DATE, TIME, PLACE OF MEETING

The Calcasieu Parish School Board meeting was held in the Board Room of the Calcasieu Parish School Board, located at 3310 Broad Street, Lake Charles, Louisiana, 70615, on Tuesday, August 14, 2018, at 5:00 p.m.

The meeting was called to order by Mack Dellafosse, President. The prayer and Pledge of Allegiance were led by Alvin Smith.

ROLL CALL

The roll was called by Superintendent Bruchhaus and the following members were present: Eric Tarver, Billy Breaux, Aaron Natali, Dean Roberts, Fred Hardy, Annette Ballard, Ron Hayes, Mack Dellafosse, Damon Hardesty, Alvin Smith, Chad Guidry, Russell Castille, Wayne Williams, and John Duhon.

Mrs. Gay arrived after the roll was called.

APPROVAL OF MINUTES

Mr. Hardesty, with a second by Mr. Hardy, offered a motion to approve the Minutes of July 10, 2018. The motion carried on a unanimous vote.

PRESENTATIONS

A. Jamey Rasberry, Director of LCMH Sports Medicine

SUPERINTENDENT'S REPORT

Mr. Bruchhaus gave the following report:

All Board Members have received the July Head Start Report.

Calcasieu Parish School Board Head Start Program was monitored from February 26 through March 2, 2018. Based on the information gathered during this review, the Calcasieu Parish Head Start Program was found to have met the requirements of all applicable Head Start Program Performance Standards, laws, regulations, and policy requirements.

2018-2019 Head Start Applications were accepted in the Early Childhood Department.

Policy Council meeting was held on June 18, 2018. The following items were approved:

- June's Policy Council Minutes
- June's Director's Report

- June's Financial Report
- Eligibility, Recruitment, Selection, Enrollment and Attendance Policy
- Education and Child Development Program Services Policy
- Health Program Services Policy

Head Start students will report to school on August 16, 2018.

2. I would like to report our current sales tax numbers for our general fund which show July, 2018, collections at \$586,042 or 4.1 % above budget for the 1st month of the 2018-2019 school year.

Collections are \$1,828,867 or 11 % below collections for the same month last year.

Collection for the 2018-2019 year after 1 month is \$586,042 or 4.1 % over budget and \$1,828,867 or 11 % under the same time period last year.

- 3. For any Board Members that still need their required hours for 2018, LSBA is holding a Fall Trailblazer, Monday, October 8, at Embassy Suites in Baton Rouge. Please let my office know if you would like to be registered. This will be the only Trailblazer offered by LSBA this year.
- 4. The annual disclosure statement regarding any immediate family member working at CPSB is due. Please complete and either submit it to the Louisiana Board of Ethics yourself, or you can drop off at the office and we will submit them as a whole.
- 5. Please note there will be an A&P Meeting on Tuesday, August 28.

EXECUTIVE SESSION

On a motion by Mr. Tarver and a second by Mr. Hayes, the Board adjourned into Executive Session at 5:10 p.m. on a unanimous vote. The Board resumed Regular Session at 5:26 p.m. on motions by Mr. Hayes and Mr. Duhon.

A. Review 2018-2019 Crisis Management Plan, Safety and Security/Skylar Giardina

B. Take Action on Crisis Management Plan, Safety and Security

On a motion by Mr. Hayes and a second by Mr. Hardesty, the motion carried on a vote to accept the Crisis Management Plan.

TAKE APPROPRIATE ACTION

Mr. Dellafosse read the following items:

A. Approval of Resolution to Employ Special Counsel/Pending Litigation/Attorney David Morgan

RESOLUTION TO EMPLOY SPECIAL COUNSEL

WHEREAS, there is pending litigation in the Fourteenth Judicial District Court entitled Ericka Williams, Individually, and as Natural Tutrix of Kyra Morgan v. 2018-002203 Progressive Security Insurance Company, Justin Victorian, and Calcasieu Parish School Board; and

WHEREAS, La. R.S. 42:263 authorizes the retention of special counsel by any school board upon a statement of reasons why such counsel is necessary, and upon approval by the Louisiana Attorney General; and

