

Garland Independent School District

Board of Trustees

Special Meeting

Tuesday, May 16, 2023

Agenda

12:00 PM

- I. Call to Order and Determination of a Quorum
- II. Public Forum: Members of the public who wish to make comments may complete a Public Comment Participation Request in person at Harris Hill Administration Building prior to the start of the meeting indicated in the posted notice. Comments must be limited to issues that can be presented in a public forum and are directly related to the posted and noticed agenda items. Complaints about student discipline, specific student issues or personnel must be addressed through appropriate administrative channels, in accordance with the Texas Open Meetings Act and Board policy. For more information about public comment procedures, please review the Board Policy for Public Comment accessible at the following link: <https://pol.tasb.org/Policy/Code/364?filter=BED>.
- III. Superintendent's Message
- IV. Action Items (Non Consent)
 - A. Canvass the Election Returns of the May 6, 2023, General Trustee Election and Adopt an Order Declaring the Results of Said Election - **Mechelle Hogan** 3
 - B. Issue Certificates of Election - **Mechelle Hogan** 4
 - C. Consideration and approval of a resolution canvassing the returns and declaring the results of a Bond Election held on May 6, 2023 by the Garland Independent School District - **Mechelle Hogan** 7
 - D. Consider Approval of a Resolution for Project Delivery/ Contract Award Method for Construction Contracts - **Javier Fernandez** 14
- V. Executive Session: Executive session will be held for purposes permitted by Texas Open Meetings Act, Texas Government Code Section 551.001 et seq.
 - A. Pursuant to Texas Government Code Section 551.071, private consultation with the Board's attorney, in person or by phone, when the Board seeks the advice of its attorney about: 1) pending or contemplated litigation; 2) a settlement offer; or 3) on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

B. Pursuant to Texas Government Code Section 551.074, deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee:

VI. Reconvene from Executive Session for any possible action relative to items considered during Executive Session

VII. Adjournment



**Garland Independent School District
Board of Trustees**

Date of Meeting: May 16, 2023

Agenda Item: Canvass the election returns of the May 6, 2023 General Trustee Election and adopt an Order declaring the results of said election

Agenda Section: Action Item

Administrator Responsible: Mechelle Hogan
Board Service Manager

Summary/Background Information:

In accordance with Policy BBB (Legal): *Board Members: Election*, the Trustees shall canvass votes cast in the May 6, 2023 General School Trustee Election and declare the results of said election. Information/tallies will be at each member's place.

Administrative Recommendations:

Administration recommends approval.



**Garland Independent School District
Board of Trustees**

Date of Meeting: May 16, 2023
Agenda Item: Issue Certificate of Election
Agenda Section: Action Item
Administrator Responsible: Mechelle Hogan
Board Service Manager

Summary/Background Information:

Whereas, in the May 6, 2023 Trustee Election, Mrs. Daphne Stanley, Place 4; and Mr. James "Jamie" Miller, Place 5 were elected to the Board of Trustees. Therefore, in accordance with Board Policy BBB (Legal): *Board Members: Election* (shown) each newly elected Trustee will be issued a Certificate of Election.

Administrative Recommendations:

Administration recommends approval.



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY, that at a general election held on
the 6th day of May, 2023

Daphne Stanley

was duly elected

to Place 4 of

the Garland Independent School District Board of Trustees

In testimony whereof, I have hereunto signed my
name, this 16th day of May 2023.

GARLAND INDEPENDENT SCHOOL
DISTRICT

By: _____

Wesley Johnson, President
Board of Trustees

ATTEST:

By: _____

Robert Selders Jr, Secretary
Board of Trustees



In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY, that at a general election held on
the 6th day of May, 2023

James “Jamie” Miller

was duly elected

to Place 5 of

the Garland Independent School District Board of Trustees

In testimony whereof, I have hereunto signed my
name, this 16th day of May 2023.

GARLAND INDEPENDENT SCHOOL
DISTRICT

By: _____

Wesley Johnson, President
Board of Trustees

ATTEST:

By: _____

Robert Selders Jr, Secretary
Board of Trustees



Garland Independent School District Board of Trustees

Date of Meeting: May 16, 2023

Agenda Item: Consideration and approval of a resolution canvassing the returns and declaring the results of a Bond Election held on May 6, 2023 by the Garland Independent School District

Agenda Section: Action Item

Administrator Responsible: Mechelle Hogan
Board Service Manager

Summary/Background Information:

In accordance with Policy BBB (Legal): *Board Members: Election*, the Trustees shall canvass votes cast in the May 6, 2023 Bond Election and declare the results of said election. Information/tallies will be at each member's place.

Administrative Recommendations:

Administration recommends approval.

