

Notice of Special Called Meeting
The Board of Trustees
Fort Bend Independent School District

Monday, October 2, 2023

This is Notice that the Fort Bend Independent School District Board of Trustees will hold a Special Called Meeting on Monday, October 2, 2023, beginning at 6:00 PM in the Board Room of the Fort Bend ISD Administration Building, 16431 Lexington Blvd., Sugar Land, TX 77479.

The agenda packet for the meeting is available at <https://meetings.boardbook.org/Public/Organization/649>.

Members of the public may view the live stream of the meeting at the following address:

<https://www.fortbendisd.com/Page/124962>

1. Call to order
2. Board Committee Reports
 - A. Budget Committee
 - B. Policy Committee
3. Public Comment
4. 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
5. Reconvene in Open Session
6. Consider Action on Closed Session Items
7. Information
 - A. Efficiency Audit Update 5
8. Review
 - A. **Fort Bend ISD Board of Trustees Meeting Minutes:** Consideration and approval of the minutes of the Fort Bend ISD Board of Trustees meetings and/or public hearings on the following dates: 54
 1. July 24, 2023 Regular Business Meeting 55
 2. July 27, 2023 Special Called Meeting - EIC Policy Workshop 68
 3. August 07, 2023 Called Meeting and Agenda Review 72
 4. August 14, 2023 Special Called Meeting 84
 5. August 21, 2023 Special Called Meeting - Public Tax Rate Hearing 88
 6. August 21, 2023 Regular Business Meeting 91
 7. August 23, 2023 Special Called Meeting - Superintendent Evaluation Review 102
 8. August 25, 2023 Special Called Meeting - VATRE Workshop 103

9. August 28, 2023 Special Called Meeting - VATRE Funding Allocation	106
B. Policies CKC (Local), EIF (Local), FC (Local), and FEC (Local): Consideration and approval of proposed revision of the following local policies:	109
1. CKC (Local) - Safety Program / Risk Management: Emergency Plan	111
2. EIF (Local) - Academic Achievement: Graduation	113
3. FC (Local) - School Attendance Areas	116
4. FEC (Local) - Attendance: Attendance for Credit	135
C. International Student Travel: Consideration and approval of international travel during the summer of 2024 by Clements High School and Travis High School students. Students can participate in the 2024 German-American Partnership Program (GAPP) in Germany.	141
D. Budget Amendment: Consideration and approval of a General Fund and Debt Service Fund budget amendment for 2023-24.	142
E. Review of proposed expenses that exceed \$50,000: Specifically for:	
1. Job Order Contracting Services (JOC) for Demolition: Consideration and approval of a construction services agreement with Job Order Contract (JOC) JR Thomas Group for the demolition of the existing Briargate Elementary School (BP001), for a not-to-exceed construction cost of \$750,000 and authorization for the Superintendent to negotiate and execute or terminate the contract.	145
2. Phase 3 Professional Services for 2023 Bond and Non-Bond Projects: Consideration and approval of Phase 3 - Professional Service Firms to provide Bond 2023 services not-to-exceed amount of \$20,000,000 and non-bond services for not-to-exceed amount of \$5,000,000, and authorization for the Superintendent to negotiate and execute the contracts with the identified firms.	148
3. Online Registration and Payment System: Consideration and approval for the use of an online registration and payment system from Eleyo in an amount not to exceed \$1,581,806 and authorization for the Superintendent to negotiate and execute the agreement through October 2028.	154
4. Staff and Student Identification Cards: Consideration and approval for the purchase of student and staff identification cards from CI Solutions through the Interlocal Purchasing System in an amount not to exceed \$1,769,415 and authorization for the Superintendent to negotiate and execute the agreements through January 31, 2028.	159
5. School Bus Parts, Services, and Related Items: Consideration and approval for the purchase of school bus parts, services, and related items with multiple vendors under the cooperative contracts in an amount not-to-exceed \$3,170,000 and authorization for the Superintendent to negotiate and execute the agreements	163

through May 31, 2025.

6. Police Worn Body Cameras and Related Items and Services: Consideration and approval for the purchase of Police Worn Body Cameras and Related Items and Services from Axom Enterprise, Inc, in an amount not-to-exceed \$447,000 and authorization for the Superintendent to negotiate and execute the agreement through October 2028. **165**

7. High School Graduation Diplomas and Related Items: Consideration and approval for the purchase of high school graduation diplomas and related items from multiple vendors and authorization for the Superintendent to negotiate and execute the agreements through May 2027. **167**

8. PE and Athletic Supplies, Equipment and Related Items: Consideration and approval for the purchase of Physical Education (PE) and Athletic Supplies, Equipment, and related items from multiple vendors in an amount not to exceed \$1,735,400 and authorization for the Superintendent to negotiate and execute the agreements through October 2028. **169**

9. CHS CMaR: Consideration and approval of Durotech, Inc. as Construction Manager-at-Risk (CMAR) for BP003 Clements High School Rebuild, and authorization for the Superintendent to negotiate and execute or terminate the contract. **175**

10. Mission Bend Elementary GMP1: Consideration and approval of a Guaranteed Maximum Price (GMP) Phase 1 for demolition of (BP002) Mission Bend Elementary School and an Allowance for Long Lead Items for a not-to-exceed \$3,543,770, and authorization for the Superintendent to execute and/or terminate the GMP Phase #1. **179**

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

10. Reconvene in Open Session

11. Consider Action on Closed Session Items

12. Action

A. Nomination of Fort Bend Central Appraisal District Board of Directors: Consideration and nomination of candidates for election to the Fort Bend Central Appraisal District Board of Directors. **182**

13. Adjournment

If, during the meeting, discussion of any item on the agenda should be held in a closed meeting, the Board will conduct a closed meeting in accordance with the Texas Open Meetings Act, Government Code, Chapter 551, Subchapters D and E or Texas Government Code section 418.183(f). Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions, or decisions will be taken in an open meeting. [See BEC (LEGAL)]

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

- Goal 1: Fort Bend ISD will provide rigorous and relevant curriculum and deliver instruction that is responsive to the needs of all students.
- Goal 2: Fort Bend ISD will provide a positive culture and climate that provides a safe and supportive environment for learning and working.
- Goal 3: Fort Bend ISD will recruit, develop, and retain high quality teachers and staff.
- Goal 4: Fort Bend ISD will engage students, parents, staff, and the community through ongoing communication, opportunities for collaboration and innovation, and partnerships that support the learning community.
- Goal 5: Fort Bend ISD will utilize financial, material, and human capital resources to maximize district outcomes and student achievement.

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Information: Efficiency Audit
References: Board Policy CFA (Legal)
Board Governance
Department: Business and Finance

Summary

In June 2023, 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).

August 21, 2023, the Board of Trustees adopted an ad-valorem tax rate of \$0.9892 for the 2023-24 school year (2023 tax year) and called for a Voter-Approval Tax Rate Election to be held on November 7, 2023. The district is required to conduct an efficiency audit as prescribed by House Bill 3 from the 86th Legislature prior to conducting a Voter-Approval Tax Rate Election (“VATRE”). The results of the audit will be published on the district’s website and opportunities for public comment will be provided at least 30 days before the day of the election as required by law.

Whitley Penn has completed the efficiency audit, and the results and findings of the audit will be discussed.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Bryan Guinn
Chief Financial Officer

EFFICIENCY AUDIT RESULTS

Fort Bend Independent School District

Purpose

- 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).
- The results of the agreed-upon procedures (AUP) 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.

Guidelines for the AUP

- 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

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

Fort Bend ISD's Peer Districts

1. Aldine ISD
2. Arlington ISD
3. Austin ISD
4. Conroe ISD
5. Cypress-Fairbanks ISD
6. Fort Worth ISD
7. Frisco ISD
8. Garland ISD
9. Katy ISD
10. Klein ISD
11. North East ISD
12. Northside ISD
13. Pasadena ISD

2021 – 2022 Accountability Rating



District

Rating - “B”



District Score - 89/100

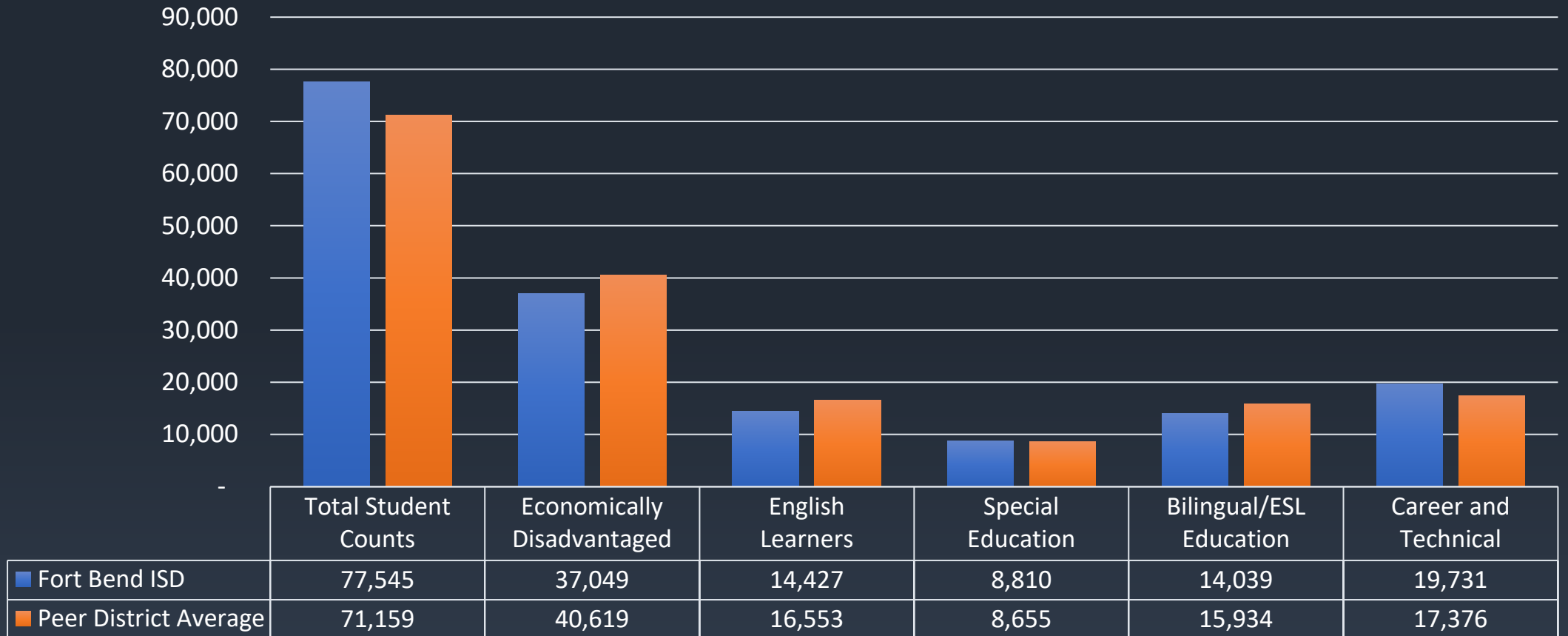


Peer Districts Average Rating
and Score - “B” 87/100

School FIRST

- The State's school financial accountability rating system is known as the School Financial Integrity Rating System of Texas (FIRST).
- Fort Bend ISD's 2023 FIRST rating based on 2021 - 2022 financial data was Superior Achievement ("A").
- Letter ratings began with the 2016 rating. The District has earned a Superior Achievement ("A") rating from 2016 to 2023.

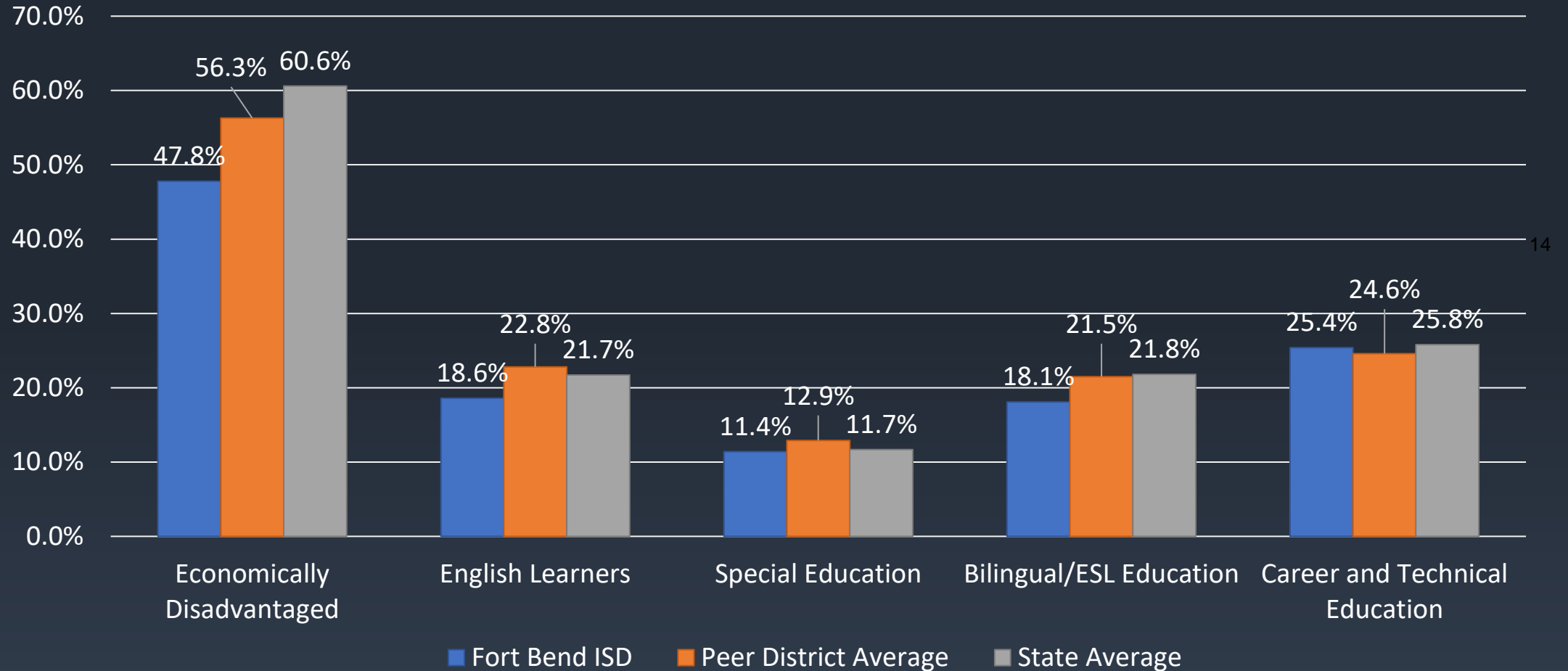
Student Counts and Characteristics



13

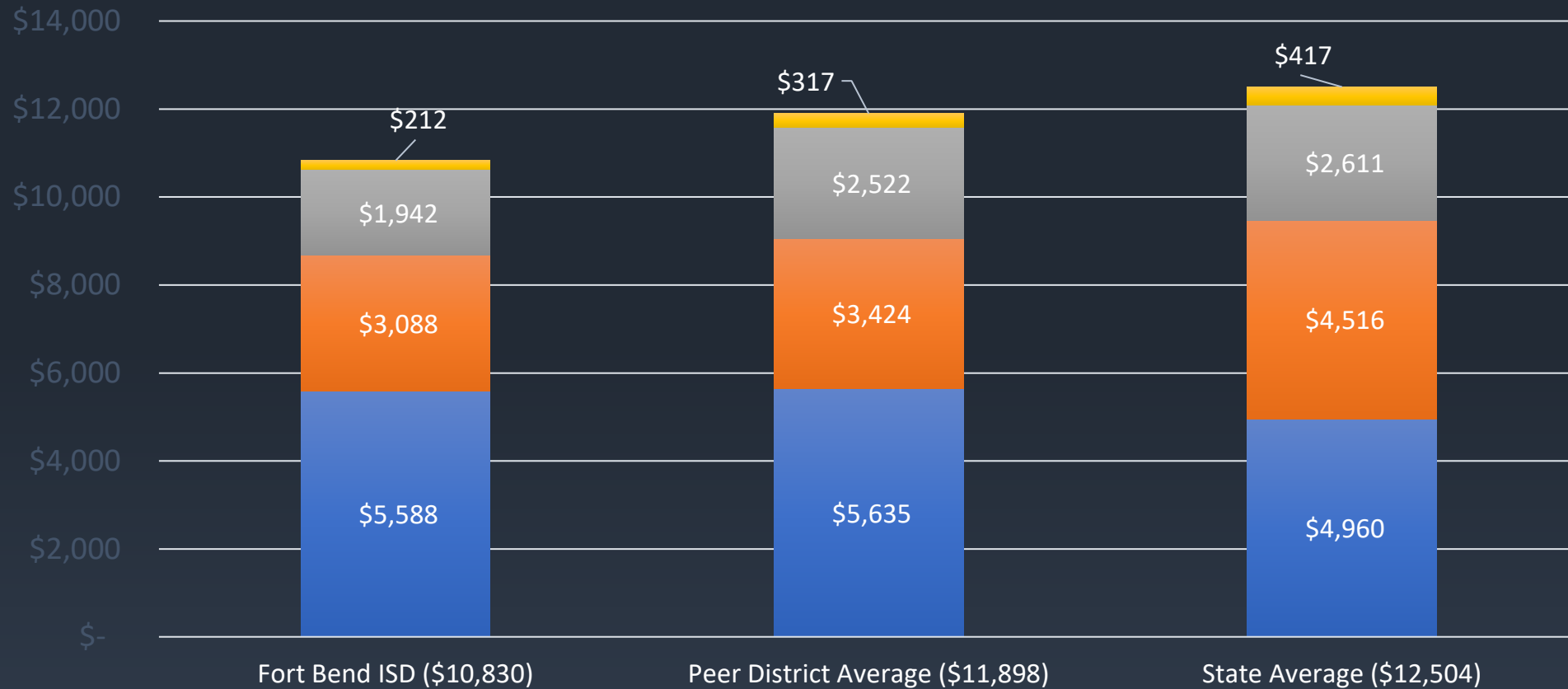
Student Characteristics

As a Percentage of Total Student Counts



Total Revenues Per Student

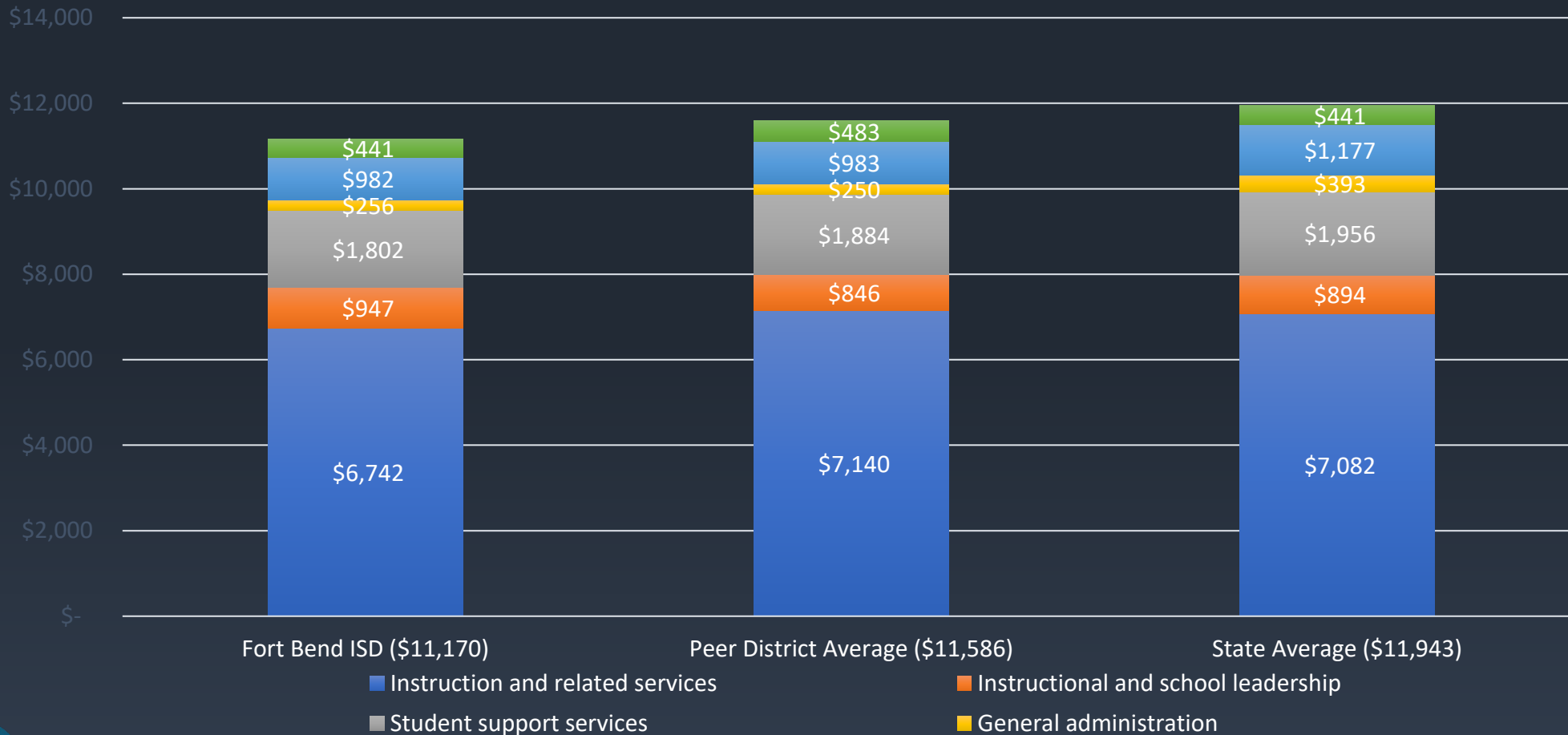
(General Fund and Special Revenue Funds, including Child Nutrition)



15

Total Expenditures Per Student

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

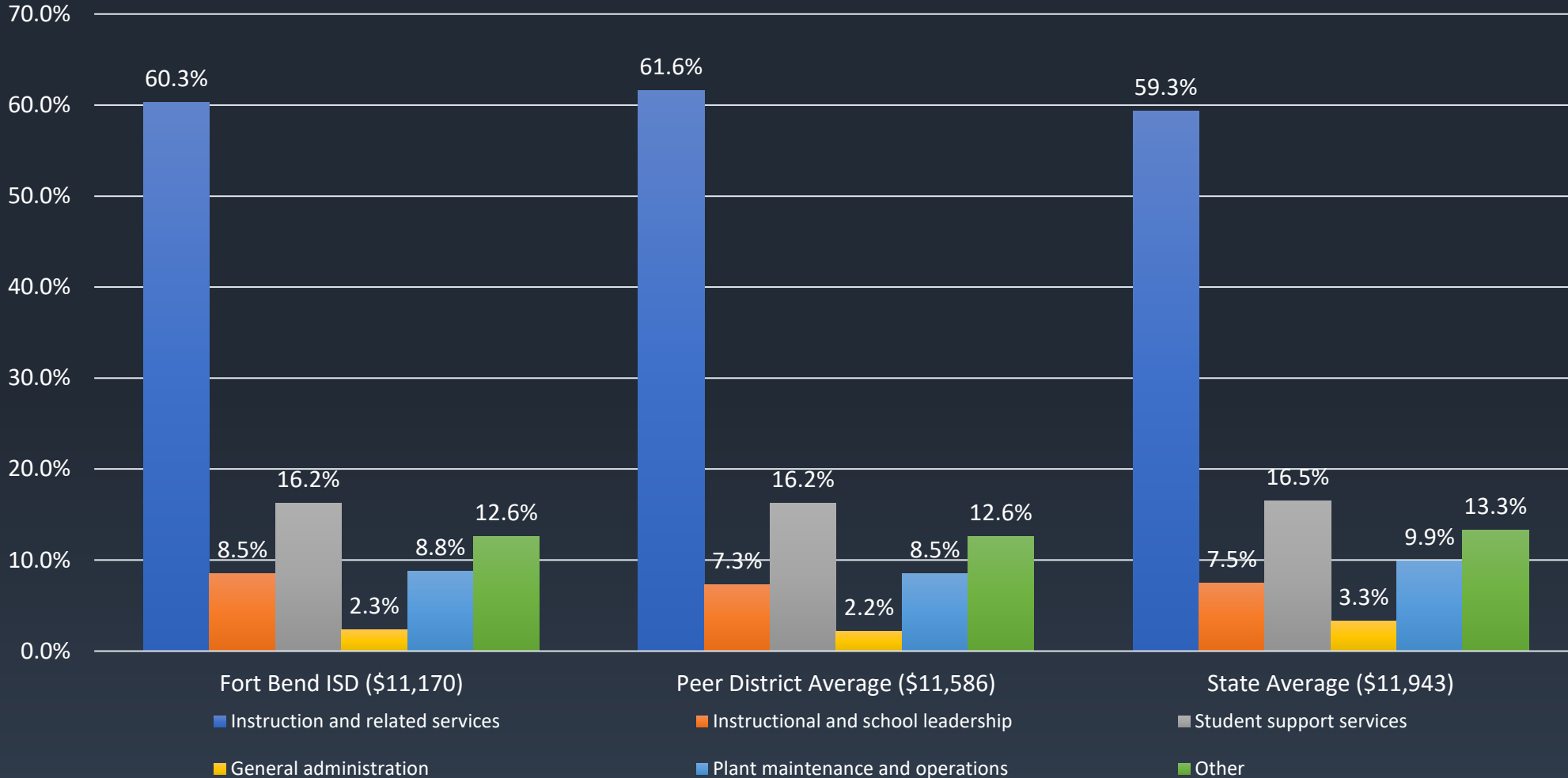


16

Note: Includes TRS on-behalf (about \$474 per student)

Percentage of Expenditures

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

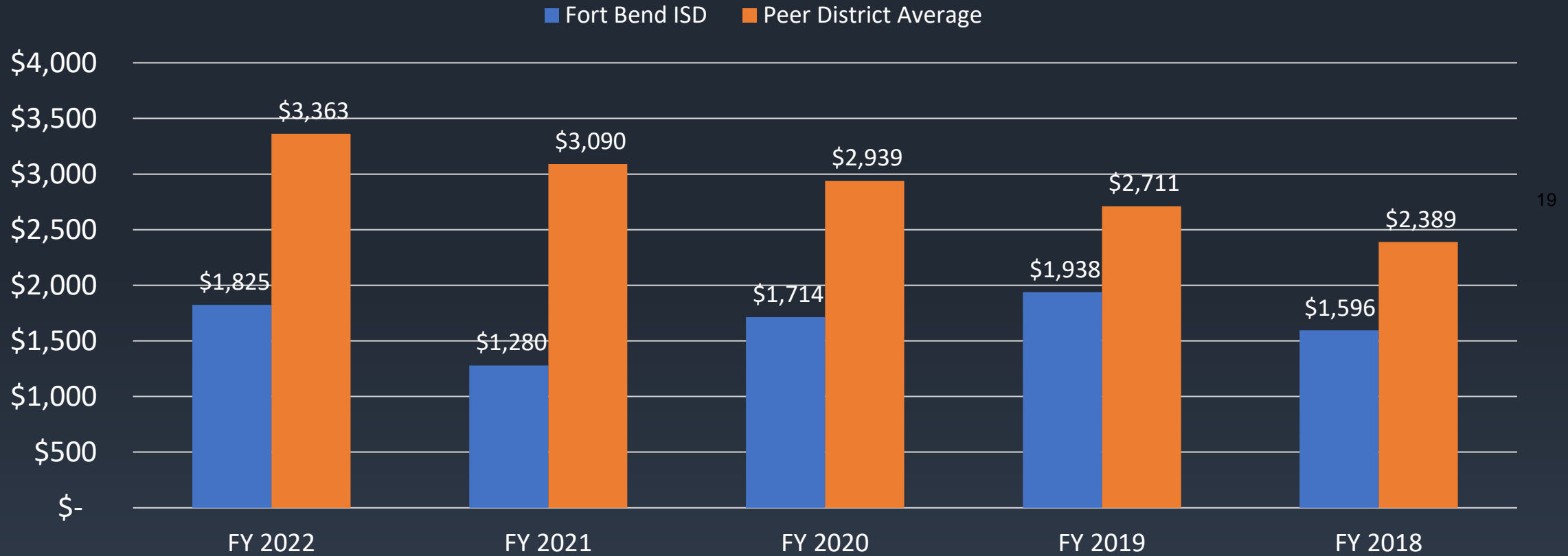


Payroll Cost and Other Staffing Data

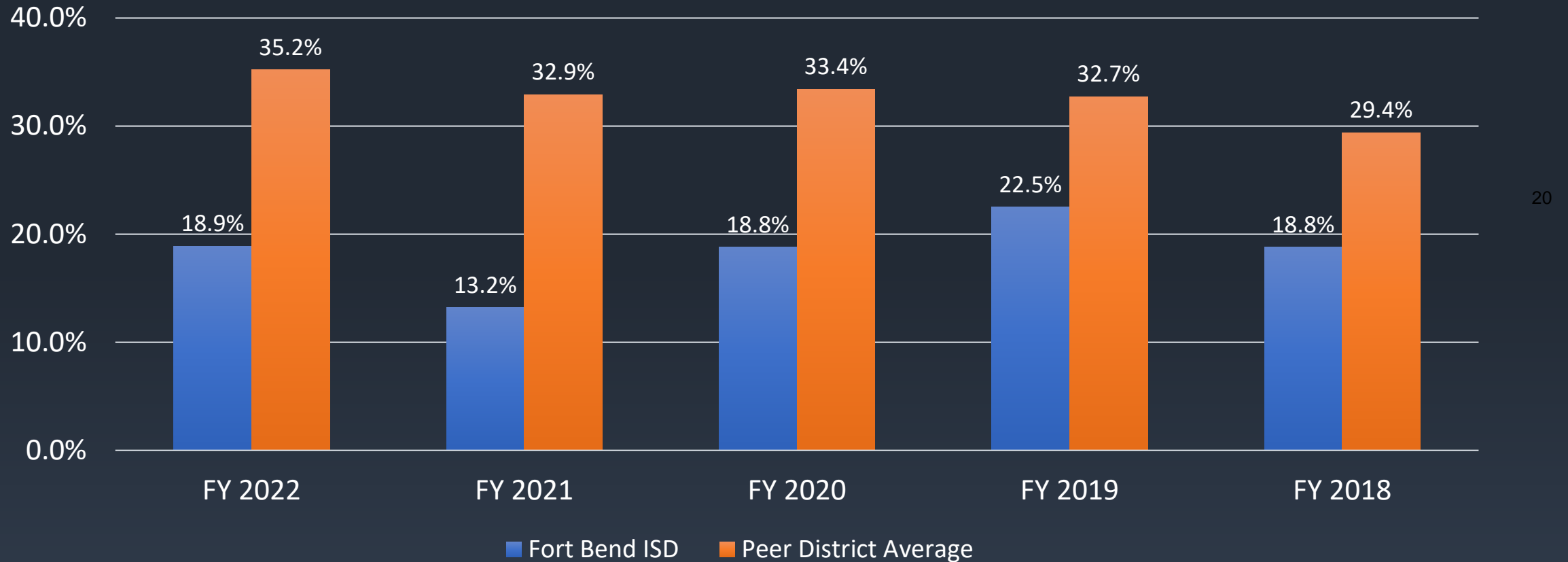
	Fort Bend ISD	Peer District Average	State Average
Payroll (All Funds)	84.7%	82.5%	78.0%
Average Teacher Salary*	\$65,212	\$62,081	\$58,887
Teaching Staff (% of Total Staff)	48.1%	50.0%	49.3%
Students per Teaching Staff	15.3	14.7	14.6
Students Per Total Staff	7.5	7.4	7.2

*Fort Bend ISD starting teacher salary = \$59,500
Peer district average starting teacher salary = \$60,343

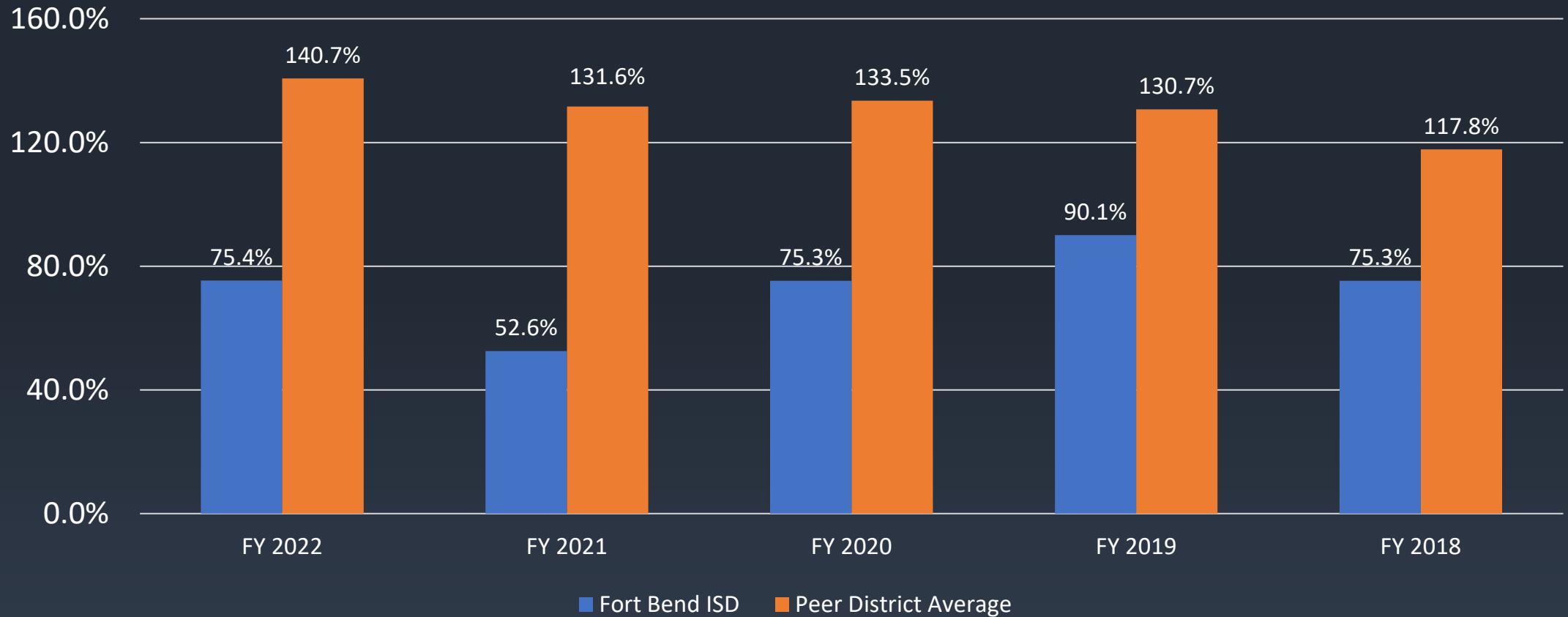
General Fund Unassigned Fund Balance Per Student



