Centerville, Louisiana

April 13, 2021

The St. Mary Parish School Board met in special session on Tuesday, April 13, 2021, at 5:00 P.M., in the Evans Medine Meeting Room at the Central Office Complex in Centerville, Louisiana, with the following members answering to roll call:

**Present:** Mrs. Pearl B. Rack, Mrs. Ginger S. Griffin, Ms. Marilyn P. LaSalle, Mr. Michael E. Taylor, Mr. Dwight D. Barbier, Mrs. Alaina L. Black, Mr. Kenneth E. Alfred, and Mr. Joseph C. Foulcard Jr.(joined meeting at 5:18 p.m., started voting on agenda item 12).

**Absent:** Ms. Sylvia K. Lockett, Mr. Wayne J. Deslatte, Mr. Roland H. Verret.

**Invocation and Pledge of Allegiance**

Mrs. Bergeron gave the Invocation and led the Pledge of Allegiance to the Flag of the United States of America.

**Approval of Amended Agenda**

There were no amended agenda items to approve.

**Approval of Official School Board Minutes**

Mrs. Griffin offered the motion, Mr. Taylor offered the second and the motion carried to approve the official school board minutes from the regular meeting held on March 11, 2021, as presented. All in favor and the motion carried.

**Approval of Consent Agenda**

President Alfred stated that Board Members can remove any of the items on the consent agenda for further discussion in the regular proceedings. Superintendent Bagwell read aloud the items on the consent agenda as follows:

**New Business**

**Personnel:**

**Item 1:** \*Approve 180, 180B, 182, 200, 202, 212, 220, 222, 240, 242 Employee Calendars for 2021-2022 school year.

**Item 2:** \*Approval of policies from Forethought Consulting.

A. \*Protection of Criminal Background Information (GBCA) NEW

**Item 3:** \*Approve modified summer work schedule.

**Item 4**: \*Award Bids:

A. \*Child Nutrition Department Item: Milk Bid

**Item 5:** \*Approve Library Book Jobber.

**Item 6:** \*Approve Cooperative Agreement between the Louisiana Cooperative Extension Service to assure continued informal educational programming from the LSU AgCenter in support of 4-H Youth Development.

**Item 7:** \*Request permission to obtain proposals for a newspaper to serve as the official

journal for the school board for the year commencing July 1, 2021.

**Item 8:** \*Approve disability insurance for the period commencing October 1, 2021.

**Item 13:** \*Approve updated Job Descriptions for:

A. \*Teacher

B. \*Coordinator of Pupil Appraisal Services/504

**Item 14:** \*Permission to advertise bids for custodial supplies.

Mr. Barbier made a motion to approve the items on the Consent Agenda as presented by Dr. Bagwell. Mrs. Black made a second, all in favor and the motion carried.

**Business Affairs:**

**Item 9:** To consider and take action with respect to adopting a resolution providing for canvassing the returns and declaring the result of the special election held in the Parish of St. Mary, State of Louisiana, for school purposes, on Saturday, March 20, 2021 to authorize the levy of a sales and use tax therein.

Mr. Perry read aloud the election results from Section 2 of the resolution as follows:

According to the official certified tabulation of votes cast as said Election, there was a total of 3,052 votes cast IN FAVOR OF the Proposition and a total of 1,904 votes cast AGAINST the Proposition, resulting in a majority of 1,148 votes IN FAVOR OF the Proposition. The Proposition was therefore duly CARRIED by a majority of the votes cast by the qualified electors voting at the Election. He then asked the Board to make a motion to adopt the resolution as presented.

Mr. Taylor made a motion to approve adopting a resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of St. Mary, State of Louisiana, for school purposes, on Saturday, March 20, 2021 to authorize the levy of a sales and use tax therein. Ms. LaSalle offered a second and the Board entered into discussion.

