

**Official Agenda and Meeting Notice
of the Board of the
Beaumont Independent School District
in the Office**

Thursday, September 19, 2013

Regular Meeting

7:15 PM

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.

7:15 PM - (CALL TO ORDER)

- I. Roll Call
 - Woodrow Reece, President
 - Janice Brassard, Vice President
 - Terry Williams, Secretary
 - Gwen Ambres, Member
 - Zenobia Bush , Member
 - Mike Neil, Member
 - Tom B. Neild, Member
- II. School Officials
 - Dr. Timothy B. Chargois, Superintendent of Schools
 - Dr. Shirley Bonton, Deputy Superintendent for Finance and Elementary Administration
 - Dr. Dwaine Augustine, Assistant Superintendent/Planning, Research, Evaluation & Technology
 - Patricia Lambert, Assistant Superintendent/Curriculum and Secondary Administration
 - Philip Brooks, Assistant Superintendent/Administration/Operations
 - Devin McCraney, Director of Finance
 - Sybil Comeaux, Executive Director of Human Resources
 - Jessie Haynes, Special Assistant to the Superintendent
 - Melody Chappell, School Attorney
- III. Establishment of Quorum
- IV. Pledge of Allegiance
- V. Invocation
- VI. Approval of Minutes
 - A. Regular Meeting of August 15, 2013
 - B. Public Hearing, August 15, 2013
 - C. Special Board Meeting of August 22, 2013
 - D. Public Hearing August 22, 2013
 - E. Special Meeting of September 4, 2013
 - F. Building and Grounds Meeting, September 16, 2013
- VII. Information Item(s)
 - A. Status of Campus State Compensatory Educational Funds
 - B. District Educational Improvement Committee Minutes, January 14, 2013
- VIII. Report of the Superintendent of Schools
 - A. Presentation of Principals for the 2013-2014 School Year
 - B. Bond 2007 Update
 1. Audit of 2007 Bond
 - C. State of the District
- IX. Discussion

- A. Trustee Behavior/Board Training
 - B. Discrepancies between AP and Check Register
 - C. Discuss September 13, 2013, letter from Tax Assessor Collector
- X. Action Items
- A. Consider and, if Appropriate, Take Action on the following General Consent Items (Exhibit "A")
 - 1. Approval of Tax Collection Report for August 2013
 - a. Certification of Tax Collections for August 2013
 - b. Tax Collector Monthly Report for August 2013
 - c. Deposit Distribution of August 2013
 - 2. Approval of Business Office Reports for August 2013
 - 3. Amend the 2013-2014 General Fund Budget and Accept the Special Revenue Budget Amendments.
 - B. Consider and, if Appropriate, Take Action to Accept the Application of BASF Corporation for an Appraised Value Limitation on Qualified Property, to Authorize the Superintendent to Review the Application for Completeness, and to Submit to the Comptroller. (Exhibit "B")
 - C. Consider and, if Appropriate, Take Action to Approve Offer for Risk Management/Insurance Consulting Services. (Exhibit "C")
 - D. Consider and, if Appropriate, Take Action to Approve Bid for Waste Management Services. (Exhibit "D")
 - E. Consider and, if Appropriate, Take Action to Approve Bid for Vincent MS Cafeteria Modifications. (Exhibit "E")
 - F. Consider and, if Appropriate, Take Action to Approve Third Year Option for Audio Services. (Exhibit "F")
 - G. Consider and, if Appropriate, Take Action to Engage with an Independent Auditor to Audit Five Selected Projects for the Initial Phase of the 2007 Bond Program. (Exhibit "G")
 - H. Consider and, if Appropriate, Take Action to Approve District Administrators as the 2013-2014 Professional Development and Appraisal System (PDAS) Appraisers. (Exhibit "H")
 - I. Consider and, if Appropriate, Take Action to Approve the Contract with Communities in Schools, Southeast Texas Inc. (Exhibit "I")
 - J. Consider and, if Appropriate, Take Action to Issue Certificate of Election and Approve Resolution Declaring the Unopposed Election of Ms. Gwen Ambres to a Four Year Term as Trustee of District IV, and Mr. Tom Neild to a Four Year Term as Trustee of District VI. (Exhibit "J")
 - K. Consider and, if Appropriate, Take Action to Approve Amended Election Order and Notice for November 5, 2013, School Trustee Election. (Exhibit "K")
 - L. Consider and, if Appropriate, Take Action to Approve Recommendation for Employment and/or Appointment of Personnel. (Executive Session) (Exhibit "L")
 - M. Consider and, if Appropriate, Take Action to Approve payment to Jefferson County Tax Assessor Collector for the Research, Programming, and other costs related to Interpretation of the Plan I redistricting map as well as the costs of issuance of new voter registration cards for voters in BISD. (Exhibit "M")
 - N. Consider and, if Appropriate, Take Action to Discuss Procedure and Calendar of Annual Evaluation of Superintendent of Schools (Executive Session) (Exhibit "N")
 - O. Discuss, deliberate, and possibly take action regarding the August 1, 2013, investigation. (Executive Session)
- XI. Approximately five (5) minutes after the conclusion of the public (open) meeting referred to above, an executive (closed) meeting will be held to discuss the following matters:
- A. Consultation with school district attorney, as permitted by Section 551.071 (1) (a) and (b), (2), of the Texas Government Code regarding pending or contemplated litigation; or a settlement offer; or on a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the state Bar of Texas clearly conflicts with this chapter -- (Executive Session)
 - 1. Discussion of \$2M Restitution Retrieval in United States of America vs. Tract 31a et. al Civil Action No. 1:12-CV-171
 - 2. US General et al vs. HRE et. al Cause No. 2010-47605
 - 3. Marcelino Rodriguez et. al Cause No. E-194,295
 - 4. Discuss, deliberate, and possibly take action regarding the August 1, 2013, investigation.
 - B. Consideration of personnel matters of the sort described in Section 551.074 (a) (1 and 2), and 551.082, of the Texas Government Code, regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public employee; or to hear a complaint or charge against an officer or employee -- (Executive Session)
 - 1. Resignations
 - 2. Retirements
 - 3. Administrative Contract Recommendations
 - a. Program Evaluator - Administration Building
 - b. Assistant Principal - West Brook High School

**BEAUMONT INDEPENDENT SCHOOL DISTRICT
BOARD OF EDUCATION**

Regular Meeting – August 15, 2013

The Board of Education of the Beaumont Independent School District met in regular public (open) session on Thursday, August 15, 2013, at 7:15 p.m. in the Board Room of the Administration Building located at 3395 Harrison Street in Beaumont, Jefferson County, Texas. The meeting was called to order by President Woodrow Reece.

It was found and determined that in accordance with the policies and orders of the Board, the Notice of this Meeting was posted in the Administration Building of the District in accordance with the terms and provisions of Section 551.041 and Section 551.043, V.T.C.S., and that all of the terms and provisions of those sections have been fully complied with and that the 72 hour notice required by said sections has been properly and correctly given.

ROLL CALL

Present: Woodrow Reece, President
Terry Williams, Secretary
Gwen Ambres, Member
Zenobia Bush, Member
Mike Neil, Member
Tom Neild, Member

Absent: Janice Brassard, Vice President

School Officials Present: Dr. Timothy B. Chargois, Superintendent of Schools
Dr. Shirley Bonton, Deputy Superintendent/Elementary Schools/Finance
Patricia Lambert, Assistant Superintendent/Secondary Schools/ Curriculum
Dr. Dwaine Augustine, Assistant Superintendent/Technology/Research & Evaluation
Philip Brooks, Assistant Superintendent/Administration/Operations
Devin McCraney, Director of Finance
Sybil Comeaux, Executive Director of Human Resources
Melody Chappell, School Attorney

Absent: Jessie Haynes, Special Assistant for Communications

ESTABLISHMENT OF A QUORUM

President Woodrow Reece declared a quorum.

PLEDGE OF ALLEGIANCE

The pledges to the American and Texas flags were led by Trustee Dr. Shirley Bonton, Deputy Superintendent for Financial Services and Elementary Administration.

INVOCATION

The invocation was given by Mr. Philip Brooks, Assistant Superintendent for Administration/Operations.

APPROVAL OF THE MINUTES

Trustee Zenobia Bush moved, seconded by Trustee Terry Williams, to approve the minutes of the regular meeting July 26, special meeting of July 29 and special meeting of August 1, 2013.

President Woodrow Reece called for a vote of the minutes.

YEAS: Trustees Woodrow Reece, Terry Williams, Gwen Ambres, Zenobia Bush, Mike Neil, and Tom Neild

NAYS: None

Motion Passed

REPORTS

1. **Status of State Comp Ed Funds Report**

REPORT OF THE SUPERINTENDENT OF SCHOOLS

1. **Proposed Budget 2013-2014** – Dr. Chargois stated that the budget will be presented to the Board for approval on August 22 in a special meeting.

2. **Bond 2007 Update**

Dr. Chargois stated that he is prepared to do an audit of the bond projects from packages A, B, C the Thomas Center, and South Park to make sure that the monies were spent right. He also commended Ms. Ambres for her work on the bond committee and the good work they did as a team on building new facilities for the district.

Dr. Chargois stated that the power of our purpose is in our students. It is about students, 100% graduation, competing in the workforce, military, ministry or whatever our students chose to do.

3. **AYP (Adequate Yearly Progress) /Accountability Update** – Dr. Dwaine Augustine, Assistant Superintendent for Planning, Research and Evaluation, shared details of the AYP report and Beaumont ISD will be using the data. He presented a chart and explained how the accountability rates have changed. Index 1 shows all students and all tests only. Our district gave almost 42K tests last year. Index 2 rates progress, Index 3 rates Closing the Gap and Index 4 is Post Secondary Readiness- these campuses which are middle schools, were not evaluated this year. In the summary presented, BISD has 25 campuses rated; 22 campuses Met Standard; 3 campuses Improvement Required (Appeal?); 11 Campuses received distinction(s); 21 Total distinctions and noted that District Rated Met Standard.

Dr. Augustine discussed House Bill 5 and Other changes regarding graduation plans – modified exams phased out in 2013-2014; Ranking 5 (7) required of EOCs-Middle school Algebra assessments and Substitutions for EOC. (The commissioner of education has not ruled on this).

4. **State of the District**

Patricia Lambert, Assistant Superintendent for Secondary Schools and Curriculum, stated that each time re-tests were given there was a 30-40% increase. CSCOPE is our district's curriculum management tool. Our curriculum content supervisors, mappers and writers reviewed all of the components of our focus. The second Wednesday of each month, all campuses will be required to have a professional development session based on the data.

Dr. Shirley Bonton, Deputy Superintendent for Financial Services and Elementary Administration, we are working closely together. 16 elementary principals are working to deliver. Our title team just held a new academy for the new curriculum coordinators that you just hired. The summer school programs, we have been keeping our students really busy, thanked all the help from the cooks to the bus drivers, there were over 20 summer school programs, the ACE program, Bilingual and ESL, Bingman Headstart program for three and four year olds, a camp invention science enrichment program, Dishman arts and organized sports, Success Express, STAAR Acceleration program, Title Program services about 150 students who were below their grade level, Amelia had a hands on summer program as well. We have re energized since getting those results.

Dr. Chargois stated that there were about 91 new teachers for new teacher orientation and thanked the BTA and ATPE organizations for being here to support the teachers.

- Convocation is being held on Monday, August 19 at the Civic Center.
- First Day of School is on August 26

- TASA/TASB on September 26-28
- Calling for an election
- NABSE – November 13-16 in Detroit, Michigan
- Superintendent’s Academy
- Dr. Paul Shipman is the new president for TEPSA
- Alpha Guillory, Austin Middle School, was selected as the top ACE site in the state
- BISD is launching a new website!
- BMAC/PTA-New President, Mr. Leonard Parfait
- Health Fair at the Convocation – Ms. Connie Richard and Birdie Harrison
- Legislative Budget Board – Report has lots of information; contract administration; direct deposit; September 10, the district will no longer be writing paper checks; we have to have training; better operation procedures.

Trustee Tom Neild requested that the district selects an outside audit committee to look at the costs of the bond projects and let the board vote on it. Teachers regarding convocation and can they still get their checks. Dr. Chargois stated that you must be at convocation to get your check.

Motioned by Zenobia Bush to move communications to after the executive session, second by Terry Williams

YEAS: Trustees Woodrow Reece, Terry Williams, Gwen Ambres and Zenobia Bush

NAYS: Trustees Mike Neil, and Tom Neild

Motion Passed

COMMUNICATIONS

1. **Jaisha Haynes**, 2629 North Street: Board Wisdom “DID NOT SPEAK”
2. **Virginia Battles**, 2850 Gulf Street: Domestic Violence
3. **Ricky Jason**, 540 Threadneedle: Rights for Jessie & the Kids at BISD
4. **Jock Wagner**, 6745 Linkwood Street: Taking Away the Public Comments Section of Board Meetings
5. **Stephen Watson**, 6015 Townhouse Lane: Leadership
6. **Nicolas Hunter**, 9155 Mapes: Election, Board, Community
7. **Michael D. Getz**, 7950 Phelan, Proposed redistricting Plan
8. **Suellen Ener**, 1520 Central Drive: Salaries, Insurance and Hiring Freeze

SIGN UP

1. **Pam Shelander**, 5555 Clinton: Item N
2. **Joey Hilliard**, 1180 Stacewood: West Brook Field House
3. **Michelle Nelson**, 13570 Chimney Rock: Concerns
4. **Tom Rugg, Sr.**, 2890 Wescalder: Item BB DID NOT SPEAK
5. **Jerry Ayres**, 1880 Wooten Road: Item N DID NOT SPEAK
6. **David Pete**, 4390 Corley: BISD
7. **Joe Sasser**, 3305 Redwood: LBB Report
8. **Virginia Sasser**, 3305 Redwood: Beaumont

ACTION ITEMS

Motioned by Trustee Zenobia Bush and second by Trustee Terry Williams to approved items:

ACTION TAKEN ON EXHIBITS “A.1”, “A.2”, “C”, “D”, “E”, “G”, “H”, “I”, “J”, “K”, “L”, “M”, “O”, “Q”, “R”, “S”, “T”, “U”, “V”, “W”, “X”, “Y” and “CC”. (Skipped Exhibits “A.3”, “B”, “F”, “N”, “P”, “Z”, “AA” and “BB”)

Approved -Tax Collection Report (Exhibit “A.1”) – Administration recommended acceptance of the Tax Collection Report in the amount of \$687,968.88 including certification of tax collections for the month of July 2013; tax collector monthly report of July 2013; and deposit distribution of July 2013.

(Copy of Certification of Tax Collection Report attached and made a part of these minutes.)

Approved -Business Office Reports (Exhibit “A.2”) – Administration recommended approval of the Business Office Report, including the general fund reports, July 2013; debt service reports, July 2013; capital projects report, July 2013; internal service funds July 2013; scholarship fund report, July 2013; and investment report, July 2013.

Approved – District’s Investment Policy (Exhibit “C”) – Administration recommended reviewing of the District’s Investment Policy.

Approved - Agreement for the Purchase of Attendance Credits (Exhibit “D”) – Administration recommended approving agreement which will enable the district to reduce its wealth per weighted student to a level that is not greater than the equalized wealth level as determined by the Commissioner of Education in accordance with Section 41.002 of the Texas Education Code.

Approved-Business Auto Insurance and Liability Insurance Packages Through the Interlocal Agreement (Exhibit “E”) – Administration recommended approval of Business Auto Insurance and Liability Insurance Packages through the Interlocal Agreement.

Approved- Interlocal Participating Agreement with School Purchasing Alliance (Exhibit “G”) – Administration recommended approving Interlocal Participating Agreement with the School Purchasing Alliance.

Approved Term Contract for Dust Mop and Mat Services (Exhibit “H”) – Administration recommended approval of the bid from Munro’s Uniform Services charged to the Maintenance Department funds. The existing contract includes an option to renew annually up to an additional four (4) year period. The contract notification letter to extend the Second (2nd) year option of the contract was sent to the awarded vendor. The vendor has agreed to renew the contract in accordance with the terms and conditions

Approved - Third Year Option for Asbestos Consulting and Air Monitoring (Exhibit “I”) – Administration recommended approving the contract extension notice for a third year option with Total Safety US, Inc., dba/EHS Services be charged to the Maintenance Department funds.

Approved - Fifth Year Option for Van and SUV Rental for the 2013-2014 School Year (Exhibit “J”) - Administration recommended approving the contract extension notice for a fifth year option with be charged to appropriate funds.

Approved - Fifth Year Option for Instructional Teaching Aid Supplies and Equipment Catalog Discount for the 2013-2013 School Year (Exhibit “K”) – Administration recommended approving the contract extension notice for the fifth year option with Sargent/Welch – VWR be charged to appropriate funds.

Approved Fifth Year Option for School Bus Repair and Parts (Exhibit “L”) – It was recommended approving the contract extension notice for the fifth year option with Smarts Truck and Trailer Equipment, Inc. be charged to the Transportation Department.

Approved Fifth Year Option for Purchase of Milk and Milk Products (Exhibit “M”) – It was recommended approving the contract extension notice for the Fifth Year option with Oak Farms Dairy be charged to the Child Nutrition Department.

Approved - Contract Vendor List. (Exhibit "O") - It was recommended approving the contract Vendor List.

Approved - Purchase of edmentum Learning Materials for the Secondary Schools School Year 2013-2014 (Exhibit "Q") – Administration recommended approval of the Purchase of Edmentum Learning Materials (formerly PLATO). in the amount of \$122,425.00 charged to appropriated funds.

Approved - the Purchase of the ACHIEVE 3000. (Exhibit "R") – Presented for approval is the request for purchase of Achieve 3000 Reading Program in the amount of \$166,990.00 for District-Wide Middle Schools Reading Program. Achieve 3000 is an online reading program that includes site licenses, professional development and level formative assessments that will assist students throughout the district improve reading performance on updated Statewide STAAR expectations.

Approved – the Contract with the Flippen Group for CKH Campus by Design and Learning Keys Training. (Exhibit "S") – Administration recommended approval of the contract with the Flippen Group for CKH Campus by Design and Learning Keys Training.

Approved – First Reading of CNA (LOCAL) Policy (Exhibit "T") – Administration recommended approval of CNA (LOCAL).

Approved the Resolution Regarding Hazardous Traffic Conditions and Hazardous Bus Routes for the 2013-2014 School Year. (Exhibit "U") – Administration recommended approval of the Resolution Regarding Hazardous Traffic Conditions and Hazardous Bus Routes for the 2013-2014 School Year.

Approved – the District Student Handbook for the 2013-2014 School Year. (Exhibit "V") – Administration recommended approval of the District Student Handbook for the 2013-2014 School Year.

Approved - the District Student Code of Conduct for the 2013-2014 School Year. (Exhibit "W") – Administration recommended approval of the District Student Code of Conduct for the 2013-2014 School Year.

Approved – Payment of Crossing Guards to the City of Beaumont. (Exhibit "X") – Administration recommended approval Payment of Crossing Guards to the City of Beaumont.

Approved – Emergency Operations Plan (Exhibit "Y") – Administration recommended approval of the Emergency Operations Plan.

President Reece called for a vote of the motion

YEAS: Trustees Woodrow Reece, Terry Williams, Gwen Ambres, Zenobia Bush and Mike Neil

NAYS: Trustee Tom Neild

Motion Passed

Motioned by Trustee Zenobia Bush and second by Trustee Terry Williams to approve items

"A.3", "B", "F", "N", "P", "Z", "AA" and "BB"

Amendments to 2011-12 Budget (Exhibit "A.3") – Administration recommended approval of amendments to the following budgets:

199	General Fund	#106
211	ESEA Title I Part A Improving Basic Programs	#107
211	ESEA Title I Part A Improving Basic Programs	#108
224	IDEA Part B Formula	#109
225	IDEA Part B Preschool	#110
226	IDEA Part B Discretionary Deaf	#111

227	IDEA Part B Formula Deaf	#112
228	IDEA Part B Preschool Deaf	#113
255	ESEA Title II Part A TPTR	#114
266	ESEA Title III Part A LEP	#115
265	Texas 21st Century Grant Learning Center	#116
286	ARRA Texas Title I Priority Schools Brown Ctr	#117
309	Title II AEFLA Section 231 Federal	#118
404	Student Success Initiative Grant	#119
410	Instructional Materials Allotment	#120
429	Ready To Read Program	#121
485	ExxonMobil Future Leaders	#122
487	ExxonMobil Reading Initiative	#123
500	Debt Service	#124
629	Unlimited School Tax Bonds Series 2008A	#125
631	Unlimited School Tax Bonds Series 2010A	#126
633	Unlimited Tax Qualified School Construction Bond	#127
650	Local Capital Projects	#128

Approved – Payment for TEAMS Software (Exhibit “B”) – Administration recommended payment of TEAMS Software Packages for the 2013-2014 School Year.

Approved – Employ the Law Firm of Walsh, Anderson, Gellegos, Green & Trevino, P.C. (Exhibit “F”) - Administration recommended approval of Employing the Law Firm of Walsh, Anderson, Gellegos, Green & Trevino, P.C. under Retainer Agreement for Administrative and Board Regulations and Operating Procedures and on an Hourly basis to conduct personnel investigation.

Approved – Adopt Board Operating Procedure Manual (Exhibit “N”) – It was recommended adopting the Board Operating Procedure Manual.

Approved Purchase of 2013-2014 SCOPE Curriculum Management System (Exhibit “P”) – Administration recommended approval of request to purchase CSCOPE curriculum system in the amount of \$ 93,395.00 charged to appropriated funds.

Approved An Election Order and Notice for the November 5, 2013 Trustee Election (Exhibit “Z”) – Administration recommended approval of an election order and notice for the November 5, 2013.

Approved – A Resolution for Joint Election with Jefferson County for the November 5, 2013 Election. (Exhibit “AA”) – Administration recommended approval of a resolution for a Joint election with Jefferson County for the November 5, 2013 Election.

Approved – Agreement with Jefferson County regarding Beaumont ISD Trustee Election. (Exhibit “BB”) – Administration recommended approval of an Agreement with Jefferson County regarding Beaumont ISDs Trustee Election.

President Reece called for a vote of the motion

YAYS: Williams, Bush, Ambres and Reece

NAYS: Neil and Neild

Motion Passed

Melody Chappell, attorney stated that our May election wasn't joint, the 9th court of appeals, there is not a provision on its own for the district to call for an election. An allegation of assertion that this board did not want to hold an election, there is no case law that tells us what to do. We are moving forward under the advisement of the election counsel. We received the agreement from the county, we did not ask for the agreement. Mr. Rugg, did inform me that he was here to speak to the board that he is not sure or will not approve an agreement with the school district and the county to hold a joint election. It relieves the county for anything in this election. It is our responsibility to hold a valid election. That is up to the county to decide if they are going to fulfill this agreement. The next election that we can hold is November of next year. It is up to this board. You need to make an effort to go forward; you are not in a position to hold over an election. Today is the first time that I heard from a county official that they may not

Trustee Mike Neil asked Devin McCraney, Finance Director if this amount was included in the 6M, and asked if why couldn't we come at one time to ask for money? Can we do the requests to move money earlier in the year? We need to be realistic when we look at the budget concerning legal costs.

Dr. Chargois stated that there are things that happen to things that we cannot control, as in Dishman chillers and a couple of other sites.

Zenobia Bush stated that we have had a significant increase in legal costs since 2009, some of it is board members suing board members and looking at the superintendent's contract. We need to come together better as a team to curb some of that cost.

Tom Neild stated that on item "A", in the budget board findings, we have not been reconciling our bank accounts.

Devin McCraney, stated that all of our bank accounts are reconciled, our money is in our investment accounts.

Trustee Tom Neild motioned to **table item "N"**, since the board did not receive the exhibit until today, second by Mike Neil.

Zenobia Bush stated that this is a recommendation from the LBB, and she did not see where tabling it would prove a point.

President Reece stated that you have to be trained in order to develop these documents. Training is important and has been paid for by an outside entity. We need policies so that we don't gather to have an argument; it talks about board conduct, etc. This is not the final document, we have to start somewhere.

Gwen Ambres stated that she takes issue with this draft program, this was not done by administration, it was done by the board. It is not fair for the members who participated in training to have this tabled.

Mike Neil stated that it is the respect of the board, if we don't have the documents in a timely manner we need to table it until we have the time to look at it.

President Reece then called for a vote of the motion to table Exhibit "N"

YEAS: Neil and Neild

NAYS: Reece, Ambres, Bush, Williams

MOTION FAILED

PERSONNEL

President Woodrow Reece announced at 9:50 p.m. in the public (open) meeting that the Board would go into executive (closed) session to discuss matters of the sort described in Section 551.071 (1)(2), and Section 551.074 (a) (1) and (2) of Texas Government Code, and that any action which the Board might take would be in

public (open) session. Executive Session recessed at 10:17 p.m. and in public (open) session the Board took action on the following:

PERSONNEL RECOMMENDATIONS: EXHIBIT “AA”

Trustee Zenobia Bush motioned, seconded by Trustee Tom Neild, to approve the following personnel recommendations:

1. Resignations

Bernard. L'Tunya, a Science teacher at Smith.
Ms. Bernard is resigning due to personal reasons. This resignation became effective June 8, 2013.

Boudreaux. Erin, a Science teacher at Marshall.
Ms. Boudreaux is resigning due to personal reasons. This resignation became effective June 8, 2013.

Carvajal. Gabriela, a Spanish teacher at Central.
Ms. Carvajal is resigning due to personal reasons. This resignation became effective June 8, 2013.

Castillo. Anna B., an English teacher at Ozen.
Ms. Castillo is resigning due to her husband's job relocation. This resignation became effective June 8, 2013.

Castolenia, Rita M., an English teacher at West Brook.
Ms. Castolenia is resigning due to relocating. This resignation became effective June 8, 2013.

Champagne. Amy E., a Level 3 teacher at Fletcher.
Ms. Champagne is resigning due to personal reasons. This resignation became effective June 8, 2013.

Clayton. Lonnie, a Science teacher at Ozen.
Mr. Clayton is resigning due to personal reasons. This resignation became effective June 8, 2013.

Demas. Ieshia, A Level 3 teacher at Pietzsch.
Ms. Demas is resigning due to personal reasons. This resignation became effective June 8, 2013.

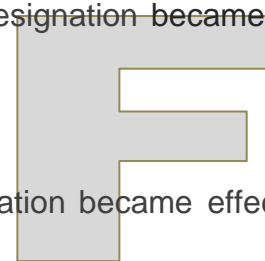
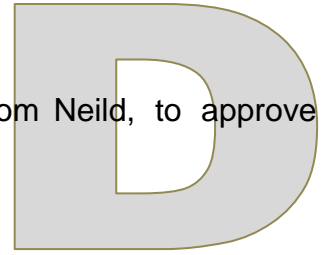
Dierlam. Allison, an English teacher at Marshall.
Ms. Dierlam is resigning due to moving to Washington state. This resignation became effective June 8, 2013.

Dombrosky, Kayla N., a Social Studies teacher at Marshall.
Ms. Dombrosky is resigning due to personal reasons. This resignation became effective June 8, 2013.

Eaglin. Shantel, a Level 4 teacher at Pietzsch.
Ms. Eaglin is resigning due to personal reasons. This resignation became effective June 8, 2013.

Galmore. Christopher, a Health Science teacher at Central.
Mr. Galmore is resigning due to personal reasons. This resignation became effective June 8, 2013.

Godeaux. Melanie, an English teacher at West Brook.



Ms. Godeaux is resigning due to personal reasons. This resignation became effective June 8, 2013.

Hall, Tashanda, a Mathematics teacher at Central.

Ms. Hall is resigning due to personal reasons. This resignation became effective June 8, 2013.

Haynes, Ashley, a Pre-kindergarten teacher at Amelia.

Ms. Haynes is resigning due to personal reasons. This resignation became effective June 8, 2013.

Hilts, Ashley Y., a Pre-kindergarten teacher at Amelia.

Ms. Hilts is resigning due to personal reasons. This resignation became effective June 8, 2013.

Hudnall, Pamela, a Mathematics teacher at Ozen.

Ms. Hudnall is resigning due to personal reasons. This resignation became effective June 8, 2013.

Iregbu, Brian, a Science teacher at Brown Center.

Mr. Iregbu is resigning due to personal reasons. This resignation became effective June 8, 2013.

Jeffero, Lelia, a Nurse at Odom.

Ms. Jeffero is resigning due to economic reasons. This resignation became effective June 8, 2013.

Joseph, Nekiva S., an ACE Project Coordinator at Homer.

Ms. Joseph is resigning due to accepting a position with another district. This resignation became effective June 28, 2013.

King, Kristin N., a Pre-kindergarten teacher at Bingman.

Ms. King is resigning due to staying home with her infant daughter. This resignation became effective June 8, 2013.

Landry, Tatia Trusty, an Assistant Principal at Brown Center.

Ms. Landry is resigning due to personal reasons. This resignation became effective June 8, 2013.

LeBlanc, Meredith H., a Social Studies teacher at West Brook.

Ms. LeBlanc is resigning due to relocating to the Houston area. This resignation became effective June 8, 2013.

McCown, Kimberly, a Mathematics teacher at Odom.

Ms. McCown is resigning due to accepting a position with Lumberton I.S.O. This resignation became effective June 8, 2013.

Morgan, Katelyn, a Choir Director at Marshall.

Ms. Morgan is resigning due to staying home with her baby. This resignation became effective June 8, 2013.

Nguyen, Christina, a Speech Therapist at Amelia.

Ms. Nguyen is resigning due to not taking the job. This resignation became effective August 13, 2013.

Porter, Eleanor D., a Level 2 teacher at Fletcher.

Ms. Porter is resigning due to relocating to Katy, Texas. This resignation became effective June 8, 2013.

D

R

A

F

T

Robertson. Cindy, an English teacher at Ozen.

Ms. Robertson is resigning due to her husband's job relocation to Glasgow, Kentucky. This resignation became effective June 8, 2013.

Robertson. Susan M., an English teacher at South Park.

Ms. Robertson is resigning due to complications with her parents and childcare. This resignation became effective June 8, 2013.

Rumsey, Gail L., a Level 5 teacher at Fehi-Price.

Ms. Rumsey is resigning due to personal reasons. This resignation became effective June 8, 2013.

Ryals, LaQuinta R., a Special Education teacher at King.

Ms. Ryals is resigning due to personal reasons. This resignation became effective June 8, 2013.

Smith. Hillary, a Social Studies teacher at Austin.

Ms. Smith is resigning due to accepting a position closer to the house she's buying. This resignation became effective June 8, 2013.

Stanfield. Timothy L. Jr., a Computer Literacy teacher at Marshall.

Mr. Stanfield is resigning due to personal reasons. This resignation became effective June 8, 2013.

Stephens, Marilyn F., a Vocational Counselor at Central.

Ms. Stephens is resigning due to accepting employment with another school district. This resignation became effective June 8, 2013.

Villalobos. Yvette, an ESL teacher at Pietzsch.

Ms. Villalobos is resigning due to personal reasons. This resignation became effective June 8, 2013.

Williams. Rohonda, an English teacher at Brown Center.

Ms. Williams is resigning due to personal reasons. This resignation became effective June 8, 2013.

Wright, Eric C., a Band Director at King.

Mr. Wright is resigning due to personal reasons. This resignation became effective June 8, 2013.

2. New Employee Contract Recommendations

Adams. Morgan, a Level 4 teacher at Caldwood Elementary School, effective August 19, 2013.

Aguilar-Desiderio, a Speech Therapist at Amelia Elementary School, effective August 19, 2013.

Anderson. Kim Y., an English teacher at South Park Middle School, effective August 19, 2013.

Anderson, Lauren, a Reading Teacher at Marshall Middle School, effective August 19, 2013.

Ardoin, Billye Jai, a Level 2 teacher at Pietzsch MacArthur Elementary School, effective August 19, 2013.

Atkins, Alli Shay, a Kindergarten teacher at Roy Guess Elementary School, effective August 19, 2013.

Banks, Nyree, A Level 1 teacher at Martin Elementary School, effective August 19, 2013.

Barclay, Stephanie, a Theatre Arts teacher at Austin Middle School, effective August 19, 2013.

Benjamin, Ashley, a Mathematics teacher at Vincent Middle School, effective August 19, 2013.

Black, Michael, a Science teacher at Marshall Middle School, effective August 19, 2013.

Booker, Joyce, a Science teacher at Marshall Middle School, effective August 19, 2013.

Bost, Andrea, a Level 1 teacher at Pietzsch/MacArthur, effective August 19, 2013.

Borque, Mikayla, an Elementary Music teacher at Fletcher, effective August 19, 2013.

Brasseaux, Lisa, a Science teacher at West Brook, effective August 19, 2013.

Brewer, Jennifer, a Kindergarten teacher at Fehl-Price Elementary School, effective August 19, 2013.

Broussard, Brandi, a Social Studies teacher at Paul A. Brown Alternative Center, effective August 19, 2013.

Cantu, Laura, a Spanish teacher at West Brook High School, effective August 19, 2013.

Chapman, Katie, a Level 2 teacher at Amelia Elementary School, effective August 19, 2013.

Christian, Kimberly Kay, a Level 4 teacher at Charlton-Pollard Elementary School, effective August 19, 2013.

Clary, Shawn, a Drafting teacher at West Brook High School, effective August 19, 2013.

Cobb, Jay S., a Social Studies teacher at West Brook High School, effective August 19, 2013.

Cooper, Ana J., a Level 4 teacher at Roy Guess Elementary School, effective August 19, 2013.

Copeland, Kristyn, a Mathematics teacher at Odom Academy, effective August 19, 2013.

Culpepper, Erica D., a social Studies teacher at M. L. King Middle School, effective August 19, 2013.

DeJohn, Nataujia Johnson, a Level 4 teacher at Pietzsch/MacArthur Elementary School, effective August 19, 2013.

Dunlap, Kimberly, a Level 1 teacher Roy Guess Elementary School, effective August 19, 2013.

Edwards, Pamela, an English teacher at Paul A. Brown Alternative Center, effective August 19, 2013.

Foust, Amanda, a Pre-kindergarten teacher at Bingman Elementary School, effective August 19, 2013.

Gibbs, Aleta, a Title II Level 3 teacher at Martin Elementary School, effective August 19, 2013.

Giles, Porcha, a Pre-kindergarten teacher at Bingman Elementary School, effective August 19, 2013.

Gonzalez, Katherine, an English teacher at Odom Academy, effective August 19, 2013.

Graff, Elizabeth, a Social Studies teacher at Vincent Middle School, effective August 19, 2013.

Green, Catherine, a Level 1 teacher at Martin Elementary School, effective August 19, 2013.

Guidroz, Jennifer, a Speech Communications teacher at Pathways Learning Center, effective August 19, 2013.

Hart, Sandie R., an English teacher at Ozen High School, effective August 19, 2013.

Hawkins, Bradley, a Science teacher at Central Medical Magnet High School, effective August 19, 2013.

Jackson, Carolyn, a Deaf Co-op teacher to be assigned, effective August 19, 2013.

Jenkins, Erica, an Elementary Music teacher at Martin Elementary School, effective August 19, 2013.

Johnson, Joyce L., an English teacher at West Brook High School, effective August 19, 2013.

Kirk, Charles, an Industrial technology teacher at West Brook High School, effective August 19, 2013.

Lee, Ranell, a Level 5 teacher at Dishman Elementary School, effective August 19, 2013.

Levy, Tamika, a Level 1 teacher at Homer Drive Elementary School, effective August 19, 2013.

McClendon, Aleceia R., an ESL teacher at Martin Elementary School, effective August 19, 2013.

McCray, Alisha, a Level 2 teacher at Fehl-Price Elementary School, effective August 19, 2013.

McDowell, Trey, a Special Education teacher at West Brook High School, effective August 19, 2013.

Morales, Noelia, a Bilingual Kindergarten teacher at Charlton-Pollard Elementary School, effective August 19, 2013.

Mott, Katherine, a Level 3 teacher at Fehl-Price Elementary School, effective August 19, 2013.

Nichols, Jean Ann, a Mathematics teacher at West Brook High School, effective August 19, 2013.

Perez, Sarah, an English teacher at West Brook High School, effective August 19, 2013.

Pircher, Kristen, a Level 3 teacher at Roy Guess Elementary School, effective August 19, 2013.

Price-Patrick, Clarissa, a Special Education teacher at Jones-Clark Elementary School, effective August 19, 2013.

Richard, Donyale, a Level 5 teacher at Charlton-Pollard Elementary School, effective August 19, 2013.

Richardson, Kenneth, an Art teacher at West Brook High School, effective August 19, 2013.

Rideau, Leslie, a Level 4 teacher at Dishman Elementary School, effective August 19, 2013.

Rupert, Trisha, a Level 3 teacher at Roy Guess Elementary School, effective August 19, 2013.

Santos, Sharon, a Nurse at Odom Academy, effective August 19, 2013.

Semien, Prentiss, a Science teacher at Paul A. Brown Alternative Center, effective August 19, 2013.

Serrano, Jessica Alexandra, a Science teacher at West Brook High School, effective August 19, 2013.

Shelton, Margaret Lee, a Level 1 teacher at Pietzsch/MacArthur Elementary School, effective August 19, 2013.

Sifuentes, Alba, a Level 1 teacher at Fletcher Elementary School, effective August 19, 2013.

Spikes, Cory, an Industrial Technology teacher at M. L. King Middle School, effective August 19, 2013.

Spivey, Vernetta, a Reading teacher at South Park Middle School, effective August 19, 2013.

Stivender, Mary, a Kindergarten teacher at Amelia Elementary School, effective August 19, 2013.

Suitt, Angela, a Theatre Arts teacher at M. L. King Middle School, effective August 19, 2013.

Taylor, Brittany, a Level 5 teacher at Fehl-Price Elementary School, effective August 19, 2013.

Tincher, Christopher M., a Social Studies teacher at West Brook High School, effective August 19, 2013.

Valcin, Amber, a Level 1 teacher at Jones-Clark Elementary School, effective August 19, 2013.

Walker, Shawna Renee, a Level 4 teacher at Roy Guess Elementary School, effective August 19, 2013.

Wilbourn, Ashley, a Level 3 teacher at Fletcher Elementary School, effective August 19, 2013.

Wilson, Danielle, a Level 4 teacher at Fehl-Price Elementary School, effective August 19, 2013.

Wollschleger, Michelle, a Level 4 teacher at Fehl-Price Elementary School, effective August 19, 2013.

Young, Ramona, a Speech teacher at South Park Middle School, effective August 19, 2013.

President Woodrow Reece called for a vote of the motion.

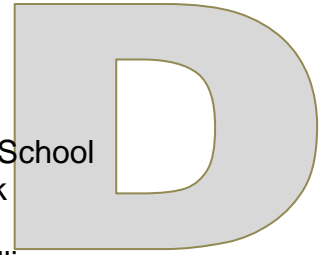
YEAS: Trustees Woodrow Reece, Janice Brassard Terry Williams, Gwen Ambres, Zenobia Bush, Mike Neil and Tom Neild

NAYS: None

Motion Passed

4. Administrative Recommendations

Brian Williams for Assistant Principal at Ozen High School
Brian Cooper for Assistant Principal at Paul A. Brown Center
Paul Breaux for Assistant Principal at Central MMHS
Corey Perkins for Assistant Principal at Central MMHS
Michael Smith for Interim Assistant Principal at Vincent Middle School
Petula Whitfield for Title I Curriculum Coordinator at South Park



Trustee Zenobia Bush moved, seconded by Trustee Terry Williams

President Woodrow Reece called for a vote of the motion.

YEAS: Trustees Woodrow Reece, Terry Williams, Gwen Ambres, Zenobia Bush, Mike Neil and Tom Neild

NAYS: None

Motion Passed



Superintendent Timothy Chargois recommended the following positions be approved:

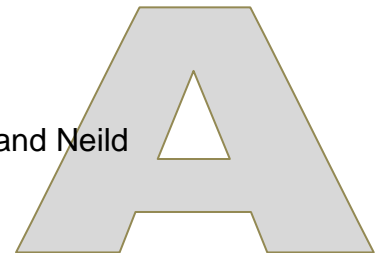
Sheree Will as Math Supervisor in the Curriculum Department
Jackie Cotton for Principal at M. L. King Middle School

Motioned by Zenobia second by Terry Williams

YEAS: Trustees Reece, Williams, Ambres, Bush, Neil and Neild

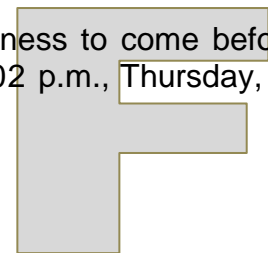
NAYS: NONE

Motion Passed



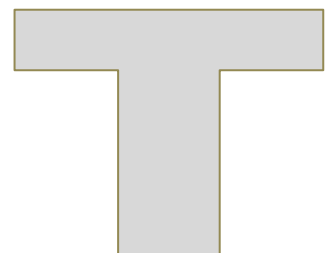
ADJOURNMENT

President Woodrow Reece asked if there was any other business to come before the board; there being none, he adjourned the meeting at 11:02 p.m., Thursday, August 15, 2013.