General Fund Unassigned Fund Balance as a % of Operating Expenditures

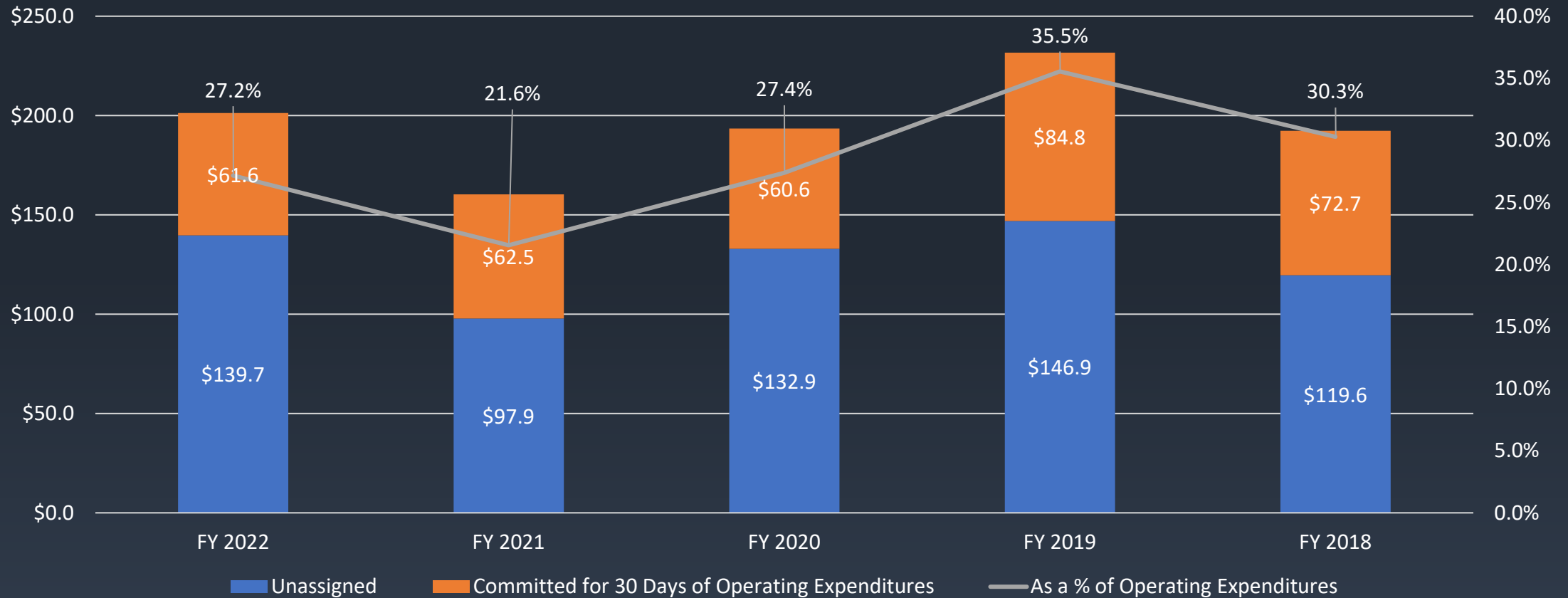


General Fund Unassigned Fund Balance as a % of 3-Month Operating Expenditures



21

Fort Bend ISD General Fund Balance (in millions)



22



**FORT BEND
INDEPENDENT SCHOOL DISTRICT**

**AGREED-UPON PROCEDURES RELATED TO THE DISTRICT'S
VOTER-APPROVAL TAX RATE ELECTION**

**Data for the Year Ended
June 30, 2022**

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**INDEPENDENT ACCOUNTANT'S
REPORT ON APPLYING AGREED-UPON PROCEDURES**

To the Board of Trustees and Citizens
of Fort Bend Independent School District

We have performed the agreed-upon procedures enumerated below, which were agreed to by Fort Bend Independent School District (the "District"), solely for the purpose of reporting our findings regarding the results of the procedures as compared to the criteria set forth in the Legislative Budget Board (LBB) House Bill 3 Efficiency Audit Guidelines in relation to the District's peer districts.

This agreed-upon procedures engagement was performed in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of the District. Consequently, we make no representations regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

We were not engaged to and did not conduct an examination or review, the objective of which would be the expression of an opinion or conclusion. Accordingly, we do not express an opinion or conclusion. Our report includes specific findings based on the procedures performed. Had we been engaged to perform additional procedures; other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of District management and the Board of Trustees and is not intended to be and should not be used by anyone other than these specified parties.

Houston, Texas
October 2, 2023

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION I - EXECUTIVE SUMMARY

Overview of Procedures Performed

In conducting the agreed-upon procedures for the District, we gained an understanding of the District’s fiscal management, efficiency and utilization of resources, and whether the District has implemented best practices utilized by Texas school districts. This was accomplished by analyzing data from the year ended June 30, 2023 and prior, maintained by the Texas Education Agency (“TEA”) and the District. An overview of the objectives and approach performed during the agreed-upon procedures are provided in Section III of this report.

District data on accountability, students, staffing and finances, with peer districts and state comparisons are described in Section IV of this report.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION II - KEY INFORMATION ABOUT THE DISTRICT

Fort Bend Independent School District (“the District”), is holding an election to increase the District’s maintenance and operations property tax rate in tax year 2023 (fiscal year 2024). Maintenance and Operations (M&O) taxes are for the operation of public schools. The District held a voter-approval tax ratification election in November 2022 that did not pass.

The M&O tax rate for fiscal years 2022 and 2023 were \$0.9201 and \$0.8646, respectively. The M&O tax rate will be further compressed for fiscal year 2024 to \$0.6792, which does not include any cents from a voter-approval tax rate election (VATRE) that passes. District administration proposed an M&O tax rate above the voter-approval tax rate that, when approved by the Board of Trustees on August 23, 2023, triggered a voter-approval tax rate election (“VATRE”). This efficiency audit was performed to comply with State law and to provide full transparency to taxpayers.

Fiscal Year	Tax Year	Maintenance & Operations	Interest & Sinking	Total
2019	2018	\$1.0600	\$0.2600	\$1.3200
2020	2019	\$0.9900	\$0.2800	\$1.2700
2021	2020	\$0.9502	\$0.2900	\$1.2402
2022	2021	\$0.9201	\$0.2900	\$1.2101
2023	2022	\$0.8646	\$0.2700	\$1.1346
2024*	2023	\$0.6792	\$0.2700	\$0.9492
2024^	2023	\$0.7192	\$0.2700	\$0.9892

*Tax rate that does not include any VATRE cents.
^Tax rate that does include the \$0.04 VATRE cents.

The estimated revenue from the FY 2023-24 from the proposed \$0.04 cent increase in tax rate is \$35.2 million (\$21.9 million in local M&O revenue and \$13.3 million in additional state funds) and represents about 4.7 percent of the 2022-23 amended expenditure budget of \$756.1 million.

The average taxable value of a single-family residential property for tax year 2023 (fiscal year 2024) is \$ 370,630. The average tax bill, as a result of the proposed M&O tax rate increase, is \$2,677, or a \$108 increase compared to what the average resident would pay without an M&O tax rate increase.

If the District’s VATRE passes, the estimated savings in property taxes paid by the owner of a single-family residential property at the current average home value will be \$1,041 when compared property taxes paid in the previous year. If the District’s VATRE does not pass, the estimated savings in property taxes paid by the owner of a single-family residential property at the current average home value will be \$1,145 when compared property taxes paid in the previous year.

Proceeds from a VATRE that passes will be utilized to increase pay to recruit and retain teachers and staff and to fund a state safety mandate for additional security personnel.

The District engaged Whitley Penn, LLP to conduct the agreed-upon procedures, following the guidelines of an efficiency audit established by the Legislative Budget Board. The purpose of the procedures is to inform voters about the District’s fiscal management, efficiency, utilization of resources, and whether the District has implemented best practices. The information includes data and tools that the State of Texas currently utilizes to measure school district efficiency.

Some key information about the District:

- The District’s total operating revenue for all funds for fiscal year 2022 totaled \$10,830 per student, while the peer district average and the State average were \$11,898 per student and \$12,504 per student, respectively.
- Over the last five years, the District’s total average operating revenues for all funds totaled \$9,925 per student, while the peer district average and the State average were \$10,354 per student and \$11,045 per student, respectively.
- Over the last five years, the District’s average General Fund operating revenue per student totaled \$8,730, while the peer district average totaled \$8,895 per student.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION II - KEY INFORMATION ABOUT THE DISTRICT (continued)

- The District’s total operating expenditures for all funds for fiscal year 2022 totaled \$11,170, while the peer district average and the State average were \$11,586 per student and \$11,943 per student, respectively.
- Over the last five years, the District’s average total operating expenditures for all funds totaled \$10,276 per student compared to the peer district average of \$10,274 per student and the State average of \$10,621 per student.
- Over the last five years, the District’s average General Fund operating expenditures per student was \$9,117 per student, while its peer districts average was \$8,816 per student.
- The District has earned a Superior Rating (“A”) for the School Financial Integrity Rating System of Texas (FIRST) for the last five years.
- The Texas Education Agency reviews and tracks the performance of both school districts and individual schools with the Texas A-F Accountability System. The results are posted year-to-year. The District, as a whole, earned an “B” (89 out of 100 points) in 2022 - 2023. The detail by campus for the 2022 - 2023 accountability rating is shown below:

Grade	# of Campuses
A	26
B	41
C	9
Not Rated	6

Additional details and the results of our procedures are included in Section IV.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION III - OBJECTIVES AND APPROACH

Objectives

The objective of our efficiency audit was to assess the District’s fiscal management, efficiency and utilization of resources, and whether the District has implemented best practices utilized by Texas school districts.

Approach

In order to achieve the objectives, set forth above, Whitley Penn, LLP performed the following procedures:

1. Selected 13 peer districts, developed a simple average and used the same comparison group throughout the engagement.
2. Reported on the overall accountability rating (A-to-F and a corresponding scale score of 1 to 100).
3. Compared the District’s peer districts’ average score and listed the following District’s campus information:
 - a. Accountability rating count for each campus level within the District.
 - b. Names of the campuses that received an F accountability rating.
 - c. Campuses that are required to implement a campus turnaround plan.
4. Reported on the District’s School FIRST rating. For a rating of less than A, listed the indicators not met.
5. Reported on student characteristics for the District, the peer districts, and the State including:
 - a. Total Students
 - b. Economically Disadvantaged
 - c. English Learners
 - d. Special Education
 - e. Bilingual/ESL Education
 - f. Career and Technical Education
6. Reported on the attendance rate for the District, the peer districts, and the State.
7. Reported on the five-year enrollment for the District for the most recent school year and four (4) years prior, the average annual percentage change based on the previous five years and the projected next school year.
8. Reported on the following indicators related to the District’s revenue, the peer district average, and the State average and explained any significant variances.
 - a. Local M&O Tax (Retained) (without debt service and recapture)
 - b. State
 - c. Federal
 - d. Other local and intermediate
 - e. Total revenue
9. Reported on the following indicators related to the District’s expenditures, the peer district average, and the State average and explained significant variances from the peer district average, if any. In addition, explained the reasons for the District’s expenditures exceeding revenue, if applicable.
 - a. Instruction
 - b. Instructional resources and media
 - c. Curriculum and staff development
 - d. Instructional leadership
 - e. School leadership
 - f. Guidance counseling services
 - g. Social work services
 - h. Health services
 - i. Transportation
 - j. Food service operation
 - k. Extracurricular
 - l. General administration
 - m. Plant maintenance and operations
 - n. Security and monitoring services
 - o. Data processing services
 - p. Community services
 - q. Total operating expenditures

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION III - OBJECTIVES AND APPROACH (continued)

10. Reported on the following indicators for payroll and select District salary expenditures compared to the peer district average, and the State average and explained any significant variances from the peer district average in any category.
 - a. Payroll as a percentage of all funds
 - b. Average teacher salary
 - c. Average administrative salary
 - d. Superintendent salary
11. Reported on the General Fund operating fund balance, excluding debt service and capital outlay, for the past five years and per student for the District and the peer districts. Analyzed unassigned fund balance per student and as a percentage of three-month operating expenditures and explained any significant variances.
12. Reported the District's allocation of staff, and student-to-teacher and student-to-total staff ratios for the District, its peer districts and the State average. The following staff categories were used:
 - a. Teaching
 - b. Support
 - c. Administrative
 - d. Paraprofessional
 - e. Auxiliary
 - f. Students per total staff
 - g. Students per teaching staff
13. Reported on the District's teacher turnover rate as well as the peer district average and the State average. Reported on the following programs offered by the District, including the number of students served, percentage of enrolled students served, program budget, program budget as a percentage of the District's budget, total staff for the program, and student-to-staff ratio for the program.
 - a. Special Education
 - b. Bilingual Education
 - c. Migrant Programs
 - d. Gifted and Talented Programs
 - e. Career and Technical Education
 - f. Athletics and Extracurricular Activities
 - g. Alternative Education Program/Disciplinary Alternative Education Program
 - h. Juvenile Justice Alternative Education Program
14. Described how the District maximizes available resources from State sources and regional education service centers to develop or implement programs or deliver services.
15. Report on the District's annual external audit report's independent auditor's opinion as required by *Government Auditing Standards*.
16. Explained the basis of the TEA assigning the District a financial-related monitoring/oversight role during the past three years, if applicable.
17. In regards to the District's budget process, provided a response to each of the following questions:
 - a. Does the District's budget planning process include projections for enrollment and staffing?
 - b. Does the District's budget process include monthly and quarterly reviews to determine the status of annual spending?
 - c. Does the District use cost allocation procedures to determine campus budgets and cost centers?
 - d. Does the District analyze educational costs and student needs to determine campus budgets?
18. Provided a description of the District's self-funded program, if any, and analyzed whether program revenues are sufficient to cover program costs.
19. Reported whether the District administrators are evaluated annually and, if so, explained how the results inform District operations.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION III - OBJECTIVES AND APPROACH (continued)

20. In regards to the District's compensation system, provided a response to the following questions:
 - a. Does the District use salary bonuses or merit pay systems? If yes, explain the performance-based systems and the factors used.
 - b. Do the District's salary ranges include minimum, midpoint, and maximum increments to promote compensation equity based on the employee's education, experience, and other relevant factors?
 - c. Does the District periodically adjust its compensation structure using verifiable salary survey information, benchmarking, and comparable salary data?
 - d. Has the District made any internal equity and/or market adjustments to salaries within the past two years?
21. In regards to planning, provided a response for each of the following questions:
 - a. Does the District develop a District Improvement Plan (DIP) annually?
 - b. Do all campuses in the District develop a Campus Improvement Plan (CIP) annually?
 - c. Does the District have an active and current facilities master plan? If yes, does the District consider these factors to inform the plan:
 - i. Does the District use enrollment projections?
 - ii. Does the District analyze facility capacity?
 - iii. Does the District evaluate facility condition?
 - d. Does the District have an active and current energy management plan?
 - e. Does the District maintain a clearly defined staffing formula for staff in maintenance, custodial, food service, and transportation?
22. In regards to District academic information, we will provide a response for each of the following questions:
 - a. Does the District have a teacher mentoring program?
 - b. Are decisions to adopt new programs or discontinue existing programs made based on quantifiable data and research?
 - c. When adopting new programs, does the District define expected results?
 - d. Does the District analyze student test results at the district and/or campus level to design, implement and/or monitor the use of curriculum and instructional programs?
23. Provided a response to the question if the District modifies programs, plans staff development opportunities, or evaluates staff based on analyses of student test results.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS

1. Peer Districts

The Texas Education Agency’s (TEA) Snapshot Peer Search identified a total of 18 peers, including Fort Bend ISD, based on size (50,000 students and over). Using other similar characteristics for tax rate, district type, and Texas Smart Schools, the District selected the thirteen (13) peer districts shown below.

FIGURE 1	
PEER DISTRICTS	
DISTRICT NAME	COUNTY
Aldine ISD	Harris County
Arlington ISD	Tarrant County
Austin ISD	Travis County
Conroe ISD	Montgomery County
Cypress-Fairbanks ISD	Harris County
Fort Worth ISD	Tarrant County
Frisco ISD	Collin County
Garland ISD	Dallas County
Katy ISD	Harris County
Klein ISD	Harris County
North East ISD	Bexar County
Northside ISD	Bexar County
Pasadena ISD	Harris County

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

2. Accountability Rating

The Texas Education Agency (TEA) annually assigns an A-to-F rating and a corresponding scaled score (1 to 100) to each district and campus based on student assessment results and other accountability measures. These are the latest accountability ratings released August 2022.

FIGURE 2
ACCOUNTABILITY RATING COMPARISON
2021 - 2022

	DISTRICT RATING (A-F)	DISTRICT SCORE (1-100)	PEER DISTRICT AVERAGE SCORE (1-100)
Rating/Score	B	89	87

There were no campuses with an “F” rating. The results for the District’s 82 campuses are shown below.

FIGURE 3
ACCOUNTABILITY RATING BY CAMPUS LEVEL
2021 - 2022

	ELEMENTARY SCHOOLS	MIDDLE SCHOOLS	HIGH SCHOOLS
A	18	5	3
B	31	6	4
C	4	3	2
Not Rated	2	-	1
Not Rated: SB 1365	-	1	2

Campuses with F Accountability Rating

None

Campuses with Required to Implement a Campus Turnaround Plan

None

To align with Senate Bill 1365, school districts and campuses received an A, B or C rating or were assigned a label of Not Rated: Senate Bill 1365. This Not Rated: Senate Bill 1365 label was applied when the domain or overall scaled score for a district or campus was less than 70. Campuses assigned a label of Not Rated: Senate Bill 1365 were McAuliffe Middle School, Marshall High School, and Willowridge High School. 37

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

3. Financial Rating

The State of Texas’ school financial accountability rating system, known as the School Financial Integrity Rating System of Texas (FIRST), ensures that Texas public schools are held accountable for the quality of their financial management practices and that they improve those practices. The system is designed to encourage Texas public schools to better manage their financial resources to provide the maximum allocation possible for direct instructional purposes.

The FIRST rating is based on five (5) critical indicators as well as minimum number of points for an additional ten (10) indicators. Beginning with 2016-2017 Rating (based on the 2015-2016 financial data), the Texas Education Agency moved from a “Pass/Fail” system and began assigning a letter rating. The ratings and corresponding points are shown below:

<u>Rating</u>	<u>Points</u>
A = Superior	90 – 100
B = Above Standard	80 - 89
C = Meets Standards	60 – 79
F = Substandard Achievement	Less than 60

The District’s 2022 - 2023 rating based on school year 2021 - 2022 data was an “A” (Superior). The District also earned a Superior Rating in 2019, 2020, 2021, and 2022.

FIGURE 4
SCHOOL FIRST RATING
2023 Rating (Based on School Year 2021-2022 Data)

	<u>DISTRICT RATING (A-F)</u>
Rating	A

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

4. Student Characteristics, Attendance, and 5-Year Enrollment

Student Characteristics

Every student is served differently in public schools based on their unique characteristics. Such data is captured by the Texas Education Agency on an annual basis. Figure 5 provides student counts for five (5) select student characteristics, which are described below:

Economically Disadvantaged – This term has an identical meaning to educationally disadvantaged, which is defined by the Texas Education Code (TEC) §5.001(4) as a student who is “eligible to participate in the national free or reduced-price lunch program”.

English Learners – The Texas Education Agency defines an English Learner as a student who is in the process of acquiring English and has another language as the primary language; it is synonymous with English Language Learner (ELL) and Limited English Proficient (LEP).

Special Education – These are students with a disability as defined by Federal regulations (34 CFR§ 300.304 through 300.311), State of Texas Laws (Texas Education Code §29.003) or the Commissioner’s/State Board of Education Rules (§89.1040).

Bilingual/ESL Education – The Texas Education Code §29.055 describes students enrolled in a bilingual education program as those students in a full-time program of dual-language instruction that provides for learning basic skills in the primary language of the students and for carefully structured and sequenced mastery of the English language skills. Students enrolled in an English as a Second Language (ESL) program receive intensive instruction in English from teachers trained in recognizing and dealing with language differences.

Career and Technical Education – Students enrolled in State approved Career and Technology Education programs.

**FIGURE 5
SELECTED STUDENT CHARACTERISTICS
2021 - 2022**

	TOTAL STUDENT POPULATION COUNT	PERCENTAGE OF STUDENT POPULATION	PEER DISTRICTS AVERAGE PERCENTAGE	STATE AVERAGE PERCENTAGE
Total Students	77,545	100.0%	N/A	N/A
Economically Disadvantaged	37,049	47.8%	58.6%	60.6%
English Learners	14,427	18.6%	24.5%	21.7%
Special Education	8,810	11.4%	11.9%	11.7%
Bilingual/ESL Education	14,039	18.1%	23.8%	21.8%
Career and Technical Education	19,731	25.4%	24.5%	25.8%

SOURCE: Texas Education Agency, Texas Academic Performance Reports

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

4. Student Characteristics, Attendance, and 5-Year Enrollment (continued)

Student Characteristics (continued)

There are 5.4 million students served by public schools in the State of Texas. Of those students, 3.3 million or 60.6 percent are economically disadvantaged. The percentage of economically disadvantaged students served by the District compared to its total student population totaled 47.8 percent, which is 10.8 percent and 12.8 percent less than the peer district average and the State average, respectively. Aldine Independent School District had the highest economically disadvantaged student percentage of 89.8 percent, while Frisco Independent School District had the lowest economically disadvantaged student percentage of 12.8 percent.

The peer district average total student count was 71,159. Of the peer districts evaluated, Cypress-Fairbanks Independent School District had the highest total student count of 117,217, while Pasadena Independent School District had the lowest student count of 49,326.

Attendance

**FIGURE 6
ATTENDANCE RATE
2020 - 2021**

	DISTRICT TOTAL	PEER DISTRICTS AVERAGE	STATE AVERAGE
Attendance Rate	96.3%	95.2%	95.0%

SOURCE: Texas Education Agency, Public Education Information Management System District Attendance, Graduation, and Dropout Rates Reports

A school district’s State Funding is a complex calculation with many inputs. One of the primary drivers used in the calculation is student attendance. The District’s attendance rate is 1.1 percent and 1.3 percent greater than the peer district average and the state average, respectively. It should be noted that the District’s 2020 - 2021 attendance rate has decreased from the 2019 - 2020 attendance rate of 98.6 percent, a decrease of 2.3 percent. The District’s attendance rate for the 2021 - 2022 is currently unavailable.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

4. Student Characteristics, Attendance, and 5-Year Enrollment (continued)

Five-Year Enrollment

The attendance rate should be evaluated in conjunction with the number of students enrolled. As shown in Figure 7, the District has experienced an average annual increase over the last five years of 1.02 percent. The increase in enrollment from 2022 to 2023 is 2.73 percent.

FIGURE 7
5-YEAR ENROLLMENT
2018 - 2022

	ENROLLMENT	% CHANGE
2022	77,545	1.06%
2021	76,735	-1.31%
2020	77,756	2.58%
2019	75,797	1.12%
2018	74,957	1.64%
Average annual percentage change based on the previous five years		1.02%
2023 (1)	79,660	2.73%
Average annual percentage change based on the previous five years and 2023		1.30%

Note (1) Based on fiscal year 2023 PEIMS Data Submission

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

5. District Revenue

**FIGURE 8
DISTRICT TAX REVENUE
2021-2022**

	DISTRICT		PEER DISTRICT AVERAGE		STATE AVERAGE	
	REVENUE PER STUDENT	PERCENTAGE OF TOTAL	REVENUE PER STUDENT	PERCENTAGE OF TOTAL	REVENUE PER STUDENT	PERCENTAGE OF TOTAL
Local M&O Tax (Retained) (1)	\$ 5,588	51.6%	\$ 5,635	47.4%	\$ 4,960	39.7%
State (2)	3,088	28.5%	3,424	28.8%	4,516	36.1%
Federal	1,942	17.9%	2,522	21.2%	2,611	20.9%
Other Local and Intermediate	212	2.0%	317	2.7%	417	3.3%
Total Revenue	\$ 10,830	100.0%	\$ 11,898	100.0%	\$ 12,504	100.0%

Note: (1) Excludes recapture
(2) Excludes TRS on-behalf revenue

SOURCE: Texas Education Agency, Public Education Information Management System District Financial Actual Reports

The financial data above includes all funds, except for the District’s capital projects fund and debt service fund. Approximately \$36.2 million of the Teacher Retirement System (TRS) contributions made by the State of Texas on-behalf of the District were excluded from the State revenue total. In accordance with Governmental Accounting Standards Board, on-behalf contributions must be recorded as both revenues and expenditures. However, the source reports used for this analysis includes on-behalf expenditures. The on-behalf contributions of \$36.2 million equate to \$474 per student.

In 2022, the District recognized \$1,068 and \$1,674 less revenue per student compared to the peer district average and the State average, respectively.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

6. District Expenditures

**FIGURE 9
DISTRICT ACTUAL OPERATING EXPENDITURES
2021-2022**

	DISTRICT		PEER DISTRICT AVERAGE		STATE AVERAGE	
	EXPENDITURES PER STUDENT	PERCENTAGE OF TOTAL	EXPENDITURES PER STUDENT	PERCENTAGE OF TOTAL	EXPENDITURES PER STUDENT	PERCENTAGE OF TOTAL
Instruction	\$ 6,330	56.7%	\$ 6,687	57.7%	\$ 6,671	55.9%
Instructional Resources and Media	116	1.0%	124	1.1%	120	1.0%
Curriculum and Staff Development	296	2.6%	330	2.8%	291	2.4%
Instructional Leadership	269	2.4%	188	1.6%	206	1.7%
School Leadership	678	6.1%	658	5.7%	688	5.8%
Guidance Counseling Services	543	4.9%	523	4.5%	468	3.9%
Social Work Services	40	0.4%	45	0.4%	43	0.4%
Health Services	176	1.6%	133	1.1%	139	1.2%
Transportation	323	2.9%	368	3.2%	353	3.0%
Food Service Operation	418	3.7%	537	4.6%	598	5.0%
Extracurricular	302	2.7%	278	2.4%	355	3.0%
General Administration	256	2.3%	250	2.2%	393	3.3%
Plant Maintenance and Operations	982	8.8%	983	8.5%	1,177	9.9%
Security and Monitoring Services	139	1.2%	133	1.1%	131	1.1%
Data Processing Services	276	2.5%	283	2.4%	246	2.1%
Community Services	26	0.2%	66	0.6%	60	0.5%
Fund Raising (Charter Schools only)	-	0.0%	-	0.0%	4	0.0%
Total Operating Expenditures	\$ 11,170	100%	\$ 11,586	100%	\$ 11,943	100%

Note: (1) Includes TRS on-behalf expenditures

SOURCE: Texas Education Agency, Public Education Information Management System District Financial Actual Reports

Capital outlay, debt service payments and other intergovernmental expenditures are not considered operating expenditures.

In 2022, the District expended \$416 and \$773 less per student compared to the peer district average and the State average, respectively.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

7. District Payroll Expenditures Summary

**FIGURE 10
PAYROLL EXPENDITURE SUMMARY
2021-2022**

	DISTRICT	PEER DISTRICT AVERAGE	STATE AVERAGE
Payroll as a Percentage of All Funds	84.7%	82.5%	78.0%
Average Teacher Salary	\$ 65,212	\$ 62,081	\$ 58,887
Average Administrative Salary	\$ 124,120	\$ 110,845	\$ 98,894
Superintendent Salary	\$ 370,000	\$ 403,582	\$ 159,385

SOURCE: Texas Education Agency, Public Education Information Management System
District Financial Actual Reports

The District spends more on payroll costs than its peer districts average and the State average. Also, the District, on average, spends more per teacher than the peer district average and the State average. However, teacher salary is based on years of experience and a district’s adopted salary schedule. The District’s starting pay rate for teachers of \$59,500 is \$843 less than the peer district average starting pay rate for teachers of \$60,343.

The average administrative salary is greater than the two comparison groups. The Superintendent’s salary is less than its peer district average but greater than the State average. It is important to note that the data for the State average is comprised of school districts across the State with enrollments ranging from 24 to 194,607 students.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

8. Fund Balance

**FIGURE 11
GENERAL FUND BALANCE
2018 - 2022**

YEAR	DISTRICT			PEER DISTRICT AVERAGE (1)		
	GENERAL FUND UNASSIGNED FUND BALANCE PER STUDENT	GENERAL FUND UNASSIGNED FUND BALANCE AS A PERCENTAGE OF OPERATING EXPENDITURES	GENERAL FUND UNASSIGNED FUND BALANCE AS A PERCENTAGE OF 3- MONTH OPERATING EXPENDITURES	GENERAL FUND UNASSIGNED FUND BALANCE PER STUDENT	GENERAL FUND UNASSIGNED FUND BALANCE AS A PERCENTAGE OF OPERATING EXPENDITURES	GENERAL FUND UNASSIGNED FUND BALANCE AS A PERCENTAGE OF 3- MONTH OPERATING EXPENDITURES
2022	\$ 1,825	18.9%	75.4%	\$ 3,363	35.2%	140.7%
2021	1,280	13.2%	52.6%	3,090	32.9%	131.6%
2020	1,714	18.8%	75.3%	2,939	33.4%	133.5%
2019	1,938	22.5%	90.1%	2,711	32.7%	130.7%
2018	1,596	18.8%	75.3%	2,389	29.4%	117.8%

SOURCE: Texas Education Agency, Public Education Information Management System District Financial Actual Reports

The General Fund is the operating fund in a governmental entity. Fund balance represents the current resources/assets available to the government less any current obligations/liabilities. Within fund balance there are five (5) categories: non-spendable, restricted, committed, assigned and unassigned. The categories are described below.

- Non-spendable fund balance cannot be spent because it is either (a) not in a spendable form, such as inventory or (b) legally or contractually required to be maintained intact.
- Restricted fund balance is net resources that are restricted as to use by an external party, such as a federal grantor.
- Committed fund balance is set aside for a specific purpose as resolved by the Board of Trustees.
- Assigned fund balance is fund balance that has been set aside by management for a specific purpose.
- Unassigned fund balance is the remaining amount that is not restricted, committed, or assigned for a specific purpose.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

8. Fund Balance (continued)

The Texas Education Agency evaluates unassigned fund balance by comparing it to three-months (25%) of annual operating expenditures. If the District does not meet goal of three-months, the percentage is shown as less than 100%. Amounts that exceed three (3) months are reflected as percentage greater than 100%. The District did not meet the three-month average goal. The table below shows the amount by which the District did or did not meet the three-month goal.

DISTRICT						
YEAR	GENERAL FUND UNASSIGNED FUND BALANCE (ACTUAL)	GENERAL FUND UNASSIGNED FUND BALANCE 3-MONTH GOAL	DIFFERENCE BETWEEN ACTUAL UNASSIGNED FUND BALANCE AND THREE-MONTH GOAL (\$)	DIFFERENCE BETWEEN ACTUAL UNASSIGNED FUND BALANCE AND THREE-MONTH GOAL (%)		
2022	\$ 139,688,488	\$ 185,175,387	\$ (45,486,899)	-24.6%		
2021	97,851,609	186,003,300	(88,151,691)	-47.4%		
2020	132,929,810	176,611,745	(43,681,935)	-24.7%		
2019	146,857,818	162,946,912	(16,089,094)	-9.9%		
2018	119,602,407	158,743,548	(39,141,141)	-24.7%		

The District’s unassigned fund balance as of June 30, 2022 totaled \$139.7 million and General Fund operating expenditures for the year ended June 30, 2022 totaled \$801.8 million. Three months average operating expenditures would equate to \$185.2 million, which is \$45.5 million (or 24.6 percent) more than the District’s actual unassigned fund balance. It is important to note that the District has a fiscal strategy in which it strives to maintain 60 days of operating expenditures in unassigned fund balance and another 30 days in committed fund balance. The fiscal year 2022 General Fund committed fund balance totaled \$61.6 million, which included \$61.6 million for potential loss of state revenue. The next page reflects the committed fund balance for potential loss of state revenue for the last five years.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

8. Fund Balance (continued)

In fiscal years 2018 through 2022, the District committed a portion of its fund balance in adherence to its fiscal strategy to maintain 30 days of operating expenditures in committed fund balance.

