

EFFINGHAM COMMUNITY UNIT DISTRICT #40
EFFINGHAM, ILLINOIS

MINUTES
SPECIAL BOARD MEETING
MONDAY, DECEMBER 9, 2019

1. Call to order Special Meeting/Pledge of Allegiance/Roll Call
President Byers called the Special Meeting to order at 5:00 PM
Secretary Smith called the roll.
Members present: Steve Bone, Angie Byers, Robin Klosterman, Kathleen Smith, Brad Waldhoff, Jill Wendling and Jane Willenborg
Members absent: none
Members in attendance remotely: None
Staff present: Mark Doan
2. Recognition of Visitors-none
3. Adjournment to Closed Session
Bone made a motion, seconded by Klosterman to adjourn to Closed Session at 5:02 PM.
Roll call vote
AYES: Bone, Byers, Klosterman, Smith, Waldhoff, Wendling, Willenborg
NAYS: none
ABSTAIN: none
Motion Carried
A. Student disciplinary cases. 5 ILCS 120/2(c)(9).
4. Return to Open Session
Smith made a motion, seconded by Wendling to adjourn and return to open session at 6:14 PM.
Roll call vote
AYES: Bone, Byers, Klosterman, Smith, Waldhoff, Wendling, Willenborg
NAYS: none
ABSTAIN: none
Motion Carried
A. Approval of Closed Session Minutes
Smith made a motion, seconded by Byers to approve the minutes of the Closed Session just concluded.
A unanimous voice vote carried the motion.
5. Possible Student Disciplinary Action
Student A
Smith made a motion, seconded by Bone to expel student A from Effingham Unit #40 Schools beginning December 9, 2019 until the end of the first semester of the 1020-21 school year and referred to alternative educational setting.
Roll call vote
AYES: Bone, Byers, Klosterman, Smith, Waldhoff, Wendling, Willenborg
NAYS: none
ABSTAIN: none
Motion Carried

Student B

Smith made a motion, seconded by Bone to expel student B from Effingham Unit #40 Schools beginning December 9, 2019 until the end of the first semester of the 1020-21 school year and referred to alternative educational setting.

Roll call vote

AYES: Bone, Byers, Klosterman, Smith, Waldhoff, Wendling, Willenborg

NAYS: none

ABSTAIN: none

Motion Carried

Student C

Waldhoff made a motion, seconded by Klosterman to expel student C from Effingham Unit #40 Schools beginning December 9, 2019 until the end of the first semester of the 1020-21 school year and referred to alternative educational setting.

Roll call vote

AYES: Bone, Byers, Klosterman, Smith, Waldhoff, Wendling, Willenborg

NAYS: none

ABSTAIN: none

Motion Carried

Student D

Bone made a motion, seconded by Klosterman to approve the Stay of Expulsion Agreement with Student D and the student's guardian.

Roll call vote

AYES: Bone, Byers, Klosterman, Smith, Waldhoff, Wendling, Willenborg

NAYS: none

ABSTAIN: none

Motion Carried

6. Adjournment

Smith made a motion, seconded by Waldhoff to adjourn the meeting at 6:19 PM.

A unanimous voice vote carried the motion.

Date of Minutes: **December 9, 2019**

Date of Approval: _____

President

Secretary

EFFINGHAM COMMUNITY UNIT SCHOOL DISTRICT #40
Effingham, Illinois

Motion to Adjourn to Closed Meeting

Date: Monday, December 9, 2019

Time: 5:02 PM

Location: Effingham Unit 40 Board Conference Room

A motion was made by Bone and seconded by Klosterman to adjourn to a closed meeting to discuss:

The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the District or legal counsel for the District, including hearing testimony on a complaint lodged against an employee or against legal counsel for the District to determine its validity. 5 ILCS 120/2(c)(1).

Collective negotiating matters between the District and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees. 5 ILCS 120/2(c)(2).

The selection of a person to fill a public office, including a vacancy in a public office, when the District is given power to appoint under law or ordinance, or the discipline, performance or removal of the occupant of a public office, when the District is given power to remove the occupant under law or ordinance. 5 ILCS 120/2(c)(3).

Evidence or testimony presented in open hearing, or in closed hearing where authorized by law, to a quasi-adjudicative body, as defined in the Open Meetings Act, provided that the body prepares and makes available for public inspection a written decision with its determinative reasoning. 5 ILCS 120/2(c)(4).

The purchase or lease of real property for the use of the District, including meetings held for the purpose of discussing whether a particular parcel should be acquired. 5 ILCS 120/2(c)(5).

The setting of a price for sale or lease of property owned by the District. 5 ILCS 120/2(c)(6).

The sale or purchase of securities, investments, or investment contracts. 5 ILCS 120/2(c)(7).

Security procedures and the use of personnel and equipment to respond to an actual, a threatened, or a reasonably potential danger to the safety of employees, students, staff, the public, or public property. 5 ILCS 120/2(c)(8).

- **Student disciplinary cases. 5 ILCS 120/2(c)(9).**

The placement of individual students in special education programs and other matters relating to individual students. 5 ILCS 120/2(c)(10).

Litigation, when an action against, affecting or on behalf of the particular District has been filed and is pending before a court or administrative tribunal, or when the District finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the closed meeting minutes. 5 ILCS 120/2(c)(11).

The establishment of reserves or settlement of claims as provided in the Local Government and Governmental Employees Tort Immunity Act, if otherwise the disposition of a claim or potential claim might be prejudiced, or the review or discussion of claims, loss or risk management information, records, data, advice or communications from or with respect to any insurer of the District or any intergovernmental risk management association or self-insurance pool of which the District is a member. 5 ILCS 120/2(c)(12).

Self-evaluation, practices and procedures, or professional ethics, when meeting with a representative of a statewide association of which the District is a member. 5 ILCS 120/2(c)(16).

Discussion of minutes of meetings lawfully closed, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06. 5 ILCS 120/2(c)(21).

Meetings between internal or external auditors and governmental audit committees, finance committees, and their equivalents, when the discussion involves internal control weaknesses, identification of potential fraud risk areas, known or suspected frauds, and fraud interviews conducted in accordance with generally accepted auditing standards of the United States of America. 5 ILCS 120/2(c)(28), amended by P.A. 97-318.

Closed Meeting Roll Call:

“Yeas” 7 “Nays” 0 Motion Carried