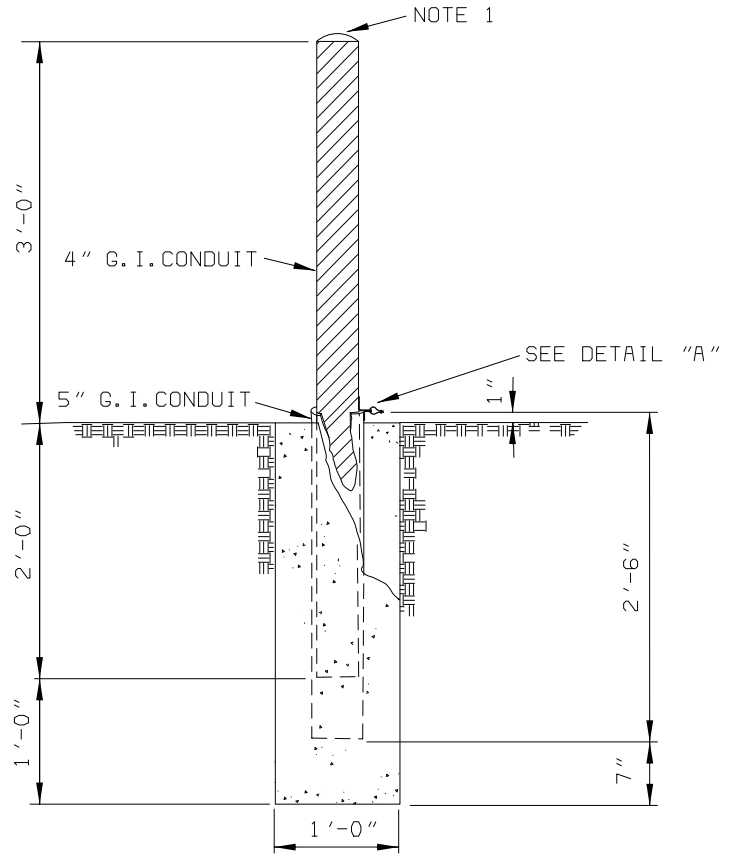
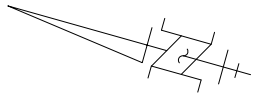


EQUIPMENT
WEIGHT 43,000 LBS
MAXIMUM

- NOTES:
1. CONCRETE SHALL BE IN ACCORDANCE WITH CNP SPECIFICATION 007-221-01, LATEST REVISION (MINIMUM COMPRESSION IN 28 DAYS, 3000 PSI).
 2. REINFORCING STEEL SHALL BE INTERMEDIATE GRADE DEFORMED BARS IN ACCORDANCE WITH A.S.T.M. SPECIFICATION A-615, GRADE 60, OR BETTER.
 3. ALL SPLICES IN REINFORCING SHALL LAP A LENGTH EQUAL TO 24 BAR DIAMETERS.
 4. ALL DIMENSIONS ON REINFORCING ARE TO THE CENTER OF BARS.
 5. CONCRETE SHALL BE THOROUGHLY WORKED AROUND REINFORCING, ANY EMBEDDED FIXTURES AND INTO ALL CORNERS OF FORMS.
 6. IF REQUIRED, GROUT SHALL BE A MIXTURE OF 1 PART CEMENT TO 2 PARTS SAND WITH ENOUGH WATER TO PRODUCE A WORKABLE MIXTURE.
 7. CONCRETE IS TO BE POURED ONLY WHEN THE ATMOSPHERIC TEMPERATURE IS A MINIMUM 40° F. (5° C.) AND RISING.
 8. STRIP BACK ALL VEGETATION AND APPROXIMATELY 12" OF TOP SOIL. REMOVE ALL LOOSE CLODS AND STONES. BACKFILL AND THOROUGHLY COMPACT ALL CONDUIT TRENCHES AND HOLES BEFORE CONCRETE IS PLACED.
 9. REINFORCING SHALL HAVE A MINIMUM OF 2½" CONCRETE COVER.
 10. SLOPE PAD 1" FRONT TO BACK.
 11. THE SQUARE OPENING IS FOR THE CUSTOMER'S SECONDARY CONDUITS.
 12. CNP WILL NOT ALLOW OTHER FACILITIES TO PASS BENEATH ITS EQUIPMENT PADS. A ONE FOOT MINIMUM HORIZONTAL CLEARANCE SHALL BE MAINTAINED BETWEEN CNP PADS AND ALL OTHER FACILITIES.
 13. THE SECONDARY OPENING IS TO BACKFILLED WITH SAND TO WITHIN 4" OF THE TOP OF THE PAD.