Fiscal Year	Committed Fund Balance (in millions)
2018	\$72.7
2019	\$84.8
2020	\$60.6
2021	\$62.5
2022	\$61.6

In reviewing the District’s 2022 annual comprehensive financial report, the General Fund reflected a total of \$61.6 million in committed fund balance. The Board of Trustees may pass a resolution to remove the fund balance commitments at any time during the fiscal year should the District have a need for the committed funds. It should be noted that unassigned fund balance should be used for one-time expenditures or for emergencies related to an unforeseen event. However, fund balance should not be relied upon for on-going operational expenditures.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

9. District Staffing Levels

**FIGURE 12
STAFF RATIO COMPARISON
2021 - 2022**

	DISTRICT	PEER DISTRICT AVERAGE	STATE AVERAGE
Teaching Staff (Percentage of Total Staff)	48.1%	50.0%	49.3%
Support Staff (Percentage of Total Staff)	12.8%	11.9%	10.7%
Administrative Staff (Percentage of Total Staff)	2.9%	3.3%	4.1%
Paraprofessional Staff (Percentage of Total Staff)	10.0%	9.7%	11.1%
Auxiliary Staff (Percentage of Total Staff)	26.2%	25.1%	24.8%
Students Per Total Staff	7.5	7.4	7.2
Students Per Teaching Staff	15.3	14.7	14.6

SOURCE: Texas Education Agency, Public Education Information Management System District Staff Information Reports

The District’s total staff for 2022 was 10,393, a decrease of 275 from the prior year. The peer district average total staff for 2022 was 9,569. The District’s students per total staff ratio is 0.1 and 0.3 greater than the peer district average and the State average, respectively. The District’s students per teaching staff ratio is 0.6 and 0.7 greater than the peer district average and the State average, respectively.

10. Teacher Turnover Rates

**FIGURE 13
TEACHER TURNOVER RATES
2021 - 2022**

	DISTRICT TURNOVER RATE	AVERAGE PEER DISTRICT TURNOVER RATE	STATE TURNOVER RATE
Teachers	16.0%	15.7%	17.7%

SOURCE: Texas Education Agency, Public Education Information Management System District Staff Information Reports

The District’s turnover rate increased from 12.8 percent in the prior year to 16.0 percent. While the District’s turnover rate is 0.3 percent greater than the peer district average, it is 1.7 percent less than the State average. The highest turnover rate within the peer districts was 19.9 percent while the lowest turnover rate was 12.9 percent.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION IV - DISTRICT DATA ON ACCOUNTABILITY, STUDENTS, STAFFING AND FINANCES, WITH PEER DISTRICTS AND STATE COMPARISONS (continued)

11. Special Programs

**FIGURE 14
SPECIAL PROGRAMS CHARACTERISTICS
2021 - 2022**

	NUMBER OF STUDENTS SERVED	PERCENTAGE OF ENROLLED STUDENT SERVED	PROGRAM BUDGET PER STUDENTS SERVED (1)	PROGRAM BUDGET AS A PERCENTAGE OF DISTRICT BUDGET (1)	TOTAL STAFF FOR PROGRAM	STUDENTS PER TOTAL STAFF FOR PROGRAM
Total Students	77,545	100.0%	\$9,763	N/A	-	N/A
Special Education	8,810	11.4%	\$14,543	16.9%	479	18
Bilingual/ESL Education	14,039	18.1%	\$1,113	2.1%	227	62
Migrant Programs	2	N/A	N/A	N/A	-	-
Gifted and Talented Programs	4,987	6.4%	\$2,755	1.8%	29	170
Career and Technical Education (1)	19,731	25.4%	\$1,299	3.4%	171	115
Athletics and Extracurricular Activities (1)	15,716	20.3%	\$653	1.4%	41	383
Alternative Education Program/Disciplinary Alternative Education Program (1)	10	N/A	\$37,200	N/A	58	-
Juvenile Justice Alternative Education Program (1)	13	N/A	\$2,582	N/A	6	2

Note:

(1) Amounts provided by Fort Bend ISD

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION V - ADDITIONAL FINANCIAL, OPERATIONAL, AND ACADEMIC INFORMATION

1. State and Regional Resources

The District continuously explores all options for funding, including state and federal sources and local grant sources. The District has a Funds Development Department which seeks out and researches potential grants that may be beneficial for the District. The Department provides assistance in obtaining external funding for educational programs of distinction which prepare students for academic achievement and graduation. Sources of grants vary widely from State or Federal sources to local options. All funding, state, local or federal, is tied directly to the District Strategic Plan and student performance.

2. Reporting

For the year ended June 30, 2022, Whitley Penn, LLP expressed an unmodified opinion on the financial statements. There are three possible opinions: unmodified, modified (e.g. scope limitation or departure from generally accepted accounting principles: or a disclaimer of an opinion. An unmodified opinion is considered a clean opinion.

3. Oversight

Not Applicable

4. Budget Process

FIGURE 15
BUDGET PROCESS

QUESTION	YES/NO	NOT APPLICABLE
Does the District’s budget planning process include projections for enrollment and staffing?	Yes	
Does the District’s budget process include monthly and quarterly reviews to determine the status of annual spending?	Yes	
Does the District use cost allocation procedures to determine campus budgets and cost centers?	Yes	
Does the District analyze educational costs and student needs to determine campus budgets?	Yes	

5. Self-funded Programs

The District’s self-funded programs for health insurance, workers’ compensation, and unemployment insurance are accounted for and reported in the District’s internal service funds. At June 30, 2022, the health insurance fund, the workers’ compensation fund, and the unemployment insurance fund reported net position of \$(1.3) million, \$(0.4) million, and \$0.5 million, respectively, which was a change in net position from the prior fiscal year of \$(7.9) million, \$(0.6) million, and \$1.0 million, respectively.

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION V - ADDITIONAL FINANCIAL, OPERATIONAL, AND ACADEMIC INFORMATION (continued)

6. Staffing

All District administrators are evaluated annually. Evaluations help to ensure that highly qualified and effective administrators lead campuses and departments to successfully develop and implement the District’s Strategic Plan and focus on student achievement.

7. Compensation System

FIGURE 16
COMPENSATION SYSTEM

QUESTION	YES/NO	NOT APPLICABLE
Does the District use salary bonuses or merit pay systems?	No	
Do the District’s salary ranges include minimum, midpoint, and maximum increments to promote compensation equity based on the employee’s education, experience, and other relevant factors?	Yes	
Does the District periodically adjust its compensation structure using verifiable salary survey information, benchmarking, and comparable salary data?	Yes	
Has the District made any internal equity and/or market adjustments to salaries within the past two years?	Yes	

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION V - ADDITIONAL FINANCIAL, OPERATIONAL, AND ACADEMIC INFORMATION (continued)

8. Planning

FIGURE 17
OPERATIONAL INFORMATION

QUESTION	YES/NO	NOT APPLICABLE
Does the District develop a District Improvement Plan (DIP) annually?	Yes	
Do all campuses in the District develop a Campus Improvement Plan (CIP) annually?	Yes	
Does the District have an active and current facilities master plan? If yes, does the District consider these factors to inform the plan:	Yes	
Does the District use enrollment projections?	Yes	
Does the District analyze facility capacity?	Yes	
Does the District evaluate facility condition?	Yes	
Does the District have an active and current energy management plan?	Yes	
Does the District maintain a clearly defined staffing formula for staff in maintenance, custodial, food service, and transportation?	Yes	

To the Board of Trustees and Citizens of
Fort Bend Independent School District

SECTION V - ADDITIONAL FINANCIAL, OPERATIONAL, AND ACADEMIC INFORMATION (continued)

9. Programs

FIGURE 18

ACADEMIC INFORMATION

QUESTION	YES/NO	NOT APPLICABLE
Does the District have a teacher mentoring program?	Yes	
Are decisions to adopt new programs or discontinue existing programs made based on quantifiable data and research?	Yes	
When adopting new programs, does the District define expected results?	Yes	
Does the District analyze student test results at the District and/or campus level to design, implement and/or monitor the use of curriculum and instructional programs?	Yes	
Does the District modify programs, plan staff development opportunities, or evaluate staff based on analyses of student test results?	Yes	

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: Board of Trustees Meeting Minutes
Reference: Board Policy BE (Local)
Department: Legal Services

Recommendation

Consideration and approval of the minutes of Fort Bend ISD Board of Trustees meetings and/or public hearings on the following dates:

- July 24, 2023 Regular Business Meeting
- July 27, 2023 Special Called Meeting – EIC Policy Workshop
- August 7, 2023 Called Meeting and Agenda Review
- August 14, 2023 Special Called Meeting
- August 21, 2023 Special Called Meeting – Public Tax Rate Hearing
- August 21, 2023 Regular Business Meeting
- August 23, 2023 Special Called Meeting – Superintendent Evaluation Review
- August 25, 2023 Special Called Meeting – VATRE Workshop
- August 28, 2023 Special Called Meeting – VATRE Funding Allocation

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.” Following this policy, the Administration submits the meeting minutes for the Board’s approval.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Coby Wilbanks
General Counsel

Minutes
Fort Bend ISD Board of Trustees
Regular Business Meeting
July 24, 2023

A Board of Trustees Regular Business Meeting was held on Monday, July 24, 2023 beginning at 6:01 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>. The meeting was recorded as required by law, and the recording is available to the public at:

<https://fortbendisd.new.swagit.com/videos/267837>.

The agenda packet for the meeting can be found here:
<https://meetings.boardbook.org/Public/Agenda/649?meeting=587755>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

- Dr. Shirley Rose-Gilliam, Vice President
- Mr. David Hamilton, Secretary
- Mrs. Kristen Davison Malone (participating virtually)
- Mr. Rick Garcia
- Mrs. Angie Hanan
- Ms. Sonya Jones

School Officials Present

- Dr. Christie Whitbeck, Superintendent of Schools
- Steve Bassett, Deputy Superintendent
- Beth Martinez, Deputy Superintendent
- Dr. Kwabena Mensah, Chief of Schools
- Kimberly Smith, Chief Communications Officer
- Bryan Guinn, Chief Financial Officer
- Glenda Johnson, Chief Human Resources Officer
- Long Pham, Chief Information Officer
- Damian Viltz, Chief Operations Officer
- Dr. Kimberly Lawson, Chief Academics Officer
- David Rider, Chief of Police
- Coby Wilbanks, General Counsel
- Amanda Bubela, Recording Secretary (virtual)

Others Present

- Jonathan Brush, Board Counsel
- FBISD Staff and Employees

1.-3. Meeting Called to Order, National Anthem, Moment of Silence

President Dae called the meeting to order at 6:01 p.m. announcing the presence of a quorum, that the meeting had been duly called and the notice posted for the time and matter required by law. Mrs. Dae asked everyone to stand for the National Anthem, performed by the Elkins High School Band. Following the performance, everyone was asked to remain standing for a moment of silence.

4. Recognitions

The Board recognized several students and campuses including:

Members of the Elkins High School Band who performed the National Anthem this evening.

- Joshua Bello
- Daniel Dang
- Karnav Desai
- Jace Drew
- Jade Drew
- Erik Driever
- Isabella Guajardo
- Kevin Hu
- Vedant Iyengar
- Alice Lan
- Aneesh Pannala
- Jackson Pate
- Taha Pirzada
- Caroline Skinner
- Emma Swicegood
- Tyler Tam
- Isa Victor
- Julia Wei
- Joseph Chen, Director
- William Phi, Director
- Christopher Dial, Director

Travis High School student, Javaris Bonner, who won 3rd place in the 400 meters at the UIL State Track and Field Meet. Ron Johnson, Bonner's coach, was also recognized for his leadership and support of his athletes.

5. Superintendent Update

Dr. Whitbeck shared with the Board several district updates, events and celebrations.

- Dr. Whitbeck welcomed and recognized new members of the FBISD Executive Team, including Kimberly Smith, Chief Communications Officer; Coby Wilbanks, General Counsel; and Damian Viltz, Chief Operations Officer.

- Dr. Whitbeck congratulated the Austin, Clements, and Travis girls volleyball teams for earning the 2023 U.S. Marine Corps and the American Volleyball Coaches Association Team Academic awards.
- Dr. Whitbeck shared that two Dulles High School students, Anantshri Asthana and Viraj Negandhi, were selected to attend the national 2023 Chemistry Olympiad study camp at the University of Maryland-College Park.
- Dr. Whitbeck gave kudos to the Collaborative Communities, Title I, Textbook, and Warehouse teams, who arranged for all Title I students to receive free school supplies this year.
- Dr. Whitbeck shared that Fort Settlement Middle School's Treble Choir, directed by Kirsten Jordan, has been invited to perform at the 2024 Southwestern Division Conference of the American Choral Directors Association in Denver, Colorado. Additionally, the First Colony Select Treble Choir, led by Tommie Trinh and Joshua Sarmiento, has been invited to perform at the 2024 Texas Music Educators Association Conference in San Antonio.
- Dr. Whitbeck shared that there are 16 calendar days until the first day of school on Wednesday, August 9, and shared details of an upcoming immunization clinic sponsored by Fort Bend County.
- Dr. Whitbeck shared the theme for the 2023-24 is "Know Your Impact – Choose to Care" as the District works to create a caring environment in classrooms and throughout the District.
- Dr. Whitbeck shared that last week, the District held its first "Prep" Rally, where paraprofessionals received training on instructional practices and encouragement, and this morning, front office staff received training on customer service and security protocols. Dr. Whitbeck also shared details of the District's upcoming convocation, which will be held virtually.

6. Board Members' Reports

A. Board Activity Report

Mr. Hamilton reported that the Trustees attended or participated in the following activities since the last Board meeting:

- School Finance Meeting
- Meeting to Discuss Leadership Launch Messaging
- BOT Student Achievement Committee Meeting
- 1:1 Meetings with Superintendent
- Board Officer Meeting with Staff

B. Committee Reports

1. Budget Committee
2. Policy Committee

Mr. Hamilton provided an update from the Policy Committee and shared that based on the committee's work, policy EHBB will be presented for Board consideration during this evening's meeting. A Board Policy Committee meeting is planned for Thursday and four policies are on the docket, including CB (Local), EI (Local), FC (Local) and BBB (Local).

Mr. Garcia provided an update regarding the Audit Committee, and shared he recently met with Gibson Consulting, which conducts many of the Board's audit services, to better understand past practices and items in the queue. Mr. Garcia shared the committee's first

meeting will be held August 3 and the committee will then work with the administration on next steps.

7. Public Comment

- David Collins, a former FBISD Board member, addressed board members regarding the District's efforts to record district history. Mr. Collins expressed concerns about his photo being discarded and asked Board members to consider how FBISD is archiving its history.
- Carol Cummings addressed Board members to introduce a new organization, Friends of the Sugar Land 95. Ms. Cummings indicated the organization would like to partner with FBISD to memorialize the Sugar Land 95 and establish a memorial and learning center.
- Barbara Jones, historian and Friends of the Sugar Land 95 Board member, addressed Board members and asked that the organization become the community affiliate for the Sugar Land 95.
- Mike Flores addressed Board members about the importance of discipline and shared his personal experiences with teachers and coaches who provided tough love and guidance that contributed to where he is today.
- Emaan Vagher, a recent Kempner High School graduate, addressed Board members regarding the Sugar Land 95. Ms. Vagher stated it is the District's responsibility to provide timely updates on the this critical piece of American history.
- Cheryl Buford, a former Board candidate and FBISD community member, addressed Board members regarding the Code of Conduct and encouraged the Board to vote against the proposed Code of Conduct, stating that current policies are inadequate.
- Matthew Brown, a former Taiwan school owner and educator, addressed Board members regarding the Code of Conduct, telling Board members that parents are worried and private schools are holding students to higher standards. Mr. Brown spoke against critical race theory, restorative justice and zero tolerance policies.

8. Information

A. 2023-24 Budgetary, Legislative and Compensation Update

Chief Financial Officer Bryan Guinn presented updated information about compensation changes from across the region since the adoption of the 2023-24 budget in June, noting that the adopted budget was balanced, included a 90-day operating reserve, and included nearly \$40 million in reductions that have been made over the last two years. Guinn also reminded the Board that there was a teacher step of \$500 included in the budget, but there were no other recurring pay increases. Instead, ESSER funds were used to fund a retention and recruitment supplement of \$1,500 for staff on teacher pay scale, \$1,000 for non-teaching staff and \$500 for part-time staff.

Guinn shared that as FBISD needs to remain competitive on teacher and staff compensation, to date, the state has not provided any indication on when or if they will address teacher compensation, and the pay gap between FBISD and other areas has increased because many other districts adopted pay raises for 2023-24. Guinn shared that of 12 similar districts, eight have done compensation increases and FBISD is the only large district with starting teacher pay below \$60,000, and Guinn presented a 2023-24 pay scale comparison.

Guinn provided details about the possibility of a Voter Approval Tax Ratification Election, or VATRE, that could be used to generate approximately \$25 million in new revenue if FBISD were to utilize two golden pennies that are available. Guinn shared that the administration is discussing this with the Board at this time because if the Board were to consider a VATRE in November, the election would have to be called by August 21. Additionally, Guinn shared the consideration of a public opinion survey that would be conducted prior to August 21, which could be used to determine public appetite and inform the next steps.

Following Guinn's overview, Board members shared feedback about the possibility of a public opinion survey and asked other clarifying questions. In response to questions from the Board, Guinn confirmed that should FBISD move forward with a VATRE, the district would have a target of a minimum starting teacher salary of \$62,000, and Dr. Whitbeck shared that the team would continue further work to develop a package detailing how the \$25 million would be used, noting that other staff such as bus drivers, custodians, child nutrition staff and police officers are also critical to support students. Guinn confirmed that results of an efficiency audit would be shared with the Board in October.

Following discussion, at 7:50 p.m. President Dae called for a short break to address technical issues.

The Board reconvened at 8:04 p.m.

B. 2023 A-F Accountability System Presentation

Lisa Coston, Director of Accountability, Assessment and Compliance, provided an overview of changes to the state's 2023 Accountability System and the potential impacts of the new system through what the TEA is calling "What If" reports.

Coston shared the last time the state had a significant change to the accountability system was in 2017, and while the pandemic occurred during this time, even without the pandemic, the state would still have been scheduled for a revision to the accountability system during the 2022-23 school year.

Coston shared that because this same timeline was also used to revise/redesign the STARR test, and because of the change to the A-F system, districts are seeing a significant delay in receiving STARR scores and the A-F ratings. Coston shared that unlike previous years when ratings would be received by August 15, the District will not receive ratings until September 26, with a public release planned on September 28.

As part of the presentation, Coston shared seven key areas that are being updated in the 2023 system:

1. Update to cut points and targets
2. Update CCMR indicators
3. Improve ability to recognize growth
4. Narrow the focus within Closing Gaps (Domain 3)
5. Update overall district rating methodology
6. Create a unique alternative education accountability (AEA) system
7. Add new performance data to TXschools.gov and TPRS

Coston also provided an overview of the preliminary “What if” reports that the TEA has provided to help districts understand the impacts of the new system. These reports look at data from 2022 and imagine that the 2022 data is being put into the new 2023 system. Coston pointed out that as a result of the new system, there is a possibility that an “A” rated campus, which actually improved in performance, may get a lower grade in 2023.

Coston shared that once the 2023 accountability system is finalized, the 2022 “What if” ratings will go public at the same time as the 2023 ratings, so that there is a more “apples to apples” type comparison. Coston shared that statewide, examples of the “What If” Ratings provided by the TEA showed that 66 percent of schools had the same letter grade, 28 percent had a lower letter grade, and 6 percent have a higher letter grade. Coston also shared that changes in the system to CCMR and graduation rate scaling are going to have a significant impact on Fort Bend ISD.

Coston shared that while the purpose of the presentation was informational and no Board action is required at this time, the administration is asking that the board be aware of the changes as it important that the community understand there is not going to be a simple comparison between 2022 and 2023 ratings.

Coston also stressed that FBISD schools and departments are not waiting to get their accountability ratings to identify their needs and initiate planing, as they are using other available data to make decisions about interventions and accelerated learning.

In response to a question from the Board, Coston confirmed the “What If” elementary, middle and high school scenarios that were presented to the Board the Board were samples, but that Fort Bend ISD data was used in the district scenario.

9. Action

A. Fort Bend ISD Board of Trustees Meetings Minutes: Consideration and approval of the minutes of Fort Bend ISD Board of Trustees meetings and/or public hearings on the following dates:

1. March 27, 2023 TAPR Public Hearing
2. March 27, 2023 Regular Business Meeting
3. April 3, 2023 Agenda Review Workshop
4. April 12, 2023 Bond Procurement Workshop
5. April 17, 2023 Regular Business Meeting

Prior to a motion, Mrs. Hanan asked that Item 9.A.5 be pulled.

MOTION by Dr. Gilliam and SECONDED by Garcia for the Board to approve 9.A 1, 2, 3 and 4 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

B. Policy EHBB (Local), Special Programs - Gifted and Talented Students:

Consideration and approval of proposed adoption and revision of local policy EHBB (Local).

MOTION by Dr. Gilliam and SECONDED by Mr. Garcia for the Board to approve Consent Agenda B as presented.

During discussion, Mr. Coby Wilbanks shared that Board members have been provided an updated version of the policy, and while there have not been any substantive changes, over the last week Board members have provided some grammatical changes. Wilbanks shared that this policy is related to Gifted and Talented and the proposed revisions are largely due to alignment with the Texas State GT Handbook. Dr. Laurie Westphal, Gifted and Talented Director, also shared information about the work underway to identify students at all FBISD campuses. Dr. Westphal shared that the TEA uses a five percent threshold for funding purposes, and for the last four to five years, as a district, FBISD has had about 6.7 percent – 6.8 percent of the student population identified for GT services, but when broken down by campuses, there are campuses that are not meeting the five percent, and the intent is to serve the top five percent at all campuses. Dr. Westphal also shared information about an End of the Year (EOY) referral process that was implemented in April of 2022 to help identify students, and the quantitative and qualitative measures that are used in accordance to the state plan.

During discussion, Mrs. Hanan asked the meeting minutes include her request for a progress update toward indicators for recommendation of the last GT audit.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

C. Voting Delegate and Alternate to TASB Delegate Assembly: Consideration and approval of a voting delegate and alternate for participation in the Texas Association of School Boards' (TASB) Annual Delegate Assembly to be held in conjunction with the TASA/TASB conference in September 2023.

MOTION by Mrs. Hanan and SECONDED by Dr. Gilliam to appoint Dr. Shirley-Rose Gilliam as the Delegate to the TASB Delegate Assembly for the 2023-24 school year and to appoint Rick Garcia as the alternate.

During discussion, Mrs. Hanan expressed appreciation to the Board for the opportunity to serve as the delegate last year.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

D. Student Code of Conduct: Consideration and approval of the Student Code of Conduct for the 2023-24 school year.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item D as presented.

During discussion, Board members provided feedback and asked questions about the proposed 2023-24 Student of Conduct as currently written. Language regarding restorative practices and restorative discipline was among the concerns expressed.

In response to questions from the Board, the administration provided additional details about its development, including the stakeholder committee that was engaged and made up of

parents, campus-based behavior coordinators, administrators, teachers, school resource officers and central office staff. Additional information was also shared about trauma informed care, Positive Behavioral Interventions and Support (PBIS) practices, and the overall scope of the Code of Conduct, which includes information about both disciplinary consequences as well as strategies that teachers can use to support students in making better decisions and promote student ownership of their own behaviors. During discussion, staff also confirmed that FBISD has increased the number of options for fighting, and the number of fighting incidents decreased last year as compared to the year before. Dr. Amanda Hartley also shared information about the new consequences for vaping offenses in accordance with House Bill 114, and the additional charts that were added to the Code of Conduct in response to feedback from teachers.

Following discussion, **MOTION FAILS**, 6-1.

Nay: Dae, Gilliam, Hamilton, Malone, Garcia, Jones

Yea: Hanan

- E. **Commercial Paper:** Consideration and approval of a second amended and restated order authorizing, establishing, approving, confirming, and ratifying of the Fort Bend Independent School District Unlimited Tax Commercial Paper Program ("Order") and the issuance of commercial notes from time to time thereunder.

Motion by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item 9.E as presented.

During discussion, Bryan Guinn clarified that the \$150 million limit has been in place for the last several years and there is no request to increase the limit at this time.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

- F. **Interlocal Agreement regarding Exposure Excellence Youth Program:** Consideration and approval of a revised Interlocal Agreement between Fort Bend ISD, Fort Bend County and Fort Bend County Juvenile Board for the 2023-24 school year regarding the Exposure Excellence Youth Program.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item 9.F as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

- G. **Interlocal Agreement regarding Saved by the Bell:** Consideration and approval of a revised Interlocal Agreement between Fort Bend ISD, Fort Bend County and Fort Bend County Juvenile Board for the 2023-24 school year regarding the Saved by the Bell truancy program.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item 9G as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

H. Memorandum of Understanding (MOU) for Juvenile Justice Alternative Education Program (JJAEP): Consideration and approval of the MOU for the JJAEP among Fort Bend County Juvenile Probation Board, Fort Bend ISD (FBISD), Stafford MSD (SMSD), and Alief ISD (AISD).

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item 9.H as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

I. Consideration and approval of proposed expenses that exceed \$50,000:
Specifically for:

1. **Ferndell Henry DAEP Relocation to MR Wood:** Consideration and approval of a construction services agreement with Job Order Contractor (JOC) E Contractors to perform the necessary renovation at M.R. Wood to prepare the building for relocation of staff and students from Ferndell Henry Center or Learning (FHCL), for a not-to-exceed amount of \$650,000 and authorization for the Superintendent to negotiate and execute or terminate the agreement.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-1 as presented.

During discussion, Mrs. Malone noted on record that there is concern regarding capacity for the DAEP and requested data that shows DAEP placement, capacity and demand over the last ten years.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

2. **Music Instruments and Related Items (Supplemental):** Consideration and approval for the purchase of music instruments and related items and authorization for the Superintendent to negotiate and execute the contracts through July 2027.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-2 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

3. **Nursing Services (Supplemental):** Consideration and approval for the purchase of nursing services from multiple vendors and authorization for the Superintendent to negotiate and execute the agreements through April 2027.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item 9.3 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

4. Communities in Schools Houston (CISH): Consideration and approval for the purchase of student support services in an amount not to exceed \$591,140 and authorization for the Superintendent to negotiate and execute the agreement through June 2024.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I.4 as presented.

During discussion, Dr. Kimberly Lawson confirmed that this action would allow more schools to participate in this program, as Marshall High School has worked to secure Title I funds and this is an eligible expense for Title funds. Dr. Pilar Westbrook also shared that Communities in Schools has been at four campuses for the last four years, and prior to that it only served McAuliffe Middle School. Dr. Rhonda Mason also provided clarification regarding services provided by Communities in Schools and the previous services provided by Baker Ripley.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

5. Commercial Warehouse and Food Distribution Service for USDA Foods: Consideration and approval for the purchase of commercial warehouse and food distribution services for United States Department of Agriculture (USDA) foods from Gold Star Foods, Inc. through an interlocal agreement with the Texas Department of Agriculture (TDA) in an amount not-to- exceed \$300,000, and authorization for the Superintendent to negotiate and execute the agreement thru May 2025.

MOTION by by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-5 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

6. Budget Amendment Technology Projects: Consideration and approval of a budget amendment to transfer \$6,209,024 between Information Technology projects.

MOTION BY Dr. Gilliam, SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-6 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

7. Bond Program Contingency Funds: Consideration and approval for the use of 2018 Bond Program Contingency as proposed.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent

Agenda I-7 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

8. Elevator Service, Maintenance, Repair and Related Items
(Supplemental): Consideration and approval for the purchase of elevator service, maintenance, repair, and related items through the Central Texas Purchasing Alliance contract from Elevator Transportation Services, Inc. and authorization for the Superintendent to negotiate and execute the agreement through January 2025.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-8 as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

9. **Work Uniforms, Related Items and Services:** Consideration and approval for the purchase of work uniforms, related items and services from multiple vendors in an amount not-to- exceed \$445,472 and authorization for the Superintendent to negotiate and execute the agreements through July 2028.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-9 as presented.

During discussion, Terrilyn Holmes provided clarification regarding the departments, such as transportation shop personnel and food services staff, who wear uniforms or polos.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

10. **UT OnRamps Program:** Consideration and approval of UT OnRamps Program from the University of Austin in an amount not-to-exceed \$250,000 and authorization for the Superintendent to negotiate and execute the agreement through August 2024.

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan for the Board to approve Consent Agenda Item I-10 as presented.

During discussion, Dr. Westbrook provided information about how dual credit and dual enrollment programs differ and confirmed the cooperation with Houston Community College continues. Dr. Westbrook shared that this partnership with UT OnRamps offers another option for students and provides professional development to teachers, and shared information about what has been done to make families aware.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

10. Convene in Closed Session

The Board convened in closed session at 11:26 p.m. 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. Deliberate Executive Director of Student Affairs recommendation.
- B. Deliberate Assistant Superintendent - Elementary recommendation.
- C. Deliberate recommendation regarding transfer of a student who engaged in bullying.
- D. Deliberate an Amendment to the Superintendent's Contract.

11. Reconvene in Open Session

The Trustees reconvened in open session at 1:17 a.m

12. Consider Action on Closed Session Items

- **MOTION by Mrs. Hanan and SECONDED by Mr. Garcia** that the Board of Trustees accept the superintendent's recommendation and appoint Lisa Langston as Executive Director of Student Affairs.
MOTION CARRIES, 7-0.
Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones
- MOTION by Ms. Jones and SECONDED by Dr. Gilliam that the Board of Trustees accept the superintendent's recommendation and appoint Dr. Rhonda Mason as Assistant Superintendent for Elementary.
MOTION CARRIES, 7-0.
Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones
- **MOTION by Mr. Garcia and SECONDED by Mrs. Hanan** that the Board of Trustees accept the hearing officer's recommendation concerning the request to transfer a student who has engaged in bullying filed by V.S.
During discussion, Mrs. Dae clarified that the pending motion would accept the hearing officer's recommendation and there would be no transfer.
MOTION FAILS, 5-2.
Nay: Dae, Hamilton, Malone, Garcia, Jones
Yea: Gilliam and Hanan
- **MOTION by Mr. Garcia and SECONDED by Ms. Jones** that the Board of Trustees reject the hearing officer's recommendation concerning the request to transfer a student who has engaged in bullying filed by V.S. and transfer R.S. to another campus in the district in consultation with R.S.'s parents, pursuant to Board Policy FDB (Legal).
MOTION CARRIES, 5-2.
Yea: Dae, Hamilton, Malone, Garcia, Jones
Nay: Gilliam and Hanan
- **MOTION by Dr. Gilliam and SECONDED by Mr. Garcia** that the Board of Trustees

approve amending Dr. Whitbeck's contract to extend the term to December 31, 2026 and to provide for a two percent increase to base salary retroactive to November 1, 2022.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

13. Adjournment

Having no further business before the Board, MOTION was made by Mr. Hamilton to adjourn the meeting at 1:23 a.m

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Special Called Meeting – EIC Policy Workshop
July 27, 2023

A Board of Trustees Special Called Meeting was held on Thursday, July 27, 2023, beginning at 4:00 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>.

The meeting was recorded as required by law, and the recording is available to the public at: <https://fortbendisd.new.swagit.com/videos/267972>.

The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=590291>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Dr. Shirley Rose-Gilliam, Vice President
Mr. David Hamilton, Secretary
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

School Officials Present

Dr. Christie Whitbeck, Superintendent of Schools
Beth Martinez, Deputy Superintendent
Dr. Kimberly Lawson, Chief Academics Officer
Dr. Kwabena Mensah, Chief of Schools
Lisa Coston, Director of Accountability, Assessment and Compliance
Jennifer Chadwick, Director, Social Emotional Learning and Comprehensive Health
Dr. Pilar Westbrook, Executive Director Social Emotional Learning and Comprehensive Health
Dr. Tiffany Unruh, Director, Strategic Planning
Dr. LeShunda Page, Assistant Director of School Counseling
Coby Wilbanks, General Counsel
Amanda Bubela, Recording Secretary (virtual)

1. Meeting Called to Order

President Dae called the meeting to order at 4:00 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and matter required by law.

2. Public Comment

There were no public comments.

3. Information

A. EIC Local Rank Considerations Class of 2024 and 2028

Dr. Kimberly Lawson, Chief Academic Officer, began the discussion and informed Board members the purpose of the meeting was to discuss EIC (Local) Rank as directed by the Board at the April 17 Board meeting, and recognized FBISD staff who have supported with the gathering of research and information in the last few months.

Dr. Lawson outlined information that has that has been provided to Board members in June and July Board memos, including: how other districts are ranking students, where FBISD students are attending college, college admissions policies, research about the affects of class rank, survey results from FBISD parents, students and staff, course options, Programs of Choice information (including accountability impacts), and copies of EIC (Legal) and EIC (Local). Dr. Lawson noted that during the workshop, there would be a timed agenda to provide Board members with the opportunity to review data, have discussions, and ask questions, and first asked Board members to stand up and review information and data that was posted in the boardroom. The Board members were then asked to share noticings and take-a-ways.

Following the initial review of information, Board members noted that there was a large number of students impacted when academy students were ranked with their zoned campuses, and when academy students are ranked with the campuses they attend, it could push zoned students down in their campus' rank.

Members of the Academic Affairs team then provided an overview of various information.

Dr. LeShunda Page shared an overview of college admissions information and how rank is considered as part of the review process, as shared during conversations with admissions representatives and websites of the various universities.

Dr. Tiffany Unruh provided information about survey results from the FBISD community, noting that 1,731 parents, 777 staff and 1,370 students in grades 6-12 participated in a recent K12 Insight survey regarding ranking policy. In the results, 40-46 percent of all groups disagreed or strongly disagreed with the 2019 policy change, there was agreement among all stakeholder groups to recommend ranking students into quartile and top 10 percent, and there was also agreement that ranking played a significant role in college processes. Dr. Unruh also shared a summary of responses in which participants were asked to rate three choices regarding rank, with responses receiving weighted scores, with all three stakeholder groups ranking quartile rank and top 10% students getting their rank as their top choice; though for students, this choice was very close to their second preference of all students getting their rank. During discussion that followed, the Board asked for more detailed information about student participation, breaking down whether responses came from schools that feed into an academy, as well more detailed breakdown of responses associated with the 2019 policy change.

