

**Minutes of the Regular Board Meeting  
Monday, February 26, 2024  
Board of Trustees  
Katy Independent School District**

A Regular Meeting of the Board of Trustees of the Katy Independent School District was held on **Monday, February 26, 2024** in the Board Room of the Katy ISD Education Support Complex, 6301 South Stadium Lane, Katy, Texas, 77494. Public access to the free Livestream of the Regular Meeting was made available through the Katy ISD Board meeting Livestream link. The following Board members were present: Victor Perez, Amy Thieme, Dawn Champagne, Lance Redmon, Rebecca Fox, Morgan Calhoun, and Mary Ellen Cuzela.

**1. Call to Order**

At 5:01 p.m. Board President Victor Perez called the meeting to order. Superintendent, Dr. Ken Gregorski verified that the provisions of Section 551.001 et seq. of the Texas Government Code were met in accordance with the public notice of the meeting.

**2. Pledges of Allegiance**

2.1 Bryant Elementary student to lead pledges of allegiance. Pledges of Allegiance presented by Bryant Elementary student.

2.2 Members of the Memorial Parkway Junior High School Varsity Treble and Tenor-Bass Choirs will perform the National Anthem. National Anthem performed by members of the Memorial Parkway Junior High School Varsity Treble and Tenor-Bass Choirs.

**3. Oaths**

3.1 Peace Officer Oath of Office. Henry Gaw, Katy ISD Chief of Police presented.

**4. Public Comment/Citizen Participation**

- 4.1 Public comment on posted agenda items.
- a) Nasir Malik spoke regarding SB 763.
  - b) Rocky Malloy spoke regarding SB 763.
  - c) Joske Mallow spoke regarding SB 763.
  - d) Robert Burdett spoke regarding SB 763.
  - e) Joseph Atinsky spoke regarding SB 763.
  - f) Anthony Stewart spoke regarding SB 763.
  - g) Monica Ruiz spoke regarding SB 763.
  - h) Jorge Gonzalez spoke regarding SB 763.
  - i) Kimberly Gonzalez spoke regarding SB 763.
  - j) Matthew Anwana spoke regarding SB 763.
  - k) Melissa Forsyth spoke regarding SB 763.
  - l) Lynette Alidon spoke regarding SB 763.
  - m) Lisa Lister-Browne spoke regarding SB 763.
  - n) Samantha Rich spoke regarding SB 763.
  - o) Jarred Burton spoke regarding SB 763.
  - p) Jamie Smith spoke regarding SB 763.
  - q) Aubrey McGehee spoke regarding SB 763.
  - r) Victoria Reyes Urtubia spoke regarding SB 763.
  - s) Matthew Holden spoke regarding SB 763.
  - t) Aundrea Richard spoke regarding SB 763.
  - u) Lorena Garza spoke regarding SB 763.
  - v) Tracy Terry spoke regarding SB 763.
  - w) David Olson spoke regarding SB 763.
  - x) Judy Olive spoke regarding SB 763.
  - y) Amanda Stambolis spoke regarding SB 763.
  - z) Karen Fontenot spoke regarding SB 763.
  - aa) Clifford Hite spoke regarding SB 763.

- bb) Jesus Gamboa spoke regarding SB 763.
- cc) Anne Russey spoke regarding SB 763.
- dd) Shannon Petersen spoke regarding SB 763.
- ee) Dr. Nancy Zarse spoke regarding SB 763.
- ff) Julie Pickren spoke regarding SB 763.

4.2 Public comment on non-agenda items.

- a) Joaquin Acevedo spoke regarding Water Polo.
- b) Mason Seymour spoke regarding Water Polo.
- c) Matthew Le spoke regarding Water Polo.
- d) Alexandria Gerbasi spoke regarding Student safety & Human Trafficking.
- e) Megan Daigle spoke regarding Book policies.
- f) Krish Vadaga spoke regarding SewaDivali Food Drive.
- g) Priyamvada Yedithe spoke regarding Health for Humanity Yogathon.
- h) Ojaswee Chavan spoke regarding Health for Humanity Yogathon.