Mrs. Rack asked would it be possible or admissible at this time, with the passage of the tax that the Board make payments in two installments instead of monthly. She stated at a previous board meeting, she suggested that the Board make this payment in June and December, but she was told to wait and see if the tax passes.

Mr. Perry responded that the tax proceeds will go on a salary schedule and disbursed monthly, as previous discussed.

Mr. Taylor stated that the Board could not consider Mrs. Rack’s request, since it was not on the agenda as an item.

Mrs. LaSalle stated that it is a major change with the Gold Book.

Mr. Perry said, “the problem with that is then we cannot put that in our salary schedule. It becomes more of a one-time payment or a supplemental payment, and that would not necessarily be what we wanted to accomplish with the Gold Book and recruiting.”

Mrs. LaSalle asked Mr. Perry if the answer was “No” to Mrs. Rack’s question.

Mr. Perry responded that he did not feel that the Board could do that.

Mr. Taylor stated he was going to offer a motion at the next meeting to adjust the Gold Book to reflect the election results, which includes the $3,000 increase for teachers and $1,500 for support personnel, as publicly stated several times.

Mrs. Rack said, “so you are saying that this can be discussed at another meeting, since Mr. Taylor was going to basically do the same thing.”

President Alfred responded that it would have to be a separate agenda item.

A roll call vote was taken as follows:

YEAS: Pearl B. Rack, Ginger S. Griffin, Marilyn P. LaSalle, Michael E. Taylor, Alaina L. Black, Dwight D. Barbier, and Kenneth E. Alfred

NAYS: None

ABSENT: Joseph C. Foulcard, Jr., Sylvia K. Lockett, Wayne J. Deslatte, and Roland H. Verret

The motion passed unanimously.

The following resolution was offered by Michael E. Taylor and seconded by Marilyn P. LaSalle:

**RESOLUTION**

A resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of St. Mary, State of Louisiana, for school purposes, on Saturday, March 20, 2021, to authorize the levy of a sales and use tax therein.

BE IT RESOLVED by the Parish School Board of the Parish of St. Mary, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Mary, State of Louisiana, for school purposes (the "Parish"), that:

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in the Parish of St. Mary, State of Louisiana, for school purposes, on SATURDAY, MARCH 20, 2021 (the "Election"), to authorize the levy of a sales and use tax therein pursuant to the following proposition (the "Proposition"):

**PROPOSITION**

**(SALES TAX)**

Shall the Parish School Board of the Parish of St. Mary, State of Louisiana (the "School Board"), under the applicable provisions of Louisiana law, be authorized to levy and collect a tax of

.45 of one percent (.45%) (the "Tax"), for a period of five years, beginning July 1, 2021, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services in the jurisdiction of the School Board, all as defined by law (an estimated $3,850,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year), with the proceeds of the Tax (after paying the reasonable and necessary expenses of collecting and administering the Tax) to be dedicated and used to supplement salaries and benefits paid by the School Board for teachers and other personnel employed by the School Board?

This Governing Authority does further proceed to examine and canvass the returns of the Election thereof.

SECTION 2. Election Results. According to the official certified tabulation of votes cast at said Election,

there was a total of 3,052 votes cast IN FAVOR OF the Proposition and a total of l,904 votes cast AGAINST the Proposition, resulting in a majority of 1,148 votes cast IN FAVOR OF the Proposition. The Proposition was therefore duly CARRIED by a majority of the votes cast by the qualified electors voting at the Election.

SECTION 3. Promulgation of Election Result. The results of said election shall be promulgated by publication in the manner provided by law, after receipt from the Secretary of State's office of the actual costs of the election, as required by Act 205 of the Regular Session of the Legislature of Louisiana for the year 2019.

SECTION 4. Declaration. The foregoing results of the Election are hereby declared by this Governing Authority and shall be published as required by law.

