

**The Lockhart Independent School District
Board of Trustees**

**M.L. Cisneros Education Support Center Boardroom, 2nd Floor, Room 200, 419 Bois D'Arc Street,
Lockhart, TX 78644**

Regular Meeting, February 22, 2021 – 6:30 PM

Notice is hereby given that on February 22, 2021, the Board of Trustees of the Lockhart Independent School District will hold a Regular meeting at 6:30 PM in the M.L. Cisneros Education Support Center Boardroom, 2nd Floor, Room 200, 419 Bois D'Arc Street, Lockhart, TX 78644. The subjects to be discussed or considered or upon which any formal action may be taken are listed below. Items do not have to be taken in the same order as shown on this meeting notice. Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

1. Call to Order
2. Pledge of Allegiance
3. Invocation
4. Recognitions
 - A. Fall Academic All State Athletes
 - B. LJHS UIL A+ Academics 1st Place Winners
5. Public Comment
6. COMMUNICATION:
 - A. Teacher Incentive Allotment 4
7. CLOSED SESSION:
 - A. Adjourned to Closed Session: Pursuant to Texas Government Code Section 551.071 (Consultation with Attorney); 551.072 (Deliberation Regarding Real Property); Texas Government Code Section 551.074, (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee); Texas Government Code Section 551.076 (Deliberation regarding implementation of security personnel or devices) specifically to discuss:
 1. Pursuant to Texas Government Code Section 551.071 and Chapter 2254 of the Texas Government Code, private consultation with and consideration of the Attorneys' advise regarding contemplated litigation regarding construction defect(s) of the District's facility at Alma Brewer Strawn Elementary School
 2. Superintendent's Mid-Year Formative Evaluation
8. BUSINESS: CONSENT AGENDA
 - A. Approval of Minutes:
 1. January 19, 2021 6
 2. January 26, 2021 9
 - B. Approve 2021-2022 Academic Calendar 10
 - C. Approve Change in Records Management Officer 13
 - D. Approve Budget Amendments 24
 - E. Review Tax Collection Report 27
 - F. Review Cash Investments Report 30
9. COMMUNICATION:
 - A. Progress Monitoring Data on District Achievement Targets 33
 - B. Review Local District Policy Update 116: CQB(LOCAL): TECHNOLOGY RESOURCES - CYBERSECURITY; DCD(LOCAL): EMPLOYMENT PRACTICES - AT-WILL EMPLOYMENT; DCE(LOCAL): EMPLOYMENT PRACTICES - OTHER TYPES OF CONTRACTS; FFAC(LOCAL): WELLNESS AND HEALTH SERVICES - MEDICAL TREATMENT; GKA(LOCAL): COMMUNITY RELATIONS - CONDUCT ON SCHOOL PREMISES 35

C. 2020-2021 Budget Update	45
D. E-rate Internet Services, Network Equipment and Cabling	47
10. COMMUNICATION/ACTION:	
A. Consider and/or Approve Proclamation of March as Celebrate Texas Public Schools Month	49
B. Consideration and possible action to Amend Board Resolution relating to COVID-19 Pandemic Staff Retention Incentive Stipend	52
C. Consider and/or Approve LISD Legislative Priorities	56
D. Consider and/or Approve Resolution Nominating Superintendent for Texas Association of School Boards (TASB) Superintendent of the Year	60
E. Consideration and possible action, pursuant to Chapter 2254 of the Texas Government Code, regarding retention of Pearson Legal, P.C. and Walsh Gallegos Treviño Russo & Kyle, P.C., as contingent fee counsel to handle litigation and any other dispute resolution processes and procedures concerning construction defects of the District's facility at Alma Brewer Strawn Elementary School	63
F. Consideration and possible action to authorize Superintendent Mark Estrada to review, approve, and sign the Board Meeting Minutes regarding the February 22, 2021 meeting once such Minutes are typed and in final form, including at any time before any meeting of the Board in March 2021	68
G. Consideration and Possible Action to Adopt Board Resolution Authorizing Payment of Employees during Emergency Closure	70
11. BOARD AND STAFF COMMENTS - ITEMS OF COMMUNITY INTEREST*	
12. BENEDICTION	
13. ADJOURNMENT	

*BOARD AND STAFF COMMENTS - ITEMS OF COMMUNITY INTEREST: Items of community interest are limited to: 1) expressions of thanks, congratulations or condolence; 2) information regarding holiday schedules; 3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision; 4) a reminder about an upcoming event organized or sponsored by the governing body; 5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official employee of the school district.

If, during the course of 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 open meeting. [See BEC(Legal)]

Texas Government Code Section:

551.071	Consultation with Attorney; Closed Meeting
551.072	Deliberation Regarding Real Property; Closed Meeting
551.073	Deliberation Regarding Prospective Gift; Closed Meeting
551.074	Personnel Matters; Deliberate the Appointment, Employment, Evaluation, Reassignment, Duties, Discipline or Dismissal of a Public Officer or Employee; Closed Meeting
551.075	Conference Relating to Investments and Potential Investments Attended by Board of Trustees of Texas Growth Fund; Closed Meeting
551.076	Deliberation Regarding Security Devices; Closed Meeting
551.082	School Children; School District Employees; Disciplinary Matter or Complaint
551.083	Certain School Boards; Closed Meeting Regarding Consultation with Representative of Employee Group
551.084	Investigation; Exclusion of Witness from Hearing

Should any final action, final decision, or final vote be required in the opinion of the School Board with regard to any matter considered in such closed or executive meeting or session, then the final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or,

(b) at a subsequent public meeting of the School Board upon notice thereof; as the School Board shall determine.

On this day of Friday, February 19, 2021, this Notice was mailed or faxed to news media who had previously requested such Notice and an original copy was posted on the display window in the School District Administration Building on said date.

A handwritten signature in cursive script, appearing to read "Mark Strode".

Superintendent

Lockhart Independent School District Board of Trustees

Date of Board Meeting:

Agenda Item

AGENDA SECTION:

READING:

PREVIOUS BOARD REVIEW DATE:

TYPE OF ACTION

DEPARTMENT:

DISTRICT GOAL(S) ALIGNMENT:

1. Create a collaborative culture of contagious ambition.
2. Expect all staff to embrace growth opportunities.
3. Empower students to seize opportunities to achieve at high levels.

AGENDA TITLE:

BACKGROUND INFORMATION:

ATTACHMENT(S):

RECOMMENDATION:

RECOMMENDED MOTION:

Minutes of Regular Meeting

The Board of Trustees

Lockhart Independent School District

A Regular meeting of the Board of Trustees of Lockhart Independent School District was held Tuesday, January 19, 2021, beginning at 6:30 PM in the M.L. Cisneros Education Support Center Boardroom, 2nd Floor, Room 200, 419 Bois D'Arc Street, Lockhart, TX 78644.

1. Call to Order was at 6:35 p.m. by Board President Steve Johnson. Other members present were Rene Rayos, Sam Lockhart, Tom Guyton, Dr. Barbara Sanchez and Michael Wright. Warren Burnett joined via zoom.
2. Pledge of Allegiance
3. Invocation was given by Trustee Guyton
4. Recognitions
 - A. #LockhartLeading Leadership Honorees
 - B. January is School Board Recognition Month - "Navigating to Success"
 1. President Steve Johnson - Lockhart High School and Clear Fork Elementary
 2. Vice President Michael Wright - Lockhart Junior High School and Alma Brewer Strawn Elementary
 3. Secretary Warren Burnett - Navarro Elementary
 4. Trustee Tom Guyton - Bluebonnet Elementary
 5. Trustee Sam Lockhart - Plum Creek Elementary
 6. Trustee Rene Rayos - Carver Early Education Center
 7. Trustee Dr. Barbara Sanchez - PRIDE High School
5. Public Comment

None.

