

Independence Community School Board Minutes
Special Meeting
June 2, 2010

A special meeting of the Independence Community School Board was called to order at 7:31 p.m. by Chairperson Dawnye Sturtz in the Administration Building, at 1207 First Street West, Independence, Iowa.

Members Present: Chairperson Dawnye Sturtz, John Christensen,
Charlie McCardle, Kathryn Jensen,
Stacy Henderson

Superintendent Present: Devin Embray

Board Secretary/Treasurer: Lynnette Engel

Attorneys present: School Board Attorney, Mr. Tim Luce
School District Attorney, Mr. Steve Weidner

Others Present: Parties Involved

APPROVAL OF AGENDA

Motion Christensen, second McCardle to approve the agenda. All voted *aye*.

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CLOSED SESSION

Motion McCardle, second Henderson to recess to a closed session as provided in Section 21.5(l)(e) of the Iowa Code *to discuss whether to conduct a hearing to determine whether to suspend or expel a student*. By roll call vote: Henderson voted *aye*, McCardle voted *aye*, Jensen voted *aye*, Christensen voted *aye* and Sturtz voted *aye*. Motion carried 5-0. Went in to Closed Session at 7:32 p.m.

Consensus to return to open session was at 9:01 p.m.

Motion McCardle, second Jensen to accept the proposed Findings of Fact and Conclusions of Law. We are expelling the student for an indefinite period of time with the earliest opportunity for re-admittance is the second semester of the 2010-2011 school year. In order to be considered for re-admittance, the student will have completed a psychological evaluation, anger management counseling and age appropriate substance abuse counseling. Provide documentation from all the above and we request the student to be in attendance at the re-admittance hearing. Upon re-admittance, the student will be subject to a behavioral contract to be developed by the administration through the end of the 2010-2011 school year.

By roll call vote: Henderson voted *aye*, McCardle voted *aye*, Jensen voted *aye*, Christensen voted *aye* and Sturtz voted *aye*. Motion carried 5-0

A RECESS WAS TAKEN FROM 9:05 TO 9:12 P.M

CLOSED SESSION

Motion McCardle, second Jensen to recess to a closed session as provided in Section 21.5(l)(e) of the Iowa Code *óTo discuss whether to conduct a hearing to determine whether to suspend or expel a student.* By roll call vote: Henderson voted *õaye,õ* McCardle voted *õaye,õ* Jensen voted *õaye,õ* Christensen voted *õaye,õ* and Sturtz voted *õaye.õ* Motion carried 5-0. Went in to Closed Session at 9:14 p.m.

Consensus to return to open session was at 10:24 p.m.

Motion McCardle, second Christensen that the Board accepts the proposed Findings of Fact and Conclusions of Law as stated. The Board also accepts the recommendation of the superintendent that the student be expelled from the Independence Community School District for the 2010-2011 school year. Special programming for educational purposes has been arranged at Four Oaks in Independence. Depending on attendance, grades, behavior and successful completion of a substance abuse drug program, the student may petition the Board of Education for re-admittance to the Independence Community School District in term four of the second semester of the 2010-2011 school year.

By roll call vote: Henderson voted *õayeõ*, McCardle voted *õayeõ*, Jensen voted *õayeõ*, Christensen voted *õayeõ* and Sturtz voted *õayeõ*. Motion carried 5-0

ADJOURNMENT

Motion Henderson, second Jensen to adjourn the meeting at 10:27 p.m. All voted *õaye.õ*

Dawnye Sturtz
Chairperson

Lynnette Engel
Secretary/Treasurer