

## PROCEEDINGS OF THE TERREBONNE PARISH SCHOOL BOARD

December 17, 2013

The Terrebonne Parish School Board met today at 7:00 P.M. in regular session at its regular meeting place, the Terrebonne Parish School Board Office, 201 Stadium Drive, Houma, Louisiana, with Mr. Roger Dale DeHart, President, presiding, and the following members present: Mr. Richard Jackson, Vice-President; Mr. Roosevelt Thomas, Ms. Debi Benoit, Dr. Brenda Leroux Babin, Mr. L. P. Bordelon, III, Mr. Donald Duplantis, and Mr. Hayes J. Badeaux.

ABSENT: Mr. Gregory Harding

Ms. Benoit led the Board and audience in the opening prayer and Pledge of Allegiance to the Flag.

A moment of silence was observed in memory of Judith Landry, retired school teacher, who recently passed away.

Mr. Harding entered the meeting at this time and was present for the remainder of the proceedings.

Motion of Mr. Badeaux, seconded by Mr. Duplantis, unanimously carried, the Board approved the minutes of School Board Meeting of November 19, 2013, as recorded.

At this time, the Board recognized Gary and Nettie Blanchard, parents of Brian Anthony Blanchard, and presented them posthumously with a diploma on behalf of their son who would have been a 1977 graduate of H. L. Bourgeois High School. Brian was tragically killed in an automobile accident in his senior year (October 27, 1976). President DeHart and Mr. Bordelon (former principal of H. L. Bourgeois High School) did the presentation, on behalf of the Board.

Ms. Vicki Bonvillain, concerned citizen, addressed the Board regarding "Common Core State Standards."

The following report of the Education and Policy Committee meeting was presented to the Board with Mr. Jackson, Chairman, presiding:

Dear Members of the Board:

**The EDUCATION and POLICY COMMITTEE** met in the Board Room of the School Board Office, 201 Stadium Drive, at 5:00 P.M., on Monday, December 2, 2013, with the following members present: Mr. Richard Jackson, Chairman, and Mr. Donald Duplantis, Vice-Chairman. Dr. Brenda Leroux Babin entered after the meeting began. Also in attendance were Mr. L. P. Bordelon, III, Superintendent Philip Martin and members of the staff.

Mr. Jackson called the meeting to order. The meeting began with the invocation and Pledge of Allegiance to the Flag.

Mr. Graham Douglas, Supervisor of Secondary Education, presented information on high school scheduling and the implementation of the 7-period day for secondary schools (attachment). He said school counselors are prepared to transition the 7-period day scheduling with the 2014-2015 school year and that all assessments are being aligned.

After discussion, Mr. Duplantis, seconded by Mr. Jackson, offered the following motion:

**RECOMMENDATION NO. 1**

**The Committee recommends** that the Board accept the information, as presented, regarding implementation of the 7-period day schedule for secondary schools, beginning with the 2014-2015 school year.

Mr. Douglas presented information regarding Adult Education diplomas (attachment). He said, effective December 31, 2013, the GED Test Program will no longer exist and will be replaced with the HiSET Test Program. Ms. Marilyn Schwartz, Coordinator of Bayou Cane Adult Education, presented information and a FAQ sheet on HiSET and answered questions regarding implementation of the new test program (attachment).

There being no further business to come before the **Education and Policy Committee**, the meeting adjourned at 5:25 P.M.

Respectfully submitted,

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Richard Jackson, Chairman

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Donald Duplantis, Vice-Chairman

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Dr. Brenda Leroux Babin

DC

Motion of Mr. Duplantis, seconded by Mr. Badeaux, unanimously carried, the Board accepted the information, as presented, regarding implementation of the 7-period day schedule for secondary schools, beginning with the 2014-2015 school year.

The report of the Education and Policy Committee meeting was concluded, and President DeHart reassumed the Chair.