6. COMMUNICATION/ACTION:

- A. Consider and/or Approve the Purchase of Band Uniforms

Trustee Guyton made the motion that the Board approve Fred J. Miller's proposal for band uniforms in the amount of \$89,234.50. Trustee Wright seconded the motion. The motion carried, 7-0.

The Board moved to item 9-A.

9. Communication

- A. Lockhart ISD Partnership With the Holdsworth Center

Colin Curtin, Holdsworth mentor, provided an update on the Lockhart ISD/Holdsworth Center partnership. No action was taken.

7. CLOSED SESSION:

A. Adjourned to Closed Session: Pursuant to Texas Government Code Section 551.072, (Deliberation Regarding Real Property), Texas Government Code Section 551.074, (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee); Texas Government Code Section 551.076 (Deliberation regarding implementation of security personnel or devices) specifically to discuss:

1. Plan for Superintendent's Formative Evaluation
2. Superintendent's Performance Review

The Board of Trustees on Tuesday, January 19, 2021 convened at 7:55 PM in closed session in accordance with the Texas Open Meetings Act for the purposes of discussing items listed under the Texas Government Code Section 551.072 (Deliberation Regarding Real Property); Texas Government Code Section 551.074 (Personnel to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee); and Texas Government Code Section 551.076 (Deliberation regarding implementation of security personnel or devices). The Board ended its closed session at 9:09 PM on Tuesday, January 19, 2021. No votes, decisions, or actions were taken while in closed session.

The Board moved to item 9-E.

9. Communication

E. Review Change in Records Management Officer

This review was presented by the Deputy Superintendent, Kim Brents, regarding the change in Records Management Officer. No action was taken.

8. Business: Consent Agenda

A. Approval of Minutes:

1. December 14, 2020

B. Approve Budget Amendments

C. Review Tax Collection Report

D. Review Quarterly Investments Report

Trustee Wright made the motion to approve the consent agenda as presented.

Trustee Sanchez seconded the motion. The motion carried, 6-0. Trustee Burnett had technical difficulties.

9. COMMUNICATION:

B. Progress Monitoring Data on District Achievement Targets

This presentation was given by Dr. Stephaine Camarillo, Assistant Superintendent for Curriculum and Instruction. No action was taken.

C. 2021-2022 Academic Calendar

This presentation was given by Kim Brents, Deputy Superintendent. No action was taken.

D. District Equity Team

This presentation was given by Christina Courson, Executive Director of Communications and Community Services . No action was taken.

10. COMMUNICATION/ACTION:

A. Consideration and possible action to adopt Board Resolution for COVID Extended Leave

Trustee Sanchez made the motion that the Board approve the recommendation to adopt the resolution to extend the 10 days of EPSL for all employees who have not previously used the 10 days, through June 30, 2021. Trustee Guyton seconded the motion. The motion carried, 7-0.

B. Consider and/or Approve Resolution to Pay Staff for January 11, 2021; 2 hour Weather-Related Delay

Trustee Guyton made a motion that the Board approve the resolution to pay staff who were originally scheduled to work during the dates and times of closure on January 11, 2021, two-hour delay for weather related closure as presented. Trustee Rayos seconded the motion. The motion carried, 7-0.

11. BOARD AND STAFF COMMENTS - ITEMS OF COMMUNITY INTEREST*

12. BENEDICTION was given by Trustee Guyton

13. ADJOURNMENT was at 10:10 p.m. by Board President Steve Johnson.

Steve Johnson, Board President

Warren Burnett, Board Secretary

Minutes of Special Meeting

The Board of Trustees Lockhart Independent School District

A Special meeting of the Board of Trustees of Lockhart Independent School District was held Tuesday, January 26, 2021, beginning at 6:00 PM in the M.L. Cisneros Education Support Center Boardroom, 2nd Floor, Room 200, 419 Bois D'Arc Street, Lockhart, TX 78644.

1. Call to Order was at 6:00 p.m. by Board President Steve Johnson. Other members present were Rene Rayos, Sam Lockhart, Michael Wright and Dr. Barbara Sanchez. Warren Burnett joined via Zoom. Tom Guyton joined the meeting at 7:15 p.m. via Zoom.

2. Public Comment

None.

3. COMMUNICATION:

A. Governance Team (Board and Superintendent) Team Building and Self-Assessment

The Board, Superintendent and Cabinet members engaged in the Team Building session with Phil Gore, TASB Leadership Team Services Director.

The Board took a break from 7:05-7:10 p.m.

4. COMMUNICATION/ACTION:

A. Consider and/or Approve House Bill 3 Goals and Plan

Trustee Wright made the motion that the Board approve the House Bill 3 Goals and Plan as presented. Trustee Sanchez seconded the motion. The motion carried, 7-0.

B. Consideration and /or Possible Action Regarding Superintendent's Performance Goals

Trustee Guyton made the motion that the Board approve the Superintendent's performance goals as presented. Trustee Burnett seconded the motion. The motion carried, 7-0.

5. ADJOURNMENT was at 9:06 p.m. by Board President Steve Johnson

Steve Johnson, Board President

Warren Burnett, Board Secretary

Lockhart Independent School District Board of Trustees

Date of Board Meeting:

Agenda Item

AGENDA SECTION:

READING:

PREVIOUS BOARD REVIEW DATE:

TYPE OF ACTION

DEPARTMENT:

DISTRICT GOAL(S) ALIGNMENT:

1. Create a collaborative culture of contagious ambition.
2. Expect all staff to embrace growth opportunities.
3. Empower students to seize opportunities to achieve at high levels.

AGENDA TITLE:

BACKGROUND INFORMATION:

ATTACHMENT(S):

RECOMMENDATION:

RECOMMENDED MOTION:

Lockhart Independent School District

2021-2022 Academic Calendar



AUGUST 2021							SEPTEMBER 2021							OCTOBER 2021							NOVEMBER 2021							DECEMBER 2021						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3	4	5	6	7				1	2	3	4						1	2		1	2	3	4	5	6				1	2	3	4
8	9	10	11	12	13	14	5	6	7	8	9	10	11	3	4	5	6	7	8	9	7	8	9	10	11	12	13	5	6	7	8	9	10	11
15	16	17	18	19	20	21	12	13	14	15	16	17	18	10	11	12	13	14	15	16	14	15	16	17	18	19	20	12	13	14	15	16	17	18
22	23	24	25	26	27	28	19	20	21	22	23	24	25	17	18	19	20	21	22	23	21	22	23	24	25	26	27	19	20	21	22	23	24	25
29	30	31					26	27	28	29	30			24	25	26	27	28	29	30	28	29	30					26	27	28	29	30	31	
														31																				
2 New to the Profession							6 Labor Day Holiday							8 Staff Development							1 Asynchronous Day							16 Early Release -HS ONLY						
3-4 New Employee Orientation							20 Asynchronous Day							11-12 Holiday Districtwide							22-26 Thanksgiving Break							17 Early Release Districtwide						
5-17 Staff Dev. /Plan & Prep																					22-23 Teacher Flex Day < >							17 Plan & Prep (.5)						
18 First Day of School																												20-31 Christmas Break						
T= 19 SD= 9 S= 10							T= 21 SD= 0 S= 21							T= 19 SD= 1 S= 18							T= 19 SD= 0 S= 17							T= 13 SD= 0.5 S= 12.5						