SECTION 5. Proces Verbal. A *Proces Verbal* of the canvass of the returns of the Election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of St. Mary, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Pearl B. Rack, Ginger S. Griffin, Marilyn P. LaSalle, Michael E. Taylor, Alaina L. Black, Dwight D. Barbier, and Kenneth E. Alfred

NAYS: None

ABSENT: Joseph C. Foulcard, Jr., Sylvia K. Lockett, Wayne J. Deslatte, and Roland H. Verret

And the resolution was declared adopted on this, the 13th day of April, 2021.

/s/Teresa T. Bagwell /s/ Kenneth E. Alfred

Secretary President

PROCES VERBAL OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF ST. MARY, STATE OF LOUISIANA, ON SATURDAY, MARCH 20, 2021.

BE IT KNOWN AND REMEMBERED that on Tuesday, April 13, 2021, at 5:00 p.m., at its regular meeting place, the Evans Medine Meeting Room, Central Office Complex, 474 Hwy. 317, Centerville, Louisiana, the Parish School Board of the Parish of St. Mary, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Mary, State of Louisiana, for school purposes (the "Parish"), and being the authority ordering the special election held therein on Saturday, March 20, 2021, with the following members present:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;

There being absent: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;

did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

**PROPOSITION**

**(SALES TAX)**

Shall the Parish School Board of the Parish of St. Mary, State of Louisiana (the "School Board"), under the applicable provisions of Louisiana law, be authorized to levy and collect a tax of

.45 of one percent (.45%) (the "Tax"), for a period of five years, beginning July 1,2021, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services in the jurisdiction of the School Board, all as defined by law (an estimated $3,850,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year), with the proceeds of the Tax (after paying the reasonable and necessary expenses of collecting and administering the Tax) to be dedicated and used to supplement salaries and benefits paid by the School Board for teachers and other personnel employed by the School Board?

There was found by said count and canvass that there was a total of **3,052** votes cast **IN FAVOR OF** the Proposition and a total of **1,904** votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of **1,148** votes cast **IN** **FAVOR OF** the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, March 20, 2021.

Results by precinct are available from the Secretary of this Governing Authority during regular business hours or via the Louisiana Secretary of State's website (voterportal.sos.la.gov).

**Exhibit** "A" attached hereto and made a part of this *Prods Verbal* is a copy of the Notice of Special Election

and proof of publication thereof.

THUS DONE AND SIGNED at Centerville, Louisiana, on this, the 13th day of April, 2021.

ATTEST: \_\_\_\_\_\_*/s/* Kenneth E. Alfred\_\_\_\_\_\_\_\_ President

*/s/* Teresa T. Bagwell

Secretary

EXHIBIT "A"

**NOTICE OF SPECIAL ELECTION**

Pursuant to the provisions of a resolution adopted by the Parish School Board of the Parish of St. Mary, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Mary, State of Louisiana, for school purposes (the "Parish"), on November 12, 2020, NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on **SATURDAY, MARCH 20, 2021,** and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

**PROPOSITION**

**(SALES TAX)**

Shall the Parish School Board of the Parish of St.Mary, State of Louisiana (the "School Board"), under the applicable provisions of Louisiana law, be authorized to levy and collect a tax of

.45 of one percent (.45%) (the "Tax"), for a period of five years, beginning July 1,2021, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services in the jurisdiction of the School Board, all as defined by law (an estimated $3,850,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year), with the proceeds of the Tax (after paying the reasonable and necessary expenses of collecting and administering the Tax) to be dedicated and used to supplement salaries and benefits paid by the School Board for teachers and other personnel employed by the School Board?

Said special election will be held at each and every polling place in the Parish of St. Mary, which polls will open at seven o'clock (7:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541.

The polling places at the precincts in the Parish are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The estimated cost of this election as determined by the Secretary of State based upon the provisions of Chapter 8-A of Title 18 and actual costs of similar elections is $67,000.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of l 950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Evans Medine Meeting Room, Central Office Complex, 474 Hwy. 317, Centerville, Louisiana, on **THURSDAY, APRIL 8, 2021,** at FIVE **O'CLOCK (5:00) P.M.,** and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Centerville, Louisiana, on this, the 12th day of November, 2020.