The following report of the Buildings, Food Service, and Transportation Committee meeting was presented to the Board with Mr. Badeaux, Chairman, presiding:

Dear Members of the Board:

**The Buildings, Food Service, and Transportation Committee** met on Monday, December 9, 2013, at 5:00 P.M. in the Board Room of the School Board Office, 201 Stadium Drive, with the following members present: Mr. Hayes J. Badeaux, Chairman, and Mr. L. P. Bordelon, III. Mr. Gregory Harding, Vice-Chairman, was absent. Others in attendance were Mr. Richard Jackson, Mr. Donald Duplantis, Superintendent Philip Martin, and members of the staff.

Mr. Badeaux called the meeting to order. The meeting began with the invocation, and Pledge of Allegiance to the Flag.

Mr. Douglas Snead, E. I., Providence/GSE Associates, LLC, addressed the Committee regarding an "Act of Servitude" for a 10 foot wide proposed

Sewer Servitude across Legion Park Elementary School's property for an 8 inch sewer force main (see attached).

**RECOMMENDATION NO. 1**

**The Committee recommends** that the Board approve an "Act of Servitude" for a 10 foot wide proposed Sewer Servitude for the Terrebonne Parish Consolidated Government on, under, and across property belonging to the Terrebonne Parish School Board located in Section 96, T17S-R17E (back of Legion Park Elementary School) for installation of an 8 inch sewer force main, and further, authorize the Board President to sign all necessary documents pertaining thereto, subject to Board Attorney review.

Mrs. Monica Walther, Supervisor, Child Nutrition Program, addressed the Committee regarding permission to advertise for bids for a freezer truck.

**RECOMMENDATION NO. 2**

**The Committee recommends** that the Board authorize the Child Nutrition Department to advertise for bids for a freezer truck, monies to be derived from previously budgeted funds, and further, authorize the Board President to sign all necessary documents pertaining thereto.

Mr. Badeaux addressed the Committee regarding re-roofing Acadian Elementary School (Building 300), Broadmoor Elementary School (Building 200), and Village East Elementary School.

**RECOMMENDATION NO. 3**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to Duplantis Design Group, PC, to proceed with plans and specifications for the standing seam metal roof replacement at Acadian Elementary School, Building 300, with a budget of \$200,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

**RECOMMENDATION NO. 4**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to Houston Lirette, Jr., APC, to proceed with plans and specifications for the standing seam metal roof replacement at Broadmoor Elementary School, Building 200, with a budget of \$180,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

**RECOMMENDATION NO. 5**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to Cheramie and Bruce

Architects, APC, to proceed with plans and specifications for the standing seam metal roof replacement at Village East Elementary School, with a budget of \$750,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Badeaux addressed the Committee regarding conversion of the existing kitchen to a cooking kitchen at Dularge Elementary School.

**RECOMMENDATION NO. 6**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to The Merlin Group, LTD, to proceed with plans and specifications for the conversion of the existing kitchen to a cooking kitchen at Dularge Elementary School, with a budget of \$200,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Donald Chamberlain, Plant Operations Manager, addressed the Committee regarding repairs to the main electrical service panel at Oaklawn Jr. High School.

**RECOMMENDATION NO. 7**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to Ronald Boudreaux, A Professional Engineer, Inc., to proceed with plans and specifications for repairs of the main electrical service panel at Oaklawn Jr. High School, with a budget of \$50,000.00, monies to be derived from previously budgeted Building Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Chamberlain addressed the Committee regarding reconstruction of press boxes, including mechanical and electrical, at South Terrebonne High School and Terrebonne High School.

**RECOMMENDATION NO. 8**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to Craig C. Hebert, A Professional Architect Corporation, to proceed with plans and specifications for reconstruction of press box, including mechanical and electrical, at South Terrebonne High School, with a budget of \$130,000.00, monies to be derived from previously budgeted Building Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

**RECOMMENDATION NO. 9**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to Duplantis Design Group, PC, to proceed with plans and specifications for reconstruction of press box, including mechanical and electrical, at Terrebonne High School, with a budget of \$130,000.00, monies to be derived from previously budgeted Building Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Chamberlain addressed the Committee regarding replacement of HVAC equipment at Mulberry Elementary School, Village East Elementary School, Caldwell Middle School, and Coteau-Bayou Blue Elementary School.

