

**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 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, March 7, 2012

**BOARD/SUPERINTENDENT PRESENT:**

John Sargent, Vice Chair, Board of Trustees (Excused)  
Jackie Cranor, Acting Chair, Clerk, Board of Trustees  
Janie Gebhardt, Chair, Board of Trustees  
Nate Murphy, Member, Board of Trustees,  
Mary M. Vagner, Superintendent (Excused)  
Kent Hobbs, Acting Superintendent/Director of Student Support Services

**Call to Order/Executive Session – Student Reinstatement Hearing:**

Acting Chair Cranor called the meeting to order at 5:05 p.m. A motion was made by Ms. Gebhardt and seconded by Mr. Murphy to adjourn to Executive Session. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Gebhardt, aye; Ms. Cranor, aye. The Board adjourned to Executive Session at 5:05 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. 12-19** (Not Present)  
Kent Hobbs, Director of Student Support Services  
Keith Barnes, Principal, Alameda Center  
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 5:17 p.m. A motion was made by Mr. Murphy and seconded by Ms. Gebhardt that the Board expel **Student Docket No. 12-19** from attendance at the Pocatello/Chubbuck School District No. 25 for the remainder of the 2011-2012 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 12-19** has:

1. Engaged in conduct which demonstrates that the student's presence at school is continuously disruptive of the school's discipline.
2. Engaged in conduct which demonstrates the student's presence is continuously disruptive of the institutional effectiveness of the school.
3. Engaged in conduct which violated District Policy No. 8210, Student Discipline.
4. Engaged in conduct which the Board believes demonstrates that the student's presence at school is detrimental to the health, safety and welfare of other students.

Prior to the commencement of the 2012-2013 school year, or at any other time thereafter, the student and/or the parent/legal guardian of the student shall be responsible for contacting and communicating with the District to schedule a Board Reinstatement hearing to allow the Board to consider reinstatement placement at a District building for the 2012-2013 school year and what conditions, if any, the Board will impose should reinstatement be permitted.

Should the student seek to complete any on-line or correspondence type courses during the period of expulsion, the District's administrative or counseling personnel will participate in a meeting with the parent of the student to review educational options, what courses are needed for the student to progress towards graduation and what courses could be transferred to the District and transcribed towards promotion.

During the reinstatement hearing the student and the parent/legal guardian of the student shall be prepared to discuss the activities of the student during the period of expulsion as well as what actions have been taken to assure that this conduct and violation of District policies will not occur in the future should re-enrollment be permitted. The voting was unanimous in the affirmative. The Board recessed at 5:19 p.m.

**Return to Executive Session – Student Expulsion Hearing:**

Following the recess, a motion was made by Ms. Gebhardt and seconded by Mr. Murphy to reconvene to Executive Session at 5:23 p.m. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Gebhardt, aye; Ms. Cranor, aye.

**OTHERS PRESENT:**

**Student Docket No. 12-16**

**Student Docket No. 12-16 Mother**

Kent Hobbs, Director of Student Support Services

Ralph Daniels, Sergeant, Pocatello Police Department

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

**Return to Open Session:**

The Board returned to Open Session at 5:55 p.m. A motion was made by Ms. Gebhardt and seconded by Mr. Murphy that the Board expel **Student Docket No. 12-16** from attendance at the Pocatello/Chubbuck School District No. 25 from the current date through the completion of the 2011-2012 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 12-16** has:

1. Engaged in conduct which demonstrates that the student's presence at school is continuously disruptive of the school's discipline.
2. Engaged in conduct which demonstrates the student's presence is continuously disruptive of the institutional effectiveness of the school.
3. Engaged in conduct which violated District Policy No. 8210, Student Discipline.
4. Engaged in conduct which the Board believes demonstrates that the student's presence at school is detrimental to the health, safety and welfare of other students.

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. 12-16** meeting the following conditions:

1. The student's education shall be provided via Homebound instruction.
2. The student shall attend a meeting with the District's administration to address the preparation of a Behavioral and Academic Contract, the terms of which shall be at the sole discretion of the District's administration.
3. **Student Docket No. 12-16** shall be permitted to enroll in summer school, for credit recovery, at no cost to the District. If the student were to attend summer school, such attendance would be pursuant to a Behavioral and Academic Contract, the terms of which would be at the sole discretion of the District's administration.
4. If the court has not otherwise ordered, the student shall prepare a letter of apology to the teacher, presenting the letter first to the District's administration for final review and approval prior to submission to the teacher.

5. During the period of Homebound instruction, the student shall not be present on school property, absent specific permission of the District's administration.