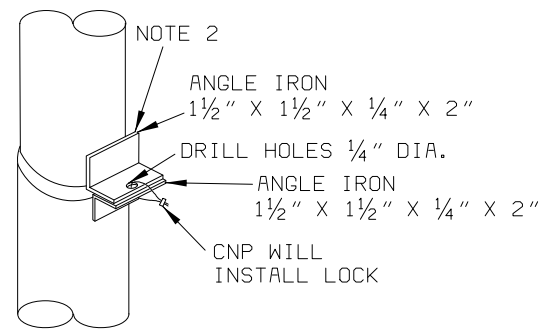


TERMINAL POLE PROTECTIVE BARRIER PLACEMENT



PROTECTIVE BARRIER
(REMOVABLE)

INSTALL ON APPROXIMATELY 4' CENTERS AS SPECIFIED ON SKETCH



DETAIL "A"

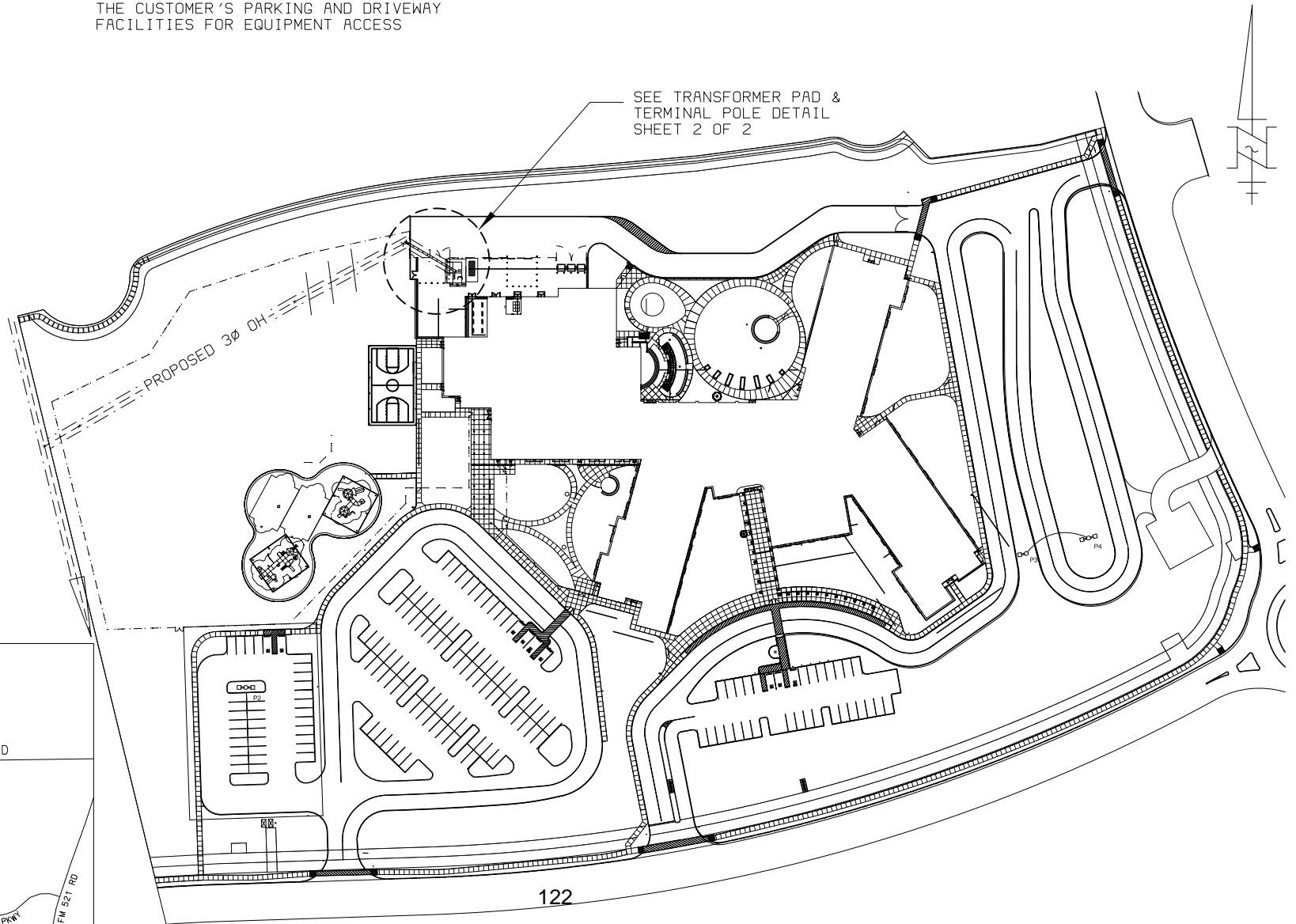
NOTES:

1. 4" G.I. CONDUIT TO BE FILLED WITH CONCRETE.
2. ANGLE TO BE WELDED TO G.I. CONDUIT. ALL EXPOSED METAL TO BE PAINTED WITH GALVANOX PAINT.
3. SEAL GAP BETWEEN CONDUITS WITH DUCT SEAL FOR WATER TIGHT FIT.
4. USE 5" PLUG TO PREVENT CONCRETE FROM COMING UP 5" G.I. CONDUIT.

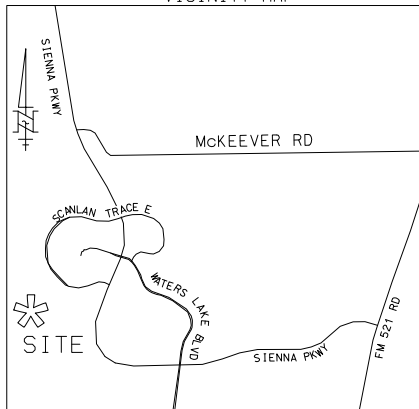
GENERAL LOCATION SKETCH

LAMBERT	SECTION	KEY MAP	FUNCTIONAL LOCATION	SCALE	CIRCUIT	ORDER NO.
5045	D3	650X	Exhibit "A"	N. T. S.	AR41	98596229