A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION; AND RESOLVING OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, on February 14, 2023, the Board of Trustees (the *Board*) of the Garland Independent School District (the *District*) ordered an election to be held on May 6, 2023 for the purpose of determining whether the resident, qualified voters of the District would authorize the issuance of general obligation bonds by the District; and

WHEREAS, it is hereby found and determined that notice of the election was duly given in the form, manner and time required by law, and said election was in all respects legally held and conducted in accordance with applicable laws of the State of Texas and the proceedings calling and governing the holding of such election; and

WHEREAS, the Board hereby canvasses the returns of this election, at which there were submitted to all resident, qualified voters of the District for their action thereupon, the following propositions:

PROPOSITION A

“Shall the Board of Trustees of the Garland Independent School District be authorized to issue and sell bonds of the District in the principal amount not to exceed \$1,103,130,000 for the purposes of constructing, renovating, improving, upgrading, updating, acquiring, and equipping school facilities (and any necessary or related removal of existing facilities), the purchase of the necessary sites for school facilities, the purchase of new school buses, the retrofitting of school buses with emergency, safety, or security equipment, and the purchase or retrofitting of vehicles to be used for emergency, safety, or security purposes, such bonds to mature serially or otherwise (not more than 25 years from their date of issuance) in accordance with law; any issue or series of such bonds to bear interest per annum at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of the Board of Trustees, provided that such rate or rates of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of such bonds; and shall the Board of Trustees of the District be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in the District sufficient, without limit as to rate or amount, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds?”

PROPOSITION B

“Shall the Board of Trustees of the Garland Independent School District be authorized to issue and sell bonds of the District in the principal amount of \$135,910,000 for the purposes of designing, constructing, renovating, improving,

upgrading, updating, acquiring, and equipping a multi-program activity center at each high school campus, such bonds to mature serially or otherwise (not more than 25 years from their date of issuance) in accordance with law; any issue or series of such bonds to bear interest per annum at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of the Board of Trustees, provided that such rate or rates of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of such bonds; and shall the Board of Trustees of the District be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in the District sufficient, without limit as to rate or amount, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds?"

PROPOSITION C

“Shall the Board of Trustees of the Garland Independent School District be authorized to issue and sell bonds of the District in the principal amount of \$40,605,000 for the purposes of acquiring and updating technology equipment, such bonds to mature serially or otherwise (not more than 6 years from their date of issuance) in accordance with law; any issue or series of such bonds to bear interest per annum at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of the Board of Trustees, provided that such rate or rates of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of such bonds; and shall the Board of Trustees of the District be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in the District sufficient, without limit as to rate or amount, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds?"

and

WHEREAS, the Board has diligently inquired into the poll lists and the official election returns which were duly and lawfully made to the Board by the judges and clerks holding and conducting such election; the poll lists and the official election returns showing separately the votes cast in the election; and

WHEREAS, from these returns, this Board hereby finds that the following votes were cast in the election by voters who were resident, qualified voters of the District:

PROPOSITION A

“THE ISSUANCE OF \$1,103,130,000 OF BONDS BY THE GARLAND INDEPENDENT SCHOOL DISTRICT FOR SCHOOL FACILITIES, THE PURCHASE OF NECESSARY SITES FOR SCHOOL FACILITIES, BUSES AND VEHICLES AND THE IMPOSITION OF A TAX SUFFICIENT TO PAY

THE PRINCIPAL OF AND INTEREST ON THE BONDS AND THE COST OF ANY CREDIT AGREEMENTS. THIS IS A PROPERTY TAX INCREASE.”

	<u>For</u>	<u>Against</u>
Early Votes	5,692	3,048
Mail Votes	90	64
Election Day Votes	3,166	1,905
Provisional Votes	2	0
TOTAL	8,950	5,017

PROPOSITION B

“THE ISSUANCE OF \$135,910,000 OF BONDS BY THE GARLAND INDEPENDENT SCHOOL DISTRICT FOR A MULTI-PROGRAM ACTIVITY CENTER AT EACH HIGH SCHOOL CAMPUS, AND THE IMPOSITION OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND THE COST OF ANY CREDIT AGREEMENTS. THIS IS A PROPERTY TAX INCREASE.”

	<u>For</u>	<u>Against</u>
Early Votes	5,212	3,528
Mail Votes	78	70
Election Day Votes	2,908	2,153
Provisional Votes	2	0
TOTAL	8,200	5,751

PROPOSITION C

“THE ISSUANCE OF \$40,605,000 OF BONDS BY THE GARLAND INDEPENDENT SCHOOL DISTRICT FOR TECHNOLOGY EQUIPMENT AND THE IMPOSITION OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND THE COST OF ANY CREDIT AGREEMENTS. THIS IS A PROPERTY TAX INCREASE.”

	<u>For</u>	<u>Against</u>
Early Votes	5,640	3,106
Mail Votes	93	53
Election Day Votes	3,145	1,923
Provisional Votes	2	0
TOTAL	8,880	5,082

NOW, THEREFORE,

IT IS ACCORDINGLY FOUND, DECLARED, AND DELIVERED BY
THE BOARD OF TRUSTEES OF
THE GARLAND INDEPENDENT SCHOOL DISTRICT THAT:

SECTION 1: The Board officially finds, determines, and declares that the election was duly and properly ordered, that proper legal notice of such election was duly given in the English language, Spanish language and Vietnamese language, that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified voters of the District were permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the Board has duly canvassed such returns, all in accordance with the laws of the State of Texas and of the United States of America, and the order calling the election.