ATTEST:

\_\_\_\_\_\_\_*/s/* Michael E. Taylor\_\_\_\_\_\_

President

*/s/* Teresa T. Bagwell

Secretary

**AFFIDAVIT OF PUBLICATION**

TO WHOM IT MAY CONCERN:

I, **Angela Guckeen,** do hereby certify that the Legal Notice was published in the **"ST. MARY AND FRANKLIN BANNER-TRIBUNE" ,** a newspaper published in Franklin, Louisiana, Parish of St. Mary, State of Louisiana, and is the Official Journal of the Parish of St. Mary on the following date(s):

December 30, 2020

January 6, 2021

January 13, 2021

January 20, 2021



Sworn to and subscribed before me this 25th day of January, 2021.



Joseph A. **Tabb**

NOTARY PUBLIC

My Commission expires \_\_\_\_\_ BAR ROLL 31983

COMMISSION EXPIRES AT **DEATH**

**PROCLAMATION**

I, the undersigned Secretary of the Parish School Board of the Parish of St. Mary, State of Louisiana, the governing authority of the Parish of St. Mary, State of Louisiana, for school purposes (the "Parish"), do hereby declare, proclaim and announce that the proposition submitted at the special election held in the Parish on Saturday, March 20, 2021, was CARRIED by a majority of the votes cast at the said special election, all as described and set out in the above *Proces Verbal.*

THUS DONE AND SIGNED at Centerville, Louisiana, on this, the 13th day of April, 2021.

*/s/* Teresa T. Bagwell Secretary

**STATE OF LOUISIANA**

**PARISH OF ST. MARY**

I, the undersigned Secretary of the Parish School Board of the Parish of St. Mary, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Mary, State of Louisiana, for school purposes (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings and *Proces Verbal* made by said Governing Authority on April 13, 2021, providing for canvassing the returns and declaring the results of the special election held in the Parish on Saturday, March 20, 2021, to authorize the levy of a sales and use tax therein.

IN FAITH WHEREOF, witness my official signature at Centerville, Louisiana, on this, the 13th day of April, 2021.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Secretary

**Item 10:** To consider and take action with respect to adopting an ordinance providing for the levy within the Parish of St. Mary, State of Louisiana, of a .45% sales and use tax for school purposes, such tax having been authorized at a special election held in the Parish on Saturday, March 20, 2021.

Mr. Perry asked the Board for a motion to approve the ordinance for the levy as presented.

Mr. Taylor offered a motion and seconded by Mrs. Griffin to adopting an ordinance providing for the levy within the Parish of St. Mary, State of Louisiana, of a .45% sales and use tax for school purposes, such tax having been authorized at a special election held in the Parish on Saturday, March 20, 2021. A roll call vote was taken as follows:

YEAS:Pearl B. Rack, Ginger S. Griffin, Marilyn P. LaSalle, Michael E. Taylor, Alaina L. Black, Dwight D. Barbier, and Kenneth E. Alfred

NAYS: None

ABSENT: Joseph C. Foulcard, Jr., Sylvia K. Lockett, Wayne J. Deslatte, and Roland H. Verret

The motion passed unanimously.

The following ordinance was offered for adoption by Michael E. Taylor and seconded by Ginger S. Griffin:

**ORDINANCE**

An ordinance providing for the continued levy within the Parish of

St. Mary, State of Louisiana, for school purposes, effective July 1, 2021,

of .45 of one percent (.45%) sales and use tax upon the sale at retail,

the use, the lease or rental, the consumption, and the storage for use

or consumption, of tangible personal property and on sales of services

in said Parish, providing for the assessment, collection, payment thereof

and the dedication of the proceeds of said tax and the purpose for which

the proceeds of the tax may be expended, such tax having been

authorized at a special election held in said Parish on March 20, 2021.

