

MINUTES OF SPECIAL MEETING/EXECUTIVE SESSION
To Discuss Matters as Allowed by Idaho Code, Section 67-2345 (1b)
To Consider the Evaluation, Dismissal or Disciplining of, or to Hear
Complaints or Charges Brought Against a Public School Student
(With option to take any action pertinent to
Student Discipline Hearing in Open Session)
Pocatello/Chubbuck School District No. 25
County of Bannock – State of Idaho

Superintendent's Office at the Education Service Center
4:30 p.m.
Wednesday, January 27, 2010

BOARD/SUPERINTENDENT PRESENT:

Marianne Donnelly, Chair, Board of Trustees
Janie Gebhardt, Vice Chair, Board of Trustees (Excused)
Frank Rash, Clerk, Board of Trustees
John Sargent, Member, Board of Trustees
Jackie Cranor, Member, Board of Trustees
Mary M. Vagner, Superintendent

Call to Order/Executive Session – Student Discipline Hearing:

Chair Donnelly called the meeting to order at 4:31 p.m. A motion was made by Ms. Cranor and seconded by Mr. Rash to adjourn to Executive Session. The roll call vote was unanimous in the affirmative; Mr. Sargent, aye; Mr. Rash, aye; Ms. Cranor, aye; Ms. Donnelly, aye. The Board adjourned to Executive Session at 4:32 p.m.

Purpose: To discuss student discipline.

The Board proceeded to discuss student discipline as provided in Idaho Code, Section 67-2345 (1b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public school student.

OTHERS PRESENT:

Student Docket No. 10-16 (Not Present)
Jim Harrell, Director of Student Support Services
Maurice Canfield, Sergeant, Pocatello Police Department
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session

The Board returned to Open Session at 4:40 p.m. A motion was made by Ms. Cranor and seconded by Mr. Sargent that the Board approve and adopt the recommendation of the DDRC and District Superintendent and take no action at this time. The voting was unanimous in the affirmative. The Board recessed at 4:40 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Ms. Cranor and seconded by Mr. Sargent to reconvene to Executive Session at 4:45 p.m. The roll call vote was unanimous in the affirmative, Mr. Sargent, aye; Mr. Rash, aye; Ms. Cranor, aye; Ms. Donnelly, aye.

OTHERS PRESENT:

Student Docket No. 08-30
Student Docket No. 08-30 Legal Guardian

Jim Harrell, Director of Student Support Services
Maurice Canfield, Sergeant, Pocatello Police Department
Dixie Erickson, Principal, Kinport
Paul Echohawk, Attorney
Steve Anderson, Assistant Principal, Century High School
Kathy Leishman, Teacher, Hawthorne Middle School
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 5:44 p.m. A motion was made by Mr. Rash and seconded by Mr. Sargent that based upon the information presented to the District Board of Trustees during the reinstatement hearing for **Student Docket No. 08-30**, held on January 27, 2010, as well as the recommendation of the District's Administrative Team and the conduct of **Student Docket No. 08-30** during the period of absence from the School District, I hereby move that the Board approve and adopt the recommendation of the School Administration for the reinstatement of **Student Docket No. 08-30** to the Pocatello/Chubbuck School District commencing immediately.

As provided by Idaho Code 33-205, a Board of Trustees may establish reasonable conditions for a student's re-enrollment to a District. Accordingly, this reinstatement is conditioned upon the following:

1. **Student Docket No. 08-30** shall be placed at Kinport Academy for the remainder of the 2009-2010 school year.
2. Attendance at Kinport Academy shall be through a strict Academic and Behavioral Contract, the terms of which shall be established during a meeting between **Student Docket 08-30**, the Parent/Legal Guardian of **Student Docket 08-30** and the School's Administration. The final decision as to these terms will be with the discretion of the school's administration. However, at minimum, this contract will address provisions of:
 - i. Attendance expectations;
 - ii. Homework completion and turning in;
 - iii. Required interactions with students and adults at school and in the school setting;
 - iv. A requirement of no physical contact with other students;
 - v. A requirement of no bullying, harassment, intimidation or other verbal inappropriate statements to any school staff or students during the school day or in relation to any school functions;
3. **Student Docket No. 08-30** shall be assigned an individual in the school's administration and/or counseling department. This individual will be the individual **Student Docket 08-30** shall seek out for assistance with problems or interactions with others at school. This individual will periodically check up on and with **Student Docket No. 08-30** to work with him on his transition back to the District.
4. **Student Docket No. 08-30** shall not enter into any other school building of the District, other than Kinport Academy, for the remainder of the 2009-2010 school year and shall only be on the premises of any other District school building associated with transportation to Kinport. If an individual situation arises where **Student Docket No. 08-30** seeks an exception to this rule, this shall be raised to the Administration at Kinport Academy for consideration of an exception.
5. Appropriate documentation shall be entered into between **Student Docket No. 08-30**, the family of **Student Docket No. 08-30** and the District's Administration to provide for a free flow of information between the District and any agencies/private service providers working with **Student Docket No. 08-30**, relating to matters solely associated with and impacting upon the education of **Student Docket No. 08-30**. Such information will be utilized only to assist the student in meeting his educational goals and to assist the service provider in meeting the provider's goals.
6. At the end of the 2009-2010 school year, a meeting shall be held between **Student Docket No. 08-30**, the parent/legal guardian of **Student Docket No. 08-30** and the school's administration to address appropriate placement for the 2010-2011 school year.

Should **Student Docket No. 08-30** fail to meet the above stated conditions, violate any provision of the Behavioral and Academic Contract, or engage in any other infraction of District or School Discipline Policies, **Student Docket No. 08-30** shall be brought back before the Board of Trustees for consideration of expulsion

and revocation of the reinstatement to school. The voting was unanimous in the affirmative. The Board recessed at 5:48 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Mr. Sargent and seconded by Ms. Cranor to reconvene to Executive Session at 5:54 p.m. The roll call vote was unanimous in the affirmative, Mr. Sargent, aye; Mr. Rash, aye; Ms. Cranor, aye; Ms. Donnelly, aye.

OTHERS PRESENT:

Student Docket No. 08-28

Student Docket No. 08-28 Legal Guardian
Jim Harrell, Director of Student Support Services
Maurice Canfield, Sergeant, Pocatello Police Department
Dixie Erickson, Principal, Kinport
Paul Echohawk, Attorney
Steve Anderson, Assistant Principal, Century High School
Kathy Leishman, Teacher, Hawthorne Middle School
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 6:54 p.m. A motion was made by Ms. Cranor and seconded by Mr. Rash that based upon the information presented to the District Board of Trustees during the reinstatement hearing for **Student Docket No. 08-28**, held on January 27, 2010, as well as the recommendation of the District's Administrative Team and the conduct of **Student Docket No. 08-28** during the period of absence from the School District, I hereby move that the Board approve and adopt the recommendation of the School Administration for the reinstatement of **Student Docket No. 08-28** to the Pocatello Chubbuck School District commencing immediately.

As provided by Idaho Code 33-205, a Board of Trustees may establish reasonable conditions for a student's re-enrollment to a District. Accordingly, this reinstatement is conditioned upon the following:

1. **Student Docket No. 08-28** shall be placed at Kinport Academy for the remainder of the 2009-2010 school year.
2. Attendance at Kinport Academy shall be through a strict Academic and Behavioral Contract, the terms of which shall be established during a meeting between **Student Docket No. 08-28**, the Parent/Legal Guardian of **Student Docket No. 08-28** and the School's Administration. The final decision as to these terms will be with the discretion of the school's Administration. However, at minimum, this contract will address provisions of:
 - i. Attendance expectations including timeliness and no tardies;
 - ii. Engagement in class-work and assignments and coming to class prepared;
 - iii. Required interactions with students and adults at school and in the school setting;
 - iv. A requirement of no physical contact with other students;
 - v. A requirement of no bullying, harassment, intimidation, name calling or other verbal inappropriate statements to any school staff or students during the school day or in relation to any school functions;
3. **Student Docket No. 08-28** shall be assigned an individual in the school's administration and/or counseling department. This individual will be the individual **Student Docket No. 08-28** shall seek out for assistance with problems or interactions with others at school and/or to address any issues with student anger. This individual will periodically check up on and with **Student Docket No. 08-28** to work with him on his transition back to the District.
4. **Student Docket No. 08-28** shall not enter into any other school building of the District, other than Kinport Academy, for the remainder of the 2009-2010 school year and shall only be on the premises of any other District school building associated with transportation to Kinport. If an individual situation arises where **Student Docket No. 08-28** seeks an exception to this rule, this shall be raised to the Administration at Kinport Academy for consideration of an exception.

5. Appropriate documentation shall be entered into between **Student Docket No. 08-28**, the family of **Student Docket No. 08-28** and the District's Administration to provide for a free flow of information between the District and any agencies/private service providers working with **Student Docket No. 08-28**, relating to matters solely associated with and impacting upon the education of **Student Docket No. 08-28**. Such information will be utilized only to assist the student in meeting his educational goals and to assist the service provider in meeting the provider's goals.
6. At the end of the 2009-2010 school year, a meeting shall be held between **Student Docket No. 08-28**, the parent/legal guardian of **Student Docket No. 08-28** and the school's administration to address the possible placement in Summer School 2010, and the appropriate placement for the 2010-2011 school year.

Should **Student Docket No. 08-28** fail to meet the above stated conditions, violate any provision of the Behavioral and Academic Contract, or engage in any other infraction of District or School Discipline Policies, **Student Docket No. 08-28** shall be brought back before the Board of Trustees for consideration of expulsion and revocation of the reinstatement to school. Mr. Rash, Ms. Cranor, and Ms. Donnelly voted in favor of the motion, Mr. Sargent was opposed. The Board recessed at 6:59 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Mr. Sargent and seconded by Ms. Cranor to reconvene to Executive Session at 7:12 p.m. The roll call vote was unanimous in the affirmative, Mr. Sargent, aye; Mr. Rash, aye; Ms. Cranor, aye; Ms. Donnelly, aye.

OTHERS PRESENT:

Student Docket No. 10-18

Jim Harrell, Director of Student Support Services
Maurice Canfield, Sergeant, Pocatello Police Department
Sheryl Brockett, Principal, Century High School
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 8:07 p.m. A motion was made by Ms. Cranor and seconded by Mr. Sargent that the Board take no action at this time and direct the administration to take the appropriate steps to direct consequences. At minimum the District's administration shall comply with the following:

1. **Student Docket No. 10-18** shall return to Century High School for the remainder of the 2009-2010 school year.
2. Attendance at Century High School shall be through a strict Behavioral Contract, the terms of which shall be established during a meeting between **Student Docket No. 10-18**, the Parent/Legal Guardian of **Student Docket 10-18** and the School's administration. The final decision as to these terms will be with the discretion of the school's administration.
3. **Student Docket No. 10-18** shall have no school district computer access for the remainder of his enrollment at the District, unless under the direct supervision of the District's administration.
4. **Student Docket No. 10-18** shall complete 30 hours of school community service. Such service shall be coordinated with the Principal at Century High School or other such designated school administrator. The voting was unanimous in the affirmative.

Adjourn:

A motion was made by Ms. Cranor and seconded by Mr. Sargent to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 8:09 p.m.

APPROVED ON:

MINUTES PREPARED BY:

By:

Secretary, Board of Trustees

Chair

ATTESTED BY:

Clerk