



BOARD APPROVED 3/21/18

Redmond School District
Board Work Session and Special Meeting
March 7, 2018

Board Members in Attendance: Chair Rick Bailey, Vice Chair Tim Carpenter, Directors Shawn Hartfield, Johnny Corbin, Travis Bennett

PROCEDURAL ITEMS

Chair Bailey called the work session to order at 5:30pm.

Metrics for Strategic Priority #2 – Effective Team Members

Mike McIntosh and Lynn Anderson presented data options for Strategic Priority #2 – Effective Team Members. Staff retention data was broken out into two categories, general education and student services. Professional development was presented as an extensive spreadsheet, showing there is an inordinate amount of data and we would need to determine what the Board would like to track. The Board discussed indicating what was required of staff, and then indicating what PD is being done that is elective, or above and beyond required. Lynn mentioned she has inquired about a possible web-based program that tracks PD, but they are costly and she hasn't found one that is user friendly. The Board will revisit this data and give feedback at the work session on April 11. At that work session the Board and DLT will tease out the data they would like reported to the Board.

Policy Updates - Continued

GBN/JBA-AR – Step 2, Chair Bailey had asked to leave in responding “within five working days”, Lynn explained that often times, due to the complexity of some of these investigations, five days is not enough time to investigate. If other agencies are involved, it is difficult to get finished up within five days.

ING and ING-AR – Mike explained our risk manager, insurance agent, attorneys, and OSBA do not agree with these changes. Mike would like to table this policy.

SPECIAL MEETING

Chair Bailey called the Special Board Meeting to order at 6: 16pm and established a quorum. Secretary Blanchette asked that a Licensed Personnel Report be added to the agenda. Chair Bailey read a statement regarding executive session parameters per ORS 192.660(2)(f).

EXECUTIVE SESSION

Per ORS 192.660(2)(f) for the purpose of considering information or records that are exempt by law from public inspection.

SPECIAL MEETING

Expulsion Appeal Hearing – Student: Gabriella Bustamante

The expulsion appeal hearing began at 6:35 pm, Attorney Eliot Thompson was contacted by phone and introductions were made. Attorney Greg Colvin assisted the Board to conduct the expulsion appeal hearing and explained that no new evidence shall be presented, only the information the expulsion hearings officer heard during the original hearing.

The expulsion packet, which was distributed to the parent, Tammi Bancroft, her attorney Eliot Thompson, the Board, Sam Platt and Tami Nakamura, includes:

- Letter dated January 29, 2018
- Hearing officer's report
- Hearing sign in sheet
- Expulsion checklist
- Documents provided by the mother (internet information)
- Expulsion packet – 7 sections
- Copy of a letter from Bancroft and Bustamante
- Audio recording of the hearing

Colvin explained that both parties will have up to 20 minutes to provide argument. The Board may ask questions to determine if they would like to affirm, modify, or reverse the hearing officer's decision.

Redmond School District – Attorney Lauren Lester asked to use 15 minutes now, and then five minutes after the other party presents their argument. All parties agreed. Assistant principal Sam Platt explained that on January 16, 2018 he received a phone call from a parent and was told her daughter was given a pill at school by Gabriella. Sam conducted an investigation, part of which consisted of a search of Gabriella's backpack and found a generic prescription foil wrapper with one pill missing matching the description given. The OMS student handbook states they are not to use or distribute any controlled substance or look alike substance. Controlled substance includes prescription medications in the student handbook and is also consistent with the district wide student rights and responsibilities handbook. The recommendation to allow her to return the third trimester was a consideration given due to her lack of discipline history.

Attorney Eliot Thompson argued that there was lack of strength in the evidence. He explained that the pill that was allegedly given to the other student has never been recovered and compared to the other pill. While the district and school have certain procedures, Gabriella was expelled for distribution of a controlled substance, but Zofran is not a controlled substance, it has no potential for abuse or dependence, it is a non-controlled prescription medication. Mr. Thompson asked the Board to consider some other form of punishment other than expulsion.