JANUARY 2022							FEBRUARY 2022							MARCH 2022							APRIL 2022							MAY 2022						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
						1			1	2	3	4	5			1	2	3	4	5						1	2	1	2	3	4	5	6	7
2	3	{4	5	6	7	8	6	7	8	9	10	11	12	6	7	8	9	10	11	12	3	4	5	6	7	8	9	8	9	10	11	12	13	14
9	10	11	12	13	14	15	13	14	15	16	17	18	19	13	14	15	16	17	18	19	10	11	12	13	14	15	16	15	16	17	18	19	20	21
16	17	18	19	20	21	22	20	21	22	23	24	25	26	20	21	22	23	24	25	26	17	18	19	20	21	22	23	22	23	24	25	26	27	28
23	24	25	26	27	28	29	27	28						27	28	29	30	31			24	25	26	27	28	29	30	29	30	31				
30	31																																	
3 Staff Dev.(.5)/Plan & Prep(.5)							4 Asynchronous Day							14-18 Spring Break							1 Asynchronous Day							25 Early Release-HS ONLY						
17 Martin Luther King Holiday							18 Staff Development														15-18 Good Friday Holiday							26 Early Release Districtwide						
							21 President's Day Holiday														19 Plan/Prep Day							26-27 Plan & Prep (1.5)						
							21 Make-up/Bad Weather Day														19 Make-up/Bad Weather Day													
T= 20 SD= 1 S= 19							T= 19 SD= 1 S= 18							T= 18 SD= 0 S= 18							T= 19 SD= 1 S= 18							T= 20 SD= 1.5 S= 18.5						

JUNE 2022							JULY 2022						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
		1	2	3	4	5					1	2	3
6	7	8	9	10	11	12	4	5	6	7	8	9	10
13	14	15	16	17	18	19	11	12	13	14	15	16	17
20	21	22	23	24	25	26	18	19	20	21	22	23	24
27	28	29	30				25	26	27	28	29	30	31

- New Employee Orientation
- New to the Profession
- Plan and Prep Day
- Staff Development Day
- Holiday -Districtwide
- Early Release - High School ONLY
- Early Release -Districtwide
- Make-up/Bad Weather Day

Students		Teachers	
1st Term/Sem:	78.5 days	1st Term/Sem:	91 days
2nd Term/Sem:	91.5 days	2nd Term/Sem:	96.0 days
Instructional Days	170 days	Teacher Days	187 days
1st Day of School	18-Aug	Staff Development Days	15.0
1st Term/Sem Ends:	17-Dec	Staff flex Days	2
2nd Term/Sem Begins:	4-Jan		
Last Day of School:	26-May		

- Grading Reporting Period
- Teacher Flex Day
- First Day of School
- Asynchronous Day

Lockhart Independent School District Board of Trustees

Date of Board Meeting:

Agenda Item

AGENDA SECTION:

READING:

PREVIOUS BOARD REVIEW DATE:

TYPE OF ACTION

DEPARTMENT:

DISTRICT GOAL(S) ALIGNMENT:

1. Create a collaborative culture of contagious ambition.
2. Expect all staff to embrace growth opportunities.
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AGENDA TITLE:

BACKGROUND INFORMATION:

ATTACHMENT(S):

RECOMMENDATION:

RECOMMENDED MOTION:

Note: For information regarding security breaches, see CQB(LEGAL).

Definitions

Custodian

“Custodian” means the appointed or elected public officer who by the state constitution, state law, ordinance, or administrative policy is in charge of an office that creates or receives local government records.

Essential Record

“Essential record” means any district record necessary to the resumption or continuation of district operations in an emergency or disaster, to the re-creation of the legal and financial status of the district, or to the protection and fulfillment of obligations to the people of the state.

Local Government Record

“Local government record” means any document, paper, letter, book, map, photograph, sound or video recording, microfilm, magnetic tape, electronic medium, or other information-recording medium, regardless of physical form or characteristic and regardless of whether public access to it is open or restricted under the laws of the state, created or received by a district or any of its officers or employees, pursuant to law or in the transaction of public business. The term does not include:

1. Extra identical copies of documents created only for convenience of reference or research by district officers or employees;
2. Notes, journals, diaries, and similar documents created by a district officer or employee for his or her own personal convenience;
3. Blank forms, stocks of publications, and library and museum materials acquired solely for the purposes of reference or display; or
4. Copies of documents in any media furnished to the public under the Public Information Act or other state law.

Permanent Record

“Permanent record” or “record of permanent value” means any local government record for which the retention period on a records retention schedule issued by the Texas State Library and Archives Commission (TSLAC) is given as permanent.

Records Control Schedule

“Records control schedule” means a document prepared by or under the authority of a records management officer listing the records maintained by a district, their retention periods, and other records disposition information that the records management program in each district may require.

Records
Management

“Records management” means the application of management techniques to the creation, use, maintenance, retention, preservation, and disposal of records for the purposes of reducing the costs and improving the efficiency of recordkeeping. The term includes the development of records control schedules, the management of filing and information retrieval systems, the protection of essential and permanent records, the economical and space-effective storage of inactive records, control over the creation and distribution of forms, reports, and correspondence, and the management of micrographics and electronic and other records storage systems.

Records
Management
Officer

“Records management officer” means the person identified under Local Government Code 203.025 as the records management officer. [See Designation, below]

Records Retention
Schedule

“Records retention schedule” means a document issued by TSLAC under authority of Subchapter J, Chapter 441, Government Code, establishing mandatory retention periods for local government records.

Retention Period

“Retention period” means the minimum time that must pass after the creation, recording, or receipt of a record, or the fulfillment of certain actions associated with a record, before it is eligible for destruction.

Local Gov’t Code 201.003

District’s Duties

Each district shall:

1. Submit to the director and librarian of TSLAC the name of the district’s records management officer and the name of the new officer in the event of a change;
2. File a plan or an ordinance or order establishing a records management program and any amendments to the plan or ordinance or order with the director and librarian;
3. Notify TSLAC at least ten days before destroying a district record that does not appear on a records retention schedule issued by TSLAC; and
4. File with the director and librarian a written certification as provided by Local Government Code 203.041 that the district has prepared a records control schedule that:
 - a. Establishes a retention period for each district record as required by Local Government Code Chapter 203, Subchapter C; and

- b. Complies with a local government records retention schedule distributed by the director and librarian under Government Code 441.158 and any other state and federal requirements.

Gov't Code 441.169

**Board's
Responsibilities**

The board shall:

1. Establish, promote, and support an active and continuing program for the efficient and economical management of all district records;
2. Cause policies and procedures to be developed for the administration of the program under the direction of the records management officer;
3. Facilitate the creation and maintenance of district records containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the district and designed to furnish the information necessary to protect the legal and financial rights of the district, the state, and persons affected by the district's activities;
4. Facilitate the identification and preservation of district records that are of permanent value;
5. Facilitate the identification and protection of essential district records; and
6. Cooperate with TSLAC in its conduct of statewide records management surveys.

Local Gov't Code 203.021

**Custodians of
Records**

District custodians of records shall:

1. Cooperate with the records management officer in carrying out the policies and procedures established by a district for the efficient and economical management of records and in carrying out the requirements of Local Government Code Title 6, Subtitle C;
2. Adequately document the transaction of district business and the services, programs, and duties for which they and their staff are responsible; and
3. Maintain the records in their care and carry out the preservation, microfilming, destruction, or other disposition of the records only in accordance with the policies and procedures of the district's records management program and

the requirements of Local Government Code Title 6, Subtitle C and rules adopted under it.

Local Gov't Code 203.022

**Records
Management Officer**

A board shall designate an individual or an office or position as the records management officer for the district.

Designation

The name, office, or position of the records management officer shall be entered into the minutes of the board and filed by the records management officer with the director and librarian of TSLAC within 30 days after the date of the designation.

Any subsequent designations of a new individual or a new office or position shall be entered into the minutes and reported to TSLAC in the same manner as the original designation.

If the order designating a records management officer designates an office or position rather than an individual, a new holder of that office or position must file the holder's name with TSLAC within 30 days after the date of assuming the office or position.

