

REGULAR MEETING HELD ON THE 5<sup>TH</sup> DAY OF JANUARY 2006

1. President Walter Hancock called the meeting to order at 5:02 p.m., and welcomed those in attendance.
2. President Walter Hancock led those in attendance in the flag salute.
3. Members of the Governing Board in attendance were: Walter Hancock, Terry Taylor, Marie Thomas, Susan Short, and Thomas Robertson.

Others present were: Sam Chimento, Gail Shirley, Dawn Buchanan, Dennis Raschka, Craig Meyer, Mike Taylor, Michael Taylor, Travis Cooley, Anthony Brown, D.J. Fitzpatrick, Everett Raschka, Harrison Taylor, Caleb Brown, Kathleen Coleman, and Patti Hayes.

4. A motion was made by Susan Short, seconded by Marie Thomas, recommending that the agenda be approved. Motion unanimously carried.

**CLOSED SESSION**

The Board recessed into closed session at 5:04 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 49073 and 49076, regarding Expulsion Case No. 11/28/90, I.D. No. 62532.

**OPEN SESSION**

The Board reconvened into open session at 5:53 p.m.

**REPORT ON ACTION(S) TAKEN IN CLOSED SESSION**

No action was taken in closed session.

**ACTIONS ITEMS**

## 5. Action on Expulsion Case No. 11/28/90, ID No. 62532.

## a. Action No. 1 - Finding of Fact.

A motion was made by Marie Thomas, seconded by Susan Short, that Student No. 11/28/90, I.D. No. 62532 did in fact, violate Education Code Sections 48900(a)(1) and (b):

Caused, attempted to cause, or threatened to cause physical injury to another person.

Possessed, sold, or otherwise furnished any firearm, knife, explosive, or other dangerous object unless, in the case of possession of any object of this type, the pupil had obtained written permission to possess the item from a certificated school employee, which is concurred in by the principal or the designee of the principal.

The Governing Board also found that other means of correction have not been successful to bring about proper conduct. Due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others.

Motion unanimously carried.

## b. Action No. 2 - Action Pending Expulsion.

A motion was made by Marie Thomas, seconded by Susan Short, to expel Student No. 11/28/90, I.D. No. 62532 for the remainder of the 2005/2006 school year, and recommended the following rehabilitation plan:

(1) The student participate in a counseling program approved by the Principal of Palermo School. Parent counseling is recommended.

(2) The student remain off any school campus, until otherwise notified in writing by a school official.

**ACTIONS ITEMS**

5. Action on Expulsion Case No.11/28/90, ID No. 62532.
- b. Action No. 2 - Action Pending Expulsion (continued)
- (3) The student demonstrate proper respect to and follow all directions of school officials.
  - (4) The student demonstrate proper attitude toward school work, maintain a good attendance record, and demonstrate good school conduct with no disruptions.
  - (e) The student maintain a portfolio that contains evidence of improved achievement in math and reading, a sample of a completed assignment, and a sample or picture of a completed project.
  - (f) The student adhere to all laws and regulations, federal, state, and local, as a demonstration of rehabilitation success.

The student is referred to the Palermo Community Day School Program through the end of the 2005/2006 school year for school attendance. Upon revocation of the rehabilitation plan, the student may be referred to the South County Community School Program for school attendance.

If the student meets the requirements for graduation from the Palermo Union School, District, the student may apply to the Palermo Union School District for readmission into Palermo School in mid May 2006 to attend eighth grade graduation, subject to approval of the Governing Board. The student will not, however, be eligible to participate in end of the year 8<sup>th</sup> grade activities.

If the student successfully completes the recommended behavior plan and maintains proper respect and conduct, the Order of Expulsion may be expunged from the student's school records upon meeting requirements for graduation from the Palermo Union School District, subject to approval of the Governing Board.

Motion unanimously carried.

**CLOSED SESSION**

The Board recessed into closed session at 5:55 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 49073 and 49076, regarding Expulsion Case No. 9/04/91, I.D. No. 62339.

**OPEN SESSION**

The Board reconvened into open session at 6:37 p.m.

**REPORT ON ACTION(S) TAKEN IN CLOSED SESSION**

No action was taken in closed session.

**ACTIONS ITEMS**

- 6. Action on Expulsion Case No. 9/04/91, ID No. 62339.
  - a. Action No. 1 - Finding of Fact.

