

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, June 20, 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
Nate Murphy, Member, Board of Trustees
Jim Facer, Member, Board of Trustees
Mary M. Vagner, Superintendent

Call to Order/Executive Session – Student Reinstatement Hearing:

Chair Gebhardt called the Special Meeting to order at 4:33 p.m. A motion was made by Ms. Cranor and seconded by Mr. Murphy to adjourn to Executive Session at 4:34 p.m. The roll call vote was unanimous in the affirmative: Mr. Facer, aye; Mr. Murphy, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 12-30

Student Docket No. 12-30 Mother
Kent Hobbs, Director of Student Support Services
Keith Barnes, Principal, Alameda Center
Anna Sanchez, Juvenile Probation Officer, Bannock County
Renae Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 5:25 p.m. A motion was made by Ms. Cranor and seconded by Mr. Facer that the Board expel **Student Docket No. 12-30** from attendance at the Pocatello/Chubbuck School District No. 25 through the first trimester of the 2012-2013 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 12-30** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy and the District's prohibition of weapons Policy.
2. Engaged in conduct which demonstrates that the student's presence at school is continuously disruptive of the school's discipline.
3. Engaged in conduct which demonstrates the student's presence is continuously disruptive of the institutional effectiveness of the school.
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 second trimester of the 2012-2013 school year, **Student Docket No. 12-30** 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 for the second trimester of the 2012-2013 school year and what conditions, if any, the Board will impose if reinstatement is permitted. If the court utilizes the Youth Development Center (YDC), the reenrollment hearing could take place at an earlier date, upon completion of the YDC program.

During the period of expulsion, should the student seek to complete any online or correspondence type educational activities, the District's administrative or counseling personnel will participate in a meeting with the

parent/legal guardian 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 graduation.

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. Ms. Gebhardt, Ms. Cranor and Mr. Facer voted in the affirmative. Mr. Murphy was opposed. The Board recessed at 5:28 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Ms. Cranor and seconded by Mr. Murphy to reconvene to Executive Session at 5:30 p.m. The roll call vote was unanimous in the affirmative: Mr. Facer, aye; Mr. Murphy, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 12-31

Student Docket No. 12-31 Mother

Student Docket No. 12-31 Father

Kent Hobbs, Director of Student Support Services

Don Cotant, Principal, Pocatello High School

Mark Daniels, SRO, Pocatello Police Department

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 6:14 p.m. No action was taken at the time of the meeting. The Board recessed at 6:15 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Ms. Cranor and seconded by Mr. Murphy to reconvene to Executive Session at 6:17 p.m. The roll call vote was unanimous in the affirmative: Mr. Facer, aye; Mr. Murphy, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 12-32

Student Docket No. 12-32 Father

Kent Hobbs, Director of Student Support Services

Dixie Erickson, Assistant Principal, Hawthorne Middle School

Mark Daniels, SRO, Pocatello Police Department

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 6:45 p.m. A motion was made by Mr. Murphy and seconded by Mr. Facer that the Board expel **Student Docket No. 12-32** from attendance at the Pocatello/Chubbuck School District No. 25 for the first trimester of the 2012-2013 school year. Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 12-32** has:

1. Engaged in conduct which violated the District's Student Discipline Policy No. 8210, relating to conduct of the student in the school setting, including but not necessarily limited to distribution of prescription medications.
2. Engaged in conduct in violation of the District's Attendance Policy such that the student is considered by the Board to be a habitual truant.
3. Engaged in conduct which in the judgment of the Board is detrimental to the health, welfare and safety of other students.
4. Engaged in conduct which in the judgment of the Board is continuously disruptive of the school's discipline and instructional effectiveness.

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. 12-32** meeting the following conditions:

1. The student shall return to the District for the fall of the 2012-2013 school year.
2. Attendance at school 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 are at the sole discretion of the school's administration but, at minimum, shall include the following components:
 - a. Attendance expectations.
 - b. Grade expectations
 - c. Should the student be in the need of any medications during the school day, such medications shall be addressed with the school's nurse and/or administration and the student shall not be in the possession of any medications during the school day absent specific permission of the school's administrators.
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 her education.

Should **Student Docket No. 12-32** engage in any other infraction of District or School Discipline Policies, the student shall be brought back before the Board of Trustees for consideration of implementation of the expulsion. The voting was unanimous in the affirmative.

Adjourn:

A motion was made by Mr. Murphy and seconded by Mr. Facer to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 6:48 p.m.

APPROVED ON:

July 17, 2012

By:

Janie O'Neil
Chair

ATTESTED BY:

Jackie Cranor
Clerk

MINUTES PREPARED BY:

[Signature]
Secretary, Board of Trustees