



## **Regular Scheduled School Board Meeting (Wednesday, March 7, 2018)**

Generated by Gwendolyn B Kerner on Friday, March 9, 2018

**Meeting called to order at 6:01 PM**

### **1. Meeting Opening**

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#### **Procedural: 1.1 Roll Call**

##### **Members present**

Cedric Floyd, Larry Dale, Mark C Morgan, Marion Bonura, Melinda L Bourgeois, Melinda L Doucet, Ricky Johnson, Sandy Denapolis-Bosarge, Tiffany H Kuhn

#### **Procedural: 1.2 Invocation & Pledge of Allegiance**

The Invocation was led by Pastor Tony Thibodeaux. And Tiffany Kuhn led the Pledge of Allegiance. Tiffany Kuhn asked for a moment of silence for John Heine, a teacher at L. W. Higgins, and Elaine Duvic who was the founding principal at L. W. Higgins who has recently passed away.

Mr. Felix Favalaro's, Fisher High School Teacher, drama class performed a skit from the musical Hamilton for the board.

### **2. Presentations**

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#### **Presentation: 2.1 Campuses of the Month**

Lale Geer, Chief Operating & Planning Officer, announced the campuses of the month. The east bank campus of the month for the west bank was Ray St. Pierre for Advanced Studies and the east bank was Bissonet.

### **3. Approval of Minutes**

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#### **Action, Minutes: 3.1 Approval of the minutes of January 18, 2018 Regular Scheduled School Board Meeting**

Approved by acclamation.

Moved by Cedric Floyd, second by Mark C. Morgan

Yea: Cedric Floyd, Larry Dale, Mark C Morgan, Melinda L Bourgeois, Melinda L Doucet, Ricky Johnson, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Marion Bonura.

#### **Action, Minutes: 3.2 Approval of the minutes of January 24, 2018 Special Session Board Meeting**

Approved by acclamation.

Moved by Cedric Floyd, second by Mark C. Morgan

Yea: Cedric Floyd, Larry Dale, Mark C Morgan, Melinda L Bourgeois, Melinda L Doucet, Ricky Johnson, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Marion Bonura.

### **4. Second Readings**

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#### **Action: 4.1 Second Reading (deferred from February 7, 2018) authored by Mr. Bonura effective school year 2018-19, Roosevelt Middle and Livaudais Middle be converted to a Newcomer School for ESL and ELL**

The author deferred it to the April 10, 2018 meeting.

#### **Action: 4.2 Second Reading (deferred from February 7, 2018) authored by Mr. Bonura regarding eliminating French Immersion and expand Spanish Immersion.**

The author deferred it to the April 10, 2018 meeting.

**Action: 4.3 Second Reading authored by Ms. Denapolis-Bosarge regarding amending the Travel Guidelines Portion of Board Policy BBE.EDBB as follows: A JPSB member shall be reimbursed up to \$3,000.00 in travel and conference expenses per member per fiscal year. Move, to amend the Travel Guidelines Portion of Board Policy BBE.EDBB as follows: A JPSB member shall be reimbursed up to \$3,000.00 in travel and conference expenses per member per fiscal year.**

No Public Comments.

Mr. Floyd presented a powerpoint to the board on the hours that are for training and instruction for the first year serving as Board member. He showed the other parishes that attended the same conferences and the amount of board members that attended such conferences. He said that board members want to learn, want to train, want to get instruction and this is spearheaded by people that don't want to see the board move forward. Ms. Denapolis-Bosarge stated that she was trying to curtail it and that she felt \$3,000 was enough for board members to attend the conferences needed. Ms. Denapolis-Boasarge said that some meals were being charged to the district that she felt should not have because most are provided by the conferences that she attended. Mr. Bonura stated that many ideas come from the conferences that they attend. Mr. Johnson spoke about the time that is spent on these conferences that take them away from their jobs and families for the better of the students and helps us grow. Mr. Johnson stated that there are a lot of districts and that in order for us to do better it is where we can get instruction to grow. Mr. Morgan stated that everyone loves education and sees the value of travel and this motion is on the scale of the travel.

