

Minutes of the Special School Board Meeting

Of the School Board of Independent School District No. 709 held at the Historic Old Central High School, 215 North First Avenue East, Duluth, Minnesota 55802, on

Tuesday, May 25, 2010

Members Present:

Mary Cameron
Gary Glass
Tim Grover
Art Johnston
Tom Kasper
Judy Seliga Punyko
Ann Wasson

Others Present:

Keith Dixon, Superintendent
Bill Hanson, Deputy Clerk
Melinda Thibault, Secretary

Chair Grover called the special school board meeting of May 25, 2010 to order at 4:30 p.m.

Member Seliga Punyko presented the resolution:

RESOLUTION Executive (Closed) Session

RESOLVED, By the School Board of Independent School District 709, St. Louis County, Minnesota, that the School Board shall meet in Executive (Closed) Session on Tuesday, May 25, 2010 at approximately 4:35 p.m. in the Board Conference Room of Historic Old Central High School for the purpose of discussing private educational data relating to a student expulsion.

E-5-10-2759

May 25, 2010

M-Seliga Punyko, S-Cameron, to approve Resolution E-5-10-2759 – Executive (Closed) Session RE: Discussion of private Educational Data Relating to Student Expulsion.

Member Glass asked what District Policy allows the board to go into closed session. Beth Storaasli, Legal Counsel, stated that it was MN Statute 121A.47 Pupil Fair Dismissal Act.

Upon a vote, the same was approved – 5-1 as follows:

Yea: Cameron, Grover, Johnston, Kasper, Seliga Punyko, Wasson

Nay: Glass

The board recessed into closed session at 4:35 p.m.

The school board reconvened into the special meeting at 5:50 p.m.

Member Wasson presented the resolution:

RESOLUTION EXPELLING A STUDENT

WHEREAS, written notice of the proposed expulsion of a student was served upon the student and the student's parents, and the stated factual basis for expulsion was threats to a middle school;

WHEREAS, the notice of proposed expulsion complied with the Minnesota Pupil Fair Dismissal Act;

WHEREAS, a hearing on the proposed expulsion was held before an Independent Hearing Officer on Tuesday, May 18, 2010;

WHEREAS, the Independent Hearing Officer has made written Findings of Fact, Conclusions, and a Recommendation to the School Board regarding the proposed expulsion;

WHEREAS, the School Board has reviewed the Independent Hearing Officer's Findings of Fact, Conclusions, and Recommendation;

WHEREAS, the Pupil Fair Dismissal Act states that the School Board shall base its decision upon the recommendation; and

WHEREAS, the written notice of proposed expulsion, the name of the student proposed for expulsion, and the Independent Hearing Officer's Findings of Fact, Conclusions and Recommendation are private educational data under the Minnesota Government Data Practices Act;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The School Board hereby accepts and adopts the Independent Hearing Officer's Findings and Fact, Conclusions and Recommendation as the basis for its decision.
2. The School Board hereby expels the student from the schools of Independent School District No. 709 from May 25, 2010, through January 21, 2011.
3. The Superintendent, or his designee, is directed to mail the following to the student and to the student's parents: a copy of this Resolution; a copy of the Independent Hearing Officer's Finding of Fact, Conclusions and Recommendation; and a letter stating that the student has been expelled effective May 25, 2010, and may be reinstated effective January 24, 2011.
4. The Superintendent, or his designee, is directed to identify the alternative educational services that are available to the student during the period of expulsion, if the student wishes to take advantage of them.
5. The Superintendent, or his designee, is directed to make an electronic report of this expulsion to the Commissioner of the Minnesota Department of Education within thirty calendar days as required by Minnesota Statutes section 121A.53.

Resolution E-5-10-2761

May 25, 2010

**M-Wasson, S-Seliga Punyko, approve Resolution B-5-10-2761 – Resolution Expelling a Student.
Upon a vote, the same was approved – 6-1 as follows:**

Yea: Cameron, Grover, Johnston, Kasper, Seliga Punyko, Wasson

Nay: Glass

Member Seliga Punyko presented the resolution:

RESOLUTION Executive (Closed) Session

RESOLVED, By the School Board of Independent School District 709, St. Louis County, Minnesota, that the School Board shall meet in Executive (Closed) Session on Tuesday, May 25, 2010 at approximately 5:00 p.m. (or to follow the Special School Board Meeting) in the Board Conference Room of the Historic Old Central High School for the purpose of discussing parameters for upcoming negotiations for all bargaining units.

Minutes of the Special School Meeting
May 25, 2010

E-5-10-2760

May 25, 2010

M-Seliga Punyko, S-Wasson, approve Resolution B-5-10-2760 – Discussion of Negotiations Parameters. Upon a vote, the same was approved – 6-1 as follows:

Yea: Cameron, Grover, Johnston, Kasper, Seliga Punyko, Wasson

Nay: Glass

Chair Grover adjourned the Special School Board meeting of May 25, 2010 at 5:56 p.m.