Lisa Coston provided an overview of the accountability impacts of ranking Program of Choice students at different campuses, as her team modeled various scenarios. Coston shared that based on the 2022 Accountability System, which is being updated for 2023, the moving of programs of choice within larger campuses has a minimal impact on both the sending and receiving campuses, and the largest and negative impact is when lower enrollment campuses lost academy students in the accountability rankings.

Jennifer Chadwick provided an overview of comparison data between the Class of 2023 and Class of 2024 under the previous and current policy, noting that for the Class of 2023: there were very few fluctuations in percentages between the January and Summer run; Dulles and Hightower still have a large percentage of students in the top 10% that are not zoned to the campus, 71% and 47%, respectively; the Valedictorian and Salutatorian at Dulles and Marshall are not zoned to those campuses; and the Valedictorian at Willowridge and Hightower are not zoned to those campuses. For the Class of 2024: there were no significant changes between the January and summer rank runs at 10 of the 11 high school campuses, but a change is seen at Austin High School between the January and summer runs; attending Austin students made up 84% of the top 10% in January and now make up 83%, a 1% decrease; non-attending Austin zoned students made up 16% of the top 10% in January and now make up 17%, a 1% increase; The Valedictorian at Willowridge, Elkins, Bush, and Marshall does not attend the school, and the Salutatorians at Clements and Austin do not attend the school. Staff also shared scenarios that ranked fictitious students at various campuses, based on how they were ranked with their academies or zoned campuses.

During discussion, Board members provided feedback and asked clarifying questions, and asked the administration whether it would be possible for FBISD to remain a non-ranking district and provide students the option to receive ranking, and Coby Wilbanks indicated that the district continues to explore all options that may be available under the Texas Education Code. Staff also confirmed that work is currently underway to specify details related to graduation ceremony participation, based on Board's decision. The Board also asked for data associated with college retention of students and ranking versus non-ranking districts, and clarity on whether colleges are providing fair consideration of students from ranking and non-ranking districts.

Following discussion, Board members were asked to share Pros and Cons of ranking students. Pros for ranking all students included that a higher percentage of colleges utilize rank in some way, that many FBISD students attend the University of Houston, where they provide top 35% scholarships, and that students not knowing their rank creates stress among some students. Cons for ranking all students included the stress associated with class rank and its competitive nature. During discussion, the Board indicated that the focus of policy should be to determine ranking policy for students who are currently 8th graders, as current high school students have based their course selection on current policy.

During the time that remained, Board members were asked to share Pros and Cons associated with ranking students at their zoned campuses and campuses of attendance. Pros for ranking students at their campus of attendance included avoiding situations where a graduation speaker participates in a ceremony at a campus they never attended, that it honors students and teachers where they did their work, competition is limited to the campus, and the school community is ranked together. Cons shared for ranking students at their Program of Choice zoned campus included that students that have never been at the campus are in the top 10%, that students would walk at a campus they did not attend, the difficulty for zoned students to be in the top 10-20 percent, and that it can promote GPA gaming.

The discussion concluded with Dr. Lawson expressing appreciation to Board members for their participation and to staff for preparing all of the information. Dr. Lawson indicated that staff would be working to provide additional responses for the August 7 Board meeting.

4. Adjournment

Having no further business before the Board, MOTION was made by Dr. Gilliam to adjourn the meeting at 5:59 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Called Meeting and Agenda Review
August 7, 2023

A Board of Trustees Regular Business Meeting was held on Monday, August 7, 2023, beginning at 6:00 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>.

The meeting was recorded as required by law, and the recording is available to the public at: <https://fortbendisd.new.swagit.com/videos/268600>.

The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=591745>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Dr. Shirley Rose-Gilliam, Vice President
Mr. David Hamilton, Secretary
Mrs. Kristen Davison Malone
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

School Officials Present

Dr. Christie Whitbeck, Superintendent of Schools
Steve Bassett, Deputy Superintendent
Beth Martinez, Deputy Superintendent
Dr. Kwabena Mensah, Chief of Schools
Kimberly Smith, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Glenda Johnson, Chief Human Resources Officer
Long Pham, Chief Information Officer
Damian Viltz, Chief Operations Officer
Dr. Kimberly Lawson, Chief Academics Officer
David Rider, Chief of Police
Coby Wilbanks, General Counsel
Amanda Bubela, Recording Secretary (virtual)

Others Present

Jonathan Brush, Board Counsel
FBISD Staff and Employees

1. Meeting Called to Order

President Dae 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 matter required by law.

2. Public Comment

- Julie Pickren, Texas State Board of Education Member, provided materials to the Board related to Senate Bill 763, also known as the Texas School Chaplain Act, which was filed in February of 2023 and signed into law by Governor Abbott. Pickren provided information about the requirements of the act, including that the Board take a vote on school chaplains by March 1, 2024.
- Rocky Malloy, founder and CEO of the National School Chaplain Association, which has chaplains in more than 26,000 schools and offers training that is recognized by the U.S. Department of Education, addressed Board members about chaplains in schools. Malloy shared information about the responsibilities of school chaplains and the supports they provide students, and asked the board not to wait until a tragedy to employ chaplains within the District.
- Lorena Garza, a youth pastor and concerned parent, addressed Board members in support of chaplains in schools and shared information about her experiences at Dickinson High School, where she has sponsored a Christian club. Garza encouraged Board members to allow chaplains to be in schools.
- Todd Taylor, a retired teacher with 29 years of experience, addressed Board members in support of chaplains in schools and shared details about his personal experiences as a teacher and the reasons he believes chaplains should be in schools.

3. Closed Session

The Board convened in closed session at 6:21 p.m. 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. District Audit Report (DAR) Summary
- B. Deliberate Executive Director of Facilities recommendation

4. Reconvene in Open Session

The Trustees reconvened in open session at 7:43 p.m.

5. Action

- A. Student Code of Conduct

MOTION by Mrs. Malone and SECONDED by Mrs. Hanan that the Board of Trustees approve Item 5.A as presented.

Prior to discussion, Mrs. Dae and Ms. Jones provided board members with information about work that occurred with the administration following the July 24 Board meeting, as Ms. Jones served as a liaison between the Board and the administration. Ms. Jones provided a timeline of her communications with district staff and shared concerns related to her requests for changes and information.

During discussion, Board members shared feedback and asked for clarifying information from the administration regarding contents of the Code of Conduct. In response, Dr. Mensah shared information about Chapter 37 and the administration's intent to have a clear Code of Conduct that students, staff and parents understand. Dr. Mensah shared that adjustments were made when requested about the philosophy and culture and climate, as these are not required for inclusion. Dr. Mensah also spoke to other changes in the updated Code of Conduct, including and provided additional clarification about the district's expectations and utilization of Positive Behavior Intervention Strategies (PBIS) and restorative practices. Dr. Amanda Hartley spoke to the requirements of the Texas Education Code in Chapter 37, which require language about PBIS and trauma informed care, but not restorative practices.

During further discussion, Board Counsel Jonathan Brush confirmed according to Board Policy, the Board must adopt a Code of Conduct but the policy does not speak to the adoption immediately before the school year begins, and the Student Code of Conduct can subsequently be revised by the Board during the school year. Brush further stated that should the Board not adopt the Code of Conduct, the prior years' Code of Conduct would carry forward as the Board adopted Code of Conduct.

Mrs. Hanan called for the question but did not receive a second, and further discussion followed.

Following discussion, **MOTION FAILS, 4-3.**

Nay: Dae, Hamilton, Jones, Malone

Yea: Gilliam, Garcia, Hanan

6. Superintendent Start of School Update

In her report, Dr. Whitbeck:

- Shared an update on professional development, new teacher orientation, and other recent events held in preparation for the 2023-24 school year.
 - The Organizational Development team completed 1,083 professional learning sessions in collaboration with other departments.
 - 672 teachers attended New Teacher Orientation, including 20 teachers with more than 30 years' experience.
 - A Teacher Academy was held and mentor assignments were issued for 143 first-year teachers, 96 of which are instructional apprentices.
- Highlighted notable events held at campuses in advance of the school year, including:
 - Marshall High School's 5th Annual Party on the Run, a back-to-school fun fair.
 - Travis High School's Hallway Rally, where students led staff through the halls to

- sign a wall and demonstrate their commitment to excellence.
- Willowridge High School's 12th annual Wall of Honor Induction, an annual event that honors former students and staff who have made an impact on their community.
- Shared information about District's first-ever "Prep Rally" for paraprofessionals, as well as customer service professional development for receptionists.
- Shared that the police department has communicated the Standard Response Protocols and emergency drill expectations to all school administrators, and an update on the departments recruiting efforts that included a recent social media campaign.
- Shared that the District's IT analysts closed 7,688 work orders this summer. The department also purchased and prepared more than 9,500 new devices for new schools and moved thousands of devices in preparation of the consolidation of Blue Ridge/Briargate and Mission Bend/Mission Glen.
- Shared that the FBISD transportation team has also been preparing to make sure the fleet is safe and ready for the start of school, and also shared information about the current bus driver shortage and how the district is covering routes with CDL-certified transportation staff.
- Shared that Child Nutrition anticipates serving 40,000 daily lunches and 12,000 breakfasts, and that all students who receive reduced-price meals will also receive breakfast at no-cost.
- Congratulated 80 students who recently received their high school diplomas during Summer Graduation last week.
- Shared challenges associated with teacher vacancies, and plans to cover vacancies with substitute teachers and/or other alternatives that incorporate certified educators.
- Shared that House Bill 3 requires an armed officer at every campus, but that FBISD will likely file an exemption because it does not have the personnel to meet the requirement.
- Shared an update on the District's recent virtual convocation, which included the District's theme of Knowing Your Impact and Choosing to Care. Dr. Whitbeck also shared a short video clip featuring Lindsey Koon at Sugar Mill Elementary.

7. Board Committee Reports

A. Audit Committee

Mr. Garcia shared that since the last Board meeting, the audit committee held a meeting with Mr. Bassett and discussed areas of need, and Dr. Deena Hill provided information about the work underway regarding special education. Mr. Garcia indicated the committee hopes to bring recommendations to the Board at the next meeting, which may include a cost-savings audit in advance of a possible VATRE.

B. Equity Committee

Dr. Gilliam shared an update regarding the District's equity committee, and shared background information, as the Board of Trustees took action in July of 2020 to create a Board equity committee to develop and recommend a working definition of equity to the Board, initiate a district equity audit, and initiate creation of a Board development plan on equity. Dr. Gilliam shared information about the audit, indicating that the Board would be using Hanover Research and that the first meeting for the equity audit team will be in September.

8. Information

A. Class Rank Update

Dr. Kim Lawson, Chief Academic Officer, provided an update regarding Policy EIC Local rank as requested by the Board on April 17 and was recently discussed at the July 27 workshop. Dr. Lawson shared that a tremendous amount of research and data has collected and examined, introduced Dr. Pilar Westbrook to provide additional information and the recommendation.

Dr. Westbrook shared historical information, as the policy was first revised in the 2019-2020 school year for implementation with the Class of 2024, and on April 17, 2023, the Board voted for a one-time release of class rank and for administration to research and provide information for the Board's consideration regarding the rank policy. On July 27, 2023, the administration provided a Board workshop to discuss and provide further information and research, including university ranking policies and information provided by universities, practices of other districts, and stakeholder feedback from a recent district survey that included families, district/campus staff and students in grades 6-12. Dr. Westbrook provided a survey summary and shared there was agreement across stakeholder groups to recommend ranking students into quartile and top 10%, and to rank students with the campus they attend.

Dr. Westbrook shared information provided by the University of Houston, University of Texas, Rice University and Texas A&M, as a high number of FBISD students attend these universities, and also shared information about the feasibility of providing student rank upon request, while Coby Wilbanks shared legal clarifications related to ranking/non-ranking districts, the ranking of students within zoned schools or schools of attendance and information related to academies. During the presentation, Dr. Westbrook also shared information regarding graduation ceremonies, and class rank comparisons, by campus, under current policy that ranks by zoned campus versus the old policy of ranking based on campus of attendance.

Based on all information available, the administration is recommending:

- Beginning in September, for the Class of 2024, provide all students with their quartile and continue top 10% notification letters.
- For the classes of 2024, 2025, 2026, and 2027, continue following 2024 policy of ranking where students are zoned.

Dr. Westbrook also shared detailed considerations regarding the ranking of students at either their zoned or campus of attendance for the classes of 2028 and beyond.

Following Dr. Westbrook's presentation, Board members asked clarifying questions and provided feedback. In response, the administration shared that they provided available information through the Texas Higher Education Coordinating Board, but information was not available connecting particular students and their graduation from high school. The administration also provided clarification regarding the survey data that was gathered and the weighted scores that were used to evaluate data regarding student, staff, and parents preferences related to ranking by quartile, all students receiving rank, or only the top 10% receiving rank. Staff also confirmed that according to current policy, FBISD is a non-ranking district. Because the Board made an exception at the beginning of the summer, FBISD is a ranking district for that time period.

C. Update on Schematic Designs for Briargate Elementary

Nicola Springer with Kirksey Architecture provided an overview of the schematic designs for Briargate Elementary. Springer shared that the basis of design was Lakeview Elementary, but as a combined campus, the design has been modified to accommodate 1,000 students.

Springer described the process to get community feedback as part of the design process, which indicated that the community wanted to build on the strong history of the Briargate and Missouri City community, but also build a modern facility. Like Lakeview Elementary, the school includes an interior courtyard where the playground and outdoor learning spaces are protected by the campus.

Springer shared a site plan for the campus which includes the entry remaining at Laughlin Drive, a courtyard layout for central green space, the maintenance of existing trees, design for positive airflow in outdoor spaces, and 170 total parking spaces. Springer also shared the overall floor plan, which includes a two-story wing.

Following the presentation, Board members provided feedback and asked clarifying questions. In response to questions from the Board, staff confirmed that in consultation with the Extended Learning Program, the capacity of the ELP space was reduced to create a family resource center. Information was also provided about kindergarten and prekindergarten spaces, which includes eight total classrooms that can be adjusted to accommodate either level. Springer also confirmed that the topic of renaming the school has come in up in discussions, but there has not yet been any formal discussion.

D. Update on Schematic Designs for Mission Bend Elementary

Melissa Turnbaugh with PBK Architects provided an overview of the schematic designs for the Mission Bend Elementary rebuild. Turnbaugh shared information about the community meetings held with stakeholders from both Mission Bend and Mission Glen elementary schools, during which the communities shared their desires to celebrate the diversity of their schools, ensure natural materials and nature light, and celebrate different learning styles. The design is based on the design of Neill Elementary.

Turnbaugh shared two site plan options that were considered by stakeholder groups, and shared that the proposed site plan includes the strengths from both options. The site plan includes a prominent main entry that faces the intersection, space for parent stacking, ideal classroom orientation, outdoor learning spaces, a safe pedestrian path to campus, and protected playgrounds. Turnbaugh also provided an overview of the floor plan.

Following the presentation, Board members provided feedback and requested confirmation about PreK capacity.

B. Budgetary, Legislative and Compensation Update

Deputy Superintendent Steve Bassett provided clarification regarding different narratives that have emerged from the 88th Legislative Session, as provided by the Texas Association of School Business Officials, or TASBO. Bassett noted that while legislators may note there is \$8.7 billion in new money for schools, this includes funding that is restricted and may ultimately not cover costs, and the breakdown also includes funding that is contingent on legislation that did not pass. Bassett also noted that an increase for TRS Active Care does not impact FBISD as it is not a TRS Active Care District, and other funding restored prior cuts. Bassett also shared that while

taxpayers will see relief, as there is compression of the tax rate and an increase the homestead exemption, these do not result in new money for schools.

Chief Financial Officer Bryan Guinn then shared a review of responses from questions from the July 21 Board meeting, including the school districts that provided teacher raises while also adopting deficit budgets. Of the six districts that adopted deficit budgets, five of them provided teacher raises. Guinn also shared an overview of the local districts that have both golden and copper pennies, and those that have conducted VATREs since 2017. Guinn shared the local tax rate comparison among other area school districts, noting that FBISD is the fifth lowest in the area based on the 2022 tax year, and also shared a comparison of starting teacher pay, noting that FBISD is at the bottom of the comparison.

Guinn shared actions that have been done to date to address compensation, including the retention and recruitment supplement and the maintenance of a teacher step, and the discussion of the possibility of a VATRE. The district has also initiated a contract to conduct a public opinion survey on the possibility of a VATRE and staff plans to share these results with the Board on August 14.

Guinn shared a VATRE of two cents could generate \$25 million in additional revenue for teacher and staff raises and shared an overview of what those raises could look like for teachers, librarians, counselors, hourly and paraprofessional staff, and police officers, LSSPs, SLPs, principals and all other administrative professionals. Guinn provided a breakdown by category, noting that 87% of the total allocation would be going to campuses, and also shared what an additional three cent increase could include, such as a licensed police officer at every elementary campus, additional resources for special education services and supports, and the enhancement of academic offerings. This five percent increase would equate to approximately \$40 in new revenue. Guinn also shared information about potential tax rate impacts, with consideration of Senate Bill 2 and the included taxpayer relief efforts. Guinn shared that a two cent VATRE would offset that taxpayer relief by approximately \$54 dollars for the average home, and a five cent VATRE would offset those savings by \$135 dollars. Guinn shared next steps related to the adoption of the tax rate, stating that on August 14, the District will review results of the public opinion survey with the Board, and the Board would be asked to vote on the tax rate on August 21.

Following Guinn's presentation, Board members provided feedback and asked clarifying questions. In response to questions from the Board, staff confirmed that if a VATRE is successful, the funding received would benefit the district in the current school year, and the raises would go into effect this year. This could include a recommendation to amend the budget to make the raises retroactive to the contract year, or the option to make them effective as of a certain date.

During discussion, Board members expressed a desire to increase teacher and paraprofessional compensation and requested salary comparison data related to other positions, such as principals and central office staff, and the number of staff members and potential compensation totals at the at the director and above level.

9. Review

- A. Fort Bend ISD Board of Trustees Meeting Minutes: Consideration and approval of Fort Bend ISD Board of Trustees meeting/and or public hearings on the following dates:
 1. April 17, 2023 Regular Business Meeting
 2. May 1, 2023 Agenda Review Meeting
 3. May 15, 2023 Special Called Meeting (Canvassing of Election Results)

4. May 15, 2023 Regular Business Meeting

No discussion.

- B. Policies CB (Local) and EI (Local): Consideration and approval of proposed revisions of local policies:
 - 1. CB (Local)
 - 2. EI (Local)

No discussion.

- C. Tax Rate: Consideration and approval of a resolution adopting the combined Ad Valorem tax rate of \$0.9992 per \$100 of valuation for the Fort Bend Independent School District for the 2023 tax year.

No discussion.

- D. Designation of Public Information Act Non-Business Days: Consideration and approval of the designation of non-business days under the Texas Public Information Act for calendar year 2023 and Spring 2024.

During discussion, Coby Wilbanks clarified that this action would relate only to the purposes of the Public Information Act in response to House Bill 3033, and is only for purposes of compliance with timelines. Wilbanks told Board members the act grants 10 additional non-business days per calendar year, with all 10 days available in the fall during the first year of implementation, and the District's intent is to determine the days for the next calendar year following the adoption of the instructional calendar so that they are aligned. Wilbanks indicated the act does not directly address weather-related closures.

- E. SB 763: Discussion of Senate Bill 763 relating to allowing public schools to employ or accept as volunteers chaplains.

During discussion, Mr. Hamilton indicated that this was put on the agenda for information and discussion, as the Board would need to take action by March 1, and Mrs. Hanan shared materials with the Board with additional information, noting that there are also countering viewpoints on this issue.

- 10. Consideration and approval of proposed expenses that exceed \$50,000: Specifically for:
 - A. Chapter 49: Consideration and approval of option 3 to reduce the estimated yield per penny per student in Weighted Average Daily Attendance (WADA) due to notification of Chapter 49 status for school year 2023-24 and delegate contractual authority to obligate the school district under Texas Education Code (TEC) Section 11.1511 (c) (4) to the superintendent, solely for the purpose of obligating the district under TEC, Section 48.257 and TEC, Chapter 49, Subchapters A and D, and the rules adopted by the commissioner to education as authorized under TEC, 49.006.

No discussion.

- B. Ice Cream, Frozen Novelty and Frozen Beverages: Consideration and approval for

the purchase of ice cream, frozen novelty products, and frozen beverages from Southern Ice Cream through the Choice Partners' cooperative contracts in an amount not-to-exceed \$1,500,000, and authorization for the Superintendent to negotiate and execute the agreement through July 2028.

No discussion.

- C. Apple Products and Related Services: Consideration and approval of the purchase of Apple Products and Related Services from Texas Department of Information Resources (DIR) and Choice Partners cooperative contracts in an amount not to exceed \$14,500,000 and authorization for the Superintendent to negotiation and execute the agreements through May 2028.

No discussion.

- D. PKG044 First Colony Middle School HVAC Improvements: Consideration and approval of a construction services agreement with Job-Order-Contractor (JOC) E Contractors to perform upgrades to the HVAC system at First Colony Middle School (FCMS), for a not-to-exceed amount of \$510,000: approval of a professional services agreement with Infrastructure Associates for a Not-to-Exceed amount of \$60,000, and authorization for the Superintendent to negotiate and execute or terminate the agreements.

No discussion.

- E. Strategic Planning Consulting Services: Consideration and approval for the purchase of Strategic Planning Consulting Services from engage2learn (e2L) under The Interlocal Purchasing System (TIPS) contract in an amount not-to-exceed \$83,000 and authorization for the Superintendent to negotiate and execute the agreement through June 2024.

During discussion, Mrs. Malone requested additional information from the Board officers regarding the selection of this vendor.

Prior to the review of Items F – H and at the request of President Dae, the administration provided a brief presentation regarding the bond-related recommendations.

Carolina Fuzetti shared an overview of the board actions that have been taken to date related to the 2023 Bond, including the architect selection, the CMAR for Briargate and Mission Bend, and the budgets for Bond 2023. The Technology Consultant, Job Order Contracting Pool and the Professional Services for 2023 Bond and Non-Bond Projects are on the review agenda for recommended action in August.

Fuzetti explained that there are different contracting methodologies, and shared that JOCS are useful for simple projects. Fuzetti shared the pool of five JOCs were procured through a competitive sealed proposal (CSP), and indicated that the pool is selected so that the more simple work can be completed quickly. Fuzetti shared more information about the competitive bidding process, and told Board members staff is presenting a list of projects and the JOCs that would execute the projects to allow the work to begin. These include playgrounds, flooring and drinking fountains.

Fuzetti also provided information about the Professional Services for phase one, which were procured through an Request for Qualifications (RFQ) as required, and this selection is therefore based on qualifications and not price. Fuzetti shared that staff decided to split professional services into three phases because there are too many vendors to evaluate at a single time. The most critical are included in phase one, such geotechnical surveys that are needed prior to design. Fuzetti shared that a maximum of five vendors are being selected for each category, and they would be rotated and offer services throughout the bond.

Fuzetti then shared information about the Technology Consultants, which were procured through an RFQ. Fuzetti shared that staff selected two vendors, as there is increased work as compared to the prior bond and they believe the district will be better served by two vendors. Fuzetti said that after selecting the two qualified vendors, they are paired with architects to ensure that the same standards are implemented throughout the district.

Following Fuzetti's overview, Mr. Bassett provided additional information about the purpose and scope of the Bond Oversight Committee (BOC) and shared that the District is working to ensure representation from all feeder patterns. Bassett shared the BOC, combined with information on the website, helps the district meet the public expectations for transparency and prompt bond execution. Bassett shared the scope of the BOC includes all aspects of the bond, which includes construction management, bond financing and communications, but the BOC does not participate in the procurement as that is a board responsibility.

- F. 2023 Bond Program: Consideration and approval of a Job Order Contracting Pool to be utilized by the District to provide both bond and non-bond services, approval of services not to extend an amount of \$15,074,768, and authorization for the Superintendent to negotiate and execute or terminate the contracts with the identified vendors.

No discussion.

- G. Phase 1 - Professional Services for 2023 Bond and Non-Bond Projects: Consideration and approval of Phase 1 Professional Service Firms to provide both Bond 2023 services for a not-to-exceed amount of \$23,000,000.00 and non-bond services for a not-to-exceed amount of \$5,000,000, and authorization for the Superintendent to negotiate and execute the contracts with the identified firms.

No discussion.

- H. Technology Consultant / Professional Services for 2023 Bond and Non-Bond Projects: Consideration and approval of a Technology Consultant pool selection for the 2023 Bond Program and non-bond services District wide, for a not-to-exceed amount of \$5,000,000, and authorization for the Superintendent to negotiate and execute the contracts with the identified firms.

No discussion.

11. Adjournment

Having no further business before the Board, MOTION was made by Mr. Hamilton to adjourn the meeting at 11:50 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Special Called Meeting
August 14, 2023

The Fort Bend ISD Board of Trustees held a Special Called Meeting on Monday, August 14, 2023, beginning at 4:30 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available for public viewing at the following web address: www.fortbendisd.com/boardmeetinglivestream. The meeting was recorded as required by law, and the recording is available to the public at: <https://fortbendisd.new.swagit.com/videos/269107>.

The agenda packet for the meeting can be found here:
<https://meetings.boardbook.org/Public/Agenda/649?meeting=595101>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Dr. Shirley Rose-Gilliam, Vice President (joined as meeting was in progress)
Mr. David Hamilton, Secretary
Mrs. Kristen Davison Malone (joined as meeting was in progress)
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

School Officials Present

Dr. Christie Whitbeck, Superintendent of Schools
Steve Bassett, Deputy Superintendent
Beth Martinez, Deputy Superintendent
Kimberly Smith, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Long Pham, Chief Information Officer
Damian Viltz, Chief Operations Officer
Dr. Kimberly Lawson, Chief Academic Officer
David Rider, Chief of Police
Coby Wilbanks, General Counsel
Amanda Bubela, Recording Secretary (virtual)

1.Meeting Called to Order

President Dae called the meeting to order at 4:30 p.m. announcing the presence of a quorum, that the meeting had been duly called and the notice posted for the time and matter required by law.

2. Action

A. Deliberate Executive Director of Facilities Recommendation

MOTION by Mrs. Hanan and SECONDED by Mr. Garcia that the Board of Trustees accept the superintendent's recommendation and appoint Aaron Morgan as Executive Director of Facilities.
MOTION CARRIES, 5-0.

Yea: Dae, Hamilton, Garcia, Hanan, Jones

Dr. Gilliam and Mrs. Malone were not present at the time of the vote.

3. Public Comment

There were no speakers present to address the Board

4. Information

A. Voter Approval Tax Rate Election (VATRE)

Prior to the start of the presentation, President Dae shared that the Closed Session Item (and therefore Agenda Items 5-7) was pulled and the focus of the entire meeting would be the VATRE.

During the information item, Mr. Matt Gamble with Baselice & Associates shared an overview of the recent public opinion survey conducted by his firm. This survey was conducted August 2 – 6 and involved 350 respondents, with a margin of error of 5.2%. Gamble shared that 100 staff households were also surveyed. Mr. Gamble shared the purpose of the survey has three objectives, including measuring general attitudes about the district, assessing initial levels of support for a VATRE of two cents and five cents and testing official ballot language versus more simplified language, and measuring informed support after more information was provided about the proposals and the different ways the funding could be used.

Mr. Gamble shared a comprehensive overview of the survey results, as well as a summary of key conclusions:

- FBISD has a good positive-to-negative ration of 5:6:1.
- Two-thirds of respondents (66%) think teachers in FBISD are underpaid, but respondents are split on whether FBISD needs more money (42%) or has enough (48%).
- A majority (61%) of voters don't know about the two different tax rates, which underscores the need to keep messaging about the VATRE simple.
- Initial ballots tests reveal three things: (a) 2-cent and 5-cent proposals test similarly, especially when looking at which is read first, (b) both amounts are under 40% support and will require work to pass, and (c) subgroup analysis shows this communication-related work to be needed with nearly every key voter segment.
- After voters learn more about the proposals, a majority would vote for them, 61% say they would vote for the 2-cent proposal and 57% say they would vote for the 5-cent proposal. The order of questions played a role in the intensity of the 5-cent proposal (+3%) being lower than that of the 2-cent proposal (+16%). It is reasonable to assume the 5-cent proposal would have tested similarly to the 2-cent proposal at the end of the survey, if a 2-cent proposal had not been included.
- The key to success will not hinge on whether or 2-cent or 5-cent proposal is selected, but on voter education and turnout.

Following Mr. Gamble's overview, Board members shared feedback and asked questions. In response, staff confirmed that a VATRE would include a single proposition of a specified tax rate increase, and should the Board decide to move forward with a VATRE, action would need to be taken Monday when the Board adopts the tax rate. Mr. Gamble confirmed that the survey included likely voters and provided additional information about their recent participation in other elections.

Bryan Guinn, Chief Financial Officer, then provided a financial presentation, sharing that a 2-cent to 5-cent TRE could generate between \$25 million and \$40 million in revenue, depending on the option the Board selects. If the District were to move forward with a 2-cent VATRE, those pennies would be considered "golden" and therefore not subject to recapture, but anything over 2-cents is subject to recapture. That recapture equates to about a half million dollars per penny, so the full 5-cents would amount to \$1.5 million in recapture that would be paid to the state, but the \$40 million is the net proceeds. Guinn shared information about the District's tax rate history and comparison to other districts, noting that FBISD is 11-cents lower than neighboring Lamar CISD, and 16/17-cents lower than Katy and CyFair ISD, both of which have all available golden pennies. Guinn shared that a two cent VATRE would offset that taxpayer relief by approximately \$54 dollars for the average home, and a five cent VATRE would offset those savings by \$135 dollars.

Guinn then reviewed areas of need, including teacher compensation and an inflation adjustment for all employees, a significant increase in Special Education costs, and safety and security mandates. Guinn shared peer district compensation adjustments, as well as a regional starting teaching pay, and vacancy rates in job categories, such as teachers, bus drivers, counselors and nurses. Guinn shared information about the increased special education costs, compensation scenarios, and an allocation of staff by category, as previously requested by the Board. Guinn also shared additional information about a differentiated teacher pay scale to add an increased step at each five-year milestone to provide a means to remain competitive and attract and retain experienced teachers, and the costs associated with this and other compensation options.

Guinn concluded his presentation by sharing that the district will be holding a public hearing on the tax rate on August 21, and at that time, the Board will be asked to vote on the tax rate with a decision on whether there is no VATRE, or any other variation of a 2-to-5 cent VATRE that the Board would like to consider.

Following Mr. Gamble's overview, Board members shared feedback and asked questions. In response to questions from the Board, the administration shared additional information about compensation for campus administrators and current vacancies, and the potential impacts of recapture due to various factors. Damian Viltz shared that FBISD is competing with other entities for a limited pool of bus drivers, and an increase would help with the FBISD's retention and recruitment efforts, and Bryan Guinn provided information about potential costs of a \$1 and \$2 increase for bus drivers. Guinn also shared information about the state mandate requiring armed personnel at every school, and Chief David Rider shared information about options available under House Bill 3 to achieve compliance, including armed private security or a good cause exemption. Dr. Whitbeck also provided information about how the district is working to support teachers and has responded to their feedback to build more planning time into the calendar and create alternative appraisals, while also acknowledging that there has been a shift and teachers are now citing compensation as a top consideration. Dr. Whitbeck also provided information about the difference between the last VATRE and the potential November election, as the previous ask to voters was to maintain the overall tax rate, rather than benefit from compression, while this year, there is more compression and the district would be asking to

voters to offset those reductions. Kimberly Smith also clarified that Ronna Johnson, the district's previous bond consultant, would provide services related to communications strategy, while the internal communications team would work to implement the strategies and produce the deliverables. Guinn shared that the District is estimating that it will receive about \$1.2 million as part of the safety allocation from the state, but that this amount would not cover the costs of the state's mandate. Dr. Whitbeck shared that the district is interested in understanding the Board's priorities and how much of an increase the Board is comfortable with, if anything, so that the administration can provide options, and Board members requested additional information about the options available under the 2-cent through 5-cent scenarios prior to the next meeting.

8. Adjournment

Having no further business before the Board, MOTION was made by Mr. Hamilton to adjourn the meeting at 6:35 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Special Called Meeting – Public Tax Rate Hearing
August 21, 2023

A Board of Trustees Special Called Meeting – Tax Rate Public Hearing was held on Monday, August 21, 2023, beginning at 5:32 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>.

The meeting was recorded as required by law, and the recording is available to the public at: <https://fortbendisd.new.swagit.com/videos/269630>.

The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=593323>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Mr. David Hamilton, Secretary
Mrs. Kristen Davison Malone
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

Others Present

Dr. Christie Whitbeck, Superintendent of Schools
Steve Bassett, Deputy Superintendent
Beth Martinez, Deputy Superintendent
Dr. Kwabena Mensah, Chief of Schools
Kimberly Smith, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Glenda Johnson, Chief Human Resources Officer
Long Pham, Chief Information Officer
Damian Viltz, Chief Operations Officer
Dr. Kimberly Lawson, Chief Academics Officer
David Rider, Chief of Police
Coby Wilbanks, General Counsel
Amanda Bubela, Recording Secretary (virtual)

1. Meeting Called to Order

President Dae called the meeting to order at 5:32 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and matter required by law.

3. Conduct Public Hearing to Discuss Tax Rate

Chief Financial Officer Bryan Guinn shared that the District is holding a public hearing on the proposed tax rate in accordance with state statute. Guinn shared that the District is required to

adhere to truth in taxation requirements when adopting the tax rate, which includes the adoption of the budgets for the General and Debt Service funds, receiving the certified tax rolls from the central appraisal district, having TEA certify the maximum compressed rate, and advertising the proposed tax rate in a local paper at least 10 days prior to adoption. Guinn confirmed that all requirements have been met.

