

**SPECIAL MEETING AND EXECUTIVE SESSION**  
**February 26, 2013**

**I. CALL TO ORDER**

A Special Meeting of the Board of Trustees of Moscow School District 281 is called to order February 26, 2013 at 6:07 PM by Dawn Fazio, Chair, pursuant to Idaho Code Sections 33-506, 33-510 and 67-2345 (1) (b) and Notice properly given. The purpose of the Special Meeting is to hold an executive session for a student discipline hearing. Fazio also stated that action on this student hearing will be taken in open session following deliberation in the executive session.

**II. DETERMINE QUORUM**

Fazio asked the clerk to determine if a quorum of the Board is present for the Special Meeting. Packard responded that five Trustees are in attendance and a quorum is present. Trustees present are Dawn Fazio, Chair, Zone 4, Kim Campbell, Vice Chair, Zone 3, Jim Frenzel, Zone 1, Aleisa Barber, Zone 2, and Margaret Dibble, Zone 5.

The staff members present are Dale Kleinert, Superintendent, Kevin McDonough, Director of Special Services/Human Resources, Angie Packard, Clerk, Bob Celebrezze, Principal, Moscow High School, Erik Perryman, Assistant Principal, Moscow High School, and MHS Administrative Intern Lisa Brown.

The student and father are not present.

Fazio called for a motion and roll call to retire into Executive Session pursuant to Idaho Code 67-2345 (1) (b) for the purpose of holding the student discipline hearing.

**RESOLUTION 13-70**

**RESOLVED:** That the Board of Trustees of Moscow School District No. 281 retire into executive session pursuant to Idaho Code 67-2345 (1) (b) to hold a student discipline hearing.

Campbell moves the Board approve Resolution 13-54, seconded by Frenzel. Packard called the roll for the vote on the resolution for executive session: Fazio – yes, Campbell - yes, Frenzel – yes, Barber – yes, Dibble – yes. The vote was unanimous for the executive session.

The Board retired into Executive Session at 6:08 PM for the student discipline hearing.

**IV. EXECUTIVE SESSION**

Dawn Fazio, Chair, called the hearing to order at 6:08 PM. Superintendent Kleinert then read and explained the procedural outline for the expulsion hearing. Following the procedural steps, Fazio identified herself as the board chair and presider and asked everyone present to identify themselves for the record.

Those in attendance are: MHS Principal Bob Celebrezze, MHS Assistant Principal Erik Perryman, Superintendent Dale Kleinert, Kevin McDonough, Director of Special Services/Human Resources, MHS Administrative Intern Lisa Brown and Angie Packard, Board Clerk.

It is again noted that neither the student nor the father is present for the hearing.

Superintendent Kleinert then reviewed the procedural outline for the expulsion hearing.

Fazio stated the Board's findings and recommendations must be derived from the evidence presented at this hearing and the Board has the responsibility to compile the facts and make a ruling.

Superintendent Kleinert noted that a letter was sent to the father notifying him of the hearing.

Assistant Principal Erik Perryman then stated the events that led up to the suspension and recommendation of expulsion for the student. The student has been suspended for five days by the high school administration and an additional ten days by the Superintendent. Mr. Perryman recommends that the student be expelled for the recommended one year.

At this time, the Board reviewed the documents and asked questions of Mr. Perryman in regards to the student. Mr. Perryman further noted that the student has since withdrawn from the high school and a request has been received for the student's cumulative records. Mr. Perryman stated that it is the position of the MHS administration that there is no place for weapons on campus and again recommends the minimum of a one year expulsion.

There was discussion in regards to the recommendation of a full year expulsion.

Fazio stated that action will be taken in open session immediately following the executive session tonight.

Mr. Celebrezze, Mr. Perryman, and Ms. Brown were then excused from the hearing and the Board began deliberations.

## **V. RETURN TO OPEN SESSION FOR ACTION FOLLOWING EXECUTIVE SESSION**

The Chair announced that the Board is returning to open session at 6:33 PM and Mr. Celebrezze and Mr. Perryman then re-entered the room.

Fazio then called for a motion for action on Student Case 13-02.

### **RESOLUTION 13-71**

**RESOLVED:** That the Board of Trustees of Moscow School District No. 281 hereby expels the student identified by Student Discipline Case 13-02 for sixteen months pursuant to Board Policies 5053.01 (h), 5053.08, 5053.08.01 and Idaho Code 33-205.

**FURTHER RESOLVED,** that the student identified by Case 13-02 is not allowed access to the campuses of Moscow School District or attendance at any school events during the expulsion.

**BE IT FURTHER RESOLVED** that the student identified by Case 13-02 must show evidence of the following conditions before applying for re-entry:

1. Development and documentation of a written set of goals which will include appropriate standards of behavior in school, attitude, and academic objectives upon petition for re-entry.
2. Development and documentation of a successful independent learning program while out of school that, when completed, will show compelling evidence of successful academic growth.
3. Display confirmation from Moscow School District administrators that the student did not enter any campus during the time of expulsion from the district.

4. If the student shows evidence of meeting the above goals, he may petition for entry into the Moscow School District at the start of the 2014-15 school year. The student must make an appointment and meet with the administration of the Moscow High School on or before August 11, 2014 to show evidence of the goals listed above.

Frenzel moves the Board approve Resolution 13-71, second by Barber. There was some discussion and a change made to the resolution. The motion carries 5-0-0.

A letter of the Board's decision will be mailed to the father of the student.

## **VI. ADJOURNMENT**

There being no further business of the special meeting the Chair announced the meeting was adjourned at 6:37 PM.