Local Gov't Code 203.025

Duties

The district's records management officer shall:

1. Assist in establishing and developing policies and procedures for a district's records management program;
2. Administer the records management program and provide assistance to custodians for the purposes of reducing costs and improving recordkeeping efficiency;
3. In cooperation with the custodians of the records:
 - a. Prepare the records control schedules and amended schedules required by Local Government Code 203.041 and the list of obsolete records as provided by Local Government Code 203.044;
 - b. Identify and take adequate steps to preserve district records of permanent value;
 - c. Identify and take adequate steps to protect essential district records;
 - d. Ensure that the maintenance, preservation, microfilming, destruction, or other disposition of records is carried out in accordance with a district's records management program and the requirements of Local Government Code Title 6, Subtitle C and rules adopted under it;

4. Disseminate to the board and custodians of records information concerning state laws, administrative rules, and government policies relating to district records; and
5. In cooperation with the custodians of records, establish procedures to ensure that the handling of records in any context of the records management program is carried out with due regard for the duties and responsibilities of custodians that may be imposed by law and the confidentiality of information in records to which access is restricted by law.

Local Gov't Code 203.023

**Records
Management
Program**

A board by ordinance or order shall establish a records management program to be administered by the records management officer. The ordinance or order must provide methods and procedures to enable the board, custodians, and the records management officer to fulfill the statutory duties and responsibilities concerning management and preservation of records. The ordinance or order may prescribe any policies or procedures for the operation of the records management program that are consistent with the requirements of Local Government Code Title 6, Subtitle C rules adopted under it. A copy of the ordinance or order must be filed by the records management officer with TSLAC within 30 days after the date of its adoption. *Local Gov't Code 203.026(a)–(c)*

**Records Control
Schedules**

The records management officer shall:

1. Prepare a records control schedule listing the following records and establishing a retention period for each:
 - a. All records created or received by the district;
 - b. Any record no longer created or received by the district that is still in its possession and for which the retention period on a records retention schedule issued by TSLAC has not expired; and
 - c. Any record no longer created or received by the district that is still in its possession and for which the retention period on a records retention schedule issued by TSLAC has expired but which will not be destroyed; and
2. File with the director and librarian a written certification of compliance that the district has adopted records control schedules that comply with the minimum requirements established on records retention schedules issued by TSLAC.

Amendment of
Schedules

The records management officer shall review the district's records control schedules and prepare amendments to the schedules as needed to reflect new records created or received by the district or revisions to retention periods established in a records retention schedule issued by TSLAC. The records management officer shall file with the director and librarian a written certification of compliance that the district has amended the records control schedules to comply with the minimum requirements established on records retention schedules issued by TSLAC.

The board shall require in the ordinance or order establishing the records management program the review or approval of a records control schedule or amended schedule by the officers of the district as it considers necessary.

Local Gov't Code 203.041

Retention Periods

A retention period for each record on the records control schedule shall be determined by the board or under its direction. A retention period may not be less than a retention period prescribed by state or federal law, regulation, or rule of court; or a retention period for the record established on a records retention schedule issued by TSLAC. *Local Gov't Code 203.042*

TSLAC Retention
Schedules

TSLAC has adopted the following retention schedules, among others: Local Schedule GR—Records Common to All Governments, Local Schedule EL—Records of Elections and Voter Registration, Local Schedule TX—Records of Property Taxation, and Local Schedule SD—Records for Public School Districts. These schedules establish mandatory minimum retention periods for the records listed. *13 TAC 7.125*

Note: [Local government records retention schedules](#)¹ are available on the TSLAC website.

**Destruction of
Records**

A district record may be destroyed if:

1. The record is listed on a valid records control schedule and either its retention period has expired or it has been microfilmed or electronically stored in accordance with legal requirements;
2. The record appears on a list of obsolete records as provided by Local Government Code 203.044;
3. The record is not listed on a records retention schedule issued by TSLAC and the district provides notice to TSLAC at least ten days before destroying the record as required by Government Code 441.169;

4. A court issues an expunction order for the destruction or obliteration of the records, pursuant to state law; and
5. The records are defined as exempt from scheduling or filing requirements or listed as exempt in a records retention schedule issued by TSLAC.

Local Gov't Code 202.001

Exceptions

A district record the subject matter of which is known by the custodian to be the subject of litigation may not be destroyed until the litigation is settled. A district record that is subject to a request under the Texas Public Information Act, Chapter 552, Government Code, may not be destroyed until the request is resolved. *Local Gov't Code 202.002*

A district shall not destroy a student's education record, as defined by the Family Educational Rights and Privacy Act, if there is an outstanding request to inspect and review the record. *34 C.F.R. 99.10(e)* [See FL]

Recordkeeping

As a board may require, the records management officer shall keep accurate lists of records destroyed, their volume, and other information of records management activities. *Local Gov't Code 203.046*

Preservation of Records

Permanent records shall be stored under conditions that meet the requirements of 13 Administrative Code 7.164.

Permanent Records

Microfilming

District records may be maintained on microfilm in addition to or instead of paper or other media, subject to the requirements of Chapter 204, Local Government Code and rules adopted by TSLAC. *Local Gov't Code 204.002*

Electronic Storage

District record data may be stored electronically in addition to or instead of source documents in paper or other media, subject to the requirements of Chapter 205, Local Government Code and rules adopted by TSLAC. *Local Gov't Code 205.002*

[For information on electronic records, see CQ.]

Records Offenses

Destruction or
Alienation of Record

A board member or district employee commits an offense if the board member or employee knowingly or intentionally violates Local Government Code Title 6, Subtitle C (local government records) or rules adopted under it by destroying or alienating a local government record in contravention of Local Government Code Subtitle C or by intentionally failing to deliver records to a successor in office as provided by Local Government Code 201.006(a). *Local Gov't Code 202.008*

Tampering with
Governmental
Record

A person commits an offense if the person:

1. Knowingly makes a false entry in, or false alteration of, a governmental record;
2. Makes, presents, or uses any record, document, or thing with knowledge of its falsity and with intent that it be taken as a genuine governmental record;
3. Intentionally destroys, conceals, removes, or otherwise impairs the verity, legibility, or availability of a governmental record;
4. Possesses, sells, or offers to sell a governmental record or a blank governmental record form with intent that it be used unlawfully;
5. Makes, presents, or uses a governmental record with knowledge of its falsity; or
6. Possesses, sells, or offers to sell a governmental record or a blank governmental record form with knowledge that it was obtained unlawfully.

It is an exception to the application of item 3, above, that the governmental record is destroyed pursuant to legal authorization or transferred under Government Code 441.204. With regard to the destruction of a local government record, legal authorization includes compliance with the provisions of Local Government Code Title 6, Subtitle C.

Penal Code 37.10

Federal
Investigations

Whoever knowingly alters, destroys, mutilates, conceals, covers up, falsifies, or makes a false entry in any record, document, or tangible object with the intent to impede, obstruct, or influence the investigation or proper administration of any matter within the jurisdiction of any department or agency of the United States or any bankruptcy case, or in relation to or contemplation of any such matter or case, shall be fined, imprisoned not more than 20 years, or both. *18 U.S.C. 1519*

¹ Local Government Retention Schedules:
<https://www.tsl.texas.gov/slr/recordspubs/localretention.html>



SLRM
STATE AND LOCAL
RECORDS
MANAGEMENT

Form SLR 504 – Designation of Local Government Records Management Officer For non-elected offices in Texas

Submitted pursuant to Local Government Code §203.025

Before filling out this form, ensure that the Records Management policy approved by your governing body under Local Government Code, §203.026 has designated your position as the Records Management Officer (RMO). If the position in the policy has changed, or if the policy names an individual who is no longer serving as RMO, a new policy must be filed with this form.