Guinn shared the adopted General Fund budget totals \$766.56 million and requires a tax rate of \$0.9492. Guinn shared this tax rate results in a balanced budget with a surplus of \$1.4 million, however, the budget does not include teacher or staff raises. Guinn shared the adopted Debt Service Fund totals \$134.68 million and requires a tax rate of \$0.27. The Debt Service Fund includes payments on outstanding principal and interest for the District's debt.

Guinn shared that while FBISD's budget did not include raises, many peer districts did adopt raises for teachers and staff, including CyFair, Katy and Lamar, resulting FBISD's starting teacher pay of \$59,500 the lowest among large districts in the region. Guinn stated the lower compensation has resulted in the district having vacancies in key positions and the district's staff has also been impacted by inflation, and shared information about impact of inflation on fuel and the district's higher cost for special education services. Guinn also shared tax rate comparisons of peer districts, including the number of Golden and Copper pennies.

Guinn shared the District has advertised a tax rate of \$0.9992, and although the rate was advertised at this rate, the Board can opt to adopt a tax rate between \$0.9492 and \$0.9992. He shared an overview of the VATRE scenarios that would generate between \$25 million and \$40 million, the impact of recapture, and a summary of the strategic abandonment efforts to reduce nearly \$40 million in reductions over the last two years, including reductions at the central administration level. Guinn shared information about the District's tax rate history and comparison to other districts, noting that FBISD is 11-cents lower than neighboring Lamar CISD, and 16/17-cents lower than Katy and CyFair ISD, and if FBISD were to increase the tax rates by 5-cents, it would still be one of the lowest in the region.

Guinn then shared an overview of VATRE options and what the generated revenue would allow the district to do at the 2-cent, 3-cent, 4-cent and 5-cent options. Guinn shared that a 2-cent VATRE would offset taxpayer relief by approximately \$54 dollars for the average home, and a 5-cent VATRE would offset those savings by \$135 dollars.

Following Guinn's presentation, President Dae welcomed public comments on the proposed tax rate.

2. Public Comment

Susan Ridley, a 32-year resident of Sugar Land, addressed the Board regarding a potential tax rate increase. Ridley stated she was in support of the increase for teacher raises but questioned the need for more than 66 directors, and also asked about the district's ability to sustain the increased compensation in the district's future.

Following public comment, Board members asked clarifying questions and provided feedback. In response to questions from the Board, Guinn clarified that previous information shared with the board regarding bus driver vacancies included routes that are being covered by Gold Star, and the updated vacancy data reflects only routes covered by FBISD staff. Guinn also confirmed that should the board adopt a higher tax rate, it would be a permanent increase that

would continue to generate more revenue over successive years, ensuring that the district could sustain the pay raises in the future.

Guinn also clarified information about potential tax bill impacts of a VATRE, explaining that:

- the tax rate that supports the budget, without a VATRE, is \$0.9492. At the \$0.9492 level, this would result in a tax bill for a resident who has an average home valued at \$370,000, of \$2,569, representing a \$1,149 reduction from the taxes they would have paid with the old tax rate. This reduction is due to both compression and an increased homestead exemption included in House Bill 2.
- As the district increases the tax rate with a VATRE, starting at the 2-cent level, it would reduce the savings of \$1,149 to \$1,095, taking the savings from House Bill 2 and reducing that amount by \$54, and that amount progresses through each VATRE scenario.
- A successful VATRE would compress the tax rate a little less than what it would have been under HB 2, but regardless of what, if any, VATRE scenario the board chooses, a taxpayer with a home valued at the average of \$370,000 would still see over \$1,000 in savings on their tax bill.

Dr. Whitbeck also provided information about the various divisions that directors lead within the district, including technology, special education, transportation, curriculum and fine arts. Mr. Guinn also provided clarification regarding the differences between the teacher salaries reported on FBISD's TAPR report, which includes teachers currently employed within the district, versus the starting teacher pay, which is lower than other peer districts and therefore makes recruitment more challenging.

4. Adjournment

Having no further business before the Board, MOTION was made by Mr. Garcia to adjourn the meeting at 6:02 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Regular Business Meeting
August 21, 2023

A Board of Trustees Regular Business Meeting was held on Monday, August 21, 2023 beginning at 6:03 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>. The meeting was recorded as required by law, and the recording is available to the public at:

<https://fortbendisd.new.swagit.com/videos/269631>.

The agenda packet for the meeting can be found here:
<https://meetings.boardbook.org/Public/Agenda/649?meeting=592836>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Dr. Shirley Rose-Gilliam, Vice President
Mr. David Hamilton, Secretary
Mrs. Kristen Davison Malone
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

School Officials Present

Dr. Christie Whitbeck, Superintendent of Schools
Steve Bassett, Deputy Superintendent
Beth Martinez, Deputy Superintendent
Dr. Kwabena Mensah, Chief of Schools
Kimberly Smith, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Glenda Johnson, Chief Human Resources Officer
Long Pham, Chief Information Officer
Damian Viltz, Chief Operations Officer
Dr. Kimberly Lawson, Chief Academics Officer
David Rider, Chief of Police
Coby Wilbanks, General Counsel
Amanda Bubela, Recording Secretary (virtual)

Others Present

Jonathan Brush, Board Counsel
FBISD Staff and Employees

1.-3. Meeting Called to Order, National Anthem, Moment of Silence

President Dae called the meeting to order at 6:03 p.m. announcing the presence of a quorum, that the meeting had been duly called and the notice posted for the time and matter required by law. Mrs. Dae asked everyone to stand for the National Anthem, performed by the Clements High School String Quartet. Following the performance, everyone was asked to remain standing for a moment of silence.

4. Recognitions

The Board recognized several students and campuses including:

The National Anthem performers from the Clements High School Orchestra:

- Natalia Camelo
- Julie Song
- Emma Liang
- Emilie Efendy
- Directors Neal Springer and Sally Kirk

Fort Bend ISD students for placing at the Texas State Engineering Fair:

- Rohan Dharia and Videet Mehta, Travis High School – 1st Place in Systems Software. Dharia and Mehta advanced to the International Science and Engineering Fair
- Jiya Joshi, SaiSpoothi Maram and Anvesha Subramanian, Quail Valley Middle School – 2nd Place in Biochemistry

Fort Bend ISD students for placing at the Destination Imagination State Tournament:

- The Mechanical Cheetahs from Settlers Way Elementary (1st Place in Engineering Challenge – Elementary Level)
 - Shaheer Azim
 - Ayaan Dhedhi
 - Nikhil Erukulla
 - Raghav Pandurangi
 - Dhev Sudheer
 - Neil Tyagi
 - Team Managers: Rasmi Pandurangi & Mariyah Dhedhi
- 6th Dimension from Dulles High School, Quail Valley Middle School, and Sartartia Middle School (First place in Engineering Challenge – Senior Level):
 - Rishabh Aggarwal
 - Rithik Aggarwal
 - Emily Chan
 - Ansul Jhaveri
 - Aaril Shah
 - Shivai Sunderamoorthi
 - Team Managers: Jigisha Doshi & Linda Christensen
- inDistructibles from Cornerstone Elementary (2nd Place in the Technical Challenge - Elementary Level):
 - Prisha Dave
 - Sanjana Gaglani
 - Aarin Mehta

- Ayush Patwa
- Aarvi Thota
- Augustya Varma
- Team Managers: Kamalakar Thota, Tejas Mehta & Vandana Padma Rao Yarla
- raDlcal from Dulles High School, Clements High School and Sartartia Middle School (2nd Place in Service-Learning Challenge – Senior Level):
 - Saachi Jain
 - Vivaan Khade
 - Ronil Shah
 - Team Manager: Jigisha Doshi
- Sullivan 7 from Sullivan Elementary (State Achievement in Fine Arts Challenge – Elementary Level):
 - Alisa Charoenrattanak
 - Austin Fung
 - Madison Fung
 - Ryuki Hotta
 - Ayaan Khimani
 - Mina Liu
 - Talia Terrones
 - Team Manager: Suzanne Gamble Fung

Kempner High School teacher Dr. Alicia Adkins for being selected as the 2023 Outstanding Teacher of the Humanities Award. This award recognizes exemplary contributions of humanities teachers in Texas schools.

Fort Bend ISD Purchasing Department for being awarded the 2023 Achievement of Excellence in Procurement Award from the National Purchasing Institute.

- Director of Materials Management: Doris Emeka
- Senior Buyers: Kathleen Booker and Antoinette Lewis
- Buyers: Lisa Bryant, April Mitchell-Cooper, Amber Reece, and Traci Alexander
- Junior Buyers: Clair Taylor and Zeylord Bautista
- Purchasing Specialist: Jandra Johnson
- Manager Admin Support Materials Management: Diane Salinas
- Executive Assistant – Crisanta Armijo

Austin High School student Charlotte O'Callaghan for being recognized at the Texas Capitol as part of her participation in the Girls State Program. O'Callaghan wrote and submitted a bill which was one of five presented in the Texas Senate when the Girls State program visited the capitol.

5. Superintendent Update

Dr. Whitbeck shared with the Board several district updates, events and celebrations.

- Dr. Whitbeck shared highlights from the start of the 2023-24 school year and summarized her visits to Crawford High School, Bhuchar Elementary, Ridge Point, Elkins, Highlands Elementary and Colony Meadows Elementary. Dr. Whitbeck also shared a short video that featured more highlights from the first day of school.
- Dr. Whitbeck congratulated five Fort Bend ISD football players who have been named to the Touchdown Club of Houston's 2023 High School Preseason Team. The students are Zion Kearney (Hightower), Mason Dossett (Ridge Point), Joshua Lair (Marshall), Ashton Bethel-Roman (Ridge Point), and Jeremy Payne (Hightower).

- Dr. Whitbeck shared that FBISD has earned a Texas Educational Theatre Association “Awards of Distinction – Outstanding Level” for its commitment to theatrical excellence and was also recognized for its dedication to the educational growth of its students.
- Dr. Whitbeck shared that FBISD’s Procurement Department has been recognized as the recipient of the 2023 Achievement of Excellence Award for the U.S. and Canada.
- Dr. Whitbeck recognized Pearl Juarez, a new Fort Bend ISD police officer and former Willowridge High School clerk who was sworn in at a ceremony held at the school. Juarez is also a Hightower High School graduate.

6. Board Members’ Reports

A. Activity Report

Mr. Hamilton reported that the Trustees attended or participated in the following activities since the last Regular Board meeting.

- Marshall High School – Party on the Run
- 12th Annual Willowridge Wall of Honor Induction Banquet
- 2023-24 Leadership Launch
- 2023-24 New Teacher Orientation
- 2023-24 Kick Off with Transportation Department
- 2023 Summer Graduation Ceremony
- 2023 Virtual Convocation
- Fort Bend Chamber of Commerce Event regarding School Safety with Fort Bend County Superintendents
- FBISD Night @ the Ball Park with the Space Cowboys
- State of the County with Judge K.P. George
- FBISD All Coaches Meeting
- Campus Visits on First Day of School
- Board Teambuilding Day
- Touchdown Club of Houston’s Pre-School Season Team Awards Dinner
- Fort Bend Economic Development Council Meeting

7. Public Comment

- Dr. Stephanie Ellis, a Fort Bend parent, psychologist and President of the Fort Bend Psychological Association, shared materials with the Board related to research about the importance of later school start times for high school students. Dr. Ellis asked that the Board take action to implement this change.
- Nishant Gurnani, a Fort Bend ISD parent, addressed Board members regarding EIC Local and shared concerns and suggestions related to the proposed policy changes. Mr. Gurnani also asked for clarification regarding whether FBISD would be a ranking or non-ranking district under the proposed revisions.
- Mr. Jay Jenkins, President of the Convict Leasing and Labor Project, addressed the Board regarding the recent purchase of land on Harlem Road. Mr. Jenkins shared information about the historical use of the land as a prison work farm known for its brutal practices and asked that culturally and historically qualified archeologists be hired to do the land surveying.

- Karina Anderson, President of Fort Bend American Federation of Teachers, addressed Board members regarding the challenges that educators are facing and stated that support is needed, including adequate time for breaks and planning.

8. Information

There were no information items on the agenda.

9. Consent Agenda

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan to approve the Consent Agenda, Items 9 A,B,C,D, and E 1,2,3,4,5,6,7 as presented.

MOTION PASSES, 7-0

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

- A. **Fort Bend ISD Board of Trustees Meeting Minutes:** Consideration and approval of Fort Bend ISD Board of Trustees meeting/and or public hearings on the following dates:
 1. April 17, 2023 Regular Business Meeting
 2. May 1, 2023 Agenda Review Meeting
 3. May 15, 2023 Special Called Meeting (Canvassing of Election Results)
 4. May 15, 2023 Regular Business Meeting
- B. **Policies CB (Local) and EI (Local):** Consideration and approval of proposed revisions of local policies:
 1. CB (Local)
 2. EI (Local)
- C. **Designation of Public Information Act Non-Business Days:** Consideration and approval of the designation of non-business days under the Texas Public Information Act for calendar year 2023 and Spring 2024.
- D. **Chapter 49:** Consideration and approval of option 3 to reduce the estimated yield per penny per student in Weighted Average Daily Attendance (WADA) due to notification of Chapter 49 status for school year 2023-24 and delegate contractual authority to obligate the school district under Texas Education Code (TEC) Section 11.1511 (c) (4) to the superintendent, solely for the purpose of obligating the district under TEC, Section 48.257 and TEC, Chapter 49, Subchapters A and D, and the rules adopted by the commissioner to education as authorized under TEC, 49.006.
- E. Consideration and approval of proposed expenses that exceed \$50,000: Specifically for:
 1. **Ice Cream, Frozen Novelty and Frozen Beverages:** Consideration and approval for the purchase of ice cream, frozen novelty products, and frozen beverages from Southern Ice Cream through the Choice Partners' cooperative contracts in an amount not-to-exceed \$1,500,000, and authorization for the Superintendent to negotiate and execute the agreement through July 2028.
 2. **Apple Products and Related Services:** Consideration and approval of the purchase of Apple Products and Related Services from Texas Department of Information Resources (DIR) and Choice Partners cooperative contracts in an amount not to exceed \$14,500,000 and authorization for the Superintendent to negotiation and execute the agreements through May 2028.
 3. **PKG044 First Colony Middle School HVAC Improvements:** Consideration and approval of a construction services agreement with Job-Order-Contractor (JOC) E

Contractors to perform upgrades to the HVAC system at First Colony Middle School (FCMS), for a not-to-exceed amount of \$510,000: approval of a professional services agreement with Infrastructure Associates for a Not-to- Exceed amount of \$60,000, and authorization for the Superintendent to negotiate and execute or terminate the agreements.

4. **Strategic Planning Consulting Services:** Consideration and approval for the purchase of Strategic Planning Consulting Services from engage2learn (e2L) under The Interlocal Purchasing System (TIPS) contract in an amount not-to- exceed \$83,000 and authorization for the Superintendent to negotiate and execute the agreement through June 2024.
5. **2023 Bond Program:** Consideration and approval of a Job Order Contracting Pool to be utilized by the District to provide both bond and non-bond services, approval of services not to extend an amount of \$26,191,665 and authorization for the Superintendent to negotiate and execute or terminate the contracts with the identified vendors.
6. **Phase 1 - Professional Services for 2023 Bond and Non-Bond Projects:** Consideration and approval of Phase 1 Professional Service Firms to provide both Bond 2023 services for a not-to-exceed amount of \$23,000,000.00 and non-bond services for a not-to-exceed amount of \$5,000,000, and authorization for the Superintendent to negotiate and execute the contracts with the identified firms.
7. **Technology Consultant / Professional Services for 2023 Bond and Non Bond Projects:** Consideration and approval of a Technology Consultant pool selection for the 2023 Bond Program and non-bond services District wide, for a not-to-exceed amount of \$5,000,000, and authorization for the Superintendent to negotiate and execute the contracts with the identified firms.

Note: At the request of the administration, and in accordance with Consent agenda 9.D., the following language is included in the minutes:

For the 2023–2024 school year, we delegated contractual authority to obligate the school district under Texas Education Code (TEC) §11.1511(c)(4) to the superintendent, solely for the purpose of obligating the district under TEC, §48.257 and TEC, Chapter 49, Subchapters A and D, and the rules adopted by the commissioner of education as authorized under TEC, 49.006. This included approval of the Agreement for the Purchase of Attendance Credit or the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding).

10. Convene in Closed Session

The Board convened in closed session at 6:44 p.m. 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. Deliberate Associate General Counsel Recommendation
- B. Deliberate Director of Multimedia Communication Strategy Recommendation
- C. Consider proposed settlement agreement in Cause No. 19-DCV-264215; *Fort Bend Independent School District v. Barlett Cocke General Contractors, LLC f/k/a Barlett Cocke, L.P.*, in the 400th Judicial District Court of Fort Bend County, Texas.

- D. Consider options for compliance with House Bill 3, including deployment of additional armed personnel.
- E. Deliberate assigning the Level Three employee grievance of Frances K. Mitchell to a Board hearing officer, or to schedule a future board meeting to hear and consider the grievance.

11. Reconvene in Open Session

The Trustees reconvened in open session at 8:44 p.m.

12. Consider Action on Closed Session Items

- **MOTION by Mrs. Hanan and SECONDED by Dr. Gilliam** that the Board approve the settlement agreement in number 19-DCV-264215, Fort Bend Independent School District versus Barlett Cocke, and delegate to the superintendent the authority to finalize the settlement.
MOTION CARRIES, 5-0.
 Yea: Dae, Gilliam, Garcia, Hanan, Jones
 Note: Mrs. Malone and Mr. Hamilton were not present when the Board reconvened in open session and were not present for this vote.
- **MOTION by Ms. Jones and SECONDED by Mr. Garcia** that the Board accept the superintendent’s recommendation and approve Rebeca Martin as Associate General Counsel.
MOTION CARRIES, 6-0.
 Yea: Dae, Gilliam, Hamilton, Garcia, Hanan, Jones
 Note: Mr. Hamilton rejoined the meeting prior to the vote on this item.
- **MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan** that the Board approve the proposed revisions of Local Policy EIC (Local) as presented.
 With consent of the Board, **MOTION WITHDRAWN.**
 Note: Mrs. Malone rejoined the meeting during this item.
- **MOTION by Mrs. Malone and SECONDED by Mr. Garcia** that the Board accept the superintendent’s recommendation and approve Maria DiPetta as Director of Multimedia Communications Strategy.
MOTION CARRIES, 7-0.
 Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones
- **MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan** that the Board of Trustees assign the Level 3 Employee Grievance of Frances K. Mitchell to the Board’s designated hearing officer under Board Policy DGBA (Local).
MOTION CARRIES, 7-0.
 Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

13. Action

- A. Policy EIC (Local) : Consideration and approval of proposed revision of local policy EIC (Local).
 - 1. EIC (Local)

MOTION by Dr. Gilliam and SECONDED by Mr. Hamilton that the Board of Trustees approve the proposed revisions of Local Policy EIC (Local) as presented.

At the request of the Board president, Coby Wilbanks provided an overview of the proposed revisions and the two decision points. The first decision point is class rank, and who receives their class rank, and the second decision point is related to where students participating programs of choice are ranked. Wilbanks shared a brief history related to this policy, which was revised in December of 2019 by a previous Board, and shared an overview of the work that has occurred since April of 2023 at the request of the Board. Wilbanks shared the proposed revisions to EIC Local would mean that all students, beginning with the Class of 2024 and beyond, would receive notice of both their quartile and class rank. The proposed policy recommendation from the Policy Committee also means that current students (Classes of 2024, 2025, 2026 and 2027) would continue following the current policy of being ranked where they are zoned, and future students (the class of 2028 and beyond) would return to being ranked where they attend. Wilbanks further clarified that these changes would result with FBISD being considered a ranking district rather than a non-ranking district. Under current policy, FBISD is now considered a non-ranking district.

During discussion and in response from questions from the Board, the administration clarified that under the current recommendation from the policy committee, if a college requests a student's rank or quartile, FBISD students would have to provide their rank.

Following discussion, **MOTION CARRIES, 7-0.**

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

Following action on Item 13.A., President Dae shared she would be moving up Action Item 13.C. as the next item of consideration.

C. Directors on TASB Board: Consideration and approval to endorse the following candidates to represent Region IV, as a Director on the Texas Association of School Boards (TASB) Board.

1. Doug James, Klein ISD – Position A
2. Rose A. Avaloz, Aldine ISD – Position A
3. Dr. Darlene Breaux – Alief ISD – Position B

MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan that the Board of Trustees endorse the following candidates to represent Region IV as a Director on the Texas Association of School Boards (TASB) Board: Doug James, Klein ISD; Rose Avaloz, Aldine ISD; and Dr. Darlene Breaux, Alief ISD.

During discussion, the administration directed Board members to their Boardbook for additional information about the candidates.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

Following Item 13.C., President Dae asked for a motion on Item 13.D.

D. Budget Committee Charter: Consideration and approval of a budget committee charter.

MOTION by Dr. Gilliam and SECONDED by Mr. Hamilton that the Board of Trustees approve the Budget and Finance Committee charter as presented.

MOTION TO AMEND by President Malone AND SECONDED by Mr. Hamilton to approve the charter as-is, but strike the word “development” on 3.C. within the charter in its entirety.

During discussion, Mrs. Malone shared that the word “development” was included due to an oversight.

MOTION TO AMEND CARRIES, 5-1-1.

Yea: Dae, Hamilton, Malone, Garcia, Jones

Nay: Gilliam

Abstain: Hanan

During discussion, Mrs. Malone shared information about the Budget and Finance Committee and the intent of the charter, which was described a foundational document to the committee’s work, and how Texas Open Meetings Act (TOMA) restrictions prevented her from taking the charter to the Budget and Finance Committee to review prior to the Board meeting.

MOTION by Mrs. Hanan and SECONDED by Dr. Gilliam to postpone this item until the Budget and Finance Committee is able to review the charter and bring it back to the Board.

Following discussion, **MOTION TO POSTPONE FAILS, 2-5.**

Yea: Gilliam, Hanan

Nay: Dae, Hamilton, Malone, Garcia, Jones

Following further discussion, **MOTION CARRIES, 5-1-1.**

Yea: Dae, Hamilton, Malone, Garcia, Jones

Nay: Hanan

Abstain: Gilliam

B. Tax Rate Adoption: Consideration and approval of a resolution adopting the combined Ad Valorem tax rate of \$0.9992 per \$100 of valuation for the Fort Bend Independent School District for the 2023 tax year and approving an Election Order Calling a Voter Approval Tax Rate Election ("VATRE") on November 7, 2023.

Prior to a motion, and at the request of the Board president, Chief Financial Officer Bryan Guinn provided information about the administration’s recommendation. Guinn shared that the Board of Trustees has the option to adopt a tax rate between \$0.9492 and \$0.9992, and any tax rate that is adopted exceeding \$0.9492 will trigger a VATRE.

Guinn shared the administration’s recommendation to adopt a tax rate of \$0.9992, which increases the tax rate by 5 cents. This rate generates an additional \$40 million dollars, which would allow FBISD:

- To ensure our schools are safe and secure through the addition of armed security personnel at all elementary school campuses.

- To retain and recruit high quality teachers and other staff who support students and to better serve students with special needs.
- To take advantage of a \$17 million grant that will result in 1:1 technology devices at the secondary level (middle and high school).

Following Mr. Guinn’s remarks, **MOTION by Dr. Gilliam and SECONDED by Mrs. Hanan** that the Board of Trustees approve a resolution adopting the combined ad valorem tax rate of .9992 per \$100 dollars of valuation for the Fort Bend Independent School District 2023 tax year and ordering a Voter Approval Tax Rate Election VATRE to be held on November 7, 2023.

MOTION TO AMEND made by Mr. Hamilton and SECONDED by Ms. Jones that the Board set a tax rate of 0.9692 per \$100 of valuation and if the VATRE passes, the funds will be assessed and allocated by the Board.

In response to Board member comments and questions, the administration confirmed that a two penny tax increase would not be enough to implement a differentiated pay scale for experienced teachers, provided clarification on the average principal salary at the elementary and high school levels, and shared additional details about the various options that were provided to the Board for 2, 3, 4 and 5 cent penny increases. During discussion, Board members expressed support for teacher raises and discussed spending priorities. In response to comments from the Board, Dr. Whitbeck asked Board members to strongly consider an increase of at least four cents as the funding generated would allow FBISD to prioritize safe and caring environments and high-quality teachers.

Following further discussion, **MOTION by Mrs. Malone and SECONDED by Dr. Gilliam** to make a **SECONDARY AMENDMENT** to the initial motion to amend to strike the word .9692 and replace with .9892 per \$100 dollars valuation, and if the motion passes, that the Board would meet within one week to allocate funding so that messaging can be developed for the community by the Board.

During discussion and in response to questions from the Board, the administration provided clarification about the additional \$14 million in state funding that would result from two “golden” pennies, and shared that since the last VATRE, the district has pared down its request in conjunction with \$40 million in budget reductions over a two-year period.

Following further discussion, **Mrs. Hanan CALLED FOR THE QUESTION with a SECOND from Mr. Garcia.**

MOTION on SECONDARY AMENDMENT CARRIES, 6-1.

Yea: Dae, Gilliam, Malone, Garcia, Hanan, Jones

Nay: Hamilton

Following the vote, Mr. Brush advised that following the Board’s vote to amend the amendment, the Board should now proceed with a vote on whether or not the original motion should be amended with the amended amendment.

MOTION CARRIES, 6-1.

Yea: Dae, Gilliam, Malone, Garcia, Hanan, Jones

Nay: Hamilton

Following the vote, Mr. Brush clarified that there is now an amended main motion before the Board which sets the four-cent rate with a special called meeting within a week to assess and set priorities in the event the VATRE is to pass.

MOTION CARRIES, 6-1.

Yea: Dae, Gilliam, Malone, Garcia, Hanan, Jones

Nay: Hamilton

14. Adjournment

Having no further business before the Board, **MOTION was made by Mrs. Malone** to adjourn the meeting at 11:38 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Special Called Meeting
August 23, 2023

A Board of Trustees Special Called Meeting was held on Wednesday, August 23, 2023, beginning at 5:01 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. A quorum of the Board of Trustees attended in-person at this location. The agenda packet for the meeting can be found here:

<https://meetings.boardbook.org/Public/Agenda/649?meeting=597663>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

David Hamilton, Secretary
Mrs. Kristen Davison Malone (joined in progress)
Mrs. Angie Hanan
Ms. Sonya Jones

1. Meeting Called to Order

President Dae called the meeting to order at 5:01 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and matter required by law.

2. Public Comment

There were no members of the public present to address the Board.

3. Convene in Closed Session

The Board convened in closed session at 5:02 p.m. 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. Superintendent Evaluation Review

4. Reconvene in Open Session/Adjournment

The Board reconvened in open session at 6:22 p.m. Having no further business before the Board, MOTION was made by Mrs. Malone to adjourn the meeting at 6:22 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Special Called Meeting – VATRE Workshop
August 25, 2023

A Board of Trustees Special Called Meeting was held on Friday, August 25, 2023 beginning at 4:03 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>.

The meeting was recorded as required by law, and the recording is available to the public at: <https://fortbendisd.new.swagit.com/videos/270134>.

The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=598308>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Dr. Shirley Rose-Gilliam, Vice President
Mrs. Kristen Davison Malone
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

Others Present

Dr. Christie Whitbeck, Superintendent of Schools
Steve Bassett, Deputy Superintendent
Beth Martinez, Deputy Superintendent
Kimberly Smith, Chief Communications Officer
Bryan Guinn, Chief Financial Officer
Long Pham, Chief Information Officer
Damian Viltz, Chief Operations Officer
David Rider, Chief of Police
Coby Wilbanks, General Counsel
Jonathan Brush, Board Counsel
Dr. Yolanda Young, Director of Total Rewards and Employee Development
Amanda Bubela, Recording Secretary (virtual)
Other FBISD Staff

1. Meeting Called to Order

President Dae called the meeting to order at 4:03 p.m. announcing the presence of a quorum and that the meeting had been duly called and the notice posted for the time and matter required by law.

2. Public Comment

- Cheri Kirk, an FBISD Counselor, addressed the Board to advocate for the district's counselors and express concerns about counselor compensation and current vacancies.

Ms. Kirk shared that upon hire as a counselor, she took a pay cut from her former teacher position and shared information about what she could be making in other districts.

- Melanie Tannous, an FBISD counselor at Ridge Point High School, addressed the Board in support of secondary counselors. Tannous shared that at RPHS, they are understaffed and overcrowding, and counselors are overworked and are dealing with increased caseloads. Tannous shared information about the average caseloads in the state versus her caseloads, and asked for more help and support.
- Dina Powis, an FBISD counselor at Elkins High School, addressed the Board in support of counselors and shared that unlike teachers, counselors do not receive an annual step increase, and that the lead counselor stipend has not increased in twenty years. Powis told Board members that counselors are struggling to keep up.

3. Information

A. VATRE Considerations

Chief Financial Officer Bryan Guinn provided an overview of information related to the Voter Approval Tax Rate Election (VATRE), including staff's recommendation based on a 4-cent VATRE that includes a total of \$33.1 million in compensation adjustments that would:

- Increase starting teacher pay to \$62,000 from \$59,500. This is a \$2,500 increase, and the \$2,500 pay adjustment would also apply to teachers, nurses, counselors and librarians.
- Introduce a differentiated teacher step scale at five-year milestones.
- Increase police officer pay by \$5,742
- \$1.50/hour increase for
 - Classroom aides
 - Bus drivers
- \$1.00/hour increase for
 - Auxiliary staff
 - Non-classroom paras
- 3% increase for:
 - Administrators and business professionals
 - Principals and assistant principals
 - Directors and above
- Add \$2.5 million for safety and security to add armed security personnel at all elementary campuses.

Guinn confirmed that compensation adjustments would affect all staff within the organization, as there are no job classes or groups that are excluded. Guinn also provided clarification in response to previous questions about the allocation of additional special education funding in the previously shared options for 3-cent, 4-cent and 5-cent increases. Guinn advised Board members that not all scenarios included additional funds for special education because of several factors, including the possibility of state action in an upcoming special session to provide additional funding. Additionally, Guinn shared that based on FBISD's adopted budget, there is a \$1.4 million surplus, that, if needed, could be allocated by the board through a budget amendment, and there may also be additional savings in the fiscal year that just closed on June 30 that could be used for one-time costs associated with identifying students.

Guinn also shared details of additional compensation pressure, such as Lamar CISD's action to increase their starting police officer pay to \$62,000, that may require additional compensation adjustments, either funded through use of the surplus or further budget reductions.

Guinn also provided a more detailed overview of the allocation of compensation adjustments by category, with administrative and business professionals broken down in more specificity by job title, department and location (such as administration versus campus-based). Guinn concluded his presentation with a summarization of the estimated tax bill impact for a taxpayer with a home valued at \$370,000, which is the average home value within FBISD. Guinn shared with the passage of a VATRE, FBISD would be offsetting the savings that the average taxpayer would see as a result of Senate Bill 2 by \$108, but that the average taxpayer would still see a savings of over \$1,000.

Following Guinn's overview, Board members provided feedback and asked clarifying questions. In response, Guinn shared additional information about requirements of previously-adopted House Bill 3 that mandate that a portion of future increases to the basic allotment be used to increase compensation for teachers, librarians, nurses and counselors. Dr. Whitbeck also provided information about salary studies and indicated the district is not opposed to conducting one, provided the district has the funding to both initiate the study and respond to its results. Ronna Johnson, marketing and public relations consultant, confirmed that voter education materials could use more language about "Proposition A" so that it is clear and easy to understand.

Following discussion, President Dae informed the Board they would not be unable to vote on the allocation of funds, as the related action item on the agenda was not posted for at least 72 hours, and the superintendent recommended that a brief board meeting be scheduled in the near future so that the Board could take action.

4. Action

- A. Directors on TASB Board: Consideration and approval to endorse the following candidate to represent Region IV, as a Director (Position A), on the Texas Association of School Boards (TASB) Board.

1. Doug James, Klein ISD
2. Rose A. Avaloz, Aldine ISD

MOTION by Mr. Garcia and SECONDED by Mrs. Malone that the Board of Trustees endorse Rose A. Avaloz, Aldine ISD, to represent Region 4 as a Director (Position A) on the Texas Association of School Boards (TASB) Board of Directors.

MOTION CARRIES, 6-0.

Yea: Dae, Gilliam, Malone, Garcia, Hanan, Jones

5. Adjournment

Having no further business before the Board, MOTION was made by Mr. Garcia to adjourn the meeting at 5:11 p.m.

Judy Dae, President

David Hamilton, Secretary

Minutes
Fort Bend ISD Board of Trustees
Special Called Meeting – VATRE Funding Allocation
August 28, 2023

A Board of Trustees Special Called Meeting was held on Monday, August 28, 2023 beginning at 6:00 p.m. in the Board Room of the Administration Building located at 16431 Lexington Blvd., Sugar Land, Texas. The Live Stream of the meeting was available at <https://www.fortbendisd.com/boardmeetinglivestream>.

The meeting was recorded as required by law, and the recording is available to the public at: <https://fortbendisd.new.swagit.com/videos/270409>.

The agenda packet for the meeting can be found here: <https://meetings.boardbook.org/Public/Agenda/649?meeting=599049>.

Presiding Officer.....Mrs. Judy Dae, President

Board Members Present

Dr. Shirley Rose-Gilliam, Vice President
Mr. David Hamilton, Secretary
Mrs. Kristen Davison Malone
Mr. Rick Garcia
Mrs. Angie Hanan
Ms. Sonya Jones

Others Present

Dr. Christie Whitbeck, Superintendent of Schools
Steve Bassett, Deputy Superintendent
Beth Martinez, Deputy Superintendent
Dr. Kimberly Lawson, Chief Academics Officer
Dr. Kwabena Mensah, Chief of Schools
Amanda Bubela, Recording Secretary (virtual)
Jonathan Brush, Board Counsel

1. Meeting Called to Order

President Dae 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 matter required by law.