Woodrow Reece, President
Beaumont ISD Board of Trustees

Terry D. Williams, Secretary
Beaumont ISD Board of Trustees



**BEAUMONT INDEPENDENT SCHOOL DISTRICT
BOARD OF EDUCATION**

Special Meeting – August 15, 2013

The Board of Education of the Beaumont Independent School District met in special public (open) session on Thursday, August 15, 2013 at 7:00 p.m. in the Board Room of the Administration Building of the District located at 3395 Harrison Street in Beaumont, Jefferson County, Texas. The meeting was called to order by President Woodrow Reece.

It was found and determined that in accordance with the policies and orders of the Board, the Notice of this Meeting was posted in the Administration Building of the District in accordance with the terms and provisions of Section 551.041 and Section 551.043, V.T.C.S., and that all of the terms and provisions of those sections have been fully complied with and that the 72 hour notice required by said sections has been properly and correctly given.

ROLL CALL

Present: Woodrow Reece, President Terry Williams, Secretary, Gwen Ambres, Member Zenobia Bush, Member Mike Neil, Member, Tom B. Neild, Member

Absent: Janice Brassard, Vice President

School Officials

Present: Superintendent, Dr. Timothy Chargois; Deputy Superintendent, Dr. Shirley Bonton; Assistant Superintendents, Dr. Dwaine Augustine, Mr. Philip Brooks; Ms. Patricia Lambert; Director of Finance, Mr. Devin McCraney; Executive Director of Personnel, Ms. Sybil Comeaux ; and School Attorney, Melody Thomas

Absent: Special Assistant to the Superintendent, Jessie Haynes

ESTABLISHMENT OF A QUORUM

President Woodrow Reece declared a quorum.

PLEDGE OF ALLEGIANCE

The pledges to the American and Texas flags were led by Deputy Superintendent for Finance and Elementary Administration, Dr. Shirley Bonton.

INVOCATION

The invocation was given by Mr. Philip Brooks, Assistant Superintendent for Administration and Operations.

APPROVAL OF THE MINUTES

Trustee Zenobia Bush moved, seconded by Trustee Terry Williams, to approve the minutes of the regular meeting of August 16, 2012.

ACTION ITEMS

Approved - Review the Investment Policy for the Public Facilities Corporation (Exhibit "A") – It was recommended to review the districts Investment Policy for the Public Facilities Corporation.

ANNOUNCEMENTS

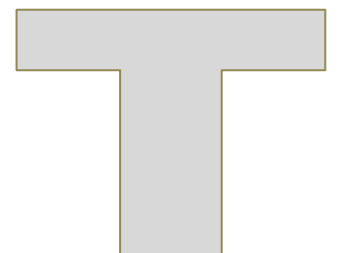
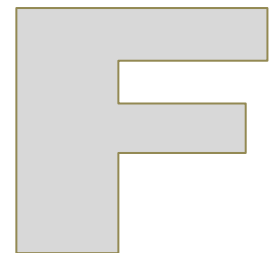
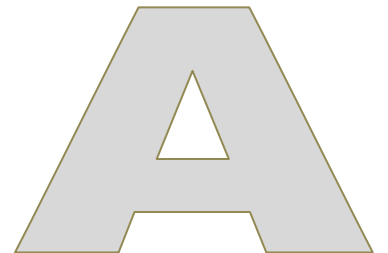
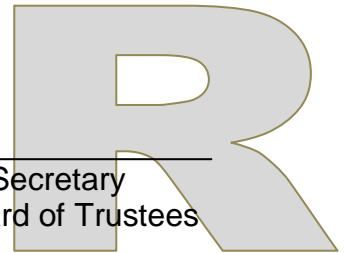
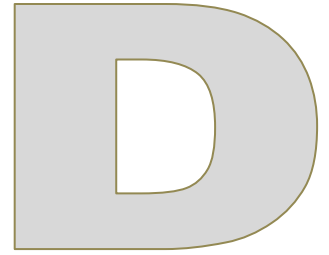
There were no announcements.

ADJOURNMENT

President Reece asked if there was any other business to come before the board; there being none, he adjourned the meeting at 7:08 p.m., Thursday, August 15, 2013.

Woodrow Reece, President
Beaumont ISD Board of Trustees

Terry D. Williams, Secretary
Beaumont ISD Board of Trustees



BEAUMONT INDEPENDENT SCHOOL DISTRICT BOARD OF EDUCATION

Special Meeting – August 22, 2013

The Board of Education of the Beaumont Independent School District met in special public (open) session on Thursday, August 22, 2013, at 5:53 p.m. in the Board Room of the Administration Building of the District located at 3395 Harrison Street in Beaumont, Jefferson County, Texas. The meeting was called to order by President Woodrow Reece.

It was found and determined that in accordance with the policies and orders of the Board, the Notice of this Meeting was posted in the Administration Building of the District in accordance with the terms and provisions of Section 551.041 and Section 551.043, V.T.C.S., and that all of the terms and provisions of those sections have been fully complied with and that the 72 hour notice required by said sections has been properly and correctly given.

ROLL CALL

Present: Woodrow Reece, President
Janice Brassard, Vice President
Terry Williams, Secretary
Gwen Ambres, Member
Mike Neil, Member
Tom B. Neild, Member

Absent: Zenobia Bush, Member

School Officials

Present: Superintendent, Dr. Timothy Chargois; Deputy Superintendent, Dr. Shirley Bonton; Assistant Superintendents, Dr. Dwaine Augustine, Mr. Philip Brooks; Ms. Patricia Lambert; Director of Finance, Mr. Devin McCraney; Executive Director of Personnel, Ms. Sybil Comeaux ; and School Attorney, Melody Chappell

Absent: Special Assistant to the Superintendent, Jessie Haynes

ESTABLISHMENT OF A QUORUM

President Woodrow Reece declared a quorum.

REPORT OF THE SUPERINTENDENT OF SCHOOLS

Dr. Chargois asked that the trustees share their thoughts on the Convocation. Trustee Janice Brassard stated that it is for the kids and she appreciates the focus for this year.

Trustee Gwen Ambres stated that this was different from the past convocations. She was pleased with the introduction of the class of 2027, 2026 all the way to 2014. It brought home that you could see the children, the future really is now.

Trustee Mike Neil stated that it was really a great convocation; the children were a great representation of the district and the diversity of the district. The comment about not the teachers not letting the distractions get in your way was a concern. He does not want the teachers distracted.

Trustee Woodrow Reece, the different challenges about education and children was appreciated. In the midst of difficult times, we want the staff to stay focused.

Dr. Chargois also mentioned the staff development that took place on Tuesday and Wednesday. All trustees except Tom Neild are going to the TASA/TASB Conference.

We want the board to know that we are prepared to break the LBB report down. It

includes some of the 85 recommendations.

Dr. Shirley Bonton stated that the report is an executive summary of the document and it was placed on the website. She went over some of the recommendations and the plans of action that they are working on. The review includes the twelve functioning areas. October 2013 will develop some action plans; November we will review the plans with the superintendent and receive his guidance and input. On November 11-15, we want to implement the process to make sure all the plans are in place. November – December, we will create a district project monitoring plan; provide documentation to the LBB leaders to see that they are in place. In December, we would like to provide a progress report of our implementation.

President asked the board what was their pleasure to move forward with the legal portion of our agenda.

PUBLIC COMMENTS/COMMUNICATIONS

1. **Sherry Goth**, 8250 Evangeline Lane, Test Scores – the tax rate and the budget asked for the trustees to be on one accord for the best of the students of this district rather than their own agenda.
2. **Stephen Watson**, 6015 Townhouse Lane, Leadership – the superintendent has not established the accounting or auditing of this district. He asked the superintendent to step down.
3. **Melanie Leonard**, 3949 North Street, Library Book Deficiency – Martin is short 4900, Regina is short 2900 books. This has a negative direct effect on our students.
4. **Liz Welch**, 7950 Mahogany Run, Board Policies – in terms of budget expenses, how many wasted man hours on BISD lawyers on the green policy book to squelch what you really don't to hear.

At 6:44 p.m., the board recessed into executive session. At 6:55 p.m., the board reconvened in open session.

Trustee Janice Brassard recommended that they move forward with the discussion item.

DISCUSSION

- A. November 5, 2013, Trustee Election – Trustee Mike Neil stated that the public wants to know if we are proceeding with a November 5 election.

Mr. Chad Dunn, redistricting attorney stated that there was a general filing and a request for a declaratory judgment and yes, we are moving forward with a November 5 election.

Trustee Mike Neil, stated that there have been some times that there were filings that the board were not involved with, he wants the board to be checked with on any filings and know what they are. We should be given the filings instead of asking for them.

Dr. Bonton continued with the LBB audit report.

Trustee Gwen Ambres asked about the timeline, between now and the end of the year, you are going to compile all of the recommendations and prioritize.

Dr. Bonton replied yes and they will work on giving quality consideration to each recommendation.

Trustee Janice Brassard asked about the restructuring of the staff, will that be brought

back to the board for consideration? Dr. Chargois stated that some recommendations may not be able to take place as they recommend. He talked about the aggressive training that has taken place and that he wants the board to be involved in this process. Dr. Chargois stated that he reserves the right to change the aggressive timeline. We are going to address the recommendations.

Trustee Terry Williams asked if the safety and security of the district's timeline be moved up in light of what happened in the State of Georgia.

Trustee Tom Neild stated his concerns about overload of Dr. Bonton's work load, it is a tremendous feat that requires a lot of liability and a lot of pressure. He stated that he was really impressed with what she has produced.

Dr. Bonton stated the spirit of teamwork; there are 50 team members that are working with her.

Trustee Tom Neild stated that we have the same staff and some are so obvious and asked why has it taken the LBB to come in and lay it out in front of us? He asked Dr. Chargois if there was confidence in the need for a maintenance program. If the employees did not do it before, what makes us think they are going to do it now?

Dr. Chargois stated that we need to do more training and operations guidelines. He stated in the past that we needed a maintenance life cycle. Legal costs which translate in to a lot of time and school is starting, we have had to manage and operate. We will get these things done and ensure our community that we will focus on the students as our first priority.

Trustee Gwen Ambres stated that if you are not willing to change then you will be left behind, we talk about things but we aren't forced to act. We have recommendations for us on the board, we take chapter one recommendations, we are a team.

Dr. Chargois stated that Dr. Bonton's job is to bring this to a point because we are serious about addressing the concerns.

ACTION ITEMS

Motion by Trustee Janice Brassard second by trustee Terry Williams to approve items "A", "B", "C", "D", "F", "G", "H", "I" and "J"

Approved – Adopt the 2013 Tax Rate (Exhibit "A") - It was recommended to Adopt the 2013 Tax Rate.

Approved – Adopt the 2013 Over-65 Optional Homestead Exemption. (Exhibit "B") - It was recommended to Adopt the 2013 Over -65 Optional Homestead Exemption.

Approved – Adopt the 2013-2014 Operating Budget and Accept the 2013-2014 Special Revenue Fund Budget (Exhibit "C") – It was recommended to Adopt the 2013-2014 Operating Budget and Accept the 2013-2014 Special Revenue Fund Budget.

Approved – Approve Designation of Fund Balance. (Exhibit "D") – It was recommended to approve Designation of Fund Balance.

Approved – Purchase of the Learning A-Z Program. (Exhibit "F") – It was recommended to approve the Purchase of the Learning A-Z Program.

Approved – Second Reading of CNA (LOCAL) Policy. (Exhibit "G") – It was recommended to approve the second reading of CNA (LOCAL) Policy.

Approved – Title I, Part A School-Wide Eligibility Programs for the 2013-2014 school year. (Exhibit "H") – It was recommended to approve Title I, Part A School-Wide Eligibility Programs for the 2013-2014 school year.

Approved – Purchase of the Imagination Station Online Reading Program (istation Reading in Espanol), Curriculum-Based Assessments, and Online Professional Development from istation.com. (Exhibit “I”) – It was recommended to approve Purchase of the Imagination Station Online Reading Program (istation Reading in Espanol), Curriculum-Based Assessments, and Online Professional Development from istation.com.

Approved - Purchase of Voyager TTR (Ticket To Read) Site Access for the 2013-2014 School Year. (a Cambium Learning Company). (Exhibit “J”) – It was recommended to approve the Purchase of Voyager TTR (Ticket to Read) Site Access for the 2013-2014 School Year. (a Cambium Learning Company).

President Woodrow Reece called for a vote of the motion

YEAS: Trustees Reece, Brassard, Williams and Ambres

NAYS: Trustees Tom Neild and Mike Neil

Motion Passed

PERSONNEL

Assistant Principal at Vincent Middle School – Michael Smith

Motion by Tom Neild and second by Trustee Terry Williams

President Reece called for a vote of the motion

YEAS: Trustees Reece, Brassard, Williams, Ambres, Neil and Neild

NAYS: NONE

Principal at Austin Middle School – Dana Lewis

Motion by Tom Neild and second by Trustee Terry Williams

President Reece called for a vote of the motion

YEAS: Trustees Reece, Brassard, Williams, Ambres, Neil and Neild

NAYS: NONE

Motion Passed

The board recessed at 7:27 p.m. into executive session. At 8:43 p.m., the board reconvened its open public meeting.

Consider Level IV Grievance of Tony Cox – Motion by Janice Brassard second by Terry Williams to sustain the superintendent’s decision at Level III.

President Woodrow Reece called for a vote of the motion

YEAS: Ambres, Williams, Brassard and Reece

NAYS: Neil and Neild

Motion Passed

ANNOUNCEMENTS

There were no announcements.

ADJOURNMENT

President Reece asked if there was any other business to come before the board; there being none, he adjourned the meeting at 8:45 p.m., Thursday, August 22, 2013.

Woodrow Reece, President
Beaumont ISD Board of Trustees

Terry D. Williams, Secretary
Beaumont ISD Board of Trustees

BEAUMONT INDEPENDENT SCHOOL DISTRICT BOARD OF EDUCATION

Special Meeting – August 22, 2013

The Board of Education of the Beaumont Independent School District met in special public (open) session on Thursday, August 22, 2013, at 5:30 p.m. in the Board Room of the Administration Building of the District located at 3395 Harrison Street in Beaumont, Jefferson County, Texas. The meeting was called to order by President Woodrow Reece.

It was found and determined that in accordance with the policies and orders of the Board, the Notice of this Meeting was posted in the Administration Building of the District in accordance with the terms and provisions of Section 551.041 and Section 551.043, V.T.C.S., and that all of the terms and provisions of those sections have been fully complied with and that the 72 hour notice required by said sections has been properly and correctly given.

ROLL CALL

Present: Woodrow Reece, President
Janice Brassard, Vice President
Terry Williams, Secretary
Gwen Ambres, Member
Mike Neil, Member
Tom B. Neild, Member

Absent: Zenobia Bush, Member

School Officials

Present: Superintendent, Dr. Timothy Chargois; Deputy Superintendent, Dr. Shirley Bonton; Assistant Superintendents, Dr. Dwaine Augustine, Mr. Philip Brooks; Ms. Patricia Lambert; Director of Finance, Mr. Devin McCraney; Executive Director of Personnel, Ms. Sybil Comeaux ; and School Attorney, Melody Chappell

Absent: Special Assistant to the Superintendent, Jessie Haynes

ESTABLISHMENT OF A QUORUM

President Woodrow Reece declared a quorum.

DISCUSSION

Proposed Budget for 2013-2014; special revenue; special

PROPOSED BUDGET – 2013-2014

Dr. Chargois stated that we have approved the salary tables on July, 2013. Mr. McCraney, stated that we will dip in the fund balance for about 3M to balance our budget, expenses of At 154.... Expenses exceeded our revenues; transfer from our fund balance of 3M; tax rate we are not changing anything.

PROPOSED TAX RATE

Mr. McCraney, Director of Finance, presented the proposed tax rate as advertised: An order for the purpose of setting a tax rate of \$1.04 to support the Maintenance and Operating Fund for 2013-2014 School Year. The total tax rate is \$1.315 for each \$100 appraised valuation of property located within BISD made taxable by law, of which \$1.04 shall be allocated to General Operation and Maintenance, and \$2.75 to the Interest and Sinking Fund (Debt Service).

Trustee Mike Neil asked questions about the past three years of needing to take corrective actions of asking for additional funds. He asked that Dr. Chargois get all departments to work inside their budget.

Dr. Chargois stated that we produce a maintenance cycle and that we will try to stick to this budget.

PUBLIC COMMENTS/COMMUNICATIONS

1. **Melanie Leonard**, 3949 North Street, Library Book Deficiency. Presented information from the LBB report for staffing and the annual budget. Only one school meets the state's standards – Odom. 60% of our elementary schools are below requirements.
2. **Pam Shelander**, 5555 Clinton, LBB Report. Presented information from the LBB review report.

ANNOUNCEMENTS

There were no announcements.

ADJOURNMENT

President Reece asked if there was any other business to come before the board; there being none, he adjourned the meeting at 5:47 p.m., Thursday, August 22, 2013.

Woodrow Reece, President
Beaumont ISD Board of Trustees

Terry D. Williams, Secretary
Beaumont ISD Board of Trustees

BEAUMONT INDEPENDENT SCHOOL DISTRICT BOARD OF EDUCATION

Special Meeting – September 4, 2013

The Board of Education of the Beaumont Independent School District met in special public (open) session on Wednesday, September 4, 2013, at 4:30 p.m. in the Board Room of the Administration Building of the District located at 3395 Harrison Street in Beaumont, Jefferson County, Texas. The meeting was called to order by President Woodrow Reece.

It was found and determined that in accordance with the policies and orders of the Board, the Notice of this Meeting was posted in the Administration Building of the District in accordance with the terms and provisions of Section 551.041 and Section 551.043, V.T.C.S., and that all of the terms and provisions of those sections have been fully complied with and that the 72 hour notice required by said sections has been properly and correctly given.

ROLL CALL

Present: Woodrow Reece, President
Janice Brassard, Vice President
Terry Williams, Secretary
Gwen Ambres, Member
Zenobia Bush, Member
Mike Neil, Member
Tom B. Neild, Member

Absent: None

School Officials

Present: Superintendent, Dr. Timothy Chargois; Deputy Superintendent, Dr. Shirley Bonton; Assistant Superintendents, Dr. Dwaine Augustine, Mr. Philip Brooks; Ms. Patricia Lambert; Director of Finance, Mr. Devin McCraney; Executive Director of Personnel, Ms. Sybil Comeaux ; and School Attorney, Melody Chappell

Absent: Special Assistant to the Superintendent, Jessie Haynes

ESTABLISHMENT OF A QUORUM

President Woodrow Reece declared a quorum.

Dr. Chargois asked for a consensus from the board for our next CRSS meeting which they agreed to October 10, 2013.

He asked about the TASA/TASB and NABSE Conference. Goals Night will be held on Monday, September 9 for High Schools and Tuesday, September 10 for Elementary Schools of next week and the 16th of September for (Middle Schools).

EXECUTIVE SESSION

Approximately five (5) minutes after the conclusion of the public (open) meeting referred to above, an executive (closed) meeting will be held to discuss the following matters:

Consultation with school district attorney, as permitted by Section 551.071 (1) (a) and (b), (2) of the Texas Government Code regarding pending or contemplated litigation; or a settlement offer; or on a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter -- (Executive Session)

1. Rodriguez et. al. v. BISD Cause No. 194295 In the 172nd Judicial District Court of Jefferson County, Texas.

At approximately 4:50 p.m. the board reconvened in open session to consider the following action items:

ACTION ITEMS

Motion by Trustee Zenobia Bush second by trustee Terry Williams to approve Exhibit A.

Approved - Discussion and If Appropriate Authorize Superintendent to enter into Agreement with Election Systems & Software for Rental of Election Equipment.

(Exhibit "A") – It was recommended to discuss and authorize the superintendent to enter into an agreement with Election Systems and Software for rental of election equipment.

President Woodrow Reece called for a vote of the motion

YEAS: Trustees Williams, Ambres, Bush, Reece, Brassard

NAYS: Trustees Neil and Neild.

Motion Passed

Approved - Consider and If Appropriate Authorize the Superintendent to enter into Agreement with Jill Moffitt to Administer November 5, 2013 election. (Exhibit "B")

– It was recommended to consider and authorize the superintendent to enter into an agreement with Jill Moffitt to administer a November 5, 2013 election.

Motioned by Trustee Zenobia Bush and second by Trustee Terry Williams

President Woodrow Reece called for a vote of the motion

YEAS: Trustees Brassard, Ambres, Bush, Williams, Reece

NAYS: Trustees Neil and Neild

Motion Passed

ANNOUNCEMENTS

There were no announcements.

ADJOURNMENT

President Reece asked if there was any other business to come before the board; there being none, he adjourned the meeting at 5:20 p.m., Wednesday, September 4, 2013.

Woodrow Reece, President
Beaumont ISD Board of Trustees

Terry D. Williams, Secretary
Beaumont ISD Board of Trustees

BEAUMONT INDEPENDENT SCHOOL DISTRICT

Building and Grounds Committee
Board of Trustees

September 15, 2013
5:00 p.m.

Present	Zenobia Bush, Chairman Terry Williams, Member Tom Neild, Member
Absent	None
School Officials	Dr. Timothy Chargois, Superintendent Dr. Shirley Bonton, Deputy Superintendent Philip Brooks, Assistant Superintendent Devin McCraney, Director of Finance Nakisha Myles, Communication Specialist
Parsons	N/A
Fittz & Shipman	Bill Smith

ESTABLISHMENT OF A QUORUM

The meeting was called to order at 5:06 p.m. by Chairman Zenobia Bush and a quorum was established. The Committee met on Monday, September 16, 2013, at 5:00 p.m. in the Superintendent's office.

The following reports were given and/or discussed.

Dr. Chargois stated that he hopes this will be one of the final Building and Grounds meetings and wanted to update everyone on the final projects with West Brook and additional costs.

Bill Smith of Fittz and Shipman showed a project status report on the West Brook auditorium and shared the following report:

Current situation

- July 18, the permanent certificate of occupancy was granted
- Working through punch list, a few minor issues, roof leak, water intrusion, touch up paint, ADA issues
- Water intruding onto the corridor floor at base of west lobby corridor stairs;
- Believed to be coming in from where old and new buildings connect
- Roofer onsite last week to inspect and repair.

He show photos of the main lobby where water is coming underneath the wall. There is some mold on the wall board and are trying to replace.

- Several areas where it might be coming from, a gap from the old roof is a possibility will be fixed by the district, should have been fixed today.
- The architect will provide detail as to how they will repair this

Roof Leak

- Other possible places where it could be coming in – the competition gym, the area in front of the double doors does not drain, most of the water is blown in.
- A more permanent fix would be to close off the area that is open to the sky would keep the water from blowing in.
- Crack in the plaster that needs to be fixed

ADA Non-Compliance Issues

- Restroom doors in main lobby
- Inadequate maneuvering clearances at latch side of the entry door to women's and men's restrooms

- 15"-18" of clearance
- There is no place to move the door in the women's restroom, the interior partition wall is going to have to be torn down and moved.
- Wheelchair issues in the auditorium spaces in seating. Each wheelchair is required to have a companion chair next to it.

Bill Smith went over the remaining punch list items

Final completion punch list items should be fixed by end of September

Note:

- Most punch items should be finished by the end of September
- Wheelchair and restroom door issues will not be complete by end of September, but will not affect us of facility short term
- By law, ADA violations must be fixed within 270 days of notice.
- Chair, Zenobia Bush asked if we could get a list of the punch list items for Thursday.
- Morganti Contract – History
- Became involved with auditorium project in late January, 2013
- Transferred Ashley Floyd, Parsons temp
- Began reviewing the files
- Contractual issues
 - Two pending change orders – not finalized
 - Morganti claims of financial damage
 - Negotiations commenced between PM and Morganti
 - All outstanding issues identified
 - All claims considered
 - Resolution offered/accepted
 - Request for significant change order presented to Board of Trustees for Approval (Granted) \$920K
 - Morganti was notified of approval
 - Morganti, upon review of contract vs. actual expenditures, requested remaining unused contingency funds by added to their contract
 - PM requested back up from 12-20-2012 meeting
 - Back up data provided by Morganti did not show reason for awarding additional amount to contract
 - PM notified Morganti that no request to BISD would be made by PM for additional funds
 - Morganti agreed to continue work to completion of project
 - PM agreed to work closely with Morganti and assist in any way possible to Expedite project
 - It was agreed by both parties that final resolution of contractual issues would take place after completion of Project
 - No further discussions regarding contract have taken place at this time
 - Morganti turned down the agreement on a settlement
 - Field House – Morganti has claimed that we have a signed off punch list. It was requested, which no one but Morganti has signed off on each item. The architect walked through and showed that there is a roof leak, a warranty issue; the roofer did seal some joints; no blinds on the windows, structural X-brace not installed; Doors not closing or sealing properly; paint touch up; north wall needs to be cleaned
 - Roof leak appears to be associated with cricket
 - Very little fall
 - Several joints sealed by roofer last week

Ozen Classroom Addition – HVAC

- East side of building not cooling properly
- Walked building with architect/BISD personnel
- Recommend an All Hands meeting with:
 - Architect
 - Mechanical contractor
 - Manufacturers Rep
 - MEP engineer

- Controls contractor
- Purpose to analyze problem and develop plan of action.

ADJOURNMENT

Chairman Zenobia Bush adjourned the meeting at 6:15 p.m., Monday, September 16, 2013.

Zenobia Bush, Chair
Beaumont ISD Board of Trustees

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

TO: Dr. Timothy B. Chargois
Superintendent of Schools

Report
Page 1 of 6

FROM: Dr. Shirley Bonton
Deputy Superintendent for Financial Services & Elementary Administration
Devin McCraney
Director of Finance

DATE: September 19, 2013

SUBJECT: Report on Status of Campus State Comp Ed Funds

The monthly report of budgeting and expenditures of Campus State Compensatory Education funds by school as of August 2013 is presented for review.

SB/sa

AGENDA:

September 19, 2013

EXPENDITURE REPORT BY CAMPUS FOR STATE COMP ED FUNDING

	Budget	Expenditures To Date	Outstanding Encumbrances	Percent of Budget Used
<u>001 - CENTRAL SENIOR</u>				
6100 Payroll Costs	\$ 283,747	\$ 281,316	\$ -	99.14
6200 Services	8,446	8,446	-	100.00
6300 Supplies	89,695	82,259	-	91.71
6400 Other Expenditures	-	-	-	-
6600 Capital Outlay	-	-	-	-
	<u>381,888</u>	<u>372,021</u>	<u>-</u>	<u>97.42</u>
<u>004 - OZEN</u>				
6100 Payroll Costs	42,572	33,411	-	78.48
6200 41508	20,400	20,400	-	100.00
6300 Supplies	157,303	144,967	1,714	93.25
6400 Other Expenditures	27,610	26,528	-	96.08
6600 Capital Outlay	3,000	2,962	-	98.74
The monthly report of bu	<u>250,885</u>	<u>228,268</u>	<u>1,714</u>	<u>91.67</u>
<u>006 - PATHWAYS CENTER</u>				
6100 Payroll Costs	-	-	-	-
6200 Services	-	-	-	-
6300 Supplies	46,701	42,110	-	90.17
6400 Other Expenditures	5,843	4,501	-	77.04
6600 Capital Outlay	3,000	2,966	-	-
	<u>55,544</u>	<u>49,577</u>	<u>-</u>	<u>89.26</u>
<u>008 - WEST BROOK SENIOR</u>				
6100 Payroll Costs	97,471	70,996	-	72.84
6200 Services	7,996	7,996	-	100.00
6300 Supplies	59,556	56,305	-	94.54
6400 Other Expenditures	40,374	31,699	-	78.51
6600 Capital Outlay	-	-	-	-
	<u>205,397</u>	<u>166,996</u>	<u>-</u>	<u>81.30</u>
<u>012 - BROWN ALTERNATIVE CENTER</u>				
6100 Payroll Costs	40,143	43,533	-	108.45
6200 Services	-	-	-	-
6300 Supplies	9,600	9,128	-	95.09
6400 Other Expenditures	5,101	2,642	-	51.79
6600 Capital Outlay	700	-	-	-
	<u>55,544</u>	<u>55,303</u>	<u>-</u>	<u>99.57</u>
<u>041 - AUSTIN MIDDLE</u>				
6100 Payroll Costs	71,952	71,427	-	99.27
6200 Services	4,000	4,000	-	100.00
6300 Supplies	6,926	6,827	-	-
6400 Other Expenditures	2,262	2,022	-	-
	<u>85,140</u>	<u>84,276</u>	<u>-</u>	<u>98.99</u>

EXPENDITURE REPORT BY CAMPUS FOR STATE COMP ED FUNDING

	Budget	Expenditures To Date	Outstanding Encumbrances	Percent of Budget Used
<u>042 - SMITH MIDDLE</u>				
6100 Payroll Costs	64,276	60,790	-	94.58
6200 Services	22,520	22,520	-	100.00
6300 Supplies	24,348	19,723	-	81.01
6400 Other Expenditures	1,100	-	-	-
6600 Capital Outlay	750	742	-	98.97
	<u>112,994</u>	<u>103,775</u>	<u>-</u>	<u>91.84</u>
<u>043 - KING MIDDLE</u>				
6100 Payroll Costs	79,974	78,730	-	98.44
6200 Services	4,940	4,940	-	100.00
6300 Supplies	-	-	-	-
6400 Other Expenditures	-	-	-	-
	<u>84,914</u>	<u>83,670</u>	<u>-</u>	<u>98.53</u>
<u>045 - SOUTH PARK MIDDLE</u>				
6100 Payroll Costs	68,765	64,295	-	93.50
6200 Services	2,940	2,940	-	100.00
6300 Supplies	1,500	1,038	-	-
6400 Other Expenditures	1,200	534	-	-
	<u>74,405</u>	<u>68,808</u>	<u>-</u>	<u>92.48</u>
<u>046 - MARSHALL MIDDLE</u>				
6100 Payroll Costs	34,373	34,112	-	99.24
6200 Services	5,581	5,539	-	99.25
6300 Supplies	18,965	18,575	-	97.94
6400 Other Expenditures	3,348	3,092	-	92.36
6600 Capital Outlay	1,735	1,396	-	80.47
	<u>64,002</u>	<u>62,714</u>	<u>-</u>	<u>97.99</u>
<u>047 - ODOM ACADEMY</u>				
6100 Payroll Costs	80,323	40,196	-	50.04
6200 Services	4,700	4,700	-	100.00
6300 Supplies	36,926	36,310	-	98.33
6400 Other Expenditures	4,000	3,857	-	-
6600 Capital Outlay	17,147	16,485	-	96.14
	<u>143,096</u>	<u>101,548</u>	<u>-</u>	<u>70.97</u>
<u>048 - VINCENT MIDDLE</u>				
6100 Payroll Costs	15,979	15,254	-	95.46
6200 Services	23,120	23,120	-	100.00
6300 Supplies	75,930	74,948	-	98.71
6400 Other Expenditures	10,541	10,428	-	98.93
6600 Capital Outlay	5,620	5,591	-	99.49
	<u>131,190</u>	<u>129,341</u>	<u>-</u>	<u>98.59</u>

EXPENDITURE REPORT BY CAMPUS FOR STATE COMP ED FUNDING

	Budget	Expenditures To Date	Outstanding Encumbrances	Percent of Budget Used	
<u>101 - AMELIA ELEMENTARY</u>					
6100	Payroll Costs	12,463	8,188	-	65.69
6200	Services	4,120	4,120	-	100.00
6300	Supplies	108,553	85,782	-	79.02
6400	Other Expenditures	32,500	13,207	-	40.64
		<u>157,636</u>	<u>111,297</u>	<u>-</u>	<u>70.60</u>
<u>104 - CALDWOOD ELEMENTARY</u>					
6100	Payroll Costs	79,145	59,515	-	75.20
6200	Services	11,000	9,985	-	90.77
6300	Supplies	26,178	26,005	-	99.34
6400	Other Expenditures	6,124	5,961	-	-
6600	Capital Outlay	-	-	-	-
		<u>122,447</u>	<u>101,466</u>	<u>-</u>	<u>82.87</u>
<u>105 - CURTIS ELEMENTARY</u>					
6100	Payroll Costs	13,541	13,549	-	100.06
6200	Services	6,760	6,760	-	100.00
6300	Supplies	18,236	18,235	-	99.99
6400	Other Expenditures	1,000	581	-	-
8900	Other Uses	-	-	-	-
		<u>39,537</u>	<u>39,125</u>	<u>-</u>	<u>98.96</u>
<u>110 - FLETCHER ELEMENTARY</u>					
6100	Payroll Costs	87,534	79,210	-	90.49
6200	Services	5,400	5,400	-	100.00
6300	Supplies	57,331	56,024	-	97.72
6400	Other Expenditures	20,000	12,949	-	64.74
6600	Capital Outlay	-	-	-	-
		<u>170,265</u>	<u>153,583</u>	<u>-</u>	<u>90.20</u>
<u>112 - GUESS ELEMENTARY</u>					
6100	Payroll Costs	-	-	-	-
6200	Services	7,854	3,960	-	50.42
6300	Supplies	63,101	62,953	-	99.77
6400	Other Expenditures	14,857	13,109	232	89.80
6600	Capital Outlay	-	-	-	-
		<u>85,812</u>	<u>80,022</u>	<u>232</u>	<u>93.52</u>
<u>118 - REGINA ELEMENTARY</u>					
6100	Payroll Costs	27,232	21,395	-	78.57
6200	Services	7,240	7,240	-	100.00
6300	Supplies	11,702	11,700	-	99.99
6400	Other Expenditures	1,000	500	-	50.00
		<u>47,174</u>	<u>40,836</u>	<u>-</u>	<u>86.56</u>

EXPENDITURE REPORT BY CAMPUS FOR STATE COMP ED FUNDING

	Budget	Expenditures To Date	Outstanding Encumbrances	Percent of Budget Used
<u>123 - HOMER DRIVE ELEMENTARY</u>				
6100 Payroll Costs	90,860	82,698	-	91.02
6200 Services	5,520	5,520	-	100.00
6300 Supplies	37,140	36,409	-	98.03
6400 Other Expenditures	2,010	1,816	-	-
6600 Capital Outlay	1,500	1,499	-	-
	<u>137,030</u>	<u>127,943</u>	<u>-</u>	<u>93.37</u>
<u>125 - PIETZSCH-MACARTHUR ELEMENTARY</u>				
6100 Payroll Costs	221,216	208,801	-	94.39
6200 Services	4,320	4,320	-	100.00
6300 Supplies	5,924	4,201	-	70.91
6400 Other Expenditures	3,738	1,784	-	47.73
6600 Capital Outlay	-	-	-	-
	<u>235,198</u>	<u>219,106</u>	<u>-</u>	<u>93.16</u>
<u>126 - DISHMAN ELEMENTARY</u>				
6100 Payroll Costs	24,838	24,734	-	99.58
6200 Services	4,420	4,420	-	-
6300 Supplies	33,895	33,372	-	98.46
6400 Other Expenditures	1,543	1,543	-	99.97
	<u>64,696</u>	<u>64,068</u>	<u>-</u>	<u>99.03</u>
<u>127 - BINGMAN/BLANCHETTE ELEMENTARY</u>				
6100 Payroll Costs	28,538	12,375	-	43.36
6200 Services	9,200	9,200	-	100.00
6300 Supplies	49,967	48,011	-	96.09
6400 Other Expenditures	12,694	9,881	-	77.84
6600 Capital Outlay	6,000	5,644	-	94.07
	<u>106,399</u>	<u>85,111</u>	<u>-</u>	<u>79.99</u>
<u>128 - MARTIN ELEMENTARY</u>				
6100 Payroll Costs	69,875	57,407	-	82.16
6200 Services	10,240	10,240	-	100.00
6300 Supplies	72,284	69,233	329	96.23
6400 Other Expenditures	11,363	10,469	-	-
6600 Capital Outlay	3,000	2,805	-	-
	<u>166,762</u>	<u>150,154</u>	<u>329</u>	<u>90.24</u>
<u>129 - JONES CLARK ELEMENTARY</u>				
6100 Payroll Costs	119,034	112,977	-	94.91
6200 Services	9,940	9,940	-	100.00
6300 Supplies	26,372	24,920	-	94.49
6400 Other Expenditures	19,649	19,647	-	-
	<u>174,995</u>	<u>167,484</u>	<u>-</u>	<u>95.71</u>

EXPENDITURE REPORT BY CAMPUS FOR STATE COMP ED FUNDING

	Budget	Expenditures To Date	Outstanding Encumbrances	Percent of Budget Used
<u>130 - CHARLTON POLLARD ELEMENTARY</u>				
6100 Payroll Costs	52,533	48,319	-	91.98
6200 Services	7,320	7,320	-	100.00
6300 Supplies	76,733	73,822	-	96.21
6400 Other Expenditures	19,437	20,252	75	-
6600 Capital Outlay	1,000	1,000	-	-
	<u>157,023</u>	<u>150,714</u>	<u>75</u>	<u>96.03</u>
<u>131 - FEHL-PRICE ELEMENTARY</u>				
6100 Payroll Costs	74,388	75,691	-	101.75
6200 Services	8,430	8,430	-	100.00
6300 Supplies	59,746	58,944	-	98.66
6400 Other Expenditures	10,378	9,231	-	-
6600 Capital Outlay	500	489	-	-
	<u>153,442</u>	<u>152,785</u>	<u>-</u>	<u>99.57</u>
<u>132 - BINGMAN PRE K</u>				
6100 Payroll Costs	-	-	-	-
6200 Services	-	-	-	-
6300 Supplies	-	-	-	-
6400 Other Expenditures	-	-	-	-
	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>133 - LUCAS PRE K</u>				
6100 Payroll Costs	25,365	24,153	-	95.22
6200 Services	4,872	4,872	-	100.00
6300 Supplies	7,622	7,054	-	92.54
6400 Other Expenditures	3,821	3,808	-	-
6600 Capital Outlay	-	-	-	-
	<u>41,680</u>	<u>39,886</u>	<u>-</u>	<u>95.70</u>
GRAND TOTAL	<u>\$ 3,505,095</u>	<u>\$ 3,189,879</u>	<u>\$ 2,350</u>	<u>91.07</u>

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

**DISTRICT EDUCATIONAL
IMPROVEMENT COMMITTEE**

January 14, 2013
MEETING MINUTES
“Approved”

Date: Monday, January 14, 2013

Time: 4:30 p.m.

Location: BISD Administration Building Board Room

Presiding: **Dr. Shirley Bonton, Deputy Superintendent for Curriculum, Instruction
and Elementary Administration**

The meeting was called to order at 4:32 p.m.

Roll call for the DEIC was determined by sign-in sheet.

DEIC Members Present:

Austin – Hillary Smith
Bingman Head Start – LaTonya Rigsby
Blanchette – Dr. Velina Haynes-Johnson
Brown – Paula Hood
Caldwood – Valerie Simon
Career Ctr. – Doris Cyrus
Central – Brian Frank
Charlton-Pollard – Priscilla Petetan
Curtis – Ellen Miller
Dishman – Jo Fuller
Fehl-Price – Janet Sennet
Fletcher – Wendy Richard
Guess – Teri Royer
Homer – Shelia Coleman
Jones-Clark – Laura Allen
King – June Rocio

Lucas PreK – Laura Bridges
Marshall – Jeffrey Farley
Martin – Karen Guidry
Odom – Shannon Johnson
Ozen – Erica Culpepper
Pietzsch/MacArthur – Marilyn Pace-White
Regina-Howell – Kelly Austin
Smith – Janice Chavis
South Park – Elizabeth Whitley
Vincent – Sharon Dodson
West Brook – Meredith LeBlanc
Admin Bldg – Dr. Shirley Bonton
Admin Bldg – Ms. Pat Lambert
Admin Bldg – Rachel Jones
Admin Bldg – Dr. Dwaine Augustine

Campuses not present:

Amelia

Pathways

Welcome

Dr. Bonton thanked DEIC members for attending the meeting. DEIC members perused the minutes of the last DEIC meeting on September 24, 2012.

I. Old Business

Minutes of the September 24, 2012 meeting were approved as presented with correction made to reflect Fehl-Price was in attendance at September 24th meeting.