Records Management Officer (RMO) Contact Information:

Name of Local Government: _____

Position/Title Designated in Policy: _____

Name of Individual Designated as RMO: _____

Mailing Address: _____

City: _____ Zip Code: _____

Business email: _____ Phone: _____

Please subscribe me to The Texas Record for news and training information. <https://www.tsl.texas.gov/slr/blog/>

RMO Signature: _____ Date: _____

Please mail original, signed form within 30 days of RMO change to:

State and Local Records Management Division
Texas State Library and Archives Commission
P.O. Box 12927
Austin, TX 78711-2927

Access and download forms, publications and retention schedules
on our website: <https://www.tsl.texas.gov/slr>

For more assistance: 512-463-7610
slrinfo@tsl.texas.gov

Lockhart Independent School District Board of Trustees

Date of Board Meeting:

Agenda Item

AGENDA SECTION:

READING:

PREVIOUS BOARD REVIEW DATE:

TYPE OF ACTION

DEPARTMENT:

DISTRICT GOAL(S) ALIGNMENT:

1. Create a collaborative culture of contagious ambition.
2. Expect all staff to embrace growth opportunities.
3. Empower students to seize opportunities to achieve at high levels.

AGENDA TITLE:

BACKGROUND INFORMATION:

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LOCKHART I.S.D. BOARD

Tax Collection Report

JANUARY 2021

	January	Prior Months	TOTAL	PRIOR YEAR
2020 Tax Collection	\$8,041,479.96	\$10,579,442.22	\$18,620,922.18	\$17,809,299.66
2019 & Prior Collection	\$211,970.13	\$660,891.51	\$872,861.64	\$519,799.84
Total Tax Collection =	\$8,253,450.09	\$11,240,333.73	\$19,493,783.82	\$18,329,099.50

note: Above figures include penalties and interest collected

2020 Original Levy \$20,925,978.58

January 31, 2021 Percent of 2020 Tax Collected	89.14%
January 31, 2020 Percent of 2019 Tax Collected	88.19%
January 31, 2019 Percent of 2018 Tax Collected	90.11%
January 31, 2021 - Balance of Delinquent Tax	\$1,805,732.94
January 31, 2020 - Balance of Delinquent Tax	\$1,559,850.42
January 31, 2019 - Balance of Delinquent Tax	\$1,436,774.94

Corrections made to Current Tax Roll (\$2,051.28)

Corrections made to Delinquent Tax Roll (\$22,686.50)

NOTE:

Caldwell County Appraisal District has collected and disbursed Attorney Fees in the amount of \$12,906.71

Submitted by:

Shanna Ramzinski

Shanna Ramzinski
 Chief Appraiser
 Caldwell County Appraisal District

Lockhart Independent School District Board of Trustees

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Lockhart ISD
Cash Investments Report
As of January 31, 2021

	Texas Term	Texpool	First Lockhart	District Funds Total
General Fund	\$ 279,179	\$ 23,728,963	\$ 2,977,974	\$ 26,986,115
Redemption Fund	\$ -		\$ 2,151	\$ 2,151
Interest & Sinking Fund	\$ 455,382	\$ 4,196,260	\$ 304,914	\$ 4,956,556
Payroll	\$ -		\$ 967,403	\$ 967,403
School Nutrition	\$ 6,668	\$ 1,107,943	\$ 39,130	\$ 1,153,741
Maintenance Debt Service			\$ 24	\$ 24
District Funds	\$ 741,228	\$ 29,033,167	\$ 4,291,596	\$ 34,065,991
C.D. Marshall JHS Scholarship		\$ 31,695		\$ 31,695
G.F. Hudnall Scholarship		\$ 15,563		\$ 15,563
J.M. Moore Scholarship		\$ 24,942		\$ 24,942
L. White Scholarship		\$ 14,088		\$ 14,088
Mary Barron Canning Sanders Schol.		\$ 6,001		\$ 6,001
Fiduciary Funds			\$ 8,043	\$ 8,043
Burditt Scholarship		\$ 9,800		\$ 9,800
Hazelett Scholarship		\$ 655		\$ 655
			\$ 20,378	\$ 20,378
Canning Engineering Scholarship		\$ 24,564		\$ 24,564
Mohle Scholarship		\$ 10		\$ 10
Top Ten Scholarship	\$ 176,236		\$ 2,368	\$ 178,604
Scholarship Funds	\$ 176,236	\$ 127,318	\$ 30,788	\$ 334,343
Monthly rate in Bank/Pool:	0.07%	0.11%	1.01%	

Earnings from Temporary Investment Budget Amount (General Fund)	\$ 175,000.00
Earnings Realized	\$ 116,486
Budget Balance (Interest received in excess of budget)	\$ 58,514

Lockhart Independent School District Board of Trustees

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(LOCAL) Policy Comparison Packet

This packet is generated by an automated process that compares the updated policy to the district's current policy as found in TASB records.

In this packet, you will find:

- Policies being recommended for revision (annotated)
- New policies (not annotated)
- Policies recommended for deletion (annotated in PDF; omitted in Word)

Annotations are shown as follows.

- *Deletions* are shown in a red strike-through font: ~~deleted text~~.
- *Additions* are shown in a blue, bold font: **new text**.
- Blocks of text that have been *moved* without alteration are shown in green, with double underline and double strike-through formatting to distinguish the text's destination from its origin: ~~moved text~~ becomes moved text.
- *Revision bars* appear in the right margin, as above.

Note: While the annotation software competently identifies simple changes, large or complicated changes—as in an extensive rewrite—may be more difficult to follow. In addition, TASB's recent changes to the policy templates to facilitate accessibility sometimes makes formatting changes appear tracked, even though the text remains the same.

For further assistance in understanding policy changes, please refer to the explanatory notes in your Localized Policy Manual update packet or contact your policy consultant.

Contact:	School Districts and Education Service Centers	Community Colleges
	policy.service@tasb.org	colleges@tasb.org
	800.580.7529 512.467.0222	800.580.1488 512.467.3689

Plan The District shall develop a cybersecurity plan to secure the District's cyberinfrastructure against a cyberattack or any other cybersecurity incidents, determine cybersecurity risk, and implement appropriate mitigation planning.

Coordinator The Superintendent shall designate a cybersecurity coordinator. The cybersecurity coordinator shall serve as the liaison between the District and the Texas Education Agency (TEA) in cybersecurity matters and as required by law report to TEA breaches of system security.

Training The Board delegates to the Superintendent the authority to:

1. Determine ~~Each District employee and Board member shall annually complete~~ the cybersecurity training program ~~to be annually completed~~ ~~designated~~ by each employee and Board member; and
2. Verify ~~the District. The District shall verify~~ and report compliance with staff training requirements ~~in accordance with guidance from~~ the Department of Information Resources.

~~The~~ ~~Additionally, the~~ District shall complete periodic audits to ensure compliance with the cybersecurity training requirements.

Security Breach Notifications Upon discovering or receiving notification of a breach of system security, the District shall disclose the breach to affected persons or entities in accordance with the time frames established by law. The District shall give notice by using one or more of the following methods:

1. Written notice.
2. Email, if the District has email addresses for the affected persons.
3. Conspicuous posting on the District's websites.
4. Publication through broadcast media.

The District's cybersecurity coordinator shall disclose a breach involving sensitive, protected, or confidential student information to TEA and parents in accordance with law.

EMPLOYMENT PRACTICES
AT-WILL EMPLOYMENT

DCD
(LOCAL)

Personnel not hired under a contract shall be employed on an at-will basis.

[For information regarding contractual employment, see DCA, DCB, DCC, and DCE, as appropriate]

Dismissal

At-will employees may be dismissed at any time for any reason not prohibited by law or for no reason, as determined by the needs of the District. At-will employees who are dismissed shall receive pay through the end of the last day worked.

