

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, May 28, 2014
4:30 p.m.

BOARD/SUPERINTENDENT PRESENT:

Janie Gebhardt, Chair, Board of Trustees
Jackie Cranor, Vice Chair, Board of Trustees
Paul Vitale, Clerk, Board of Trustees
Jim Facer, Member, Board of Trustees (Excused)
Dave Mattson, Member, Board of Trustees (Excused)
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 Ms. Cranor and seconded by Mr. Vitale to adjourn to Executive Session. The roll call vote was unanimous in the affirmative: Mr. Vitale; aye; Ms. Cranor, aye; Ms. Gebhardt, aye. The Board adjourned to Executive Session at 4:33 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. 14-62

Student Docket No. 14-62 Mother
Susan Pettit, Principal, Alameda Middle School
Kent Hobbs, Director of Student Support Services
Craig Gunn, SRO, Pocatello Police Department
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 5:09 p.m. A motion was made by Mr. Vitale and seconded by Ms. Cranor that the Board expel **Student Docket No. 14-62** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the first trimester of the 2014-2015 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 14-62** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy relating to physical aggression and threats of physical aggression.
2. Engaged in conduct, which in the judgment of the Board, is detrimental to the health, welfare and safety of other pupils and the school's personnel.

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. 14-62** meeting the following conditions:

1. The student shall return to the existing educational placement.
2. The student's IEP team shall meet in the fall to address behavior concerns, a possible contract and a behavioral plan to be implemented for the student for the 2014-2015 school year.
3. The parents of the student shall enter into appropriate releases to allow the District to obtain information and documentation from any health care provider, court or probation department that relates solely to aiding in the provision of educational resources to the student.

Should the student 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 5:11 p.m.

Return to Executive Session – Student Discipline:

Following the recess, a motion was made by Mr. Vitale and seconded by Ms. Cranor to reconvene to Executive Session at 5:16 p.m. The roll call vote was unanimous in the affirmative: Mr. Vitale, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 14-63

Student Docket No. 14-63 Mother

Dixie Erickson, Assistant Principal, Hawthorne Middle School

Kent Hobbs, Director of Student Support Services

Craig Gunn, SRO, Pocatello Police Department

Rena Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 5:56 p.m. A motion was made by Ms. Cranor and seconded by Mr. Vitale that the Board expel **Student Docket No. 14-63** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the first trimester of the 2014-2015 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 14-63** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy relating to the possession of a weapon on school property.
2. Engaged in violation of state and federal law relating to the possession of a weapon on 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. 14-63** meeting the following conditions:

1. The student's IEP team shall meet prior to the commencement of the 2014-15 school year and review the appropriate educational placement for the student, including possible placement at Kinport Academy for the 8th grade year in order to get individualized attention and credit accumulation.
2. The student's IEP team shall also address a possible contract and behavioral plan to be implemented for the student for the 2014-2015 school year. The Board requests that this plan address issues including, but not limited to, weapons, insubordinate conduct and proper interactions with others.
3. The parents of the student shall enter into appropriate releases to allow the District to obtain information and documentation from any health care provider, medication provider, counseling provider, court or probation department that relates solely to enhancing the provision of educational services provided to the student.

Should the student 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 5:58 p.m.

Return to Executive Session – Student Discipline:

Following the recess, a motion was made by Mr. Vitale and seconded by Ms. Cranor to reconvene to Executive Session at 6:06 p.m. The roll call vote was unanimous in the affirmative: Mr. Vitale, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 14-64 (Not Present)

Tonya Wilkes, Principal, Irving Middle School

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 6:16 p.m. A motion was made by Ms. Cranor and seconded by Mr. Vitale that the Board expel **Student Docket No. 14-64** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the first trimester of the 2014-2015 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 14-64** has:

1. Engaged in conduct in violation of the District's Student Discipline Policy relating to the possession of a weapon on school property.
2. 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. 14-64** meeting the following conditions:

1. The student shall complete 15 hours of community service prior to the commencement of the 2014-2015 school year. Such community service shall be separate from and in addition to any community service ordered by any court or probation program. Proof of completion of the community service shall be provided to the school's administration.
2. The student and the parents of the student shall meet with the school's administrative team prior to the commencement of the 2014-2015 school year. The purpose of such meeting will be to establish a contract outlining the behavioral and educational expectations of the student. The terms and provisions of such agreement shall be at the sole discretion of the school's administration.
3. The parents 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.
4. It is strongly recommended that the student attend summer school, at no cost to the District, to address credit recovery.

Should the student 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.

Adjourn:

A motion was made by Ms. Cranor and seconded by Mr. Vitale to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 6:19 p.m.

APPROVED ON:

17 June 2014

By:

Janie A. Hebbardt
Chair

ATTESTED BY:

Paul N. Vitale
Clerk

MINUTES PREPARED BY:

[Signature]
Secretary, Board of Trustees