Motion by: June Rocio, King Middle School

Second by: Marilyn Pace-White, Pietzsch-MacArthur Elementary School

II. New Business

- AEIS Report/Accountability/STAAR/Race to the Top: Dr. Dwaine Augustine reported the district received no rating on the Academic Excellence Indicator System (AEIS) for 2011-2012 because of the transition from TAKS to STAAR.
- Dr. Augustine reflected on the following goals:
 - Goal 1: To manage academic and cultural diversity among schools and students
 - Goal 2: To provide a safe, orderly and disciplined school climate conducive to student learning and employee effectiveness
 - Goal 3: To develop and implement a quality schools/programs
 - Goal 4: To close the achievement gap between minority and majority learners
 - Goal 5: Review the hiring practices of the BISD to ensure that all students are instructed by Highly Qualified (HQ) staff.
- Curriculum Updates: Ms. Patricia Lambert announced the STAAR Institute to be held on Saturday, March 2, 8 a.m. to 3 p.m., breakfast and lunch provided. The theme is “Striving for STAARdom: Implementing STAARTastic Strategies for Student Success.”
- Technology Day: Dr. Kimber Knight gave the date of February 18, 2013, with the theme of Teach to the Top of Technology for our district technology day. Registration will be on eduphoria and completed by the last week of January.
- 2013-2014 School Year Calendar Vote: Mr. Philip Brooks presented three calendars and had the committee members vote for their choice. The calendar receiving the most votes was Calendar “A”.

V. Closure/Adjournment

Meeting was adjourned at 5:32 p.m.

Respectfully submitted by:

Joyce Overbey, DEIC Secretary

Dr. Velina Haynes-Johnson, DEIC Reporter

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

TO: Dr. Timothy B. Chargois
Superintendent of Schools

EXHIBIT "A.1"
Page 1 of 6

FROM: Dr. Shirley Bonton
Deputy Superintendent for Financial Services & Elementary Administration
Devin McCraney
Director of Finance

DATE: September 19, 2013

SUBJECT: Consider and, If Appropriate, Take Action to Approve the Tax Collection
Report on August 31, 2013

Attached is the Certification of Tax Collections for August 2013 from J. Shane
Howard showing total collections for \$249,540.84.

Other reports indicate current collections for the month of August to be
\$189,692.79 delinquent collections, penalties and interest to be \$59,848.05.

Administration recommends that the Tax Collection Report be approved.

SB/sa

AGENDA:

September 19, 2013

J. SHANE HOWARD
TAX ASSESSOR-COLLECTOR



EXHIBIT "A.1"
Page 2 of 7

SUSIE JAMES
CHIEF DEPUTY

STATE OF TEXAS
COUNTY OF JEFFERSON

I, J. Shane Howard, the Tax Assessor-Collector of Jefferson County, Texas and also, by contract or statute, the Tax Assessor-Collector for **BEAUMONT ISD**, affirm, under oath, that this amount **\$249,540.84**, represents all taxes collected for **BEAUMONT ISD** during the month of August 2013.

A handwritten signature in black ink, appearing to be "J. Shane Howard", written over a horizontal line.

J. Shane Howard

FISCAL START: 09/01/2012 END: 08/31/2013 JURISDICTION: 0004 BEAUMONT ISD

YEAR	TAXES DUE	MONTH ADJ	ADJUSTMENT YTD	LEVY PAID	PAID YTD	BALANCE	COLL %	YTD UNCOLL
CURRENT YEAR	CERT TAXABLE VALUE	ADJUSTMENTS	ADJ TAX VALUE	TAX RATE	TAX LEVY	PAID ACCTS		
	9,510,187,707	19,183,194	9,529,370,901	1.315000	121,453,534.71	63,642		
2012	121,200,113.17	56,106.85-	253,421.54	119,199,776.97	2,253,757.74	98.14	326.84-	
2011	2,217,486.52	268.18-	4,794.87	947,255.09	1,275,026.30	42.63	643.67-	
2010	1,267,905.85	277.20-	16,384.05-	310,459.96	941,061.84	24.81	1,353.34-	
2009	838,225.71	444.15-	4,151.74-	158,133.96	675,940.01	18.96	1,543.72-	
2008	580,878.17	.00	3,834.73-	57,175.24	519,868.20	9.91	1,432.67-	
2007	430,104.06	302.66-	1,877.46	36,784.67	389,866.63	8.62	1,147.79-	
2006	410,253.61	.00	5,269.61-	27,294.27	377,689.73	6.74	5,269.61-	
2005	453,148.95	.00	1,850.54-	25,575.65	425,722.76	5.67	1,850.54-	
2004	389,234.93	30.04-	1,788.03-	14,348.15	373,098.75	3.70	1,788.03-	
2003	334,791.80	.00	1,227.87-	4,572.02	328,991.91	1.37	1,227.87-	
2002	341,687.03	.00	1,965.14-	5,225.11	334,496.78	1.54	1,965.14-	
2001	289,750.85	.00	45,230.32-	3,068.78	241,391.75	1.26	1,726.39-	
2000	230,937.20	.00	3,284.07-	2,140.86	225,512.27	.94	1,822.39-	
1999	194,152.29	.00	5,339.36-	1,312.01	187,500.92	.69	1,794.86-	
1998	169,677.14	.00	1,831.27-	1,795.13	166,050.74	1.07	1,754.77-	
1997	170,442.05	.00	1,732.82-	2,637.72	166,071.51	1.56	1,657.34-	
1996	182,999.76	.00	2,021.36-	1,667.24	179,311.16	.92	1,947.92-	
1995	169,760.59	.00	1,928.71-	1,706.82	166,125.06	1.02	1,856.41-	
1994	167,387.55	.00	2,077.92-	2,520.38	162,789.25	1.52	2,007.28-	
1993	157,293.40	.00	1,735.37-	1,839.77	153,718.26	1.18	1,735.37-	
1992	159,986.55	.00	1,877.46-	369.83	157,739.26	.23	1,607.19-	
1991	743,929.27	.00	33,942.15-	4,214.11	705,773.01	.59	9,436.71-	
***	131,100,146.45	57,429.08-	117,231.13	120,809,873.74	10,407,503.84		45,895.85-	

FISCAL START: 09/01/2012 END: 08/31/2013 JURISDICTION: 0006 BEAUMONT ISD HB 1200

YEAR	TAXES DUE	MONTH ADJ	ADJUSTMENT YTD	LEVY PAID	PAID YTD	BALANCE	COLL %	YTD UNCOLL
2012	561,271.71	.00	0.00	0.00	561,271.71	0.00	0.00	0.00
2011	0.00	.00	0.00	0.00	0.00	0.00	0.00	0.00
****	561,271.71	.00	0.00	0.00	561,271.71	0.00	0.00	0.00

CERT TAXABLE VALUE	ADJUSTMENTS	ADJ TAX VALUE	TAX RATE	TAX LEVY	PAID ACCTS
204,098,800	0	204,098,800	0.275000	561,271.71	2

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YEAR	FUND	TAX RATE	LEVY PAID	DISCOUNT GIVEN	PENALTY INTEREST	TIF AMOUNT	DISBURSE TOTAL	ATTORNEY	OTHER FEES	REFUND AMOUNT	AMOUNT
2012	M & O	1.040000	87,199.03	.00	20,298.50	.00	107,497.53	24,192.67	.00	.00	131,690.20
	I & S	.275000	23,057.55	.00	5,367.33	.00	28,424.88	.00	.00	.00	28,424.88
	TOTAL	1.315000	110,256.58	.00	25,665.83	.00	135,922.41	24,192.67	.00	.00	160,115.08
2011	M & O	1.040000	37,320.79	.00	11,359.51	.00	48,680.30	9,740.56	.00	.00	58,420.86
	I & S	.285000	10,227.18	.00	3,112.85	.00	13,340.03	.00	.00	.00	13,340.03
	TOTAL	1.325000	47,547.97	.00	14,472.36	.00	62,020.33	9,740.56	.00	.00	71,760.89
2010	M & O	1.040000	11,097.51	.00	4,671.38	.00	15,768.89	3,856.34	.00	.00	19,625.23
	I & S	.270000	2,881.06	.00	1,212.81	.00	4,093.87	.00	.00	.00	4,093.87
	TOTAL	1.310000	13,978.57	.00	5,884.19	.00	19,862.76	3,856.34	.00	.00	23,719.10
2009	M & O	1.040000	6,639.74	.00	3,529.08	.00	10,168.82	2,366.27	.00	.00	12,535.09
	I & S	.222500	1,420.46	.00	754.97	.00	2,175.43	.00	.00	.00	2,175.43
	TOTAL	1.262500	8,060.20	.00	4,284.05	.00	12,344.25	2,366.27	.00	.00	14,710.52
2008	M & O	1.040000	2,109.41	.00	1,380.81	.00	3,490.22	783.98	.00	.00	4,274.20
	I & S	.152500	309.32	.00	202.44	.00	511.76	.00	.00	.00	511.76
	TOTAL	1.192500	2,418.73	.00	1,583.25	.00	4,001.98	783.98	.00	.00	4,785.96
2007	M & O	1.040000	1,783.15	.00	1,407.41	.00	3,190.56	671.47	.00	.00	3,862.03
	I & S	.055000	94.31	.00	74.44	.00	168.75	.00	.00	.00	168.75
	TOTAL	1.095000	1,877.46	.00	1,481.85	.00	3,359.31	671.47	.00	.00	4,030.78
2006	M & O	1.307900	857.48	.00	779.51	.00	1,636.99	341.16	.00	.00	1,978.15
	I & S	.055000	36.07	.00	32.78	.00	68.85	.00	.00	.00	68.85
	TOTAL	1.362900	893.55	.00	812.29	.00	1,705.84	341.16	.00	.00	2,047.00
2005	M & O	1.475000	2,660.60	.00	2,712.60	.00	5,373.20	1,100.93	.00	.00	6,474.13
	I & S	.065000	117.25	.00	119.55	.00	236.80	.00	.00	.00	236.80
	TOTAL	1.540000	2,777.85	.00	2,832.15	.00	5,610.00	1,100.93	.00	.00	6,710.93
2004	M & O	1.470000	803.33	.00	915.96	.00	1,719.29	357.06	.00	.00	2,076.35
	I & S	.070000	38.26	.00	43.62	.00	81.88	.00	.00	.00	81.88
	TOTAL	1.540000	841.59	.00	959.58	.00	1,801.17	357.06	.00	.00	2,158.23
2003	M & O	1.455000	323.30	.00	410.30	.00	733.60	116.39	.00	.00	849.99
	I & S	.085000	18.88	.00	23.97	.00	42.85	.00	.00	.00	42.85
	TOTAL	1.540000	342.18	.00	434.27	.00	776.45	116.39	.00	.00	892.84
2002	M & O	1.465000	277.90	.00	386.04	.00	663.94	104.70	.00	.00	768.64
	I & S	.075000	14.23	.00	19.76	.00	33.99	.00	.00	.00	33.99
	TOTAL	1.540000	292.13	.00	405.80	.00	697.93	104.70	.00	.00	802.63
2001	M & O	1.465000	39.25	.00	58.93	.00	98.18	15.48	.00	.00	113.66
	I & S	.075000	2.01	.00	3.02	.00	5.03	.00	.00	.00	5.03
	TOTAL	1.540000	41.26	.00	61.95	.00	103.21	15.48	.00	.00	118.69

EXHIBIT "A.1"

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YEAR	FUND	TAX RATE	LEVY PAID	DISCOUNT GIVEN	PENALTY INTEREST	TIF AMOUNT	DISBURSE TOTAL	ATTORNEY	OTHER FEES	REFUND AMOUNT	AMOUNT
2000	M & O	1.430000	8.96	.00	14.58	.00	23.54	3.75	.00	.00	27.29
	I & S	.090000	.56	.00	.92	.00	1.48	.00	.00	.00	1.48
	TOTAL	1.520000	9.52	.00	15.50	.00	25.02	3.75	.00	.00	28.77
1998	M & O	1.415000	29.40	.00	53.67	.00	83.07	12.79	.00	.00	95.86
	I & S	.085000	1.76	.00	3.22	.00	4.98	.00	.00	.00	4.98
	TOTAL	1.500000	31.16	.00	56.89	.00	88.05	12.79	.00	.00	100.84
1997	M & O	1.430000	79.30	.00	152.72	.00	232.02	34.44	.00	.00	266.46
	I & S	.050000	2.77	.00	5.34	.00	8.11	.00	.00	.00	8.11
	TOTAL	1.480000	82.07	.00	158.06	.00	240.13	34.44	.00	.00	274.57
1996	M & O	1.390000	31.14	.00	65.62	.00	96.76	15.02	.00	.00	111.78
	I & S	.050000	1.13	.00	2.37	.00	3.50	.00	.00	.00	3.50
	TOTAL	1.440000	32.27	.00	67.99	.00	100.26	15.02	.00	.00	115.28
1995	M & O	1.365000	70.69	.00	155.46	.00	226.15	34.56	.00	.00	260.71
	I & S	.052600	2.72	.00	5.99	.00	8.71	.00	.00	.00	8.71
	TOTAL	1.417600	73.41	.00	161.45	.00	234.86	34.56	.00	.00	269.42
1986	M & O	.830000	12.48	.00	41.32	.00	53.80	8.07	.00	.00	61.87
	I & S	.000000	.00	.00	.00	.00	.00	.00	.00	.00	.00
	TOTAL	.830000	12.48	.00	41.32	.00	53.80	8.07	.00	.00	61.87
1982	M & O	1.030000	123.81	.00	469.27	.00	593.08	88.96	.00	.00	682.04
	I & S	.000000	.00	.00	.00	.00	.00	.00	.00	.00	.00
	TOTAL	1.030000	123.81	.00	469.27	.00	593.08	88.96	.00	.00	682.04
ALL	M & O		151,467.27	.00	48,862.67	.00	200,329.94	43,844.60	.00	.00	244,174.54
ALL	I & S		38,225.52	.00	10,985.38	.00	49,210.90	.00	.00	.00	49,210.90
ALL	TOTAL		189,692.79	.00	59,848.05	.00	249,540.84	43,844.60	.00	.00	293,385.44
DLQ	M & O		64,268.24	.00	28,564.17	.00	92,832.41	19,651.93	.00	.00	112,484.34
DLQ	I & S		15,167.97	.00	5,618.05	.00	20,786.02	.00	.00	.00	20,786.02
DLQ	TOTAL		79,436.21	.00	34,182.22	.00	113,618.43	19,651.93	.00	.00	133,270.36
CURR	M & O		87,199.03	.00	20,298.50	.00	107,497.53	24,192.67	.00	.00	131,690.20
CURR	I & S		23,057.55	.00	5,367.33	.00	28,424.88	.00	.00	.00	28,424.88
CURR	TOTAL		110,256.58	.00	25,665.83	.00	135,922.41	24,192.67	.00	.00	160,115.08

EXHIBIT A.2

BEAUMONT INDEPENDENT SCHOOL DISTRICT *Beaumont, Texas*

TO: Dr. Timothy B. Chargois
Superintendent of Schools

EXHIBIT A.2
Page 1 of 11

FROM: Dr. Shirley Bonton
Deputy Superintendent for Financial Services & Elementary Administration
Devin McCraney
Director of Finance

DATE: September 19, 2013

SUBJECT: Consider and, if Appropriate, Take Action to Approve the Business Office
Reports for August 31, 2013

Attached are the Business Office Reports for August 31, 2013
These reports provide year to date financial information on the General
Fund, Debt Service Fund, Capital Projects Funds, Internal Service
Funds and Scholarship Funds. Also presented is the Investment Report
showing cost and market value of District investments together with
interest earned.

Administration recommends that the Business Office Reports be approved.

SB, DMc/sa

AGENDA:

September 19, 2013

Narrative for Monthly Financial Report

August 2013

General Fund – Statement of Revenues, Expenditures, and Changes in Fund Balance

Revenues:

- Collections for current year property taxes began in October. Although taxable values are higher in FY 2012-2013 revenues are similar to last year due to a slightly lower collection rate of the current levy through June as compared to last year. Through the month of August 2012 the district had collected approximately 100% of the current levy as compared to 100% this year.
- State Program Revenues showed moderate activity during the month of August, and are lower year to date as compared to 2012 due to legislative changes in the level of state funding for FY 2012 -2013.

Expenditures:

- Expenditures in all functions reflect a higher amount due to insurance and salary increases approved for FY 2012-13.
- Function 11- expenditures are higher this year due to salaries being paid out of the general fund that were paid out of the Education Jobs Fund grant last year. Also, additional funds have been spent in FY2012-13 as compared to prior years for additional testing supplies and materials due the new STAAR test, along with several educational programs that were paid for by federal or grant funds that no longer exist.
- Function 34- expenditures are higher due to increased maintenance and repair costs due to the aging fleet and the high mileage logged on our buses.

Fund Balance:

- The fund balance numbers illustrated below are for informational purposes only. And should not be used as an indicator of where the district will end Fiscal Year 2012-2013. Instead these numbers are used to only give an estimated snap shot of the unassigned fund balance at the end of the day on August 31, 2013, as the year end close has not been completed and the figures are not finalized at this time.

\$29,204,679 Unassigned Fund Balance as of September 1, 2012
(11,779,977) Excess Revenues over Expenditures
\$17,424,702 Estimated Fund Balance as of August 31, 2013

Debt Service Fund – Statement of Revenues, Expenditures, and Changes in Fund Balance

Revenues:

- As with General Fund, revenues from property taxes now include current and prior year taxes along with penalties and interest. Although values increased this year revenues remained fairly similar to last year due to a decrease in the Debt Service tax rate.

Expenditures

- Function 71- debt service expenditures represent principal and interest payments that were due on February 15th and August 15th along with any fees and or expenses related to the debt.

Capital Projects Fund – Statement of Revenues, Expenditures, and Changes in Fund Balance

Revenues:

- Revenue amounts represent interest earned on capital project funds. The revenue earned is lower this year because there are fewer dollars to invest. Funds that were once available for investing are used to pay for the costs associated with the projects as they progress.

Expenditures:

- Function 81- expenditures in the capital projects fund vary depending on the timing of projects and related invoicing.

Workers Compensation Fund – Statement of Revenues, Expenditures, and Changes in Fund Balance

Expenditures:

- Expenditures amounts are higher due the proper reporting of claims this year. However, total claims loss experience is significantly lower than in prior years.

Investment Report

Interest rates continue to be extremely low due to market conditions. On June 19, 2013 the Federal Open Market Committee decided to keep the target range for the federal funds rate at 0 to .25% and currently anticipates that this exceptionally low as long as the unemployment rate remains above 6.5%.

As of August 31, 2013 the District's portfolio consisted solely of investment pools.

The District's reported cash and investments were \$29,296,597.

**BEAUMONT INDEPENDENT SCHOOL DISTRICT
GENERAL FUND**

Statement of Revenues, Expenditures and Changes in Fund Balance
August 31, 2013

	Original Budget	Amended Budget	Actual	Percent of Amended Budget
REVENUES				
Property Tax Collection (including delinquencies)				
Other Local and Intermediate Sources	115,011,232	115,011,232	110,990,628	96.50%
State Program Revenues	43,957,477	44,918,417	42,796,807	95.28%
Federal Program Revenues				
Other Financing Sources	1,650,000	1,650,000	695,220	42.13%
	1,000	1,000	153,505	15350.45%
Total Revenues	160,619,709	161,580,649	154,636,159	
EXPENDITURES				
11 - Instruction	90,253,895	91,520,444	95,166,687	103.98%
12 - Instructional Resources and Media Services	2,290,784	2,296,403	2,227,553	97.00%
13 - Curriculum and Instructional Staff Development	753,250	895,223	656,931	73.38%
21 - Instructional Leadership	2,731,471	2,805,081	2,590,128	92.34%
23 - School Leadership	11,279,766	11,275,313	10,140,832	89.94%
31 - Guidance, Counseling and Evaluation Services	4,656,984	4,769,110	4,733,713	99.26%
32 - Social Work Services	392,475	637,969	507,892	79.61%
33 - Health Services	2,034,016	2,040,032	1,832,914	89.85%
34 - Student (Pupil) Transportation	7,143,886	9,148,150	9,794,693	107.07%
35 - Food Services	41,370	45,870	31,161	67.93%
36 - Co-Curricular/Extracurricular Activities	4,126,798	4,304,964	4,069,299	94.53%
41 - General Administration	6,130,637	7,646,026	6,796,975	88.90%
51 - Plant Maintenance and Operation	23,128,938	25,116,739	23,283,864	92.70%
52 - Security and Monitoring Services	2,207,979	2,282,814	2,648,863	116.04%
53 - Data Processing Services	1,674,042	1,754,887	1,705,435	97.18%
61 - Community Services	162,352	164,328	9,720	5.91%
71 - Debt Service	-	-	-	0.00%
81 - Facilities Acquisition & Construction	-	-	-	0.00%
93 - Fiscal Agent/Member District	155,000	38,226	38,225	100.00%
95 - Pmts to JJAEP	157,500	157,500	131,250	83.33%
Total Other Uses	1,298,570	1,298,570	50,000	0.00%
Total Expenditures	160,619,713	168,197,649	166,416,136	
Excess (Deficiency) of Revenues Over Expenditures	(4)	(6,617,000)	(11,779,977)	-

**BEAUMONT INDEPENDENT SCHOOL DISTRICT
DEBT SERVICE**

Statement of Revenues, Expenditures and Changes in Fund Balance
August 31, 2013

	Original Budget	Amended Budget	Actual	Percent of Amended Budget
REVENUES				
Property Tax Collection (including delinquencies)	26,051,266	26,101,266	25,192,890	96.52%
Other Local and Intermediate Sources	-	-	313,966	0.00%
State Program Revenues	-	-	-	0.00%
Federal Program Revenues	-	-	-	0.00%
Other Financing Sources	30,000	30,000	107,163	357.21%
Total Revenues	26,081,266	26,131,266	25,614,019	
EXPENDITURES				
71 - Debt Service	26,051,176	26,101,176	17,763,425	68.06%
Total Other Uses	-	-	-	
Total Expenditures	26,051,176	26,101,176	17,763,425	
Excess (Deficiency) of Revenues Over Expenditures	30,090	30,090	7,850,594	-

**BEAUMONT INDEPENDENT SCHOOL DISTRICT
CAPITAL PROJECTS FUND**

Statement of Revenues, Expenditures and Changes in Fund Balance
August 31, 2013

	Original Budget	Amended Budget	Actual	Percent of Amended Budget
REVENUES				
Local and Intermediate Sources		49,281		0.00%
Other Financing Sources	-	-	-	0.00%
Total Revenues	-	-	49,281	
EXPENDITURES				
81 - Facilities Acquisition and Construction	10,026,056	23,999,110	13,507,741	56.28%
Other Financing Uses	-	-	-	
Total Expenditures	10,026,056	23,999,110	13,507,741	
Excess (Deficiency) of Revenues Over Expenditures	(10,026,056)	(23,999,110)	(13,458,460)	-

**BEAUMONT INDEPENDENT SCHOOL DISTRICT
SCHOLARSHIP FUNDS**

Statement of Revenues, Expenditures and Changes in Fund Balance
August 31, 2013

	Original Budget	Amended Budget	Actual	Percent of Amended Budget
REVENUES				
Local and Intermediate Sources	-	-	15,234	0.00%
Other Financing Sources	-	-	-	0.00%
Total Revenues	-	-	15,234	
EXPENDITURES				
99 - Other Uses	-	-	2,500	0.00%
Other Financing Uses	-	-	-	
Total Expenditures	-	-	2,500	
Excess (Deficiency) of Revenues Over Expenditures	-	-	12,734	-

**BEAUMONT INDEPENDENT SCHOOL DISTRICT
INTERNAL SERVICE**

**Statement of Revenues, Expenditures and Changes in Fund Balance
August 31, 2013**

	Original Budget	Amended Budget	Actual	Percent of Amended Budget
REVENUES				
Local and Intermediate Sources	-	-	2,293,808	0.00%
Other Financing Sources	-	-	-	0.00%
Total Revenues	-	-	2,293,808	
EXPENDITURES				
99 - Other Uses	-	-	7,324	0.00%
Other Financing Uses	-	-	-	
Total Expenditures	-	-	7,324	
Excess (Deficiency) of Revenues Over Expenditures	-	-	2,286,484	-

Investment Program

The legal requirements and local authority for investment of district funds are detailed in Board Policy CDA (Legal and Local) as adopted by the Board of Trustees. The investments utilized by Beaumont ISD include Texas Local Government Investment Pool ("TexPool"), Lone Star Investment Pool, RBC Public Fund Investment Account and an overnight sweep account with the district's depository.

Investment Position at August 2013

	Market/Book Value 08/01/13	Market/Book Value 08/31/13
TEXPOOL	\$ 5,846,621.62	\$ 3,846,810.90
Lone Star Investment Pool	43,027,966.35	25,449,755.10
Overnight Sweep	17.45	31.32
Total Investments	<u>\$ 48,874,605.42</u>	<u>\$ 29,296,597.32</u>

August 2013 Investment Activity

**Schedule of Transactions by Fund Group
 Investments in TEXPOOL**

	Carrying Amount 08/01/13	Additions	Deductions	Carrying Amount 08/31/13
Consolidated Account				
Local Maintenance	\$ 4,391,843.96	\$ 118.79	\$ 2,000,000.00	\$ 2,391,962.75
Food and Nutrition	1,317,591.36	65.43	-	1,317,656.79
	<u>5,709,435.32</u>	<u>184.22</u>	<u>2,000,000.00</u>	<u>3,709,619.54</u>
Debt Service Funds				
	<u>137,186.30</u>	<u>5.06</u>	<u>-</u>	<u>137,191.36</u>
	<u>137,186.30</u>	<u>5.06</u>	<u>-</u>	<u>137,191.36</u>
Total TexPool	<u>\$ 5,846,621.62</u>	<u>\$ 189.28</u>	<u>\$ 2,000,000.00</u>	<u>\$ 3,846,810.90</u>

**Schedule of Transactions by Fund Group
Investments in Lone Star Investment Pool**

	Carrying Amount 08/01/13	Additions	Deductions	Carrying Amount 08/31/13
Consolidated Account				
Local Maintenance	\$ 5,357,063.68	\$ 22,719,139.59	\$ 14,403,624.47	\$ 13,672,578.80
Health Insurance	115,187.77	5.67	-	115,193.44
Worker's Compensation	3,177,406.44	156.42	-	3,177,562.86
Alex Durley Scholarship	17,802.56	0.88	-	17,803.44
Joe Tonahill Scholarship	20,472.39	1.01	-	20,473.40
Mike Taylor Scholarship	3,550.26	0.17	-	3,550.43
Charles Weibaum Scholarship	906.94	0.04	-	906.98
Paul A. Brown Scholarship	8,095.82	0.40	-	8,096.22
Debt Service	8,334,897.45	1,064,546.75	9,364,029.07	35,415.13
UTSBB Series 2008	490,117.67	154,761.63	-	644,879.30
UTSBB Series 2008-A;	5,094,663.94	565.32	3,221,061.41	1,874,167.85
UTSBB Series 2009	3,421,446.56	491.52	149,884.97	3,272,053.11
UTSBB Series 2010-A	5,993.88	434,910.55	-	440,904.43
UTSBB Series 2010-B	8,201,932.35	929.18	7,495,716.25	707,145.28
UTSBB Series 2010 QSB	3,571,362.61	389.89	3,571,362.61	389.89
UTSBB Series 2011	5,207,066.04	716.31	3,749,147.79	1,458,634.56
Total Lone Star Investment Pool	\$ 43,027,966.35	\$ 24,376,615.33	\$ 41,954,826.57	\$ 25,449,755.10

BEAUMONT INDEPENDENT SCHOOL DISTRICT
 INVESTMENT REPORT CONTINUED
 August 31, 2013

EXHIBIT "A.2"
 Page 11 of 11

Investment Compliance

The portfolio presented complies with the investment strategy of Beaumont ISD as expressed in the District's investment policy and relevant provisions of law.

Review of Interest Earnings

	<u>Current Month</u>	<u>Year to Date</u>
TEXPOOL	\$ 189.28	\$ 5,176.89
Lone Star Investment Pool	4,524.33	102,294.54
Overnight Sweep	31.32	347.57
Total Yield	<u>\$ 4,744.93</u>	<u>\$ 107,819.00</u>

Sharika Allison

Dr. Shirley Bonton

Devin W. M^cCraney

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

TO: Dr. Timothy Chargois
Superintendent of Schools

EXHIBIT "A.3"
Page 1 of 17

FROM: Dr. Shirley Bonton
Deputy Superintendent for Financial Services & Elementary
Administration

Devin McCraney
Director of Finance

DATE: September 13, 2013

SUBJECT: Consider and, if Appropriate, Take Action to Amend the 2013-2014
General Fund Budget and Accept the Special Revenue Budget Amendments.

The Budget Amendments for September 19, 2013 have no effect on fund balance.

Total Change to Fund Balance

\$0

AGENDA:
September 19, 2013

<u>NO.</u>	<u>FUND</u>		* Present Budget 2013-14	Increase (Decrease)	* Amended Budget 2013-14
1	199	General Fund			
		Revenue/Other Sources	154,849,240	0	154,849,240
		Budgeted Fund Balance	3,024,449	0	3,024,449
		Total Rev/Other Source/Budgeted Fund Balance	157,873,689	0	157,873,689
		Expenditures/Other Uses	157,873,689	0	157,873,689
2	205	Head Start	2,873,611	0	2,873,611
3	206	McKinney- Vento Homeless Education	42,389	0	42,389
4	211	ESEA Title I Part A Improving Basic Programs	6,224,290	0	6,224,290
5	220	Title II AEFLA Section 225 Corrections & Institution:	0	52,198	52,198
6	255	ESEA Title II Part A TPTR	1,086,620	0	1,086,620
7	286	ARRA Title I Priority School - Brown Ctr	2,524,222	0	2,524,222
8	309	Title II AEFLA Section 231 Federal	0	469,782	469,782
9	312	TANF for Adult Education - Federal	0	71,372	71,372
10	410	Instructional Materials Allotment	415,706	34,994	450,700
11	431	Title II AEFLA State Adult Education	0	113,109	113,109
12	432	TANF for Adult Education - State	0	37,495	37,495
13	435	Regional Day School for the Deaf - State	637,201	0	637,201
14	493	DaVinci Minds Inc	0	2,086	2,086

September 19, 2013

FY2014 FUND 199 - General Fund	* Present Budget 2013-14	Increase (Decrease)	* Amended Budget 2013-14
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The following sections of this amendment are movements of funds within budgets and do not represent any increase or decrease in total budgeted funds:

EXPENDITURES AND OTHER USES

51.6299.01.001.99	Misc Contracted Services	0	4,000	4,000
11.6399.01.001.11	General Supplies	36,000	(4,000)	32,000
Central, PPA. Reallocate budget for custodial contracted services.			0	
32.6219.04.046.30	Professional Services	1,000	500	1,500
11.6399.04.046.30	General Supplies	12,933	(500)	12,433
Marshall, SCE. Reallocate budget for Communities In School services.			0	
Total Expenditures			<u>0</u>	

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
FUND 205 - Head Start				
<u>REVENUE</u>				
00.5949.00.000.00	Federal Rev Dist. by Fed. Govt.	2,873,611	0	2,873,611
<u>EXPENDITURES</u>				
11.6399.00.132.32	General Supplies	37,900	9,033	46,933
13.6411.00.132.32	Travel & Subsistence Employees	2,100	(2,100)	0
21.6411.00.132.32	Travel & Subsistence Employees	1,400	(1,400)	0
23.6411.00.132.32	Travel & Subsistence Employees	3,133	(3,133)	0
32.6411.00.132.32	Travel & Subsistence Employees	700	(700)	0
33.6411.00.132.32	Travel & Subsistence Employees	1,200	(1,200)	0
61.6411.00.132.32	Travel & Subsistence Employees	500	(500)	0
Total Expenditures		46,933	0	46,933

Amend to reallocate budget to purchase Just for Threes Learning System.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
Fund 206 - McKinney-Vento Homeless Education				
<u>REVENUE</u>				
00.5929.00.000.00	Federal Revenue Dist. by TEA	42,389	0	42,389
<u>EXPENDITURES</u>				
11.6117.00.852.24	Extra Duty Pay Teachers & Oth Prof	16,000	(6,952)	9,048
11.6122.00.852.24	Extra Duty Pay Support Personnel	1,000	500	1,500
11.6141.00.852.24	Social Security/Medicare	350	(197)	153
11.6143.00.852.24	Workers Compensation	250	(96)	154
11.6146.00.852.24	Teacher Retirement/TRS Care	1,000	(205)	795
31.6117.00.852.24	Extra Duty Pay Teachers & Oth Prof	0	2,258	2,258
31.6141.00.852.24	Social Security/Medicare	0	34	34
31.6143.00.852.24	Workers Compensation	0	34	34
31.6146.00.852.24	Teacher Retirement/TRS Care	0	174	174
11.6321.00.852.24	Textbooks	2,000	0	2,000
11.6399.00.852.24	General Supplies	16,789	400	17,189
11.6494.00.852.24	Reclassified Transportation Expend	0	2,000	2,000
13.6411.00.854.24	Travel & Subsistence Employees	0	1,820	1,820
21.6411.00.852.24	Travel & Subsistence Employees	3,500	(770)	2,730
11.6499.00.852.24	Misc Operating Costs	1,500	1,000	2,500
Total Expenditures		42,389	0	42,389

Amend to reallocate budget for the 2013-14 school year.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
Fund 211 - ESEA Title I Part A Improving Basic Programs				
<u>REVENUE</u>				
00.5929.00.000.00	Federal Revenue Dist. by TEA	6,224,290	0	6,224,290
<u>EXPENDITURES</u>				
61.6126.00.105.30	Part Time Support Personnel	6,939	(6,939)	0
61.6129.00.105.30.290	Salaries - Support Personnel	0	15,810	15,810
61.6141.00.105.30	Social Security/Medicare	575	(575)	0
61.6141.00.105.30.290	Social Security/Medicare	0	230	230
61.6142.00.105.30.290	Group Health & Life Insurance	0	5,544	5,544
61.6143.00.105.30	Workers Compensation	110	(110)	0
61.6143.00.105.30.290	Workers Compensation	0	231	231
61.6145.00.105.30	Unemployment Compensation	35	(35)	0
61.6145.00.105.30.290	Unemployment Compensation	0	35	35
61.6146.00.105.30.290	Teacher Retirement/TRS System	0	90	90
11.6112.91.105.30.305	Salaries - Substitute Teachers	38,674	(14,281)	24,393
11.6499.00.001.30.217	Misc Operating Costs	3,315	70	3,385
13.6499.00.001.30.217	Misc Operating Costs	5,000	(70)	4,930
61.6129.00.129.30	Salaries - Support Personnel	0	19,461	19,461
61.6141.00.129.30	Social Security/Medicare	0	282	282
61.6142.00.129.30	Group Health & Life Insurance	0	5,544	5,544
61.6143.00.129.30	Workers Compensation	0	284	284
61.6145.00.129.30	Unemployment Compensation	0	35	35
61.6146.00.129.30	Teacher Retirement/TRS System	0	1,595	1,595
11.6129.00.129.30	Salaries - Support Personnel	40,554	(19,461)	21,093
11.6141.00.129.30	Social Security/Medicare	1,252	(282)	970
11.6142.00.129.30	Group Health & Life Insurance	16,632	(5,544)	11,088
11.6143.00.129.30	Workers Compensation	1,227	(284)	943
11.6145.00.129.30	Unemployment Compensation	88	(35)	53
11.6146.00.129.30	Teacher Retirement/TRS System	7,073	(1,595)	5,478
Total Expenditures		121,474	0	121,474

Amend to reallocate funds at Curtis ES for parent facilitator, Central HS for AVID membership fees and Jones-Clark parent involvement clerk.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
FUND 220 - Title II, AEFLA Section 225 Federal Corrections and Institutional				
<u>REVENUE</u>				
00.5929.00.000.00	Federal Revenue Dist. by TEA	0	52,198	52,198
<u>EXPENDITURES</u>				
11.6126.00.831.24	Part Time Support Personnel	0	41,000	41,000
11.6141.00.831.24	Social Security/Medicare	0	3,140	3,140
11.6143.00.831.24	Workers Compensation	0	585	585
11.6145.00.831.24	Unemployment Compensation	0	105	105
11.6146.00.831.24	Teacher Retirement/TRS Care	0	368	368
11.6399.00.831.24	General Supplies	0	7,000	7,000
Total Expenditures		0	52,198	52,198

Amend to agree with Texas Workforce Commission approval of application for the 2013-14 school year.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
FUND 255 - ESEA Title II Part A, Teacher & Principal Training & Recruiting (TPTR)				
<u>REVENUE</u>				
00.5929.00.000.00	Federal Revenue Dist. by TEA	1,086,620	0	1,086,620
<u>EXPENDITURES</u>				
21.6399.00.854.24.348	General Supplies	11,666	5,750	17,416
13.6411.00.854.24.348	Travel & Subsistence Employees	0	500	500
13.6411.00.854.24.273	Travel & Subsistence Employees	0	2,250	2,250
21.6411.00.854.24.273	Travel & Subsistence Employees	5,000	4,000	9,000
13.6117.00.854.24.267	Extra Duty Pay - Teachers	6,000	(3,000)	3,000
13.6141.00.854.24.267	Social Security/Medicare	87	(40)	47
13.6143.00.854.24.267	Workers Compensation	88	(40)	48
13.6146.00.854.24.267	Teacher Retirement/TRS Care	453	(225)	228
13.6411.00.854.24.267	Travel & Subsistence Employees	5,000	(2,500)	2,500
21.6399.00.854.24.267	General Supplies	7,372	(3,695)	3,677
21.6411.00.854.24.267	Travel & Subsistence Employees	6,000	(3,000)	3,000
Total Expenditures		41,666	0	41,666

Amend to reallocate to English, Mathematics and Language Arts budgets.

*Includes only those account being amended.

September 19, 2013

Page 1 of 2

<u>FY2010</u>		<u>*Present Budget 2013-14</u>	<u>Increase (Decrease)</u>	<u>*Amended Budget 2013-14</u>
FUND 286 - ARRA Texas Title I Priority Schools				
Brown Learning Center				
<u>REVENUE</u>				
00.5929.00.012.00	Federal Revenue Dist. by TEA	<u>2,524,222</u>	<u>0</u>	<u>2,524,222</u>
<u>EXPENDITURES</u>				
11.6112.91.012.24	Salaries - Substitute Teachers	77,076	34,582	111,658
11.6122.00.012.24	Extra Duty Pay Support Personnel	2,435	1,000	3,435
11.6138.00.012.24	Incentive Pay	126,750	9,848	136,598
11.6142.00.012.24	Group Health & Life Insurance	43,693	(16,500)	27,193
11.6143.00.012.24	Workers Compensation	8,324	(6,100)	2,224
11.6146.00.012.24	Teacher Retirement/TRS System	43,884	(10,000)	33,884
13.6117.00.012.24	Extra Duty Pay Teachers	6,670	(550)	6,120
21.6117.0.0012.24	Extra Duty Pay Teachers	0	3,000	3,000
21.6119.00.012.24	Salaries - Teacher & Oth Prof	109,242	(7,000)	102,242
21.6122.00.012.24	Extra Duty Pay Support Personnel	0	1,000	1,000
21.6126.00.012.24	Part Time Support Personnel	3,066	(3,000)	66
21.6129.00.012.24	Salaries - Support Personnel	51,558	(1,500)	50,058
21.6138.00.012.24	Incentive Pay	5,350	2,100	7,450
21.6141.00.012.24	Social Security/Medicare	7,377	(5,000)	2,377
21.6142.00.012.24	Group Health & Life Insurance	22,630	(1,000)	21,630
21.6143.00.012.24	Workers Compensation	4,039	(2,900)	1,139
21.6146.00.012.24	Teacher Retirement/TRS System	15,462	(3,700)	11,762
23.6117.00.012.24	Extra Duty Pay Teachers	0	3,550	3,550
23.6122.00.012.24	Extra Duty Pay Support Personnel	0	66	66
23.6138.00.012.24	Incentive Pay	15,200	3,000	18,200
23.6141.00.012.24	Social Security/Medicare	259	30	289
23.6143.00.012.24	Workers Compensation	259	(30)	229
31.6119.00.012.24	Salaries - Teacher & Oth Prof	109,050	(9,000)	100,050
31.6146.00.012.24	Teacher Retirement/TRS System	11,646	(3,000)	8,646
35.6122.00.012.24	Extra Duty Pay Support Personnel	0	120	120
35.6138.00.012.24	Incentive Pay	7,550	42	7,592
35.6141.00.012.24	Social Security/Medicare	50	46	96
35.6143.00.012.24	Workers Compensation	50	(49)	1
35.6146.00.012.24	Teacher Retirement/TRS System	174	103	277
51.6122.00.012.24	Extra Duty Pay Support Personnel	0	300	300
51.6138.00.012.24	Incentive Pay	7,000	1,900	8,900
51.6141.00.012.24	Social Security/Medicare	50	40	90
51.6143.00.012.24	Workers Compensation	50	(50)	0
51.6146.00.012.24	Teacher Retirement/TRS System	172	52	224
61.6122.00.012.24	Extra Duty Pay Support Personnel	0	500	500

September 19, 2013

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		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2010</u>				
FUND 286 - ARRA Texas Title I Priority Schools				
Brown Learning Center				
<u>EXPENDITURES, Continued</u>				
61.6129.00.012.24	Salaries - Support Personnel	34,965	9,100	44,065
61.6146.00.012.24	Teacher Retirement/TRS System	4,566	(1,000)	3,566
13.6411.00.012.24	Travel & Subsistence Employees	46,700	2,400	49,100
21.6411.00.012.24	Travel & Subsistence Employees	11,878	(2,400)	9,478
21.6499.00.012.24	Misc Operating Costs	5,000	3,000	8,000
23.6411.00.012.24	Travel & Subsistence Employees	10,931	(2,261)	8,670
31.6411.00.012.24	Travel & Subsistence Employees	5,580	(1,493)	4,087
35.6411.00.012.24	Travel & Subsistence Employees	0	754	754
Total Expenditures		<u>798,686</u>	<u>0</u>	<u>798,686</u>

Amend to reallocate payroll costs and travel.