Appeal of
Employment
Actions to Board

A dismissed employee may ~~appeal request to be heard by the dismissal~~ ~~Board~~ in accordance with DGBA(LOCAL).

EMPLOYMENT PRACTICES
OTHER TYPES OF CONTRACTS

DCE
(LOCAL)

**Non-Chapter 21
Contracts**

The Board may employ by written contract personnel not eligible for a contract under Chapter 21 of the Education Code. Such contracts shall not be governed by the provisions of Chapter 21 of the Education Code.

**Appeal of
Employment Actions**

An employee may appeal discharge during the contract period in accordance with DCE(LEGAL).

An employee whose contract is not reissued at the end of the contract period may appeal ~~to the Board~~ in accordance with DGBA(LOCAL).

Student Illness ~~Procedures shall be established by the administration to ensure that proper attention is given to any student who becomes ill during the course of a school day.~~

Accidents Involving Students ~~Emergency procedures shall be established by the administration to ensure proper attention for any student injured at school. Records shall be maintained on all accidents that require the attention of a medical doctor.~~

Emergency Treatment Forms ~~Each year, students and parents shall complete and sign a form that provides emergency information and authorizes school officials to obtain emergency medical treatment, as provided by law.~~

Purchasing Medication ~~The District shall not purchase nonprescription medication to administer to a student, except in the case of an emergency as described below and as provided at Administration of Medication to Athletes.~~

Administering Medication No employee shall give any student prescription medication, non-prescription medication, herbal substances, anabolic steroids, or dietary supplements of any type, except as **authorized by this or other District policy**~~provided below.~~

Medication Provided by Parent ~~The Employees authorized by the Superintendent~~ **shall designate the employees who are authorized to or designee may administer medication that has been provided by a student's parent. An authorized employee is permitted to administer the following medication in accordance with administrative regulations**~~to students:~~

1. Prescription medication in accordance with legal requirements. ~~{See FFAC(LEGAL)}~~
2. Nonprescription medication, upon a parent's written request, when properly labeled and in the original container, ~~for a period of up to five days. A written request by a physician or other health care professional with authority to write prescriptions shall be required when the medication must be administered for a longer period.~~
3. Herbal substances or dietary supplements provided by the parent and only if required by the individualized education program or Section 504 plan ~~for~~ **a student with disabilities.**

Medication Provided by District ~~The District shall purchase certain nonprescription medications to administer to students only on an emergency basis and in accordance with:~~

Emergency Basis ~~4. Nonprescription medication provided on an emergency and first-aid basis by the District at school clinics, child-care cen-~~

~~ters, and summer camp programs operated by the District consistent with:~~

- a. Protocols established by the District's medical adviser who must be licensed to practice medicine in the state of Texas; and
- b. Parental consent given on the emergency treatment form.

The Superintendent shall designate the employees who are authorized to administer nonprescription medication under these protocols and permissions.

First-Aid

The District shall purchase certain topical nonprescription medications for use when administering first aid to students in accordance with administrative regulations.

The Superintendent shall designate the employees who are authorized to administer nonprescription medication under this provision.

Athletic Program

~~Administration of Medication to Athletes~~

The District shall purchase nonprescription medication that may be used to prevent or treat illness or injury in the District's athletic program. ~~Only a licensed athletic trainer or a physician licensed to practice medicine in the state of Texas may administer this medication and may do so only if:~~

1. The ~~District student's parent~~ has ~~given~~ prior written consent for medication to be administered [see Medical Treatment, below]; and
2. The administration of a medication by an athletic trainer is in accordance with a standing order or procedures approved by a physician licensed to practice medicine in the state of Texas.

Psychotropics

Except as permitted by ~~law Education Code 38.016~~, an employee shall not:

1. Recommend to a student or a parent that the student use a psychotropic drug;
2. Suggest a particular diagnosis; or
1. Exclude the student from a class or a school-related activity because of the parent's refusal to consent to psychiatric evaluation or examination or treatment of the student.

Medical Treatment

A student's parent, legal guardian, or other person having lawful control shall annually complete and sign a form that provides emergency information and addresses authorization regarding

medical treatment. A student who has reached age 18 shall be permitted to complete this form.

3. The District shall seek appropriate emergency care for a student as required or deemed necessary.

Access to District Property

Authorized District officials, including school resource officers and District police officers if applicable, may refuse to allow a person access to property under the District's control in accordance with law.

District officials may request assistance from law enforcement in an emergency or when a person is engaging in behavior rising to the level of criminal conduct.

Ejection or Exclusion under Education Code 37.105

In accordance with Education Code 37.105, a District official shall provide a person refused entry to or ejected from property under the District's control written information explaining the right to appeal such refusal of entry or ejection under the District's grievance process.

A person appealing under the District's grievance process shall be permitted to address the Board in person within 90 **calendar** days of filing the initial complaint, unless the complaint is resolved before the Board considers it. [See FNG and GF]

Off-Campus Activities

Employees shall be designated to ensure appropriate conduct of participants and others attending a school-related activity at non-District or out-of-District facilities. Those so designated shall coordinate their efforts with persons in charge of the facilities.

Prohibitions

Tobacco and E-Cigarettes

The District prohibits smoking and the use of tobacco products and e-cigarettes on District property, in District vehicles, or at school-related activities.

Weapons

The District prohibits the unlawful use, possession, or display of any firearm, location-restricted knife, club, or prohibited weapon, as defined at FNCG, on all District property at all times.

Exceptions

No violation of this policy occurs when:

1. A Texas handgun license holder stores a handgun or other firearm in a locked vehicle in a parking lot, parking garage, or other parking area provided by the District, as long as the handgun or other firearm is not in plain view; or
2. The use, possession, or display of an otherwise prohibited weapon takes place as part of a District-approved activity supervised by proper authorities. [See FOD]

Lockhart Independent School District Board of Trustees

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AGENDA TITLE:

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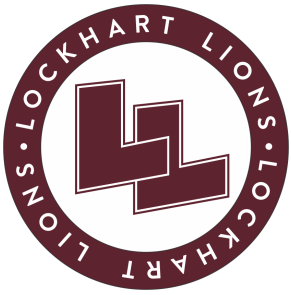
AGENDA TITLE:

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RECOMMENDED MOTION:



Celebrate Texas Public Schools Proclamation 2021



WHEREAS, the foundation of a strong and competitive Texas rests in the strength of its public schools; AND

WHEREAS, the Lockhart Independent School District is committed to ensuring all students are challenged, healthy, engaged, safe, and supported to provide the best learning experience; AND

WHEREAS, the dedicated efforts of parents, educators, and community leaders provide the necessary support and strength to our public schools, providing our children a quality education and a passport to opportunities; AND

WHEREAS, the district commits to 1.5 years of growth for every student each year in reading and math and holds high expectations of staff, students, parents, and the community to achieve this; AND

WHEREAS, students in Lockhart ISD are at an advantage because they attend LISD public schools;

AND

THEREFORE, I, Board President Steve Johnson of Lockhart Independent School District, do hereby proclaim March 2021 as the month to Celebrate Texas Public Schools.

We urge all citizens to take the time to share with others why they choose public education.

