

**TUPELO PUBLIC SCHOOL DISTRICT
BOARD OF TRUSTEES MINUTES
SPECIAL CALLED MEETING
NOVEMBER 16, 2011**

The Board of Trustees of the Tupelo Public School District convened in a special called meeting of the Board held in open session at 5:00 p.m. on Wednesday, November 16, 2011, at the Tupelo Public School District Central Administrative Office, 72 South Green Street, Tupelo, Mississippi

I. CALL TO ORDER

The meeting was called to order by Board President Amy Heyer.

II. ROLL CALL AND ESTABLISHMENT OF A QUORUM

The following School Board members were present during roll call:

Members Present: Mrs. Amy Heyer
Mr. Rob Hudson
Mr. Eddie Prather
Mrs. Beth Stone
Mr. Lee Tucker

Staff Present: Ms. Patrice Tate

Board Attorney Otis Tims of Mitchell, McNutt and Sams was also present. Also in attendance were members of the press.

Board President Amy Heyer announced a quorum and stated that the Special Called meeting was called pursuant to Mississippi Open Meetings Law Sections 25-41-1 through 25-41-17 to discuss appropriate response to the complaint filed today against the Tupelo Public School District Board of Trustees by Mr. David Butts on behalf of Mr. Calvin Ellis in the Chancery Court of Lee County.

III. Executive Session

Board President Amy Heyer suggested to the School Board a temporary executive session to determine the need for a permanent executive session for the purpose of discussing potential/pending litigation.

On a motion by Mrs. Stone, seconded by Mr. Hudson, the Board voted unanimously to enter temporary executive session for the purpose of determining a need for permanent executive session. Upon motion duly made, seconded, and carried unanimously, the President of the Board declared the motion passed.

The room was cleared and the temporary executive session was called to order by Mrs. Heyer with the following people present: Mrs. Amy Heyer, Mr. Rob Hudson, Mr. Eddie Prather, Mrs. Beth Stone, Mr. Lee Tucker, Ms. Patrice Tate, and Mr. Otis Tims.

The executive session was called to order and the Board first considered the reason for entering executive session. Upon a motion by Mrs. Stone with a second by Mr. Hudson, the Board voted unanimously to remain in executive session for the purpose of discussing potential/pending litigation. Upon motion duly made, seconded, and carried unanimously, the President of the Board declared the motion passed.

Ms. Heyer reopened the meeting to tell all those in attendance the reason for going into executive session was to discuss potential/pending litigation.

Following the discussion, Mrs. Stone moved to come out of executive session. Mr. Hudson seconded the motion, and upon motion duly made, seconded, and carried unanimously, the President of the Board declared the motion passed and the Board in open session.

IV. Retention of Counsel

On a motion by Mr. Tucker, seconded by Mr. Prather, the Board voted unanimously to hire Mitchell, McNutt and Sams to represent the Tupelo Public School District Board of Trustees in the Chancery Court case against it filed by Mr. David Buts on behalf of Calvin Ellis.

Upon motion duly made, seconded, and carried unanimously, the President of the Board declared the motion passed.

V. Adjournment

There being no further business to come before the meeting, Mr. Tucker made a motion, seconded by Mrs. Stone, that the meeting be adjourned. The motion passed, and Mrs. Heyer declared the meeting adjourned at 6:10 p.m.

APPROVED:

TUPELO PUBLIC SCHOOL DISTRICT
BOARD OF TRUSTEES

ATTEST:

Arlissa Heyer, President

Elizabeth Stone, Secretary