*Includes only those account being amended.

September 19, 2013

		*Present		*Amended
		Budget	Increase	Budget
		2013-14	(Decrease)	2013-14
<u>FY2014</u>				
FUND 309 - Title II, Adult Education & Family Literacy (AEFLA) Section 231 Federal				
<u>REVENUE</u>				
00.5929.00.000.00	Federal Revenue Dist. by TEA	0	469,782	469,782
<u>EXPENDITURES</u>				
11.6126.00.831.24	Part Time Support Personnel	0	61,093	61,093
11.6129.00.831.24	Salaries - Support Personnel	0	200,000	200,000
11.6141.00.831.24	Social Security/Medicare	0	5,000	5,000
11.6142.00.831.24	Group Health & Life Insurance	0	38,808	38,808
11.6145.00.831.24	Unemployment Compensation	0	315	315
11.6146.00.831.24	Teacher Retirement/TRS Care	0	15,000	15,000
11.6299.00.831.24	Misc Contracted Services	0	4,000	4,000
11.6399.00.831.24	General Supplies	0	38,050	38,050
13.6411.00.831.24	Travel & Subsistence Employees	0	2,000	2,000
21.6119.00.831.24	Salaries - Teachers & Oth Prof	0	68,024	68,024
21.6129.00.831.24	Salaries - Support Personnel	0	12,000	12,000
21.6141.00.831.24	Social Security/Medicare	0	345	345
21.6142.00.831.24	Group Health & Life Insurance	0	11,088	11,088
21.6143.00.831.24	Workers Compensation	0	1,387	1,387
21.6145.00.831.24	Unemployment Compensation	0	70	70
21.6146.00.831.24	Teacher Retirement/TRS Care	0	7,140	7,140
21.6399.00.831.24	General Supplies	0	2,462	2,462
21.6411.00.831.24	Travel & Subsistence Employees	0	3,000	3,000
Total Expenditures		0	469,782	469,782

Amend to agree with Texas Workforce Commission approval of application for the 2013-14 school year.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
FUND 312 - Federal - TANF for Adult Education				
<u>REVENUE</u>				
00.5929.00.000.00	Federal Revenue Dist. by TEA	0	71,372	71,372
<u>EXPENDITURES</u>				
11.6126.00.831.24	Part Time Support Personnel	0	47,275	47,275
11.6141.00.831.24	Social Security/Medicare	0	3,825	3,825
11.6143.00.831.24	Workers Compensation	0	730	730
11.6145.00.831.24	Unemployment Compensation	0	70	70
11.6146.00.831.24	Teacher Retirement/TRS Care	0	100	100
11.6399.00.831.24	General Supplies	0	11,142	11,142
21.6399.00.831.24	General Supplies	0	2,000	2,000
13.6411.00.831.24	Travel & Subsistence - Employees	0	3,400	3,400
21.6411.00.831.24	Travel & Subsistence - Employees	0	1,500	1,500
11.6499.00.831.24	Misc Operating Costs	0	1,330	1,330
Total Expenditures		0	71,372	71,372

Amend to agree with Texas Workforce Commission approval of application for the 2013-14 school year.

*Includes only those account being amended.

September 19, 2013

<u>FY2014</u>		<u>*Present</u>		<u>*Amended</u>
Fund 410 - Instructional Materials Allotment		<u>Budget</u>	<u>Increase</u>	<u>Budget</u>
		<u>2013-14</u>	<u>(Decrease)</u>	<u>2013-14</u>
<u>REVENUE</u>				
00.5829.00.000.00	State Revenue Dist. by TEA	<u>415,706</u>	<u>34,994</u>	<u>450,700</u>
<u>EXPENDITURES</u>				
11.6321.00.801.11.273	Textbooks	0	7,460	7,460
11.6321.00.801.11.295	Textbooks	0	24,215	24,215
11.6321.00.801.11.240	Textbooks	0	3,319	3,319
Total Expenditures		<u>0</u>	<u>34,994</u>	<u>34,994</u>

Amend to set up budget textbooks approved by EMAT system.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
FUND 431 - Title II AEFLA State Adult Education				
<u>REVENUE</u>				
00.5829.00.000.00	State Revenue Dist. by TEA	0	113,109	113,109
<u>EXPENDITURES</u>				
11.6126.00.831.24	Part Time Support Personnel	0	13,943	13,943
11.6129.00.831.24	Salaries - Support Personnel	0	50,000	50,000
11.6141.00.831.24	Social Security/Medicare	0	5,000	5,000
11.6142.00.831.24	Group Health & Life Insurance	0	11,088	11,088
11.6143.00.831.24	Workers Compensation	0	1,000	1,000
11.6146.00.831.24	Teacher Retirement/TRS Care	0	425	425
21.6119.00.831.24	Salaries - Teachers & Oth Prof	0	15,482	15,482
21.6142.00.831.24	Group Health & Life Insurance	0	2,772	2,772
21.6143.00.831.24	Workers Compensation	0	190	190
21.6146.00.831.24	Teacher Retirement/TRS Care	0	100	100
11.6399.00.831.24	General Supplies	0	9,832	9,832
21.6399.00.831.24	General Supplies	0	3,277	3,277
Total Expenditures		0	113,109	113,109

Amend to agree with Texas Workforce Commission approval of application for the 2013-14 school year.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
FUND 432 - State - TANF for Adult Education				
<u>REVENUE</u>				
00.5829.00.000.00	State Revenue Dist. by TEA	0	37,495	37,495
<u>EXPENDITURES</u>				
11.6126.00.831.24	Part Time Support Personnel	0	25,340	25,340
11.6141.00.831.24	Social Security/Medicare	0	2,150	2,150
11.6143.00.831.24	Workers Compensation	0	410	410
11.6146.00.831.24	Teacher Retirement/TRS Care	0	100	100
11.6399.00.831.24	General Supplies	0	6,858	6,858
13.6411.00.831.24	Travel & Subsistence Employee	0	2,637	2,637
Total Expenditures		0	37,495	37,495

Amend to agree with Texas Workforce Commission approval of application for the 2013-14 school year.

*Includes only those account being amended.

September 19, 2013

		*Present Budget 2013-14	Increase (Decrease)	*Amended Budget 2013-14
<u>FY2014</u>				
Fund 435 Regional Day School for the Deaf - State				
<u>REVENUE</u>				
00.5812.00.000.00	Foundation Entitlement	637,201	0	637,201
<u>EXPENDITURES</u>				
11.6119.00.838.23	Salaries - Teacher & Oth Prof	125,204	(2,000)	123,204
21.6395.00.838.23	Supplies FA	0	2,000	2,000
Total Expenditures		125,204	0	125,204

Amend to reallocate budget for supplies fixed assets.

*Includes only those account being amended.

September 19, 2013

		* Present Budget 2013-14	Increase (Decrease)	* Amended Budget 2013-14
<u>FY2014</u>				
FUND 493 - DaVinci Minds Inc				
<u>REVENUE</u>				
00.5749.00.000.00	Other Revenue - Local Sources	0	2,086	2,086
<u>EXPENDITURES</u>				
13.6117.00.801.99	Extra Duty Pay Teacher & Oth Prof	0	2,041	2,041
13.6141.00.801.99	Social Security/Medicare	0	30	30
13.6146.00.801.99	Teacher Retirement/TRS Care	0	15	15
Total Expenditures		0	2,086	2,086

Amend to set up budget for extra duty pay.

*Includes only those account being amended.

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

TO : Dr. Timothy Chargois
Superintendent of Schools

EXHIBIT "B"
Page 1 of 73

FROM: Dr. Shirley Bonton
Deputy Superintendent for Financial Services/Elementary Administration

Devin McCraney
Director of Finance

DATE: September 19, 2013

SUBJECT: Consider and, if Appropriate, Take Action to Accept the Application of BASF Corporation for an Appraised Value Limitation on Qualified Property, to Authorize the Superintendent to Review the Application for Completeness, and to Submit to the Comptroller

BACKGROUND:

BASF ("BASF") has applied to the Beaumont Independent School District ("BISD") for a property tax limitation under Chapter 313 of the Texas Tax Code and District Policy CCG (Local). The stated purpose of Chapter 313 is to encourage large-scale capital investments in the state, to create new, high paying jobs in the state, to attract new large-scale businesses to the state, to enable local government officials and economic development professionals to compete with other states, and to enhance the state's economic development efforts by providing school district with the option of granting property value limitations. Under state law, the minimum investment that an applicant may make and qualify for the value limitation is \$30 million in a district with the tax base the size of BISD's and would apply to maintenance and operations (M&O) tax rates only. The full value of the property is taxed for debt services purposes throughout the Agreement. BASF is proposing a potential expansion of its Beaumont agricultural chemical manufacturing facility. It is currently anticipated that an initial investment of approximately \$300 million will be required at the plant. The value of the project, under the provisions of state law, will be taxed at a value of \$30 million during the years that the value limit is in place.

A value limitation may be granted to a company in good standing as a state franchise taxpayer which is engaged in manufacturing, research and development, or renewal energy production. The potential expansion is a qualifying activity.

If the Board of Trustees agrees to accept the application, the Superintendent or designed will immediately review for completeness and then forward a copy of the application once determined complete to the Comptroller of Public Accounts and request that the Comptroller provide an economic impact evaluation of the application to the District. The Comptroller has up to 91 days to issue a recommendation and provide such economic impact evaluation.

FISCAL IMPLICATIONS:

Qualified Investment: \$300,000,000
Tax Limitation Request: \$30,000,000
Loss of Local Tax Rev: Zero, with a negotiated revenue protection agreement
Potential District Benefit: Negotiable-statute provides for a supplemental payment of no more than \$100 per ADA for a fourteen year period.

AGENDA
September 19, 2013



Application for Appraised Value Limitation on Qualified Property

(Tax Code, Chapter 313, Subchapter B or C)

Form 50-296
(Revised May 2010)

INSTRUCTIONS: This application must be completed and filed with the school district. In order for an application to be processed, the governing body (school board) must elect to consider an application, but — by Comptroller rule — the school board may elect to consider the application only after the school district has received a completed application. Texas Tax Code, Section 313.025 requires that any completed application and any supplemental materials received by the school district must be forwarded within seven days to the Comptroller of Public Accounts.

If the school board elects to consider the application, the school district must:

- notify the Comptroller that the school board has elected to consider the application.

This notice must include:

- the date on which the school district received the application;
 - the date the school district determined that the application was complete;
 - the date the school board decided to consider the application; and
 - a request that the comptroller prepare an economic impact analysis of the application;
- provide a copy of the notice to the appraisal district;
 - must complete the sections of the application reserved for the school district and provide information required in the Comptroller rules located at 34 Texas Administrative Code (TAC) Section 9.1054; and
 - forward the original completed application to the Comptroller in a three-ring binder with tabs separating each section of the documents, in addition to an electronic copy on CD. See 34 TAC Chapter 9, Subchapter F.

The governing body may, at its discretion, allow the applicant to supplement or amend the application after the filing date, subject to the restrictions in 34 TAC Chapter 9, Subchapter F.

When the Comptroller receives the notice and required information from the school district, the Comptroller will publish all submitted application materials on its Web site. The Comptroller is authorized to treat some application information as confidential and withhold it from publication on the Internet. To do so, however, the information must be segregated and comply with the other requirements set out in the Comptroller rules as explained in the Confidentiality Notice below.

The Comptroller will independently determine whether the application has been completed according to the Comptroller's rules (34 TAC Chapter 9, Subchapter F). If the Comptroller finds the application is not complete, the Comptroller will request additional materials from the school district. When the Comptroller determines that the application is complete, it will send the school district a notice indicating so. The Comptroller will determine the eligibility of the project, make a recommendation to the school board regarding the application and prepare an economic impact evaluation by the 90th day after the Comptroller receives a complete application—as determined by the Comptroller.

The school board must approve or disapprove the application before the 151st day after the application review start date (the date the application is finally determined to be complete), unless an extension is granted. The Comptroller and school district are authorized to request additional information from the applicant that is reasonably necessary to complete the recommendation, economic impact evaluation or consider the application at any time during the application review period.

Please visit the Comptroller's Web site to find out more about the program at <http://www.window.state.tx.us/taxinfo/proptax/hb1200/index.html>. There are links on this Web page to the Chapter 313 statute, rules and forms. Information about minimum limitation values for particular districts and wage standards may also be found at that site.

SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION

Authorized School District Representative

Date application received by district

First Name

Last Name

Title

School District Name

Street Address

Mailing Address

City

State

ZIP

Phone Number

Fax Number

Mobile Number (optional)

E-mail Address

I authorize the consultant to provide and obtain information related to this application.. . . . Yes No

Will consultant be primary contact? Yes No



SCHOOL DISTRICT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized School District Consultant (If Applicable)

First Name		Last Name	
Title			
Firm Name			
Street Address			
Mailing Address			
City		State	ZIP
Phone Number		Fax Number	
Mobile Number (Optional)		E-mail Address	

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

Signature (Authorized School District Representative)	Date
---	------

Has the district determined this application complete? Yes No

If yes, date determined complete. _____

Have you completed the school finance documents required by TAC 9.1054(c)(3)? Yes No

SCHOOL DISTRICT CHECKLIST AND REQUESTED ATTACHMENTS

	Checklist	Page X of 16	Check Completed
1	Date application received by the ISD	1 of 16	
2	Certification page signed and dated by authorized school district representative	2 of 16	
3	Date application deemed complete by ISD	2 of 16	
4	Certification pages signed and dated by applicant or authorized business representative of applicant	4 of 16	
5	Completed company checklist	12 of 16	
6	School finance documents described in TAC 9.1054(c)(3) (Due within 20 days of district providing notice of completed application)	2 of 16	



APPLICANT INFORMATION - CERTIFICATION OF APPLICATION

Authorized Business Representative (Applicant)

First Name		Last Name	
Title			
Organization			
Street Address			
Mailing Address			
City		State	ZIP
Phone Number		Fax Number	
Mobile Number (optional)		Business e-mail Address	

Will a company official other than the authorized business representative be responsible for responding to future information requests? Yes No

If yes, please fill out contact information for that person.

First Name		Last Name	
Title			
Organization			
Street Address			
Mailing Address			
City		State	ZIP
Phone Number		Fax Number	
Mobile Number (optional)		E-mail Address	

I authorize the consultant to provide and obtain information related to this application.. Yes No

Will consultant be primary contact? Yes No

DRAFT



APPLICANT INFORMATION - CERTIFICATION OF APPLICATION (CONTINUED)

Authorized Company Consultant (If Applicable)

First Name		Last Name	
Title			
Firm Name			
Street Address			
Mailing Address			
City		State	ZIP
Phone Number		Fax Number	
Business email Address			

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

Signature (Authorized Business Representative (Applicant))	Date
--	------

GIVEN under my hand and seal of office this _____ day of _____, _____

Notary Public, State of _____

(Notary Seal)

My commission expires _____

If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code § 37.10.



FEES AND PAYMENTS

Enclosed is proof of application fee paid to the school district.

For the purpose of this question, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.

Please answer only either A OR B:

A. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code, 313.027(i)? Yes No

B. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)? Yes No

BUSINESS APPLICANT INFORMATION

Legal Name under which application is made

Texas Taxpayer I.D. Number of entity subject to Tax Code, Chapter 171 (11 digits)

NAICS code

Is the applicant a party to any other Chapter 313 agreements? Yes No

If yes, please list name of school district and year of agreement.

APPLICANT BUSINESS STRUCTURE

Registered to do business in Texas with the Texas Secretary of State? Yes No

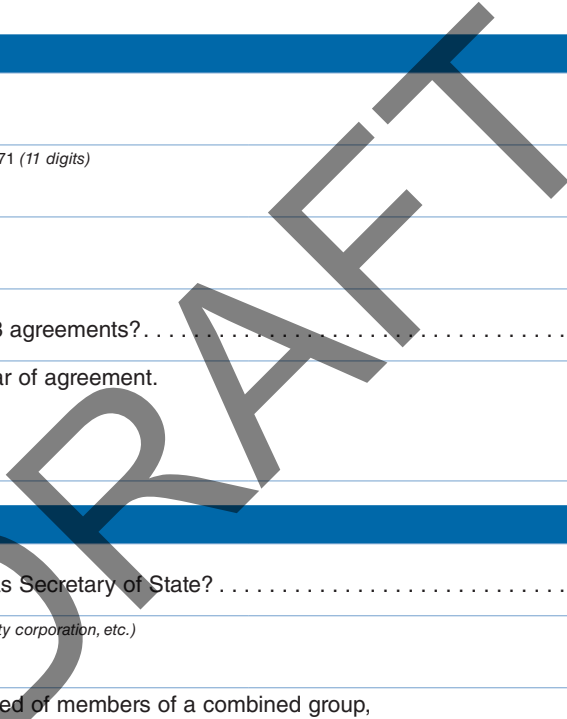
Identify business organization of applicant (corporation, limited liability corporation, etc.)

1. Is the applicant a combined group, or comprised of members of a combined group, as defined by Texas Tax Code Chapter 171.0001 (7)? Yes No
If so, please attach documentation of the combined group membership and contact information.

2. Is the applicant current on all tax payments due to the State of Texas? Yes No

3. Are all applicant members of the combined group current on all tax payments due to the State of Texas? NA Yes No

If the answer to either question is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (Use attachment if necessary.)





ELIGIBILITY UNDER TAX CODE CHAPTER 313.024

- Are you an entity to which Tax Code, Chapter 171 applies?
The property will be used as an integral part, or as a necessary auxiliary part, in one of the following activities:
(1) manufacturing
(2) research and development.
(3) a clean coal project, as defined by Section 5.001, Water Code
(4) an advanced clean energy project, as defined by Section 382.003, Health and Safety Code
(5) renewable energy electric generation
(6) electric power generation using integrated gasification combined cycle technology.
(7) nuclear electric power generation
(8) a computer center that is used as an integral part or as a necessary auxiliary part for the activity conducted by applicant in one or more activities described by Subdivisions (1) through (7)
Are you requesting that any of the land be classified as qualified investment?
Will any of the proposed qualified investment be leased under a capitalized lease?
Will any of the proposed qualified investment be leased under an operating lease?
Are you including property that is owned by a person other than the applicant?
Will any property be pooled or proposed to be pooled with property owned by the applicant in determining the amount of your qualified investment?

PROJECT DESCRIPTION

Provide a detailed description of the scope of the proposed project, including, at a minimum, the type and planned use of real and tangible personal property, the nature of the business, a timeline for property construction or installation, and any other relevant information. (Use attachments as necessary)

Describe the ability of your company to locate or relocate in another state or another region of the state.

PROJECT CHARACTERISTICS (CHECK ALL THAT APPLY)

- New Jobs, Construct New Facility, New Business / Start-up, Expand Existing Facility, Relocation from Out-of-State, Expansion, Purchase Machinery & Equipment, Consolidation, Relocation within Texas

PROJECTED TIMELINE

Begin Construction, Construction Complete, Purchase Machinery & Equipment, Begin Hiring New Employees, Fully Operational

Do you propose to construct a new building or to erect or affix a new improvement after your application review start date (date your application is finally determined to be complete)?

When do you anticipate the new buildings or improvements will be placed in service?



ECONOMIC INCENTIVES

Identify state programs the project will apply for:

State Source	Amount
_____	_____
_____	_____
_____	_____
Total	_____

Will other incentives be offered by local units of government? Yes No

Please use the following box for additional details regarding incentives. (Use attachments if necessary.)

Empty box for additional details regarding incentives.

THE PROPERTY

Identify county or counties in which the proposed project will be located _____

Central Appraisal District (CAD) that will be responsible for appraising the property _____

Will this CAD be acting on behalf of another CAD to appraise this property? Yes No

List all taxing entities that have jurisdiction for the property and the portion of project within each entity

County: _____ (Name and percent of project) City: _____ (Name and percent of project)

Hospital District: _____ (Name and percent of project) Water District: _____ (Name and percent of project)

Other (describe): _____ (Name and percent of project) Other (describe): _____ (Name and percent of project)

Is the project located entirely within this ISD? Yes No

If not, please provide additional information on the project scope and size to assist in the economic analysis.



INVESTMENT

NOTE: The minimum amount of qualified investment required to qualify for an appraised value limitation and the minimum amount of appraised value limitation vary depending on whether the school district is classified as rural, and the taxable value of the property within the school district. For assistance in determining estimates of these minimums, access the Comptroller's Web site at www.window.state.tx.us/taxinfo/proptax/hb1200/values.html.

At the time of application, what is the estimated minimum qualified investment required for this school district? _____

What is the amount of appraised value limitation for which you are applying? _____

What is your total estimated qualified investment? _____

NOTE: See 313.021(1) for full definition. Generally, Qualified Investment is the sum of the investment in tangible personal property and buildings and new improvements made between beginning of the qualifying time period (date of application final approval by the school district) and the end of the second complete tax year.

What is the anticipated date of application approval? _____

What is the anticipated date of the beginning of the qualifying time period? _____

What is the total estimated investment for this project for the period from the time of application submission to the end of the limitation period? _____

Describe the qualified investment. [See 313.021(1).]

Attach the following items to this application:

- (1) a specific and detailed description of the qualified investment you propose to make on the property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your minimum qualified investment and
(3) a map of the qualified investment showing location of new buildings or new improvements with vicinity map.

Do you intend to make at least the minimum qualified investment required by Tax Code §313.023 (or 313.053 for rural school districts) for the relevant school district category during the qualifying time period? Yes No

Except for new equipment described in Tax Code §151.318(q) or (q-1), is the proposed tangible personal property to be placed in service for the first time:

- (1) in or on the new building or other new improvement for which you are applying? Yes No
(2) if not in or on the new building or other new improvement for which you are applying for an appraised value limitation, is the personal property necessary and ancillary to the business conducted in the new building or other new improvement? Yes No
(3) on the same parcel of land as the building for which you are applying for an appraised value limitation? Yes No

("First placed in service" means the first use of the property by the taxpayer.)

Will the investment in real or personal property you propose be counted toward the minimum qualified investment required by Tax Code §313.023, (or 313.053 for rural school districts) be first placed in service in this state during the applicable qualifying time period? Yes No

Does the investment in tangible personal property meet the requirements of Tax Code §313.021(1)? Yes No

If the proposed investment includes a building or a permanent, non-removable component of a building, does it house tangible personal property? Yes No

QUALIFIED PROPERTY

Describe the qualified property. [See 313.021(2)] (If qualified investment describes qualified property exactly you may skip items (1), (2) and (3) below.)

Attach the following items to this application:

- (1) a specific and detailed description of the qualified property for which you are requesting an appraised value limitation as defined by Tax Code §313.021,
(2) a description of any new buildings, proposed improvements or personal property which you intend to include as part of your qualified property and
(3) a map of the qualified property showing location of new buildings or new improvements – with vicinity map.

Land

Is the land on which you propose new construction or improvements currently located in an area designated as a reinvestment zone under Tax Code Chapter 311 or 312 or as an enterprise zone under Government Code Chapter 2303? Yes No

If you answered "no" to the question above, what is the anticipated date on which you will submit proof of a reinvestment zone with boundaries encompassing the land on which you propose new construction or improvements? _____

Will the applicant own the land by the date of agreement execution? Yes No

Will the project be on leased land? Yes No



QUALIFIED PROPERTY (CONTINUED)

If the land upon which the new building or new improvement is to be built is part of the qualified property described by §313.021(2)(A), please attach complete documentation, including:

- 1. Legal description of the land
2. Each existing appraisal parcel number of the land on which the improvements will be constructed, regardless of whether or not all of the land described in the current parcel will become qualified property
3. Owner
4. The current taxable value of the land. Attach estimate if land is part of larger parcel.
5. A detailed map (with a vicinity map) showing the location of the land

Attach a map of the reinvestment zone boundaries, certified to be accurate by either the governmental entity creating the zone, the local appraisal district, or a licensed surveyor. (With vicinity map)

Attach the order, resolution or ordinance establishing the zone, and the guidelines and criteria for creating the zone, if applicable.

Miscellaneous

Is the proposed project a building or new improvement to an existing facility? [] Yes [] No

Attach a description of any existing improvements and include existing appraisal district account numbers.

List current market value of existing property at site as of most recent tax year. (Market Value) (Tax Year)

Is any of the existing property subject to a value limitation agreement under Tax Code 313? [] Yes [] No

Will all of the property for which you are requesting an appraised value limitation be free of a tax abatement agreement entered into by a school district for the duration of the limitation? [] Yes [] No

WAGE AND EMPLOYMENT INFORMATION

What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)?

The last complete calendar quarter before application review start date is the:

[] First Quarter [] Second Quarter [] Third Quarter [] Fourth Quarter of (year)

What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the TWC?

Note: For job definitions see TAC §9.1051(14) and Tax Code 313.021(3). If the applicant intends to apply a definition for "new job" other than TAC §9.1051(14)(C), then please provide the definition of "new job" as used in this application.

Total number of new jobs that will have been created when fully operational

Do you plan to create at least 25 new jobs (at least 10 new jobs for rural school districts) on the land and in connection with the new building or other improvement? [] Yes [] No

Do you intend to request that the governing body waive the minimum new job creation requirement, as provided under Tax Code §313.025(f-1)? [] Yes [] No

If you answered "yes" to the question above, attach evidence documenting that the new job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards. Note: Even if a minimum new job waiver is provided, 80% of all new jobs must be qualifying jobs pursuant to Texas Tax Code, §313.024(d).

What is the maximum number of qualifying jobs meeting all criteria of §313.021(3) you are committing to create?

If this project creates more than 1,000 new jobs, the minimum required wage for this project is 110% of the average county weekly wage for all jobs as described by 313.021(3)(E)(ii).

If this project creates less than 1,000 new jobs, does this district have territory in a county that meets the demographic characteristics of 313.051(2)? (see table of information showing this district characteristic at http://www.window.state.tx.us/taxinfo/proptax/hb1200/values.html)

If yes, the applicant must meet wage standard described in 313.051(b) (110% of the regional average weekly wage for manufacturing)

If no, the applicant shall designate one of the wage standards set out in §§313.021(5)(A) or 313.021(5)(B).



WAGE AND EMPLOYMENT INFORMATION (CONTINUED)

For the following three wage calculations please include on an attachment the four most recent quarters of data for each wage calculation. Show the average and the 110% calculation. Include documentation from TWC Web site. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(7).

110% of the county average weekly wage for all jobs (all industries) in the county is _____

110% of the county average weekly wage for manufacturing jobs in the county is _____

110% of the county average weekly wage for manufacturing jobs in the region is _____

Please identify which Tax Code section you are using to estimate the wage standard required for this project:

§313.021(5)(A) or §313.021(5)(B) or §313.021(3)(E)(ii), or §313.051(b)?

What is the estimated minimum required annual wage for each qualifying job based on the qualified property? _____

What is the estimated minimum required annual wage you are committing to pay for each of the qualifying jobs you create on the qualified property? _____

Will 80% of all new jobs created by the owner be qualifying jobs as defined by 313.021(3)? Yes No

Will each qualifying job require at least 1,600 of work a year? Yes No

Will any of the qualifying jobs be jobs transferred from one area of the state to another? Yes No

Will any of the qualifying jobs be retained jobs? Yes No

Will any of the qualifying jobs be created to replace a previous employee? Yes No

Will any required qualifying jobs be filled by employees of contractors? Yes No

If yes, what percent? _____

Does the applicant or contractor of the applicant offer to pay at least 80% of the employee's health insurance premium for each qualifying job? Yes No

Describe each type of benefits to be offered to qualifying jobholders. (Use attachments as necessary.)

ECONOMIC IMPACT

Is an Economic Impact Analysis attached (If supplied by other than the Comptroller's office)? Yes No

Is Schedule A completed and signed for all years and attached? Yes No

Is Schedule B completed and signed for all years and attached? Yes No

Is Schedule C (Application) completed and signed for all years and attached? Yes No

Is Schedule D completed and signed for all years and attached? Yes No

Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.

If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, please attach a separate schedule showing the amount for each year affected, including an explanation.

CONFIDENTIALITY NOTICE**Property Tax Limitation Agreement Applications
Texas Government Code Chapter 313
Confidential Information Submitted to the Comptroller**

Generally, an application for property tax value limitation, the information provided therein, and documents submitted in support thereof, are considered public information subject to release under the Texas Public Information Act.

There is an exception, outlined below, by which information will be withheld from disclosure.

The Comptroller's office will withhold information from public release if:

- 1) it describes the specific processes or business activities to be conducted or the specific tangible personal property to be located on real property covered by the application;
- 2) the information has been segregated in the application from other information in the application; and
- 3) the party requesting confidentiality provides the Comptroller's office a list of the documents for which confidentiality is sought and for each document lists the specific reasons, including any relevant legal authority, stating why the material is believed to be confidential.

All applications and parts of applications which are not segregated and marked as confidential as outlined above will be considered public information and will be posted on the internet.

Such information properly identified as confidential will be withheld from public release unless and until the governing body of the school district acts on the application, or we are directed to do so by a ruling from the Attorney General.

Other information in the custody of a school district or the comptroller submitted in connection with the application, including information related to the economic impact of a project or the essential elements of eligibility under Texas Tax Code, Chapter 313, such as

the nature and amount of the projected investment, employment, wages, and benefits, will not be considered confidential business information and will be posted on the internet.

All documents submitted to the Comptroller, as well as all information in the application once the school district acts thereon, are subject to public release unless specific parts of the application or documents submitted with the application are identified as confidential. Any person seeking to limit disclosure of such submitted records is advised to consult with their legal counsel regarding disclosure issues and also to take the appropriate precautions to safeguard copyrighted material, trade secrets, or any other proprietary information. The Comptroller assumes no obligation or responsibility relating to the disclosure or nondisclosure of information submitted by respondents. A person seeking to limit disclosure of information must submit in writing specific detailed reasons, including any relevant legal authority, stating why that person believes the material to be confidential.

The following outlines how the Comptroller's office will handle requests for information submitted under the Texas Public Information Act for application portions and submitted records appropriately identified as confidential.

- This office shall forward the request for records and a copy of the documents at issue to the Texas Attorney General's office for an opinion on whether such information may be withheld from disclosure under the Texas Public Information Act.
- The Comptroller will notify the person who submitted the application/documents when the information is forwarded to the Attorney General's office.
- Please be aware that this Office is obligated to comply with an Attorney General's decision, including release of information ruled public even if it was marked confidential.



COMPANY CHECKLIST AND REQUESTED ATTACHMENTS

	Checklist	Page X of 16	Check Completed
1	Certification pages signed and dated by Authorized Business Representative (applicant)	4 of 16	
2	Proof of Payment of Application Fee (Attachment)	5 of 16	
3	For applicant members, documentation of Combined Group membership under Texas Tax Code 171.0001(7) (if Applicable) (Attachment)	5 of 16	
4	Detailed description of the project	6 of 16	
5	If project is located in more than one district, name other districts and list percentage in each district (Attachment)	7 of 16	N / A
6	Description of Qualified Investment (Attachment)	8 of 16	
7	Map of qualified investment showing location of new buildings or new improvements with vicinity map.	8 of 16	
8	Description of Qualified Property (Attachment)	8 of 16	
9	Map of qualified property showing location of new buildings or new improvements with vicinity map	8 of 16	
10	Description of Land (Attachment)	9 of 16	
11	A detailed map showing location of the land with vicinity map.	9 of 16	
12	A description of all existing (if any) improvements (Attachment)	9 of 16	
13	Request for Waiver of Job Creation Requirement (if applicable) (Attachment)	9 of 16	N / A
14	Calculation of three possible wage requirements with TWC documentation. (Attachment)	10 of 16	
15	Description of Benefits	10 of 16	
16	Economic Impact (if applicable)	10 of 16	PENDING
17	Schedule A completed and signed	13 of 16	
18	Schedule B completed and signed	14 of 16	
19	Schedule C (Application) completed and signed	15 of 16	
20	Schedule D completed and signed	16 of 16	
21	Map of Reinvestment Zone (Attachment) (Showing the actual or proposed boundaries and size, Certified to be accurate by either the government entity creating the zone, the local appraisal district, or a licensed surveyor, with vicinity map)*	9 of 16	
22	Order, Resolution, or Ordinance Establishing the Zone (Attachment)*	9 of 16	
23	Legal Description of Reinvestment Zone (Attachment)*	9 of 16	
24	Guidelines and Criteria for Reinvestment Zone(Attachment)*	9 of 16	

*To be submitted with application or before date of final application approval by school board.

ATTACHMENT 01

Certification pages signed and dated by Authorized
Business Representative

-Please see Page 4 of application-

DRAFT

ATTACHMENT 02

Proof of Payment of Application Fee

INSERT CHECK COPY HERE

DRAFT

ATTACHMENT 03

Combined Group membership documentation

DRAFT



Texas Franchise Tax Affiliate Schedule

■ Tcode 13253 Annual

■ Reporting entity taxpayer number	■ Report year	Reporting entity taxpayer name
1 1 6 1 0 9 0 8 0 9 4	2 0 1 2	BASF CORPORATION

Reporting entity must be included on Affiliate Schedule. Affiliate reporting period dates must be within combined group's accounting period dates.

1. Legal name of affiliate BASF CORPORATION		■ 2. Affiliate taxpayer number (if none, use FEI number) 1 1 6 1 0 9 0 8 0 9 4		■ 3. Affiliate NAICS code 3 2 5 1 0 0	
4. Blacken circle if entity is disregarded for franchise tax ■ <input type="radio"/>	5. Blacken circle if this affiliate does NOT have NEXUS in Texas ■ <input type="radio"/>	■ 6. Affiliate reporting begin date m m d d y y 0 1 0 1 1 1		■ 7. Affiliate reporting end date m m d d y y 1 2 3 1 1 1	
■ 8. Gross receipts subject to throwback in other states (before eliminations) 0 0		■ 9. Gross receipts everywhere (before eliminations) 3 0 7 0 0 8 4 4 7 9 8 0 0			
■ 10. Gross receipts in Texas (before eliminations) 2 8 5 0 0 6 9 3 0 0 0 0		■ 11. Cost of goods sold or compensation (before eliminations) 2 6 6 5 2 9 7 1 4 7 2 0 0			

Blacken circle if this is a Corporation or Limited Liability Company Blacken circle if this is an Entity other than a Corporation or Limited Liability Company

1. Legal name of affiliate BASF PIPELINE HOLDINGS, LLC		■ 2. Affiliate taxpayer number (if none, use FEI number) 5 8 1 5 4 7 7 2 4		■ 3. Affiliate NAICS code	
4. Blacken circle if entity is disregarded for franchise tax ■ <input checked="" type="radio"/>	5. Blacken circle if this affiliate does NOT have NEXUS in Texas ■ <input type="radio"/>	■ 6. Affiliate reporting begin date m m d d y y 0 1 0 1 1 1		■ 7. Affiliate reporting end date m m d d y y 1 2 3 1 1 1	
■ 8. Gross receipts subject to throwback in other states (before eliminations) 0 0		■ 9. Gross receipts everywhere (before eliminations) 0 0			
■ 10. Gross receipts in Texas (before eliminations) 0 0		■ 11. Cost of goods sold or compensation (before eliminations) 0 0			

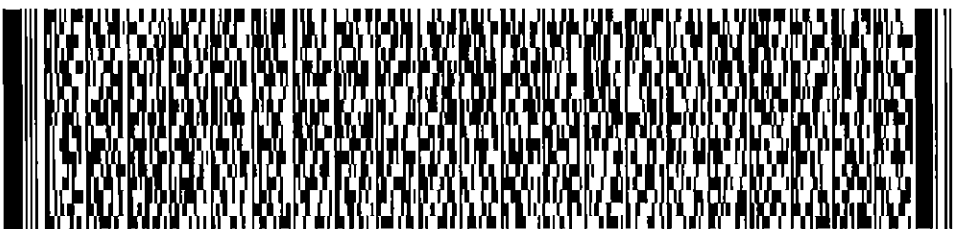
Blacken circle if this is a Corporation or Limited Liability Company Blacken circle if this is an Entity other than a Corporation or Limited Liability Company

1. Legal name of affiliate AUTOMOTIVE REFINISH TECHNOLOGIES LLC		■ 2. Affiliate taxpayer number (if none, use FEI number) 3 8 3 0 9 8 9 3 3		■ 3. Affiliate NAICS code	
4. Blacken circle if entity is disregarded for franchise tax ■ <input checked="" type="radio"/>	5. Blacken circle if this affiliate does NOT have NEXUS in Texas ■ <input checked="" type="radio"/>	■ 6. Affiliate reporting begin date m m d d y y 0 1 0 1 1 1		■ 7. Affiliate reporting end date m m d d y y 1 2 3 1 1 1	
■ 8. Gross receipts subject to throwback in other states (before eliminations) 0 0		■ 9. Gross receipts everywhere (before eliminations) 0 0			
■ 10. Gross receipts in Texas (before eliminations) 0 0		■ 11. Cost of goods sold or compensation (before eliminations) 0 0			

Blacken circle if this is a Corporation or Limited Liability Company Blacken circle if this is an Entity other than a Corporation or Limited Liability Company

The reporting entity of a combined group with a temporary credit for business loss and carryforwards preserved for itself and/or affiliates must electronically submit common owner information online at window.texas.gov/commonowner/. This information must be provided to satisfy franchise tax reporting requirements. An information report (Form 05-102 or Form 05-167) must be filed for each affiliate that is organized in Texas or that has a physical presence in Texas.

Texas Comptroller Official Use Only



VE/DE	<input type="radio"/>	FM	<input type="radio"/>
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ATTACHMENT 04

Project Description

DRAFT

PROJECT DESCRIPTION:

The BASF Corporation Beaumont Project provides for the revitalization, construction, and production capacity expansion of one of its active ingredients (AI) including related utility, infrastructure, and logistics improvements at its Beaumont Agricultural Chemicals Facility located in the BASF Corporation Beaumont Reinvestment Zone. The estimated qualified investment for this project is **\$300 million dollars.**

—

—

DRAFT

ABILITY OF APPLICANT TO RELOCATE:

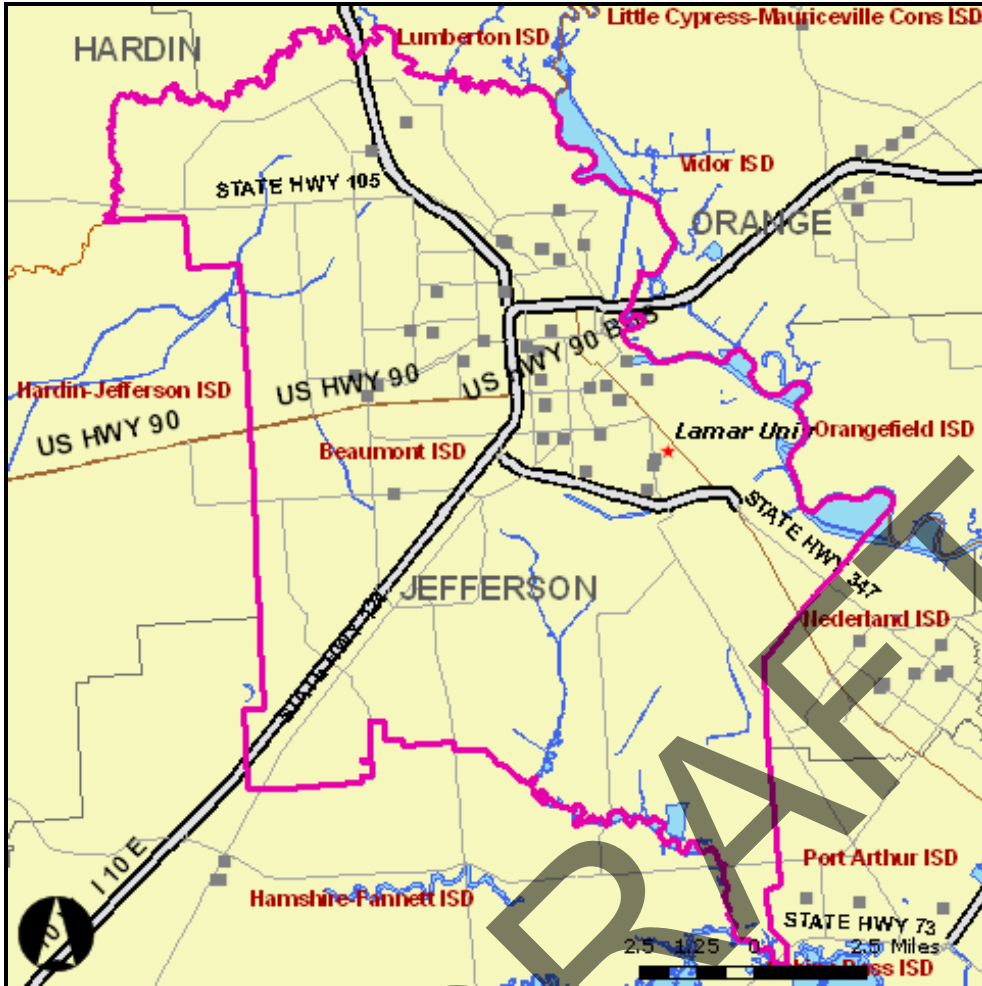
BASF is the world's leading chemical company with more than 110,000 employees and approximately 380 additional production sites worldwide. As of June 2013, the Beaumont site employs over 230 employees and serves customers and partners in almost all countries of the world. BASF has five sites in Texas, nine sites in gulf coast states, and over 30 facilities in the greater United States.

