

**Official Agenda and Meeting Notice
of the Board of the
Beaumont Independent School District
in the Board Room of the Beaumont ISD Administration Building**

Saturday, August 3, 2024

TEAM OF 8 TRAINING

9:00 AM

The items on this agenda may be taken in any order.

As directed under the Texas Open Meetings Act, Texas Government Code, Chapter 551 (the “Act”), if during the course of the meeting covered by this Notice, the Board should determine that a closed session of the Board is required, then such closed session will be held by the Board at the date, hour, and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Board may conveniently meet in closed session concerning any and all purposes permitted by the Act.

9:00 AM - (CALL TO ORDER)

- I. INTRODUCTION
 - A. ROLL CALL
 - 1. Public Comment as Provided for by Board Policy BED (Legal) and (Local)
 - B. TRAINING
 - 1. Team of 8 Training
 - C. ACTION/DISCUSSION ITEMS
 - 1. Board Operating Procedures
 - 2. Consider Approval of Board Resolution Declaring State of Emergency and Authorizing the Superintendent to approve Emergency Purchases related to Electrical Outage at Roy Guess Elementary



Board Exhibit Cover Sheet

Meeting Date: August 3, 2024

Agenda Item/Exhibit Number: **I.C.2.**

Agenda Item Title: Consider Approval of Board Resolution Declaring State of Emergency and Authorizing the Superintendent to approve Emergency Purchases related to Electrical Outage at Roy Guess Elementary

Cabinet Level Presenter(s): Cheryl Hernandez

Additional Presenter(s):

Executive Summary: A total electrical failure to the main service panel at Roy Guess Elementary has caused an outage affecting the power supply to the school. In order for staff and students to be able to return to school at the start of the 2024-2025 school year, generators and replacement of electrical components are needed immediately.

Recommendation: Approve Resolution and Declaration of Official State of Emergency

Budget Impact* (if applicable):

Funding Source (if applicable):

Compliance with Purchasing Guidelines (list applicable guidelines, including grant requirements):
TEC. 44.031(h)

Policy Reference (if applicable, list policy/regulation): CH (LEGAL); CH (LOCAL)

Legal Review (if necessary, list attorney and firm):

Cheryl Hernandez
Cabinet Level Presenter's Signature

July 31, 2024
Date

*CFO Signature (required if there is a budget impact)

Date

General Counsel's Signature

Date

THE STATE OF TEXAS §
 § BEAUMONT INDEPENDENT SCHOOL DISTRICT
COUNTY OF JEFFERSON §

**RESOLUTION AND DECLARATION OF
OFFICIAL STATE OF EMERGENCY**

WHEREAS, Beaumont Independent School District is a political subdivision of the State of Texas and is duly organized and existing pursuant to the Constitution and laws of the State;

WHEREAS, pursuant to applicable law, the Governing Body of the Beaumont Independent School District (“Governing Body”) is authorized by Texas Education Code section 44.031 to enter into contracts necessary for the repair and replacement of school property;

WHEREAS, the Beaumont Independent School District has a substantial interest to protect the health and safety of its students, staff, and community;

WHEREAS, in the event that school facilities have been damaged or undergo operational failures as a result of an unforeseen catastrophe or emergency, Section 44.031(h) of the Texas Education Code authorizes the Board of Trustees to determine that the delays posed by competitive procurement laws would prevent or substantially impair the conduct of classes or other essential school activities;

WHEREAS, an electrical fire resulted in total loss of electricity to the air conditioning for all buildings at Roy Guess Elementary and no power supply for one instructional building on the campus;

WHEREAS, generators and construction to the main electrical panel are necessary to secure power restoration immediately to avoid prolonged lack of electricity and air conditioning in the facility;

WHEREAS, employees have returned to work and are expected to prepare for the start of school, and students are schedule to return to school in seven days, which necessitates rapid repairs in order to ensure continuity of instruction at the start of the 2024-2025 school year;

WHEREAS, the District intends to do everything possible to restore the Roy Guess Elementary School power supply, as soon as possible, to a full-functioning status for the educational benefit and safety of its students and employees; and

WHEREAS, in the event of a catastrophe, emergency, or natural disaster affecting a school district, the Board of Trustees may delegate to the Superintendent the authority to contract for the replacement, construction, or repair of school equipment or facilities under this subchapter if emergency replacement, construction, or repair is necessary for the health and safety of district students and staff pursuant to Texas Education Code section 44.0312.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Beaumont Independent School District formally declares that 1) the fire that resulted in the total electrical failure to the main service panel is an unforeseen catastrophe and emergency; 2) the delay posed by the contract methods required by state law would substantially impair the conduct of classes, and other essential school activities; 3) the Superintendent or her designee is authorized to procure,

negotiate, and execute contracts for goods and services that are necessary to mitigate, prevent, restore, and repair all damage related to the electrical fire at Guess Elementary School without implementing the procurement methods outlined in Texas Education Code section 44.031; and 4) the Superintendent shall inform the Board of Trustees of all emergency purchases made hereunder at the next regularly scheduled Board meeting following the purchase.

Passed this 3rd day of August, 2024.

CERTIFICATE FOR RESOLUTION

I hereby certify that the foregoing resolution was presented to the Board of Trustees of the Beaumont Independent School District during an Emergency Board Meeting on August 3, 2024. A quorum of the Board of Trustees being then present, it was then duly moved and seconded that the resolution be adopted, and such resolution was then adopted according to the following vote:

Ayes: _____ Nays: _____ Abstentions: _____

Matilda Hickman, President
Board of Trustees
Beaumont Independent School District

Denise Wallace-Spooner, Secretary
Board of Trustees
Beaumont Independent School District

Date: _____

Date: _____