Ms. Lester explained that with respect to the strength of evidence, Mr. Platt based his evidence on a witness statement that someone was given a small white pill and that is what he found in Gabriella's backpack. Under Oregon law, school districts must adopt their own rules and policies and are not bound by statute. District Policy JFCI – Substance/Drug Abuse – unlawful drugs include prescription and non-prescription drugs. The Student Rights and Responsibilities Handbook states that under drug and alcohol, it is unlawful to distribute his/her own drugs to others. OMS construes the term controlled substance to include prescriptions. OMS does recommend an expulsion for first offense for distribution and asks that the Board affirm the hearing officer's decision.

The Board was able to ask questions at this time. Director Corbin asked the parent, Tammi Bancroft, if her daughter read the handbook and understood the ramifications of distributing drugs. Ms. Bancroft said she understands now, but she is only 11. The worst part is her friends calling her a drug dealer. Ms. Bancroft explained that she works with addicts and she prescribed this medication to her daughter. Vice Chair Carpenter asked what schooling Gabriella was participating in now, Ms. Bancroft said she was homeschooling her daughter. Director Hartfield pointed out that the OMS handbook state that having a controlled substance could be a suspension. Mr. Platt explained that the team discussed the evidence and due to the health and safety risk of distributing a prescription drug, expulsion was the appropriate consequence.

Board Deliberation ensued. Chair Bailey feels the hearings officer made the right decision. Director Hartfield struggles with the definition of controlled substance and the fact that we state it can be suspension or up to expulsion, given her age and intent, she feels suspension would be more appropriate. Director Corbin feels giving any kind of drug to someone else is very serious and expulsion with the return on administrative probation is appropriate. Director Bennett believes that the intent was not to hurt someone, but he has had kids in school with prescriptions and there is a lengthy

process to have them at the office and have them dispensed. Vice Chair Carpenter clarified that if she is expelled and brought back on administrative probation the third trimester of this school year, the expulsion does stay on her record.

Chair Bailey made a motion that the Redmond Board of Directors uphold the hearings officer's decision to expel Gabriella Bustamonte. Director Corbin seconded the motion. Motion carried, 4-1, Director Hartfield voted no.

Greg Colvin will assist the Board in providing a written record of the decision and distribute to all parties.

Teacher and Administrator Contract Renewal

The Board is required each year to take action on the contract status of licensed district employees. Renewing probationary teachers and administrators and extending the contracts of contract status licensed teachers and administrators must be completed prior to March 15 as per the appropriate statute.

Director Corbin made a motion to adopt the recommendations listed on the teacher and administrator status list provided for the 2018-2019 school year. Vice Chair Carpenter seconded the motion. Motion carried, 5-0.

Licensed Personnel Report

Vice Chair Carpenter moved to accept the licensed personnel report as presented. Director Bennett seconded the motion. Motion carried, 5-0.

Policy Updates (continued)

IGBHE - #2 – ask OSBA about “has not yet completed the required credits”

IGBHE-AR(1) – page 56 spelling error – 5 days. Contested Decisions/Appeal – appeal first to superintendent (not board), delete page 58 as part of the AR

JFCG/JFCH/JFCI – review next time, not in original batch

JHCD/JHCDA – change brackets make CPR required

KN/JHFE-AR – have Shawn Swisher review

Classified Team Member Appreciation Week

Director Corbin made a motion that the Board proclaim March 5-9, 2018 to be Classified Team Member Appreciation Week. Vice Chair Carpenter seconded the motion. Motion carried, 4-0. (Director Hartfield left the meeting before this motion was made due to childcare.)

Director Corbin made a motion to adjourn the meeting at 8:42 p.m. Director Bennett seconded the motion. Motion carried, 4-0.



Richard C. Bailey, Chair



Gina Blanchette, Executive Assistant