

Agenda
Midlothian ISD
Board of Trustees Special Meeting

L.A. Mills Administration Building
100 Walter Stephenson Road
Midlothian, Texas 76065

February 7, 2022 – 5:30 PM

A Special Meeting of the Board of Trustees of Midlothian ISD will be held February 7, 2022, beginning at 5:30 PM.

The subjects to be discussed or considered, or upon which any formal action may be taken are listed on the agenda, which is attached to, and made a part of this Notice. Items do not have to be taken in the order shown on this meeting notice.

For those attending in person, social distancing guidelines will be followed. Members of the public may access this meeting in real time by clicking the [video conference link](#) and selecting the Board of Trustees Special Meeting for February 7, 2022.

The open portions of this meeting will be streamed live and recorded. The video will be made available to the public on the District's website.

PUBLIC COMMENT – Public comments related to this meeting will be accepted in person only in accordance with the Open Meetings Act and Local District Policy, BED(LOCAL). Members of the public wishing to address the Board during the public comment portion of this Special meeting shall be limited to the items on the agenda and five minutes, or less, should a change to the allotted time be necessary as determined by the presiding officer based on the meeting.

In-person participants must either sign up online by 4:00 pm the day of the meeting or sign in and complete a "Public Comment Participation Form" and present it to the Board President or designee 10 minutes prior to the start of the meeting. If a completed form for public comment is not received by the applicable deadline posted, the individual will not be able to participate in public comment at this meeting.

In accordance with the Texas Open Meetings Act, Board Members will listen to the comments. The Board, through the presiding officer or Superintendent, can offer factual information, cite Board policy, or direct the administration to investigate items and report back to the Board, but shall not engage in a two-way dialogue with patrons.

1. FIRST ORDER OF BUSINESS
 - A. Announcement by the presiding officer that a quorum of Board members is present, that the meeting has been duly called, and that notice of the meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551
2. PUBLIC COMMENT *for Items on the Agenda*: Members of the public may address the Board during the public comment portion of the board meeting in accordance with Board policy BED (LOCAL). Individuals wishing to speak shall follow the procedures outlined above
3. INFORMATION ITEMS
 - A. Consider Information from the District Financial Advisor

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4. DISCUSSION/ACTION ITEMS
 - A. Consideration and Possible Action on a Board Resolution Regarding Approval of Employee Pay during the District Closure Due to Winter Weather Storm 5
 - B. Board of Trustees Training in District Balance Scorecard
5. CLOSED SESSION as authorized by the Texas Open Meetings Act, Texas Government Code Chapter 551.
 - A. Consultation with Board Counsel, Texas Government Code 551.071, 551.129 - Regarding Personnel and Student Issues, Board Communications and Procedures, Pending Complaints or Disputes, and Other Issues as Permitted by Law
 - B. Consideration of Personnel, Texas Government Codes 551.074 - Resignations, Terminations, and Non-renewals of Professional Employees, Employment, Leaves of Absences, Personnel Issues
 1. Consider Superintendent Contract, Pursuant to Texas Govt Code 551.074.
6. Action, if any, from Items Discussed in Closed Session
7. Consider and take possible action on amendments to the Superintendent's Contract
8. ADJOURNMENT OF MEETING

If, during the course of the meeting covered by this Notice, the Board of Trustees should determine that a closed meeting or session of the Board of Trustees is required, then such closed meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the School 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 School Board may conveniently meet in such closed meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes:

Texas Government Code Section:

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| 551.071 | Private consultation with the board's attorney. |
| 551.072 | Discussing purchase, exchange, lease, or value of real property. |
| 551.073 | Discussing negotiated contracts for prospective gifts or donations. |
| 551.074 | Discussing personnel or to hear complaints against personnel. |
| 551.075 | To confer with employees of the school district to receive information or to ask questions. |
| 551.076 | Considering the deployment, specific occasions for, or implementation of, security personnel, or devices. |
| 551.082 | Considering discipline of a public school child, or complaint or charge against personnel. |
| 551.0821 | Discussing personally identifiable information about a public school student. |
| 551.083 | Considering the standards, guidelines, terms, or conditions the board will follow, or will instruct its representatives to follow, in consultation with representatives of employees groups. |
| 551.084 | Excluding witnesses from a hearing. |

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

- (a) in the open meeting covered by the Notice upon the reconvening of

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

Midlothian I.S.D. School Board Agenda Item Detail
L.A. Mills Administrative Complex Boardroom

