

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, February 8, 2012

BOARD/SUPERINTENDENT PRESENT:

John Sargent, Acting Chair/Vice Chair, Board of Trustees
Jackie Cranor, Acting Chair/Clerk, Board of Trustees
Janie Gebhardt, Member, Board of Trustees
Nate Murphy, Member, Board of Trustees
Mary M. Vagner, Superintendent

Call to Order/Executive Session – Student Expulsion Hearing:

Acting Chair Sargent called the meeting to order at 4:33 p.m. A motion was made by Ms. Gebhardt and seconded by Ms. Cranor to adjourn to Executive Session. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Cranor, aye; Ms. Ms. Gebhardt, aye; Mr. Sargent, aye. The Board adjourned to Executive Session at 4:34 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. 12-17

Student Docket No. 12-17 Mother

Student Docket No. 12-17 Stepfather

Student Docket No. 12-17 Father (by phone)

Kent Hobbs, Director of Student Support Services

David Ross, Assistant Principal, Century High School

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 5:18 p.m. A motion was made by Mr. Murphy and seconded by Ms. Gebhardt that the Board expel **Student Docket No. 12-17** 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. 12-17** has:

1. Engaged in conduct which violated District Policy No. 8210, Student Discipline and Policy No. 8153 relating to the prohibition of weapons.
2. Engaged in conduct which in the judgment of the Board is continuously disruptive of the school's discipline and instructional effectiveness.
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. 12-17** meeting the following conditions:

1. The student shall engage in educational services through Homebound placement for the remainder of the second trimester of the 2011-2012 school year and placed at Highland High School for the third trimester. **Student Docket No. 12-17** and/or the parent/legal guardian of the student shall be responsible for transportation to and from Highland High School.
2. During the period of Homebound instruction, the Student shall not be on any school property or at any school activity held at any other location absent a specific request to and approval by the District's administration.
3. **Student Docket No. 12-17** shall enter into a strict Behavioral and Academic Contract, the terms of which shall be at the sole discretion of the school's administration. Due to the seriousness of the issue, the Board expects the administration to return the student to the Board if there are any violations of the contract. Dependent upon the success of the student on this contract, the administration shall have the discretion to allow the student to enroll at Century High School for the 2012-2013 school year.
4. Appropriate paperwork shall be entered into so as to provide for a free flow of information between any service providers and/or probation department only with regard to matters impacting upon the student's education.

Should **Student Docket No. 12-17** fail to meet the above stated conditions, violate any provision of the Behavioral and Academic Contract, or engage in any other infraction of District or School Discipline Policies, **Student Docket No. 12-17** shall be brought back before the Board of Trustees for consideration of implementation of the expulsion. Ms. Gebhardt, Mr. Murphy and Mr. Sargent voted in the affirmative. Ms. Cranor was opposed. The Board recessed at 5:21 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Ms. Cranor and seconded by Ms. Gebhardt to reconvene to Executive Session at 5:25 p.m. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Cranor, aye; Ms. Ms. Gebhardt, aye; Mr. Sargent, aye.

OTHERS PRESENT:

Student Docket No. 12-13

Student Docket No. 12-13 Mother

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 Ms. Cranor that the Board expel **Student Docket No. 12-13** from attendance at the Pocatello/Chubbuck School District No. 25 from the current date through the completion of the fifth block of the 2011-2012 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 12-13** 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.

During the period of expulsion, the student shall not be on the school's property or at any school activity held at any other location absent a specific request to and approval by the District's administration.

Appropriate paperwork and releases shall be continued between the school and the family so as to continue to provide a free flow of information between service providers and the District only with regard to matters impacting upon the student's education. Information obtained through these releases shall be considered in addressing any possible reinstatement of this student for the sixth block.

Should the student seek to complete any online or correspondence type courses during the period of expulsion or during the summer months, 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.

Student Docket No. 12-13 shall attend a reinstatement hearing for possible reenrollment for the sixth block of the 2011-2012 school year. The student and the parent/legal guardian of the student shall be responsible to schedule this hearing in order to allow for consideration of the student's return. 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 reenrollment be permitted. The voting was unanimous in the affirmative. The Board recessed at 6:13 p.m.

Return to Executive Session – Student Expulsion Hearing:

Following the recess, a motion was made by Ms. Gebhardt and seconded by Ms. Cranor to reconvene to Executive Session at 6:15 p.m. The roll call vote was unanimous in the affirmative: Mr. Murphy, aye; Ms. Cranor, aye; Ms. Ms. Gebhardt, aye; Mr. Sargent, aye.

OTHERS PRESENT:

Student Docket No. 12-14 (Not Present)

Kent Hobbs, Director of Student Support Services
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 6:18 p.m. A motion was made by Ms. Cranor 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 mandatory expulsion requirements, 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 voting was unanimous in the affirmative.

Adjourn:

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

APPROVED ON:

MARCH 20, 2012

By:

Janie A. Gebhardt
Chair

ATTESTED BY:

Jackie Cranor
Clerk

MINUTES PREPARED BY:

[Signature]
Secretary, Board of Trustees