

**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, February 23, 2016

**Members Present:**

Annie Harala  
Art Johnston  
David Kirby  
Rosie Loeffler-Kemp  
Alanna Oswald  
Nora Sandstad  
Harry Welty

**Others Present:**

Bill Gronseth, Superintendent  
Bill Hanson, Deputy Clerk  
Melinda Thibault, Secretary

- Chair Harala called the special school board meeting of February 23, 2016 to order at 5:00 p.m.

Member Sandstad presented the resolution:

**RESOLUTION**  
**Executive (Closed) Session**

WHEREAS, Pursuant to Minnesota Statutes section 13D.05 subd. 2.(a)(3) a public body must close a meeting for discussion of private educational data.

WHEREAS, Pursuant to Minnesota Statutes section 13D.05 subd. 2.(b) a public body shall close a meeting for preliminary consideration of allegations or charges against an individual subject to its authority.

NOW, THEREFORE, BE IT 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 February 23, 2016 at approximately 5:00 p.m. in the Board Conference Room of Historic Old Central High School for the purpose of (A) discussion of private educational data, and (B) preliminary consideration of allegations or charges against an individual subject to its authority.

Resolution E-2-16-3342

February 23, 2016

**M-Sandstad, S-Welty, to approve Resolution E-2-16-3342 - Executive Closed Session.**  
**Upon a vote the same passed – unanimously.**

**Recessed at 5:04**

**Reconvened at 6:46**

Member Oswald presented the resolution:

### **RESOLUTION EXPELLING A STUDENT**

WHEREAS, written notice of intent to expel a student attending Denfeld High School for aggravated assault was served upon the student and the student's parents;

WHEREAS, the notice of intent to expel the student complied with the provisions of the Pupil Fair Dismissal Act, Minn. Stat. § 121A.47, subd. 2;

WHEREAS, the student and the student's parents made no appearance at the hearing on February 8, 2016;

WHEREAS, the Hearing Officer issued a Report and Recommendation of Independent Hearing Examiner on February 10, 2016 recommending expulsion of the student; and

WHEREAS, under the Minnesota Government Data Practices Act, the name of the student proposed for expulsion is private data.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

1. The School Board hereby expels the student from the schools of Independent School District No. 709, Duluth, for one full year (12 months) from the effective date of expulsion, February 23, 2016 through February 22, 2017.
2. The Superintendent, or his designee, is directed to mail to the student and the student's parent a copy of this Resolution along with a letter stating that the student has been expelled and that the student has the right to re-enroll in the District on February 23, 2017.
3. 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.
4. The Superintendent, or his designee, is directed to make an electronic report of this expulsion to the Commissioner of the Department of Education within thirty (30) calendar days, as required by Minn. Stat. § 121A.53.

Resolution E-2-16-3343

February 23, 2016

**M-Oswald, S-Welty, to approve Resolution E-2-16-3343 – Resolution Expelling a Student.  
Upon a vote the same passed – 6-1 as follows:**

**Yea: Harala, Johnston, Kirby, Loeffler-Kemp, Oswald, Welty**

**Nay: Sandstad**

Member Kirby presented the resolution:

### **RESOLUTION PROPOSING DISCIPLINE OF AN EMPLOYEE**

WHEREAS, the Duluth School Board has reviewed a draft letter to an employee informing said employee of discipline proposed by the School District.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS by the School Board of Independent School District 709, Duluth Public Schools:

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1. The School Board hereby approves the letter setting forth the proposed discipline and the basis for the proposed discipline.
2. The School Board Chair is authorized and directed to sign the letter on behalf of the School Board.
3. The School District's Superintendent is directed to have the approved letter personally served on the employee, and to place a copy of the letter in the employee's personnel file.
4. Pursuant to Minnesota Statutes section 13.43, subdivision 2, the specific reasons for the proposed discipline, the nature of the proposed discipline, and the letter are private data on the employee until final disposition of the proposed disciplinary action.

**M-Kirby, S-Sandstad, to approve Resolution HR-2-16-3344 – Resolution Proposing Discipline of an Employee. Upon a vote, the same was approved 4-3.**

**Yea: Harala, Kirby, Loeffler-Kemp, Sandstad**  
**Nay: Johnston, Oswald, Welty**

- Chair Harala adjourned the Special School Board meeting of February 23, 2016 at 6:54 p.m.