2. Public Comment

Deborah Hunt, a Fort Bend ISD faculty member and parent, addressed Board members in support of CTE teachers. Ms. Hunt told Board members that in the spring of 2023 she was notified that her contract days were being reduced, amounting to reduced pay. Ms. Hunt said she teaches health science and gets calls weekly to go back to the hospital, where she could earn more pay. Ms. Hunt asked Board members about the district’s backup plan to compensate teachers, should a VATRE be unsuccessful.

3. Action

- A. Consideration and approval of Resolution to allocate Voter Approval Tax Ratification Election (VATRE) funding.

Prior to a motion, President Dae thanked Board members and staff for their attendance, as a legal technicality prevented the Board from being able to take action at the meeting held on August 25. At the request of President Dae, Dr. Gilliam read the proposed resolution in its entirety, prior to a formal motion.

***WHEREAS**, the Fort Bend Independent School District Board of Trustees, at their August 21, 2023 Regular Meeting, adopted a resolution setting the combined Ad Valorem tax rate for the 2023 tax year and approving an Election Order Calling a Voter Approval Tax Rate Election ("VATRE") on November 7, 2023;*

***WHEREAS**, a successful VATRE would set the total tax rate at \$0.9892, an amount four (4) cents greater than the District's voter-approval tax rate, and would generate an additional \$35.26 million in tax revenue;*

***WHEREAS**, in the action to adopt the tax rate and call a VATRE, the Board of Trustees required a subsequent meeting within one week for the purpose of allocating the funding generated from the VATRE, if successful;*

***NOW, THEREFORE, BE IT RESOLVED** that the Fort Bend ISD Board of Trustees allocates the funding generated from the November 7, 2023 VATRE, if successful, in the following manner:*

VATRE Funding Initiatives	Total
Compensation Adjustments:	
Teachers & Librarians	\$13.48M
Differentiated Teacher Step Scale	8.58M
Counselors & Nurses	0.69M
Classroom Aides	2.71M
Auxiliary and Part-Time Temps	1.96M
Non-Classroom Paraprofessionals	1.37M
Bus Drivers	0.83M
Administrators & Business Professionals – Admin	0.82M
Administrators & Business Professionals – SPED	0.66M
Administrators & Business Professionals – Campus	0.15M
Principals & Assistant Principals	0.77M
Police Officers	0.44M
Directors & Above	0.30M
Total Compensation Adjustments	32.76M
Armed Security Personnel	2.50M
Grand Total VATRE Funding Initiatives	\$35.26M

MOTION by Dr. Gilliam and SECONDED by Mrs. Malone that the Board of Trustees approve the resolution as presented.

MOTION CARRIES, 7-0.

Yea: Dae, Gilliam, Hamilton, Malone, Garcia, Hanan, Jones

5. Adjournment

Having no further business before the Board, MOTION was made by Mrs. Malone to adjourn the meeting at 6:09 p.m.

Judy Dae, President

David Hamilton, Secretary

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: Adoption and Revision of
Policies CKC(Local), EIF(Local),
FC(Local), and FEC(Local)
References: Board Policy BF (Local)
Department: Legal Services

Recommendation

Consideration and approval of proposed revision of local policies CKC(Local), EIF(Local), FC(Local), and FEC(Local).

Summary

The Board Policy Committee and Administration recommend the following adoption and revision of local policies:

- CKC (Local) Safety Program/Risk Management: Emergency Plans
 - Proposed revisions incorporate Education Code 37.108(d), which requires a district's multihazard emergency operations plan to include responding to a train derailment near a district school if a district facility is within 1,000 yards of a railroad track, and simplify policy provisions to better incorporate changing safety requirements.
- EIF (Local) Graduation
 - Proposed revisions remove outdated provisions regarding graduation programs instituted prior to 2014-2015, and insert provisions regarding a student's required submission of a required financial aid application (added by HB 3, 2019 and amended by SB 369, 2021).
- FC(Local) School Attendance Areas
 - Proposed revisions to FC Local reflect revisions to the school boundary planning process following lessons learned from recent iterations of the process, including the opening of Crawford High School.
- FEC (Local) Attendance: Attendance for Credit
 - Proposed revisions incorporate HB 699 (2021) that creates an exception to the 90% attendance requirement for absences resulting from a serious or life-threatening illness or related treatment.
 - Provisions on the attendance committee's consideration of the best interest of the student, extenuating circumstances, and conditions for awarding credit or a final grade have been revised and reordered to emphasize a student's mastery of the essential knowledge and skills and maintaining a passing grade rather than assigning a student to attend programs for an amount of time equivalent to the student's absences.
 - Other revisions are incorporated to improve the policy structure and provide better context for when the policy applies.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Coby Wilbanks
General Counsel

Philosophy

The Board believes that student and staff success is best achieved in a safe and secure learning and working environment, which includes clearly communicated plans that are regularly practiced and evaluated.

Emergency Operations Plan

The Emergency Operations Plan (EOP) follows a nationally recognized framework to address the mitigation, preparedness, response, and recovery for all-hazard both man-made and natural that the District may encounter. A component of the EOP shall include the Standard Response Protocol (SRP) when conducting safety drills. ~~regarding lockdown, lockout, evacuate and shelter in place scenarios.~~

~~When implemented with fidelity and reviewed annually, the EOP is intended to assist school administration in protecting lives and District property.~~

The Superintendent shall ensure updating of the District's emergency operations plan and ongoing staff training. ~~or designee shall establish:~~

~~Objectives and priorities for emergency operations;~~

- ~~• Provide general guidance for emergency response and recovery operations;~~
- ~~• Provide ongoing staff training; and~~
- ~~• Maintain and update the District's Emergency Operations Plan at least every three years.~~

As required by law, the Emergency Operations Plan shall include the District's procedures addressing:

- Reasonable security measures when District property is used as a polling place;
- Response to an active shooter emergency; -
- Response to a nearby train derailment, as applicable; and
- ~~Substitute teachers a~~ Access to campus buildings and materials necessary for a substitute teacher to carry out the duties of a District employee during an emergency or an emergency drill.;
- ~~Legislatively required fire drills;~~
- ~~Legislatively required District facility and campus safety audits; and~~

- ~~• Response to a nearby train derailment, as applicable; and~~
- ~~• Response to an active shooter emergency.~~

~~The EOP may have addendums (also known as annexes) that address specific department actions in emergency events not otherwise identified in CKC (LEGAL). Such events may include hurricanes, floods and pandemic events.~~

ACADEMIC ACHIEVEMENT
GRADUATION

EIF
(LOCAL)

COURSE
REQUIREMENTS

To graduate, a student must complete the courses required by the District in addition to those mandated by the state.

A student who receives special education services may graduate if the student meets applicable state requirements. The admission, review, and dismissal (ARD) committee shall determine whether the student has satisfactorily completed the student's individualized education program (IEP) and whether satisfactory performance on the required state assessments is necessary in accordance with state graduation requirements for students with special needs. [See EIF(LEGAL)]

~~GRADUATION
PROGRAMS
INSTITUTED
PRIOR TO
2014-15~~

~~Students enrolled in high school prior to the 2014-15 school year may graduate under state programs other than the foundation program, including the Minimum Program, the Recommended Program, and the Advanced/Distinguished Achievement Program. The courses required for each of these programs shall be listed in appropriate publications. The District credit requirements under these programs are listed below.~~

~~MINIMUM
PROGRAM~~

~~The District requires no additional credits for graduation under the Minimum Program beyond the number mandated by the state.~~

~~RECOMMENDED
PROGRAM~~

~~The District requires no additional credits for graduation under the Recommended Program beyond the number mandated by the state.~~

~~ADVANCED/
DISTINGUISHED
ACHIEVEMENT
PROGRAM~~

~~The District requires no additional credits for graduation under the Advanced/Distinguished Achievement Program beyond the number mandated by the state.~~

~~READING CREDITS~~

~~The District shall offer up to 3 credits of reading for state graduation credit. The Superintendent or designee shall be responsible for establishing procedures to assess individual student needs and evaluate student progress and shall monitor instructional activities to ensure that student needs are met. Students shall be identified as eligible to earn reading credit based on:~~

- ~~1. Recommendation by a teacher or counselor.~~
- ~~2. Scores on assessment instruments and/or achievement tests.~~

FOUNDATION
PROGRAM

The courses that satisfy District requirements under the foundation program, including courses for the distinguished level of achievement and courses for endorsements offered by the District, shall be listed in appropriate District publications.

WITHOUT AN
ENDORSEMENT

The District requires no additional credits beyond the number mandated by the state to graduate under the foundation program without an endorsement. Graduation under the foundation pro-

ACADEMIC ACHIEVEMENT
GRADUATION

EIF
(LOCAL)

gram without an endorsement shall be permitted only as authorized under state law and rules.

WITH AN
ENDORSEMENT

The District requires no additional credits beyond the number mandated by the state to graduate under the foundation program with an endorsement.

DISTINGUISHED
LEVEL OF
ACHIEVEMENT

The District requires no additional credits beyond the number mandated by the state to graduate under the foundation program with the distinguished level of achievement.

NO FINE ARTS
SUBSTITUTIONS

The District shall not award state graduation credit in fine arts for participation in a community-based fine arts program.

PHYSICAL EDUCATION
SUBSTITUTIONS

To the extent permitted by state rules applicable to the student's graduation program, the District shall award state graduation credit in physical education for participation in approved activities and elective courses.

ACTIVITIES AND
COURSES

PRIVATE OR
COMMERCIAL
PROGRAMS

The District shall award state graduation credit in physical education for appropriate private or commercially sponsored physical activity programs conducted either on or off campus, upon approval by the Commissioner of Education. [See also EHAC]

FINANCIAL AID
APPLICATION
CONFIRMATION

As confirmation of a student's completion and submission of a free application for federal student aid (FAFSA) or a Texas application for state financial aid (TASFA), the District shall accept the following:

1. A screenshot that includes the processed date field in ApplyTexas Counselor Suite FAFSA data;
2. Notification, such as a copy of an email, from the United States Department of Education verifying completion of the FAFSA;
3. A copy or screenshot of the FAFSA acknowledgment page;
4. A screenshot of the TASFA submission acknowledgment page (from those institutions that offer an electronic form);
5. An acknowledgment receipt from an institution of higher education (IHE); or
6. A copy of a financial aid award letter from an IHE.

[For students who choose not to complete and submit a FAFSA or a TASFA, see EIF(LEGAL).]

The District shall maintain individual student documentation of the financial aid application requirement as an education record. [See FL]

Fort Bend ISD
079907

ACADEMIC ACHIEVEMENT
GRADUATION

EIF
(LOCAL)

DATE ISSUED: ~~7/1/2016~~
~~LDU-2016-06~~
EIF(LOCAL)-X

115 ADOPTED:

3 of 3

Philosophy

~~The Board believes the District exists to provide educational opportunities to help all students reach their full potential and pursue futures beyond what they can imagine. As long as District educational services rely heavily on buildings and facilities, school attendance boundaries shall exist to provide structure for educational pathways for students.~~

~~A student-centered approach that considers the unique needs of the students on each campus shall be utilized to design school attendance boundaries and locate programming in a way that demonstrates the equitable, effective, and efficient use of District facilities. Programming decisions shall be made by management to meet student needs and enable the efficient use of facilities.~~

**Annual Enrollment
Review Report**

~~The annual enrollment review studies facility utilization data and campus design capacity data with past trends and projections. Its purpose is to provide an annual, uniform process for the District to ensure equitable and adequate educational opportunities are available for all students throughout the District.~~

Annually, the administration shall review student enrollment data, updated enrollment projections, current campus utilization, an analysis of current zoned enrollment, current academic program enrollment, design capacity of each facility, student transportation information, demographic composition of each school, and relevant student achievement data.

The administration shall develop, update, and provide an Annual Enrollment Report to the Board which will include information about projected campus utilization for the upcoming school year and forecasting for future planning.

~~The administration shall develop and deliver the Annual Enrollment Report, which should include the information identified above as well as a review of the Facilities Master Plan [see CT (LOCAL)]. Staff shall present the report as an information item for discussion at a Board meeting.~~

~~The Annual Enrollment Report shall be presented to the Board as soon as practical but no later than February of each year. The review shall include the administration's recommendation regarding whether each school can remain at status quo, ~~whether~~ alternative student enrollment options are needed, and/or if a change is needed on ~~to~~ the way a facility is used ~~is needed~~.~~

Alternative student enrollment options include the following and shall be guided by the written administrative procedures. This will include but is not limited to: student transfers, locating or relocating

**Facilities Master
Plan Update Process**

~~[programs, utilizing portable classrooms, and capping enrollment at a school.](#)~~ ÷

~~Limiting or encouraging student transfers consistent with Board policy. [See FDA (LOCAL) and FDB (LOCAL)]~~

~~Locating or relocating programs to or from a current school.~~

~~Utilizing portable classrooms at a school.~~

~~Capping enrollment at a school. When the administration determines capping enrollment is necessary, the decision shall be presented to the Board as part of the Annual Enrollment Review or as an interim update to the Annual Enrollment Review.~~

The Superintendent shall notify the Board when ~~any of these~~ alternative student enrollment options are being considered and ~~at least six weeks~~ before any ~~of these~~ alternative student enrollment actions are implemented. The Board shall be notified before communication is provided to the community or school impacted.

The following alternative student enrollment options shall initiate ~~an~~the attendance boundary ~~change~~ process with the School Boundary ~~Oversight Advisory~~ Committee (SBAC) ~~[See below description of SBAC]~~ as guided by written administrative procedures. Each of the following options shall require Board action.

- Adjusting attendance boundaries;
- Consolidating or closing a school; ~~or~~
- ~~Constructing an addition to a school; or~~
- Constructing a new school.

When student enrollment options require Board action ~~and~~or involve capping enrollment at any school and/or terminating ~~or~~ moving an academic program, initial communication to ~~the~~ students, parents, and ~~the~~ community shall be made by the ~~Board President on behalf of the Board~~ ~~Superintendent~~.

~~Annually, at the time of the Annual Enrollment Review, the administration shall provide the Board with recommended updates to the Facilities Master Plan. Following presentation to the Board, staff shall review the recommended updates to the Facilities Master Plan with the School Boundary Oversight Committee (SBOC). [See below for description of SBOC.] The updated Facilities Master Plan shall be provided to the Board for consideration by June of each year.~~

SCHOOL ATTENDANCE AREAS

FC
(LOCAL)

**Attendance
Boundary Design**

School attendance boundaries shall be established by the Board upon recommendation of the Superintendent with ~~oversight~~ advisory input for the Board by the ~~SBOC~~ SBAC. School attendance boundaries shall change whenever a new school is needed, a need to balance enrollment exists, or when it is determined to be in the best interest of students.

**School Boundary
~~Oversight~~ Advisory
Committee**

The SBAC shall give input to the administration on recommendations being developed for Board consideration [BDF(LOCAL)]. The ~~work scope~~ of the committee shall be to study the information provided by the boundary planner, seek clarification of any questions they may have, and review for alignment of the boundary recommendation aligned with the Decision Principles detailed in this policy ~~as well as~~ and any other relevant District policies ~~(e.g., for example, including but not limited to~~ policies CT, FDA, and FDB). ~~Staff~~ Administration shall ~~be present~~ facilitate the at ~~SBOC~~ SBAC meetings, ~~to provide information, support, and to hear ideas~~ obtain input used to finalize boundary recommendations for Board action.

Membership and Term

The members of the ~~SBOC~~ SBAC shall serve with a student-centered approach and operate through a District-wide lens and not from their own interest.

The ~~SBOC~~ SBAC shall be composed of ~~four~~ two ~~representatives in-~~ dividuals representing parents and/or community members from each high school feeder pattern; one representing the elementary level and one representing the secondary level (middle school or high school). An alternate member from each feeder pattern shall also be selected. When an attendance boundary change cycle is initiated, the alternate member from an impacted attendance boundary will become a standing member of the committee during that cycle only and the impacted attendance boundary will have three total representatives for the planning cycle.

Membership selection is determined through an application process utilizing a fair and equitable process involving cross-departmental administration review. Membership shall be approved by the Board upon recommendation of the Superintendent, ~~and shall represent parents and community members from each high school attendance boundary.~~ The Superintendent shall develop administrative procedures to govern the ~~process whereby recommended SBAC membership is determined.~~ These procedures shall address:

- An equitable and transparent SBAC selection process that does not provide preferential treatment for membership.
- The length of SBAC membership terms.

Officers

- _____
- A process for addressing SBAC vacancies.
- A process for reviewing boundary change recommendations.
- Means of soliciting committee feedback.
- Scheduling and frequency of meetings.

~~Board Leadership Academy graduates shall be given preference in appointment.~~

District employees shall not be eligible for membership; however, the administration may invite staff members to attend SBAC meetings ~~of the SBOC SBAC to serve in an advisory capacity.~~

At the beginning of an attendance boundary change cycle, the SBAC shall elect a chairperson. The Superintendent shall develop administrative procedures to include the role of the chairperson. Responsibilities include but are not limited to:

- Consult with an administrative liaison to provide input into the development of meeting agendas for the SBAC;
- Attend all SBAC meetings and be present at public hearings held in the community as a part of the attendance boundary process; and
- Address the Board to summarize the SBAC process, involvement, and input into the boundary recommendation(s).

Administrative procedures shall also define any other appointed officer positions and their roles.

Vacancies

~~In order to maintain continuity on the committee, members shall serve overlapping, two-year terms beginning on February 1 with a maximum length of service of three consecutive terms.~~

~~When filling vacancies effort shall be made by the administration to balance membership between parents of elementary, middle, and high school students in the district.~~ Administrative procedures shall set forth the process to fill vacancies that occur in membership including but not limited to removing members who attend fewer than half of the scheduled SBAC meetings and utilizing the selected alternates. ~~Vacancies shall occur for the following reasons:~~

~~Member completes term of service;~~

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	<p>Member no longer resides in the attendance boundary from which they were selected;</p> <p>Member resigns; or</p> <p>Member is removed by vote of two-thirds of the membership or by the Board for failure to perform the duties of members of the committee and/or uphold the SBOC Member Commitment which includes the following pillars:</p> <p>Be an active participant in committee meetings and public hearings;</p> <p>Carefully and thoughtfully review the data provided to the committee;</p> <p>Attend scheduled meetings; and</p> <p>Remain objective, considering the needs and history of communities impacted but prioritizing the district-wide needs of all FBISD students.</p>
<i>Officers</i>	<p>At the first meeting each year, the SBOC shall elect a chairperson, a vice chairperson, and a recording secretary.</p>
<i>Chairperson</i>	<p>The SBOC chairperson shall:</p> <p>Consult with the administrative liaison to develop agendas for meetings of the committee;</p> <p>Preside at committee meetings and be present at public hearing meetings held in the community as a part of the attendance boundary process; and</p> <p>Oversee preparation of committee reports.</p>
<i>Vice Chairperson</i>	<p>The SBOC vice chairperson shall:</p> <p>Perform the duties of the chairperson in his or her absence; and</p> <p>Assist the chairperson as needed in overseeing and facilitating the work of the committee.</p>
<i>Recording Secretary</i>	<p>The SBOC recording secretary shall:</p> <p>Prepare written minutes of each SBOC meeting and provide a copy to the administrative liaison for filing; and</p> <p>Verify that notes of community comments and suggestions are provided to the SBOC and available to the community.</p>

**Boundary
Attendance
Boundary Change
Process**

The Superintendent shall establish administrative procedures for the process of an Attendance boundary change recommendations shall be developed through the following process: These procedures shall address:

- Developing the recommendation.
- Assembling the SBAC members for the attendance boundary change cycle.
- Providing the Original Recommendation to the Board in an update prior to or at the same time as it is presented to the SBAC.
- Obtaining and engaging the SBAC for feedback. This includes each phase of a recommendation: Original, Amended, and Final.
- Presenting the recommendation to the Board including a summary of the SBAC feedback. The SBAC Chairperson will also address the Board to summarize the process and SBAC feedback and/or support of the recommendation. This includes each phase of a recommendation: Original, Amended, and Final.
- Obtaining the Board's input and process of amendments, if necessary.
- Soliciting public feedback opportunities to include both virtual and in-person opportunities.

~~After presentation to the Board, the administration shall present the Annual Enrollment Report, the most up to date Facilities Master Plan and recommended changes to attendance boundaries to the SBOC. These recommendations will be known as the Original Recommendations. SBOC members shall analyze the information presented and verify that the Original Recommendations adhere to guidelines in current Board policy. The committee may accept, modify or reject the administration's Original Recommendations based on guidelines in current Board policy and information provided by staff. Staff shall assist the committee as needed in accepting or modifying the Original Recommendations. An agreed upon set of original and/or modified recommendations, called the Proposed Recommendations, with supporting rationale shall be compiled by staff into a Preliminary Report.~~

- ~~The staff shall present the Preliminary Report to the Board for review and input. Following Board input, staff shall conduct~~

~~one to three public hearings or more as appropriate for the number of schools and students involved.~~

- ~~• The public hearings shall be conducted at sites convenient to the community members affected by the proposed changes. The administration shall advertise the public hearings through news releases and through District communication channels. Principals of the schools affected shall assist in notifying school and community members. The public hearings will also be announced at a Board workshop or meeting in which the Preliminary Report will be presented to the Board.~~
- ~~• At each public hearing, following a presentation of the Preliminary Report, staff shall solicit comments, questions, and suggestions from community members present. Staff may respond as appropriate to questions from community members. Notes shall be made of comments and suggestions to assist staff and the SBOC in making final recommendations.~~
- ~~• Staff shall compile comments and suggestions for review by the SBOC. Staff shall answer community questions and provide the questions and answers to the community and the SBOC. Staff shall consider public comments and may modify the Proposed Recommendations if necessary. These modified recommendations shall be called the Updated Recommendations and shall be provided to the Board.~~
- ~~• After the final public hearing, the SBOC shall meet to review the community input and administration's Updated Recommendations. SBOC shall review the Updated Recommendations, relevant policy and community input and approve or make suggestions to them; providing rationale for the suggestions. The SBOC and staff shall prepare Final Recommendations and compile them with rationale, suggestions and considerations into a Final Report. Staff shall present this Final Report to the Board in a public meeting. The SBOC will be encouraged to attend.~~

~~The Final Report shall include alternatives considered as well as risks, benefits, and rationale for the Final Recommendations given. The Final Report may include suggestions regarding alternative student enrollment options, future Facility Master Plan updates or future attendance boundary scenarios.~~

~~The Final Report shall give evidence that the committee has considered the preliminary administrative report and input from the community and shall be consistent with decision principles listed below as well as all relevant policy.~~

~~At the same or at a subsequent Board meeting, following presentation of the Final Report, the Board shall take appropriate action with respect to the establishment of school attendance boundaries.~~

Any ~~Final~~ Recommendation concerning attendance boundaries shall be made to the Board with sufficient time for the Board to ~~take action~~ at its regular Board meeting in January, but no later than March, prior to implementation in August of the same year unless otherwise determined by the Board due to unforeseen circumstances.

When the Board ~~takes action~~ on attendance boundary adjustments, initial communication of changes shall be made by the Board President on behalf of the Board.

Definitions

For purposes of this policy:

1. "Design capacity" is the maximum number of students who can be served at an instructional facility at any point in time, seats in the school building, adjusted by a utilization factor of 85 percent, excluding portable classroom buildings on site.
2. "Utilization factor" is a numeric multiplier that reduces design capacity to account for program variances and scheduled use of building spaces.
3. "Efficient utilization" is between 80 percent and 100 percent of the design capacity.

Equal Opportunity

The administration and SBAC shall not make recommendations based solely on actual or perceived demographic characteristics when assigning students to attendance boundaries. -These include but are not limited to race/ethnicity, language, income, socioeconomic status, and historical or anticipated academic performance.

Decision Principles

Student-centered recommendations that consider the unique needs of the students ~~on~~ at each campus shall be utilized to design school attendance boundaries. The recommendations and their rationale shall also demonstrate equitable, effective, and efficient use of District facilities. The following principles shall be the primary factors explicitly considered in making attendance boundary ~~changes~~ decisions for recommendation to the Board. The principles below are not listed in priority order; ~~however, the Superintendent shall include a written rationale of how the principles were applied when presenting recommendations to the Board and SBOC.~~

Community Integrity

Attendance boundaries shall:

- ~~Safely house students and provide all students equitable access to the curriculum, extracurricular opportunities, and professional staff, and a-~~
- ~~Align student transitions within the District's designated feeder patterns.~~
- Where feasible and practical, attendance boundaries shall support the neighborhood school concept by combining geographically proximate neighborhoods, subdivisions, multi-family dwellings, and developments.
- Where feasible and practical, Assign entire neighborhoods shall be assigned to the same school(s). Notably, the size and location of large neighborhoods may require deviation from this principle.
- ~~Where practical, feasible and practical, major thoroughfares, creeks, drainage ditches, utility easements, and similar elements will be utilized as boundaries.~~
- ~~Support the neighborhood school concept by combining geographically proximate neighborhoods or developments into school attendance boundaries.~~
- Where feasible and practical, uUtilize safe and reasonable walking distances to encourage healthier students and minimize use of and need for student transportation resources.
-

Note: Master-planned communities are not considered neighborhoods.

Growth Projections

~~Utilization should be balanced among campuses in order to avoid penalizing those schools that are experiencing growth.~~

Efficient use of existing facilities as well as effective and equitable delivery of academic programs, curriculum, and extracurricular opportunities are equally important factors in attendance boundary design. Utilization shall be balanced among campuses to:

- ~~avoid penalizing schools experiencing growth,~~
- ~~Balanced student enrollment enables efficient use of facilities, avoids~~
- manage overutilization or underutilization, and
- minimizes long-term reliance on portable classrooms.

Note: Younger siblings who may be entering grade 9 will be required to attend newly zoned attendance boundary.

Middle Schools

When a new middle school opens or an attendance boundary is adjusted, students entering grade 8 are eligible for an intra-district transfer to remain at their current campus. This provision does not apply to their younger siblings as they must attend the newly zoned school. If the student entering grade 8 chooses to remain at their current campus, transportation shall not be provided by the District.

Elementary Schools

When a new elementary school opens or an attendance boundary is adjusted, students entering grade 5 are eligible for an intra-district transfer to remain at their current campus. This provision does not apply to their siblings as they must attend the newly zoned school. If the student entering grade 5 chooses to remain at their current campus, transportation shall not be provided by the District.

~~A student who is entering kindergarten–grade 9 shall be reassigned to the new attendance boundary to attend the grade level he or she is entering; however, students entering grade 5 or 8 may remain at their current campus, but shall not be eligible for District-provided transportation.~~

~~A student who is entering grade 10, 11, or 12 may remain at his or her current campus until the student graduates but shall not be eligible for District-provided transportation.~~

Previous attendance boundary changes

Students affected by a previous attendance boundary change while attending the same level (elementary, middle, high) in the same attendance area or residence are eligible for an intra-district transfer. Transportation, ~~but shall not be provided by the~~ eligible for District-provided transportation.

Students affected by previous attendance boundary changes, who attended different schools due to three or more attendance boundary changes, are eligible for an intra-district transfer and may remain at their existing campus, ~~but shall not be eligible for District-provided transportation.~~ For example, a student who was rezoned in grade 1, again in grade 4 when a new school opened in the area, and once again in grade 7 due to the opening of a new middle school, would not be required to move schools again should there be an attendance boundary change impacting the student in the future. Transportation shall not be provided by the District.

Emergency Provision

In emergency situations, as determined by the Board, attendance boundary changes may be adopted upon recommendation of the Superintendent without involving the process established by this policy.

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Annual Enrollment Report

Annually, the administration shall review student enrollment data, updated enrollment projections, current campus utilization, an analysis of current zoned enrollment, current academic program enrollment, design capacity of each facility, student transportation information, demographic composition of each school, and relevant student achievement data.

The administration shall develop, update, and provide an Annual Enrollment Report to the Board which will include information about projected campus utilization for the upcoming school year and forecasting for future planning.

The review shall include the administration's recommendation regarding whether each school can remain at status quo, alternative student enrollment options are needed, and/or if a change is needed on the way a facility is used.

Alternative student enrollment options shall be guided by written administrative procedures. This will include but is not limited to: student transfers, locating or relocating programs, utilizing portable classrooms, and capping enrollment at a school.

The Superintendent shall notify the Board when alternative student enrollment options are being considered and before any alternative student enrollment actions are implemented. The Board shall be notified before communication is provided to the community or school impacted.

The following alternative student enrollment options shall initiate an attendance boundary change process with the School Boundary Advisory Committee (SBAC) [See below description of SBAC] as guided by written administrative procedures. Each of the following options shall require Board action.

- Adjusting attendance boundaries;
- Consolidating or closing a school; or
- Constructing a new school.

When student enrollment options require Board action and involve capping enrollment at any school and/or terminating/moving an academic program, initial communication to students, parents, and the community shall be made by the Superintendent.

Attendance Boundary Design

School attendance boundaries shall be established by the Board upon recommendation of the Superintendent with advisory input for the Board by the SBAC. School attendance boundaries shall

change whenever a new school is needed, a need to balance enrollment exists, or when it is determined to be in the best interest of students.

**School Boundary
Advisory Committee**

The SBAC shall give input to the administration on recommendations being developed for Board consideration [BDF(LOCAL)]. The scope of the committee shall be to study the information provided by the boundary planner, seek clarification of any questions they may have, and review for alignment of the boundary recommendation with the Decision Principles detailed in this policy and any other relevant District policies (e.g., policies CT, FDA, and FDB). Administration shall facilitate the SBAC meetings, provide information, and obtain input used to finalize boundary recommendations for Board action.

Membership and Term

The members of the SBAC shall serve with a student-centered approach and operate through a District-wide lens and not from their own interest.

The SBAC shall be composed of two individuals representing parents and/or community members from each high school feeder pattern; one representing the elementary level and one representing the secondary level (middle school or high school). An alternate member from each feeder pattern shall also be selected. When an attendance boundary change cycle is initiated, the alternate member from an impacted attendance boundary will become a standing member of the committee during that cycle only and the impacted attendance boundary will have three total representatives for the planning cycle.

Membership selection is determined through an application process utilizing a fair and equitable process involving cross-departmental administration review. Membership shall be approved by the Board upon recommendation of the Superintendent. The Superintendent shall develop administrative procedures to govern the SBAC. These procedures shall address:

- An equitable and transparent SBAC selection process that does not provide preferential treatment for membership.
- The length of SBAC membership terms.
- A process for addressing SBAC vacancies.
- A process for reviewing boundary change recommendations.
- Means of soliciting committee feedback.
- Scheduling and frequency of meetings.

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District employees shall not be eligible for membership; however, the administration may invite staff members to attend SBAC meetings.

Officers

At the beginning of an attendance boundary change cycle, the SBAC shall elect a chairperson. The Superintendent shall develop administrative procedures to include the role of the chairperson. Responsibilities include but are not limited to:

- Consult with an administrative liaison to provide input into the development of meeting agendas for the SBAC;
- Attend all SBAC meetings and be present at public hearings held in the community as a part of the attendance boundary process; and
- Address the Board to summarize the SBAC process, involvement, and input into the boundary recommendation(s).

Administrative procedures shall also define any other appointed officer positions and their roles.

Vacancies

Administrative procedures shall set forth the process to fill vacancies that occur in membership including but not limited to removing members who attend fewer than half of the scheduled SBAC meetings and utilizing the selected alternates.

**Attendance
Boundary Change
Process**

The Superintendent shall establish administrative procedures for the process of an attendance boundary change recommendation. These procedures shall address:

- Developing the recommendation.
- Assembling the SBAC members for the attendance boundary change cycle.
- Providing the Original Recommendation to the Board in an update prior to or at the same time as it is presented to the SBAC.
- Obtaining and engaging the SBAC for feedback. This includes each phase of a recommendation: Original, Amended, and Final.
- Presenting the recommendation to the Board including a summary of the SBAC feedback. The SBAC Chairperson will also address the Board to summarize the process and SBAC feedback and/or support of the recommendation. This includes each phase of a recommendation: Original, Amended, and Final.

- Obtaining the Board's input and process of amendments, if necessary.
- Soliciting public feedback opportunities to include both virtual and in-person opportunities.

Any Final Recommendation concerning attendance boundaries shall be made to the Board with sufficient time for the Board to act at its regular Board meeting in January, but no later than March, prior to implementation in August of the same year unless otherwise determined by the Board due to unforeseen circumstances.

When the Board acts on attendance boundary adjustments, initial communication of changes shall be made by the Board President on behalf of the Board.

Definitions

For purposes of this policy:

1. "Design capacity" is the maximum number of students who can be served at an instructional facility at any point in time, adjusted by a utilization factor of 85 percent, excluding portable classroom buildings on site.
2. "Utilization factor" is a numeric multiplier that reduces design capacity to account for program variances and scheduled use of building spaces.
3. "Efficient utilization" is between 80 percent and 100 percent of the design capacity.

Equal Opportunity

The administration and SBAC shall not make recommendations based solely on actual or perceived demographic characteristics when assigning students to attendance boundaries. These include but are not limited to race/ethnicity, language, income, socioeconomic status, and historical or anticipated academic performance.

Decision Principles

Student-centered recommendations that consider the unique needs of the students at each campus shall be utilized to design school attendance boundaries. The recommendations and their rationale shall also demonstrate equitable, effective, and efficient use of District facilities. The following principles shall be the primary factors explicitly considered in making attendance boundary decisions for recommendation to the Board. The principles below are not listed in priority order.

Community Integrity

Attendance boundaries shall:

- Safely house students and professional staff; and align student transitions within the District's designated feeder patterns.

- Where feasible and practical, attendance boundaries shall support the neighborhood school concept by combining geographically proximate neighborhoods, subdivisions, multi-family dwellings, and developments.
- Where feasible and practical, entire neighborhoods shall be assigned to the same school(s). Notably, the size and location of large neighborhoods may require deviation from this principle.
- Where feasible and practical, major thoroughfares, creeks, drainage ditches, utility easements, and similar elements will be utilized as boundaries.
- Where feasible and practical, utilize safe and reasonable walking distances to encourage healthier students and minimize use of and need for student transportation resources.