Should the student fail to comply with the terms of the contract, or violate any other school discipline policy, the student shall be returned to the Board for consideration of implementation of disciplinary action up to and including possible expulsion.

Prior to the commencement of the 2012-2013 school year, the student and parent/legal guardian of the student shall be responsible for contacting and communicating with the District to schedule a Board Reinstatement hearing to allow the Board to consider reinstatement to one of the District's schools for the 2012-2013 school year and what conditions, if any, the Board will impose if reinstatement is permitted.

During the reinstatement hearing the student and the parent/legal guardian of the student shall be prepared to discuss the activities of the student during the period of Homebound instruction as well as what actions have been taken to assure that this conduct and violation of District policies will not occur in the future should re-enrollment be permitted. The voting was unanimous in the affirmative. The Board recessed at 5:59 p.m.

**Return to Executive Session – Student Expulsion Hearing:**

Following the recess, a motion was made by Mr. Murphy and seconded by Ms. Gebhardt to reconvene to Executive Session at 6:01 p.m. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Gebhardt, aye; Ms. Cranor, aye.

**OTHERS PRESENT:**

**Student Docket No. 12-20** (Not Present)

Kent Hobbs, Director of Student Support Services

Keith Barnes, Principal, Alameda Center

Ralph Daniels, Sergeant, Pocatello Police Department

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

**Return to Open Session:**

The Board returned to Open Session at 6:10 p.m. A motion was made by Ms. Gebhardt and seconded by Mr. Murphy that the Board expel **Student Docket No. 12-20** from attendance at the Pocatello/Chubbuck School District No. 25 for the remainder of the 2011-2012 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 12-20** has:

1. Engaged in conduct which demonstrates that the student is habitually truant.
2. Engaged in conduct which violated District Policy No. 8210 – Student Discipline and District Policy No. 8130 – Attendance of Students.

Prior to the commencement of the 2012-2013 school year, the student and/or the parent/legal guardian of the student shall be responsible for contacting and communicating with the District to schedule a Board Reinstatement hearing to allow the Board to consider placement at a District building for the 2012-2013 school year and what conditions, if any, the Board will impose should reinstatement be permitted.

**Student Docket No. 12-20** shall be permitted to enroll in summer school, for credit recovery, at no cost to the District. If the student were to attend summer school, such attendance would be pursuant to a strict Behavioral and Academic Contract, the terms of which would be at the sole discretion of the District's administration.

Should the student seek to complete any online or correspondence type courses during the period of expulsion, the District's administrative or counseling personnel will participate in a meeting with the parent of the student to review educational options, what courses are needed for the student to progress towards graduation and what courses could be transferred to the District and transcribed towards promotion.

During the Board Reinstatement hearing the student and the parent/legal guardian of the student shall be prepared to discuss the activities of the student during the period of expulsion as well as what actions have been taken to assure that this conduct and violation of District policies will not occur in the future should re-enrollment be permitted. The voting was unanimous in the affirmative. The Board recessed at 6:12 p.m.

**Return to Executive Session – Student Expulsion Hearing:**

Following the recess, a motion was made by Ms. Gebhardt and seconded by Mr. Murphy to reconvene to Executive Session at 6:04 p.m. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Gebhardt, aye; Ms. Cranor, aye.

**OTHERS PRESENT:**

**Student Docket No. 12-21** (Not Present)  
Kent Hobbs, Director of Student Support Services  
Rena Johnson, Board Secretary  
Amy White, Legal Counsel (by phone)

**Return to Open Session:**

The Board returned to Open Session at 6:17 p.m. A motion was made by Mr. Murphy and seconded by Ms. Gebhardt that pursuant to the statutory discretion provided to the Board relating to the discipline of students who have been in possession of weapons, and allowing for exceptions from the one year mandatory expulsion requirement, and with consideration of the input of the District’s administration, no expulsion or disciplinary action for this child shall be implemented or put into effect for violation of the District’s weapons policy.

The Board does request that the parent/legal guardian of **Student Docket No. 12-21** review the possessions of the student upon leaving for school and requests that the school’s teachers and administrators periodically check the student’s possessions to ensure that he is not in possession of any impermissible item(s). The voting was unanimous in the affirmative.

**Adjourn:**

A motion was made by Ms. Gebhardt and seconded by Mr. Murphy to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 6:18 p.m.

**APPROVED ON:**

APRIL 17, 2012

By:

Janie A Gebhardt  
Chair

**ATTESTED BY:**

A Murphy  
Clerk

**MINUTES PREPARED BY:**

[Signature]  
Secretary, Board of Trustees