WHEREAS, under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority and an election held on March 20, 2021, the Parish School Board of the Parish of St. Mary, State of Louisiana (the "School Board"), is authorized to levy and collect within St. Mary Parish from and after July 1, 2021, a .45 of one percent (.45%) sales and use tax (the “Tax”), upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and upon the sale of services as defined in applicable statutory authority, pursuant to the following proposition which was approved at said election held on March 20, 2021:

**PROPOSITION**

**(SALES TAX)**

Shall the Parish School Board of the Parish of St. Mary, State of Louisiana (the "School Board”),

under the applicable provisions of Louisiana law, be authorized to levy and collect a tax of

.45 of one percent (.45%) (the "Tax"), for a period of five years, beginning July 1, 2021, upon

the sale at retail, the use, the lease or rental, the consumption, and the storage for use or

consumption, of tangible personal property and on sales of services in the jurisdiction of the

School Board, all as defined by law (an estimated $3,850,000 reasonably expected at this time

to be collected from the levy of the Tax for an entire year), with the proceeds of the Tax (after

paying the reasonable and necessary expenses of collecting and administering the Tax) to

be dedicated and used to supplement salaries and benefits paid by the School Board for teachers

and other personnel employed by the School Board?

WHEREAS, in compliance with the aforesaid constitutional and statutory authority and said special

election of March 20, 2021, it is the desire of this School Board to provide for the levy and collection of the Tax and to provide for distribution of the proceeds thereof and other matters in connection therewith as hereinafter provided in this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Parish School Board of the Parish of St. Mary, State of Louisiana (the “School Board”), that:

SECTION 1. Imposition. Pursuant to the authority of a special election held in the Parish of St. Mary, State of Louisiana (the “Parish”), on March 20, 2021, the Tax is hereby levied upon the sale at retail,

the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property, and on the sales of services in the Parish, as defined by law. The Uniform Local Sales Tax Code, as enacted by Act 73 of the 2003 Regular Session of the Louisiana Legislature and as it may be amended, shall apply in the assessment, collection, administration and enforcement of the Tax, the provisions of which are hereby incorporated by reference.

SECTION 2. Rate of Tax. The Tax is levied at the rate of .45 of one percent (.45%) of the sales price of each item or article of tangible personal property when sold at retail in the Parish, the Tax to be computed on gross sales for the purpose of remitting the amount of tax due to the Parish, and to include each and every retail sale. The Tax is levied at the rate of .45 of one percent (.45%) of the cost price of each item or article of tangible personal property when the same is not sold but is used, consumed, distributed, or stored for use or consumption in the Parish, provided there shall be no duplication of the Tax. The Tax is levied at the rate of .45 of one percent (.45%) of the gross proceeds derived from the lease or rental of tangible personal property, as defined by law, where the lease or rental of such property is an established business, or part of an established business, or the same is incidental or germane to the said business, or of the monthly lease or rental price paid by lessee or rentee, or contracted or agreed to be paid by lessee or rentee to the owner of the tangible personal property. The Tax is levied at the rate of .45 of one percent (.45%) of the amount paid or charged for taxable services, as defined by law, performed in the Parish.

SECTION 3. Effective Date. The Tax shall be effective on July 1, 2021.

SECTION 4. Term. The Tax shall remain in effect for five (5) years (July 1, 2021 through June 30, 2026).

SECTION 5. Purposes. The proceeds of the Tax shall be used for the purposes set forth in the proposition approved by the voters in the special election held in the Parish on March 20, 2021, authorizing the Tax, which proposition is set forth in the preamble hereto.