Note: Master-planned communities are not considered neighborhoods.

Growth Projections Efficient use of existing facilities as well as effective and equitable delivery of academic programs, curriculum, and extracurricular opportunities are equally important factors in attendance boundary design. Utilization shall be balanced among campuses to:

- avoid penalizing schools experiencing growth,
- manage overutilization or underutilization, and
- minimize long-term reliance on portable classrooms.

Program Accommodation / Student Needs Attention should be given to unique needs of student populations at a given campus that may not be reflected in numbers alone.

Frequency of Changes To the extent possible, design boundaries to withstand time so students in a given area shall not be required to change schools because of an attendance boundary change more than once at a given level (elementary, middle school, or high school).

Cost Effectiveness Recommendations shall consider financial impact lessening future capital and operational budget costs. The costs of portable classrooms, transportation, additional staffing requirements, and other costs related to attendance boundary options shall be considered.

Continuity Provisions Following Board approval of a new school or an adjusted attendance boundary, students shall attend school in the attendance zone in which he or she resides.

Note: If a concern arises regarding an attendance boundary change that may impact services provided to a student receiving special education or 504 services, the ARD or 504 committee shall meet to discuss the concern.

Exceptions to this general rule are as follows:

High Schools

New high schools generally open without grade 11 and/or grade 12; therefore, students in grades 11 and/or grade 12 would remain at their former schools. Transportation shall be provided for eligible students.

If an attendance boundary is adjusted, a student entering grade 10, 11 or 12 is eligible for an intra-district transfer and may remain at his or her campus until the student graduates. If student remains at current campus, transportation shall not be provided by the District.

Note: Younger siblings who may be entering grade 9 will be required to attend newly zoned attendance boundary.

Middle Schools

When a new middle school opens or an attendance boundary is adjusted, students entering grade 8 are eligible for an intra-district transfer to remain at their current campus. This provision does not apply to their younger siblings as they must attend the newly zoned school. If the student entering grade 8 chooses to remain at their current campus, transportation shall not be provided by the District.

Elementary Schools

When a new elementary school opens or an attendance boundary is adjusted, students entering grade 5 are eligible for an intra-district transfer to remain at their current campus. This provision does not apply to their siblings as they must attend the newly zoned school. If the student entering grade 5 chooses to remain at their current campus, transportation shall not be provided by the District.

Previous attendance boundary changes

Students affected by a previous attendance boundary change while attending the same level (elementary, middle, high) in the same attendance area or residence are eligible for an intra-district transfer. Transportation shall not be provided by the District.

Students affected by previous attendance boundary changes, who attended different schools due to three or more attendance boundary changes, are eligible for an intra-district transfer and may remain at their existing campus. For example, a student who was rezoned in grade 1, again in grade 4 when a new school opened in the area, and once again in grade 7 due to the opening of a new middle school, would not be required to move schools again should

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there be an attendance boundary change impacting the student in the future. Transportation shall not be provided by the District.

**Emergency
Provision**

In emergency situations, as determined by the Board, attendance boundary changes may be adopted upon recommendation of the Superintendent without involving the process established by this policy.

**ATTENDANCE
COMMITTEES**

Absences
Considered

Attendance
Committees

This policy shall apply to a student who has not been in attendance for 90 percent of the days the class is offered.

Except as otherwise provided by law, all absences incurred while enrolled in the District shall be considered in determining whether a student has attended the required percentage of days under this policy.

The Board shall establish an attendance committee or as many committees as necessary for efficient implementation of Education Code 25.092.

The Superintendent ~~or designee~~ shall make the specific appointments in accordance with legal requirements.

**PARENTAL NOTICE
OF EXCESSIVE
ABSENCES**

Parental Notice of
Excessive Absences

~~methods~~Methods for
~~regaining~~Regaining
~~credit~~Credit or
~~awarding~~Awarding a
~~final grade~~Final
Grade

A student and the student's parent or guardian shall be given written notice prior to and at such time when a student's attendance in any class drops below 90 percent of the days the class is offered.

When a student's attendance drops below 90 percent but remains at least at 75 percent of the days the class is offered, the student may earn credit for the class or a final grade by completing a plan approved by the principal. -This plan must provide for the student to meet the instructional requirements of the class as determined by the principal.

If the student fails to successfully complete the plan, or when a student's attendance drops below 75 percent of the days the class is offered, the student, parent, or representative may request award of credit or a final grade by submitting a written petition to the appropriate attendance committee.

Petitions for credit or a final grade may be filed at any time the student receives notice but, in any event, no later than 30 days after the last day of classes.

The attendance committee shall review the student's entire attendance record and the reasons for absences and shall determine whether to award credit or a final grade. -The attendance committee may also, whether a petition is filed or not, review the records of all students whose attendance drops below 90 percent of the days the class is offered.

~~Students~~A student who ~~have~~has lost credit or ~~have~~has not received a final grade because of excessive absences may regain credit or be awarded a final grade by fulfilling the requirements established by the attendance committee.

~~PERSONAL ILLNESS~~

~~If a student has established a questionable pattern of absences, the Personal Illness~~

~~The principal or attendance committee may require that a student present a physician's or clinic's statement of illness after a single day's absence verification from a health-care provider in accordance with administrative regulations as a condition of classifying the an absence for personal illness as one for which there are extenuating circumstances.~~

~~GUIDELINES ON EXTENUATING CIRCUMSTANCES~~

~~The attendance committee shall adhere to the following guidelines to determine attendance for award of credit or a final grade:~~

~~DAYS OF ATTENDANCE~~

~~1.— All absences shall be considered in determining whether a student has attended the required percentage of days. If makeup work is completed satisfactorily, excused absences that are allowed under compulsory attendance requirements shall be considered days of attendance for this purpose. [See FEA(LEGAL) at EXCUSED ABSENCES FOR COMPULSORY ATTENDANCE DETERMINATIONS]~~

~~TRANSFERS / MIGRANT STUDENTS~~

~~2.— A transfer or migrant student incurs absences only after his or her enrollment in the District.~~

~~BEST INTEREST STANDARD~~

~~Best Interest Standard~~

~~In reaching consensus regarding a student's absences, and how the student can be awarded credit or a final grade, the attendance committee shall attempt to ensure that its decision is in the best interest of the student. -The Superintendent or designee shall develop administrative regulations addressing procedures to document the attendance committee's documentation of the decision.~~

~~DOCUMENTATION~~

~~Guidelines on Extenuating Circumstances~~

~~3.— The committee shall consider the acceptability and authenticity of documented reasons for the student's absences.~~

~~CONSIDERATION OF CONTROL~~

~~4.— The attendance committee shall consider whether the absences were for reasons out of the student's or parent's control.~~

~~STUDENT'S ACADEMIC RECORD~~

~~1. The committee shall consider whether or not the a student has completed assignments, mastered the essential knowledge and skills, and maintained passing grades in the course or subject.~~

~~INFORMATION FROM STUDENT OR PARENT~~

~~2. When makeup work is completed satisfactorily, the attendance committee shall consider extracurricular absences and other excused absences as days of attendance for award of credit or a final grade. [See FEA]~~

~~3. The attendance committee shall consider whether the reasons for the absences were reasonable and whether documentation for the absence is acceptable.~~

~~2.4.~~ The student or parent shall be given an opportunity to present any information to the committee about the absences and to discuss ways to earn or regain credit or be awarded a final grade.

**IMPOSING
CONDITIONS FOR
AWARDING CREDIT
or a final grade**

Imposing Conditions
for Awarding Credit
or a Final Grade

The attendance committee ~~may~~ shall consider the student's unique circumstances and, if necessary, shall impose ~~any of the following~~ conditions for ~~students with excessive absences to regain~~ awarding credit or be awarded a final grade that permit the student to meet the instructional requirements of the class rather than assigning a student to attend a specified program for an amount of time equivalent to the student's absences. Conditions may include:

1. Maintaining attendance standards for the rest of the semester.

~~1.2.~~ 2. Completing additional assignments, as specified by the committee or teacher.

~~2.3.~~ 3. Attending tutorial sessions as scheduled, ~~which may include Saturday classes or before and after school programs.~~

~~5.~~ 4. ~~Maintaining the attendance standards for the rest of the semester.~~

4. Completing other instructional programs, as specified by the committee.

~~3.5.~~ 5. Taking an examination to earn credit. [See EHDB]

~~6.~~ 6. ~~Attending a District-approved night school program.~~

~~7.~~ 7. ~~Attending summer school.~~

~~8.~~ 8. ~~Attending after school study labs (weekdays or Saturdays).~~

~~9.~~ 9. ~~Completing contracts for independent study.~~

~~10.~~ 10. ~~Completing course requirements through District-approved online curriculum.~~

In all cases, the student must ~~also~~ earn a passing grade in order to receive credit.

APPEAL PROCESS

Appeal Process

A parent or student may appeal the decision of the attendance committee in accordance with FNG(LOCAL) ~~beginning at Level Three.~~

This policy shall apply to a student who has not been in attendance for 90 percent of the days the class is offered.

**Absences
Considered**

Except as otherwise provided by law, all absences incurred while enrolled in the District shall be considered in determining whether a student has attended the required percentage of days under this policy.

**Attendance
Committees**

The Board shall establish an attendance committee or as many committees as necessary for efficient implementation of Education Code 25.092.

The Superintendent shall make the specific appointments in accordance with legal requirements.

**Parental Notice of
Excessive Absences**

A student and the student's parent or guardian shall be given written notice prior to and at such time when a student's attendance in any class drops below 90 percent of the days the class is offered.

**Methods for
Regaining Credit or
Awarding a Final
Grade**

When a student's attendance drops below 90 percent but remains at least at 75 percent of the days the class is offered, the student may earn credit for the class or a final grade by completing a plan approved by the principal. This plan must provide for the student to meet the instructional requirements of the class as determined by the principal.

If the student fails to successfully complete the plan, or when a student's attendance drops below 75 percent of the days the class is offered, the student, parent, or representative may request award of credit or a final grade by submitting a written petition to the appropriate attendance committee.

Petitions for credit or a final grade may be filed at any time the student receives notice but, in any event, no later than 30 days after the last day of classes.

The attendance committee shall review the student's entire attendance record and the reasons for absences and shall determine whether to award credit or a final grade. The attendance committee may also, whether a petition is filed or not, review the records of all students whose attendance drops below 90 percent of the days the class is offered.

A student who has lost credit or has not received a final grade because of excessive absences may regain credit or be awarded a final grade by fulfilling the requirements established by the attendance committee.

Personal Illness

The principal or attendance committee may require verification from a health-care provider in accordance with administrative regulations as a condition of classifying an absence for personal illness as one for which there are extenuating circumstances.

Best Interest
Standard

In reaching consensus regarding a student's absences and how the student can be awarded credit or a final grade, the attendance committee shall attempt to ensure that its decision is in the best interest of the student. The Superintendent shall develop administrative procedures to document the attendance committee's decision.

**Guidelines on
Extenuating
Circumstances**

1. The attendance committee shall consider whether a student has mastered the essential knowledge and skills and maintained passing grades in the course or subject.
2. When makeup work is completed satisfactorily, the attendance committee shall consider extracurricular absences and other excused absences as days of attendance for award of credit or a final grade. [See FEA]
3. The attendance committee shall consider whether the reasons for the absences were reasonable and whether documentation for the absence is acceptable.
4. The student or parent shall be given an opportunity to present any information to the committee about the absences and to discuss ways to earn or regain credit or be awarded a final grade.

**Imposing Conditions
for Awarding Credit
or a Final Grade**

The attendance committee shall consider the student's unique circumstances and, if necessary, shall impose conditions for awarding credit or a final grade that permit the student to meet the instructional requirements of the class rather than assigning a student to attend a specified program for an amount of time equivalent to the student's absences. Conditions may include:

1. Maintaining attendance standards for the rest of the semester.
2. Completing additional assignments, as specified by the committee or teacher.
3. Attending tutorial sessions as scheduled.
4. Completing other instructional programs, as specified by the committee.
5. Taking an examination to earn credit. [See EHDB]

In all cases, the student must earn a passing grade in order to receive credit.

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ATTENDANCE
ATTENDANCE FOR CREDIT

FEC
(LOCAL)

Appeal Process

A parent or student may appeal the decision of the attendance committee in accordance with FNG(LOCAL).

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: International Student Travel
References: Board Policies FMG and FD
(Legal) and (Local)
District Goal 1 & 4
Department: Department of School Leadership

Recommendation

Consideration and approval of international travel during the summer of 2024 by Clements High School and Travis High School students to participate in the 2024 German - American Partnership Program (GAPP) in Germany.

Summary

Our GAPP Partnership started in 1998 and occurs every other year, last year being 2023. The partnership between Clements High School and the Lessing-Gymnasium School in Cologne started in 2002 and Travis High School was added in 2018. The Lessing-Gymnasium students will visit during the period approximately March 18 – April 2, 2024 and the Administration is seeking approval to visit Cologne in the summer of 2024.

This trip will provide a once-in-a-lifetime opportunity for students studying German. For almost two weeks, the District's students will immerse in the German language and culture, experience life in a German host family, and attend a German school. Additionally, both groups of students work on a learning project. Clements High School and Travis High School are requesting permission for approximately 12-18 students to travel to Germany with CHS German teacher, Lauren Davis, THS German teacher, Seth Hulse, for 2.5 weeks during the summer of 2024 (approximately May 30 – July 16, 2024).

The approximate cost of the trip is \$2,500 per person, to be paid by the students/parents; this amount will cover airfare, lodging, in-country transportation, admissions to sights, insurance, and a few meals. Students will also need to bring with them about \$500 to cover meals and incidental expenses during the touring portion of the trip. While in Germany, students will reside in host homes for about half the trip and in hotels for the other half.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Kwabena Mensah
Chief of Schools

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Consideration and Approval:
Budget Amendment
References: Board Policy CE (Legal)
District Goal 5
Department: Business and Finance

Recommendation

Consideration and approval of a General Fund and Debt Service Fund budget amendment for 2023-24.

Summary

Fund 199 (General Fund)

General Fund revenues increased by \$10.4 million as explained below:

- \$8.8 million due to the increase in TRS on behalf of revenue. The TRS revenue is offset by the same amount of TRS on behalf in the expenses.
- \$1.86 million additional state revenue generated by higher than budgeted Special Education student counts. The increase in state revenue is partially offset by a corresponding increase in expenditure of \$1.4 million for positions needed to provide instruction and transportation to these additional students.
- \$0.1 million for revenue from Methodist per contract which is offset by increase in expenditures paid for athletic trainer services the District receives from Methodist.
- \$0.04 million from other sources for the sale of property and used to fund Furniture & Equipment replacement.

General Fund expenses increased by \$17.2 million as explained below:

- TRS on behalf of expenses were increased by \$8.8 million in various functions.
- Increase in function 11 instructional expenditures by \$1 million for 13 Special Education teachers, 47 Special Education paraprofessionals, and 3 ARD facilitators due to the increase in Special Education students.
- Increase function 31 by \$1.4 million for Special Education expenditures for additional contract staff to perform evaluations of students.
- Student transportation increased by \$0.4 million due to 20 Special Education bus monitors to meet the needs of the additional Special Education students.
- Increase in function 36 extracurricular by \$0.1 million for athletic trainers provided by Methodist (this is offset by the increase in revenue above).
- Increase function 51 maintenance and operations by \$1.0 million due to higher premiums in property insurance that exceeded the adopted budget amount.
- Increase in expenditures for \$3.6 million due to purchase orders that rolled from the prior fiscal year 2022-23 in various functions.

The net effect of the proposed budget amendment is a negative change of \$5.6 million. However, the District would continue to meet the 90-day fund balance requirement as required by Board policy.

Fund	Function	Adopted Budget 2023-24	Budget Amendment	Amended Budget 2023-24
Revenues				
199	57 – Local Revenues	\$518,240,551	139,717	\$518,380,268
199	58 – State Revenue	236,320,479	10,626,000	246,946,479
199	59 – Federal Revenues	13,000,000	-	\$13,000,000
	Total Revenue	\$767,561,030	\$10,765,717	\$778,326,747
Expenditures				
199	11 – Instruction	\$453,165,946	7,137,359	\$460,303,305
199	12 – Instructional Resource Media	8,540,185	99,632	8,639,817
199	13 – Curriculum Development	13,986,289	206,042	14,192,331
199	21 – Instructional Leadership	18,042,943	356,691	18,399,634
199	23 – School Leadership	47,673,947	854,818	48,528,765
199	31 – Guidance Counseling Evaluation	36,666,401	2,084,143	38,750,544
199	32 – Social Work Services	2,796,867	42,000	2,838,867
199	33 – Health Services	9,251,733	209,955	9,461,688
199	34 – Student Transportation	26,363,018	950,438	27,313,456
199	35 – Food Services	50,000	-	50,000
199	36 – Co-Curricular	16,365,524	453,385	16,818,909
199	41 – General Administrative	18,719,783	397,835	19,117,618
199	51 – Facilities Maintenance	74,016,734	2,427,429	76,444,163
199	52 – Security & Monitoring	10,965,558	222,004	11,187,562
199	53 – Data Processing	18,384,232	347,726	18,731,958
199	61 – Community Services	844,720	35,110	879,830
199	71 – Interest Expense	4,495,103	-	4,495,103
199	81 – Facility Acquisition	-	-	-
199	93 – Payment to Member/SSA	460,000	-	460,000
199	99 – Other Intergovernmental charges	5,850,000	540,791	6,390,791
	Total Expenditures	\$766,638,983	\$16,365,358	\$783,004,341
199	Other Sources	2,500,000	35,599	2,535,599
199	Other Uses	(2,000,000)	-	(2,000,000)
199	Use of ESSER	-	-	-
199	Net Change	1,422,047	(5,564,042)	(4,141,995)
	Fund Balance - Beginning (Unaudited)	200,220,161	-	200,220,161
199	Fund Balance - Ending	\$201,642,208	(\$5,564,042)	\$196,078,166
	Number of Days Funds Balance			91 Days

Fund 599 (Debt Service Fund)

A budget amendment to the Debt Service Fund is being presented for the proceeds and uses from the Series 2022B remarketing that closed on August 1, 2023.

Fund	Function	Adopted Budget 2023-24	Budget Amendment	Amended Budget 2023-24
Revenues				
599	00 - Local Revenues	\$ 164,112,082	\$ -	\$ 164,112,082
599	00 - State Revenue	3,800,564	-	3,800,564
	Total Revenue	\$ 167,912,646	\$ -	\$ 167,912,646
Expenditures				
599	71 - Debt Service	\$ 134,676,020	\$ -	\$ 134,676,020
	Total Expenditures	\$ 134,676,020	\$ -	\$ 134,676,020
599	Bond Proceeds/Premiums	-	90,025,000	90,025,000
599	Other Uses	(9,910,000)	(90,025,000)	(99,935,000)
599	Net Change	23,326,626	-	23,326,626
	Fund Balance - Beginning (Unaudited)	141,769,842	-	141,769,842
599	Fund Balance - Ending	\$ 165,096,468	\$ -	\$ 165,096,468
Fund	Function	Adopted Budget 2023-24	Budget Amendment	Amended Budget 2023-24
Revenues				
599	00 - Local Revenues	\$ 164,112,082	\$ -	\$ 164,112,082
599	00 - State Revenue	3,800,564	-	3,800,564
	Total Revenue	\$ 167,912,646	\$ -	\$ 167,912,646
Expenditures				
599	71 - Debt Service	\$ 134,676,020	\$ -	\$ 134,676,020
	Total Expenditures	\$ 134,676,020	\$ -	\$ 134,676,020
599	Bond Proceeds/Premiums	-	90,025,000	90,025,000
599	Other Uses	(9,910,000)	(90,025,000)	(99,935,000)
599	Net Change	23,326,626	-	23,326,626
	Fund Balance - Beginning (Unaudited)	141,769,842	-	141,769,842
599	Fund Balance - Ending	\$ 165,096,468	\$ -	\$ 165,096,468

District administration anticipates the need to recommend a budget amendment for the General and Debt Service Funds to adjust revenues and expenditures in November 2023 contingent upon a favorable election outcome of Fort Bend ISD's proposed Voter-Approval Ratification Election (VATRE) and the state's proposed constitutional amendment increasing the homestead exemption from \$40,000 to \$100,000, both items included for voter consideration on the November 7th, 2023 election ballot.

Submitted by:

Christie Whitbeck
Superintendent of Schools

Bryan Guinn
Chief Financial Officer

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: Job Order Contracting (JOC)
Services for Demolition - Briargate
Elementary School (BP001)
References: Board Policy CVF (Legal)
District Goal 5
Department: Operations

Recommendation

Consideration and approval of a construction services agreement with Job Order Contractor (JOC) JR Thomas Group for the demolition of the existing Briargate Elementary School (BP001), for a not-to-exceed construction cost of \$750,000 and authorization for the Superintendent to negotiate and execute or terminate the contract.

Summary

On June 26, 2023, the FBISD Board of Trustees (BOT) approved all project budgets for the 2023 Bond Program.

On August 21, 2023, the BOT approved a Job Order Contracting (JOC) pool of five contractors to provide both bond and non-bond services to the District. JR Thomas Group was included as one of the selected firms.

Staff is requesting approval to proceed with JR Thomas Group as the selected JOC to execute the demolition work on BP001 Briargate Elementary School Rebuild.

Policy CVF (Legal) states, “The board shall approve each job, task, or purchase order that exceeds \$50,000.” *Gov’t Code 2269.403*. In accordance with Policy CVF (Legal), Administration is seeking Board approval to award the following contract:

JOC Contract	Bid Package #	Description	NTE Demolition Budget
JR Thomas Group	BP001	BGE – Demolition	\$750,000

The attached Exhibit 1 provides the detailed construction budget for BP001, and the demolition of the building would be funded through the construction line item.

Negotiated contract amounts will be funded within BP001 Briargate Elementary School Rebuild project.

Upon Board approval, staff will negotiate the contract for demolition of the existing Briargate Elementary School with JR Thomas Group.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Damian Viltz
Chief Operations Officer



Project Summary
BP001 - Briargate Re-Build
 Exhibit - 1

Description	A A/E Design Fees & Reimbursables	B Design Contingency	C Other Professional Services	D Construction	E Construction Contingency	F FF&E	G Site Development	H Admin & Other Project Costs	I Project Contingency	TOTAL
BRIARGATE ELEMENTARY	\$2,000,250.00	\$160,932.00	\$1,869,120.00	\$38,100,000.00	\$1,500,000.00	\$4,158,000.00	\$435,600.00	\$1,000.00	\$39,091.00	\$48,263,993.00
TOTAL:	\$2,000,250.00	\$160,932.00	\$1,869,120.00	\$38,100,000.00	\$1,500,000.00	\$4,158,000.00	\$435,600.00	\$1,000.00	\$39,091.00	\$48,263,993.00

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: Phase 3 – Professional Services for 2023 Bond and Non-Bond Projects
References: Board Policy CV (Local) District Goal 5
Department: Operations

Recommendation

Consideration and approval of Phase 3 – Professional Service Firms to provide both Bond 2023 services for a not-to-exceed amount of \$20,000,000 and non-bond services for a not-to-exceed amount of \$5,000,000, and authorization for the Superintendent to negotiate and execute the contracts with the identified firms.

Summary

On May 6, 2023, FBISD passed the 2023 Bond Program.

On July 2, 2023, staff issued a solicitation RFQ23-088AL Professional Services Phase 3 Qualifications for FBISD 2023 Bond Program and other non-bond services as needed by the District.

The Professional Services Phase 3 Qualifications for FBISD 2023 Bond Program, RFQ23-088AL included the following professional service categories (pools):

- Structural Engineer
- MEP Engineer
- Landscape Architect
- Civil Engineer

RFQ23-088AL solicitation specified the District's intent to award more than one, but no greater than five contracts to the most qualified firms in each professional services category based on demonstrated competence and qualifications.

On August 3, 2023, 31 statements of qualifications were submitted by professional service firms as a response to the RFQ23-088AL solicitation.

Analysis of Phase 3 Professional Service Firms Category Recommendations:

Based on the evaluation of the proposals by professional service categories (pools), the final ranking of the Demonstrated Competence and Qualifications by professional service categories for the selected firms are shown below. Due to the extensive Mechanical, Electrical, and Plumbing (MEP) work included in Bond 2023, staff recommends award of six Professional Services within the MEP Engineer Category to ensure proper coverage for the necessary work.

Structural Engineer	RFQ Score
Dally + Associates	76.63
Dunaway	63.94
IMEG	63.45
PBK	62.98
Allana Buick & Bers	57.74

MEP Engineer	RFQ Score
DBR Engineering Consultants	82.87
Stanton Engineering Group	78.69
PBK	78.33
Salas O'Brien	74.53
Wylie & Associates	73.54
Infrastructure Associates, Inc	70.57

Landscape Architect	RFQ Score
Kimley-Horn & Associates	74.77
Teague Nall & Perkins	73.23
M2L Associates	67.03
PBK	62.43

Civil Engineer	RFQ Score
PBK	78.28
Dally + Associates	76.43
Kimley-Horn & Associates	72.97
Teague Nall & Perkins	70.99
Huitt-Zollars	70.85

Upon Board approval, staff will award the identified firms by professional service categories master agreements to perform professional services and will begin assigning work based on a rotation cycle for required professional service by bid package for the Bond 2023 Program as well as other district projects.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Damian Viltz
Chief Operations Officer

Evaluation Criteria RFQ 23-088AL Professional Services Phase 3

TAB	Evaluation Criteria Section Government Code 2254, CV Legal	Point System
	Cover Letter	Required
1	FIRM INFORMATION <ul style="list-style-type: none"> • History / Years of experience in K-12 • Location of the firm’s local offices • Awards and recognitions • Specialized experience in K-12 • Claim resolution 	10
2	MANAGEMENT STYLE AND PHILOSOPHY <ul style="list-style-type: none"> • Firm’s capabilities providing needed services • Program budget, schedule and documentation coordination experience 	20
3	FIRM EXPERIENCE and REFERENCES <ul style="list-style-type: none"> • Prior K-12 Project Experience • Prior FBISD Experience 	45
4	PROJECT TEAM <ul style="list-style-type: none"> • Teams’ organization and experience • Staff resumes 	20
5	SUPPLEMENTAL INFORMATION	5
6	FORMS	REQUIRED
	TOTAL	100 Points

Tabulation Summary
RFQ 23-088AL Professional Services Phase 3 - Civil Engineer

Vendor	Firm Information (10 pts. Max)	Management Style and Philosophy (20 pts. Max)	Firm Experience and Referenes (45 pts. Max)	Project Team (20 pts. Max)	Supplemental Information (5 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
PBK	8.05	16.00	34.50	17.00	2.73	78.28	1
Dally + Associates	6.38	15.75	31.75	18.00	4.55	76.43	2
Kimley-Horn and Associates, Inc.	5.38	15.50	33.50	15.60	2.99	72.97	3
Teague Nall and Perkins, Inc.	8.33	14.25	30.50	14.85	3.07	70.99	4
Huitt-Zollars, Inc.	8.00	17.00	26.75	15.70	3.40	70.85	5
Dunaway	6.28	17.75	24.50	14.45	3.22	66.19	6
Colliers Eginneering & Design	8.28	13.25	24.50	15.20	3.63	64.85	7
PRD Land Development Services, LLC	6.95	11.00	21.00	14.45	4.18	57.58	8
Lentz Engineering, LLC	4.73	11.25	12.25	14.45	3.95	46.63	9
DTS Engineering, Inc.	6.80	7.75	16.00	12.15	1.83	44.53	10
Separation System Consultants, Inc.	7.48	7.00	12.50	13.25	3.20	43.43	11

Tabulation Summary
RFQ 23-088AL Professional Services Phase 3 - Landscape Architect

Vendor	Firm Information (10 pts. Max)	Management Style and Philosophy (20 pts. Max)	Firm Experience and Referenes (45 pts. Max)	Project Team (20 pts. Max)	Supplemental Information (5 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
Kimley-Horn and Associates, Inc	5.78	17.75	32.25	16.15	2.84	74.77	1
Teague Nall and Perkins, Inc.	8.18	15.50	31.00	15.15	3.40	73.23	2
M2L Associates	8.08	14.00	26.50	14.05	4.40	67.03	3
PBK	7.63	16.00	20.50	15.80	2.51	62.43	4

Tabulation Summary

RFQ 23-088AL Professional Services Phase 3 - Structural Engineer

Vendor	Firm Information (10 pts. Max)	Management Style and Philosophy (20 pts. Max)	Firm Experience and Referenes (45 pts. Max)	Project Team (20 pts. Max)	Supplemental Information (5 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
Dally + Associates	6.28	16.00	32.50	17.00	4.85	76.63	1
Dunaway	6.15	14.50	25.50	14.50	3.29	63.94	2
IMEG	8.85	14.00	23.00	14.05	3.55	63.45	3
PBK	8.25	16.25	19.75	16.00	2.73	62.98	4
Allana Buick & Bers, Inc.	8.68	12.25	20.25	13.65	2.92	57.74	5
DTS Engineering, Inc.	6.83	8.00	21.00	13.30	1.68	50.81	6

Tabulation Summary

RFQ 23-088AL Professional Services Phase 3 - MEP Engineer

Vendor	Firm Information (10 pts. Max)	Management Style and Philosophy (20 pts. Max)	Firm Experience and Referenes (45 pts. Max)	Project Team (20 pts. Max)	Supplemental Information (5 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
DBR Engineering Consultants, Inc.	8.35	15.25	39.25	16.50	3.52	82.87	1
Stanton Engineering Group, LLC	8.30	17.25	32.00	16.70	4.44	78.69	2
PBK	5.33	15.50	36.25	18.40	2.85	78.33	3
Salas O'Brien	7.93	14.00	33.00	16.75	2.85	74.53	4
Wylie & Associates, LLC dba Wylie Engineering	5.88	17.75	31.00	15.40	3.52	73.54	5
Infrastructure Associates, Inc.	7.98	14.75	28.25	16.00	3.59	70.57	6
EMA Engineering and Consulting	8.18	15.75	26.75	16.40	3.40	70.48	7
Johnston, LLC	7.65	16.00	27.50	15.50	3.52	70.17	8
Huitt-Zollars, Inc.	8.85	14.25	27.50	16.00	3.40	70.00	9
Image Engineering Group	5.70	13.50	26.50	12.50	2.40	60.60	10

BOT Meeting:	October 2, 2023
Solicitation No.:	RFP 23-050AB
References:	District Goal 5
Description:	<p>Online Registration and Payment System</p> <p><u>Recommendation</u></p> <p>Consideration and approval for the use of an online registration and payment system from Eleyo in an amount not to exceed \$1,581,806 and authorization for the Superintendent to negotiate and execute the agreement through October 2028.</p> <p><u>Summary</u></p> <p>On April 20, 2023, Fort Bend ISD issued RFP 23-050AB soliciting proposals for an Online Registration and Payment System. The Fort Bend ISD Extended Learning Department sought to secure a servicer who provides a cost-effective registration, billing, and reporting web-based software; with a range of capabilities and services offered that will aid and support multiple interface users. The system was to provide the following features:</p> <ul style="list-style-type: none"> • Ease of integration and data migration • An ability to offer on-going training and system support, and • Security features that will ensure that data is maintained and protected. <p>The system would also be required to support both parent and staff needs for the various programs offered through the Extended Learning Department. These needs included:</p> <ul style="list-style-type: none"> • Ability for parents to register students • Ability to collect tuition and fees • Individual program set up which lists site locations and activities • Ability to communicate with account holders, and • Ability to provide data reporting and archiving. <p>Over the last few years, the Extended Learning Department has grown beyond offering a before and after-school program for elementary students only, and now services students in Pre-Kindergarten through eighth grade. There are also other programs for students during out-of-school time, including spring break, summer, and student holidays. In addition, the Extended Learning Department provides enrichment classes for youth, teens, and adults.</p>

The selected system would incorporate a comprehensive set of tools, including registration, billing, and reporting functionalities. These tools would be designed to streamline and enhance various aspects of the system's operations to include, but are not limited to:

- Secure, custom online program registration forms
- Mobile-friendly parent portal with student registration, program enrollment, and payment capabilities
- Administrative portal to manage registrations, accounts, and payments
- Tuition bills posted to accounts monthly
- Late fee collection
- Automatic draft capabilities to facilitate parent payments due
- Ability to offer discounted rates for financial assistance, employees, and others
- Calendar-based enrollment for programs with weekly schedules
- Create and send custom email communications to account holders
- Generate extensive reports to monitor childcare operations
- Access on any device with a browser
- Centralized data management and tracking
- Speedy accounts receivable processing
- Improved parent engagement
- Support and training provided at initial setup, as well as on an ongoing basis.

The Extended Learning Department serves over 7,000 students across 55 campuses annually. Its revenue, which is over \$8.0M a year, is generated by program enrollment.

An evaluation team comprised of Fort Bend ISD staff members from the Extended Learning, Information Technology, and Business and Finance Departments reviewed the submissions. The District applied the "Best Value" process in selecting the vendor to be awarded in accordance with Chapter 44, §44.031 (b) of the Texas Education Code & CH (Local) CH (Legal) purchasing and acquisition district policies.

Background

Expenditures for FY 2022-23 were \$270,892. Expenditures are not expected to exceed \$1,581,806 through October 2028.