WHEREAS, the Calcasieu Parish School Board has determined that it is necessary for the Board to retain special counsel to represent its interests with respect to the above lawsuit, and other personal injury and property damage litigation such as the foregoing lawsuit; and

WHEREAS, the firm which usually defends the School Board in this type of litigation has a conflict with respect to representation of defendants in the above litigation; and

WHEREAS, David L. Morgan and Todd M. Ammons, and attorneys and paralegals with the firm of Stockwell, Sievert, Viccellio, Clements & Shaddock, L.L.P., One Lakeside Plaza, 4th Floor, 127 West Broad Street, Lake Charles, Louisiana 70601, have experience in the defense of claims made in personal injury and property damages litigation, and attorneys with the Stockwell, Sievert, Viccellio, Clements & Shaddock, L.L.P. law firm have in the past represented the Calcasieu Parish School Board;

WHEREAS, the Calcasieu Parish School Board requests it be authorized to retain attorneys with the firm of Stockwell, Sievert, Viccellio, Clements & Shaddock, L.L.P. to represent its interests in personal injury and property damage litigation, including the above captioned lawsuit, subject to the approval of the Attorney General of the State of Louisiana in accordance with La. R.S. 42:263 et. seq.; and

NOW, THEREFORE, BE IT RESOLVED, by the Calcasieu Parish School Board, in a duly called open meeting with a quorum of _____ of fifteen (15) Board members present, that it does hereby authorize Karl Bruchhaus, Superintendent, to contract with and retain David L. Morgan and Todd M. Ammons, and attorneys and paralegals with the firm of Stockwell, Sievert, Viccellio, Clements & Shaddock, L.L.P., One Lakeside Plaza, 4th Floor, 127 West Broad Street, Lake Charles, Louisiana 70601 with respect to legal representation of the School Board and its employees in the defense of personal injury and property damage claims such as the foregoing suit, at a rate not to exceed the maximum fees listed in the Attorney General=s Fee Schedule.

BE IT FURTHER RESOLVED, that this Resolution be submitted to the Attorney General of the State of Louisiana for approval of the retention of special counsel as set forth herein.

On a motion to approve by Mr. Tarver and a second by Mr. Hardy, the motion carried.

B. Approval of Resolution to Employ Special Counsel/Family Medical Leave Act/Attorneys Hammonds, Sills

RESOLUTION OF CALCASIEU PARISH SCHOOL BOARD REGARDING EMPLOYMENT OF SPECIAL COUNSEL

WHEREAS, Louisiana Revised Statutes 42:263 authorizes the retention of special counsel by any parish school board upon a statement of reasons why such counsel is necessary and upon the approval by the Attorney General; and

WHEREAS, a real necessity exists and the Calcasieu Parish School Board needs special counsel with experience, training, and expertise in implementation and providing Family Medical Leave Act policies and procedures in accordance with applicable Federal and State laws and regulations; and

WHEREAS, through its representation of various school boards throughout the State of Louisiana, the law firm of Hammonds, Sills, Adkins & Guice, LLP of Baton Rouge and Monroe, Louisiana, has special experience, training and expertise in school board policy implementation.

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

Section I – This School Board does hereby employ the law firm of Hammonds, Sills, Adkins & Guice, LLP of Baton Rouge and Monroe, Louisiana as special counsel with training, experience and expertise for the purpose of advising, consulting, and representing this School Board in connection with implementation of Family Medical Leave Act policies, procedures and related legal matters involving the Calcasieu Parish School System. The assigned attorneys are Courtney T. Joiner and Melissa S. Losch in the Baton Rouge office of Hammonds, Sills, Adkins & Guice, LLP.

Section II - Said law firm shall be paid for their services at hourly rates equal to the maximum hourly fee schedule for special counsel published by the Attorney General of the State

of Louisiana in effect at the time of the services. The paralegal rate shall be \$75.00 per hour and the law firm shall be reimbursed for out-of-pocket expenses for long distance telephone calls, document duplication, expert witness fees, court reporter fees, printing costs, travel expenses and other expenses as a result of the legal services to and for this School Board.