**RECOMMENDATION NO. 10**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to The Merlin Group, LTD, with plans and specifications for the replacement of HVAC equipment at Mulberry Elementary School, with a budget of \$360,000.00; Village East Elementary School, with a budget of \$175,000.00; Caldwell Middle School, with a budget of \$160,000.00, and Coteau-Bayou Blue Elementary School, with a budget of \$160,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Chamberlain addressed the Committee regarding replacement of HVAC equipment at South Terrebonne High School.

**RECOMMENDATION NO. 11**

**The Committee recommends** that the Board approve a "NOTICE TO PROCEED" (as per contractual agreement) to The Merlin Group, LTD, with plans and specifications for the replacement of HVAC equipment, at South Terrebonne High School, with a budget of \$85,000.00, monies to be derived from previously budgeted Building Fund, authorize the advertising of bids, authorize the Board President to sign all necessary documents pertaining thereto, and further, direct that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Merlin Lirette, AIA, CEFP, The Merlin Group, LTD, addressed the Committee regarding an update on the New Grand Caillou Middle School (see attached).

Mr. Daniel Bruce, Jr., AIA, Cheramie and Bruce Architects, addressed the Committee regarding South Terrebonne High School's Elevator Project Ribbon Cutting Ceremony. He stated the Ceremony will be held at South Terrebonne High School on December 17, 2013, at 4:00 PM.

Mr. Chamberlain addressed the Committee regarding maintenance updates.

There being no further business to come before the **Buildings, Food Service, and Transportation Committee**, the meeting was adjourned at 5:44 P.M.

Respectfully submitted,

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Hayes J. Badeaux, Chairman

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L. P. Bordelon, III

JB

Motion of Mr. Bordelon, seconded by Mr. Duplantis, unanimously carried, the Board approved an "Act of Servitude" for a 10 foot wide proposed Sewer Servitude for the Terrebonne Parish Consolidated Government on, under, and across property belonging to the Terrebonne Parish School Board located in Section 96, T17S-R17E (back of Legion Park Elementary School) for installation of an 8 inch sewer force main, and further, authorized the Board President to sign all necessary documents pertaining thereto, subject to Board Attorney review.

Mr. Thomas left the meeting at this time.

Motion of Mr. DeHart, seconded by Mr. Jackson, unanimously carried, the Board authorized the Child Nutrition Department to advertise for bids for a freezer truck, monies to be derived from previously budgeted funds, and further, authorized the Board President to sign all necessary documents pertaining thereto.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to Duplantis Design Group, PC, to proceed with plans and specifications for the standing seam metal roof replacement at Acadian Elementary School, Building 300, with a budget of \$200,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Donald Chamberlain, Plant Operations Manager, addressed the Board regarding the foregoing motion.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to Houston Lirette, Jr., APC, to proceed with plans and specifications for the standing seam metal roof replacement at Broadmoor Elementary School, Building 200, with a budget of \$180,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Motion of Mr. Jackson, seconded by Mr. Duplantis, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to Cheramie and Bruce Architects, APC, to proceed with plans and

specifications for the standing seam metal roof replacement at Village East Elementary School, with a budget of \$750,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Motion of Mr. DeHart, seconded by Mr. Bordelon, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to The Merlin Group, LTD, to proceed with plans and specifications for the conversion of the existing kitchen to a cooking kitchen at Dularge Elementary School, with a budget of \$200,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to Ronald Boudreaux, A Professional Engineer, Inc., to proceed with plans and specifications for repairs of the main electrical service panel at Oaklawn Jr. High School, with a budget of \$50,000.00, monies to be derived from previously budgeted Building Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to Craig C. Hebert, A Professional Architect Corporation, to proceed with plans and specifications for reconstruction of press box, including mechanical and electrical, at South Terrebonne High School, with a budget of \$130,000.00, monies to be derived from previously budgeted Building Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Chamberlain addressed the Board regarding the foregoing motion.

Motion of Mr. Bordelon, seconded by Mr. Duplantis, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to Duplantis Design Group, PC, to proceed with plans and specifications for reconstruction of press box, including mechanical and electrical, at Terrebonne High School, with a budget of \$130,000.00, monies to be derived from previously budgeted Building Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Mr. Chamberlain addressed the Board regarding the foregoing motion.