CENTERPOINT ENERGY (CNP) TO UTILIZE THE CUSTOMER'S PARKING AND DRIVEWAY FACILITIES FOR EQUIPMENT ACCESS

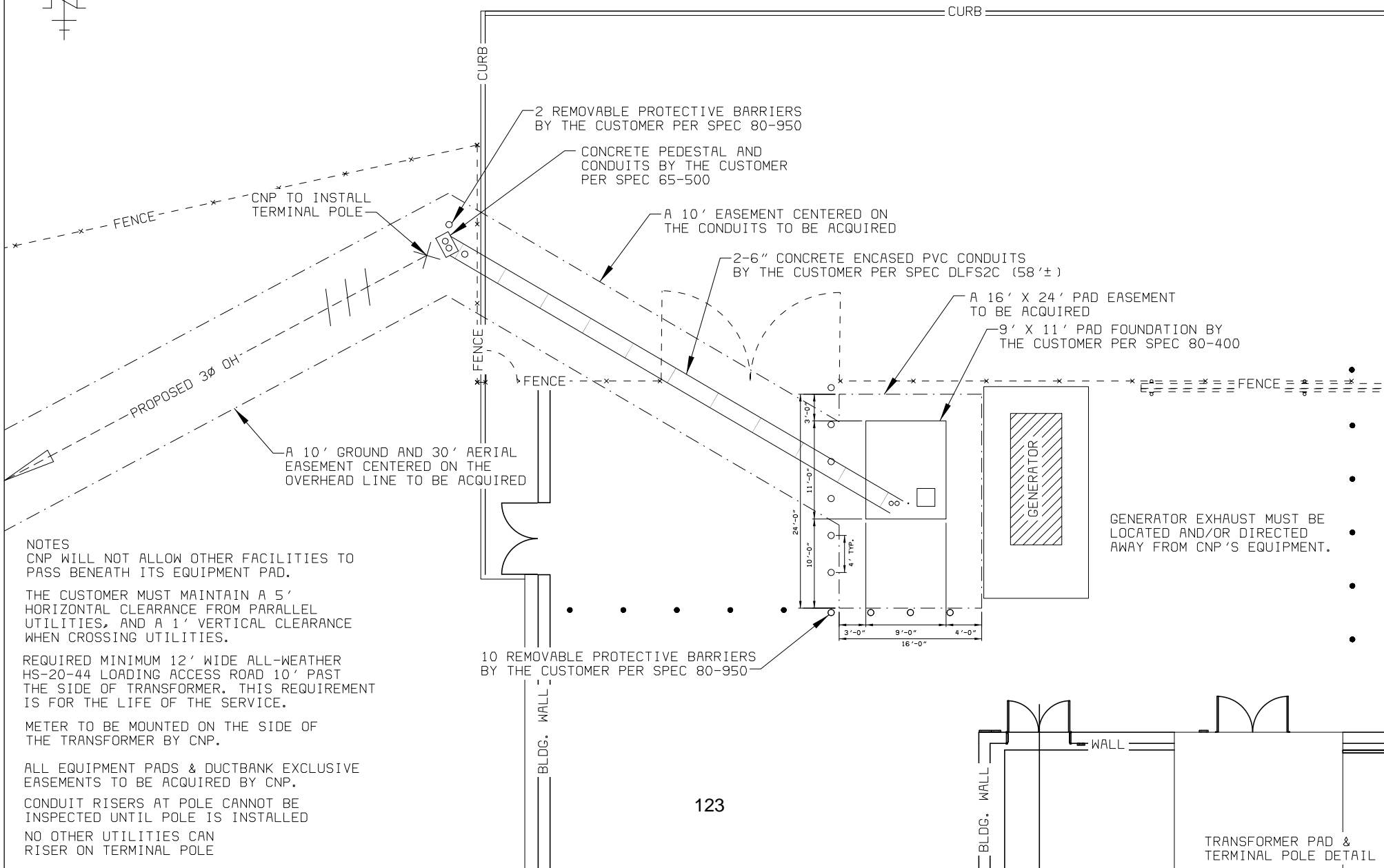
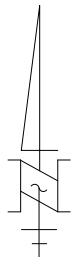


VICINITY MAP



DETAIL SKETCH

LAMBERT	SECTION	KEY MAP	FUNCTIONAL LOCATION	SCALE	CIRCUIT	ORDER NO.
5045	D3	650X	Exhibit 'A'	N.T.S.	AR41	98596229



NOTES

CNP WILL NOT ALLOW OTHER FACILITIES TO PASS BENEATH ITS EQUIPMENT PAD.

THE CUSTOMER MUST MAINTAIN A 5' HORIZONTAL CLEARANCE FROM PARALLEL UTILITIES, AND A 1' VERTICAL CLEARANCE WHEN CROSSING UTILITIES.