Section III – Said law firm shall keep itemized time records for presentation to the Superintendent with respect to services rendered at said hourly rates and the expenses incurred, and the Superintendent is hereby authorized and directed to pay same upon submission and receipt thereof.

Section IV – This employment is effective immediately upon adoption of this resolution.

On a motion to approve by Mr. Tarver and a second by Mr. Hardy, the motion carried.

C. Approval of Resolution to Employ Special Counsel/Pending Litigation/Attorney Robert Landry

RESOLUTION TO EMPLOY SPECIAL COUNSEL

WHEREAS, there is pending litigation in the Fourteenth Judicial District Court entitled Jake Hollen and Martha Hollen, Husband and Wife, Individually and as Natural Tutors of the Minor Child, Savannah Hollen v. 2018-002619 David James Scheleter, Allstate Insurance Company, State Farm Mutual Automobile Insurance Company, and Calcasieu Parish School Board: and

WHEREAS, La. R.S. 42:263 authorizes the retention of special counsel by any school board upon a statement of reasons why such counsel is necessary, and upon approval by the Louisiana Attorney General; and

WHEREAS, the Calcasieu Parish School Board finds it necessary to retain counsel to represent its interest with respect to personal injury and property damage litigation such as the foregoing suit; and

WHEREAS, the firm which usually defends the School Board in this type of litigation has a conflict with respect to representation of defendants in the above litigation; and

WHEREAS, Robert Landry, with the firm of Scofield, Gerard, Pohorelsky, Gallaugher, and Landry, has experience in the defense of claims against public entities and the School Board therefore requests it be authorized to retain said counsel to represents its interests in personal injury and property damages litigation, subject to the approval of the Attorney General of the State of Louisiana in accordance with La. R.S. 42:263 et. seq.; and

NOW, THEREFORE, BE IT RESOLVED, by the Calcasieu Parish School Board, in a duly called open meeting with a quorum of eight (8) out of fifteen (15) Board members present, that it does hereby authorize Karl Bruchhaus, Superintendent of the Calcasieu Parish School Board to contract with and retain legal representation of the School Board and its employees by Robert Landry, in the defense of personal injury and property damage claims such as the foregoing suit, at a rate not to exceed the Attorney General's Fee Schedule.

BE IT FURTHER RESOLVED, that this Resolution be submitted to the Attorney General of the State of Louisiana for approval of the retention of special counsel as set forth herein.

On a motion to approve by Mr. Tarver and a second by Mr. Hardy, the motion carried.

D. Approval of Resolution for Industrial Tax Exemption/Citadel Completions, LLC

RESOLUTION

A RESOLUTION OF THE CALCASIEU PARISH SCHOOL BOARD APPROVING CITADEL COMPLETIONS, LLC FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM AT 3900 CHENNAULT PARKWAY, LAKE CHARLES, CALCASIEU PARISH, LOUISIANA

WHEREAS, Article 7, Section 21(F) of the Louisiana Constitution provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, Citadel Completions, LLC has applied for an Industrial Tax Exemption ("ITE") and seeks approval of the BCI and the Governor for a contract granting that exemption; and WHEREAS, Governor Edwards, through Executive Order JBE 16-73, has set forth the conditions for his approval of ITE contracts, and affirmed that those conditions are in the best interest of the state of Louisiana; and

WHEREAS, Executive Order JBE 16-73 provides that ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, and that the percentage of exemption from ad valorem taxes, and length of the contract for such exemption, may vary depending upon the nature of the project and its economic development benefit in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and WHEREAS, Executive Order JBE 16-73 mandates that each exemption contract approved by the Governor shall include as Exhibit "A" a Cooperative Endeavor Agreement for the ITE between the State of Louisiana, the Louisiana Department of Economic Development, and the applicant for the ITE contract, which provides for the creation or retention of jobs, and provides for the exercise of the option in the Louisiana Constitution for the term or percentage of the parish ad valorem tax exemption granted in the contract, and provides for the reduction or loss of the exemption based upon the applicant's compliance with the contract.