SECTION 6. Vendor’s Compensation. For the purpose of compensating the dealer in accounting

for and remitting the Tax levied by this ordinance, each dealer shall be allowed two percent (2%) of the amount of Tax due and accounted for and remitted to the Parish’s collector in the form of a deduction in submitting its report and paying the amount due by the dealer, provided the amount due was not delinquent at the time of payment, and provided the amount of any credit claimed for taxes already paid to a wholesaler shall not be deducted in computing the commission allowed the dealer hereunder.

SECTION 7. Exclusions and Exemptions. The School Board adopts none of the optional exclusions

or exemptions allowed by State sales and use tax law, nor does this School Board adopt any exclusions or

exemptions authorized by legislation enacted under Article VI, Section 29 (D)(1) of the Constitution of the

State of Louisiana of 1974, that are not allowed as an exclusion or exemption from State sales and use tax. Included within the base of the Tax is every transaction, whether sales, use, lease or rental, consumption, storage or service, with no exclusions or exemptions except for those mandated upon political subdivisions by the Constitution or statutes of the State of Louisiana, including the Act.

SECTION 8. Interest on Unpaid Amount of Tax Due. As authorized by La. R.S. 47:337.69, the interest on unpaid amounts of the Tax which are due shall be at the rate of one percent (1%) per month.

SECTION 9. Delinquency Penalty. The delinquency penalty, as provided by La. R.S. 47:337.70,

shall be five percent (5%) per month on the unpaid amount of the Tax due for each thirty-day period, not to exceed five thirty-day periods.

SECTION 10. Penalty for False, Fraudulent or Grossly Incorrect Return. The penalty as authorized

by La. R.S. 47:337.72 shall be fifty percent (50%) of the amount of the Tax found to be due.

SECTION 11. Negligence Penalty. The penalty as authorized by La. R.S. 47:337.73 shall be five

percent (5%) of the unpaid amount of the Tax found to be due, or ten dollars ($10.00), whichever is greater.

SECTION 12. Penalty for Insufficient Funds Check. The penalty as authorized by La. R.S. 47:337.74 shall be an amount of twenty dollars ($20.00).

SECTION 13. Attorney Fees. The collector is authorized to employ private counsel to assist in the

collection of any taxes, penalties or interest due under this ordinance, or to represent him in any proceeding under this ordinance. If any taxes, penalties or interest due under this ordinance are referred to an attorney at law for collection, an additional charge of attorney fees, in the amount of ten per centum (10%) of the taxes, penalties and interest due, shall be paid by the tax debtor.

SECTION 14. Penalty for Costs Incurred. As provided by R.S. 47:337.75, and under the circumstances set forth therein, a penalty shall be added to the amount of Tax due in an amount as itemized by the Collector to compensate for all costs incurred in making an examination of books, records or documents, or an audit thereof, or in the holding of hearings or the subpoenaing and compensating of witnesses.

SECTION 15. Distraint Penalty. The penalty as provided by R.S. 47:337.76 in cases where the distraint procedure is used in the collection of the Tax shall be ten dollars ($10.00).

SECTION 16. Limits on Interest, Penalty and Attorney Fees. Should the interest, penalties or attorney fees herein, or the combined interest, penalties and attorney fees, be declared to be in excess of limits provided by other law, including relevant jurisprudence, then the maximum interest, penalties and attorney fees allowed by such other law shall apply.

SECTION 17. Collector. The Tax levied by this ordinance is authorized to be collected by a "Collector" which term shall mean the St. Mary Parish Sales and Use Tax Department.

SECTION 18. Powers of Collector. The Collector is hereby authorized, empowered and directed

to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist it in the performance of its duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

SECTION 19. Agreement to Collect Tax on Vehicles. With regard to the collection of the Tax on

any motor vehicle, automobile, truck, truck-trailer, trailer, semi-trailer, motor bus, home trailer, or any other vehicle subject to the vehicle registration license Tax, this School Board, acting through the President and/or Secretary, is authorized to enter into an agreement or agreements with the Vehicle Commissioner, Department of Public Safety and Corrections, for the collection of the Tax on such vehicles, as provided by R.S.47:303(B).