5. Closed Meeting

Board President Victor Perez announced the Board was convening in Closed Meeting as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq. concerning sections and purposes listed below.

- 5.1 Consultation with Board's attorney. (Texas Government Code 551.071: For the purpose of a private consultation with the Board's attorney on any or all subjects or matters authorized by law; and Texas Government Code 551.129: For the purpose of a private consultation with the Board's attorney by telephone conference call.)
- 5.2 Discuss and consider Board approval for employees who are being recommended to receive administrative probationary, administrative term, staff member probationary, and staff member term contracts. (Texas Government Code 551.074: For the purpose of considering the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear complaints or charges against a public officer or employee.)

6. Reconvene from Closed Meeting – The Board will reconvene from Closed Meeting

The Board reconvened into Open Meeting at 8:17 p.m. Board President Victor Perez called the meeting to order.

- 6.1 Consider Board approval for employees who are being recommended to receive administrative probationary, administrative term, staff member probationary, and staff member term contracts. Moved by Lance Redmon second by Dawn Champagne that the Board of Trustees approve for employees who are being recommended to receive administrative probationary, administrative term, staff member probationary, and staff term contracts.

Motion passed by a 7 to 0 vote.

7. Consent Items

- 7.1 Consider Board approval of the February 2024 budget amendments. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approve of the February 2024 budget amendments.

Motion passed by a 7 to 0 vote.

- 7.2 Consider Board Approval of the December 2023 Financial Reports. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approve of the December 2023 Financial Reports.

Motion passed by a 7 to 0 vote.

- 7.3 Consider Board approval of an Order Authorizing the Issuance of Katy Independent School District Unlimited Tax School Building and/or Refunding Bonds in one or more series; setting certain parameters for the bonds; authorizing a Pricing Officer to approve the amount, the interest rate, price, including the terms thereof; authorizing the engagement of bond counsel; and certain other procedures and provisions related thereto. The foregoing Order authorizes the engagement of Bond Counsel pursuant to an engagement letter under which the District will obtain specialized legal services in connection with the issuance of bonds or other obligations to pay or refinance the costs of one or more projects of the District, based on the demonstrated competence and qualifications of such attorneys; finding that (i) such legal services require specialized expertise and experience in municipal finance, federal tax law and federal and state securities laws and therefore cannot be adequately performed by the attorneys and supporting personnel of the District, (ii) such legal services cannot be reasonably obtained from attorneys in private practice under an hourly fees contract without contingency because the District will not be obligated to pay any legal fees until the successful completion and closing of the contemplated transaction, and (iii) entering into a contingent fee contract for legal services is in the best interest of the residents of the District because such firm will only be paid if the contemplated transaction is successfully completed and closed. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of an Order Authorizing the Issuance of Katy Independent School District Unlimited Tax School Building and/or Refunding Bonds in one or more series; setting certain parameters for the bonds; authorizing a Pricing Officer to approve the amount, the interest rate, price, including the terms thereof; authorizing the engagement of bond counsel; and certain other procedures and provisions related thereto. The foregoing Order authorizes the engagement of Bond Counsel pursuant to an engagement letter under which the District will obtain specialized legal services in connection with the issuance of bonds or other obligations to pay or refinance the costs of one or more projects of the District, based on the demonstrated competence and qualifications of such attorneys; finding that (i) such legal services require specialized expertise and experience in municipal finance, federal tax law and federal and state securities laws and therefore cannot be adequately performed by the attorneys and supporting personnel of the District, (ii) such legal services cannot be reasonably obtained from attorneys in private practice under an hourly fees contract without contingency because the District will not be obligated to pay any legal fees until the successful completion and closing of the contemplated transaction, and (iii) entering into a contingent fee contract for legal services is in the best interest of the residents of the District because such firm will only be paid if the contemplated transaction is successfully completed and closed.

Motion passed by a 7 to 0 vote.

- 7.4 Consider Board approval of a Resolution Expressing Intent to Defeas/Redeem Certain of the District's Outstanding Bonds. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of a Resolution Expressing Intent to Defeas/Redeem Certain of the District's Outstanding Bonds.

Motion passed by a 7 to 0 vote.