WHEREAS, Executive Order JBE 16-73 further requires that this board, together with the other required local governmental entities signify consent to the terms of the exemption by resolution and the sheriff of this parish shall signify consent to the terms of the exemption by letter. Executive Order JBE 16-73 further provides that the resolutions of approval and the sheriff's approval shall be attached as Exhibit "B" to the ITE contract between the BCI and Citadel Completions, LLC and

WHEREAS, Citadel Completions, LLC and the Louisiana Department of Economic Development haveadvised that certain terms and conditions forming Exhibit "A" to the

Industrial Tax Exemption Contract pending approval before the Louisiana Board of Commerce and Industry have been reached and have conveyed the same to this board, and thus this matter is now ready for a determination of approval of this board as required by Executive Order JBE 16-73, and

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that this board approves the terms of the Industrial Tax Exemption contract based on the inclusion of the following terms and conditions into Exhibit "A" (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and Citadel Completions, LLC) to the Industrial Tax Exemption contract between the Board of Commerce and Industry and Citadel Completions, LLC with respect to its manufacturing plant located at 3900 Chennault Parkway, Lake Charles, Calcasieu Parish, Louisiana:

<u>256</u>	New Direct Jobs at the Manufacturing Establishment
<u>\$22,430,000</u> Annual Payroll	
5 Years	_Term of Exemption Contract
100	Percentage of Exemption from Parish Ad Valorem Taxes

100% Loss of Exemption for non-compliance

This board further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution in Exhibit "B" to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and Citadel Completions, LLC.

THEREFORE, BE IT FURTHER RESOLVED by this board that a copy of this resolution shall be forwarded to Board of Commerce and Industry and the Louisiana Department of Economic Development

On a motion to approve by Mr. Breaux and a second by Mr. Tarver, the motion carried.

E. Approval of Striving Readers Comprehensive Literacy Program grant proposal

Grant Title: Striving Readers Comprehensive Literacy Program (SRCL) K-2, 3-5

Funding Authority: LDOE (Federal Grant)

Person Applying for Grant: Margaret Goode, Grants Supervisor

Grant Amount: \$140,600 K-2 and \$105,000 3-5 **Grant Period:** October 1, 2018 – September 30, 2019

Project Schools: Eligible schools with the greatest percent of disadvantaged youth

K-2

Barbe Fairview T H Watkins
Brentwood Henry Heights Pearl Watson
Clifton J J Johnson DeQuincy Primary
College Oaks J F Kennedy Westwood

3-5

Barbe Henry Heights Ralph Wilson
Brentwood J J Johnson T H Watkins
College Oaks J F Kennedy Pearl Watson

Fairview

Purpose:

The purpose of the SRCL grant is to advance the pre-literacy skills, reading, and writing skills of disadvantaged youth, including English learners and students with disabilities.

The grant will provide funding to support curriculum training, using existing personnel to lead key tasks, to develop coherency among standards and curriculum, assessment and professional development to improve student learning.

On a motion to approve by Mrs. Ballard and a second by Mr. Hayes, the motion carried.

F. Approval of Cooperative Endeavor Agreement- CPSB, MSU, Louisiana Art Education Association, Art associates of Lake Charles, Inc., and Imperial Calcasieu Museum, Inc.

COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE CALCASIEU PARISH SCHOOL BOARD, MCNEESE STATE UNIVERSITY, THE LOUISIANA ART EDUCATION ASSOCIATION, ART ASSOCIATES OF LAKE CHARLES, INC., AND IMPERIAL CALCASIEU MUSEUM, INC.

STATE OF LOUISIANA PARISH OF CALCASIEU

THIS COOPERATIVE ENDEAVOR AGREEMENT ("Agreement") is hereby made and entered into effective the _____ day of _____ 2018, by and between the CALCASIEU PARISH SCHOOL BOARD, a political subdivision of the State of Louisiana, MCNEESE STATE UNIVERSITY, an educational institution serving as part of the University of Louisiana system, and non-profit corporations identified as THE LOUISIANA ART EDUCATION ASSOCIATION, ART ASSOCIATES OF LAKE CHARLES, INC., and IMPERIAL CALCASIEU MUSEUM, INC., each represented by the duly authorized individual signing hereafter.