Motion by Sandy Denapolis-Bosarge, second by Mark C Morgan.

Final Resolution: Motion Carries

Yea: Cedric Floyd, Larry Dale, Mark C Morgan, Melinda L Bourgeois, Melinda L Doucet, Ricky Johnson, Sandy Denapolis-Bosarge, Tiffany H Kuhn

Nay: Marion Bonura

**Action: 4.4 Second Reading authored by Mr. Bonura regarding that beginning with 2018-2019, we pilot a Spanish dual language learner Program at Terrytown, Birney, and Douglass Elementary Schools.**

The author deferred it to the April 10, 2018 meeting.

**Action: 4.5 Second Reading authored by Mr. Morgan in regard to honoring West Jefferson High School track coach Dereck Allen Sr. by dedicating and hosting an annual track meet at West Jefferson High School in his name.**

The author deferred it to the April 10, 2018 meeting.

**Action: 4.6 Second Reading authored by Mr. Bonura regarding the President to appoint a board and/or committee to discuss a new contract for the next Superintendent.**

The reading was withdrawn by the author. It was then picked up by Cedric Floyd.

Moved by Cedric Floyd, second by Mark C. Morgan

There was a brief discussion by the board. Mr. Morgan withdrew his second and Mr. Floyd withdrew his motion.

**Action: 4.7 Second Reading authored by Mr. Morgan in regards to the Jefferson Parish School Board prohibiting political and/or election comments at meetings of the board, having deemed that such comment is disruptive, inflammatory, self-promoting, threatening and/or interferes with the conducting of the business of the board and the school system.**

The author deferred it to the April 10, 2018 meeting.

**Action: 4.8 Second Reading authored by Mr. Morgan that the Jefferson Parish School Board establish a policy that upon a board member being found out of order such that the business of the board and school system cannot be conducted and the meeting of the Jefferson Parish School is adjourned due to the conduct, the board attorney or his designee shall immediately cause an action to be brought in the 24th Judicial District for Jefferson Parish seeking to restrain and enjoin the disruptive behavior at future meetings.**

**Move that the Jefferson Parish School Board establish a policy that upon a board member being found out of order such that the business of the board and school system cannot be conducted and the meeting of the Jefferson Parish School is adjourned due to the conduct, the board attorney or his designee shall immediately cause an action to be brought in the 24th Judicial District for Jefferson Parish seeking to restrain and enjoin the disruptive behavior at future meetings.**

Public comment: Rosalyn Spencer wanted clarity of the reading and the meaning.

Mr. Morgan explained to the board the reasoning of the reading. It was not to fringe upon individual rights, that the business of the board be conducted on a timely manner. Mr. Floyd presented to the board an email from the ACLU regarding the proposed policy on public comment at School Board meetings. The letter from, ACLU, Bruce Hamilton, Staff Attorney, is below and Mr. Floyd requested that it be put into the record. Mr. Morgan said that his intent was to maintain the order in these meetings to conduct business of the school system and not let them turn into a political contest. Mr. Bonura said his concern was another lawsuit that he believed that last Monday his personal rights were violated.

## **OPEN LETTER REGARDING PUBLIC COMMENT POLICY March 6, 2018**

Jefferson Parish School Board  
501 Manhattan Boulevard  
Harvey, LA 70058

Via e-mail: [mark.morgan@jppss.k12.1a.us](mailto:mark.morgan@jppss.k12.1a.us), [larry.dale@jppss.k12.1a.us](mailto:larry.dale@jppss.k12.1a.us), [iicky.jolinson@jppss.k12.1a.us](mailto:iicky.jolinson@jppss.k12.1a.us), [tiffany.kuhn@jppss.k12.1a.us](mailto:tiffany.kuhn@jppss.k12.1a.us), [melinda.bourgeois@jppss.k12.1a.us](mailto:melinda.bourgeois@jppss.k12.1a.us), [cedric.floyd@jppss.k12.1a.us](mailto:cedric.floyd@jppss.k12.1a.us), [Melinda.doucet@jppss.k12.1a.us](mailto:Melinda.doucet@jppss.k12.1a.us), [marion.bonura@jppss.k12.1a.us](mailto:marion.bonura@jppss.k12.1a.us), [sandy.denapolis@jppss.k12.1a.us](mailto:sandy.denapolis@jppss.k12.1a.us), [\\_mfanning@grantbarrow.com](mailto:_mfanning@grantbarrow.com), and postal mail