SECTION 20. Revenues of Tax. All taxes, revenues, funds, assessments, moneys, penalties, fees

or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the Tax shall be promptly deposited by the Collector for the account of the School Board in the special fund heretofore established and maintained for the deposit of such proceeds, which fund is a separate bank account maintained with the regularly designated fiscal agent of the School Board; provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

In compliance with the said special election of March 20, 2021, authorizing the Tax, after all reasonable and necessary costs and expenses of collecting and administration of the Tax have been paid as provided for above, the remaining balance in said special fund shall be available for appropriation and expenditures by the School Board solely for the purposes designated in the applicable proposition authorizing the levy of the Tax.

SECTION 21. Severability. If any or more of the provisions of this ordinance shall for any reason

be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this ordinance, but this ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this ordinance which validates or makes legal any provision of this ordinance which would not otherwise be valid or legal, shall be deemed to apply to this ordinance.

SECTION 22. Uniform Sales Tax Controlling. If any provision of this ordinance shall be in conflict

with the provisions of the Uniform Local Sales Tax Code, the provisions of the Uniform Local Sales Tax Code shall be controlling.

SECTION 23. Effective Date of Ordinance. This ordinance shall be in full force and effect immediately upon its adoption, being an ordinance affecting the public peace, health and safety.

SECTION 24. Publication and Recordation. This ordinance shall be published in one issue of the official journal of this School Board as soon as is reasonably possible. A certified copy of this ordinance shall be recorded in the mortgage records of the Parish of St. Mary, State of Louisiana.

The final adoption of the foregoing ordinance having been duly moved and seconded, the roll was called and the following vote was taken and recorded:

YEAS: Pearl B. Rack, Ginger S. Griffin, Marilyn P. LaSalle, Michael E. Taylor, Alaina L. Black, Dwight D. Barbier, and Kenneth E. Alfred

NAYS: None

ABSENT: Joseph C. Foulcard, Jr., Sylvia K. Lockett, Wayne J. Deslatte, and Roland H. Verret

And the ordinance was declared adopted on this, the 13th day of April, 2021.

/s/ Teresa T. Bagwell /s/ Kenneth E. Alfred

Secretary President

**STATE OF LOUISIANA**

**PARISH OF ST. MARY**

I, the undersigned Secretary of the Parish School Board of the Parish of St. Mary, State of Louisiana

(the "School Board"), the governing authority of the Parish of St. Mary, State of Louisiana, for school purposes (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of an ordinance adopted by the School Board on April 13, 2021, providing for the levy within the Parish of St. Mary, State of Louisiana, effective July 1, 2021, of .45 of one percent (.45%) sales and use tax upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and upon the sale of services in said Parish, levying and providing for the assessment, collection, payment and dedication of the proceeds of such tax and the purpose for which the proceeds of the tax may be expended, such tax having been authorized at a special election held in the Parish on March 20, 2021.

IN FAITH WHEREOF, witness my official signature at Centerville, Louisiana, on this, the 13th day of April, 2021.

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Secretary

**Item 11:** Announce that the Parish School Board of the Parish of St. Mary, State of Louisiana, plans to consider adopting a resolution ordering and calling a special election to be held in Consolidated School District No. 5 of the Parish of St. Mary, State of Louisiana to authorize the renewal of an existing ad valorem tax therein at its meeting on Thursday, May 13, 2021 at 5:00 p.m. at the Evans Medine Meeting Room at the Central Office Complex, 474 Hwy. 317, Centerville, Louisiana.

Mr. Perry stated that this is only an announcement that does not require action from the Board. He mentioned that this Consolidate School District No. 5 is a parish wide property tax, and it should not be confused with the Patterson District No. 5. The School Board is having to start the process over, since the resolution could not be approved at the April 8, 2021 regular board meeting. The resolution will be adopted at the May 13, 2021 regular school board meeting, to apply with the bond commission for the tax.