- 7.5 Consider Board approval of the Resolution Declaring Intention to Reimburse Project Expenditures. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of the Resolution Declaring Intention to Reimburse Project Expenditures.

Motion passed by a 7 to 0 vote.

- 7.6 Consider Board approval of an Order approving a New Term Rate Period or Fixed Rate Period for all or a portion of the Katy Independent School District Variable Rate Unlimited Tax School Building Bonds, Series 2021C; and approving other provisions relating thereto. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of an Order approving a New Term Rate Period or Fixed Rate Period for all or a portion of the Katy Independent School District Variable Rate Unlimited Tax School Building Bonds, Series 2021c; and approving other provisions relating thereto.  
Motion passed by a 7 to 0 vote.
- 7.7 Consider Board approval of the proposed summer work schedule. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of the proposed summer work schedule.  
Motion passed by a 7 to 0 vote.
- 7.8 Consider Board approval of the design associated with the renovations to Cinco Ranch High School. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of the design associated with the renovations to Cinco Ranch High School as depicted in the design presentation prepared by Stantec Architecture dated February 19, 2024.  
Motion passed by a 7 to 0 vote.
- 7.9 Consider Board approval of the 2024-2025 Property Insurance Program. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves the 2024-2025 Property Insurance program.  
Motion passed by a 7 to 0 vote.
- 7.10 Consider Board approval of a contract for the construction of Elementary School #47. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees awards a contract to Satterfield & Pontike Construction, Inc. for the construction of Elementary School #47 in the amount of \$40,422,000 and approves the total project cost not to exceed \$50,021,714.  
Motion passed by a 7 to 0 vote.
- 7.11 Consider Board approval of a contract for the construction of Elementary School #48. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees awards a contract to Drymalla Construction Company, LLC. for the construction of Elementary School #48 in the amount of \$40,287,000 and approves the total project cost not to exceed \$49,882,664.  
Motion passed by a 7 to 0 vote.
- 7.12 Consider Board approval of the delivery method for the Franz Road storage office build out. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves the Competitive Sealed Proposal (CSP) delivery method for the Franz Road storage office build out.  
Motion passed by a 7 to 0 vote.
- 7.13 Consider Board approval for flooring replacements at Morton Ranch Elementary and Bonnie Holland Elementary schools. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves the contract for the flooring replacements at Morton Ranch Elementary and Bonnie Holland Elementary schools to Tarkett USA, Inc. utilizing Choice Partners No. 21/021MJ-36 in the amount of \$1,473,676.77 with a total project cost not to exceed \$1,623,339.07. The project cost overages are being funded from the existing project savings in the 2021 bond authorization.  
Motion passed by a 7 to 0 vote.

- 7.14 Consider Board approval of the proposals for the Building Management Control System replacements at multiple campuses: Morton Ranch High School, Morton Ranch Junior High School, Morton Ranch Elementary, Seven Lakes High School, and Seven Lakes Junior High School. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves the award of the contracts for the replacement of the Building Management Control Systems (BMCS) at Seven Lakes High School and Seven Lakes Junior High School to Climatec, LLC in the amount of \$3,014,000 and the replacement of the Building Management Control Systems (BMCS) at Morton Ranch High School, Morton Ranch Junior High School and Morton Ranch Elementary School to Unify Energy Solutions, LLC in the amount of \$3,558,000 and approves the total project cost not to exceed \$7,465,000. The project cost overages are being funded from the existing project savings in the 2021 bond authorization.
- Motion passed by a 7 to 0 vote.
- 7.15 Consider Board adoption of Policy Update 122. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves the adoption of Policy Update 122.
- Motion passed by a 7 to 0 vote.
- 7.16 Consider Board approval of an amendment to the 2023-2024 Instructional Calendar to add a student and staff holiday on April 1, 2024. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves of an amendment to the 2023-2024 Instructional Calendar to add a student and staff holiday on April 1, 2024.
- Motion passed by a 7 to 0 vote.
- 7.17 Consider Board approval to award the Request for Proposal "RFP" 2312AA for Dark Fiber Wide Area Network "WAN" Lease and Maintenance services to meet the immediate and long-term fiber infrastructure for the District. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees awards RFP 2312AA for Dark Fiber WAN Lease and Maintenance services to PS Lightwave, Inc., to meet the immediate and long-term fiber infrastructure for the District.
- Motion passed by a 7 to 0 vote.
- 7.18 Consider Board approval to award the Competitive Sealed Proposal "CSP" 2310AA for Lit / Dark Fiber services to meet the immediate and long-term fiber infrastructure for the building located at 21700 Merchants Way, Katy, Texas. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees awards CSP 2310AA for Lit/Dark Fiber services to PS Lightwave, Inc., to meet the immediate and long-term fiber infrastructure for the building located at 21700 Merchants Way, Katy, Texas.
- Motion passed by a 7 to 0 vote.
- 7.19 Consider Board approval to award the Competitive Sealed Proposal "CSP" 2311AA for Lit / Dark Fiber services to meet the immediate and long-term fiber infrastructure for Elementary Schools #47 and #48. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees awards CSP 2311AA for Lit/Dark Fiber services to PS Lightwave, Inc., to meet the immediate and long-term fiber infrastructure for Elementary Schools 47 and 48.
- Motion passed by a 7 to 0 vote.
- 7.20 Consider Board policy CW(LOCAL). Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves Board Policy CW(LOCAL).
- Motion passed by a 7 to 0 vote.