Mr. Thomas reentered the meeting at this time.

Motion of Mr. Harding, seconded by Mr. Bordelon, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement)

to The Merlin Group, LTD, with plans and specifications for the replacement of HVAC equipment at Mulberry Elementary School, with a budget of \$360,000.00; Village East Elementary School, with a budget of \$175,000.00; Caldwell Middle School, with a budget of \$160,000.00, and Coteau-Bayou Blue Elementary School, with a budget of \$160,000.00, monies to be derived from previously budgeted One Cent Sales Tax Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

Motion of Mr. DeHart, seconded by Mr. Jackson, unanimously carried, the Board approved a "NOTICE TO PROCEED" (as per contractual agreement) to The Merlin Group, LTD, with plans and specifications for the replacement of HVAC equipment, at South Terrebonne High School, with a budget of \$85,000.00, monies to be derived from previously budgeted Building Fund, authorized the advertising of bids, authorized the Board President to sign all necessary documents pertaining thereto, and further, directed that any major project changes be reported to the Buildings, Food Service, and Transportation Committee prior to advertising of bids.

The report of the Buildings, Food Service, and Transportation Committee meeting was concluded, and President DeHart reassumed the Chair and presided for the remainder of the proceedings.

At this time, Superintendent Philip Martin presented the following personnel actions for the period of November 14, 2013, through December 11, 2013 [list of professional instructional and non-instructional/support personnel (appointments, resignations, and retirements – Information Only)]:

#### **New Employees – Professional Instructional Personnel**

Stephanie Autin, 4<sup>th</sup> Grade Teacher, Certified, Broadmoor Elementary - Sherry Marchive, Resigned, 12/06/13

Rosa Escalante, 1<sup>st</sup> Grade Teacher, Certified, Broadmoor Elementary - Ruth Olin, Resigned, 12/06/13

Lindsey Reid, 5<sup>th</sup> Grade Teacher, Certified, Caldwell Middle - Kristie Fannin, Resigned, 12/06/13

Calli Nieves, Kindergarten Teacher, Certified, East Houma Elementary - Shannon Tamplain, Resigned, 12/09/13

Mia Eschete, 6<sup>th</sup> Grade Teacher, Certified, Elysian Fields Middle - Raquel Dupre, Resigned, 12/06/13

Michelle Blanchard, 7<sup>th</sup> Grade Teacher, Certified, Evergreen Junior High - Charles Domino, Resigned, 12/06/13

Rebecca Plaisance, 7<sup>th</sup> Grade Teacher, Certified, Evergreen Junior High - Mary Neal, Resigned, 12/06/13

Kandice Theriot, 7<sup>th</sup> Grade Teacher, Certified, Evergreen Junior High - Richard Adams, Transferred, 12/06/13

Lisa Yates, 8<sup>th</sup> Grade Teacher, Certified, Evergreen Junior High - Michelle Hilliard, Resigned, 12/02/13

Doris Smith, 3<sup>rd</sup> Grade Teacher, Certified, Gibson Elementary - Vacant Position, 12/04/13

Ashley LeBlanc, 3<sup>rd</sup> Grade Teacher, Certified, Honduras Elementary - Ashley Jefferson, Transferred, 12/06/13

June Babin, 7<sup>th</sup> Grade Teacher, Certified, Houma Junior High - Paige Hebert, Transferred, 12/09/13

Chloe Guidry, 7<sup>th</sup> Grade Teacher, Certified, Houma Junior High - Vacant Position, 12/06/13

Andrea Martin, 8<sup>th</sup> Grade Teacher, Certified, Houma Junior High - Tami Outhouse, Resigned, 12/06/13

Mallory Carrere, 7<sup>th</sup> Grade Teacher, Certified, Lacache Middle - Marshall Johnson, Transferred, 12/06/13

Brittany Price, Gifted Elementary Teacher, Certified, Montegut Middle - Vacant Position, 12/06/13

Lauren Antill, 1<sup>st</sup> Grade Teacher, Certified, Mulberry Elementary - Sarah Olivier, Resigned, 12/06/13