SECTION 2: A MAJORITY of the resident, qualified voters of the Garland Independent School District voting in such election, having voted FOR the authorization and issuance of bonds \$1,103,130,000 and the levy and pledge of the tax in payment thereof as provided in Proposition A, the Board hereby finds and determines that Proposition A carried at the election, that the election was duly called, that proper notice was given, and that the election was held in all aspects in conformity with the law, and that the Board is hereby accordingly authorized to issue the bonds and to levy the tax in accordance with the authority granted in Proposition A and with law.

SECTION 3: A MAJORITY of the resident, qualified voters of the Garland Independent School District voting in such election, having voted FOR the authorization and issuance of bonds \$135,910,000 and the levy and pledge of the tax in payment thereof as provided in Proposition B, the Board hereby finds and determines that Proposition B carried at the election, that the election was duly called, that proper notice was given, and that the election was held in all aspects in conformity with the law, and that the Board is hereby accordingly authorized to issue the bonds and to levy the tax in accordance with the authority granted in Proposition B and with law.

SECTION 4: A MAJORITY of the resident, qualified voters of the Garland Independent School District voting in such election, having voted FOR the authorization and issuance of bonds \$40,605,000 and the levy and pledge of the tax in payment thereof as provided in Proposition C, the Board hereby finds and determines that Proposition C carried at the election, that the election was duly called, that proper notice was given, and that the election was held in all aspects in conformity with the law, and that the Board is hereby accordingly authorized to issue the bonds and to levy the tax in accordance with the authority granted in Proposition C and with law.

SECTION 5: The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the Board.

SECTION 6: All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

SECTION 7: This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 8: If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Board hereby declares that this Resolution would have been enacted without such invalid provision.

SECTION 9: It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 10: This Resolution shall be in force and effect from and after its final passage and it is so resolved.

* * * *

PASSED, ADOPTED, AND APPROVED on May 16, 2023, the date of the canvassing meeting.

GARLAND INDEPENDENT SCHOOL
DISTRICT

President, Board of Trustees

ATTEST:

Secretary, Board of Trustees

(DISTRICT SEAL)



Garland Independent School District Board of Trustees

Date of Meeting: May 16, 2023

Agenda Item: Consider Approval of a Resolution for Project Delivery/
Contract Award Method for Construction Contracts

Agenda Section: Action Item

Administrator Responsible: Mr. Javier Fernandez
Director of Facilities Planning and Construction Services

Board Goal Objective:

Not Applicable.

Superintendent's Goal:

Superintendent Goal #5 – District Management

The superintendent demonstrates effective planning and management of the district administration, finances, operations, and personnel.

Summary/Background Information:

Shown is the Resolution for Project Delivery/Contract Award Method for Construction Contracts for the Procurement of the Project through the BuyBoard for Multi-Campus Turf, Track and Scoreboard Replacement since it provides the best value for the Project, unless an alternate delivery method is recommended.

Administrative Recommendations:

Provided for your consideration.

**RESOLUTION
GARLAND INDEPENDENT SCHOOL DISTRICT**

STATE OF TEXAS §

COUNTY OF DALLAS §

WHEREAS, Garland ISD Board Policy CH (LOCAL) provides that, prior to advertising, the Board shall determine the project delivery/contract award method to be used for each construction contract valued at or above \$50,000.

WHEREAS, Texas law provides that a purchase through an interlocal purchasing cooperative satisfies the requirement for competitive procurement;

WHEREAS, according to its website, the Local Government Purchasing Cooperative was created to increase the purchasing power of government entities and to simplify their purchasing by using a customized online purchasing system, called the BuyBoard.

WHEREAS, according to its website, the Local Government Purchasing Cooperative is an administrative agency created in accordance with Section 791.001 of the Texas Government Code, whose purpose is to obtain the benefits and efficiencies that can accrue to members of a cooperative, to comply with state bidding requirements, and to identify qualified vendors of commodities, goods, and services.

WHEREAS, the Board of Trustees of the Garland Independent School District is considering the following Project: Multi-Campus Turf, Track, and Scoreboard Replacement.

WHEREAS, the Board is of the opinion that the use of the BuyBoard provides the best value for the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE GARLAND INDEPENDENT SCHOOL DISTRICT that:

1. Procurement of the Project through the BuyBoard is determined to provide the best value for the District.
2. The prevailing wage rate schedule for Dallas County as determined by the United States Department of Labor in accordance with the Davis-Bacon Act is adopted as the prevailing wage rate schedule for the project.

PASSED, APPROVED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE GARLAND INDEPENDENT SCHOOL DISTRICT, DALLAS COUNTY, TEXAS, on the 16th day of May, 2023.

By: _____
Wes Johnson, President
Board of Trustees

ATTEST:

By: _____
Robert Selders Jr., Secretary
Board of Trustees