Dear members of the Jefferson Parish School Board:

The ACLU of Louisiana has learned that the Jefferson Parish School Board (the "Board") is considering a measure that would restrict public comments at its public meetings. As proposed, this measure would prohibit "political and/or election comments at meetings of the board, having deemed that such comment is disruptive, inflammatory, self-promoting, threatening and/or interferes with" Board business.

The proposed measure defines "political and/or election comment" as "any reference, comment, communication or discussion, direct or veiled, that references, directly or indirectly, an individual's or a collection of an individual's past, present, or future election, campaign, or defeat in an election" to the Board. Any person addressing the Board who "engages in political and/or election comment" would be "found out of order" and "forfeit the right to further address the Board at that meeting." A Board member who "engages in political and/or election comment" would be "found out of order" and "in violation of Board policy."

This proposal is patently unconstitutional for several reasons, which we urge you to consider before taking any action with respect to this policy. As proposed, the policy is an unlawful, content-based restriction on protected speech, and it is unconstitutionally overbroad. It is troubling to us that you consider "political and/or election comments" as presumptively disruptive or inflammatory, as political comments by the public at a public meeting of a public body are a hallmark of American democracy.

A couple examples illustrate how restrictive the proposed policy would be. Under the policy, a concerned resident could not say to a Board member, "people in your district oppose this measure, and they will remember your vote when they go to the polls." A Board member could not say to another Board member, "you vowed to support this measure last October, are you breaking your campaign promise?"

In the hierarchy of constitutionally protected speech, the United States Supreme Court notes that "core political speech occupies the highest, most protected position[.]" *R.A. V. v. St. Paul*, 505 U.S. 377, 422 (1992). Speech "concerning public affairs is more than self-expression; it is the essence of self-governance." *Garrison v. Louisiana*, 379 U.S. 64, 74-75 (1964). "Discussion of public issues and debate on the qualifications of candidates are integral to the operation of the system of government established by our Constitution." *Buckley v. Valeo*, 424 U.S. 1, 14 (1976). "The First Amendment affords the broadest protection to such political expression in order 'to assure [the] unfettered interchange of ideas for the bringing about of political and social changes desired by the people.'" *Id.* (quoting *Roth v. United States*, 354 U.S. 476, 484 (1957)).

"Content-based laws—those that target speech based on its communicative content—are presumptively unconstitutional and may be justified only if the government proves they are narrowly tailored to serve compelling state interests." *Reed v. Town of Gilbert*, 135 S. Ct. 2218, 2226 (2015) (citations omitted). "Government regulation of speech is content-based if a law applies to particular speech because of the topic discussed or the idea or message expressed." *Id.* at 2227 (citations omitted).

When a law prohibits a substantial amount of protected speech, "not only in an absolute sense, but also relative to the statute's plainly legitimate sweep," it violates the First Amendment. *United States v. Williams*, 553 U.S. 285, 292 (2008); *Hill v. City of Houston, Tex.*, 764 F.2d 1156, 1161 (5th Cir. 1985). "An overbroad statute is invalid on its face, not merely as applied, and cannot be enforced until it is either re-drafted or construed more narrowly by a properly authorized court." *Id.*

Here, the proposed policy targets a wide variety of speech protected by the First Amendment based on its content. As such, the policy is unconstitutional. For these reasons, we urge the Jefferson Parish School Board not to enact this unlawful policy.

Sincerely,

Jane Johnson  
Interim Executive Director

Move by Mark C. Morgan, second Cedric Floyd  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn  
Nay: Cedric Floyd, Marion Bonura, Ricky Johnson

## 5. Consent Agenda

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### **Discussion: 5.1 Public Comment on Consent Agenda**

Public comment: No public comment.