WHEREAS, Article VII, Section 14C of the Constitution of the State of Louisiana provides that for a public purpose the State and its political subdivisions may engage in cooperative endeavors with each other or with any public or private association, corporation, or individual; and

WHEREAS, art education assists in developing well-rounded students; and

WHEREAS, involvement with arts is associated with gains in cognitive ability, creativity, and physical development of motor and visual spacial skills; and

WHEREAS, the arts teach students to make good judgments about qualitative relationships; and

WHEREAS, art education enhances critical and creative thinking; and

WHEREAS, the Calcasieu Parish School Board is hosting a conference at which attendees will be not only art teachers from the Calcasieu Parish School Board and McNeese State University, but also teachers of gifted and talented students, vocal and instrumental music teachers, theater teachers, librarians, and English language arts teachers; and

WHEREAS, expenses will be incurred for presentation by the keynote speaker, Austin Kleon, and the parties hereto desire to share in those expenses as set forth hereafter; and

NOW, THEREFORE, the parties agree as follows:

1. Authority

The Agreement is entered into by the parties under the authority of the Louisiana Constitution of 1974, including but not limited to Article VII, Section 14.

Purpose

The parties desire to share in the expenses associated with the presentation by the keynote speaker, Austin Kleon, who shall speak on November 10, 2018, at the conference. The conference is intended to encourage participation in and undertaking of projects which will promote meaningful community involvement in the arts, obtain additional support for arts and art education, and expose attendees to various formats and methods of presenting lessons, the practices of others in the field, and expose them to new ideas related to art education.

Scope

This Agreement contemplates assistance by McNeese State University professors as well as vendors who will present software, supplies, lessons and instructional materials related to art education, as well as funding for the keynote speaker.

4. Contribution of the Parties

Each party agrees to a one-time contribution, to be paid directly to the Calcasieu Parish School Board as follows:

Calcasieu Parish School Board \$5,000.00 advance payment and approximately \$1,000.00 for travel/hotel/meal expenses);

McNeese State University \$2,000.00;

The Louisiana Art Education Association \$1,000.00;

Art Associates of Lake Charles, Inc. \$1,000.00; and

Imperial Calcasieu Museum, Inc. \$1,000.00.

The parties agree that all funds shall be paid to the Calcasieu Parish School Board on or before October 22, 2018.

Limitations

Calcasieu Parish School Board shall be responsible for the supervision and performance of the work of its agents, officers, employees, and officials, for their control, conduct, and direction in the performance of the terms of this Agreement, for the payment of the keynote speaker=s expenses and fees with respect to the presentation to be made by him on November 10, 2018. Each of the remaining parties hereto shall be responsible for the supervision and performance of the work of their agents, officers, employees, directors, and officials, for their control, conduct, and direction in the performance of this

Agreement and in work needed with respect to the 2018 Louisiana Art Education Association Conference.

Term

This Agreement is effective through November 11, 2018.

Insurance

Each party hereto shall maintain policies of insurance/self-insurance with limits sufficient to properly address any liabilities which they may have arising from their work pursuant to this Agreement.

8. Choice of Law

This Agreement is made pursuant to the laws of the State of Louisiana and shall be governed by, construed, and enforced in its entirety in accordance with the laws of the State of Louisiana, without regard to conflicts or choice of law principles.

9. Compliance with Laws

All parties agree to abide by the requirements of federal and state laws regarding nondiscrimination on the basis of race, sex, religion, national origin, age, disability, as well as laws with respect to rights of veterans, with respect to obligations undertaken in this Agreement. Nothing herein is intended to nor shall it create any obligation in favor of any third persons with respect hereto.

THUS DONE AND SIGNED on the dates noted hereafter, after a due reading of the whole.

On a motion to approve by Mr. Hayes and a second by Mr. Castille, the motion carried.

G. Approval of 2018-2019 Pupil Progression Plan (Available for viewing at 3310 Broad and on the CPSB website)

On a motion to approve by Mr. Tarver and a second by Mr. Hardy, the motion carried.