- 7.21 Consider Board approval of the minutes for the January Board meetings. Moved by Lance Redmon second by Mary Ellen Cuzela that the Board of Trustees approves the minutes for the January Board meetings.

Motion passed by a 7 to 0 vote.

**8. Discussion**

- 8.1 Discuss and consider Katy Independent School District Resolution regarding employing or accepting as volunteers chaplains. Moved by Dawn Champagne second by Mary Ellen Cuzela that the Board of Trustees approves the Katy Independent School District Resolution regarding employing or accepting as volunteers chaplains which declines employing chaplains or accepting as volunteers.

Motion passed by a 5 to 2 vote.

**9. Information Items**

- 9.1 Board Committee Updates. Victor Perez, Board President and Board members shared information regarding their respective committee meetings participation.

- 9.2 Recap of Board member requests for information. No requests.

**10. Future Meetings**

- 10.1 Board Work Study Meeting – March 18, 2024. Board President Victor Perez announced there will be a Work Study meeting on Monday, March 18, 2024.

- 10.2 Regular Board Meeting – March 25, 2024. Board President Victor Perez announced there will be a Regular Board Meeting on Monday, March 25, 2024.

**11. Closed Meeting**

- 11.1 Consultation with Board's attorney. (Texas Government Code 551.071: For the purpose of a private consultation with the Board's attorney on any or all subjects or matters authorized by law; and Texas Government Code 551.129: For the purpose of a private consultation with the Board's attorney by telephone conference call.)

- 11.2 Conduct and consider a Level Three FNG grievance (FNG 23-032) pursuant to Katy Independent School District policy FNG (LEGAL) and FNG (LOCAL) regarding student and parent complaints/grievances. (Texas Government Code 551.0821: For the purpose of deliberating a matter regarding a public school student if personally identifiable information about the student will necessarily be revealed by the deliberation; and Texas Government Code 551.074: For the purpose of considering the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear complaints or charges against a public officer or employee.)

**12. Reconvene**

- 12.1 Consider a Level Three FNG grievance (FNG 23-032) pursuant to Katy Independent School District policy FNG (LEGAL) and FNG (LOCAL) regarding student and parent complaints/grievances. Moved by Lance Redmon second by Rebecca Fox that the Board of Trustees denies the Level Three FNG grievance in FNG 23-032, thereby upholding the decision of the Level One and Level Two hearing officer.

Motion passed by a 7 to 0 vote.

**13. Adjournment**

There being no further business before the Board, this meeting is adjourned. The time is 9:59 p.m.

\*REFERENCED SUPPORTING DOCUMENTS AVAILABLE IN BOARDDOCS BY MEETING DATE\*



\_\_\_\_\_  
Victor Perez  
President, Board of Trustees



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Dawn Champagne  
Secretary, Board of Trustees

Approved: March 25, 2024