### **Action (Consent): 5.2 Consent Agenda**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.3 Acceptance, Helen Cox High School, Project 2015-70**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.4 Birney/Keller Attendance Zone Revisions**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.5 Ellis/Bridgedale/Dolhonde Attendance Zone Revisions**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.6 Full and Final Settlement of Workers Compensation claim for AP**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.7 Motion to approve settlement in the lawsuit entitled "Fabian Pace and Tenisha Clark on behalf of their minor child, Irielle Pace," Jefferson Parish School Board, et al., 24th J.D.C., Div. "O", Number 737-923.**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.8 Motion to authorize the Board Attorney, or his designee, to initiate litigation regarding a property dispute at William Hart Elementary School**

Motion by Mark C Morgan, second by Cedric Floyd.  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action (Consent): 5.9 Motion to approve buyout agreement with Superintendent Isaac Joseph**

Public comment: Jeffery Barrois spoke against the item.

Vote by acclamation  
Move by Cedric Floyd, second by Melinda Doucet  
Final Resolution: Motion Carries  
Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Action: 5.10 Approval of the Endorsement request to participate in the Industrial Tax Exemption Program (ITEP) PULLED FOR DISCUSSION**

**JEDCO has received an application for participation within the Industrial Tax Exemption Program (ITEP) from Laitram, LLC and its subsidiaries - Intralox, Laitram Machine Shop, Laitram Machinery and Lapeyre Stair (5 total applications). Each application is for a limited property tax exemption as allowed under the ITEP. JEDCO has reviewed the application against the Jefferson Parish Industrial Tax Exemption Program Rubric, which was adopted by the Jefferson Parish School Board via Resolution on December 12, 2017 and has made a recommendation for exemption per the Rubric based on the project's parameters.**

Public comment: Cathy Johnson, Jeffrey Barrois, Jessie Isadore spoke against the item. Jerry Bologna spoke in favor of the item.

There was a brief discussion by the board and Ms. Denapolis-Bosarge called for the question.

Motion by Mark C Morgan, second by Melinda L Doucet.

Final Resolution: Motion Carries

Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn

Nay: Cedric Floyd, Marion Bonura, Ricky Johnson

#### **Action (Consent): 5.11 Woodland West Swim Contract for Summer Camps**

Motion by Mark C Morgan, second by Cedric Floyd.

Final Resolution: Motion Carries

Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

#### **Discussion: 5.12 Renewal of the Cooperative Endeavor Agreement between Jefferson Federation of Teachers and Jefferson Parish School Board and Jefferson Federation of Teachers Health and Welfare Fund WITHDRAWN**

#### **Action (Consent): 5.13 Early Childhood Network / ACT III / Lead Agency Contract with Julie Paley**

Motion by Mark C Morgan, second by Cedric Floyd.

Final Resolution: Motion Carries

Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **6. Consent Agenda Financial Details**

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#### **Information: 6.1 Financial Details for Consent Agenda Items**

### **7. Items Pulled from Consent Agenda**

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#### **Action: 5.10 Approval of the Endorsement request to participate in the Industrial Tax Exemption Program (ITEP) PULLED FOR DISCUSSION**

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Public comment: Cathy Johnson, Jeffrey Barrois, Jessie Isadore spoke against the item. Jerry Bologna spoke in favor of the item.

There was a brief discussion by the board and Ms. Denapolis-Bosarge called for the question.

Motion by Mark C Morgan, second by Melinda L Doucet.

Final Resolution: Motion Carries

Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn

Nay: Cedric Floyd, Marion Bonura, Ricky Johnson

### **8. Executive Session**

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#### **Action: 8.1 Executive Session**

### **9. New Business**

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#### **9.1 First Readings**

**First Reading authored by Ms. Bourgeois**

As our students' exposure to technology and various online learning opportunities begins at an early age, it is more important than ever, that we incorporate units of study for students specifically addressing social media responsibility and district policies regarding technology. Move that the Jefferson Parish Public School System incorporate units of student for students beginning at the 3<sup>rd</sup> grade through 12<sup>th</sup> grade. The units of study will be developed by the JPPSS Instructional Technology Department to begin during the 2018-2019 school year.