ATTACHMENT 05

Project location within school district

DRAFT

BEAUMONT ISD



Schools4

- Schools

HigherEd

- ★ Universities

Hwys2

- Other
- == A11
- == A15
- == A17
- A21
- A22
- A23

Hwys2 (continued)

- A25
- A27
- A60

Gulf

- Gulf

Counties1

- Counties

Counties3

- Counties

Hydrology

- Hydrology

Districts2

- Districts

School Districts

- School Districts

Districts

- Districts

Texas

- Texas

Gulf

- Gulf

Texas

- Texas

ATTACHMENT 06

Description of Qualified Investment

DRAFT

DESCRIPTION OF QUALIFIED INVESTMENT:

The BASF Corporation Beaumont Project provides for the revitalization, construction, and production capacity expansion of one of its active ingredients (AI) including related utility, infrastructure, and logistics improvements at its Beaumont Agricultural Chemicals Facility located in the BASF Corporation Beaumont Reinvestment Zone. The estimated qualified investment for this project is **\$300 million dollars**.

The BASF Corporation Beaumont Project may procure the following tangible property:

- Reactors
- Boilers
- Distillation columns
- HCl storage tanks and transfer pumps
- Compressors
- Decanters

Additional infrastructure to support this property will include:

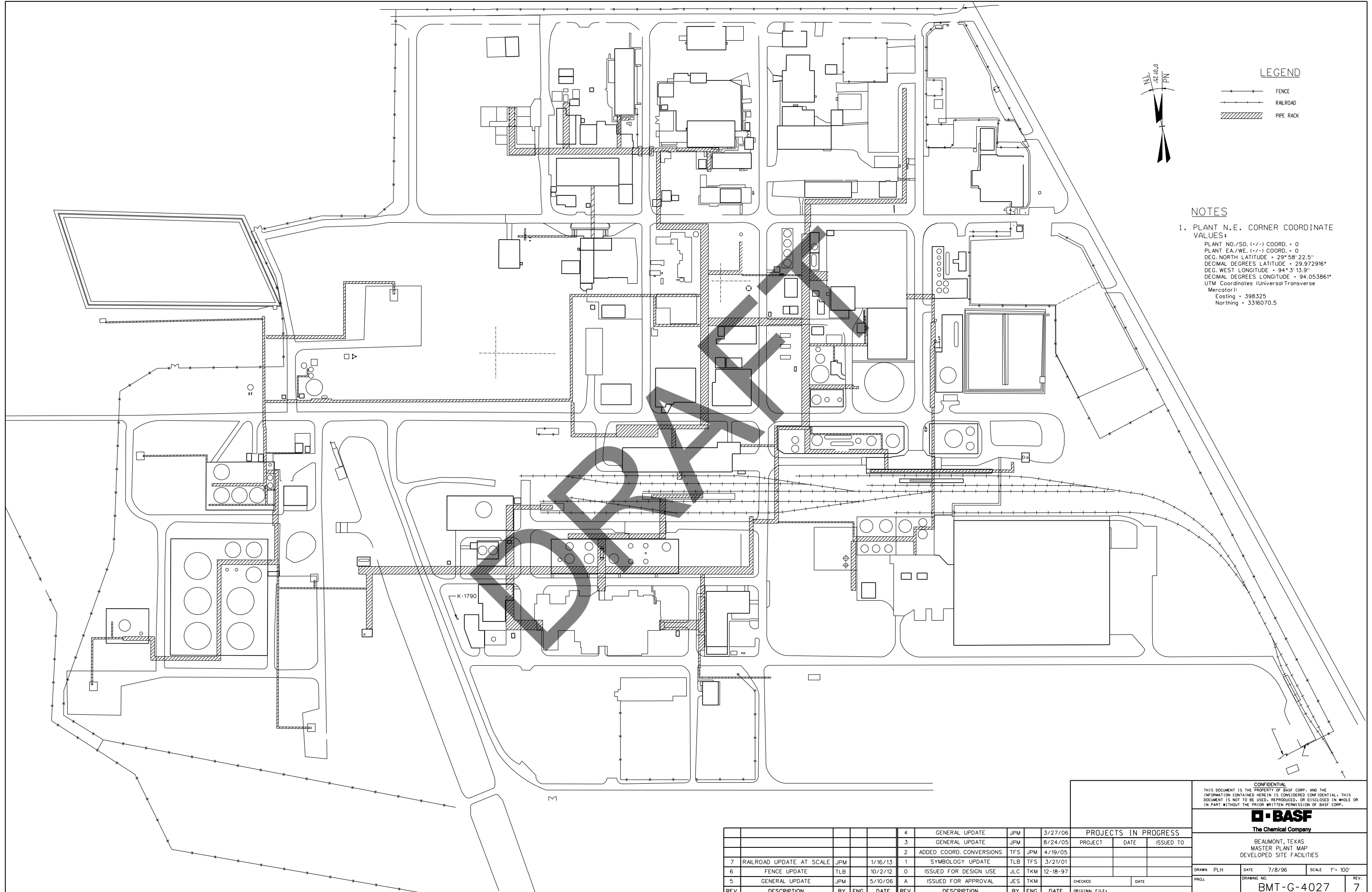
- Piping
- Transformers
- Rail unload stations
- Emergency generators
- DCS support for all units on site

DRAFT

ATTACHMENT 07

Map of Qualified Investment

DRAFT



LEGEND

- FENCE
- RAILROAD
- PIPE RACK

NOTES

1. PLANT N.E. CORNER COORDINATE VALUES:
 PLANT NO./SO. (+/-) COORD. = 0
 PLANT EA./WE. (+/-) COORD. = 0
 DEG. NORTH LATITUDE = 29° 58' 22.5"
 DECIMAL DEGREES LATITUDE = 29.972916°
 DEG. WEST LONGITUDE = 94° 3' 13.9"
 DECIMAL DEGREES LONGITUDE = 94.053861°
 UTM Coordinates (Universal Transverse Mercator):
 Easting = 398325
 Northing = 3316070.5

REV.	DESCRIPTION	BY	ENG.	DATE	REV.	DESCRIPTION	BY	ENG.	DATE
					4	GENERAL UPDATE	JPM		3/27/06
					3	GENERAL UPDATE	JPM		8/24/05
					2	ADDED COORD. CONVERSIONS	TFS	JPM	4/19/05
7	RAILROAD UPDATE AT SCALE	JPM		1/16/13	1	SYMBOLGY UPDATE	TLB	TFS	3/21/01
6	FENCE UPDATE	TLB		10/2/12	0	ISSUED FOR DESIGN USE	JLC	TKM	12-18-97
5	GENERAL UPDATE	JPM		5/10/06	A	ISSUED FOR APPROVAL	JES	TKM	

PROJECTS IN PROGRESS		
PROJECT	DATE	ISSUED TO

CONFIDENTIAL
 THIS DOCUMENT IS THE PROPERTY OF BASF CORP. AND THE INFORMATION CONTAINED HEREIN IS CONSIDERED CONFIDENTIAL. THIS DOCUMENT IS NOT TO BE USED, REPRODUCED, OR DISCLOSED IN WHOLE OR IN PART WITHOUT THE PRIOR WRITTEN PERMISSION OF BASF CORP.

BASF
 The Chemical Company

BEAUMONT, TEXAS
 MASTER PLANT MAP
 DEVELOPED SITE FACILITIES

DRAWN PLH	DATE 7/8/96	SCALE 1" = 100'
PROJ.	DRAWING NO. BMT-G-4027	REV. 7

D-SIZE BORDER - SCALE FOR 24"X36" PLOT ONLY

490.5 ACRES OF LAND
OUT OF THE Wm. N. SIGLER SURVEY, ABSTRACT NO. 48,
JEFFERSON COUNTY, TEXAS

BEING 490.5 acres of land out of and a part of the Wm. N. Sigler Survey, Abstract No. 48, Jefferson County, Texas; being the same land BASF Corporation, Tract I (Called 200) acres and Tract II (Called 290.5) acres, recorded in File No. 9639343, Official Public Records, Jefferson County, Texas; said 490.5 acre tract being more fully described by metes and bounds as follows, to wit:

BEGINNING at a 1" steel pipe found on the intersection of the West right of way line of a dedicated road named West Port Arthur Road (a.k.a. Spur 93) and the South line of a (Called 41.35) acre tract of land conveyed to Socony Mobil Oil Company, Inc., recorded in Volume 1255, Page 168, Deed Records, Jefferson County, Texas; said 1" steel pipe being the most Easterly Northeast corner of the herein described tract; having a State Plane Coordinate of N: 13934487.51, E: 3534018.71;

THENCE, South 30 deg., 57 min., 34 sec., East (Called South 27 deg., 30 min., 00 sec., East), on the West right of way line of said West Port Arthur Road, a distance of 3363.07' to a 1/2" steel rod, capped and marked "SOUTEX", set for the most Northerly corner of a (Called 0.0122) acre tract of land conveyed to Jefferson County, recorded in File No. 9631255, Official Public Records, Jefferson County, Texas; said 1/2" steel rod having a State Plane Coordinate of N: 13931603.58, E: 3535748.78;

THENCE, South 28 deg., 19 min., 46 sec., East (Called South 28 deg., 26 min., 21 sec., East), continuing of the West right of way line of said West Port Arthur Road, a distance of 155.02' (Called 154.68') to a 3/8" steel rod found for the most Southerly corner of the (Called 0.0122) acre tract on the North line of a (Called 49.2591) acre tract of land conveyed to Roy L. Breaux, recorded in File No. 9902260, Official Public Records, Jefferson County, Texas; said 3/8" steel rod being the Southeast corner of the herein described tract; having a State Plane Coordinate of N: 13931467.13, E: 3535822.34; from which a TxDOT monument with a brass disc found bears South 28 deg., 24 min., 51 sec., East (Called South 28 deg., 26 min., 21 sec., East), a distance of 304.66' (Called 305.08'); having a State Plane Coordinate of N: 13931199.17, E: 3535967.31;

THENCE, South 86 deg., 26 min., 17 sec., West (Called South 89 deg., 53 min., 46 sec., West), on the North line of the (Called 49.2591) acre tract and the North line of a (Called 174.00) acre tract of land conveyed to Roy L. Breaux, Jr., recorded in Volume 2001, Page 105, Deed Records, Jefferson County, Texas, a distance of 6881.72' (Called 6882.41') to a 1/2" steel pipe found for the Northwest corner of the (Called 174.00) acre tract on the East right of way line of a dedicated road named Hebert Road (closed to the public by Commissioners Court resolution dated 6/6/1994); said 1/2" steel pipe being the Southwest corner of the herein described tract; having a State Plane Coordinate of N: 13931039.57, E: 3528953.92;

THENCE, North 03 deg., 28 min., 57 sec., West (Called North 00 deg., 01 min., 23 sec., West), on the East right of way line of said Hebert Road, a distance of 3766.18' (Called 3766.54') to a 1/2" steel pipe found for the Southwest corner of a (Called 9.003) acre tract of land conveyed to Gary W. Collins, recorded in File No. 103-29-2426, Official Public Records, Jefferson County, Texas; said 1/2" steel pipe being the Northwest corner of the herein described tract; having a State Plane Coordinate of N: 13934798.79, E: 3528725.14;

THENCE, North 81 deg., 15 min., 55 sec., East (Called North 84 deg., 43 min., 29 sec., East), on the South line of the (Called 9.003) acre tract and the South line of a (Called 90.00) acre tract of land conveyed to G A N. McFaddin and Jean W. McFaddin, recorded in File No. 2008017329, Official Public Records, Jefferson County, Texas, a distance of 2890.31' (Called 2890.35') to a 1/2" steel rod, capped and marked "SOUTEX", set for the Southeast corner of the (Called 90.00) acre tract on the West line of the (Called 41.35) acre tract; said 1/2" steel rod being the most Northerly Northeast corner of the herein described tract;

THENCE, South 23 deg., 27 min., 03 sec., East (Called South 19 deg., 59 min., 29 sec., East), on the West line of the (Called 41.35) acre tract, a distance of 952.73' (Called 952.91') to a 5/8" steel rod found for the Southwest corner of the (Called 41.35) acre tract; said 5/8" steel rod being an interior corner of the herein described tract; having a State Plane Coordinate of N: 13934363.68, E: 3531961.08;

THENCE, North 86 deg., 33 min., 21 sec., East (Called South 89 deg., 59 min., 00 sec., East), on the South line of the (Called 41.35) acre tract, a distance of 2061.35' (Called 2061.50') to the POINT OF BEGINNING and containing 490.5 acres of land, more or less.

Note: Bearings, distances, coordinates and acreage given are based on State Plane Coordinate Grid System, Texas-South Central Zone, NAD 83. Scale Factor = 0.999925104. Convergence angle = 02 deg., 25 min., 23 sec., Reference Monument = NGS AJ8221.

This description is based on the Land Survey made by Anthony M. Leger, Registered Professional Land Surveyor No. 5481, on May 15, 2013.

BASF/Total Petrochemicals, LLC
LS-13-0322

NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT.

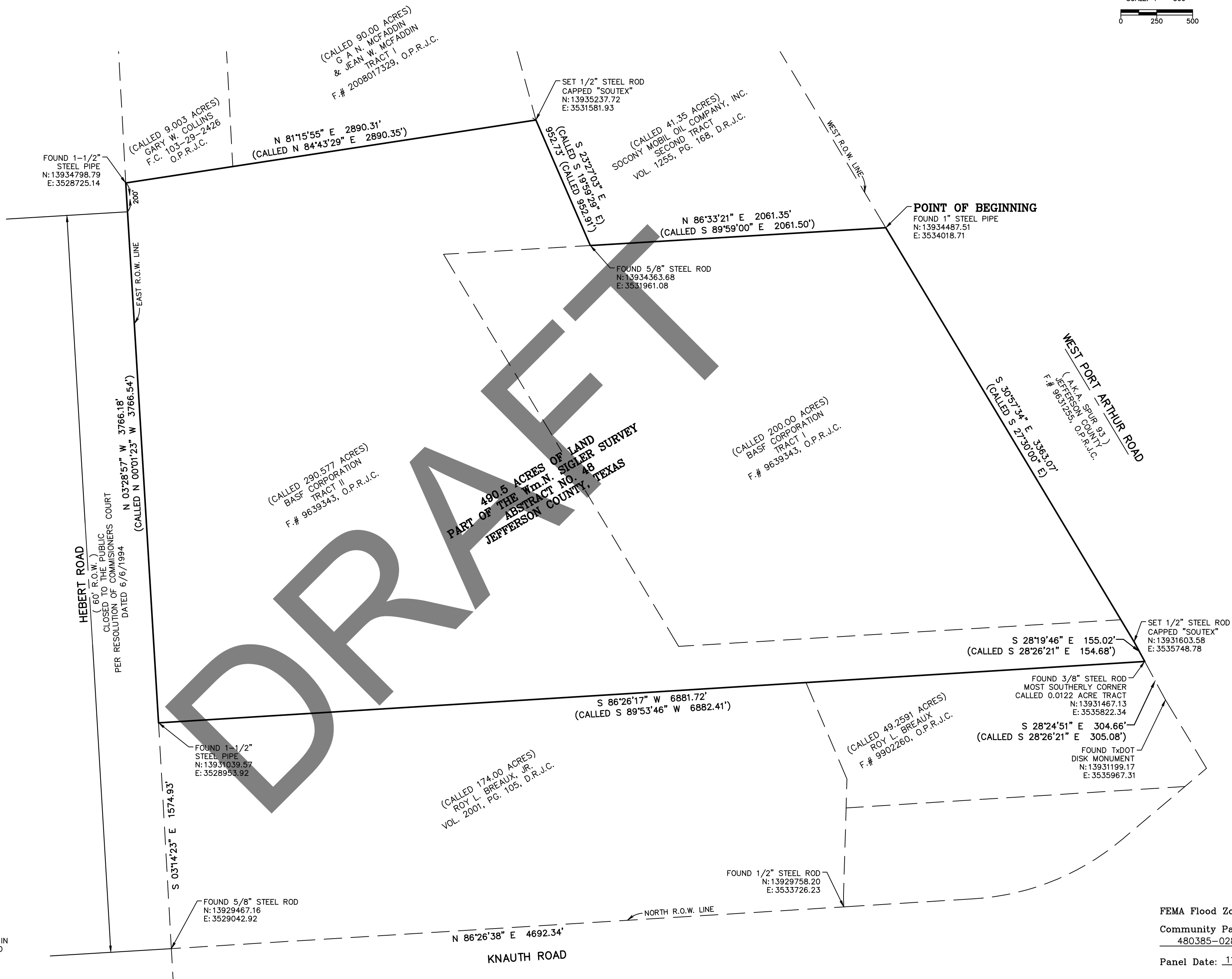
NOTE: THIS SURVEY DOES NOT WARRANT OWNERSHIP. THERE MAY BE EASEMENTS, OR OTHER MATTERS NOT SHOWN.

NOTE: BEARINGS, DISTANCES, COORDINATES, AND ACREAGE ARE BASED ON STATE PLANE COORDINATE GRID SYSTEM, TEXAS-SOUTH CENTRAL ZONE NAD 83 HAVING A CONVERGENCE ANGLE OF 02°25'23" AND A SCALE FACTOR OF 0.999925104 AND ARE REFERENCED TO NGS MONUMENT AJ8221

NOTE: IN ACCORDANCE WITH THE FLOOD INSURANCE RATE MAP OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY, MAP REFERENCE SHOWN, THE SUBJECT TRACT LIES IN THE FLOOD ZONE NOTED, LOCATION ON MAP WAS DETERMINED BY SCALE. ACTUAL FIELD ELEVATION NOT DETERMINED, UNLESS REQUESTED. SOUTEX SURVEYORS, INC. DOES NOT WARRANT NOR SUBSCRIBE TO THE ACCURACY OR SCALE OF SAID MAP

G:\V\PROJECTS\2013\13-0322 BASF Total\DWG\13-0322.dwg, May 20, 2013 5:21:13pm Randall

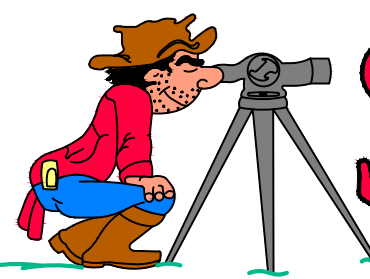
SCALE: 1" = 500'



DESCRIPTION OF SERVICES: LOCATE CORNERS AND SHOW IMPROVEMENTS
SURVEYOR'S CERTIFICATION:

The undersigned does hereby certify that this survey was this day 5/15/13 made on the ground of the property legally described hereon and is correct, and that there are no discrepancies, shortages in area, boundary line conflicts, encroachments, or over-lapping of improvements except as shown hereon, and that said property has access to and from a dedicated roadway. This survey is certified for this transaction only; it is not transferable to additional institutions or subsequent owners.

ANTHONY M. LEGER
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5481



SOUTEX
SURVEYORS & ENGINEERS
T.B.P.E. FIRM #5755 * T.X.L.S. FIRM #10123800

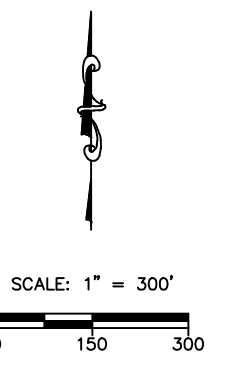
3737 Doctors Drive
Port Arthur, Texas 77642
Tel. 409.983.2004
Fax 409.983.2005
soutexsurveyors.com

SHEET TITLE
490.5 ACRES OF LAND
PART OF THE Wm. N. SIGLER SURVEY
ABSTRACT NO. 48
JEFFERSON COUNTY, TEXAS

PROJECT
BASF/TOTAL PETROCHEMICALS LLC
WEST PORT ARTHUR ROAD (SPUR 93)
PORT ARTHUR, TEXAS 77640

PROJ. NO: 13-0322
SCALE: 1" = 500'
PRINT DATE: 5/20/13
DRAWN BY: R. CREEL
CHECKED BY: AML
APPROVED BY: AML
SHEET **1** OF **1**

©RIGHTS RESERVED



DESCRIPTION OF SERVICES: AERIAL OVERLAY
 SURVEYOR'S CERTIFICATION:

**PRELIMINARY. THIS DRAWING SHALL NOT
 BE RECORDED FOR ANY PURPOSE.**
 ANTHONY M. LEGER
 REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5481

DRAFT

SURVEYORS NOTES
 1.
 2.
 3.
 4.
 5.
 6.
 7.
 8.
 9.

SOUTEX
 SURVEYORS & ENGINEERS
 T.B.P.E. FIRM #5755 • T.X.L.S. FIRM #10123800

3737 Doctors Drive
 Port Arthur, Texas 77642
 Tel. 409.985.2004
 Fax. 409.985.2005
 soutexsurveyors.com
 ©RIGHTS RESERVED

SHEET TITLE
 490.5 ACRES OF LAND
 PART OF THE W.M.N. SIGLER SURVEY
 ABSTRACT NO. 48
 JEFFERSON COUNTY, TEXAS
 PROJECT
 BASF/TOTAL PETROCHEMICALS LLC
 WEST PORT ARTHUR ROAD (SPUR 93)
 PORT ARTHUR, TEXAS 77640

PROJ. NO: 13-0322
 SCALE: 1" = 300'
 PRINT DATE: 6/3/13
 DRAWN BY: R. CREELE
 CHECKED BY: AML
 APPROVED BY: AML
 SHEET 1 OF 1

ATTACHMENT 08

Description of Qualified Property

DRAFT

DESCRIPTION OF QUALIFIED PROPERTY:

The BASF Corporation Beaumont Project provides for the revitalization, construction, and production capacity expansion of one of its active ingredients (AI) including related utility, infrastructure, and logistics improvements at its Beaumont Agricultural Chemicals Facility located in the BASF Corporation Beaumont Reinvestment Zone. The estimated qualified investment for this project is **\$300 million dollars**.

The BASF Corporation Beaumont Project may procure the following tangible property:

- Reactors
- Boilers
- Distillation columns
- HCl storage tanks and transfer pumps
- Compressors
- Decanters

Additional infrastructure to support this property will include:

- Piping
- Transformers
- Rail unload stations
- Emergency generators
- DCS support for all units on site

DRAFT

ATTACHMENT 09

Map of Qualified Property

DRAFT

ATTACHMENT 10

Description of Land

DRAFT

DESCRIPTION OF LAND:

The Land properties associated with the BASF Corporation Beaumont Project is described as real industrial land located exclusively in Jefferson County, Texas. The legal description of the land within the BASF Corporation Beaumont Reinvestment Zone can be found in Attachment 23. Currently, no structures or components related to the project reside on the designated land. A map of existing property at the site can be found in Attachment 12.

DRAFT

ATTACHMENT 11

Detailed map

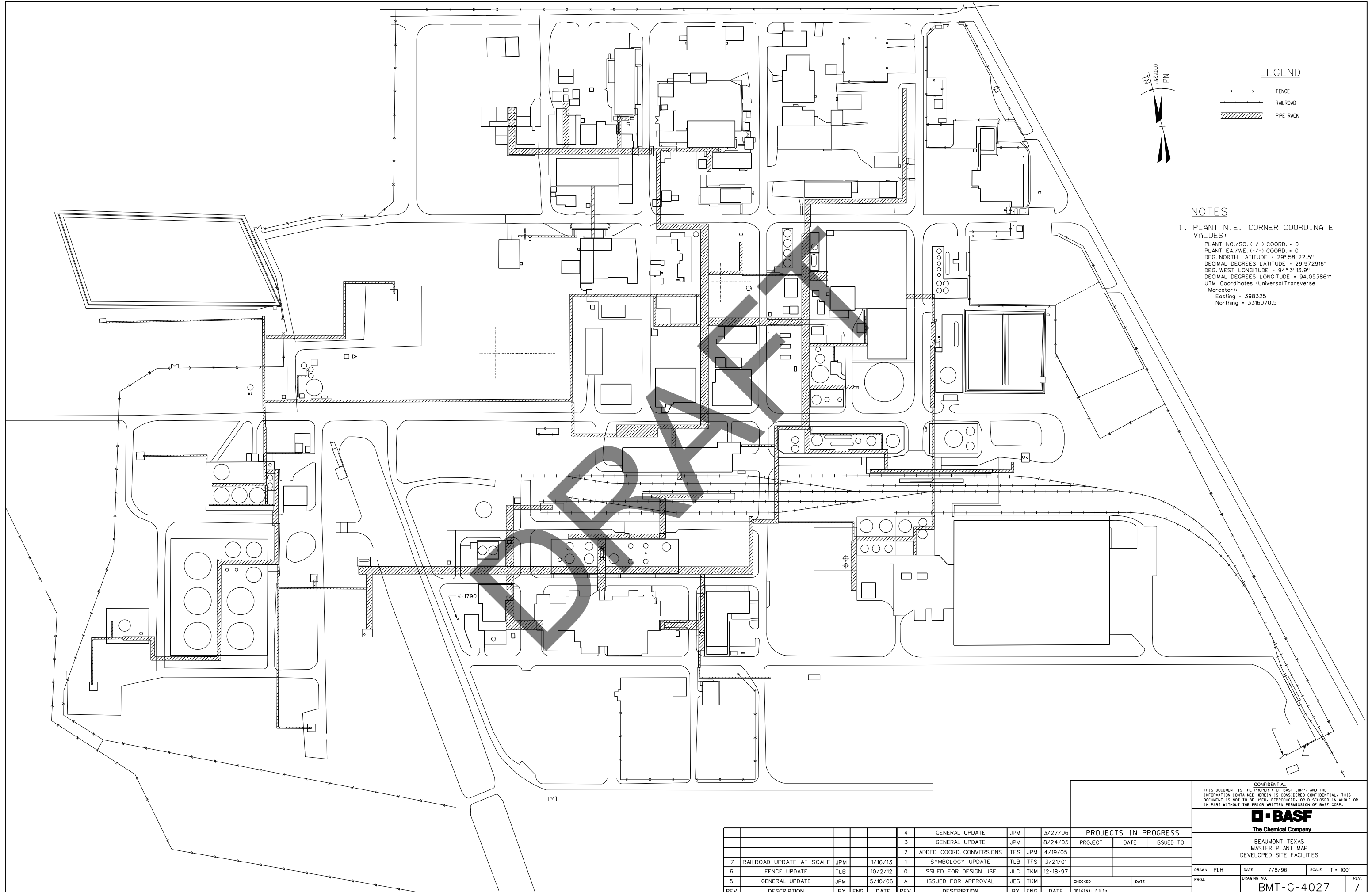
DRAFT

ATTACHMENT 12

Description of any Existing Improvements

-There are no Existing Improvements related to the proposed project at the site.-

DRAFT



LEGEND

- FENCE
- RAILROAD
- PIPE RACK

NOTES

1. PLANT N.E. CORNER COORDINATE VALUES:
 PLANT NO./SO. (+/-) COORD. = 0
 PLANT EA./WE. (+/-) COORD. = 0
 DEG. NORTH LATITUDE = 29° 58' 22.5"
 DECIMAL DEGREES LATITUDE = 29.972916°
 DEG. WEST LONGITUDE = 94° 3' 13.9"
 DECIMAL DEGREES LONGITUDE = 94.053861°
 UTM Coordinates (Universal Transverse Mercator):
 Easting = 398325
 Northing = 3316070.5

REV.	DESCRIPTION	BY	ENG.	DATE	REV.	DESCRIPTION	BY	ENG.	DATE
					4	GENERAL UPDATE	JPM		3/27/06
					3	GENERAL UPDATE	JPM		8/24/05
					2	ADDED COORD. CONVERSIONS	TFS	JPM	4/19/05
7	RAILROAD UPDATE AT SCALE	JPM		1/16/13	1	SYMBOLOLOGY UPDATE	TLB	TFS	3/21/01
6	FENCE UPDATE	TLB		10/2/12	0	ISSUED FOR DESIGN USE	JLC	TKM	12-18-97
5	GENERAL UPDATE	JPM		5/10/06	A	ISSUED FOR APPROVAL	JES	TKM	

PROJECTS IN PROGRESS		
PROJECT	DATE	ISSUED TO

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BASF
 The Chemical Company

BEAUMONT, TEXAS
 MASTER PLANT MAP
 DEVELOPED SITE FACILITIES

DRAWN PLH	DATE 7/8/96	SCALE 1" = 100'
PROJ.	DRAWING NO. BMT-G-4027	REV. 7

D-SIZE BORDER - SCALE FOR 24"x36" PLOT ONLY

ATTACHMENT 13

Request for Waiver of Job Creation Requirement

-Not Applicable-

DRAFT

ATTACHMENT 14

Calculation of three possible Wage Requirements

DRAFT

Employment and Wage Calculations

Year	Quarter	County	Ownership	Industry	Avg. Weekly Wages
2012	2nd	Jefferson	Private	All Industries	\$ 931
2012	3rd	Jefferson	Private	All Industries	\$ 917
2012	4th	Jefferson	Private	All Industries	\$ 1,034
2013	1st	Jefferson	Private	All Industries	\$ 1,005

(Mean Avg.) \$ 971.75

110%

\$ 1,068.93 110% of County Average Weekly Wage for All Jobs

Year	Quarter	County	Ownership	Industry	Avg. Weekly Wages
2012	2nd	Jefferson	Private	Manufacturing	\$ 1,628
2012	3rd	Jefferson	Private	Manufacturing	\$ 1,583
2012	4th	Jefferson	Private	Manufacturing	\$ 1,785
2013	1st	Jefferson	Private	Manufacturing	\$ 2,000

(Mean Avg.) \$ 1,749.00

110%

\$ 1,923.90 110% of County Average Weekly Wage for Manufacturing Jobs

South East Texas Regional Planning Commission Annual Wage (as of July 2013) \$ 61,118

110%

\$ 67,229.80 110% of County Average Annual Wage for Manufacturing Jobs

\$ 1,292.88 110% of County Average Weekly Wage for Manufacturing Jobs

*Note: All data was taken from the Texas Workforce Commission TRACER database.

Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2012	1st Qtr	Jefferson County	Private	00	0	10	Total, All Industries	\$1,004
2012	2nd Qtr	Jefferson County	Private	00	0	10	Total, All Industries	\$931
2012	3rd Qtr	Jefferson County	Private	00	0	10	Total, All Industries	\$917
2012	4th Qtr	Jefferson County	Private	00	0	10	Total, All Industries	\$1,034
2013	1st Qtr	Jefferson County	Private	00	0	10	Total, All Industries	\$1,005

DRAFT

Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2012	1st Qtr	Jefferson County	Private	31	2	31-33	Manufacturing	\$1,972
2012	2nd Qtr	Jefferson County	Private	31	2	31-33	Manufacturing	\$1,628
2012	3rd Qtr	Jefferson County	Private	31	2	31-33	Manufacturing	\$1,583
2012	4th Qtr	Jefferson County	Private	31	2	31-33	Manufacturing	\$1,785
2013	1st Qtr	Jefferson County	Private	31	2	31-33	Manufacturing	\$2,000

DRAFT

**2012 Manufacturing Wages by Council of Government Region
Wages for All Occupations**

COG	Wages	
	Hourly	Annual
Texas	\$23.56	\$48,996
1. Panhandle Regional Planning Commission	\$20.12	\$41,850
2. South Plains Association of Governments	\$16.18	\$33,662
3. NORTEX Regional Planning Commission	\$17.83	\$37,076
4. North Central Texas Council of Governments	\$24.68	\$51,333
5. Ark-Tex Council of Governments	\$16.84	\$35,032
6. East Texas Council of Governments	\$19.61	\$40,797
7. West Central Texas Council of Governments	\$18.24	\$37,941
8. Rio Grande Council of Governments	\$16.17	\$33,631
9. Permian Basin Regional Planning Commission	\$21.93	\$45,624
10. Concho Valley Council of Governments	\$16.33	\$33,956
11. Heart of Texas Council of Governments	\$19.07	\$39,670
12. Capital Area Council of Governments	\$26.03	\$54,146
13. Brazos Valley Council of Governments	\$16.55	\$34,424
14. Deep East Texas Council of Governments	\$16.20	\$33,698
15. South East Texas Regional Planning Commission	\$29.38	\$61,118
16. Houston-Galveston Area Council	\$26.59	\$55,317
17. Golden Crescent Regional Planning Commission	\$21.03	\$43,742
18. Alamo Area Council of Governments	\$18.40	\$38,280
19. South Texas Development Council	\$13.54	\$28,170
20. Coastal Bend Council of Governments	\$22.97	\$47,786
21. Lower Rio Grande Valley Development Council	\$16.33	\$33,961
22. Texoma Council of Governments	\$22.57	\$46,949
23. Central Texas Council of Governments	\$17.16	\$35,689
24. Middle Rio Grande Development Council	\$18.93	\$39,380

Source: Texas Occupational Employment and Wages

Data published: July 2013

Data published annually, next update will be July 31, 2014

Note: Data is not supported by the Bureau of Labor Statistics (BLS).

Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.

Data intended for TAC 313 purposes only.

ATTACHMENT 15

Description of Benefits

DRAFT

DESCRIPTION OF BENEFITS:

BASF Corporation offers Medical, Prescription Drug, Dental, and Vision plans. Life and Accident Insurance, 401(k) Retirement plans, Short and Long Term Disability Insurance, Adoption Assistance, Tuition Assistance, Travel Assistance and Wellness plans are also provided.

DRAFT

ATTACHMENT 16

Economic Impact Study

-Pending, Not Attached-

DRAFT

ATTACHMENTS 17 - 20

Schedules A - D, completed and signed

DRAFT

Schedule A (Rev. May 2010): Investment

Applicant Name BASF CORPORATION
ISD Name BEAUMONT INDEPENDENT SCHOOL DISTRICT

Form 50-296

PROPERTY INVESTMENT AMOUNTS									
(Estimated investment in each year. Do not put cumulative totals.)									
		Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year below) YYYY	Column A: Tangible Personal Property The amount of new investment (original cost) placed in service during this year	Column B: Building or permanent nonremovable component of building (annual amount only)	Column C: Sum of A and B Qualifying Investment (during the qualifying time period)	Column D: Other investment that is not qualified investment but investment affecting economic impact and total value	Column E: Total Investment (A+B+D)
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)	Investment made before filing complete application with district (neither qualified property nor eligible to become qualified investment)								\$ -
	Investment made after filing complete application with district, but before final board approval of application (eligible to become qualified property)		2012-2013	2013	\$ 12,000,000.00				\$ 12,000,000.00
	Investment made after final board approval of application and before Jan. 1 of first complete tax year of qualifying time period (qualified investment and eligible to become qualified property)		2013-2014	2014	\$ 51,970,000.00		\$ 51,970,000.00		\$ 51,970,000.00
Complete tax years of qualifying time period		1	2014-2015	2015	\$ 96,850,000.00		\$ 96,850,000.00		\$ 96,850,000.00
		2	2015-2016	2016	\$ 130,000,000.00		\$ 130,000,000.00		\$ 130,000,000.00
Tax Credit Period (with 50% cap on credit)	Value Limitation Period	3	2016-2017	2017	\$ 60,000,000.00				\$ 60,000,000.00
		4	2017-2018	2018	\$ 25,000,000.00				\$ 25,000,000.00
		5	2018-2019	2019	\$ -				\$ -
		6	2019-2020	2020	\$ -				\$ -
		7	2020-2021	2021	\$ -				\$ -
		8	2021-2022	2022	\$ -				\$ -
		9	2022-2023	2023	\$ -				\$ -
		10	2023-2024	2024	\$ -				\$ -
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2024-2025	2025	\$ -				\$ -
		12	2025-2026	2026	\$ -				\$ -
		13	2026-2027	2027	\$ -				\$ -
Post- Settle-Up Period		14	2027-2028	2028	\$ -			\$ -	
Post- Settle-Up Period		15	2028-2029	2029	\$ -			\$ -	

Qualifying Time Period usually begins with the final board approval of the application and extends generally for the following two complete tax years.

Column A: This represents the total dollar amount of planned investment in tangible personal property the applicant considers qualified investment - as defined in Tax Code §313.021(1)(A)-(D). For the purposes of investment, please list amount invested each year, not cumulative totals. [For the years outside the qualifying time period, this number should simply represent the planned investment in tangible personal property].

Include estimates of investment for "replacement" property-property that is part of original agreement but scheduled for probable replacement during limitation period.

Column B: The total dollar amount of planned investment each year in buildings or nonremovable component of buildings that the applicant considers qualified investment under Tax Code §313.021(1)(E).

For the years outside the qualifying time period, this number should simply represent the planned investment in new buildings or nonremovable components of buildings.

Column D: Dollar value of other investment that may not be qualified investment but that may affect economic impact and total value-for planning, construction and operation of the facility.

The most significant example for many projects would be land. Other examples may be items such as professional services, etc.

Note: Land can be listed as part of investment during the "pre-year 1" time period. It cannot be part of qualifying investment.

Notes: For advanced clean energy projects, nuclear projects, projects with deferred qualifying time periods, and projects with lengthy application review periods, insert additional rows as needed.

This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

Schedule B (Rev. May 2010): Estimated Market And Taxable Value

Applicant Name **BASF CORPORATION**
 ISD Name **BEAUMONT INDEPENDENT SCHOOL DISTRICT**

Form 50-296

		Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Qualified Property			Reductions from Market Value	Estimated Taxable Value		
					Estimated Market Value of Land	Estimated Total Market Value of new buildings or other new improvements	Estimated Total Market Value of tangible personal property in the new building or "in or on the new improvement"	Exempted Value	Final taxable value for I&S - after all reductions	Final taxable value for M&O--after all reductions	
		pre- year 1	2013-2014	2014	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	Complete tax years of qualifying time period	1	2014-2015	2015	\$ -	\$ -	\$ 51,970,000	\$ -	\$ 51,970,000	\$ 51,970,000	
		2	2015-2016	2016	\$ -	\$ -	\$ 148,820,000	\$ 14,882,000	\$ 133,938,000	\$ 133,938,000	
	Tax Credit Period (with 50% cap on credit)	Value Limitation Period	3	2016-2017	2017	\$ -	\$ -	\$ 278,820,000	\$ 27,882,000	\$ 250,938,000	\$ 30,000,000
			4	2017-2018	2018	\$ -	\$ -	\$ 338,820,000	\$ 33,882,000	\$ 304,938,000	\$ 30,000,000
			5	2018-2019	2019	\$ -	\$ -	\$ 339,632,480	\$ 33,963,248	\$ 305,669,232	\$ 30,000,000
			6	2019-2020	2020	\$ -	\$ -	\$ 344,850,000	\$ 34,485,000	\$ 310,365,000	\$ 30,000,000
			7	2020-2021	2021	\$ -	\$ -	\$ 326,700,000	\$ 32,670,000	\$ 294,030,000	\$ 30,000,000
			8	2021-2022	2022	\$ -	\$ -	\$ 308,550,000	\$ 30,855,000	\$ 277,695,000	\$ 30,000,000
			9	2022-2023	2023	\$ -	\$ -	\$ 290,400,000	\$ 29,040,000	\$ 261,360,000	\$ 30,000,000
			10	2023-2024	2024	\$ -	\$ -	\$ 272,250,000	\$ 27,225,000	\$ 245,025,000	\$ 30,000,000
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2024-2025	2025	\$ -	\$ -	\$ 254,100,000	\$ 25,410,000	\$ 228,690,000	\$ 228,690,000	
		12	2025-2026	2026	\$ -	\$ -	\$ 235,950,000	\$ 23,595,000	\$ 212,355,000	\$ 212,355,000	
		13	2026-2027	2027	\$ -	\$ -	\$ 217,800,000	\$ 21,780,000	\$ 196,020,000	\$ 196,020,000	
Post- Settle-Up Period		14	2027-2028	2028	\$ -	\$ -	\$ 181,500,000	\$ 18,150,000	\$ 163,350,000	\$ 163,350,000	
Post- Settle-Up Period		15	2028-2029	2029	\$ -	\$ -	\$ 163,350,000	\$ 16,335,000	\$ 147,015,000	\$ 147,015,000	

Notes: Market value in future years is good faith estimate of future taxable value for the purposes of property taxation.