Ernest Hall, 8<sup>th</sup> Grade Teacher, Certified, Oaklawn Junior High - Vacant Position, 12/02/13

Alaina Guidry, 3<sup>rd</sup> Grade Teacher, Certified, Oakshire Elementary - Vacant Position, 12/06/13

Tanyeake Johnson, 4<sup>th</sup> Grade Teacher, Certified, Oakshire Elementary - Vacant Position, 12/06/13

Jordan Hardin, Kindergarten Teacher, Certified, Pointe-Aux-Chenes Elementary - Sandi Chauvin, Resigned, 12/06/13

Chelsea Lirette, Kindergarten Teacher, Certified, Pointe-Aux-Chenes Elementary - Vacant Position, 12/06/13

Shayla Gabb, Pre-Kindergarten Teacher, Certified, Schriever Elementary - Betty Melancon, Retired, 12/06/13

Louise Johnson, Art Teacher, Certified, South Terrebonne High - Earl Gravois, Retired, 12/11/13

Stephanie Pellegrin, English Teacher, Certified, Terrebonne High - Vacant Position, 12/09/13

Julie English, Literacy Interventionist, Certified, Village East Elementary - Vacant Position, 11/18/13

#### **New Employees – Non-Instructional Personnel**

Erica Voisin, Custodian III-A, Houma Junior High - Vacant Position, 11/14/13

Lisha Price, Custodian III-A, Upper Little Caillou Elementary - Mona Sevin, Resigned, 11/14/13

Shelia Preston-Watson, School Secretary II, Village East Elementary - Mary Fonseca, Resigned, 11/13/13

Lamon Simmons, General Helper, Maintenance Department - Vacant Position, 11/15/13

Ross Pitre, Driver/General Maintenance Laborer, Purchasing/Warehouse - Roch Triche, Transferred, 12/09/13

#### **Resignations – Professional Instructional Personnel**

Sandi Chauvin, Kindergarten Teacher, Certified, Pointe-Aux-Chenes Elementary - Resigned, 12/06/13

Kristie Fannin, 5<sup>th</sup> Grade Teacher, Certified, Caldwell Middle - Resigned, 11/22/13

Tiffany Hue, 8<sup>th</sup> Grade Teacher, Certified, Evergreen Junior High - Resigned, 11/22/13

Stephanie Jones, Mild Moderate–Inclusion, Certified, Oaklawn Junior High - Resigned, 11/22/13

Sherry Marchive, 4<sup>th</sup> Grade Teacher, Certified, Broadmoor Elementary - Resigned, 11/22/13

#### **Resignations – Non-Instructional Personnel**

Debra Dupre, Bus Driver, Transportation Department - Deceased, 11/22/13

Lisa Henderson, Bus Driver, Transportation Department - Resigned, 11/13/13

Kelly Kimball, Bus Driver, Transportation Department - Resigned, 11/18/13

Jenna Ledet, Custodian III-A, Grand Caillou Middle - Resigned, 12/02/13

Don Toussaint, General Helper, Maintenance Department - Resigned, 11/15/13

#### **Retirements – Professional Instructional Personnel**

Janine Bonvillain, 2<sup>nd</sup> Grade Teacher, Coteau-Bayou Blue Elementary - Service Retirement, 31.50 Years, 12/09/13

Lynette Fazzio, Elementary Librarian, Coteau-Bayou Blue Elementary - Service Retirement, 22.42 Years, 11/22/13

Linda Joseph, Child Welfare & Attendance Supervisor, Central Office - Service Retirement, 39.50 Years, 12/09/13

#### **Retirements - Non-Instructional/Support Personnel**

Wayne Townsend, Bus Driver 40-Hrs/210 Days, Transportation Department - Service Retirement, 10.00 Years, 11/22/13

Sharon Trahan, School Secretary A-4, Ellender Memorial High - Service Retirement, 31.00 Years, 11/27/13

Motion of Mr. Jackson, seconded by Mr. Bordelon, unanimously carried, the Board approved a family and medical leave in accordance with Policy (FILE: F-11.4a) for Nicole Luke, School Food Service Technician at Montegut Middle School, beginning December 11, 2013, through March 25, 2014 (medical).