#### **First Reading authored by Ms. Denapolis-Bosarge**

Move that under certain circumstances and with JPSB approval on case-by-case basis, to amend the JPPSS Transportation Policy to allow for free bus transportation for students living within 0.8 miles of a public school.

#### **First Reading authored by Mr. Floyd**

Move that a Jefferson Parish School Board Member shall be reimbursed up to \_\_\_\_\_ in travel and conference expenses per member for a fiscal year.

### **9.2 Other Business**

Ms. Tiffany Kuhn stated that she had a reading concerning student safety. I have learned from our Administration that the 911 call centers who handle all emergency calls in the parish have the capability to access the cameras at every school in the district. The administration is working on a MOU with the Sheriff's office, the City of Kenner and the City of Gretna, who operate their 911 centers to grant them access to the cameras in the event that an emergency arises such as, a shooter on campus, but also a fire or some other emergency. The Board Attorney has prepared a MOU to send out to the Policy Departments for their approval.

There was a motion to have a 24 hour wavier on moving forward on the MOU with local law enforcement officials to give them access to our cameras in real time so that they can see what is going on inside our schools in the event of a campus event.

Moved by Tiffany Kuhn, second by Larry Dale  
It was voted by acclamation.

Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

Move on moving forward on the MOU with local law enforcement, to give them access of our camera with real time so that they can see what is going on inside our school in the event that they can see if something happens on our campus.

Mr. Morgan stated he appreciated Ms. Kuhn and local law enforcement for bringing this to the board

Moved by Tiffany Kuhn, second by Melinda Doucet  
During discussion, Mr. Morgan offered that the motion be changed to a joint motion by the entire board.  
It was voted by acclamation.

Yea: Larry Dale, Mark C Morgan, Melinda L Bourgeois, Marion Bonura, Larry Dale, Melinda L Doucet, Sandy Denapolis-Bosarge, Tiffany H Kuhn, Cedric Floyd, Ricky Johnson

### **Information: 9.3 Announcement of meeting on May 2, 2018 where the School Board plans to consider a resolution adopting ad valorem tax milages for 2018.**

Mr. Morgan read the announcement of meeting on May 2, 2018 where the School Board plans to consider a resolution adopting ad valorem tax milages for 2018.

### **10. Public Comment**

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#### **Discussion: 10.1 Citizens who sign up prior to the start of the meeting will be called to speak on school system related matters.**

Brady Bozant spoke about an anti-bullying curriculum. Rosalyn Spencer, Jeffery Barrois, Ben Monscona and Denise Carpenter, Chief of Student Support, spoke about clarification on procedures of state guidelines on outside services and ELL Read Aloud procedures. There was a brief discussion by the board. Francine Simmons asked the board to reconsider purchasing chrome books for the schools. There is a brief discussion by the board.

### **11. Announcements/Good News**

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Melinda Doucet said that she was able to listen to the U S Department of Justice Executive Director of Tri-state about the opioid additions that come into the schools. She said that he would come into the schools to speak about this issue. She is very proud to say that the district won the best video and received a \$5,000 check for the video that was made on STEM schools. Marion Bonura stated that Cathie Smith put the STEM program together and he congratulated her. He said that she asked him to make a reading at the next meeting to split the \$5,000 between the three schools. Tiffany Kuhn said that the student at Truman did a video and sent it to the Student Film Festival and it has been selected and will be presented at the Natchitoches 2018 Cane River Film Festival. Germaine Gilson, Chief of Staff, announced that Helen Cox was just selected by the Hispanic Heritage Foundation and they have partnered with Dr. Calvin Mackie to teach Hispanic students grades 10 and 11 coding as a second language. The program is free and funded by the foundation, they will launch this on Friday, March 9th and they are expecting U S Representative Steve Scalise to be in attendance. Mark Morgan thanked Lale Geer on his first meeting as Acting Superintendent.

## **12. Appendix: Administrative Reports**

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**Report: 12.1 Check Register 01.26.18-02.22.18**

**Information: 12.2 Financial Health Summaries and Budget to Actual**

**Information: 12.3 Charter School Letters of Intent Received**

## **13. End Meeting**

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**Procedural: 13.1 Adjourn**