This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

 SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

 DATE

Schedule C- Application: Employment Information

Applicant Name BASF CORPORATION
ISD Name BEAUMONT INDEPENDENT SCHOOL DISTRICT

Form 50-296

				Construction		New Jobs		Qualifying Jobs		
		Year	School Year (YYYY-YYYY)	Tax Year (Fill in actual tax year) YYYY	Column A: Number of Construction FTE's or man-hours (specify)	Column B: Average annual wage rates for construction workers	Column C: Number of new jobs applicant commits to create (cumulative)	Column D: Average annual wage rate for all new jobs.	Column E: Number of qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative)	Column F: Average annual wage of qualifying jobs
		pre- year 1	2013-2014	2014	255,217 hrs	\$25/hr	0	\$ -	0	\$ -
	Complete tax years of qualifying time period	1	2014-2015	2015	475, 617 hrs	\$25/hr	10	\$ 67,230.00	10	\$ 67,230.00
		2	2015-2016	2016	638,412 hrs	\$25/hr	10	\$ 67,230.00	10	\$ 67,230.00
	Tax Credit Period (with 50% cap on credit)	3	2016-2017	2017	294,652 hrs	\$25/hr	10	\$ 67,230.00	10	\$ 67,230.00
		4	2017-2018	2018	122,772 hrs	\$25/hr	10	\$ 67,230.00	10	\$ 67,230.00
		5	2018-2019	2019			10	\$ 67,230.00	10	\$ 67,230.00
		6	2019-2020	2020			10	\$ 67,230.00	10	\$ 67,230.00
		7	2020-2021	2021			10	\$ 67,230.00	10	\$ 67,230.00
		8	2021-2022	2022			10	\$ 67,230.00	10	\$ 67,230.00
		9	2022-2023	2023			10	\$ 67,230.00	10	\$ 67,230.00
		10	2023-2024	2024			10	\$ 67,230.00	10	\$ 67,230.00
	Credit Settle-Up Period	11	2024-2025	2025			10	\$ 67,230.00	10	\$ 67,230.00
		12	2025-2026	2026			10	\$ 67,230.00	10	\$ 67,230.00
		13	2026-2027	2027			10	\$ 67,230.00	10	\$ 67,230.00
	Post- Settle-Up Period	14	2027-2028	2028			10	\$ 67,230.00	10	\$ 67,230.00
	Post- Settle-Up Period	15	2028-2029	2029			10	\$ 67,230.00	10	\$ 67,230.00

Notes: For job definitions see TAC §9.1051(14) and Tax Code §313.021(3).

This schedule must be submitted with the original application and any application for tax credit. When using this schedule for any purpose other than the original application, replace original estimates with actual appraisal district data for past years and update estimates for current and future years. If original estimates have not changed, enter those amounts for future years.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

Schedule D: (Rev. May 2010): Other Tax Information

Applicant Name					Sales Tax Information		ISD Name	Form 50-296				
BASF CORPORATION							BEAUMONT INDEPENDENT SCHOOL DISTRICT					
					Sales Taxable Expenditures		Franchise Tax	Other Property Tax Abatements Sought				
							Franchise Tax	County	City	Hospital	Other	
		Year	School Year (YYYY-YYYY)	Tax/ Calendar Year YYYY	Column F: Estimate of total annual expenditures* subject to state sales tax	Column G: Estimate of total annual expenditures* made in Texas NOT subject to sales tax	Column H: Estimate of Franchise tax due from (or attributable to) the applicant	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	Fill in percentage exemption requested or granted in each year of the Agreement	
The year preceding the first complete tax year of the qualifying time period (assuming no deferrals)			2013-2014	2014	\$ 50,000	\$ 100,050,000	\$ 5,300,000					
								0			0	
	Complete tax years of qualifying time period	1	2014-2015	2015	\$ 100,000	\$ -	\$ 5,300,000	100			100	
		2	2015-2016	2016	\$ 100,000	\$ -	\$ 5,300,000	100			100	
	Tax Credit Period (with 50% cap on credit)	Value Limitation Period	3	2016-2017	2017	\$ 100,000	\$ -	\$ 5,300,000	100			100
			4	2017-2018	2018	\$ 100,000	\$ -	\$ 5,300,000	100			100
			5	2018-2019	2019	\$ 100,000	\$ -	\$ 5,300,000	100			100
			6	2019-2020	2020	\$ 100,000	\$ -	\$ 5,300,000	100			100
			7	2020-2021	2021	\$ 100,000	\$ -	\$ 5,300,000	100			100
			8	2021-2022	2022	\$ 100,000	\$ -	\$ 5,300,000	100			100
			9	2022-2023	2023	\$ 100,000	\$ -	\$ 5,300,000	100			100
			10	2023-2024	2024	\$ 100,000	\$ -	\$ 5,300,000				
Credit Settle-Up Period	Continue to Maintain Viable Presence	11	2024-2025	2025	\$ 100,000	\$ -	\$ 5,300,000					
		12	2025-2026	2026	\$ 100,000	\$ -	\$ 5,300,000					
		13	2026-2027	2027	\$ 100,000	\$ -	\$ 5,300,000					
Post- Settle-Up Period		14	2027-2028	2028	\$ 100,000	\$ -	\$ 5,300,000					
Post- Settle-Up Period		15	2028-2029	2029	\$ 100,000	\$ -	\$ 5,300,000					

*For planning, construction and operation of the facility.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE

DATE

ATTACHMENT 21

Map of Reinvestment Zone

-Will Supplement-

DRAFT

ATTACHMENT 22

Order, Resolution, or Ordinance Establishing
Reinvestment Zone

DRAFT

STATE OF TEXAS § IN THE COMMISSIONERS COURT
COUNTY OF JEFFERSON § OF JEFFERSON COUNTY, TEXAS

AN ORDER OF THE COMMISSIONERS COURT OF JEFFERSON
COUNTY, TEXAS DESIGNATING A REINVESTMENT ZONE
PURSUANT TO SEC 312. 401 OF THE TAX CODE
(THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT)

BE IT REMEMBERED at a meeting of Commissioners Court of Jefferson County, Texas, held on the 12th day of August, 2013 on motion made by Brent Weaver, Commissioner of Precinct No 2, and seconded by Everette Alfred, Commissioner of Precinct No 4, the following Order was adopted.

WHEREAS, the Commissioners Court of Jefferson County, Texas desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in the county and to provide employment to residents of the area; and,

WHEREAS, it is in the best interest of the County to designate the BASF Corporation property located in the Port Arthur Extraterritorial Jurisdiction in Jefferson County, TX a reinvestment zone, pursuant to Sec. 312. 401, Tax Code (The Property Redevelopment and Tax Abatement Act)

IT IS THEREFORE ORDERED BY THE COMMISSIONERS COURT OF
JEFFERSON COUNTY, TEXAS

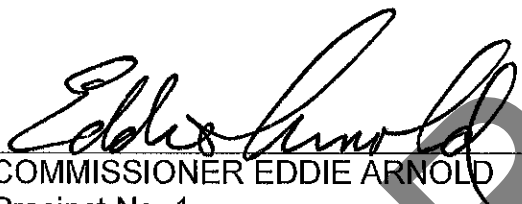
- Section 1. That the Commissioners Court hereby designates the property, (BASF Corporation), BASF Corporation, 14385 West Port Arthur Road, Beaumont, (mailing purposes only), Jefferson County, Texas 77705, further described in the legal description attached hereto as Exhibit "A", and made apart hereof for all purposes, as a Reinvestment Zone (the "Zone")
- Section 2 That the Commissioners Court finds that the Zone area meets the qualifications of the Texas Redevelopment and Tax Abatement Act (hereinafter referred to as the "Act".)
- Section 3. That the Commissioners Court has heretofore adopted Guidelines and Criteria for Granting Tax Abatements in Reinvestment Zones in Jefferson County, Texas
- Section 4 That the Commissioners Court held a public hearing to consider this Order on the 12th day of August, 2013.

- Section 5. The Commissioners Court finds that such improvements are feasible and will benefit the Zone after the expiration of the agreement
- Section 6. The Commissioners Court finds that creation of the Zone is likely to contribute to the retention or expansion of primary employment in the area and/or would contribute to attract major investments that would be a benefit to the property and that would contribute to the economic development of the community
- Section 7. That this Order shall take effect from and after its passage as the law in such cases provides.

Signed this 12th day of August, 2013.



JEFF R. BRANICK
County Judge



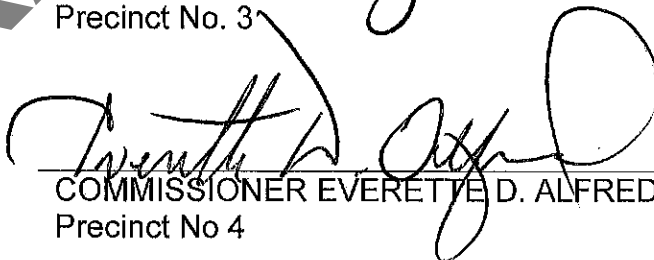
COMMISSIONER EDDIE ARNOLD
Precinct No. 1



COMMISSIONER MICHAEL S. SINEGAL
Precinct No. 3



COMMISSIONER BRENT A. WEAVER
Precinct No. 2



COMMISSIONER EVERETTE D. ALFRED
Precinct No 4



ATTACHMENT 23

Legal Description of Reinvestment Zone

DRAFT

490.5 ACRES OF LAND
OUT OF THE Wm. N. SIGLER SURVEY, ABSTRACT NO. 48,
JEFFERSON COUNTY, TEXAS

BEING 490.5 acres of land out of and a part of the Wm. N. Sigler Survey, Abstract No. 48, Jefferson County, Texas; being the same land BASF Corporation, Tract I (Called 200) acres and Tract II (Called 290.5) acres, recorded in File No. 9639343, Official Public Records, Jefferson County, Texas; said 490.5 acre tract being more fully described by metes and bounds as follows, to wit:

BEGINNING at a 1" steel pipe found on the intersection of the West right of way line of a dedicated road named West Port Arthur Road (a.k.a. Spur 93) and the South line of a (Called 41.35) acre tract of land conveyed to Socony Mobil Oil Company, Inc., recorded in Volume 1255, Page 168, Deed Records, Jefferson County, Texas; said 1" steel pipe being the most Easterly Northeast corner of the herein described tract; having a State Plane Coordinate of N: 13934487.51, E: 3534018.71;

THENCE, South 30 deg., 57 min., 34 sec., East (Called South 27 deg., 30 min., 00 sec., East), on the West right of way line of said West Port Arthur Road, a distance of 3363.07' to a 1/2" steel rod, capped and marked "SOUTEX", set for the most Northerly corner of a (Called 0.0122) acre tract of land conveyed to Jefferson County, recorded in File No. 9631255, Official Public Records, Jefferson County, Texas; said 1/2" steel rod having a State Plane Coordinate of N: 13931603.58, E: 3535748.78;

THENCE, South 28 deg., 19 min., 46 sec., East (Called South 28 deg., 26 min., 21 sec., East), continuing of the West right of way line of said West Port Arthur Road, a distance of 155.02' (Called 154.68') to a 3/8" steel rod found for the most Southerly corner of the (Called 0.0122) acre tract on the North line of a (Called 49.2591) acre tract of land conveyed to Roy L. Breaux, recorded in File No. 9902260, Official Public Records, Jefferson County, Texas; said 3/8" steel rod being the Southeast corner of the herein described tract; having a State Plane Coordinate of N: 13931467.13, E: 3535822.34; from which a TxDOT monument with a brass disc found bears South 28 deg., 24 min., 51 sec., East (Called South 28 deg., 26 min., 21 sec., East), a distance of 304.66' (Called 305.08'); having a State Plane Coordinate of N: 13931199.17, E: 3535967.31;

THENCE, South 86 deg., 26 min., 17 sec., West (Called South 89 deg., 53 min., 46 sec., West), on the North line of the (Called 49.2591) acre tract and the North line of a (Called 174.00) acre tract of land conveyed to Roy L. Breaux, Jr., recorded in Volume 2001, Page 105, Deed Records, Jefferson County, Texas, a distance of 6881.72' (Called 6882.41') to a 1/2" steel pipe found for the Northwest corner of the (Called 174.00) acre tract on the East right of way line of a dedicated road named Hebert Road (closed to the public by Commissioners Court resolution dated 6/6/1994); said 1/2" steel pipe being the Southwest corner of the herein described tract; having a State Plane Coordinate of N: 13931039.57, E: 3528953.92;

THENCE, North 03 deg., 28 min., 57 sec., West (Called North 00 deg., 01 min., 23 sec., West), on the East right of way line of said Hebert Road, a distance of 3766.18' (Called 3766.54') to a 1/2" steel pipe found for the Southwest corner of a (Called 9.003) acre tract of land conveyed to Gary W. Collins, recorded in File No. 103-29-2426, Official Public Records, Jefferson County, Texas; said 1/2" steel pipe being the Northwest corner of the herein described tract; having a State Plane Coordinate of N: 13934798.79, E: 3528725.14;

THENCE, North 81 deg., 15 min., 55 sec., East (Called North 84 deg., 43 min., 29 sec., East), on the South line of the (Called 9.003) acre tract and the South line of a (Called 90.00) acre tract of land conveyed to G A N. McFaddin and Jean W. McFaddin, recorded in File No. 2008017329, Official Public Records, Jefferson County, Texas, a distance of 2890.31' (Called 2890.35') to a 1/2" steel rod, capped and marked "SOUTEX", set for the Southeast corner of the (Called 90.00) acre tract on the West line of the (Called 41.35) acre tract; said 1/2" steel rod being the most Northerly Northeast corner of the herein described tract;

THENCE, South 23 deg., 27 min., 03 sec., East (Called South 19 deg., 59 min., 29 sec., East), on the West line of the (Called 41.35) acre tract, a distance of 952.73' (Called 952.91') to a 5/8" steel rod found for the Southwest corner of the (Called 41.35) acre tract; said 5/8" steel rod being an interior corner of the herein described tract; having a State Plane Coordinate of N: 13934363.68, E: 3531961.08;

THENCE, North 86 deg., 33 min., 21 sec., East (Called South 89 deg., 59 min., 00 sec., East), on the South line of the (Called 41.35) acre tract, a distance of 2061.35' (Called 2061.50') to the POINT OF BEGINNING and containing 490.5 acres of land, more or less.

Note: Bearings, distances, coordinates and acreage given are based on State Plane Coordinate Grid System, Texas-South Central Zone, NAD 83. Scale Factor = 0.999925104. Convergence angle = 02 deg., 25 min., 23 sec., Reference Monument = NGS AJ8221.

This description is based on the Land Survey made by Anthony M. Leger, Registered Professional Land Surveyor No. 5481, on May 15, 2013.

BASF/Total Petrochemicals, LLC
LS-13-0322

NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT.

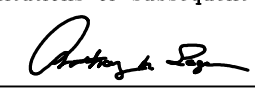
NOTE: THIS SURVEY DOES NOT WARRANT OWNERSHIP. THERE MAY BE EASEMENTS, OR OTHER MATTERS NOT SHOWN.

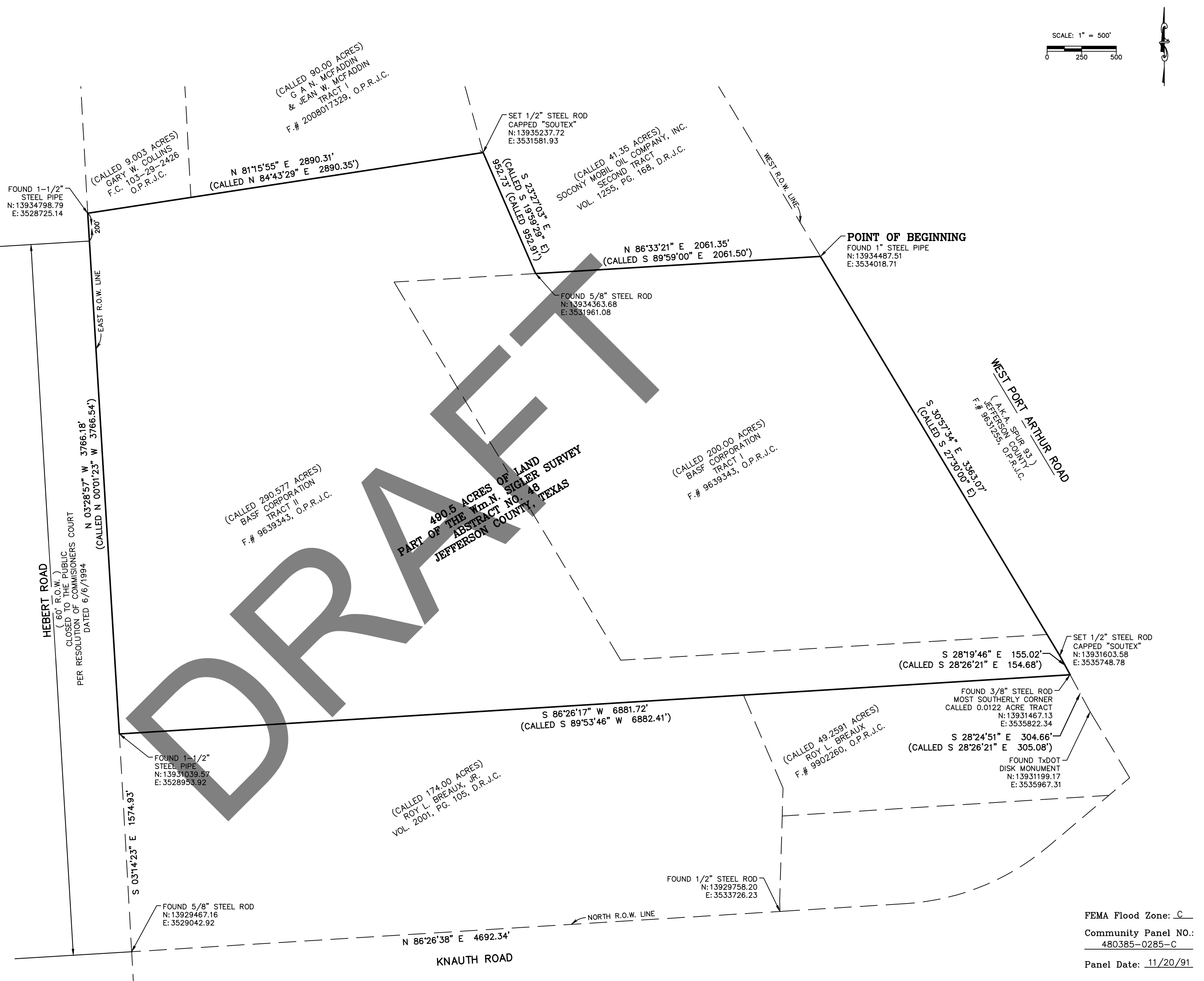
NOTE: BEARINGS, DISTANCES, COORDINATES, AND ACREAGE ARE BASED ON STATE PLANE COORDINATE GRID SYSTEM, TEXAS-SOUTH CENTRAL ZONE NAD 83 HAVING A CONVERGENCE ANGLE OF 02°25'23" AND A SCALE FACTOR OF 0.999925104 AND ARE REFERENCED TO NGS MONUMENT AJ8221

NOTE: IN ACCORDANCE WITH THE FLOOD INSURANCE RATE MAP OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY, MAP REFERENCE SHOWN, THE SUBJECT TRACT LIES IN THE FLOOD ZONE NOTED, LOCATION ON MAP WAS DETERMINED BY SCALE. ACTUAL FIELD ELEVATION NOT DETERMINED, UNLESS REQUESTED. SOUTEX SURVEYORS, INC. DOES NOT WARRANT NOR SUBSCRIBE TO THE ACCURACY OR SCALE OF SAID MAP

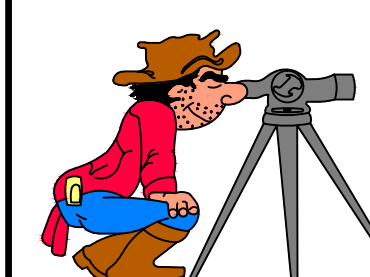
DESCRIPTION OF SERVICES: LOCATE CORNERS AND SHOW IMPROVEMENTS
SURVEYOR'S CERTIFICATION:

The undersigned does hereby certify that this survey was this day 5/15/13 made on the ground of the property legally described hereon and is correct, and that there are no discrepancies, shortages in area, boundary line conflicts, encroachments, or over-lapping of improvements except as shown hereon, and that said property has access to and from a dedicated roadway. This survey is certified for this transaction only; it is not transferable to additional institutions or subsequent owners.


ANTHONY M. LEGER
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5481



STATE OF TEXAS
REGISTERED
ANTHONY M. LEGER
5481
PROFESSIONAL
LAND SURVEYOR

 **SOUTEX**
SURVEYORS & ENGINEERS
T.B.P.E. FIRM #5755 * T.X.L.S. FIRM #10123800

3737 Doctors Drive
Port Arthur, Texas 77642
Tel. 409.983.2004
Fax 409.983.2005
soutexsurveyors.com

RIGHTS RESERVED

SHEET TITLE
490.5 ACRES OF LAND
PART OF THE Wm. N. SIGLER SURVEY
ABSTRACT NO. 48
JEFFERSON COUNTY, TEXAS

PROJECT
BASF/TOTAL PETROCHEMICALS LLC
WEST PORT ARTHUR ROAD (SPUR 93)
PORT ARTHUR, TEXAS 77640

PROJ. NO: 13-0322
SCALE: 1" = 500'
PRINT DATE: 5/20/13
DRAWN BY: R. CREEL
CHECKED BY: AML
APPROVED BY: AML

SHEET 1 OF 1

G:\V\PROJECTS\2013\13-0322 BASF Total\DWG\13-0322.dwg May 20, 2013 12:15pm Randall

ATTACHMENT 24

Guidelines and Criteria for Reinvestment Zone

DRAFT

JEFFERSON COUNTY UNIFORM TAX ABATEMENT POLICY-2012

ADMONITORY PROVISIONS

The final determination of value to be abated is vested with the Jefferson County Appraisal District (JCAD), an agency autonomous from Jefferson County. The Procedures used by JCAD are attached as Exhibit "A" and incorporated and adopted in this Abatement Policy for all purposes. These provisions are illustrative only and shall not limit the Appraisal District in making determinations in any manner otherwise allowed by law.

Businesses applying for tax abatement with the County are advised that any agreement with the County applies only to taxes assessed by Jefferson County. Any abatement agreement with other taxing entities must be negotiated directly with such entities. In addition, each individual or business receiving an abatement retains the responsibility for annually applying to the Jefferson County Appraisal District for recognition and implementation of such abatement agreement.

STATEMENT OF PURPOSE

SECTION I

(a) The Commissioners Court of Jefferson County, Texas adopts this tax abatement policy to provide incentives to the owner of real property who proposes a Project to develop, redevelop or improve eligible facilities. The incentives will consist of a limited special exemption from certain taxes provided that the Owner agrees to accept and abide by this Policy and provided that the real property is located in a lawfully created Reinvestment or Enterprise Zone.

(b) This policy is intended to improve the quality of life in economically depressed areas and throughout the County by stimulating industrial development, and job creation and retention.

DEFINITIONS

SECTION II

(a) "**Abatement**" means the full or partial exemption from ad valorem taxes of certain real property values and/or tangible personal property values in a reinvestment or enterprise zone designated by the County for economic development purposes.

(b) "**Agreement**" means a contractual agreement between a property owner and/or lessee and the County.

(c) "**Base Year**" means the calendar year in which the abatement contract is executed (signed).

(d) "**Base Year Value**" means the assessed value of eligible property January 1 preceding the execution of the agreement plus the value of eligible property improvements and Tangible Personal Property made after January 1, but before the execution of the Agreement, and which property is owned by the owner, co-owner, and/or its parent companies, subsidiaries, partners, co-venturers, or any entity exercising legal control over the owner or subject to control by the owner.

(e) “**Deferred Maintenance**” means improvements necessary for continued operation which that do not improve productivity, or alter the process technology, reduce pollution or conserve resources.

(f) “**Distribution Center**” means buildings and structures, including fixed machinery and equipment, used or to be used primarily to receive, store, service or distribute goods or materials owned by the Facility operator where a majority of the goods or services are distributed to points beyond Jefferson County.

(g) “**Eligible Facilities**” or “Eligible Projects” means new, expanded or modernized buildings and structures, tangible personal property as defined in the Texas Tax Code, including fixed machinery and equipment, which is reasonably likely as a result of granting abatement to contribute to the retention or expansion of primary employment or to attract major investment in the reinvestment or enterprise zone that would be a benefit to the property and that would contribute to the economic development within the County, but does not include facilities which are intended primarily to provide goods or services to residents or existing businesses located in the County such as, but not limited to, restaurants and retail sales establishments. Eligible facilities may include, but shall not be limited to, industrial buildings and warehouses. Eligible facilities may also include facilities designed to serve a regional population greater than the County for medical, scientific, recreational or other purposes.

(h) “**Expansion**” means the addition of buildings, structures, machinery, tangible personal property, equipment, payroll or other taxable value for purposes of increasing production capacity.

(i) “**Modernization**” means a complete or partial demolition of facilities and the complete or partial reconstruction or installation of a facility of similar or expanded production capacity. Modernization may result from the construction, alteration, or installation of buildings, structures, machinery, equipment, pollution control devices or resource conservation equipment. Modernization shall include improvements for the purpose of increasing productivity or updating the technology of machinery and equipment, or both.

(j) “**Facility**” means property improvements completed or in the process of construction which together comprise and integral whole.

(k) “**New Facility**” means a property previously undeveloped which is placed into service by means other than in conjunction with Expansion or Modernization.

(l) “**Productive Life**” means the number of years a property improvement is expected to be in service in a facility.

(m) “**Tangible Personal Property**” means tangible personal property classified as such under state law, but excluding inventory and/or supplies and tangible personal property that was located in the investment or enterprise zone at any time before the period covered by the agreement with the County.

WHEN ABATEMENT AUTHORIZED SECTION III

(a) **Eligible Facilities.** Upon application, Eligible Facilities shall be considered for tax abatement as hereinafter provided.

(b) **Creation of New Value.** Abatement may only be granted for the creation of additional value to eligible facilities made subsequent to and specified in an abatement agreement between the County and the property owner or lessee, subject to such limitations as the County may require. Under no circumstances will abatements be considered or granted once construction on a facility or project has begun.

(c) **New and Existing Facilities.** Abatement may be granted for new facilities and improvements to existing facilities for purposes of modernization or expansion.

(d) **Eligible Property.** Abatement may be extended to the value of buildings, structures, fixed machinery and equipment, site improvements, and related fixed improvements necessary to the operation and administration of the facility.

(e) **Ineligible Property.** The following types of property shall be fully taxable and ineligible for tax abatement: land, supplies, inventory, vehicles, vessels, housing, improvements for the generation or transmission of electrical energy not wholly consumed by a new facility or expansion; any improvements, including those to produce, store or distribute natural gas, fluids or gases, which are not integral to the operation of the facility; deferred maintenance, property to be rented or leased (except as provided in Section III(f)), property which has a productive life of less than ten years, or any other property for which abatement is not allowed by state law.

(f) **Owned/Leased Facilities.** If a leased facility is granted abatement, both the owner/lessor and the lessee shall be parties to the abatement contract with the County.

(g) **Economic Qualification.** In order for an Eligible Facility to receive tax abatement the planned improvement:

(1) Must create an increased appraised ad valorem tax value based upon the Jefferson County Appraisal District's assessment of the eligible property; and

(2) Must prevent the loss of payroll or retain, increase or create payroll (full-time employment) on a permanent basis in the County.

(3) Must not have the effect of displacing workers or transferring employment from one part of the County to another.

(4) Must demonstrate by an independent economic impact analysis that the local economic benefit will be substantially in excess of the amount of anticipated foregone tax revenues resulting from the abatement.

Factors Considered By County In Considering Abatement Requests

Section IV

(a) **Standards For Tax Abatement.** The following non-exclusive factors may be considered in determining whether to grant tax abatements for an Eligible Facility or Project, and if so, the percentage of value to be abated and the duration of the tax abatement:

- (1) Existing improvements, if any;
- (2) Type and value of proposed improvements;
- (3) Productive life of proposed improvements;
- (4) Number of existing jobs to be retained by proposed improvements;
- (5) Number and types of new jobs to be created by proposed improvements;
- (6) The extent to which new jobs to be created will be filled by persons who are economically disadvantaged, including residents of a Reinvestment or Enterprise Zone;
- (7) The extent to which local labor, local subcontractors and local vendors and suppliers will be used in the construction phase of the project;
- (8) The amount of local taxes to be generated directly;
- (9) The amount the property tax base valuation will be increased during term of abatement and after abatement;
- (10) The amount of economic impact the Eligible Facility will provide to the local community;
- (11) The costs to be incurred by the County to provide facilities or services directly resulting from the new improvements;
- (12) The amount of ad valorem taxes to be paid to the County during the abatement period considering (a) the existing values; (b) the percentage of new value abated; (c) the abatement period; and (d) the value after expiration of the abatement period;
- (13) The population growth of the County projected to occur directly as a result of new improvements;
- (14) The types and values of public improvements, if any, to be made by the applicant seeking abatement;
- (15) Whether the proposed improvements compete with existing businesses to the detriment of the local economy;
- (16) The impact of the proposed project on the business opportunities of existing businesses;

(17) The attraction of other new businesses to the area as a result of the project;

(18) The overall compatibility with the zoning ordinances and comprehensive plan for the area;

(19) Whether the project is environmentally compatible with no negative impact on quality of life perceptions;

Each application for tax abatement shall be reviewed on its merits utilizing the factors provided above. After such review, abatement may be denied entirely or may be granted to the extent deemed appropriate after full evaluation.

(b) Local Employment. For purposes of evaluating Section III(h)(7): Local labor is defined as those laborers or skilled craftsmen who are residents and domiciliaries of the nine county region comprised of Jefferson, Orange, Hardin, Jasper, Newton, Liberty, Tyler and Chambers counties, as well as the Bolivar Peninsula area of Galveston County. Local vendors and suppliers shall include only those located or having a principal office in Jefferson County. Local Subcontractors shall include only those located or having a principal office in Jefferson County.

Each recipient of property tax abatement shall additionally agree to give preference and priority to local manufacturers, suppliers, vendors, contractors and labor, except where not reasonably possible to do so without significant added expense, substantial inconvenience, or sacrifice in operating efficiency. In any such exception, cases involving purchases over \$10,000.00, a justification for such purchase shall be included in the annual report. Each recipient shall further acknowledge that is a legal and moral obligation of persons receiving property tax abatement to favor local manufacturers, suppliers, contractors and labor, all other factors being equal. In the event of breach of the "buy-local" provision, the percentage of abatement shall be proportionately reduced in an amount equal to the amount the disqualified contract bears to the total construction cost for the project.

(c) Each recipient of a property tax abatement must also provide bidding information to local contractors, manufacturers and labor to allow them to have sufficient information and time to submit their bids and pre-bid meetings must be held between the owner and potential local bidders and suppliers of services and materials.

(d) Historically Underutilized Businesses/Disadvantaged Business Enterprises. The County will also strongly consider the extent to which the project will encourage and promote the utilization of Historically Underutilized Businesses (HUBs) (also known as Disadvantaged Business Enterprises, or DBEs) by the owner and general contractor by ensuring that qualified HUB vendors and contractors are given an opportunity to bid on all contracts.

1. A Historically Underutilized Business (HUB) is a business owned or controlled by Socially and Economically Disadvantaged Individuals as defined by all applicable federal or state laws and local policies, including Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans, Asian-Indian Americans, women and individuals with disabilities.

A HUB is one that is at least 51 percent owned or controlled by one or more women or Socially and Economically Disadvantaged Individuals who actively participate in the conduct of the business or, in the case of a publicly owned business, one in which at least 51 percent of the stock is controlled by one or more women or Socially and Economically Disadvantaged Individuals. A business that has been certified as a HUB/DBE by an agency of the federal government or the State of Texas is presumed to be a HUB/DBE for purposes of this policy.

Only a HUB/DBE with its principal office in Jefferson, Hardin, and Orange, County will be recognized as a HUB/DBE for purposes of this policy. Jefferson County will supply a Minority Business Directory to each applicant.

2. The County will require that each abatement contract between itself and any individual or entity seeking the abatement of ad valorem taxes contain a provision requiring the owner, on at least a quarterly basis, and at owner's cost, to allow the full examination by County or its designated representative(s) of all documents necessary for County to assure that best efforts have been used by owner to utilize local labor, subcontractors, vendors, suppliers and HUB's/DBE's. The County will also require that such contracts contain provisions binding the engineering/construction firms utilized as general contractors on the Project to the terms of the abatement contract.

(e) **Denial of Abatement.** Neither a reinvestment or enterprise zone nor abatement agreement shall be authorized if it is determined that:

- (1) There would be a substantial adverse affect on the provision of government service or tax base;
- (2) The applicant has insufficient financial capacity;
- (3) Planned or potential use of the property would constitute a substantial hazard to public safety, health or morals;
- (4) The project would cause a violation of state or federal laws; or
- (5) For any other reason deemed appropriate by the County including the pendency of litigation between the individual or entity requesting the creation of the reinvestment or enterprise zone and the County.

(f) **"Taxability"** From the execution of the abatement agreement to the end of the agreement period, taxes shall be payable as follows:

- (1) The value of ineligible property as provided in Section II(e) shall be fully taxable; and
- (2) The base year value of existing eligible property as determined each year shall be fully taxable.

APPLICATION PROCESS SECTION V

(a) Any present owner, potential owner or Lessee of taxable property in the County may request the creation of a reinvestment or enterprise zone and tax abatement by filing a written request with the County Judge.

(b) The application shall consist of a completed application form which shall provide detailed information on the items described in Section III(h) hereof; a map and property description with specific metes and bounds; a time schedule for undertaking and completing the planned improvements. In the case of modernization, a statement of the assessed value of the facility, separately stated for real and personal property, shall be given for the tax year immediately preceding the application. The application form may require such financial and other information as may be deemed appropriate for evaluating the financial capacity and other factors of the applicant. The County shall also require a non-refundable application fee in the amount of \$1,000.00 to be submitted with the application.

(c) Prior to the adoption of an ordinance order designating a reinvestment or application by the County for designation of an enterprise zone, the County shall: (1) give written notice to the presiding officer of the governing body of each taxing unit in which the property to be subject to the agreement is located not later than seventh (7th) day before the public hearing; and (2) publish notice of a public hearing in a newspaper of general circulation within such taxing jurisdiction not later than the seventh (7th) day before the public hearing. Before acting upon the application, the County shall, through public hearing, afford the applicant and the designated representative of any governing body referenced hereinabove opportunity to show cause why the abatement should or should not be granted.

(d) The County shall make every reasonable effort to either approve or disapprove the application for tax abatement within forty-five (45) days after receipt of the application. The County shall notify the applicant of approval or disapproval.

(e) The County shall not establish a reinvestment or enterprise zone or enter into an abatement agreement if it finds that the request for the abatement was filed after the commencement of construction, alteration, or installation or improvements related to a proposed modernization, expansion or new facility.

(f) Information that is provided to the County in connection with an application or request for tax abatement and that describes the specific processes or business activities to be conducted or the equipment or other property to be located on the property for which a tax abatement agreement is requested is confidential and not subject to public disclosure pursuant to the Texas Public Information Act until the tax abatement agreement is executed. That information in the possession of a taxing unit after the agreement is executed is not confidential and is subject to disclosure.

AGREEMENT SECTION VI

(a) Not later than the seventh (7th) day before the date on which the County enters into the abatement agreement, the County shall deliver to the presiding officer of the governing body of each other taxing unit in which the property is located a written notice that the County intends to enter into the agreement. The notice shall include a copy of the prepared agreement.

(b) The County shall formally pass a resolution and execute an agreement with the owner of the facility and lessee, as the case may be, which shall include at least the following terms:

- (1) Estimated value to be abated and the base year value;
- (2) Percent of value to be abated each year as provided in Section III(g);
- (3) The commencement date and the termination date of abatement;
- (4) The proposed use of the facility, nature of construction, time schedule, map, property description and improvement list as provided in application, Section IV(b);
- (5) Contractual obligations in the event of default, violation of terms or conditions, delinquent taxes, or assignment;
- (6) Provision for access to and authorization for inspection of the property by County employees to ensure that the improvements or repairs are made according to the specifications and conditions of the agreement;
- (7) Limitations on the uses of the property consistent with the general purpose of encouraging development or redevelopment of the zone during the period that property tax exemptions are in effect;

- (8) Provision for recapturing property tax revenue lost as a result of the agreement if the owner of the property fails to make the improvements or repairs as provided by the agreement;
- (9) Provision that all permanent jobs be registered with the Texas Workforce Commission and that all contractors shall give preference to and to seek qualified workers through the Texas Workforce Commission.
- (10) Contain each and every term agreed to by the owner of the property;
- (11) Requirement that the owner or lessee of the property certify annually to the governing body of each taxing unit that the owner or lessee is in compliance with each applicable term of the agreement; and
- (12) All terms required by Texas Tax Code §312.205, as amended;

Such agreement shall normally be executed within sixty (60) days after the applicant has forwarded all necessary information and documentation to the County.

RECAPTURE SECTION VII

(a) In the event that the company or individual (1) allows its ad valorem taxes owed the County to become delinquent and fails to timely and properly follow the legal procedures for their protest and/or contest; or (2) violates any of the terms and conditions of the abatement agreement; and fails to cure during the cure period, or discontinues production the agreement then may be terminated and all taxes previously abated by virtue of the agreement will be recaptured and paid within thirty (30) days of the termination.

(b) Should the County determine that the company or individual is in default according to the terms and conditions of its agreement, the County shall notify the company or individual of such default in writing at the address stated in the agreement; and if such is not cured within thirty (30) days from the date of such notice ("Cure Period"), then the agreement may be terminated. Alternatively, County may, as a penalty for default or non-compliance with the provisions of an abatement contract, reduce the term of the abatement period and/or the annual percentage abatements available thereunder.

(c) Payment in Lieu of Taxes: If, during the period of this abatement, any Federal or State law provides an additional tax exemption for the property that is already the subject of this agreement, Applicant agrees to decline that tax exemption during the period of this abatement. If Applicant is unable to decline that tax exemption, Applicant agrees to pay the taxes, or payment in lieu of taxes, on the reduction of property tax revenue to the County that is the result of said exemption. Any payment in lieu of taxes shall be due on or before November 15 of the year in which payment is due.

ADMINISTRATION SECTION VIII

(a) The Chief Appraiser of the Jefferson County Appraisal District will annually determine an assessment of the real and personal property subject to each abatement agreement. Each year, the company or individual receiving abatement shall furnish the appraiser with such information as may be necessary to determine compliance with the abatement agreement. Once value has been established, the Chief Appraiser will notify the County of the amount of the assessment.

(b) The abatement agreement shall stipulate that employees and/or designated representatives of the County will have access to the facility during the term of the abatement to inspect the

facility to determine if the terms and conditions of the agreement are being met. Inspections will only be conducted in such manner as to not unreasonably interfere with the construction and/or operation of the facility. All inspections will be made with one or more representative of the company or individual and in accordance with its safety standards.

(c) Upon completion of construction, the designated representative of the Owner shall annually evaluate each facility receiving abatement to insure compliance with the agreement, and a formal report shall be made to the County.

(d) During the course of construction of the Project, Owner and its general contractor and/or subcontractors shall, on at least a quarterly basis, meet with designated County representatives for an onsite inspection to assure compliance with the terms of the abatement agreement. Owner shall be responsible to County for the payment of costs associated with such monitoring. In the event it is determined that Owner or its contractors have failed to comply with the terms of the abatement agreement, then County may terminate the abatement agreement or, in County's discretion, reduce the duration or annual percentages of such abatement.

(e) During construction, the Applicant shall maintain appropriate records of the employees affected by this abatement, including but not limited to, proof of employees' legal residence, proof of immigration-resident status, and, if applicable, such other documentation that may be required to document compliance with the Agreement

(f) The Chief Appraiser of the Jefferson County Appraisal District shall timely file with the Texas Department of Economic Development and the State Property Tax Board all information required by the Tax Code.

