

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, December 3, 2014
2:00 p.m.

BOARD/SUPERINTENDENT PRESENT:

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

Call to Order/Executive Session – Student Discipline:

Chair Gebhardt called the meeting to order at 2:00 p.m. A motion was made by Ms. Cranor and seconded by Mr. Mattson to adjourn to Executive Session. The roll call vote was unanimous in the affirmative: Mr. Mattson, aye; Ms. Cranor, aye; Ms. Gebhardt, aye. The Board adjourned to Executive Session at 2:01 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. 15-19

Student Docket No. 15-19 Grandmother
Kent Hobbs, Director of Student Support Services
Pat Tiede, Assistant Principal, Franklin Middle School
Orlando Cardenas, SRO, New Horizon Center
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 2:51 p.m. A motion was made by Mr. Mattson and seconded by Ms. Cranor that the Board expel **Student Docket No. 15-19** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the 2014-2015 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 15-19** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy relating to physical aggression, fighting, battery and inappropriate interactions with other students.
2. Engaged in conduct, which in the judgment of the Board, is detrimental to the health, welfare and safety of other pupils.
3. Engaged in conduct, which in the judgment of the Board, is continuously disruptive of school discipline and the instructional effectiveness of the school.

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. 15-19** meeting the following conditions:

1. The student shall be assigned to Kinport Academy for the remainder of the second trimester.

2. The student and the parent/legal guardian of the student shall meet with the school's administrative team to establish a Contract outlining behavioral and educational expectations of the student. This Contract shall run through the entirety of the 2014-2015 school year regardless of school placement. The terms and conditions of such Contract shall be at the sole discretion of the school's administration.
3. Prior to the conclusion of the second trimester, an administrative Placement Hearing shall take place to ascertain the appropriate educational placement for the student for the third trimester and to determine whether or not a return to Franklin Middle School is appropriate.
 - a. Should the student return to Franklin Middle School for the third trimester, the student shall participate in Track and Field or another school activity approved by the school's administration.
4. The student shall engage in 15 hours of community service. This community service shall be separate from and in addition to any community service ordered by any court or probation department. A report of the completion of the community service shall be provided to the administration prior to the commencement of the third trimester.
5. The parent/legal guardian of the student shall enter into appropriate releases to allow the District to obtain information and documentation from any health care provider, counseling provider, court or probation department that relates solely to enhancing the provision of educational services provided to the student.

Should **Student Docket No. 15-19** 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, the student shall be brought back before the Board of Trustees for consideration of implementation of the expulsion held in abeyance or as separately determined. The voting was unanimous in the affirmative. The Board recessed at 2:45 p.m.

Return to Executive Session – Student Discipline:

Following the recess, a motion was made by Mr. Mattson and seconded by Ms. Cranor to reconvene to Executive Session at 2:51 p.m. The roll call vote was unanimous in the affirmative: Mr. Mattson, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 15-20

Student Docket No. 15-20 Mother

- Kent Hobbs, Director of Student Support Services
- Susan Pettit, Principal, Alameda Middle School
- Orlando Cardenas, SRO, New Horizon Center
- Rena Johnson, Board Secretary
- Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 3:11 p.m. A motion was made by Ms. Cranor and seconded by Mr. Mattson that the Board expel **Student Docket No. 15-20** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the second trimester of the 2014-2015 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 15-20** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy relating to the possession of weapons on school property.
2. Engaged in conduct in violation of state and federal laws relating to the possession of a deadly or dangerous weapon upon school property.
3. Engaged in conduct, which in the judgment of the Board, is detrimental to the health, welfare and safety of other pupils.

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. 15-20** meeting the following conditions:

1. The student shall return to Alameda Middle School.
2. The parent shall check the backpack of the student prior to leaving for school to assure that no weapons are being taken to school.

Should the **Student Docket No. 15-20** 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, the student shall be brought

back before the Board of Trustees for consideration of implementation of the expulsion held in abeyance or as separately determined. The voting was unanimous in the affirmative. The Board recessed at 3:13 p.m.

Return to Executive Session – Student Discipline:

Following the recess, a motion was made by Ms. Cranor and seconded by Mr. Mattson to reconvene to Executive Session at 3:15 p.m. The roll call vote was unanimous in the affirmative: Mr. Mattson, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 15-21 *(Not Present)*

Student Docket No. 15-21 Father (Excused at 3:19 p.m.)

Student Docket No. 15-22 *(Not Present)*

Kent Hobbs, Director of Student Support Services

Orlando Cardenas, SRO, New Horizon Center

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 3:21 p.m. No action was taken on Student Discipline by the Board at the time of the meeting.

Adjourn:

A motion was made by Ms. Cranor and seconded by Mr. Mattson to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 3:21 p.m.

APPROVED ON:

20 January 2015

By:

Janice Gebhardt

Chair

MINUTES PREPARED BY:

[Signature]

Secretary, Board of Trustees

ATTESTED BY:

[Signature]

Clerk