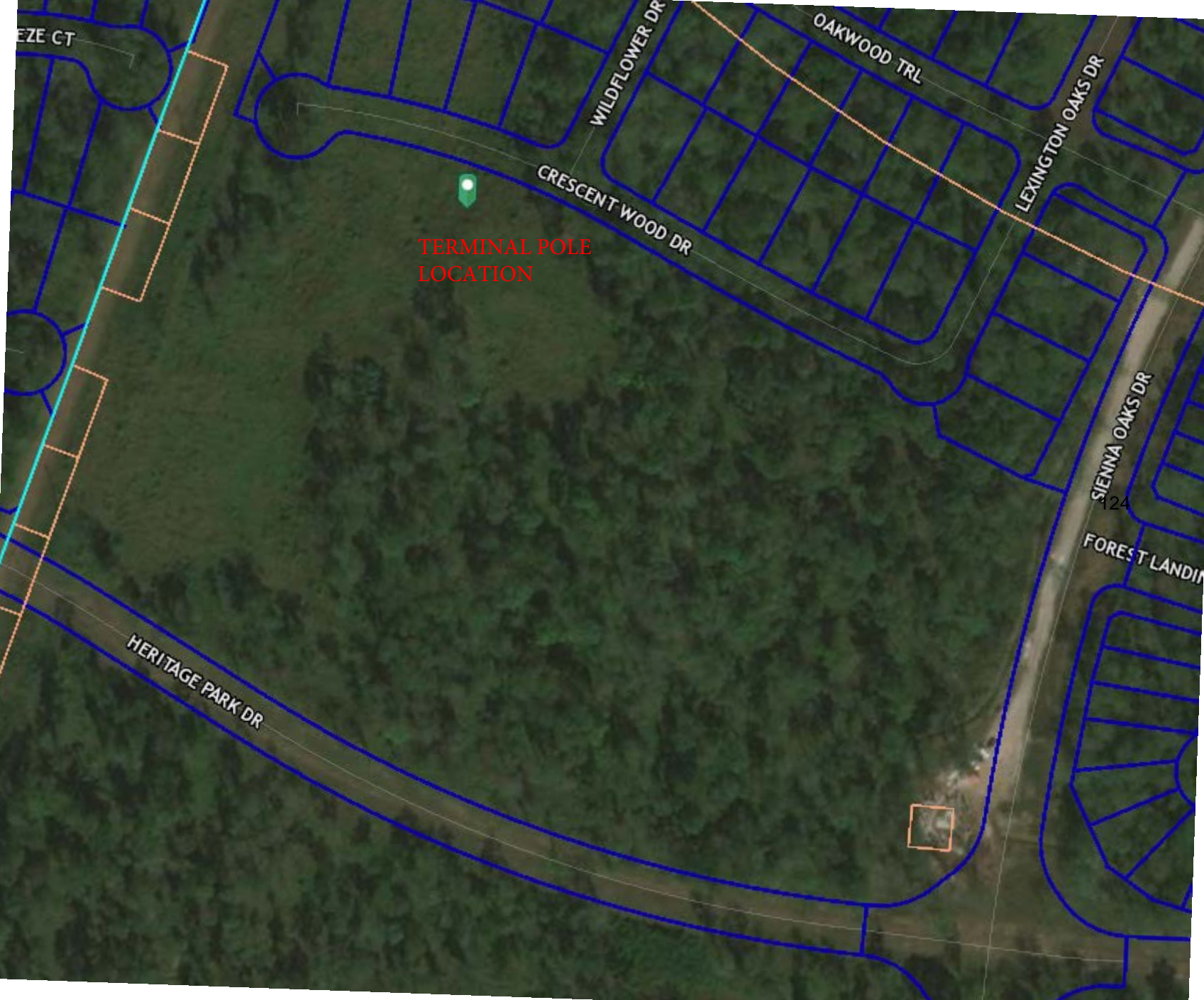
REQUIRED MINIMUM 12' WIDE ALL-WEATHER HS-20-44 LOADING ACCESS ROAD 10' PAST THE SIDE OF TRANSFORMER. THIS REQUIREMENT IS FOR THE LIFE OF THE SERVICE.

METER TO BE MOUNTED ON THE SIDE OF THE TRANSFORMER BY CNP.

ALL EQUIPMENT PADS & DUCTBANK EXCLUSIVE EASEMENTS TO BE ACQUIRED BY CNP.

CONDUIT RISERS AT POLE CANNOT BE INSPECTED UNTIL POLE IS INSTALLED

NO OTHER UTILITIES CAN RISER ON TERMINAL POLE



TERMINAL POLE
LOCATION

EZE CT

WILDFLOWER DR

OAKWOOD TRL

LEXINGTON OAKS DR

CRESCENT WOOD DR

SIENNA OAKS DR

424

FOREST LANDING

HERITAGE PARK DR



For: Fort Bend ISD Board of Trustees
Date: December 13, 2021
Action: Approve: Easement at Kempner HS
References: Board Policy CV (Local)
District Goal Scalable Systems
Department: Operations

Recommendation

Consideration and possible approval to execute a water line easement with the City of Sugar Land along the west side of the FBISD Kempner High School campus located at Voss Rd. and authorization for the Board President and/or designee to negotiate and execute this easement.