(g) All requirements of the Abatement Agreement shall apply to Applicant's contractors/subcontractors and Applicant shall ensure that they abide by the terms of the Agreement.

AGREEMENT SECTION IX

Abatement may be transferred, assumed and assigned in whole or in part by the holder to a new owner or lessee of the same facility upon the approval by resolution of the Commissioners' Court; subject to the financial capacity of the assignee and provided that all conditions and obligations in the abatement agreement are guaranteed. No assignment or transfer shall be approved if the parties to the existing agreement, the new owner or new lessee are liable to any jurisdiction for outstanding taxes or other obligations. Approval shall not be unreasonably withheld. As a condition of transfer, an assignment fee of 1% may be required, with the maximum fee being \$10,000.00

SUNSET PROVISION SECTION X

These guidelines and criteria are effective upon the date of their adoption and will remain in force for two years, unless amended by three-quarters of the Commissioners' Court at which time all reinvestment and enterprise zones and tax abatement agreements created pursuant to these provisions will be reviewed to determine whether the goals have been achieved. Based on that review, the guidelines and criteria may be modified, renewed or eliminated.

**DISCRETION OF THE COUNTY
SECTION XI**

The adoption of these guidelines and criteria by the County does not:

- (1) Limit the discretion of the County to decide whether to enter into a specific tax abatement agreement;
- (2) Limit the discretion of the County to delegate to its employees the authority to determine whether or not the County should consider a particular application or request for tax abatement; or
- (3) Create any property, contract, or other legal rights in any person to have the County consider or grant a specific application or request for tax abatement.

**QUESTIONS TO BE ANSWERED IN ORDER TO DEVELOP
AN APPLICATION AND ECONOMIC IMPACT STATEMENT
FOR VALUE ADDED TAX ABATEMENTS IN JEFFERSON COUNTY**

General:

Jefferson County will provide a representative to assist in preparation and presentation of all documents and to guide them through the abatement process.

Opening Paragraph:

The application should include a summary statement about the company and its operations. This information can come from an annual report, corporate 10K or other document provided by the company. (Please include these documents with this questionnaire.)

Economic Impact Analysis:

The application must include the attachment of an independently prepared economic impact analysis of the proposed facility as it impacts the local economy detailing the information referred in Section III herein.

Maps and Plats

Provide maps, plats, and drawings necessary to establish the location of the improvements and their relationships to the boundaries of cities, ETJ's, and reinvestment or enterprise zone boundaries.

Questions to be Answered

- (1) Is your project within a city limit? _____. Name of City
- (2) Is your project within an ETJ? . Name of City ETJ

(3) Is your project within an Enterprise or Reinvestment Zone? Which?

(4) Will you own the realty or lease the realty?

(5) Present Appraisal District value of land and any EXISTING improvements owned by the

OWNER:

(Answer this question based on Appraisal District records for the specific site you select.)

Cost of Land (If you are purchasing): \$ _____

Number of Acres: _____ or Square Feet: _____

(6) Type and value of proposed improvements: _____

Type of construction:

(Tiltwall, Build-Out of Existing Facility, Etc.)

Value of Construction:

Value of Equipment:

Value of Personal Property:

Value of Pollution Control Devices: It is understood and agreed that Applicant will not seek a tax exemption for any equipment or portion of the facility which merely reduces the pollution characteristics of the finished product produced by the facility and that an exemption will only be sought for equipment and technology utilized to reduce pollution at or around the facility.

(7) Productive life of proposed improvements: _____ years, or term of initial lease: _____

(8) Number of existing jobs to be retained by proposed improvements: _____

(Answer only if the location is already in or near Jefferson County and now employs Jefferson residents.)

(9) Number and types of new jobs to be created by proposed improvements: _____

Include in this answer the number of Jefferson County residents that will be employed.

(10) Amount of Annual local payroll to be created: _____.

(11) What percentage and type of jobs to be created will Jefferson residents have the opportunity to fill? _____

(12) Amount property tax base valuation will be increased:

During term of abatement: _____

After term of abatement: _____

(13) The costs to be incurred by local government to provide facilities or services directly resulting from the new improvements: _____

(Explain any costs for development or depletion of infrastructure the city is being asked to absorb, if any.)

(14) The amount of ad valorem taxes to be paid to the county during the abatement period considering: (a) the existing values; (b) the percentage of new value abated; (c) the abatement period; and (d) the value after expiration of the abatement period.

(15) The population growth of the county that will occur directly as a result of new improvements: _____
(If you relocate to Jefferson County, how many of your employees do you anticipate to relocate?)

(16) The types and values of public improvements, if any, to be made by applicant seeking abatement:

—

(List any facilities from which the public might benefit.)

(17) Do the proposed improvements compete with existing businesses to the detriment of the local economy:

(18) The impact on the business opportunities of existing businesses:

(Are there possibilities for local businesses to become suppliers? Any new retail opportunities? If you have previously conducted business within Jefferson County, please provide a list of any and all local/non-local HUB/DBE companies with whom you have worked and the extent of that work relationship)

(19) The attraction of other new businesses to the area:

(Will any of your suppliers, customers, parent, or sister companies relocate because of your relocation?)

(20) The overall compatibility with the zoning ordinances and comprehensive plan for the area:

(21) Describe, including the estimated value, all pollution control devices and other improvements for which you intend to seek TNRCC exemption from taxation:

NOTE: Failure to accurately disclose exempted property may result in a total default under the Abatement Contract, resulting in recapture of previously abated taxes and forfeiture of future abatement.

EXHIBIT “A”

JEFFERSON COUNTY APPRAISAL DISTRICT PROCEDURE FOR CALCULATING ABATEMENTS

Purpose

The purpose of this procedure is to clarify the method used in calculating the tax abatement under the attached Contract. This requires calculation of the current market Value, Base Year Value, and taxable Value as these terms are defined below. By deducting the abatable value from the current market Value the Taxable Value may be determined. However, in accordance with the Jefferson County Uniform Tax Abatement Policy, the Real Property Owner’s Current Taxable Value shall not be less than the Base Year Value in order for a project to receive the full amount of abatement.

Calculation of “Current Market Value”

“Current Market Value” is determined by calculating for that Tax Year the market value of all industrial realty improvements of a property owner that comprise the “Base year Value” or each taxing entity.

Calculation Base Year Value”

“Base Year Value” for each taxing entity executing an abatement contract is the market value of all industrial realty improvements of a property owner located within that entity for the tax period defined as the “Base Year” less the abated value of all projects granted by that entity for the “Base year.” “Base year” is defined as the calendar year in which the abatement contract is executed (signed).

Calculation of “Taxable Value”

“Taxable Value” for each taxing entity is determined by deducting from the appraised market value of all industrial realty improvements of a property owner the amount of any applicable abatements granted for that Tax Year.

Calculation of Value Potentially Eligible for Abatement

The following procedures are followed for each project for which a tax abatement contract has been executed and for each taxing entity granting the abatement.

1. The project base value, if applicable, is subtracted from the current year project value, and the percentage of abatement to be granted is then applied to the net amount determine the project value subject to abatement.

2. The Base Year Value is subtracted from the current Market Value. If the difference is greater than zero (0), then the remaining value is the value potentially eligible for abatement to the extent that it does not exceed the project value subject to abatement.

If the difference is zero (0) or less, then the project is not eligible for an abatement for that Tax Year.

Calculation of Abated Value

Each project that remains potentially eligible for abatement is then tested for each taxing entity granting the abatement on an individual basis in chronological order based on the date the contract was executed.

1. For the project being tested, the Base year Value plus the value potentially eligible for abatement for all other projects is subtracted from the Current Market Value. If the difference is greater than zero (0), then the remaining value is the value of the project to be abated to the extent that it does not exceed the project value subject to abatement for that year.

If the difference is zero (0) or less, then the project is not eligible for an abatement for that Tax Year.

If a subsequent project being tested is determined to be ineligible for the full value potentially eligible for abatement calculated previously after performing the calculation stated above, then the test process must be redone for all prior projects using the actual value subject to abatement for the subsequent project to determine if there is any effect on the abatement for each project and each taxing entity for that Tax Year.

DRAFT

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

EXHIBIT " C "
Page 1 of 8

TO : Dr. Timothy B. Chargois
Superintendent of Schools

FROM : Dr. Shirley Bonton
Deputy Superintendent for Financial Services and Elementary Administration

Devin McCraney
Director of Finance

DATE : September 19, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Approve Offer for Risk Management /Insurance Consulting Services.

Attached are responses received for Risk Management /Insurance Consulting Services. A total number of ten (10) responded to the bid opportunity. The appropriate Legal Notice was posted and we received two (2) responses. Included in the 2013-2014 bid is a renewal option up to a four (4) year period to extend the contract at the option of the district. The vendor shall assist the District in all insurance programs including professional services in reviewing and analyzing proposals.

Purchases from this bid will be charged to the appropriated fund.

AGENDA:
9/19/2013

NLL/mdw



Neal W. Welch
Willis of Texas, Inc.
920 Memorial City Way, Ste. 500
Houston, Texas 77024
Tel: 713-625-1116
Fax: 281-558-5101
neal.welch@willis.com

July 25, 2013

Ms. Naomi Lawrence-Lee MBA, CTSBS
Assistant Director Finance
Beaumont ISD
3395 Harrison Ave
Beaumont, TX 77706

Subject: Best and Final Offer RFP#14-03 Risk Management Insurance Consultant

Dear Ms. Lawrence – Lee,

Thank you for inviting Protectors Insurance and Willis of Texas to provide oral interviews on July 24th. We enjoyed the exchange of information and the clarification of the Districts' intent and need for service.

In response to your request for a Best and Final Offer, both Protectors Insurance and Willis of Texas offer the following responses:

Protectors Insurance

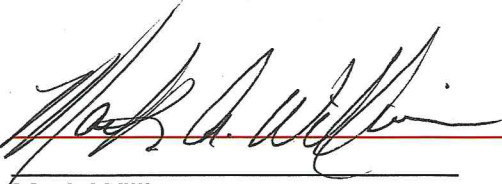
Property and Casualty Consulting Services Fee: \$40,000

Willis of Texas

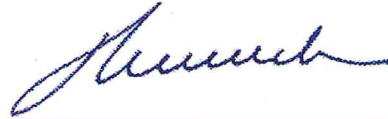
Willis of Texas responded to the RFP with a unique approach toward Human Capital Consulting Services (HCCS) for the District. Our approach embraces all HCCS services that the District will need to support your internal and external processes involved with employee benefits. We propose to provide all consulting and administration services as described in our proposal using commission dollars imbedded in voluntary benefit programs now in place and those added in the future. While our submitted proposal and interview discussion may have deviated from your initial intent to discover consulting service capability, we believe the "Benefits Complete" model of support to the District is the most effective and efficient approach for the District. We look forward to a continued dialog on our proposal and the specific needs of the District. This offer anticipates work to begin with approval of this RFP with a target date of 11/1/2014 for new placement implementation. A detailed timeline of all services will be provided when we understand the complete needs of the District in support of this project.

On behalf of Protectors Insurance and Willis of Texas we thank you for considering our proposals of service. We will work very hard to exceed the requirements of this RFP and meet your expectations of excellence in consulting services.

Best Regards,



Mark Williams
President
Protectors Insurance



Neal W. Welch
Practice Leader
Willis of Texas, Inc.

Beaumont Independent School District Bid Summary

Bid Information

Bid Creator Naomi Lawrence-Lee Assistant Director of Finance/Purchasing
Email nlawren@beaumont.k12.tx.us
Phone (419) 617-5041
Fax (419) 617-5175 nlawren

Bid Number 14.03
Title Risk Management/Insurance Consulting Services
Bid Type RFQ
Issue Date 05/30/2013
Close Date 6/13/2013 2:00:00 PM CT

Contact Information

Address 3395 Harrison Avenue
 Purchasing Department
 Beaumont, TX 77706
Contact Naomi Lawrence-Lee
Department Purchasing Department
Building Central Administration
Floor/Room United States
Telephone 409 (409) 6175041
Fax 409 (409) 6175175
Email nlawren@beaumont.k12.tx.us

Ship to Information

Address 3395 Harrison Avenue
 Purchasing Department
 Beaumont, TX 77706
Contact Naomi Lawrence-Lee, Asst. Director of Finance/Purc
Department Purchasing Department
Building
Floor/Room United States
Telephone 409 (409) 6175041
Fax 409 (409) 6175175
Email nlawren@beaumont.k12.tx.us

Bid Notes

The BEAUMONT Independent School District (the District) is accepting proposals to select a Consulting Service with "value added" services to assist BEAUMONT ISD with its risk management portfolio, including the specifications, plan design, evaluation, and implementation of all lines of insurance.

Bid Messages

Bid Attributes

#	Name	Note	Response
1	Terms and Conditions Acknowledgement	I have read, understand and agree to all terms and conditions contained on this bid.	Required
2	Evaluation Criteria for Proposals	1. 10%- Completeness and accuracy of the RFQ responses. 2. 45%- Consulting Service's ability to provide services 3. 10% -Cost of services. 4. 10%- Experience of personnel assigned to the District. 5. 15%- Relevant experience with other school districts. 6. 5%- Management and organization of the Consulting Services. 7. 5%- Working relationship with the BEAUMONT ISD staff and other third party representatives as required by BEAUMONT ISD.	Display
3	Commercial Property	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: Please Select, Yes, No	Required
4	Fleet Liability	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
5	Underground Storage Tank Liability	Valid Responses: [Please Select], Yes , No	Required
6	Boiler Machinery Coverage	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required

7	Group Voluntary Products	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
8	Health Stop Loss Coverage	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
9	Loss Control Services	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
10	Benefit Plan Risk Management Services	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
11	Student/Athlete Accident Coverage	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes, No	Required
12	Excess Workers' Comp Coverage	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
13	Group Health TPA Services	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
14	P & C Risk Management Services	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
15	Commercial General Liability	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
16	Auto Physical Damage	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
17	School Board Legal Liability	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
18	Fire Alarm Installation Liability	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
19	Law Enforcement Liability	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
20	Employer's Liability Coverage	Please indicate consultants ability to provide services for lines of insurance. Valid Responses: [Please Select], Yes , No	Required
21	Proposal Validity	Proposal shall remain valid, pending award through: (please enter the date).	Optional
22	Resident Certification	I certify that my company is a resident vendor.	Optional

23	Non-Resident Vendor	As defined by Texas Government Code 2252.001, a nonresident vendor means a vendor whose principal place of business is not in Texas, but excludes a contractor whose ultimate parent company or majority owner has its principal place of business in Texas. If you qualify as a nonresident vendor, you must furnish the following information: Resident state address? (The state in which your principal place of business is located.)	Optional
24	CIQ-1	This questionnaire is being filed in accordance with chapter 176 of the Local Government Code by a person doing business with the governmental entity. By law this questionnaire must be filed with the records administrator of the local government not later than the 7th business day after the date the person becomes aware of facts that require the statement to be filed. See Section 176.006, Local Government Code. A person commits an offense if the person violates Section 176.006, Local Government Code. An offense under this section is a Class C misdemeanor.	Display
25	CIQ-2	Name of person doing business with local governmental entity.	Optional
26	CIQ-3	Is the local government officer names in this section receiving or likely to receive taxable income from the filer of the questionnaire? Valid Responses: [Please Select], Yes, No	Required
27	References	Three references are required. Please include company name, contact person name, address, telephone number, fax number, and email address.	Display
28	Reference 1	Please enter reference 1 of 3 in the field provided.	Required
29	Reference 2	Please enter reference 2 of 3 in the field provided.	Required
30	Reference 3	Please enter reference 3 of 3 in the field provided.	Required
31	Felony Conviction Notification	Please select one from the pull-down menu. If you answer yes to this question, you must provide an explanation in on attribute number 6. Valid Responses: [Please Select], NO-Firm not owned/operated by a convicted felon, YES-Firm owned/operated by convicted felon, NOT APPLICABLE - Publicly Held Company	Required
32	Felony Conviction Explanation	If you answered yes to attribute 5, please provide an explanation.	Optional
33	Location	What city is your primary business located in?	Optional
34	Delivery Business Days	Please enter the number of business days for delivery.	Required
35	Delivery Date Guarantee	Please enter the delivery date.	Required

Invited Vendors

Vendor Name	Contact Name	City, State	Invitation Email	Invite Type
Financial Benefit Services (FBS)		Richardson, TX		Manual
HUB INTERNATIONAL INSURANCE SERVICES		EL PASO, TX		Manual
McGriff, Seibels & Williams of Texas, Inc.		Addison, TX		Manual

Protectors Insurance and Financial
Services, LLC
Robert V. Reim Company, Inc.
Frost Insurance
GWEN TAYLOR AGENCY
McGriff, Seibels & Williams
Texas State Billing Services
Thomas L. Evans

Houston, TX
Austin, TX
San Antonio, TX
PEARLAND, TX
Houston, TX
Austin, TX
McKinney, TX

Manual
Manual
Auto
Auto
Auto
Auto
Auto

Line Items

#	Qty	UOM	Description
1	1.0000	Annual	The BEAUMONT Independent School District (the District) is accepting proposals to select a Consulting Service with "value added" services to assist BEAUMONT ISD with its risk management portfolio, including the specifications, plan design, evaluation, and implementation of all lines of insurance. Provide a flatfee based for all lines of business

Item Attributes: Please review the following and respond where necessary

#	Name	Note	Response
1	Hourly Rate	Please indicate the hourly fee rate for cost of services.	Required
2	List type of Service	Please indicate the type of service and the hourly fee associated.	Required

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

EXHIBIT " D "
Page 1 of 12

TO : Dr. Timothy B. Chargois
Superintendent of Schools

FROM : Dr. Shirley Bonton
Deputy Superintendent for Financial Services and Elementary Administration

Devin McCraney
Director of Finance

Philip Brooks
Assistant Superintendent for Administration and Operations

DATE : September 19, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Approve Term Contract for Waste Management Services.

Attached are bids received for Waste Management Services for the 2013-2014 School Year. Bid packets were distributed to twelve (12) companies in addition to the appropriate advertisements. We received two (2) responses. Progressive states under the transition plan it can not order any containers required under the bid, until the bid is formally awarded. Therefore, Progressive would have to consider renting from the existing contractor, Triangle Waste.


According to the Maintenance Department letter of recommendation, Triangle Waste is recommended based upon vendor performance. Currently, Triangle Waste is providing a month to month Service Agreement for garbage services due to the expired contract.

Purchases from this bid will be charged to the current Maintenance Department appropriated funds.

AGENDA:
September 19, 2013

NLL/mdw

BEAUMONT INDEPENDENT SCHOOL DISTRICT
BEAUMONT, TEXAS

TO : Naomi Lawrence Lee
FROM : Joe Bowser 
DATE : August 21, 2013
RE : Triangle Waste

I have looked at the Garbage bids and Triangle Waste is the bid that Maintenance would like to use. We have used this company for a few years and they have given us excellent and prompt service.

My recommendation is for Triangle Waste to be the waste management company for the District.

2013 AUG 23 PM 3:25
ASST. DIR. OF FINANCE
BISD PURCHASING



August 26, 2013

Beaumont Independent School District
Attn: Naomi Lawrence-Lee
3395 Harrison Avenue
Beaumont, Texas 77706

Re: Waste Management Services Bid No. IFB 14.04 / Transition Plan

Dear Ms. Naomi Lawrence-Lee,

Due to the Waste Management Services Bid No. IFB 14.04 not being awarded as of 8-26-2013 (the "Bid"), Progressive Waste Solutions of TX, Inc.'s ("Progressive") transition plan for the Bid, if awarded to Progressive, shall be as follows:

Per Progressive policy, Progressive cannot order any containers required under the Bid, until the Bid has been formerly awarded to Progressive. If awarded the Bid, Progressive will order the containers necessary for the Bid and pursuant to section 8.5.4 of the Bid specifications shall have all containers installed within thirty (30) calendar days of the date that Progressive is notified of its award of the Bid. Please be aware that Progressive may require all thirty (30) calendar days from the date of the award of the Bid to Progressive, to place all the containers required under the Bid.

Sincerely,

Sharon Schmoker-McBee
Division Manager

SCHEDULE OF DUMPS FOR 2013-2014
PROGRESSIVE

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
1	Administration Building 3395 Harrison Street	1	8	16.32	3	2,007.36	3	538.56	2,545.92
2	Administration Annex 4315 Concord Road	1	10	20.40	3	2,509.20	3	673.20	3,182.40
3	BISD Police Department 1025 Woodrow Street								
4	Pathways Learning Center 1800 Tulane Street	1	6	12.24	3	1,505.52	1	134.64	1,640.16
5	Amelia Elementary School 565 S. Major Drive	1 1	10 4	20.40 8.16	5 5	4,182.00 1,672.80	1 1	224.40 89.76	4,406.40 1,762.56
6	Austin Middle School 3410 Austin Street	1 1	10 6	20.40 12.24	5 5	4,182.00 2,509.20	1 1	224.40 134.64	4,406.40 2,643.84
7	Bingman Head Start Center 5265 S. Kenneth	1	10	20.40	3	2,509.20	1	224.40	2,733.60
8	Blanchette Elementary 2550 Sarah Street	1	10	20.40	3	2,509.20	1	224.40	2,733.60
9	Dr. Mae E. Jones-Clark Elementary(formerly French & Field) 3525 Cleveland Street	1	10	20.40	5	4,182.00	1	224.40	4,406.40
10	Caldwood Elementary School 102 Berkshire Lane	1	10	20.40	5	4,182.00	1	224.40	4,406.40
11	Career Center 2330 North	1	8	16.32	3	2,007.36	2	359.04	2,366.40
12	Smith Middle School 4415 Concord	1 1	10 4	20.40 8.16	5 3	4,182.00 1,003.68	1 1	224.40 89.76	4,406.40 1,093.44

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
13	Central Senior High School 88 Jaguar Drive	3	10	20.40	5	12,546.00	1	673.20	13,219.20
14	Central Landry & Field House Corner – Smart & Oxford Streets	1	4	8.16	1	334.56	1	89.76	424.32
15	M. L. King Middle School 1400 Avenue A	1	10	20.40	5	4,182.00	5	1,122.00	5,304.00
16	Curtis Elementary School 6225 N. Circuit Drive	1	10	20.40	3	2,509.20	1	224.40	2,733.60
17	Dishman Elementary School 3475 Champions Drive	1	10	20.40	5	4,182.00	1	224.40	4,406.40
18	Charlton-Pollard Elementary School(was Dunbar 820 Jackson Street	1	10	20.40	5	4,182.00	1	224.40	4,406.40
19	Fehl-Price Elementary School 3350 Blanchette Street	1	10	20.40	5	4,182.00	1	224.40	4,406.40
20	Fletcher Elementary School 1055 Avenue F	1	6	12.24	5	2,509.20	5	673.20	3,182.40
21	Guess Elementary School 8055 Voth Road	1	10	20.40	5	4,182.00	1	224.40	4,406.40
22	Homer Elementary School 8950 Homer Drive	1	10	20.40	5	4,182.00	1	224.40	4,406.40
23	Lucas Pre-K Center 1750 E. Lucas Drive	1	10	20.40	5	4,182.00	1	224.40	4,406.40
24	Maintenance/Operations 1650 Caldwell Street	1	4	8.16	2	669.12	2	179.52	848.64
25	Marshall Middle School 6455 Gladys Street	2	8	16.32	5	6,691.20	1	359.04	7,050.24
26	Martin Elementary School 3500 Pine Street	1 1	8 10	16.32 20.40	5 5	3,345.60 4,182.00	1 1	179.52 224.40	3,525.12 4,406.40

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
41	Ozen High School 3443 Fannett Road	4	10	20.40	5	16,728.00	5	4,488.00	21,216.00
42	West Brook Sr. High 8750 Calder Ave	2	10	20.40	5	8,364.00	1	448.80	8,812.80
		1	8	16.32	5	3,345.60	1	179.52	3,525.12
		1	6	12.24	5	2,509.20	1	134.64	2,643.84
		1	6	12.24	2	1,003.68	0	-	1,003.68
43	Zaharias Stadium	2	6	12.24	2	2,007.36	0	-	2,007.36
44	Ag Farm 6150 N. Keith Rd.	0	4	8.16	will call				
45	Thomas Center 5250 Bayou Willow Parkway	6		12.24					
ESTIMATED TOTAL 2013-2014								202,433.28	

SCHEDULE OF DUMPS FOR 2013-2014
TRIANGLE

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
1	Administration Building 3395 Harrison Street	1	8	19.20	3	2,361.60	3	633.60	2,995.20
2	Administration Annex 4315 Concord Road	1	10	24.00	3	2,952.00	3	792.00	3,744.00
3	BISD Police Department 1025 Woodrow Street								
4	Pathways Learning Center 1800 Tulane Street	1	6	14.40	3	1,771.20	1	158.40	1,929.60
5	Amelia Elementary School 565 S. Major Drive	1	10	24.00	5	4,920.00	1	264.00	5,184.00
		1	4	9.60	5	1,968.00	1	105.60	2,073.60
6	Austin Middle School 3410 Austin Street	1	10	24.00	5	4,920.00	1	264.00	5,184.00
		1	6	14.40	5	2,952.00	1	158.40	3,110.40
7	Bingman Head Start Center 5265 S. Kenneth	1	10	24.00	3	2,952.00	1	264.00	3,216.00
8	Blanchette Elementary 2550 Sarah Street	1	10	24.00	3	2,952.00	1	264.00	3,216.00
9	Dr. Mae E. Jones-Clark Elementary(formerly French & Field) 3525 Cleveland Street	1	10	24.00	5	4,920.00	1	264.00	5,184.00
10	Caldwood Elementary School 102 Berkshire Lane	1	10	24.00	5	4,920.00	1	264.00	5,184.00
11	Career Center 2330 North	1	8	19.20	3	2,361.60	2	422.40	2,784.00
12	Smith Middle School 4415 Concord	1	10	24.00	5	4,920.00	1	264.00	5,184.00
		1	4	9.60	3	1,180.80	1	105.60	1,286.40

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
13	Central Senior High School 88 Jaguar Drive	3	10	24.00	5	14,760.00	1	792.00	15,552.00
14	Central Landry & Field House Corner – Smart & Oxford Streets	1	4	9.60	1	393.60	1	105.60	499.20
15	M. L. King Middle School 1400 Avenue A	1	10	24.00	5	4,920.00	5	1,320.00	6,240.00
16	Curtis Elementary School 6225 N. Circuit Drive	1	10	24.00	3	2,952.00	1	264.00	3,216.00
17	Dishman Elementary School 3475 Champions Drive	1	10	24.00	5	4,920.00	1	264.00	5,184.00
18	Charlton-Pollard Elementary School(was Dunbar & 820 Jackson Street	1	10	24.00	5	4,920.00	1	264.00	5,184.00
19	Fehl-Price Elementary School 3350 Blanchette Street	1	10	24.00	5	4,920.00	1	264.00	5,184.00
20	Fletcher Elementary School 1055 Avenue F	1	6	14.40	5	2,952.00	5	792.00	3,744.00
21	Guess Elementary School 8055 Voth Road	1	10	24.00	5	4,920.00	1	264.00	5,184.00
22	Homer Elementary School 8950 Homer Drive	1	10	24.00	5	4,920.00	1	264.00	5,184.00
23	Lucas Pre-K Center 1750 E. Lucas Drive	1	10	24.00	5	4,920.00	1	264.00	5,184.00
24	Maintenance/Operations 1650 Caldwell Street	1	4	9.60	2	787.20	2	211.20	998.40
25	Marshall Middle School 6455 Gladys Street	2	8	19.20	5	7,872.00	1	422.40	8,294.40
26	Martin Elementary School 3500 Pine Street	1 1	8 10	19.20 24.00	5 5	3,936.00 4,920.00	1 1	211.20 264.00	4,147.20 5,184.00

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
27	Oaks Education Center. 9275 Manion Drive	1	6	14.40	1	590.40	1	158.40	748.80
28	Occupational Ed. 1800 Pope Street	1	4	9.60	3	1,180.80	1	105.60	1,286.40
29	Odom Middle School 2550 W. Virginia	2	8	19.20	5	7,872.00	1	422.40	8,294.40
30	Ogden Adult and Education Center 2300 Victoria Street	2	10	24.00	5	9,840.00	1	528.00	10,368.00
31	Paul Brown Alternative Center) 1900 Pope Street	1	10	24.00	3	2,952.00	1	264.00	3,216.00
32	Pietzsch-MacArthur Elementary School 4301 Highland Ave	1 2	10 6	24.00 14.40	5 5	4,920.00 5,904.00	1 1	264.00 316.80	5,184.00 6,220.80
33	Warehouse do not need service 3350 Waverly	1	8	19.20	5	3,936.00	1	211.20	4,147.20
34	Regina-Howell Elementary 5850 Regina Lane	1	8	19.20	5	3,936.00	1	211.20	4,147.20
35	South Park Middle School 4500 Highland Ave	1 1	10 4	24.00 9.60	5 5	4,920.00 1,968.00	1 1	264.00 105.60	5,184.00 2,073.60
36	Southerland No need for service 1965 Southerland	2	10		5	-	1	-	-
37	Transportation 3385 Milam Street	1 1	6 4	14.40 9.60	5 1	2,952.00 393.60	1 1	158.40 105.60	3,110.40 499.20
38	Vincent Elementary School 350 Eldridge Street	2	8	19.20	5	7,872.00	1	422.40	8,294.40

Item	Location	No. canisters	Size CuYd	Price/ Dump	Dumps/ Week Regular	Total/ 41 weeks Regular	Summer Service	Total 11 weeks Summer	Total Yearly Charges
39	Transportation Annex-North 1950 Cottonwood								
40	Transportation Annex-South Trahan Center 950 W. Virginia								
41	Ozen High School 3443 Fannett Road	4	10	24.00	5	19,680.00	5	5,280.00	24,960.00
42	West Brook Sr. High 8750 Calder Ave	2	10	24.00	5	9,840.00	1	528.00	10,368.00
		1	8	19.20	5	3,936.00	1	211.20	4,147.20
		1	6	14.40	5	2,952.00	1	158.40	3,110.40
		1	6	14.40	2	1,180.80	0	-	1,180.80
43	Zaharias Stadium	2	6	14.40	2	2,361.60	0	-	2,361.60
44	Ag Farm 6150 N. Keith Rd.	0	4	9.60	will call				
45	Thomas Center 5250 Bayou Willow Parkway	6		14.40					
ESTIMATED TOTAL 2013-2014								238,156.80	

Bid Request Number	14.04	Organization	Beaumont ISD Purchasing
Title	Waste Management Services	Bid Creator	Naomi Lawrence-Lee Assistant Director of Finance/Purchasing
Description	Beaumont Independent School District is accepting bid responses fro the following products or services	Email	nlawren@beaumont.k12.tx.us
Bid Type	IFB	Phone	(419) 617-5041
Open Date	6/11/2013 12:00:09 AM Central	Fax	(419) 617-5175 nlawren
Close Date	7/18/2013 10:00:00 AM Central		

Responding Suppliers

Name	City	State	Response Submitted	Lines Responded	Response Total
Waste Management of Texas,	Dallas	TX	7/11/2013 11:52:20 AM CT	0	\$0.00
Progressive Waste Solutions of	Kountze	TX	7/18/2013 8:37:28 AM CT	8	\$1,092.12
Triangle Waste	Port Arthur	TX	7/17/2013 8:54:53 AM CT	8	\$1,177.20

Response Notes

Supplier	Notes
Triangle Waste	Triangle Waste Solutions, LP aka Sprint Waste Services, LP

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

EXHIBIT " E "
Page 1 of 3

TO : Dr. Timothy B. Chargois
Superintendent of Schools

FROM : Dr. Shirley Bonton
Deputy Superintendent for Financial Services and Elementary Administration

Devin McCraney
Director of Finance

DATE : September 19, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Approve Bid for Vincent Middle School Cafeteria Modifications.

Attached are the responses received for Vincent Middle School Cafeteria Modifications. A total number of seven (7) responded to the bid opportunity. The appropriate Legal Notice was posted and we received two (2) responses.

Purchases from this bid will be charged to the current Maintenance Department appropriated funds.

AGENDA:
September 19, 2013

NLL/mdw

Fittz & Shipman

INC.

Consulting Engineers and Land Surveyors

Ronald D. Fittz, P.E., R.P.L.S. (1948-1987)
Terry G. Shipman, P.E., Chairman
Billy J. Smith, Jr., President
Donald R. King, P.E.
Walter J. Ksiazek, R.P.L.S.

September 11, 2013

Mr. Devin McCraney, Director of Finance
Beaumont Independent School District
3395 Harrison Avenue
Beaumont, Texas 77706

Re: **IFB 14-08, Vincent Middle School Cafeteria Modifications**

Dear Mr. McCraney:

The scope of this project includes construction of two new food serving lines (cafeteria current has only one serving line), new ceiling and lighting in the serving area, and modifications to the dining area to allow for more visibility and better traffic flow.

After evaluation of the bids received on September 11, 2013 for the Vincent Middle School Cafeteria Modifications Project it is the recommendation of Fittz & Shipman, Inc. to award the contract to **Bruce's General Construction Inc.**

Of the six contractors attending the mandatory pre-bid meeting, two bids were submitted. Bruce's offered the lower price for this project at **\$270,000**. Bruce's has a good track record with the district in this line of construction having successfully completed the Fletcher Elementary cafeteria expansion project in 2011.

The Bid Tabulation Summary Sheet is included with this document for your review and reference.

Should you have any questions please contact me anytime at (409) 832-7238 or (409) 504-0112 (mobile)

Sincerely,

FITZ & SHIPMAN, INC.



Billy J. Smith, Jr.
President
For the Firm

Beaumont Independent School District						
Bid Tabulation						
Vincent Cafeteria Modifications, IFB 14-08						
Bid Opening = Sept 11, 2013 at 10:00PM						
Company	Rec'd Addendum 1 & 2	Rec'd Bid Bond	Incl. Allowance	Base Bid W/O Allowance	Allowance	Total Price Proposal
Bruce's General Construction	X	X	X	\$230,000	\$40,000	\$270,000
N&T Construction, Inc.	X	X	X	\$233,000	\$40,000	\$273,000

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

Exhibit " F "
Page 1 of 3

TO : Dr. Timothy B. Chargois
Superintendent of Schools

FROM : Dr. Shirley Bonton
Deputy Superintendent for Financial Services and Elementary Administration

Devin McCraney
Director of Finance

DATE : September 19, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Approve Third Year Option for Audio Services.

The existing contract includes an option to renew annually up to an additional four (4) year period. The contract notification letter to extend the Third (3rd) year option of the contract was sent to the awarded vendor. The vendor has agreed to renew the contract in accordance with the terms and conditions .

Services from this bid will be charged to the appropriated funds.

AGENDA:
September 19, 2013

NLL/mdw

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

Beaumont Independent School District
Purchasing Department
3395 Harrison Avenue
Beaumont, Texas 77706

ATTN: Naomi Lawrence-Lee, Assistant Director of Finance/Purchasing

I (We) agree to extend the current contract

Price Redetermination

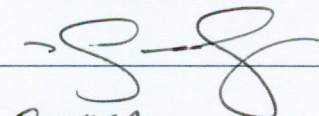
A price re-determination may be considered by Beaumont Independent School District Board of Trustees only at the twelve (12) month and twenty-four (24) month anniversary dates of the contract. All requests for price re-determination shall be in written form. Cause for such request, i.e., manufacturer's direct cost, postage rates, Railroad Commission rates, Federal/State minimum wage law, Federal/State unemployment taxes, F.I.C.A, Insurance Coverage Rates, etc., shall be substantiated in writing by the source of the cost increase. The bidder's past experience of honoring contracts at the bid price will be an important consideration in the evaluation of the lowest and best bid. Beaumont Independent School District Board of Trustees reserves the right to accept or reject any/all requests for price re-determination as it deems to be in the best interest of the Beaumont Independent School District.

No, We do not wish to extend the current contract.

NAME OF FIRM: THE Digital CONNECTION

ADDRESS : 9620 MEADOWBROOK DR.

TELEPHONE : 409 2233111 Email: msimon@digitalconnect.com FAX: 409 866 1301

Signed : 

Title : OWNER

Date : 7/30/12

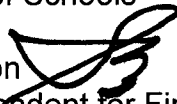
The Board of Trustees shall consider bids for award and contract renewals on Thursday, September 20, 2012 at 7:15 p.m. during the Board Meeting.


BID NO: 11.14		
BID TITLE: Term Contract For Audio Services		
BID OPENING: August 9, 2011		
BID AWARDED: September 15, 2011		
PROPOSAL FORM		
		The Digial Connection
		9620 Meadowbrook Dr.
		Beaumont, TX 77706
		Phone 409.222.3111
		Fax 409.866.1301
		Email: msimonjr@digconnect.com
ON-SITE TIME AND MATERIALS: MAINTENANCE OF AUDIO/VISUAL EQUIPMENT SYSTEMS		
1(a) Hourly rate for New Installation	Hourly Rate	\$44.00
1(b) Hourly rate for Maintenance of Existing Equipment	Hourly Rate	\$44.00
1(c) Hourly rate for Programming Cost for Extron	Hourly Rate	\$60.00
1(d) Hourly rate for Programming Cost for Crestron	Hourly Rate	\$75.00
<u>2. Materials Rate/Markup</u>	Markup %	
If parts, materials, supplies, and equipment will be provided on a mark-up basis, please indicate the mark-up(s) to be applied, on the basis of percentage above the original equipment manufacturers' current list prices:		
		10%
Percentage Mark-up Materials, Supplies, Equipment and Parts		

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

EXHIBIT "G"
Page 1 of 6

TO : Dr. Timothy B. Chargois
Superintendent of Schools

FROM: Dr. Shirley Bonton 
Deputy Superintendent for Financial Services and Elementary
Administration

Devin McCraney 
Director of Finance

DATE : September 19, 2013

SUBJECT: Consider and, if Appropriate, Take Action to Engage with an
Independent Auditor to Audit Five Selected Projects for the Initial
Phase of the 2007 Bond Program.

This audit is part of the Recommendations of the Legislative Budget
Board.

This audit will be paid with Bond Funds.

AGENDA
September 19, 2013



September 9, 2013

Dr. Timothy Chargois, Superintendent of Schools
Beaumont Independent School District
3395 Harrison Avenue
Beaumont, Texas 77706

This engagement letter confirms our understanding of the terms and objectives of our engagement and limitations of the services that Gayle W. Botley, CPA will provide to Beaumont Independent School District (the District). This engagement is solely to assist you in the agreed-upon procedures for the audit of the selected sample of projects from the recent District's Bond Construction Program (approx. \$388.6 million).

Scope of Services

We will apply the agreed-upon procedures described in the attached schedule to the data files of the District and Parsons Commercial Technology Group, Inc. You may specify changes to the scope or nature of the agreed-upon procedures. If this occurs, we will amend the attached schedule to address the change in agreed-upon procedures.

Our engagement to apply agreed-upon procedures will be performed in accordance with Statements on Standards for Attestation Engagements issued by the American Institute of Certified Public Accountants.

When we complete our procedures, we will issue a report detailing the results of the attached agreed-upon procedures. If, for any reason, we are unable to complete the procedures, we will describe any restrictions on the performance of the procedures in a report to you, or will not issue a report as a result of this engagement.

Limitations of the Agreed-upon Procedures

The performance of agreed-upon procedures does not constitute an examination, and we will not express an opinion on the District's Bond Construction Program. Moreover, we have no obligation to perform any procedures beyond those listed in the attached schedule. Our report will contain a paragraph indicating that had we performed additional procedures, other matters might have come to our attention that would have been reported to you. Also, our report is intended solely for the use of the Beaumont Independent School District and should not be used by anyone other than the District.

We will not evaluate the agreed-upon procedures to determine if they are appropriate for the District's purposes. Consequently, we make no representation regarding the sufficiency of the agreed-upon procedures either for the purpose of this engagement or for any other purpose.

Our engagement cannot be relied upon to disclose errors, fraud, or illegal acts that may exist. However, we will inform the District of any material errors, fraud, or illegal acts that come to our attention, unless they are clearly inconsequential.

Responsibility for Agreed –Upon Procedures

The District acknowledge(s) that they specified the agreed-upon procedures, and they are solely responsible for the sufficiency of the procedures.

You are responsible for the following:

- Making all management decisions and performing all management functions in connection with the services and information provided resulting from this engagement.
- Designating an individual with suitable skill, knowledge , and/or experience to oversee our services
- Evaluating the adequacy and results of the service performed
- Accepting responsibility for the results of the service performed
- Designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of the information provided to us
- Preventing and detecting fraud
- Identifying and ensuring that the District complies with applicable laws and regulations
- Making all financial records and related information available to us and for the accuracy and completeness of that information


At the conclusion of our engagement, we may require a representation letter from the District's management that, among other things, will confirm management's responsibility for the presentation of the agreed-upon procedures to be used for the District's Bond Construction Program in accordance with the Statements on Standards for Attestation Engagements issued by the AICPA.