BID REPORTS

Mr. Dellafosse read the following item:

A. Bid #2019-16 – Small Equipment/Wares/School Food Services Department

BID 2019-16 - SMALL EQUIPMENT/WARES was opened on August 3, 2018 @ 10 AM

BIDS WERE SENT TO THE FOLLOWING:

Alack Refrigeration Economical Janitorial Lafayette Restaurant NOLA Restaurant SW Bar Needs

BID RESULTS AS FOLLOWS:

\$10,564.00 Alack Refrigeration Associated Food \$ 651.78 \$ 2,599.40 Economical Janitorial Egpt Concepts \$ 2,376.80 Lafayette Restaurant \$ 1,112.50 Sam Tell \$ 6,106.42 SW Bar Needs \$ 6,413.28 TOTAL: \$29,824.18

THE STAFF RECOMMENDS AWARDING IN THE AMOUNTS INDICATED ABOVE AS THE LOWEST RESPONSIBLE RESPONSIVE BIDDERS.

On a motion to approve by Mr. Hayes and a second by Mr. Hardy, the motion carried.

PERMISSION TO ADVERTISE

Mr. Dellafosse read the following items:

A. E-rate services and equipment for 2019-2020 fiscal year

On a motion to approve by Mr. Hayes and a second by Mr. Hardesty, the motion carried.

B. Combre-Fondel Elementary Improvements, Phase II/District 31 Bond Funds

On a motion to approve by Mr. Hardy and a second by Mr. Hardesty, the motion carried.

C. Gillis Elementary Improvements, Phase II/New 2- story classroom pod/\$50 million dollar allocation

On a motion to approve by Mr. Hardesty and a second by Mr. Hardy, the motion carried.

CORRESPONDENCE

Mr. Dellafosse read the following items:

A. Beneficial Occupancy for Classroom Pods- Phase X - A.A. Nelson Elementary

On a motion to approve by Mr. Hayes and a second by Mrs. Ballard, the motion carried.

Mrs. Gay asked for a Point of Privilege, with a question regarding what is happening at her District 31 schools.

B. Beneficial Occupancy for Classroom Pods – Phase X – E.K. Key Elementary

On a motion to approve by Mr. Hayes and a second by Mrs. Ballard, the motion carried.

C. Beneficial Occupancy for Limestone Stacking Drive – A.A. Nelson Elementary

On a motion to approve by Mr. Hayes and a second by Mrs. Ballard, the motion carried.

D. Beneficial Occupancy for Drop-off and Pick-up Canopy – A.A. Nelson Elementary

On a motion to approve by Mr. Hayes and a second by Mrs. Ballard, the motion carried.

E. Change Order Number Two (2) for the Project "Limestone Stacking Drive, A.A. Nelson Elementary, Project #2017-12PC; Champeaux, Evans, Hotard, Designer; Merrick, L.L.C., Contractor; *Increase* of \$39.14.

On a motion to approve by Mr. Hayes and a second by Mrs. Ballard, the motion carried.

F. Change Order Number Two (2) for the Project, "College Street Vocational Center Welding Shop Upgrades," Project #2018-09PC; Brossett Architect, LLC; Seth Priola Construction, Contractor; *Increase* of Forty (40) days.

On a motion to approve by Mr. Hardesty and a second by Mr. Duhon, the motion carried.

CONDOLENCE/RECOGNITION

Mr. Hayes asked for a letter of condolence to the family of:

Mrs. Ray Feldes Henrich

Mrs. Eula Mae Viator

Mrs. Alma Nell Doland

He asked for a letter of congratulations to Mary Margaret David on her election as president of the Calcasieu-Cameron Retired Teachers' Association. He also thanked staff for their

help to the Board regarding district confidence in that 12 of the 15 Board Members were unopposed in the upcoming election.

Mr. Hardy asked for a letter of recognition to Mr. And Mrs. Hardy Parkerson as they celebrate 50 years of marriage.

Mack Dellafosse, President

Karl Bruchhaus, Secretary