Steve Johnson
President
Lockhart ISD Board of Trustees

Lockhart Independent School District Board of Trustees

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RECOMMENDED MOTION:

**A RESOLUTION OF THE
LOCKHART INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

WHEREAS, the Lockhart Independent School District (the “District”) has always been and will remain committed to providing the best possible educational opportunities for its students while at the same time being good stewards of its resources;

WHEREAS, due to the COVID-19 global pandemic, Lockhart ISD staff members have faced unprecedented challenges in providing instruction to students and carrying out the operations of the District simultaneously in virtual and physical space;

WHEREAS, due to the COVID-19 global pandemic, Lockhart ISD staff members have assumed and will continue to assume additional or increased duties, beyond their normal job duties;

WHEREAS, these challenges and a number of other factors have contributed to attrition, declining morale, and increased stress and burnout among school district personnel in Lockhart ISD and nationwide;

WHEREAS, the Lockhart Independent School District Board of Trustees believes that the District’s educational mission and thus its public purpose is served by retaining its committed, experienced and skilled staff members; and

WHEREAS, the Lockhart Independent School District Board of Trustees finds that establishing a COVID-19 Pandemic Staff Retention Incentive Program for all permanent staff will further the District’s stated public purpose, and as set forth herein, and will establish sufficient controls to ensure that this public purpose and the attendant benefit to the District is achieved.

NOW, THEREFORE, BE IT RESOLVED :

That the Lockhart ISD COVID-19 Pandemic Staff Retention Incentive Program will provide a one-time salary supplement to each permanent staff member in the 2021 Spring semester, for additional duties performed due to the COVID-19 Pandemic, as follows:

- ~~a. Payment will be in the amount of 1% of the qualifying employee’s 2020-2021 annual salary;~~
- a. Payment will be in the amount of 1% of the median for teachers and 1% of the mid-point for all other staff.
- b. Individuals must be employed by the District on the date of distribution.

BE IT FINALLY RESOLVED that the Superintendent of Schools is authorized by the Board to take such actions necessary and appropriate to implement the intent of this Resolution.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF TRUSTEES OF THE LOCKHART INDEPENDENT SCHOOL DISTRICT, this 22nd day of February, 2021, as follows:

Ayes: _____ Nays: _____ Abstentions: _____

Signed: _____
Steve Johnson,
President, LISD Board of Trustees

Attested to: _____
Warren Burnett,
Secretary, LISD Board of Trustees

Lockhart Independent School District Board of Trustees

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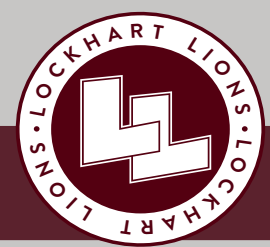
BACKGROUND INFORMATION:

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RECOMMENDATION:

RECOMMENDED MOTION:

87th Texas Legislature



LOCKHART INDEPENDENT SCHOOL DISTRICT

Legislative Priorities



- Continue the "Hold Harmless Guarantee" for the remainder of the 2020-2021 school year to provide public schools stable resources.
- Properly fund local school districts to identify and address student needs resulting from the COVID-19 pandemic and the recent severe winter storm including access to technology, broadband/utility services, mental health resources, safe facilities, meals, social services, PPE, additional support for economically disadvantaged children, and remediation for students.
- Aggressively commit to maintain the promises and dedication of funding made in the new school finance system implemented under HB 3 and to equitably share the cost of education with local school districts and implement a funding structure that recognizes the flexibility needed and the additional costs incurred by school districts due to the pandemic.
- Advocate for adequate and equitable formula-based funding that takes into account student and district characteristics to meet state and local standards.
- Provide funding for student access to mental health services and support in public schools to enable districts to provide students with targeted interventions and establish a collaborative network of school and mental health professionals to serve students.
- Advocate for funding full-day pre-K programs through the Foundation School Program (FSP) for all students.
- Advocate for increased funding for the Technology & Instructional Materials Allotment (TIMA) to ensure districts can provide adequate technology and instructional materials to meet higher standards for students.
- Advocate for increased funding for the Instructional Facilities Allotment (IFA), Existing Debt Allotment (EDA), and the New Instructional Facilities Allotment (NIFA).
- Support local discretion on spending to ensure the unique needs of students, staff, and communities are met.



- Suspend the use of the punitive A-F accountability system throughout the current pandemic and eliminate A-F campus and district ratings that oversimplify the complex work of schools and that incentivize teaching to the test.
- Advocate for the establishment of a new comprehensive accountability system, with the input of stakeholders, that looks beyond high-stakes, multiple-choice exams to meaningful, timely assessments that inform instruction and have value for students, parents, and teachers.

"An investment in knowledge pays the best interest."
Benjamin Franklin



Halt the expansion of charter schools, to reduce the impact charter schools have on the state budget and local public schools, and to increase the transparency of charter schools and their operators, especially with regard to enrollment and expulsion practices, business operations, special education requirements, and expenditures. Require charters to have publicly elected board members who are accountable to the communities they serve.



Oppose any state plan that would use vouchers, tax credits, tax credit scholarships, taxpayer savings grants, tuition reimbursements, or any other means to divert public tax dollars to private entities, corporations providing virtual instruction, homeschool students, or parents, with no academic or financial accountability or transparency to the state, taxpayers or local communities.



Oppose legislation or measures that seek to limit school districts' or administrators' ability to have representation before the Texas Legislature, state agencies, and the executive branch.



Advocate for continued local control and flexibility for districts, opposing legislation that would erode local discretionary money or flexibility for Districts of Innovation.



Advocate for the continuation of Individual Graduation Committees whose members have authority to allow a student to graduate when the student has successfully completed all curriculum requirements for high school graduation and have failed no more than two end-of-course exams.

7
9
7
EMPLOYEES

6,170 students
2020-2021

LISD
**FAST
FACTS**

 TEA-Designated
DISTRICT
OF
INNOVATION

1:1
DISTRICT



1ST

School Board
in Texas to
complete
eXcellence in
Governance (XG) Training



349%

Growth in percentage
of English Language
Learners in LISD
from 2011-2021



Free
Internet
Service:
LionLink



9



300
square miles



\$67 million

2020-2021 OPERATING BUDGET



In Lockhart ISD, we commit to 1.5 years growth each year in reading and math for all students. Every day, we are intentional with how we review data, monitor instruction, and apply strategic pressure paired with focused support. In LISD, we cultivate and celebrate a culture of excellence, accelerating growth for all students and ensure they are college, career, and military ready.



@LockhartISD



@LockhartISDLions



www.lockhartisd.org



For more info, or to
schedule a tour of
Lockhart ISD, contact:

Superintendent Mark Estrada
Mark.Estrada@lockhart.txed.net
512-398-0024



Lockhart Independent School District Board of Trustees

Date of Board Meeting:

Agenda Item

AGENDA SECTION:

READING:

PREVIOUS BOARD REVIEW DATE:

TYPE OF ACTION

DEPARTMENT:

DISTRICT GOAL(S) ALIGNMENT:

1. Create a collaborative culture of contagious ambition.
2. Expect all staff to embrace growth opportunities.
3. Empower students to seize opportunities to achieve at high levels.

AGENDA TITLE:

BACKGROUND INFORMATION:

ATTACHMENT(S):

RECOMMENDATION:

RECOMMENDED MOTION:

Resolution

Texas Association of School Boards Superintendent of the Year

The _____ Independent School District Board on this date,
_____, resolved to nominate _____,
Superintendent of Schools, for his/her exemplary and visionary leadership toward improving
student performance in our schools.

_____	_____
_____	_____
_____	_____
_____	_____

School Board President

(Note: You may add more personalized resolution language, but it is not necessary for this part of the SOTY process. All trustees should sign the resolution.)

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**NOTICE OF A PUBLIC MEETING &
NOTICE OF PROPOSED CONTRACT FOR LEGAL SERVICES**

Notice is hereby given that a meeting of the Board of Trustees of Lockhart Independent School District will be held on February 22, 2021, for the purpose of considering and taking action on all matters on the agenda for the meeting, including approval of an agreement with the law firms of Pearson Legal, P.C. and Walsh Gallegos Treviño Russo & Kyle P.C. as special counsel to perform all legal services necessary to recover damages, court costs, and penalties as provided in the Texas Civil Practice and Remedies Code, and other Texas statutory and common law for breaches of contract, tort claims (including negligence, misrepresentations, and/or fraud), and common law.