Fees

Our fee estimate for this service is estimated **not to exceed \$175,000 and is all-inclusive.** We will bill the same hourly rates as agreed to and indicated in our most recent audit engagement letter for any additional work we perform for the District. Our out-of-pocket fees, such as travel, postage, typing, etc. are expected to be negligible. The fee estimate is based on anticipated cooperation from the District and the availability of, your personnel, the expectation the District's records will be in good condition, and the assumption that unexpected circumstances will not be encountered during the engagement. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur additional costs. Our invoices for these fees will be rendered as work progresses, but not later than 30 days and are payable upon presentation. In accordance with our firm policies, work may be suspended if your account becomes 30 days or more overdue and will not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, you will be obligated to compensate us for all time expended and to reimburse us for all costs through the date of termination.

We appreciate the opportunity to assist you and believe this letter accurately summarizes the significant terms of our engagement. **If you agree with the terms of our engagement as described in this letter, please sign the three originals and return one to us.** If the need for additional services arises, our agreement with you will be revised or we will issue a separate engagement letter. It is customary for us to enumerate these revisions in an addendum to this letter. If additional users of the report are added, we will require that they acknowledge in writing their responsibility for the sufficiency of procedures.

Very truly yours,



Gayle W. Botley, CPA

RESPONSE:

This letter correctly sets forth the understanding of the Beaumont Independent School District.

(Only one signature required).

District Representative	Title	Date
District Representative	Title	Date
District Representative	Title	Date



AGREED-UPON PROCEDURES FOR THE DISTRICT'S BOND CONSTRUCTION PROGRAM (APPROX. \$388.6 MILLION) FOR THE PERIOD AT THE INCEPTION OF EACH PROJECT THROUGH 12/31/12

The scope of this engagement includes the contracts pertaining to the Multipurpose Facility, South Park MS, Charlton Pollard ES, Martin ES and Regina Howell ES and is limited to the following agreed-upon procedures:

1. Obtain and review the construction contracts entered into with contractors for each of the selected projects. Summarize the agreed costs per the terms of the contracts.
2. Obtain the requests for payments per the contract terms. Determine whether the proper approval was obtained and that the support documentation was adequate; re-calculate whether the appropriate retainage was withheld; reconcile all payments to the District's bond fund spreadsheet, the general ledger, the investment statements and Parsons' database for each selected contract.
3. Obtain all change orders related to each selected construction project. Summarize the total change order costs; note the reasons change orders were initiated (BISD, Parsons or Contractor); review all change orders for proper approval per the terms of the contract.
4. Identify all contingency costs related to each selected construction project; determine whether contingency was properly approved; summarize the total costs for all contingency transactions; identify reasons for each contingency costs (whether directed by BISD, Parsons or Contractor).
5. Compare the requests for payments with cancelled checks/bank statements and note any exceptions.
6. Review correspondence of all construction meetings held for each of the selected projects and identify unusual actions/situations. (Including notes/minutes kept on meetings with Parsons, Community Advisory Board, and Buildings & Grounds Committee)
7. Compare the costs included in the contracts for each selected project with actual costs and identify the significant variances.

8. Identify the total costs for each selected Guaranteed Maximum Price contract and determine whether or not the payments exceeded the contract price.
9. Examine the closeout documents and determine whether the closeout procedures followed the terms of the contract for each of the selected projects.

Gayle W. Botley, CPA Proprietor 9/9/13
Gayle W. Botley, CPA Title Date

District Representative

Title

Date



BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

Curriculum and Instruction Department

Exhibit "H"
Page 1 of 2

TO : Dr. Timothy Chargois
Superintendent of Schools

FROM : Mrs. Patricia Lambert
Assistant Superintendent for Curriculum, Instruction
and Secondary Administration

DATE : September 4, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Approve District
Administrators as the 2013-2014 Professional Development
and Appraisal System (PDAS) Appraisers.

Approval is requested for the following listed administrators to become district appraisers. Each administrator has completed the Professional Development Appraisal System (PDAS) Certification Course for Administrators and the Instructional Leadership Development (ILD) / Instructional Leadership Training (ILT) course.

Administration recommends approval of this request.

AGENDA:
September 19, 2013

Beaumont Independent School District

2013–2014 PDAS District Appraisers

Dr. Brian Abel
Shannon Allen
Wilbert Andrews
Dr. Dwaine Augustine
Verna Azore
Lydia Bahnsen
Vytautas Baltutis
Dr. Susan Barefield
Brandon Basinger
Patricia Blueford
Lisa Bolton
Marvie Bonnette
Dr. Shirley Bonton
Paul Breaux
Philip Brooks
Webb Broughton
Alma Brown
Fannie Brown
Susan Brown
Ronnie Bryant
Pat Calhoun
Richard Cantu
Orion Lorenzo Carr
Dr. Timothy Chargois
Cathy Chavis
Anetra Cheatham
Charles Chevis
Dianna Clayton
Margie Clayton
Lachandra Cobb
Ava Colbert
Elvena Colbert
Audrey Collins


Sybil Comeaux
Jackie Cotton
Dr. Aaron Covington
Dr. Veronica Durden
Brian East
Nancy Flores
Kirvis Fontenot
Martha Fowler
Anita Frank
Belinda George
Stennie Gerard
Alvin Goldman
Shaunte Guillory
Holley Hancock
Barbara Hardeman
Duaine Harris
Sharon Hendrix
Glenetta Henley
Liz Hernandez
Matilda Hickman
Janie Jackson
Ronald Jackson
April Johnston
Rachel Jones
Patricia Kenebrew
Jessie Kibbles, Jr.
Dr. Kimber Knight
Gwendolyn Lacy
Patricia Lambert
Tatia Landry
Dr. Jackie Lavergne
Barbara Levy
Dana Lewis

Stephanie Ling
Tamara Saveat-Long
Nancy Loyd
Randy Lupton
Patsy Magee
Gloria Martinez
Randall Maxwell
Odis Norris
Debbie Oge
Corey Perkins
Nicholas Phillips
Charisma Popillion
Dr. Donna Prudhomme
Shyulanda Randle
Monica Reynolds
Rodney Saveat
Kimberly Screen
Michael Shelton
Dr. Paul Shipman
Valerie Simon
Ellaretta Smiley
Michael Smith
Mark Steward
Helen Sutton-Tegbe
Chandra Walters
Dr. Debra Ward
Cynthia Washington
Wayne Wells
Sheree Will
Brian Williams
Debra Williams
Jimmy Wilson

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

EXHIBIT "1"
Page 1 of 8

TO : Dr. Timothy Chargois
Superintendent of Schools

FROM : Philip E. Brooks 
Assistant Superintendent for Administration/Operations

DATE : September 19, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Approve the
Contract with Communities in Schools, Southeast Texas Inc.

Attached is a contract between Beaumont Independent School District and Communities in Schools of Southeast Texas. Communities in Schools will provide services to students at Marshall Middle School, Smith Middle School, Vincent Middle School and West Brook High School. Contract term is September 1, 2013 through and including August 31, 2014.

Marshall, Smith, and Vincent services will be paid from general funds. West Brook services will be paid from Title 1 funds.

Administration recommends approval of acceptance of this contract for a total amount of \$39,000.

AGENDA:
September 19, 2013

THE STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF JEFFERSON

CONTRACT BETWEEN BEAUMONT INDEPENDENT SCHOOL DISTRICT
COMMUNITIES IN SCHOOLS of SOUTHEAST TEXAS

This contract is made and entered into by and between Beaumont Independent School District, and independent public school district with principal offices in Beaumont, Jefferson County, Texas ("BISD") and Communities In Schools of Southeast Texas ("CISSET"), a non-profit Texas corporation, qualified under Sec. 501 (c) (3), Internal Revenue Code, in accordance with the following terms and conditions.

WHEREAS, BISD feels it is in the best interest of its at-risk students as evidenced by campus improvement plans to engage CISSET to render certain services in connection with programs being offered at West Brook High School, Marshall Middle School, Smith Middle School, and Vincent Middle School.

WHEREAS, CISSET will provide services including academic/EOC/STAAR tutorials; supportive guidance and (when appropriate) counseling sessions; health and other agency referral services; pre-employment, career awareness and job referral consultations; parental involvement activities; and enrichment activities beyond the regular school curriculum.

NOW, THEREFORE, BISD and CISSET, in order to accomplish these purposes, hereby agree to the following:

1. Term: This agreement shall encompass a term of twelve (12) months, commencing September 1, 2013 and continuing through and including August 31, 2014 unless terminated as hereinafter provided.
2. Termination of Contract: BISD reserves the right to terminate all or any part of this contract, and the services performed by CISSET in the BISD facilities named above, for any reason, at any time.

Further, any employee of CISSET, or any person who has been repositioned in a BISD school from another agency by CISSET may be removed by the principal of that BISD facility without hearing or notice.

3. Scope of Services: CISSET will provide to BISD schools named above staff to assist students who are defined to be at-risk by HOUSE Bill 1010 and by BISD, and to coordinate social services for students and parents for the purpose of improving student attendance, grade and test performance, and/or behavior, and to increase parental awareness, involvement and concern for at-risk students.

4. Compensation and Method of Payment: For and in consideration of the services to be performed by CISSET and its employees and agents under this agreement, BISD agrees to pay CISSET a total sum \$39,000.

West Brook High School	\$18,000
Marshall Middle School	\$ 1,500
Smith Science & Medical Technology Middle School	\$18,000
Vincent Middle School	\$ 1,500

TOTAL **\$39,000**

For and in consideration of the services to be performed by CISSET and its employees and agents under this agreement, Beaumont Independent School District (BISD) agrees to pay Communities In Schools (CISSET) a total of \$39,000.

In the event one or more of the persons employed or repositioned by CISSET and assigned to BISD schools should be removed by BISD for any reason and not replaced, CISSET agrees to remit to BISD that sum which represents the pro rata portion of that person's salary, based upon the time remaining to be served by the person or persons removed from BISD facilities.

5. Insurance: CISSET agrees to maintain in force throughout the term of this agreement general comprehensive liability insurance for personal injury, death and property damages of \$300,000 in aggregate, \$100,000 per individual, and \$50,000 in damage to property.

Further, CISSET assumes the responsibility for maintaining workers' compensation insurance coverage on all of its employees who are assigned work in BISD schools under this agreement. All persons assigned to BISD schools by CISSET who have been repositioned from other agencies will also be the responsibility of CISSET in arranging for workers' compensation benefits for such person or persons.

6. Independent Contractor: The parties agree that CISSET will perform all functions under this agreement solely as an independent contractor, and that no person either employed by or repositioned by CISSET in a BISD building from other agencies will be considered an employee of BISD for any purpose.

7. Hold Harmless and Indemnification: CISSET agrees that in the event a claim or suit should be brought against BISD and/or CISSET in connection with the alleged acts or omission of any employee of CISSET assigned to BISD schools, CISSET agrees to indemnify and hold BISD harmless from all such claims or judgments, and to reimburse BISD for all attorney fees and costs BISD may incur in the defense of such claims.

8. Notification: All correspondence relative to this agreement will be addressed to the following persons at the addresses indicated:

For BISD: Philip E. Brooks
Assistant Superintendent
for Administration
Beaumont I.S.D.
3395 Harrison Avenue
Beaumont, Texas 77706

For CISSET: Dr. Karen Newton
Executive Director
Communities In Schools of
Southeast Texas
350 Pine Street, Suite 500
Beaumont, Texas 77701

9. Authority to Act: The undersigned persons have been given official corporate authority to execute this agreement on behalf of the organizations that they represent.

Made and entered in to this _____ day of _____, 2013

COMMUNITIES IN SCHOOLS, SOUTHEAST TEXAS, INC.



Karen Newton, Ed.D.
Executive Director

BEAUMONT INDEPENDENT SCHOOL DISTRICT

Superintendent/Superintendent Designee



350 Pine Street, Suite 500
Beaumont, Texas 77701

PH: 409-951-1810
FX: 409-951-1800
www.cisset.org

Communities In Schools

of Southeast Texas

September 9, 2013

Mr. Randall Maxwell, Principal
West Brook High School
8750 Phelan Boulevard
Beaumont, TX 77706

Mr. Randall Maxwell:

Through Communities In Schools of Southeast Texas (CISSET), campus programs and special projects exist to help a community build a "Safety Net" of services around students. The team of assigned and repositioned campus staff connects the community's existing resources with students and their families at school sites.

To provide effective assistance to students who are at risk of dropping out of school, CISSET delivers services in six critical areas.

- Supportive Guidance and Counseling
- Health and Human Services
- Parental and Family Engagement
- College and Career Readiness
- Academic Support
- Enrichment

Through these Six Components, CISSET will be a positive influence in the lives of students at West Brook High School. Through the 2013-14 school year we plan to empower students to stay in school, learn, and prepare for life. As agreed, your cost for the program is \$18,000.

A handwritten signature in blue ink that reads "Karen Newton".

Karen Newton, Ed.D.
Executive Director CISSET

A handwritten signature in brown ink that reads "R Maxwell".

Randall Maxwell
Principal, Smith Middle School



Communities
In Schools

350 Pine Street, Suite 500
Beaumont, Texas 77701

PH: 409-951-1810
FX: 409-951-1800
www.cisset.org

of Southeast Texas

September 9, 2013

Ms. Shannon Allen, Principal
Marshall Middle School
6465 Gladys
Beaumont, TX 77706

Dear Ms. Allen:

Through Communities In Schools of Southeast Texas (CISSET), campus programs and special projects exist to help a community build a "Safety Net" of services around students. The team of assigned and repositioned campus staff connects the community's existing resources with students and their families at school sites.

To provide effective assistance to students who are at risk of dropping out of school, CISSET delivers services in six critical areas.

- Supportive Guidance and Counseling
- Health and Human Services
- Parental and Family Engagement
- College and Career Readiness
- Academic Support
- Enrichment

Through these Six Components, CISSET will be a positive influence in the lives of students at Marshall Middle School. Through the 2013-14 school year we plan to empower students to stay in school, learn, and prepare for life. As agreed, your cost for the program is \$1,500.

A handwritten signature in black ink that reads "Karen Newton".

Karen Newton, Ed.D.
Executive Director CISSET

A handwritten signature in black ink that reads "Shannon Allen".

Ms. Shannon Allen
Principal, Marshall Middle School



350 Pine Street, Suite 500
Beaumont, Texas 77701

PH: 409-951-1810
FX: 409-951-1800
www.cisset.org

**Communities
In Schools**
of Southeast Texas

September 9, 2013

Mr. Wilbert Andrews, Principal
Smith Middle School
4415 Concord
Beaumont, TX 77703

Mr. Andrews:

Through Communities In Schools of Southeast Texas (CISSET), campus programs and special projects exist to help a community build a "Safety Net" of services around students. The team of assigned and repositioned campus staff connects the community's existing resources with students and their families at school sites.

To provide effective assistance to students who are at risk of dropping out of school, CISSET delivers services in six critical areas.

- Supportive Guidance and Counseling
- Health and Human Services
- Parental and Family Engagement
- College and Career Readiness
- Academic Support
- Enrichment

Through these Six Components, CISSET will be a positive influence in the lives of students at Smith Middle School. Through the 2013-14 school year we plan to empower students to stay in school, learn, and prepare for life. As agreed, your cost for the program is \$18,000.

A handwritten signature in black ink that reads "Karen Newton".

Karen Newton, Ed.D.
Executive Director CISSET

A handwritten signature in black ink that reads "Wilbert Andrews".

Wilbert Andrews
Principal, Smith Middle School



Communities
In Schools

350 Pine Street, Suite 500
Beaumont, Texas 77701

PH: 409-951-1810
FX: 409-951-1800
www.cisnet.org

of Southeast Texas

September 9, 2013

Dr. Brian Abel, Principal
Vincent Middle School
359 Eldridge
Beaumont, TX 77707

Dear Dr. Able:

Through Communities In Schools of Southeast Texas (CISSET), campus programs and special projects exist to help a community build a "Safety Net" of services around students. The team of assigned and repositioned campus staff connects the community's existing resources with students and their families at school sites.

To provide effective assistance to students who are at risk of dropping out of school, CISSET delivers services in six critical areas.

- Supportive Guidance and Counseling
- Health and Human Services
- Parental and Family Engagement
- College and Career Readiness
- Academic Support
- Enrichment

Through these Six Components, CISSET will be a positive influence in the lives of students at Vincent Middle School. Through the 2013-14 school year we plan to empower students to stay in school, learn, and prepare for life. As agreed, your cost for the program is \$1,500.

A handwritten signature in blue ink that reads "Karen Newton".

Karen Newton, Ed.D.
Executive Director CISSET

A handwritten signature in black ink that reads "Brian Abel".

Dr. Brian Able
Principal, Vincent Middle School

BEAUMONT INDEPENDENT SCHOOL DISTRICT
Beaumont, Texas

Office of the Superintendent

EXHIBIT "J"
Page 1 of 5

TO : The Honorable Board of Trustees

FROM : Dr. Timothy B. Chargois, Ed.D.
Superintendent of Schools

DATE : September 19, 2013

SUBJECT : Consider and, if Appropriate, Take Action to Issue Certificate of Election and Approve Resolution Declaring the Unopposed Election of Ms. Gwen Ambres to a Four Year Term as Trustee of District IV and Mr. Tom Neild to a Four Year Term as Trustee of District VI.

Certification has been received stating that Ms. Ambres is unopposed for election to a four-year term as Trustee of District IV and Mr. Neild is unopposed for election to a four-year term as Trustee of District VI.

In accordance with §2.053(a), Texas Election Code "Action on Certification" the Board is requested to approve resolution declaring the election unopposed and the election for Trustees of District IV and VI will not be held on November 5, 2013; and that a copy of resolution shall be posted on Election Day at each polling place.

Administration recommended approval of resolution declaring the unopposed election of Ms. Ambres as Trustee of District IV, and Mr. Tom Neild as Trustee District VI.

AGENDA:
September 19, 2013

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

**CERTIFICATION OF UNOPPOSED CANDIDATE(S)
CERTIFICACIÓN DE CANDIDATO SIN OPOSICIÓN(S)**

TO: **Presiding Officer of Governing Body**
AL: **Presidente de la entidad gobernante**

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidate is unopposed for election to office for the election scheduled to be held on **November 5, 2013.**

Como autoridad a cargo de la preparación de la boleta de votación oficial, por este medio certifico que el candidato siguiente es sin oposición(s) para la elección a la oficina para la elección programada para ser sostenido 05 de noviembre 2013.

List offices and names of candidates:
Lista de cargos y nombres de los candidates:

<i>Office(s) Cargo(s)</i>	<i>Candidate(s) Candidato(s)</i>
Trustee District IV Trustee District VI	Gwen Ambres Tom Neild

Signature (Firma)

Georgia C. Antoine
Printed Name (Nombre en letra de molde)

(seal) (sello)

Administrative Assistant for Board Affairs
Title (Puesto)

September 10, 2013
Date of Signing (Fiche de firma)

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

RESOLUTION and ORDER

WHEREAS, the Board of Trustees, Beaumont Independent School District, previously has adopted an order calling for the election of one (1) Trustee from Trustee District 4, one (1) Trustee from Trustee District 6, and one (1) Trustee from Trustee District 7 to be voted upon at the election on Tuesday, November 5, 2013; and

WHEREAS, the deadline for applying for a place on the ballot at the election has now expired, as has the deadline for declaring a write-in candidacy for that election, and only one (1) person has applied to be a candidate for Trustee Districts 4 and 6.

WHEREAS, Ms. Georgia Antoine, Administrative Assistant to the Board of Trustees, who in that capacity serves as the authority responsible for having the official ballot prepared for such election, has certified in writing to the Board of Trustees, Beaumont Independent School District, that Ms. Gwen Ambres is unopposed for election to the office of Trustee for Trustee District 4 and Mr. Tom Neild is unopposed for election to the office of Trustee for Trustee District 6 at the election of November 5, 2013, and that no candidate's name is to be placed on a list of write- in candidates at the election for Trustee District 4 or 6.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees, Beaumont Independent School District, that in accordance with § 2.053(a), Texas Election Code, "Action on Certification," the Board of Trustees hereby declares Ms. Gwen Ambres duly elected to the position of Trustee for Trustee District 4 for a four (4) year term and Mr. Tom Neild duly elected to the position of Trustee for Trustee District 6 for a four (4) year term; and

FURTHER, BE IT RESOLVED and ORDERED, that in accordance with § 2.053(b), Texas Election Code, the election previously ordered for the position of Trustee for Trustee Districts 4 and 6 will not be held on November 5, 2013, and that a copy of this Resolution and

Order shall be posted on election day at each polling place that was to have been used in the election, as well as at the polling places for early voting; and

FINALLY, BE IT RESOLVED and ORDERED, in accordance with § 2.053(c), Texas Election Code, that a certificate of election shall be issued to Ms. Gwen Ambres and Mr. Tom Neild in the same manner as provided for candidates elected at the forthcoming November 5, 2013 election.

DONE as a valid action of the Board of Trustees, Beaumont Independent School District, at its duly posted and regularly scheduled meeting held on September 19, 2013, at which a quorum was present and voting.

Woodrow Reece, President
Board of Trustees
Beaumont Independent School District

ATTEST:

Terry Williams, Secretary
Board of Trustees
Beaumont Independent School District

AMENDED NOTICE OF ELECTION

BEAUMONT INDEPENDENT SCHOOL DISTRICT

Date and Time – November 5, 2013, from 7:00 a.m. to 7:00 p.m.

One (1) Trustee Position – One from Trustee District VII, which includes voting precincts: 66, 72, 73, 86, 88, and a portion of precincts 22 and 26.

Candidates - Must meet statutory requirements and be a registered voter and resident of the Trustee District he/she seeks to represent. Applications were presented to Ms. Georgia Antoine at the School District Administration Building, 3395 Harrison Avenue, Beaumont, Texas, between 8:00 a.m. and 4:30 p.m. on any weekday, exclusive of holidays, beginning July 27, 2013 through 5:00 p.m., August 26, 2013. Drawing for ballot positions were conducted at 10:00 a.m., August 29, 2013, in the BISD Board Room, 3395 Harrison Avenue, Beaumont, Texas.

A write-in ballot cannot be counted unless the candidate has filed a declaration of write-in candidacy with Ms. Georgia Antoine in accordance with the Texas Election Code.

Election by Plurality - There will be no run-off election for the Trustee District. Qualified candidate receiving the greatest number of votes in Trustee District VII shall be elected.

Polling Places -

Trustee District VII:

- (1) Precinct 22: Roy Guess Elementary School, 8055 Voth Rd., Beaumont, Texas
- (2) Precinct 26: Municipal Airport, 455 Keith Road, Highway 90, Beaumont, Texas
- (3) Precinct 66: Bevil Oaks Civic Center, 7390 Sweetgum Lane, Beaumont, Texas
- (4) Precinct 72: Wesley United Methodist Church, 3810 N. Major Dr., Beaumont, Texas
- (5) Precinct 73: Marshall Middle School, 6455 Gladys, Beaumont, Texas
- (6) Precinct 86: Amelia Elementary School, 565 S. Major Drive, Beaumont, Texas
- (7) Precinct 88: Solid Rock Community Church, 5095 Pine Burr Blvd., Beaumont, Texas

Early Voting: - Early voting by personal appearance at BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas, as follows: **Monday, October 21, 2013 and continue through Wednesday, October 30, 2013, from 8:00 a.m. until 5:00 p.m. on each day for voting which is not a Saturday, a Sunday, or an official state holiday**, and, pursuant to Article 85.001, Texas Election Code, **Saturday, October 26, 2013 from 7:00 a.m. until 7:00 p.m.; Thursday, October 31, 2013 and Friday, November 1, 2013 from 7:00 a.m. until 7:00 p.m.** The Office of the Superintendent, BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas 77706, shall be the voting place for all early voting by mail. Early voting ballot application forms may be obtained from the Office of the Superintendent, BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas 77706. Early voting by mail shall be conducted during the same period as early voting by personal appearance, except that

envelopes containing mailed ballots must arrive at the address on the carrier envelope before the polls are required to close on Election Day, unless otherwise determined to be timely pursuant to Article 86.007, Texas Election Code.

Appropriate Amended Notice and Amended Order were adopted by the Board of Trustees, Beaumont Independent School District, at its meeting of September 19, 2013.

Dr. Timothy Chargois
Superintendent of Schools
Beaumont Independent School District

AMENDED NOTICE OF ELECTION

FOR THE ELECTION OF ONE (1) TRUSTEE
OF THE BEAUMONT INDEPENDENT SCHOOL DISTRICT
JEFFERSON COUNTY, TEXAS

TO: THE QUALIFIED VOTERS OF THE BEAUMONT INDEPENDENT SCHOOL DISTRICT, JEFFERSON COUNTY, TEXAS

TAKE NOTICE that an election will be held on the 5th day of November, 2013, within the Beaumont Independent School District, Jefferson County, Texas, for the election of one (1) trustee for the Beaumont Independent School District. The early voting polling place will be the Beaumont Independent School District Administration Building, 3395 Harrison Avenue, Beaumont, Jefferson County, Texas. This election has been called in obedience to an amended order duly entered by the Board of Trustees of said Beaumont Independent School District on the 19th day of September, 2013, which amended order is as follows:

THE STATE OF TEXAS

,

BEAUMONT INDEPENDENT

SCHOOL DISTRICT

,

COUNTY OF JEFFERSON

AMENDED ELECTION ORDER

On this 19th day of September, 2013, the Board of Trustees, Beaumont Independent School District, Jefferson County, Texas, convened in regular session with the following members present:

_____	_____
_____	_____
_____	_____
_____	_____

and the following members absent:

_____	_____
_____	_____

constituting a quorum, at which meeting the following, among other proceedings, was conducted by said Board:

It was moved by Trustee _____, and seconded by Trustee _____, that an amended order be adopted calling an election for one (1) trustee for the Beaumont Independent School District. The amended order being read and being put to a vote the same was adopted by a majority of those present and voting. The amended order as adopted is as follows:

AMENDED ORDER CALLING A GENERAL ELECTION ON NOVEMBER 5, 2013, IN THE BEAUMONT INDEPENDENT SCHOOL DISTRICT OF JEFFERSON COUNTY, TEXAS, FOR THE ELECTION OF ONE (1) TRUSTEE FROM TRUSTEE

DISTRICT VII. FOLLOWING CANVASS OF ELECTION RETURNS AND ADMINISTRATION OF THE CANDIDATE OATH OR AFFIRMATION, THE ONE (1) TRUSTEE SHALL BE SO ELECTED FOR A FOUR (4) YEAR TERM.

WHEREAS, on August 15, 2013 the Board of Trustees, Beaumont Independent School District, called for an election of one (1) Trustee from Trustee District IV, one (1) Trustee from Trustee District VI, and one (1) Trustee from Trustee District VII to be voted upon at the election to be held on Tuesday, November 5, 2013; and

WHEREAS, the deadline for applying for a place on the ballot at the election has now expired, as has the deadline for declaring a write-in candidacy for that election, and only one (1) person has applied to be a candidate for Trustee Districts IV and VI; and

WHEREAS, Ms. Georgia Antoine, Administrative Assistant to the Board of Trustees, who in that capacity serves as the authority responsible for having the official ballot prepared for such election, has certified in writing to the Board of Trustees, Beaumont Independent School District, that Ms. Gwen Ambres is unopposed for election to the office of Trustee for Trustee District IV and Mr. Tom Neild is unopposed for election to office of Trustee for Trustee District VI at the election of November 5, 2013, and that no candidate's name is to be placed on a list of write-in candidates at the election for Trustee District IV or VI; and

WHEREAS, it is necessary to elect only one (1) Trustee for said school district from Trustee District VII; following canvass of election returns and administration of the candidate oath or affirmation, the one (1) trustee so elected will serve for a term of four (4) years.

NOW, THEREFORE, it is ORDERED by the Board of Trustees, Beaumont Independent School District, Jefferson County, Texas, that the August 15, 2013 order calling for an election be amended, that an election be held, and notice is hereby given that an election will be held on

Tuesday, November 5, 2013, in the Beaumont Independent School District, Jefferson County, Texas, for the election of one (1) trustee, as aforesaid.

TRUSTEE DISTRICT VII:

Trustee District VII includes within its boundaries all or portions of the following Jefferson County, Texas precincts: 66, 72, 73, 86, 88, and a portion of precincts 22 and 26.

CANDIDATE RESIDENCY REQUIREMENTS:

In addition to the residency requirements set out in the Texas Election Code, a trustee candidate seeking to represent Trustee District VII must be a registered voter and resident of the trustee district he or she seeks to represent.

CANDIDATE APPLICATIONS:

Applications by Trustee candidates for ballot positions shall be in writing on the form prescribed by the Secretary of State, State of Texas, and signed by the candidate. Applications were to be presented to Georgia Antoine at the office of the Superintendent in the Administration Building, 3395 Harrison Avenue, Beaumont, Texas, between 8:00 a.m. and 4:30 p.m. on any weekday, exclusive of holidays, beginning Saturday, July 27, 2013 and concluding at 5:00 p.m. on Monday, August 26, 2013. There was only one applicant to represent Trustee District IV and only one applicant to represent Trustee District VI. Said candidates for Trustee Districts IV and VI have been certified as duly elected.

Ms. Antoine is appointed Administrative Assistant to the Board for this purpose only. All Trustee candidates' applications will ultimately be delivered to Mr. Terry D. Williams, Secretary, Board of Trustees.

An impartial drawing for ballot positions was conducted by Ms. Antoine at 10:00 a.m. on Thursday, August 29, 2013, at the BISD Board Room, 3395 Harrison Avenue, Beaumont, Texas.

All qualified candidates or their designated representatives were allowed to be present at such drawing.

A write-in vote may not be counted for a person unless that person has filed a declaration of write-in candidacy with Ms. Antoine, Administrative Assistant to the Board of Trustees, in the manner provided in the Texas Election Code for write-in candidates in general elections for state and county offices. No declarations were timely filed.

Each candidate must be a qualified voter who resides in the Trustee District he/she seeks to represent, and shall file with said application for candidacy the loyalty affidavit required by Art. 141.031(4)(K), Texas Election Code, together with the other applicable information required therein.

Ms. Antoine, in her capacity as Administrative Assistant to the Board of Trustees for this purpose, posted on the bulletin board in the Administration Building, at 3395 Harrison Avenue, Beaumont, Texas, where meetings of the Board of Trustees are held, the names of all candidates who timely filed their applications in accordance with the terms and provisions of the Order entered August 15, 2013, together with the trustee district position each was seeking.

ELECTION BY PLURALITY:

In the election of trustee to represent Trustee District VII, election shall be by plurality; that is, there will be no run-off election for any trustee position. In balloting for the trustee district position, the qualified candidate receiving the greatest number of votes for each position shall be elected.

TERMS OF OFFICE:

The candidate elected on November 5, 2013, to represent Trustee District VII, following the canvass of returns and the taking of the oath or affirmation of office, shall serve for a term of four (4) years.

ELECTION JUDGES AND POLLING PLACES:

Said election shall be held at the following places. Each Polling Place shall consist of a presiding judge and alternate to be appointed by the Election Administrator, Ms. Jill Moffit, and who shall be named subsequently, in accordance with ' 32.001, et seq., Texas Election Code. Such list will be attached as Exhibit A to this Amended Order.

1. Roy Guess Elementary School, 8055 Voth Rd., Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 22, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at Roy Guess Elementary School.

2. Municipal Airport, 455 Keith Road, Highway 90, Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 26, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at the Municipal Airport.

3. Bevil Oaks Civic Center, 7390 Sweetgum Road, Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 66, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at the Bevil Oaks Civic Center.

4. Wesley United Methodist Church, 3810 N. Major Dr., Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 72, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at Wesley United Methodist Church.

5. Marshall Middle School, 6455 Gladys, Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 73, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at the Marshall Middle School.

6. Amelia Elementary School, 565 S. Major Drive, Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 86, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at Amelia Elementary School. These voters previously voted at Vincent Middle School, 350 Eldridge Street, Beaumont, Texas.

7. Solid Rock Community Church, 5095 Pine Burr Blvd., Beaumont, Texas. All persons who reside in Jefferson County, Texas, voting precinct 88, within the boundaries of the Beaumont Independent School District and Trustee District VII, and are legally qualified to vote in said election, shall vote for one (1) Trustee District VII candidate at Solid Rock Community Church.

POLLING PLACES WITH CONSOLIDATED PRECINCTS:

In accordance with Section 4.004(d), Texas Election Code, the following voting precincts have been consolidated, as indicated above, for purposes of this election, at the polling place indicated below:

Trustee District VII – None.

VOTING ON ELECTION DAY:

The polls at the above designated polling places shall be open on Election Day, Tuesday, November 5, 2013, from 7:00 a.m. until 7:00 p.m.

EARLY VOTING BY PERSONAL APPEARANCE:

Voting machines for casting early voting ballots in person for candidates for Trustee District VII will be provided at BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas 77706.

The Early Voting Ballot Board shall consist of a minimum of three (3) qualified members to be appointed by the Early Voting Clerk, in accordance with Article 87.001 et seq., Texas Election Code. Jill Moffitt is appointed Clerk for early voting.

Early voting by personal appearance at BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas, as follows: **Monday, October 21, 2013 and continue through Wednesday, October 30, 2013, from 8:00 a.m. until 5:00 p.m. on each day for voting which is not a Saturday, a Sunday, or an official state holiday**, and, pursuant to Article 85.001, Texas Election Code, **Saturday, October 26, 2013 from 7:00 a.m. until 7:00 p.m.; Thursday, October 31, 2013 and Friday, November 1, 2013 from 7:00 a.m. until 7:00 p.m.** The Office of the Superintendent, BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas 77706, shall be the voting place for all early voting by mail. Early voting ballot application

forms may be obtained from the Office of the Superintendent, BISD Administration Building, 3395 Harrison Avenue, Beaumont, Texas 77706. Early voting by mail shall be conducted during the same period as early voting by personal appearance, except that envelopes containing mailed ballots must arrive at the address on the carrier envelope before the polls are required to close on Election Day, unless otherwise determined to be timely pursuant to Article 86.007, Texas Election Code.

PRESIDING JUDGE; ELECTION CODE; SUPPLIES:

Mr. Phil Brooks, a duly qualified person, is hereby appointed to serve as Presiding Judge, Central Counting Station, and he shall perform the duties and assume the responsibilities inherent in that office.

The manner in which said election shall be conducted shall be governed by the Texas Education Code, and this Board of Trustees will furnish all necessary ballots and other election supplies requisite to said election.

QUALIFIED VOTERS:

Each qualified voter in Beaumont Independent School District who resides in Trustee District VII, shall have the right to vote at said election for one (1) trustee candidate seeking election from his or her Trustee District.

ELECTION OF TRUSTEES:

The person duly elected as aforesaid shall be entitled to serve as trustee, following canvass of returns, the issuance of certificates of election by election officials, and the taking of the official oath or affirmation. The Trustee then elected shall serve a four (4) year term.

After said election has been held, the officials holding the same shall return to the President of the Board of Trustees of Beaumont Independent School District, in a sealed

envelope, election results for canvassing, and this shall be used by the Board of Trustees in canvassing said election.

Another copy of the election results shall be delivered to the President of the Board of Trustees in an unsealed envelope and this envelope shall be available in the Office of the Superintendent of Schools and open to inspection on request by the public during regular business hours for sixty (60) days subsequent to the date of the election.

NOTICE OF ELECTION:

The Board of Trustees shall give notice of said election, stating in substance the contents of this Amended Election Order, and the time and place of said election and of early balloting, and other information required by Article 4.003 and 4.004, Texas Election Code, and the President of the Board of Trustees is hereby authorized and instructed to post or cause to be posted said Amended Election Order and Amended Notice at the requisite number of places where notices are customarily posted in this school district, and said posting shall be made at least twenty (20) days before the date of said election.

The President of the Board of Trustees shall also cause to have published a notice of said election in a newspaper of general circulation in Jefferson County, Texas, where this school district is located, in accordance with law. Posting notice of the election where school board meeting notices are posted is also ordered according to law.

NOTICE OF MEETING:

It is further found and determined that in accordance with the amended order of the Board of Trustees, the Secretary has posted written notice of the date, hour, place, and subjects of this meeting on the bulletin board, located in the Central Administration Office of the Beaumont Independent School District at 3395 Harrison Avenue, Beaumont, Texas, a place

convenient to the public, said notice having been so posted and having remained posted continuously for at least the seventy-two (72) hours preceding the date of this meeting.

It is further found and determined that Beaumont Independent School District is located in Jefferson County, Texas, the county in which most, if not all, of this school district's pupils reside, and that written notice of the date, hour, place, and subjects of this meeting was furnished to the County Clerk of such county at least seventy-two (72) hours preceding the date of this meeting. The original of such notice shall be attached to the minutes of this meeting and shall be a part thereof for all purposes.

ADOPTED AND APPROVED this 19th day of September, 2013.

Woodrow Reece, President
Board of Trustees
Beaumont Independent School District

ATTEST:

Terry D. Williams, Secretary
Board of Trustees
Beaumont Independent School District

J. SHANE HOWARD
TAX ASSESSOR-COLLECTOR



SUSIE JAMES
CHIEF DEPUTY

September 13, 2013

Board of Trustees
Beaumont Independent School District
3395 Harrison
Beaumont, TX 77706

To the Board,

Following is the cost estimate for the research, programming, and other costs related to interpretation of the Plan I redistricting map as well as the cost of issuance of new voter registration cards for voters in BISD. The total cost will be \$64,824. I remind you that this effort was made necessary due to the lack of specific block range and other geographic information normally provided to us by political entities when undergoing redistricting. Additionally, because of the District's inability to complete a timely redistricting, we are issuing a second set of voter registration certificates with BISD changes included. A breakdown is included below.

Est # of Voters 72,000

Labor

Hrly Rate	\$31	
Total Hrs	230	
Labor Cost		\$7,080

Letters

Paper (per Case)	\$30	\$864
Printing (per Page)	\$.02	\$1,440
Postage	\$.39	\$28,080
Letter Cost		\$30,384

Certificates

Paper	\$.08	\$5,760
Printing	\$.02	\$1,440
Postage	\$.28	\$20,160
Certificate Cost		\$27,360
Total Cost		\$64,824

Please understand that any additional changes will require adjustments as this estimate is based on information available to us and involves labor cost already undertaken. As a courtesy we are holding off on the programming of the voters and print-out of the new voter certificates until the outcome of the current case pending in Judge Floyd's court so as to not potentially incur BISD yet even additional and duplicate printing and postage costs. This is also for the sake of our registered voters whom may be confused receiving as many as three voter registration certificates in one year all due to one political entity. As soon as a decision is reached, we will complete our work and send out the new voter certificates.

Finally, it is my understanding that the District has ordered a trustee election for November. Please help illuminate for me the statutory or court-granted authority the District has to order this election. The Texas Education Code (Sections 11.053 and 11.0581) clearly states the time and manner for trustee elections to be held. Based on the Texas Ninth Court of Appeals rulings this


spring, the District is indeed constrained by the laws of the State like all other school districts despite efforts to the contrary. Essentially, my concern is that none of the conditions necessary to conduct a lawful election in November actually exist.

I hope you can understand my concern: as Voter Registrar, my duty to the public is to ensure that we do not deliberately or inadvertently participate in unlawful acts undertaken by any voter or political entity for whom we provide our services. My office serves the entire County along with each and every citizen in it. I understand that our Assistant District Attorney, Tom Rugg, recently addressed the County's inability to enter into an election administration contract due to the lack of a legal basis for holding a trustee election. I also understand that, to date, we still have not been provided with any documentation or basis for which his determination is incorrect. Consequently, I am deeply concerned that my office may inadvertently aid and abet an unlawful act to empower undemocratic actions by a political entity in the County. My ethical and legal responsibility, indeed, DUTY, is to bring this to your attention and ask for some clarification to what appears to be a stubborn march to an unlawful election. I will not participate in tyranny of any type, even that undertaken with the best of intentions. I respectfully await your response and ask for your cooperation with assuring me that this election is lawful...an assurance that can only come with statutory documentation or court documents demonstrating an exception to the law.

Feel free to contact me anytime at jshoward@co.jefferson.tx.us or my office number is 409-835-8714. I can meet with you or speak to this issue for the Board at any time; my goal is to uphold the confidence of ALL of our citizens in our elections...that can only be done when those of us with the public trust and responsibility for conducting elections unflinchingly protect our oath.

For technical assistance, as always, Gwen Green, our Voter Registration Supervisor can be reached at 409-835-8683 or ggreen@co.jefferson.tx.us. Thank you for your cooperation and commitment to the integrity of our elections system.

Sincerely,



J. Shane Howard
Tax Assessor-Collector/Voter Registrar
Jefferson County, TX

Cc: Tom Rugg, Assistant District Attorney, Jefferson County
Gwen Green, Voter Registration Supervisor, Jefferson County