Board Meeting Date:	February 7, 2022	
Item:	Consideration of Information from the District's Financial Advisor	
Supporting Document(s):	Electronic: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Hard Copy: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Background Information:	<p style="text-align: center;">Information Only</p> <p>At the regular board meeting on January 24, 2022, the school board voted to proceed with planning for a bond election at some point in the future.</p> <p>If approved at the election, these bonds would fund future building needs to accommodate the unprecedented growth the district is expecting in the coming ten years.</p> <p>In order to understand the district's financial condition, which will determine when a bond election might occur and how much bond capacity is available, Mr. Josh McLaughlin will be on hand at the February 7th workshop.</p> <p>Mr. McLaughlin is the Managing Director of BOK Financial Services. BOK has served as the bond advisors for MISD for many years. Mr. McLaughlin will show the current bond obligations, the expected bond capacity available in future years, and the usage of bond proceeds to fund future projects.</p> <p>The presentation will be available at the meeting.</p>	
Fiscal Impact/Budget Function Code:	TBD	
Policy:	CCA	
District Goal:	Facilitate budget process and building designs through allocated district resources that foster flexible and innovative learning spaces.	
Administration Recommended Option:	No recommendation needed – information only at this time	
Motion:	No motion needed – information only at this time	
Presenter:	Darin Kasper	

Midlothian I.S.D. School Board Agenda Item Detail
L.A. Mills Administrative Complex Boardroom

Board Meeting Date:	February 7, 2022	
Item:	Consideration and Possible Action on a Board Resolution Regarding Approval of Employee Pay during the District Closure Due to Winter Weather Storm	
Supporting Document(s):	Electronic: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Hard Copy: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Background Information:	<p>Due to the winter weather storm of 2022, which included ice, snow, and sub-zero weather, the decision was made to cancel all school activities and classes for Feb. 3-4, 2022.</p> <p>As it stands right now, the district has minutes built into the calendar for students on February 3rd and February 4th. Being off on Feb. 3rd and Feb 4th will require staff to make that time up or have their pay docked.</p> <p>However, if the board approved a resolution to pay employees, staff would not be required to make-up the day. This would increase morale and possibly reduce employee turnover. A district may pay employees even if it is not legally obligated to pay them, if the district takes steps to avoid an improper use of public funds. DEA (LOCAL) provides that a district may authorize such payment by resolution or other board action.</p>	
Fiscal Impact/Budget Function Code:	No additional funds required. Pay is budgeted.	
Policy:	N/A	
District Goal:	Design a comprehensive staffing plan to foster excellence, high expectations, and positive morale throughout the district.	
Administration Recommended Option:	Administration recommends the approval of the resolution as presented.	
Motion:	A motion might be, "I moved that the Board approve the Resolution as read in its entirety concerning the approval of employee pay during the District closure for the winter storm."	
Presenter:	Dr. Jo Ann Fey /Kaylynn Day	

**RESOLUTION FOR SCHOOL CLOSURE
FEBRUARY 2022**

WHEREAS, the recent winter storm of 2022 resulted in the closure of certain schools, and facilities in the Midlothian Independent school District (Midlothian ISD) on February 3 and 4, 2022, for the safety of students and staff and the community as a whole; and

WHEREAS, Midlothian ISD was required and/or advised by local and state authorities, including the Ellis county Emergency management Dept., to close certain schools and facilities; and

WHEREAS, through circumstances completely beyond their control, Midlothian ISD employees were forced to miss work days because the schools were closed; and

WHEREAS, there is a public purpose served and a benefit to Midlothian ISD to demonstrate support of its employees, enhance employee morale and support the retention of employees; and

WHEREAS, some Midlothian ISD employees' work schedules have been affected by these closure; and

WHEREAS, the Board believes that a public purpose exists for forgiving or excusing the absences of these employees due to the winter weather event; and

WHEREAS, this resolution is not meant to excuse the failure to report to duty on these days by any employees who were instructed by the administration to do so or who were required by contract or job description to report for duty, and who are emergency services personnel or whose presence is necessary to provide for the safety and well-being of the general public; and

WHEREAS, Midlothian ISD Board policy DEA (local) includes provisions for pay to employees who are prevented from working during an emergency closure, and further provides for premium pay, as defined in policy, to nonexempt employees who are required to work during such closure.

Now therefore, be it resolved by the Board that:

1. All the above-referenced paragraphs are incorporated into and made a part of this resolution; and
2. The Board determines that none of the days missed due to school closure during this winter weather event will be made up by Midlothian ISD employees through either instruction of students or performance of other duties; and
3. Employees of the District who are prevented from working due to the school closure during the winter weather event shall be paid in accordance with each employee's normal pay rate for the employee's regular duty schedule which falls within the period of school closure; and
4. The Board finds that payments for such days are necessary in the conduct of the public schools as provided by Texas Education Code 45.105 (c) and

5. The Board finds that a public purpose and a benefit to the Midlothian ISD exists to excuse and/or forgive the absences by District employees due to school closure during the recent winter weather event; and
6. The Board hereby authorizes the Superintendent of Schools to excuse the days of absence of District employees for school closure necessitated by the winter weather storm, and to pay each employees' normal pay rate for the employee's regular duty schedule for these days; and
7. The Board further confirms that nonexempt employees who are required to work during the emergency closure shall receive premium pay in accordance with Board Policy DEA (LOCAL).

Approved this 7th day of February, 2022

By: _____ Gary Vineyard, Board President

Attest: _____ Matt Sanders, Board Secretary