**Item 12:** Proclamations:

A. School Lunch Hero Day (May 7, 2021).

Mrs. Claire Guarisco stated that school cafeteria workers are her “Heroes.” They do some back breaking work each and every day to ensure that they prepare healthy food, adhere to strict nutrition standards, and offer service with a smile through some of the most difficult times in our society. They are dedicated hard working individuals who give up themselves to make sure that no kid goes hungry. She asked the Board to honor the school cafeteria workers by making a motion to proclaim May 7, 2021 as “School Lunch Hero Day.”

Mr. Barbier made a motion to approve the Proclamation for “School Lunch Hero Day” on May 7, 2021. Mrs. Rack made a second, all in favor and the motion carried.

**SCHOOL LUNCH HERO DAY**

**OFFICIAL PROCLAMATION**

WHEREASnutritious meals at school are an essential part of the school day; and

WHEREAS the staff of the District’s school meals and nutrition department are committed to providing healthful, nutritious meals to the District’s children; and

WHEREAS the men and women who prepare and serve school meals help nurture our children through their daily interaction and support; and

WHEREAS the day of Friday, May 7, 2021 is School Lunch Hero Day

NOW THEREFORE, the St. Mary Parish School Board does hereby proclaim May 7, 2021 as SCHOOL LUNCH HERO DAY and encourage all residents to become aware and concerned about their children’s and their own nutrition habits, in hope of achieving a more healthful citizenry for today and the future.

I, undersigned President and Secretary of St. Mary Parish School Board, do hereby certify that the above and foregoing is a true copy of a proclamation adopted at its special Meeting on April 13, 2021, at which time a quorum was present and that same is in full force and effect.

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Kenneth E. Alfred, President Teresa T. Bagwell, Secretary

**Item 15:** Approval of extension of the Superintendent’s Contract.

President Alfred indicated after negotiations between the Superintendent, Vice-President, and President of the Board, they are recommending changes to the Superintendent’s contract as follows:

* The contract be extended and include the new verbiage that is statutorily required as recommended by legal counsel;
* The contract begins on April 14, 2021, and terminates on June 30, 2023;
* The Superintendent’s base pay be increased by $6,000 per year.

President Alfred asked the Board to include all recommended changes of the Superintendent’s contract in one motion.

Mrs. Griffin offered a motion and Mr. Taylor offered a second to approve the extension of the Superintendent’s contract with all recommended changes, as discussed.

Discussion followed, where Mrs. Rack asked if the $6,000 increase included the $3,000 raise from the passage of the sales tax.

President Alfred responded that the $3,000 raise is separate from the contract, and the $6,000 increase was based on the index of the school system’s Gold Book.

Mrs. Rack then questioned if the $3,000 will be awarded to the Superintendent.

Ms. LaSalle responded “Yes” she will receive the $3,000 raise from the .45% sales tax recently passed by the taxpayers, and the Board is awarding the $6,000 increase for the base pay per year.

With there being no further discussion, the motion carried with Mrs. Rack voting nay.

**Committee Reports:**

President Alfred reminded the Board of the District Maintenance Committees Special Projects Meetings scheduled on May 11th in the Evans Medine Meeting Room, at the Central Office Complex in Centerville, LA as follows:

* District I Committee Meeting: May 11, 2021 at 5:00 p.m.
* District II Committee Meeting : May 11, 2021 at 4:00 p.m.
* District III Committee Meeting: May 11, 2021 at 6:00 p.m.

**Other Business as Allowed by Act 131**

None

**Closing**

**Resolution of Respect**

Mrs. Bergeron read the Resolutions of Respect for the late Dorothy Mae Gabriel (retired teacher) and Louise Gray (retired cafeteria technician).

With there being no further business to address, Mrs. Griffin made a motion to adjourn the meeting. Mrs. LaSalle made a second, all in favor and the motion carried.