Motion of Mr. Jackson, seconded by Mr. Duplantis, unanimously carried, the Board approved a leave of absence without pay in accordance with Policy (FILE: F-11.10) for Sandra A. Smith, School Bus Driver in the Transportation Department, beginning December 5, 2013, through December 4, 2014 (medical).

Superintendent Martin announced that Agenda Item 9. (2) Parent Appeal for Readmission of Student #134154 (Executive Session) has been postponed until January 14, 2014.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board voted to go into executive session, at this time **(7:40 P.M.)**, relative to a parent appeal for readmission of Student #124982.

Mr. Thomas left the meeting at this time.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board reconvened in regular session with all members present, with the exception of Mr. Thomas who was absent **(7:50 P.M.)**.

Motion of Mr. Harding, seconded by Mr. Jackson, with the exception of Ms. Benoit and Dr. Babin who objected, the Board allowed Student #124982 to return to school next semester, subject to signing a contract.

Motion of Dr. Babin, seconded by Mr. Duplantis, unanimously carried, the Board voted to go into executive session, at this time **(7:55 P.M.)**, relative to "Matter Pertaining to Pending Litigation – Brenda Hadley, Wife of and Scott Hadley, vs. Latosha Williams, the Terrebonne Parish School Board, and Berkley Insurance Company, Docket No. 0170649, Division C, 32<sup>nd</sup> Judicial District Court, Parish of Terrebonne, State of Louisiana (Executive Session)."

Motion of Dr. Babin, seconded by Mr. Duplantis, unanimously carried, the Board reconvened in regular session with all members present **(8:25 P.M.)**, with the exception of Mr. Thomas who was absent.

Motion of Mr. Jackson, seconded by Mr. Bordelon, unanimously carried, the Board accepted the recommendation of Ms. Rachel Weber, Attorney, as it relates to "Matter Pertaining to Pending Litigation – Brenda Hadley, Wife of and Scott Hadley, vs. Latosha Williams, the Terrebonne Parish School Board, and Berkley Insurance Company, Docket No. 0170649, Division C, 32<sup>nd</sup> Judicial District Court, Parish of Terrebonne, State of Louisiana (Executive Session)."

President addressed the Board regarding "Matter Pertaining to Pending Litigation Relative to St. John the Baptist Parish School Board, et al, versus State of Louisiana et al, and Consideration of Adoption of Resolution."

Mr. Badeaux moved, seconded by Mr. Bordelon, that the Board join the pending litigation filed by St. John the Baptist Parish School Board and other school boards against the State of Louisiana as it seeks to recover the 2.75% growth factor for fiscal year 2012-2013, adopt the following resolution for participation, along with the contingency fee agreement presented by the firm of Hammonds, Sills, Adkins & Guice, LLP, and further, authorize the Board

President to sign all necessary documents pertaining thereto, subject to Board Attorney review.

**RESOLUTION NO. 1862**

**WHEREAS**, La. R.S. 17:81(E) provides that each school board “shall exercise proper vigilance in securing for the schools of the district all funds destined for the support of the schools, including the state funds apportioned thereto, and all other funds;” and

**WHEREAS**, Article 8, Section 13(B) of the Louisiana Constitution provides, in part, that the State Board of Elementary and Secondary Education shall annually develop and adopt a formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools and the Legislature shall annually appropriate funds sufficient to fully fund the current costs to the State of such a program; and

**WHEREAS**, Article 8, Section 13(B) also provides that “the last formula adopted by the board or its successor, and approved by the legislature, shall be used for the determination of the cost of the minimum foundation program and for the allocation of funds appropriated” “whenever the legislature fails to approve the formula most recently adopted by the board;” and

**WHEREAS**, for fiscal year 2012-2013, the State Board of Elementary and Secondary Education adopted a minimum foundation program formula and submitted that formula to the Legislature for approval pursuant to Senate Concurrent Resolution 99 of 2012; and

**WHEREAS**, the Legislature approved SCR 99 of 2012 and such approval was challenged in legal proceedings instituted by the Louisiana School Boards Association and others; and

**WHEREAS**, the Louisiana Supreme Court ultimately held that SCR 99 was unconstitutional and null and void because, in part, it was not properly approved by the Legislature; and