	<p>Payment for services offered through the online registration and payment system will come from the parents using the system and is Covered by the tuition collected. A transaction fee of 2.99% and a payment processing fee of \$0.39 is paid by the parents on each transaction.</p> <p>Annual expenditures are based on the number of transactions and the number of students that register for the Extended Learning programs each year.</p>
Requested By:	Bryan Guinn, Chief Financial Officer Richard Gay, Executive Director of Business Services
Vendor:	Eleyo
Budget Sources:	Extended Learning Funds Enterprise Funds
Amount:	Not to exceed \$1,581,806 through October 2028
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	6491
Number of vendors downloaded the solicitation:	108
Number of responses received:	9
Number of "no bid" responses received:	3
Length of commitment:	Through October 2028
Last solicitation date:	November 2017
Supporting documents:	Evaluation Summary and Criteria
Disclosure under Board Policy CH, CV, or DBD (Local):	None

*** Previously awarded a contract of the same scope with the District.

RFP 23-050AB Online Registration and Payment System

	Evaluation Criteria	Point System
1	Purchase Price <ul style="list-style-type: none"> Offer a fair reasonable price for goods and services to be procured by Fort Bend ISD 	25 points
2	Reputation of the Vendor and of the Vendor's Goods or Services <ul style="list-style-type: none"> Vendor(s) should have a solid reputation with other ISDs, Government or Collegiate entities that shows a high level of customer service and a high 	5 points
3	Quality of the Vendor's Goods or Services <ul style="list-style-type: none"> Ability to create multiple program registrations for Extended Learning, summer camp, and community education. Ability to provide automated billing, including late payments and discounted rates. Ability to bill, collect and report tuition monthly to ensure that financial records are accurately reported for department fund. Integrate with SIS (Skyward) to verify student data automatically 	25 points
4	Extent to Which the Goods or Services Meet the District's Needs <ul style="list-style-type: none"> Ability for parents to access and navigate the system on their own to create registration for students in department programs. System functionality: including billing and reporting capabilities, and the ease of use for all stakeholders. Ability to access reports that provide information to department and district personnel regarding finances, attendance, and enrollment from the registration. Ability to send notifications and communications to parents via various methods and per individual program, i.e., text and email 	25 points
5	Vendor's Past Relationship with the District For reference, the vendor shall list the following: <ul style="list-style-type: none"> Past projects or contracts similar service vendor has had with the District. Past projects or contracts for similar service vendor has had with any K-12 Districts similar sized or larger 	5 points
6	Long-Term Cost to the District to Acquire the Vendor's Goods or Services <ul style="list-style-type: none"> Implementation Setup fee Maintenance Other added cost 	5 points
7	Vendor's Principal Place of Business is in the State of Texas or Employs 500 People in the State of Texas	N/A
8	Insurance Requirements <ul style="list-style-type: none"> Certificate of Insurance as requested in the solicitation 	Pass/Fail
9	Service Agreement <ul style="list-style-type: none"> 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. 	10 points
	TOTAL	100 points

Tabulation Summary
RFP 23-050AB Online Registration and Payment System

Vendor	Purchase Price (25 pts. Max)	Reputation of Vendor and Vendor's Goods and Services (5 pts. Max)	Quality of Vendors Goods and Services (25 pts. Max)	Extent to which the Goods and Services Meet the Needs of the District (25 pts. Max)	Vendors Past Relationship with the District (5 pts. Max)	Long Term Cost to the District (5 pts. Max)	Agreement to Fort Bend ISD Terms and Conditions (10 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
Eleyo	25	2.97	24.14	23.71	5.00	5.00	5.00	90.82	1
GTSOFT Inc.	6.4	3.75	22.86	22.00	5.00	1.28	10.00	71.29	2
6crickets Inc	1.26	1.95	22.86	22.71	4.00	0.26	10.00	63.04	3
Dynamic Enterprise Solutions, Inc	7.86	2.60	18.14	18.00	4.00	1.79	10.00	62.39	4
RecDesk Software	7.81	1.90	12.86	11.86	4.00	2.39	10.00	50.82	5
FACTS	1.79	0.50	19.57	18.57	4.00	0.43	5.00	49.86	6
SURELINC, LLC	0.16	4.00	8.86	9.00	2.00	0.04	10.00	34.06	7
Heartland Payment Systems, LLC dba Heartland School Solution	1.6	0.10	10.14	11.00	3.71	0.32	5.00	31.87	8
Gulf State Software LLC	1.68	0.80	7.86	8.14	1.00	1.41	10.00	30.89	9

BOT Meeting:	October 2, 2023
Solicitation No.:	24-001AR Student and Staff Identification Cards
References:	District Goal 5
Description:	<p>Student and Staff Identification Cards:</p> <p><u>Recommendation</u></p> <p>Consideration and approval for the purchase of student and staff identification cards from CI Solutions through the Interlocal Purchasing System in an amount not to exceed \$1,769,415 and authorization for the Superintendent to negotiate and execute the agreements through January 31, 2028.</p> <p><u>Summary</u></p> <p>On August 14, 2023, Fort Bend ISD issued RFQuote 24-001AR soliciting vendors to provide turnkey solutions for student and staff identification cards and services. The previous solicitation for badges was issued on May 29, 2018, and will expire in November 2023.</p> <p>This contract will provide comprehensive solutions, including identification card production and customization for Students and Staff, as well as associated services such as card printing, data management, and card distribution.</p> <p>This contract seeks approval under relevant statutes, including Chapter 44, § 44.031(a) of the Texas Education Code and Chapter 791, Interlocal Cooperation Act, along with Board Policies CH (LEGAL) and CH (LOCAL) for purchasing goods and services. The Board of Trustees must approve proposal awards worth \$50,000 or more.</p> <p>Under the authority of the Texas Government Code §791.001 and the Interlocal Cooperation Act as amended, local governments like Fort Bend ISD are allowed to contract with each other and other government agencies. This Act exempts the requirement of seeking competitive bids for goods and services, once a school district determines that a local cooperative purchasing program offers the best value, to enhance efficiency and effectiveness.</p>

	<p>Renewal options are available through January 2028. 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>An evaluation team comprised of Fort Bend ISD staff members from Business and Finance, Child Nutrition Department, Human Resources, Information Technology Services, Information Systems, and Safety and Security and Transportation departments, evaluated the proposals.</p> <p><u>Background</u></p> <p>The term of this contract is for three (3) years with two (2) optional one-year extensions. The contract term will begin on October 16, 2023, and will run through January 31, 2026. With the two (2) option years, the contract can be extended until January 31, 2028.</p> <p>Expenditures for the last full twelve months with the prior vendor were \$176,870, but it did not include printers. Expenditures are not expected to exceed \$1,769,415 through January 2028. Funding is included in the budget.</p> <p>Projected expenditures include costs for printers, cameras, printer supplies, ID card stock for students and staff, badge covers, and breakaway lanyards. The not to exceed amount assumes new passive RFID badges, covers and lanyards each year for all students, and 5% escalation each year in volume and supplies needed. Our goal will be to have students keep the same badge year to year to the extent possible.</p> <p>RFID badges are needed for the bus tracking system. There are other potential uses for students that could be implemented in the future.</p>
Requested By:	Steve Bassett, Deputy Superintendent David Rider, Chief of Police Glenda Johnson, Chief Human Resources Officer Damian Viltz, Chief Operating Officer
Vendor:	CI Solutions, The Card Integrators Corp.
Budget Sources:	General Fund Bond Funds Activity Funds

Amount:	Not to exceed total \$1,769,415 through January 31, 2028
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	15
Number of vendors downloaded the solicitation:	8
Number of responses received:	4
Number of "no bid" responses received:	N/A
Length of commitment:	Through January 2028
Last solicitation date:	May 2018
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

*** *Previously awarded a contract of the same scope with the District.*

RFQuote 24-001AR Student and Staff Identification Cards

	Evaluation Criteria	Point System
1	<p>Purchase price</p> <ul style="list-style-type: none"> • Proposal should offer a fair and reasonable price for items and services to be procured by Fort Bend ISD. • Pricing will be calculated using the BidTable in this document. 	40 points
2	<p>Reputation of the Vendor and of the Vendor's goods or services</p> <ul style="list-style-type: none"> • 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.) 	10 points
3	<p>Quality of the vendor's goods or services</p> <ul style="list-style-type: none"> • Vendor's products should be new and be of the highest quality. • Service Capabilities • Demonstrated Competence 	25 points
4	<p>Extent to which the goods or services meet the district's needs</p> <ul style="list-style-type: none"> • Deployment schedule • Warranties/Guarantees • Fees 	25 points
	TOTAL	100 points

BOT Meeting:	October 2, 2023
Solicitation No.:	22-039AR-01 BuyBoard, Choice Partners, The Interlocal Purchasing System (TIPS), Sourcewell Cooperatives, General Services Administration (GSA), Central Texas Purchasing Alliance (CTPA)
References:	District Goal 5
Description:	<p>School Bus Parts, Services, and Related Items (Supplemental)</p> <p><u>Recommendation</u></p> <p>Consideration and approval for the purchase of school bus parts, services, and related items from multiple vendors under multiple cooperative contracts in an amount not-to-exceed \$3,170,000 and authorization for the Superintendent to negotiate and execute the agreements through May 31, 2025.</p> <p><u>Summary</u></p> <p>On February 14, 2022, the Board approved School Bus Parts, Services, and Related Items, which expires on January 31, 2025. The purpose of this proposed action is to add additional vendors to the list of previously approved vendors and increase the authorized expenditure amount. The originally approved length of commitment does not change.</p> <p>The Transportation Department requests additional vendors to provide a more economical value for services and parts needed to repair the fleet and replace previously awarded vendors who are no longer in business. The District has found it necessary to look for vendors who can provide the parts and services at a reasonable cost. With the continuing aging of the District's fleet, costs for repairs have increased.</p> <p>On February 14, 2022, the Board approved the initial expenditures not to exceed \$2,370,000 through May 2025. The Transportation Department is requesting a contract increase for school bus parts, services, and related items in the amount of \$800,000 to meet the needs of the District through May 2025.</p> <p>This contract seeks approval under relevant statutes, including Chapter 44, § 44.031(a) of the Texas Education Code and Chapter 791, Interlocal Cooperation Act, along with Board Policies CH (LEGAL) and CH (LOCAL) for purchasing goods and services. The Board of Trustees must approve proposal awards worth \$50,000 or more.</p> <p>Under the authority granted in the Texas Government Code §791.001 The Interlocal Cooperation Act as amended, allows local governments like Fort Bend ISD the ability to increase the efficiency and effectiveness of local governments by authorizing them to contract, to the greatest</p>

	<p>possible extent, with one another and with other local governments and agencies of the state to perform governmental administrative functions.</p> <p>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 for FY 2022-23 were \$1,325,808. The contract balance remaining under the current Board authorization is \$338,380. Expenditures will not exceed \$3,170,000 through May 2025. Funding is included in the budget.</p>
Requested By:	Damian Viltz, Chief Operations Officer Bryan Guinn, Chief Financial Officer
Vendor:	Chalks Truck Parts*** Pearland Alternator Easy Way Safety Services Angel Trax Safety Vision*** Magna Tag Southern Tire Mart*** Andy's Auto & Bus Air Clear Glass Mobile Service Inc Advanced Auto Parts TCI
Budget Sources:	General Fund Bond 2023 Funds
Amount:	Increase of \$800,000; Not to exceed total \$3,170,000 through May 31, 2025
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	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 2025
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

*** Previously awarded a contract of the same scope with the District.

BOT Meeting:	October 2, 2023
Solicitation No.:	24-002TA Omnia Partners
References:	District Goal 5
Description:	<p>Police Worn Body Cameras and Related Items and Services</p> <p><u>Recommendation</u></p> <p>Consideration and approval for the purchase of police worn body cameras and related Items and services from Axon Enterprise, Inc., in an amount not-to-exceed \$447,000 and authorization for the Superintendent to negotiate and execute the agreement through October 2028.</p> <p><u>Summary</u></p> <p>In April 2021, the Board approved 21-068TA Police-Worn Body Cameras and Related Items and Services through a cooperative contract with the Sourcewell Cooperative, which expires on February 21, 2024.</p> <p>The Fort Bend ISD Police Department issues one police-worn body camera to each officer as a part of their standard equipment. Body worn cameras are a best practice in law enforcement and a requirement for Fort Bend ISD Police to maintain their recognized status with the Texas Police Chiefs Association. The current body cameras have reached their end of life. This contract will allow the District to refresh the Police Department’s current body cameras, provide maintenance and upgrades, maintain software licenses, warranty, video storage services, and to purchase additional cameras dependent on department growth. The Police Department is requesting a 5-year term to lock in contract pricing as these prices increase each year.</p> <p>This contract seeks approval under relevant statutes, including Chapter 44, § 44.031(a) of the Texas Education Code and Chapter 791, Interlocal Cooperation Act, along with Board Policies CH (LEGAL) and CH (LOCAL) for purchasing goods and services. The Board of Trustees must approve proposal awards worth \$50,000 or more. Under the authority of the Texas Government Code §791.001 and the Interlocal Cooperation Act as amended, local governments like Fort Bend ISD are allowed to contract with each other and other government agencies. This Act exempts the requirement of seeking competitive bids for goods and services, once a school district determines that a local cooperative purchasing program offers the best value, to enhance efficiency and effectiveness.</p> <p>Renewal options are available through October 2028. Should the contract not be renewed 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>

	<u>Background</u>
	Expenditures for FY 2022-23 were \$85,440. Expenditures are not expected to exceed \$447,000 through October 2028. Funding is included in the budget.
Requested By:	David Rider, Chief of Police Long Pham, Chief Information Officer Bryan Guinn, Chief Financial Officer
Vendor:	Axon Enterprise, Inc. ***
Budget Sources:	General Fund
Amount:	Not to Exceed - \$447,000 through October 2028
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	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 October 2028
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

*** Previously awarded a contract of the same scope with the district.

BOT Meeting:	October 2, 2023
Solicitation No.:	22-008KB-02 Choice Partners
References:	District Goal 5
Description:	<p>High School Graduation Diplomas and Related Items (Supplemental)</p> <p><u>Recommendation</u></p> <p>Consideration and approval for the purchase of high school graduation diplomas and related items from multiple vendors and authorization for the Superintendent to negotiate and execute the agreements through May 2027.</p> <p><u>Summary</u></p> <p>On July 25, 2022, the Board approved RFP 22-008KB High School Graduation Diplomas and Related Items in an amount not to exceed \$906,000 through May 2027. Two (2) vendors were awarded. The purpose of this proposed action is to add additional vendors to the list of previously approved vendors as the awarded vendors were unable to meet the District's needs. The originally approved length of commitment and authorized expenditure amount does not change.</p> <p>The Department of Student Leadership aims to provide an adequate pool of vendors to provide diplomas and graduation items to the District. In addition, this supplemental solicitation encourages competitive pricing ensuring the best value for the district. The recommended vendors will provide general, magna cum laude, and cum laude diploma and diploma covers that will be used at graduations for all high school campuses. Related items include honor chords, medals, and staff regalia.</p> <p>Graduation is a milestone moment and an exciting time for all Fort Bend ISD seniors and their families. This occasion serves to recognize the hard work of students and celebrate the rite of passage as students' progress into life after secondary school. The materials students receive during and surrounding commencement ceremonies are keepsakes and mementos of the students' lives in public school.</p> <p>This contract seeks approval under relevant statutes, including Chapter 44, § 44.031(a) of the Texas Education Code and Chapter 791, Interlocal Cooperation Act, along with Board Policies CH (LEGAL) and CH (LOCAL) for purchasing goods and services. The Board of Trustees must approve proposal awards worth \$50,000 or more.</p> <p>Renewal options are available through May 2027. 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>

	Expenditures for FY 2022-23 were \$96,709. Expenditures are not expected to exceed \$906,000 through May 2027. Funding is included in the budget.
Requested By:	Kwabena Mensah, Chief of Schools Bryan Guinn, Chief Financial Officer
Vendors:	Balfour Commemorative Brands, Inc.*** Pride and Recognition
Budget Sources:	General Fund Activity Funds
Amount:	Not to exceed \$906,000 through May 2027
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by FBISD:	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 2027
Last solicitation date:	N/A
Supporting documents:	N/A
Disclosure under Board Policy CH, CV, or DBD (Local):	None

***Previously awarded a contract of the same scope with the District

BOT Meeting:	October 2, 2023
Solicitation No.:	RFP 23-061AL
References:	District Goal 5
Description:	<p>Physical Education (PE) and Athletic Supplies, Equipment, and Related Items</p> <p><u>Recommendation</u></p> <p>Consideration and approval for the purchase of Physical Education (PE) and Athletic Supplies, Equipment, and related items from multiple vendors in an amount not to exceed \$1,735,400 and authorization for the Superintendent to negotiate and execute the agreements through October 2028.</p> <p><u>Summary</u></p> <p>On April 14, 2023, Fort Bend ISD issued RFP 23-061AL for the procurement of Physical Education (PE) and Athletic Supplies, Equipment, and Related Items. This RFP aims to facilitate the purchase of a comprehensive range of supplies and equipment to support the District’s physical education and athletic programs.</p> <p>The Athletics Department recognizes the importance of providing students with a well-rounded education, which includes a strong emphasis on physical fitness and athletic development. To ensure the success and growth of these programs, it is crucial to have access to high-quality supplies and equipment that meet the needs of both students and educators. By procuring high-quality supplies and equipment, the District aims to foster the physical well-being and athletic development of its students, thereby contributing to their overall academic success and personal growth.</p> <p>Commonly purchased equipment under this procurement include:</p> <ul style="list-style-type: none"> • Physical education classroom supplies for a variety of sports and games such as hula-hoops, jump ropes, and playground sport sets for elementary and middle school students. • Specific sports equipment for basketball, baseball, tennis, softball, volleyball, football, track and field, and soccer programs including goals, nets, and carts. • Training equipment for middle and high school students that consists of weights, training mats, elliptical machines, treadmills, and stationary bikes. • Football helmet reconditioning and recertification. <p>An evaluation team comprised of Fort Bend ISD staff members from the</p>

	<p>Athletics, Behavioral Health and Wellness, and Business and Finance Departments reviewed the submissions. The District applied the “Best Value” process in selecting the vendor to be awarded in accordance with Chapter 44, §44.031 (b) of the Texas Education Code & CH (Local) CH (Legal) purchasing and acquisition district policies.</p> <p>The term of this contract is for three (3) years with two (2) optional one-year extensions. The contract term will begin on October 16, 2023, and will run through October 15, 2026. With the two (2) optional years, the contract can be extended until October 15, 2028.</p> <p><u>Background</u></p> <p>Expenditures for FY 2022-23 were \$394,033. Expenditures are not expected to exceed \$1,735,400 through October 2028. Funding is included in the budget.</p>
Requested By:	Dr. Kwabena Mensah, Chief of Schools Bryan Guinn, Chief Financial Officer
Vendors:	Action Wear Plus Advanced Health styles Fitness Equipment, Inc. ALERT SERVICES, INC* BSN Sports* Cardinals Sport Center dba Game One* Clarke Distributing Company* Colorado Time Systems Concourse Team Express, LLC Conner Athletic Products Inc. dba: Power Lift DanzGear* Diadem Sports LLC Dugout Sports Gandy Ink* Knockout Sportswear Leonetti Graphics Inc.* LISCO SPORTS* Medco Sports Medicine MFAC, LLC* Nasco Education LLC* Oates Specialties, LLC Pasadena Sporting Goods* Playlearn USA Inc. Riddell* S&S Worldwide* School Health Corporation* School Specialty LLC* Ship Black LLC

	SIGN SOLUTIONS, INC* Texas Motion Sports* The Soccer Corner* US Games* Wisstech Enterprises* XROAD SPORTS
Budget Sources:	General Fund Activity Funds Extended Learning Funds Bond Funds
Amount:	Not to exceed \$1,735,400 through October 2028
Other Supporting Information	
Sole Source:	No
Number of vendors contacted by Purchasing:	472
Number of vendors downloaded the solicitation:	101
Number of responses received:	33
Number of "no bid" responses received:	6
Length of commitment:	Through October 2028
Last solicitation date:	N/A
Supporting documents:	Evaluation Summary and Criteria
Disclosure under Board Policy CH, CV, or DBD (Local):	None

*** Previously awarded a contract of the same scope with the District.

RFP 23-061AL Physical Education (PE) and Athletic Supplies, Equipment, and Related Items

	Evaluation Criteria	Point System
1	<p>Purchase Price</p> <ul style="list-style-type: none"> • Offer a fair reasonable price for goods and services to be procured by Fort Bend ISD. 	30 points
2	<p>Reputation of the Vendor and of the Vendor’s Goods or Services</p> <ul style="list-style-type: none"> • Vendor(s) should have a solid reputation with other ISDs, Government or Collegiate entities that show a high level of customer service and a high level of quality goods or services. References will be contacted via e-mail. 	10 points
3	<p>Quality of the Vendor’s Goods or Services</p> <ul style="list-style-type: none"> • Vendor(s) products should be new and be of the highest quality with an option to substitute 	20 points
4	<p>Extent to Which the Goods or Services Meet the District’s Needs</p> <ul style="list-style-type: none"> • Services or goods offered align with scope requirement • School District or Campuses serviced 	25 points
5	<p>Vendor’s Past Relationship with the District</p> <p>For reference, the vendor shall list the following:</p> <ul style="list-style-type: none"> • Past projects or contracts similar service vendor has had with the District • Past projects or contracts for similar service vendor has had with any K-12 Districts similar sized or larger 	5 points
6	<p>Vendor’s Principal Place of Business is in the State of Texas or Employs 500 People in the State of Texas</p>	N/A
7	<p>Long-Term Cost to the District to Acquire the Vendor’s Goods or Services</p>	10 points
8	<p>Insurance Requirements</p> <ul style="list-style-type: none"> • Certificate of Insurance as requested in the solicitation 	Pass/Fail
9	<p>Service Agreement</p> <ul style="list-style-type: none"> • 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. 	0 points
	TOTAL	100 points

**Tabulation Summary
RFP 23-061AL Physical Education (PE) and
Athletic Supplies, Equipment, and Related
Items**

Vendor	Purchase Price (30 pts. Max)	Reputation of Vendor and Vendor's Goods and Services (10 pts. Max)	Quality of Vendors Goods and Services (20 pts. Max)	Extent to which the Goods and Services Meet the Needs of the District (25 pts. Max)	Vendors Past Relationship with the District (5 pts. Max)	Long Term Cost to the District (10 pts. Max)	Proposer's Total Score (100 pts. Max)	Proposer's Ranking
Nasco Education LLC	30.00	1.00	19.75	25.00	5.00	10.00	90.75	1
Riddell	29.50	2.30	19.50	24.50	5.00	9.75	90.55	2
BSN Sports	29.50	1.00	20.00	25.00	5.00	9.75	90.25	3
US Games	28.75	2.30	20.00	23.75	5.00	10.00	89.80	4
Cardinals Sport Center dba Game One	29.50	1.00	20.00	24.50	5.00	9.75	89.75	5
Leonetti Graphics Inc.	28.50	1.00	20.00	25.00	5.00	10.00	89.50	6
Medco Sports Medicine	29.50	1.00	19.50	24.50	5.00	10.00	89.50	7
The Soccer Corner	29.50	1.00	19.50	24.75	4.75	10.00	89.50	8
School Specialty LLC	28.75	1.00	19.50	24.75	5.00	10.00	89.00	9
ALERT SERVICES, INC.	29.25	1.00	18.75	24.00	4.50	10.00	87.50	10
Gandy Ink	29.25	1.00	18.75	23.50	5.00	10.00	87.50	11
Conner Athletic Products Inc. dba Power Lift	27.75	2.30	19.50	25.00	4.25	8.25	87.05	12
S&S Worldwide	28.25	1.00	19.00	23.50	5.00	9.75	86.50	13
LISCO SPORTS	28.00	1.00	20.00	23.75	5.00	8.50	86.25	14
Wisstech Enterprises	28.25	1.30	18.75	22.50	4.25	9.00	84.05	15
School Health Corporation	28.25	1.30	18.25	22.00	4.25	9.50	83.55	16
MFAC, LLC	28.25	1.00	19.50	22.00	3.75	9.00	83.50	17
SIGN SOLUTIONS, INC	27.00	1.30	19.00	22.75	4.75	8.25	83.05	18
Concourse Team Express, LLC	27.50	1.00	18.25	23.75	3.75	8.25	82.50	19
Action Wear Plus	27.00	2.30	18.75	22.00	3.50	8.75	82.30	20
DanzGear	28.25	1.30	18.00	22.50	3.50	8.25	81.80	21
Pasadena Sporting Goods	25.50	1.00	18.00	23.25	4.25	9.25	81.25	22

Clarke Distributing Company	28.25	2.30	18.25	19.75	3.75	8.75	81.05	23
Colorado Time Systems	24.50	2.30	17.75	23.75	4.50	8.25	81.05	24
Dugout Sports	27.00	1.00	18.25	22.00	3.75	8.50	80.50	25
Texas Motion Sports	26.75	1.30	18.25	22.00	3.25	8.50	80.05	26
Knockout Sportswear	27.00	1.00	17.75	22.00	3.75	8.50	80.00	27
XROAD SPORTS	26.75	1.00	18.50	20.75	3.75	8.50	79.25	28
Playlearn USA Inc.	26.25	1.00	18.50	20.25	4.00	8.00	78.00	29
Advanced Healthstyles Fitness Equipment, Inc.	26.25	1.00	17.50	20.25	3.25	9.00	77.25	30
Diadem Sports LLC	25.75	1.00	17.00	20.75	3.00	8.25	75.75	31
Oates Specialties, LLC	25.75	1.00	17.00	19.75	3.25	7.50	74.25	32
Ship Black LLC	25.75	1.30	17.50	20.25	2.75	6.50	74.05	33

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: Construction Manager at Risk BP003 Clements High School Rebuild
References: Board Policy CV (Local) District Goal 5
Department: Operations

Recommendation

Consideration and approval of Durotech, Inc. as Construction Manager-at-Risk (CMAR) for BP003 Clements High School Rebuild, and authorization for the Superintendent to negotiate and execute, or terminate the contract.

Summary

In an effort to expedite the work and to complete BP003 Clements High School Rebuild project within the established timelines, staff recommended to the Superintendent to utilize CMAR as the project delivery/contract award method. The Superintendent reviewed the recommendation from staff and authorized staff to proceed with the CMAR project delivery/contract award method for BP003 Clements High School Rebuild.

On August 1, 2023, the District issued RFQ 24-006KB Construction Management Services (CM-at-Risk) (Two Step Process) for BP003 Clements High School Rebuild. Pursuant to the provisions of the Texas Government Code 2269, Subchapter F, FBISD stated its intention in the solicitation to select one or more CMAR firms for Clements High School Rebuild as part of a two-step selection process. Interested firms were to submit their Statement of Qualifications in Step 1. In Step 2, top ranked vendors (up to five) from Step 1 are interviewed and submit cost proposal forms (consisting of pre-construction services, general conditions, personnel costs and construction management fee).

On August 29, 2023, the District opened four Vendor's Statement of Qualifications for the Clements High School Rebuild solicitation. The vendor qualifications (Step 1) were evaluated and ranked by a 12-person committee. The Step 1 vendors who received a minimum score of 70 were notified to proceed to Step 2.

On September 15, 2023, Step 2 sealed proposal forms were opened by the District, and on September 18, 2023, vendor interviews were held. The interviews were evaluated and ranked by a nine-person committee.

Based on the scoring from Step 1, Step 2 and vendor interviews, the top ranked best value CMAR contractor for RFQ24-006KB BP003 Clements High School Rebuild is Durotech, Inc.

Vendor Name	Step 1, Step 2 and Interview Scores
Durotech, Inc.	93.55
Turner Construction Company	83.94
Satterfield & Pontikes, Inc.	83.17

Upon Board approval of the CMAR contractor, staff will begin the negotiation efforts with the top ranked vendor. In the event that negotiations with the top ranked CMAR contractor are unsuccessful, staff will proceed to negotiate with the next ranked contractor until all parties agree and a contract is executed.

Recommended by:

Christie Whitbeck
 Superintendent of Schools

Submitted by:

Damian Viltz
 Chief Operations Officer

RFQ 24-006KB Construction Management Services (CM-at-Risk) (Two Step Process) FBISD Bond 2023 Program – BP003 Clements High School Rebuild

Tab	Evaluation Criteria Section Government Code 2269, CV Legal	Point System
	Cover Letter	Required
1	Offeror’s Experience	30
2	Pre-construction Services	25
3	Past Performance	25
4	Safety Record	5
5	Proposed Personnel	15
6	Forms	Required
	Total	100 Points

REQUEST FOR QUALIFICATIONS 24-006KB

Construction Management Services (CM-at-Risk) (Two Step Process) FBISD Bond 2023 Program – BP003 Clements High School Rebuild

SCORING OF REQUEST FOR QUALIFICATIONS

Firm	Total Points (100 points Max)	Firm's Ranking Order
Durotech	90.85	1
Satterfield & Pontikes Construction, Inc.	81.35	2
Turner Construction Company	79.70	3
Tellepsen Builders L.P.	68.33	4

**SCORING OF PRESENTATION/INTERVIEW
AND COST PROPOSAL**

Firm	Presentation/In terview and Estimated CMR Cost	Firm's Ranking Order
Durotech	48.13	1
Turner Construction Company	44.10	2
Satterfield & Pontikes Construction, Inc.	42.50	3

Firm	RFQ Score	Weight	Presentation/Interview Score	Weight	Estimated CMR Cost Proposal	Weight	Final Score	Final Ranking Order
Durotech	45.42	50%	18.13	20%	30.00	30%	93.55	1
Turner Construction Company	39.85	50%	16.44	20%	27.65	30%	83.94	2
Satterfield & Pontikes Construction, Inc.	40.67	50%	16.58	20%	25.92	30%	83.17	3
Tellepsen Builders L.P.	68.33	100%					68.33	4

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Review: Construction Manager at Risk
Guaranteed Maximum Price Phase#1 for
Demolition of Mission Bend ES and
Long Lead Items
References: Board Policy CV (Local)
District Goal 5
Department: Operations

Recommendation

Consideration and approval of a Guaranteed Maximum Price (GMP) Phase #1 for demolition of (BP002) Mission Bend Elementary School and an Allowance for Long Lead Items for a not-to-exceed amount of \$3,543,770, and authorization for the Superintendent to execute and/or terminate the GMP Phase #1.

Summary

On April 3, 2023, the FBISD Board of Trustees (BOT) approved PBK Architects as the architect of record to facilitate community engagement meetings and prepare construction documents and specifications for the design of the new Mission Bend Elementary School as a LEED-certified school.

On June 26, 2023, the BOT approved the 2023 Bond Program Master Budgets, which included approval of \$48,263,993 for BP002 Mission Bend Elementary School Rebuild.

On June 26, 2023, the BOT approved a CMAR contract (two-step process) with best value contractor Satterfield & Pontikes Construction, Inc. to provide construction services for BP002 Mission Bend Elementary School Rebuild.

On September 22, 2023, Satterfield & Pontikes submitted the first of two GMPs. The second GMP will include all remaining construction costs for BP002 Mission Bend Elementary School Rebuild. Satterfield & Pontikes submitted the proposed GMP Phase#1 for a not-to-exceed amount of \$3,543,770 that includes a \$1,153,770 for demolition and abatement and \$2,390,000 for Long Lead Item Allowance, which will include structural steel submittals, food service equipment, elevator, HVAC equipment, electrical switchgear, and generator. Procurement of the long lead items is required in order to ensure timely completion of the project.

The distribution of funds within the project budget for Mission Bend Rebuild is summarized in the attached Exhibit 1, which demonstrates that the proposed GMP Phase #1 for Mission Bend Rebuild is within the construction budget.

Upon Board approval, staff will finalize the CMAR contract for Mission Bend ES-Rebuild and work will begin once the contract is executed.

The construction of Mission Bend ES-Rebuild utilizes the Construction Manager at Risk (CMAR) construction contracting method, subject to open-book pricing, and an audit upon project completion. Open-book pricing allows the owner the ability to audit the CMAR's costs and verify that the contractor charged the proper costs against the Guaranteed Maximum Price (GMP). A financial audit will be performed through a third-party contract upon completion of the project.

Recommended by:

Christie Whitbeck
Superintendent of Schools

Submitted by:

Damian Viltz
Chief Operations Officer



Project Summary BP002 - Mission Bend Re-Build

Exhibit - 1

Description	A A/E Design Fees & Reimbursables	B Design Contingency	C Other Professional Services	D Construction	E Construction Contingency	F FF&E	G Site Development	H Admin & Other Project Costs	I Project Contingency	TOTAL
Mission Bend Elementary:	\$2,000,250.00	\$168,192.00	\$1,869,360.00	\$38,100,000.00	\$1,500,000.00	\$4,158,000.00	\$435,600.00	\$1,000.00	\$31,592.00	\$48,263,994.00
GRAND TOTALS:	\$2,000,250.00	\$168,192.00	\$1,869,360.00	\$38,100,000.00	\$1,500,000.00	\$4,158,000.00	\$435,600.00	\$1,000.00	\$31,592.00	\$48,263,994.00

For: Fort Bend ISD Board of Trustees
Date: October 2, 2023
Action: Consideration and Approval:
Nomination of Fort Bend Central
Appraisal District Board of Directors
References: Board Policy CCH (Legal)
Board Governance
Department: Board of Trustees

Recommendation

Consideration and approval of a resolution nominating Jim Kij and Jim Rice as candidates for election to the Fort Bend Central Appraisal District (CAD) Board of Directors.

Summary

In accordance with the Property Tax Code, Section 6.03, the Board of Trustees may nominate individuals to serve on the Board of Directors of the Fort Bend Central Appraisal District. Texas Property Tax Code, Section 6.03, sets out procedures for electing directors for county appraisal districts and requires the governing body of each voting unit to submit names of nominees for the board of directors by adopting a resolution.

The chief appraiser has asked that the Board forward the names of nominees to him before October 15, 2023. After receiving all nominees, the chief appraiser will prepare a ballot of those nominated and send it to the appropriate taxing units. Each unit will then cast its votes by resolution and return the results to the chief appraiser.

The FBISD Board of Trustees previously nominated Jim Kij and Jim Rice to the CAD board of directors. Mr. Kij has served on the board since 2015, and Mr. Rice has served since 2022. Both have indicated to the chief appraiser they are willing to continue serving as directors for the CAD should they be nominated.