

**MINUTES OF SPECIAL MEETING/EXECUTIVE SESSION**  
**To Discuss Matters as Allowed by Idaho Code, Section 67-2345 (1) (b)**  
*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 in Open Session)**  
Pocatello/Chubbuck School District No. 25  
County of Bannock – State of Idaho

**Superintendent's Office at the Education Service Center**  
**Wednesday, October 3, 2012**  
**4:30 p.m.**

**BOARD/SUPERINTENDENT PRESENT:**

Janie Gebhardt, Chair, Board of Trustees  
John Sargent, Vice Chair, Board of Trustees (Excused)  
Jackie Cranor, Clerk, Board of Trustees (Excused)  
Jim Facer, Member, Board of Trustees  
Paul Vitale, Member, Board of Trustees  
Mary M. Vagner, Superintendent

**Call to Order/Executive Session – Student Discipline:**

Chair Gebhardt called the meeting to order at 4:32 p.m. A motion was made by Mr. Facer and seconded by Mr. Vitale to adjourn to Executive Session. The roll call vote was unanimous in the affirmative: Mr. Vitale, aye; Mr. Facer, aye; Ms. Gebhardt, 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 (1) (b) *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. 13-03**  
**Student Docket No. 13-03** Father  
**Student Docket No. 13-03** Stepmother  
Kent Hobbs, Director of Student Support Services  
Dixie Erickson, Assistant Principal, Hawthorne Middle School  
Ralph Daniels, 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 5:05 p.m. A motion was made by Mr. Vitale and seconded by Mr. Facer that the Board expel **Student Docket No. 13-03** from attendance at the Pocatello/Chubbuck School District No. 25 for the remainder of the 2012-13 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 13-03** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy relating to the possession, delivery or distribution of a controlled substance/drugs on school property.

However, pursuant to the statutory discretion provided to the Board relating to the discipline of students and with consideration of the input of the District's administration, this expulsion shall be held in abeyance and not put into place contingent upon **Student Docket No. 13-03** meeting the following conditions:

1. **Student Docket No. 13-03** shall return to the student's school placement.

2. Attendance shall be pursuant to a strict Behavioral and Academic Contract. The student and the parent/legal guardian of the student shall meet with the school's administration to develop the contract. However, the final terms of this contract shall be at the sole discretion of the school's administration. The terms of the contract shall include at minimum the following expectations:
  - a. Expectations as to grades and attendance;
  - b. No possession, use or distribution of any drug or controlled substance and/ or drug paraphernalia;
  - c. The property of the student and the locker of the student shall be subject to random searches;
  - d. The student shall participate in 10 hours of community service to be completed on or before November 30, 2012 with written documentation from the community group provided directly to the District. Such community service shall be in addition to any ordered by the Court.
3. Should the student be provided any social services or health care services or be under the purview of the juvenile probation department, documentation will be entered into which permits a free flow of information between these individuals or providers and the school, only with regard to matters which impact upon his education.
4. Should the student be subject to any UA's per any court or probation order, the results of the UA's shall be provided to the District, at no cost to the District.

Should **Student Docket No. 13-03** engage in any other infraction of District or School Discipline Policies, or fail to fulfill the reasonable terms and conditions established by the Board for continued enrollment, **Student Docket No. 13-03** shall be brought back before the Board of Trustees for consideration of implementation of the expulsion. The voting was unanimous in the affirmative. The Board recessed at 5:08 p.m.

**Return to Executive Session – Student Discipline:**

Following the recess, a motion was made by Mr. Facer and seconded by Mr. Vitale to reconvene to Executive Session at 5:10 p.m. The roll call vote was unanimous in the affirmative: Mr. Vitale, aye; Mr. Facer, aye; Ms. Gebhardt, aye.

**OTHERS PRESENT:**

**Student Docket No. 13-04** (*Not Present*)

Kent Hobbs, Director of Student Support Services

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

**Return to Open Session:**

The Board Returned to Open Session at 5:13 p.m. No action was taken by the Board at the time of the meeting.

**Adjourn:**

A motion was made by Mr. Facer and seconded by Mr. Vitale to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 5:13 p.m.

**APPROVED ON:**

18 December 2012

By:

Janie Gebhardt  
Chair

**MINUTES PREPARED BY:**

[Signature]  
Secretary, Board of Trustees

**ATTESTED BY:**

Jackie Cronor  
Clerk