**WHEREAS**, the ruling of the Louisiana Supreme Court declaring the 2012-2013 MFP to be null and void required that the 2011-2012 MFP be used for the determination of the cost of the minimum foundation program in 2012-2013; and

**WHEREAS**, the 2011-2012 MFP approved by the Legislature included a 2.75% growth factor for fiscal year 2012-2013; and

**WHEREAS**, the State did not fund the 2.75% growth factor for fiscal year 2012-2013 as constitutionally mandated; and

**WHEREAS**, the School Board has learned that a class action lawsuit entitled ***St. John the Baptist Parish School Board, et al v. State of Louisiana, et al; No. 622,693, Sec. 24 on the Docket of the 19<sup>th</sup> Judicial District Court for the Parish of East Baton Rouge, State of Louisiana***, has been filed alleging that public school systems across the State of Louisiana were not provided with the proper funding for the 2012-2013 fiscal year under the MFP; and

**WHEREAS**, the Louisiana School Boards Association supports the efforts of public school systems to receive the state funding to which they are lawfully entitled and has encouraged all public city and parish school boards in the State of Louisiana to participate in the lawsuit captioned above in an effort to obtain such funding; and

**WHEREAS**, Robert L. Hammonds of the law firm of Hammonds, Sills, Adkins & Guice, LLP, Charles L. Patin, Jr. of the law firm of Kean Miller, LLP, and Brian F. Blackwell of the law firm of Blackwell & Associates have special expertise in the issues presented in this litigation and have agreed to represent this School Board in the aforesaid suit and have agreed to do so on a contingency fee basis (subject to the approval by the Louisiana Attorney General) so that no fees or expenses are owed by this School Board unless and until a recovery is made on its behalf;

**NOW, THEREFORE, BE IT DULY RESOLVED**, by the Terrebonne Parish School Board in regular session duly convened that:

**Section I.** The Terrebonne Parish School Board authorizes participation as a plaintiff in the matter entitled *St. John the Baptist Parish School Board, et al v. State of Louisiana, et al*, No. 622,693, Sec. 24 on the Docket of the 19<sup>th</sup> Judicial District Court for the Parish of East Baton Rouge, State of Louisiana.

**Section II.** This School Board employs Robert L. Hammonds, Charles L. Patin, Jr., and Brian F. Blackwell as Special Counsel to handle such litigation on its behalf and shall pay counsel for their services according to the contingency fee agreement and power of attorney attached to this Resolution, subject to approval by the Louisiana Attorney General of such arrangement.

**Section III.** This School Board has been duly advised that the law firm of Kean Miller, LLP, and the law firm of Blackwell & Associates of Baton Rouge, Louisiana, has in the past represented, and may in the future represent, school employees in matters in which this School Board is an adverse party. This School Board recognizes that such representation may present said law firms with an actual and/or potential conflict of interest. As an inducement to said law firms to undertake its representation on the terms set forth in this Resolution, this School Board irrevocably waives any past, present, or future actual and/or potential conflicts of interest generated by representation of this School Board in said litigation.

**Section IV.** Subject to approval of this Resolution by the Attorney General, this employment shall be effective immediately upon adoption of this Resolution.

Mr. Berwick Duval, Board Attorney, addressed the Board regarding the foregoing matter.

A roll call vote having been called for on adoption of the foregoing resolution, the vote thereon was as follows:

**YEAS:** Mr. Gregory Harding, Mr. Richard Jackson, Dr. Brenda Leroux Babin, Mr. L. P. Bordelon, III, Mr. Roger Dale DeHart, Mr. Donald Duplantis, and Mr. Hayes J. Badeaux

**NAYS:** Ms. Debi Benoit

**ABSENT:** Mr. Roosevelt Thomas

President DeHart declared the foregoing motion to adopt the resolution, as presented, carried.

Motion of Mr. Duplantis, seconded by Mr. Jackson, unanimously carried, the Board voted to adjourn its meeting **(8:25 P.M.)**.

/s/ Philip Martin, Secretary

/s/ Roger Dale DeHart, President

RLB