The purpose of the agreement is to pursue recovery of damages resulting from defects and deficiencies in the construction of Alma B. Strawn Elementary School. By way of this agreement, Lockhart Independent School District (the "District") seeks to recover damages, court costs, penalties, and other relief under Texas statutory and common law.

Pearson Legal, P.C., a San Antonio law firm specializing in construction defects and insurance recovery, is fully qualified to represent the District in this matter. Pearson Legal, P.C. regularly represents public school districts and other governmental entities, as well commercial and private property owners, in matters of this type. Matthew R. Pearson founded Pearson Legal, P.C. in 2019 and has practiced law for over twenty-five years. As founder and lead trial lawyer of Pearson Legal, P.C., Mr. Pearson is Board Certified in Civil Trial Law and Personal Injury Trial Law by the Texas Board of Legal Specialization. Collectively, the firm's attorneys have more than 75 years of experience handling construction and insurance matters, beginning with pre-litigation analysis and advice, continuing through mediation and litigation or arbitration, and ending with final appellate resolution as may be necessary. Pearson Legal, P.C. possesses the competence, specialized experience, technology, and infrastructure to represent Lockhart Independent School District in this particular matter.

Pearson Legal, P.C. has not previously represented Lockhart Independent School District but regularly represents public school districts and municipalities in matters of this type. Pearson Legal P.C. has, and continues to represent, Texas public school districts with competence and professionalism for recovery of damages provided for under Texas statutory and common law.

Walsh Gallegos Treviño Russo & Kyle P.C. is a Texas law firm specializing in general school law and regularly represents public school districts and other governmental entities regarding general school law matters, such as employment, student matters, election issues, transactional matters, and governance issues including open meetings and public information. Walsh Gallegos Treviño Russo & Kyle P.C. has previously represented Lockhart Independent School District in such general school law matters, beginning as of October 9, 1988. Walsh Gallegos Treviño Russo & Kyle P.C. also is fully qualified to co-represent Lockhart Independent School District in this particular construction matter, as it also assists its clients with the procurement of design professional and construction services, advises on and negotiates construction contracts, advises on performance and payment bonds, prevailing wage disputes, and construction disputes. In the past, Walsh Gallegos Treviño Russo & Kyle P.C. has also provided litigation support to clients on construction matters.

Walsh Gallegos Treviño Russo & Kyle P.C. has provided limited representation of Lockhart Independent School District in this particular construction matter as a pro bono matter, beginning as

of September 29, 2020, and ending on February 22, 2021. Walsh Gallegos Treviño Russo & Kyle P.C. possesses the competence, specialized experience, technology, and infrastructure to co-represent Lockhart Independent School District in this particular matter.

The specialized legal services required by this agreement cannot be adequately performed by the attorneys and supporting personnel of Lockhart Independent School District because the District does not employ attorneys who have specialized knowledge and experience regarding construction defects issues legal remedies under Texas law. In addition, the District does not have the financial resources necessary to hire competent and experienced attorneys and staff regarding construction defects law as District employees. The District also does not have the financial resources required to pay the additional, significant costs of implementing appropriate infrastructure and technology necessary to fully and properly perform the needed legal services. The District also does not have the financial resources required to properly pursue its claims and causes of action, including to retain independent experts as testifying witnesses and to finance all costs of litigation through final resolution of the matter.

The legal services cannot be reasonably obtained from attorneys charging hourly fees, including by the attorneys of Walsh Gallegos Treviño Russo & Kyle P.C, through final resolution of the matter because a contract to pay attorneys on an hourly basis would represent an additional and significant cost to Lockhart Independent School District for which the District does not have financial resources available and necessary to pay the substantial estimated total amount of hourly legal fees. Furthermore, the District would be responsible for payment of all costs and expenses of the litigation through appeals, including to retain independent, specialized experts as testifying witnesses and to finance all discovery expenses and other costs of litigation through final resolution of the matter (collectively referred to as the “Construction Litigation Expenses”). The District does not have the financial resources necessary to pay for these additional and significant Construction Litigation Expenses necessitated by this specialized construction defect matter. Furthermore, the District was unable to locate any attorneys charging hourly fees, including the attorneys of Walsh Gallegos Treviño Russo & Kyle P.C., who were willing to assume financial responsibility for the Construction Litigation Expenses during the course of litigation based on an hourly fee rate. This is because the law firms’ need to advance and finance the Construction Litigation Expenses results in significant lost value of the law firms’ overall resources, given the significant risk of no recovery or reduced recovery of Construction Litigation Expenses to be incurred to fully and adequately represent the District in the construction litigation matter. In addition, the law firms would be unable to accept certain other work due to their personnel and financial resources being significantly committed to Lockhart Independent School District’s construction litigation matter.

Pearson Legal, P.C. and Walsh Gallegos Treviño Russo & Kyle P.C. will be compensated on a contingent fee basis. Entering into the proposed agreement is in the best interests of the residents of Lockhart Independent School District. The District has sustained significant damages to property paid for in full with taxpayer monies and for which there exists a potential recovery from those who caused the damages. Pearson Legal, P.C. and Walsh Gallegos Treviño Russo & Kyle P.C. possess the specialized skills, knowledge, experience, financial, and technological resources needed to competently and fully pursue maximum potential recovery of the District’s damages. Furthermore, the proposed agreement enables the District to pursue its legal remedies without diverting essential monies and resources from the ongoing needs and operations of its students, staff, and community at large. In addition, the proposed agreement shifts the financial risk and burden of litigation costs and expenses to Pearson Legal, P.C., with the District owing no such monies to the law firm unless and

until it recovers monies. Moreover, Texas statutory and common law provide for penalty damages and for recovery of court costs, and for recovery of attorneys' fees for certain of the District's claims, including for breaches of contract.

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**THE BOARD OF TRUSTEES OF THE
LOCKHART INDEPENDENT SCHOOL DISTRICT**

RESOLUTION

WHEREAS, the recent inclement weather resulted in the closure of all schools and facilities in the Lockhart Independent School District (“Lockhart ISD”) on February 12, 16, 17, 18, 19, 22 and 23 (a total of 7 work days) due to dangerous travel conditions and for the safety of students and staff and the community as a whole;

WHEREAS employees who are instructed not to report to work may suffer a loss of pay unless the workdays are made up at a later date. The Board concludes that continuing wage payments to all employees, contractual and noncontractual, salaried and non-salaried during the emergency closing caused by inclement weather serves the public purposes of maintaining morale, reducing turnover, and ensuring continuity of District staffing when schools reopen.

Now therefore it be resolved by the Board that:

1. All of the above-referenced paragraphs are incorporated into and made part of this resolution; and
2. The Board delegates to the Superintendent the authority to determine which days missed due to the closure of school facilities or operations as result of inclement weather that employees will not be required to make up;
3. The Board finds that a public purpose and a benefit to the LISD exists to compensate LISD employees for up to 7 work days missed due to closure of school facilities or operations as a result of inclement weather, and that this expenditure is necessary in the conduct of the public schools as provided by Texas Education Code § 45.105(c); and
4. The Board hereby authorizes the Superintendent to identify employees and absences covered by this Resolution, and to take any and all action necessary to fulfill the purposes of this Resolution.

Adopted by the vote of the majority of members of the Board of Trustees of the Lockhart ISD present and voting at an open meeting of the Board on the 22nd day of February, 2021, at which a quorum was present:

APPROVED:

ATTEST:

Steve Johnson
President, Board of Trustees

Warren Burnett
Secretary, Board of Trustees