Summary

The City of Sugar Land desires to obtain a water line easement for Kemper High School related to the Bond 2018 PKG010 Fine Arts Addition Project.

This agreement would allow the City of Sugar Land to access the underground water line serving the life safety system at Kempner High School to service as needed.

Recommended by:

Dr. Christie Whitbeck
Superintendent of Schools

Submitted by:

Oscar Perez
Chief Operations Officer

DEDICATION OF EASEMENT FOR WATER FACILITIES

DATE: On the latest of the dates signed by Grantor and City

GRANTOR: Fort Bend Independent School District

GRANTOR'S MAILING ADDRESS: 16431 Lexington Blvd.
Sugar Land, TX 4479

GRANTEE: City of Sugar Land

CITY'S MAILING ADDRESS: P.O. Box 110
Sugar Land, TX 77487

EASEMENT DESCRIBED: 0.3591 acre (15,641 square foot) tract of land located in the A. Hodge League, Abstract Number 32, City of Sugar Land, Fort Bend County, Texas, said 0.3591 acre tract being out of and a part of F.B.I.S.D. High School No. 4 Division, a subdivision recorded under Slide No. 915B of the Fort Bend County Map Records (F.B.C.M.R.) and being out of and a part of the called 55.8859 acre tract described in the deed to Fort Bend Independent School District, recorded under Volume (Vol.) 1882, Page (Pg.) 1136, Fort Bend County Deed Records (F.B.C.D.R.), said 0.3591 acre tract being more particularly described and shown in Exhibits A and B, attached to and incorporated herein by reference (the "Easement").

DEDICATION AND PURPOSE: Grantor dedicates the Easement to the Grantee for the Grantee's use for the public purpose(s) of constructing, reconstructing, installing, repairing, relocating, operating, and maintaining one or more lines, pipes, conduits, and related facilities for the collection and conveyance of water across, along, under, upon, and through the Easement.

RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY: All easements, rights-of-way, and mineral or royalty reservations or interests affecting the Easement and appearing of record in the Official Public Records of Fort

Bend County, Texas, to the extent that the same are in effect and enforceable against the Easement.

COVENANTS OR CONDITIONS:

1. Grantor may use the Easement for any purpose that does not interfere with Grantee's use of the Easement, but Grantor may not construct, install, or place any permanent structures within the Easement without Grantee's prior written consent.

2. Any rights remaining in or reserved to Grantor herein are specifically subject to compliance with the applicable laws and regulations of any governmental entity or agency, including City's ordinances.

TO HAVE AND TO HOLD the Easement unto the Grantee, its successors and assigns, forever and Grantor does bind itself, its successors and assigns, to warrant and forever defend, all and singular, the Easement and rights unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

(Signature and Notary Pages Follow)

GRANTOR:

Fort Bend Independent School District

By: _____

Name: _____

Title: _____

Date: _____

THE STATE OF TEXAS §

§

COUNTY OF FORT BEND §

This instrument was acknowledged before me this ____ day of _____, 2021, by _____ of Fort Bend Independent School District, on behalf of said independent school district.

Notary Public, State of Texas

Notary's name (printed):

Notary's commission expires:

GRANTEE:

Pursuant to section 2-11(a)(7) of the Code of Ordinances, the City Manager of the City of Sugar Land accepts this Easement on behalf of the City of Sugar Land.

By: _____
Michael W. Goodrum, City Manager

Date: _____

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on _____, 2021, by Michael W. Goodrum, City Manager of the City of Sugar Land, on behalf of the City of Sugar Land.

Notary Public, State of Texas
Notary's name (printed):

Notary's commission expires:

Attachments: Exhibit A – Water Line Metes & Bounds Description
Exhibit B – Water Line Survey Map

AFTER RECORDING RETURN TO:
City of Sugar Land
P. O. Box 110
Sugar Land, TX 77487-0110
Attn: City Secretary

EXHIBIT A

WATER LINE EASEMENT

0.3591 ACRE
15,641 SQUARE FEET
A. HODGE LEAGUE
ABSTRACT NO. 32
CITY OF SUGAR LAND
FORT BEND COUNTY, TEXAS

FIELD NOTE DESCRIPTION of a 0.3591 acre (15,641 square foot) tract of land located in the A. Hodge League, Abstract Number 32, City of Sugar Land, Fort Bend County, Texas and said 0.3591 acre tract of land being out of and a part of F.B.I.S.D High School No. 4 Division, a subdivision recorded under Slide No. 915B of the Fort Bend County Map Records (F.B.C.M.R.) and being out of and a part of the called 55.8859 acre tract described in the deed to Fort Bend Independent School District, recorded under Volume (Vol.) 1882, Page (Pg.) 1136, Fort Bend County Deed Record (F.B.C.D.R.), said 0.3591 acre tract being more particularly described by metes and bounds as follows: (The bearings described herein are oriented to the Texas Coordinate System, South Central Zone, NAD 1983.)

COMMENCING at the northwest corner of said F.B.I.S.D. High School No. 4 Division, in the south Right-Of-Way (R.O.W.) line of Voss Road (based on a width of 100 feet) recorded under Fort Bend County Clerk File Number (F.B.C.C.F. No.) 2002051293 and the northeast corner of the called 168.776 acre tract described in the deed to State Department of Highways & Public Transportation recorded under Vol. 2329, Pg. 50, F.B.C.D.R.;

THENCE, South 01 degrees 04 minutes 39 seconds East, departing the south R.O.W. line of said Voss Road, following the common line of said F.B.I.S.D. High School No. 4 Division and said 168.776 acre tract, a distance of 15.00 feet to the POINT OF BEGINNING and the northwest corner of herein described tract;

THENCE, departing said common line of 168.776 acre tract and over and across said F.B.I.S.D. High School No. 4 Division plat the following courses and distances;

1. North 87 degrees 57 minutes 01 seconds East, a distance of 16.00 feet, to the northeast corner of the herein described tract;
2. South 01 degrees 04 minutes 39 seconds East, a distance of 493.82 feet, to an angle in the east line of the herein described tract;
3. South 00 degrees 59 minutes 34 seconds East, a distance of 232.48 feet, to an angle in the east line of the herein described tract;
4. South 00 degrees 48 minutes 27 seconds East, a distance of 25.58 feet, to an interior corner of the herein described tract;
5. South 60 degrees 44 minutes 05 seconds East, a distance of 106.49 feet, to an interior corner of the herein described tract;

6. North 87 degrees 58 minutes 29 seconds East, a distance of 105.82 feet, to an exterior corner of the herein described tract;

7. South 02 degrees 01 minutes 31 seconds East, a distance of 16.00 feet, to the southeast corner of the herein described tract;

8. South 87 degrees 58 minutes 29 seconds West, a distance of 110.18 feet, to an exterior corner of the herein described tract;

9. North 60 degrees 46 minutes 04 seconds West, a distance of 120.28 feet, to the common line of aforesaid F.B.I.S.D. High School No. 4 Division plat and aforesaid 168.776 acre tract, being the southwest corner of the herein described tract;

THENCE, North 00 degrees 48 minutes 27 seconds, West, along said common line, a distance of 34.79 feet to an angle in the west line of there herein described tract;

THENCE, North 00 degrees 59 minutes 34 seconds West, continuing along said common line, a distance of 232.44 feet, to an angle in the west line of the herein described tract;

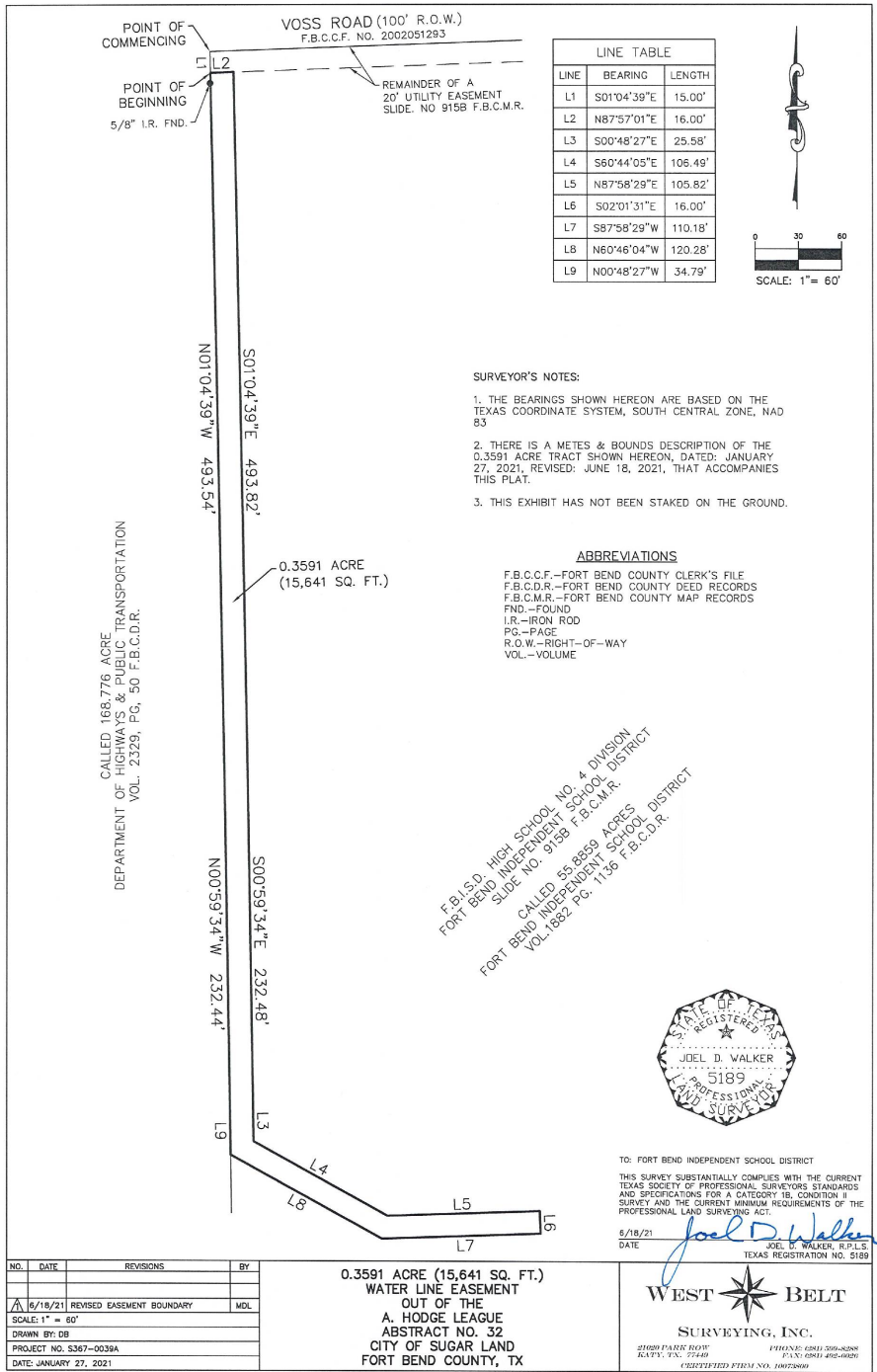
THENCE, North 01 degrees 04 minutes 39 seconds West, continuing along said common line, a distance of 493.54 feet, to the point of beginning and containing a computed area of 0.3591 acres (15,641 square feet) of land as depicted on the Water Line Easement Exhibit dated: January 20, 2021, revised: June 18, 2021, prepared by West Belt Surveying, Inc., Project No. S367-0039A.

West Belt Surveying, Inc.
Certified Firm No. 10073800
21020 Park Row
Katy, Texas 77449
(281) 599-8288



Joel D. Walker
Joel D. Walker Date: 6/18/21
Texas Registration No. 5189

EXHIBIT B



Voss Rd

Voss Rd

Voss Rd

Voss Rd

IH KEMPNER SR
HIGH SCHOOL

Children's Lighthouse of
Sugar Land - Imperial

Kempner High
School Baseball

Kempner Stadium



Google