A motion was made by Marie Thomas, seconded by Susan Short, that Student No. 9/04/91, I.D. No. 62339 did in fact, violate Education Code Section 48900(a)(1):

Caused, attempted to cause, or threatened to cause physical injury to another person.

The Governing Board also found that other means of correction have not been successful to bring about proper conduct. Due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others.

Motion unanimously carried.

**ACTIONS ITEMS**

6. Action on Expulsion Case No. 9/04/91, ID No. 62339.

b. Action No. 2 - Action Pending Expulsion.

A motion was made by Marie Thomas, seconded by Susan Short, to expel Student No. 9/04/91, I.D. No. 62339 through the end of the 2005/2006 school year, and recommended the following rehabilitation plan:

- (1) The student participate in a counseling program approved by the Principal of Palermo School. Parent counseling is recommended.
- (2) The student remain off any school campus, until otherwise notified in writing by a school official.
- (3) The student demonstrate proper respect to and follow all directions of school officials.
- (4) The student demonstrate proper attitude toward school work, maintain a good attendance record, and demonstrate good school conduct with no disruptions.
- (5) The student maintain a portfolio that contains evidence of improved achievement in math and reading, a sample of a completed assignment, and a sample or picture of a completed project.
- (6) The student adhere to all laws and regulations, federal, state, and local, as a demonstration of rehabilitation success.

The student is referred to the Palermo Community Day School Program through the end of the 2005/2006 school year for school attendance. If misbehavior resulting in school/suspension is reported, Mrs. Coleman will review behavior and determine if the student should be referred back to the Board to consider a referral to the South County Community School Program.

**ACTIONS ITEMS**

6. Action on Expulsion Case No. 9/04/91, ID No. 62339

- b. Action No. 2 - Action Pending Expulsion (continued)

If the student successfully completes the recommended behavior plan and maintains proper respect and conduct, the Order of Expulsion may be expunged from the student's school records upon meeting requirements for graduation from the Palermo Union School District, subject to approval of the Governing Board.

Motion unanimously carried.

7. **Audience with the Board.**

**Non-Agenda Items:**

No one had business to bring before the Board.

8. **Audience with the Board.**

**Agenda Items:**

No one had business to bring before the Board.

9. **CONSENT CALENDAR**

A motion was made by Terry Taylor, seconded by Marie Thomas, recommending that the consent calendar items be approved. Motion unanimously carried.

**Action Items**

- a. Minutes of December 15, 2005 Regular Board Meeting.

- b. Warrants:

Warrant Numbers 419428-419691, Funds 1, 12, 13, and 35, in the amount of \$80,808.09;

Warrant Numbers 419888-419892, Fund 1, in the amount of \$1,968.80;

Warrant Numbers 420392-420432, Funds 1, 12, 13, and 35, in the amount of \$488,952.98.

9. **CONSENT CALENDAR****Action Items**c. **Surplus and Obsolete Requests.**

Requests to declare surplus/obsolete equipment and District property be approved and the Superintendent be directed to dispose of said equipment and property, according to the appropriate method, including disposal, as per Education Code Sections 39521, 60420, 60500, 60520-21, 60530 and Board Policy #3270. Surplus/Obsolete Items (which may include disposal of surplus property in the local dump or donation to a charitable organization due to value of such property not defraying the cost of its sale):

Surplus/Obsolete Items:

9 Keyboards, Inventory Nos. 13803, 2639, 12380, 12974, 12975, 12384, 11755,  
12541 and Barcode No. 1125

CPU, Inventory No. 12394

d. **Donation from Mike Ferguson Recreation in the amount of \$100.00 to Palermo School 8<sup>th</sup> Grade Girls basketball teams.****Reports**e. **Helen Wilcox Activity Account Ledger for 11/01/05 – 11/30/05, and 12/01/05 – 12/30/05.**f. **Palermo School Activity Account Ledger for 10/20/05 – 11/17/05.**g. **Enrollment Report for Month Three.**h. **Enrollment Report for Month Four.****Reports**h. **Events Calendar.**10. **ITEMS REMOVED FROM CONSENT AGENDA**

None.

11. **Staff Reports/Business Items.**a. **A motion was made by Marie Thomas, seconded by Susan Short, recommending that the 2004/2005 Audit Report by Matson and Isom Accountancy Corporation be approved. Motion unanimously carried.**

**11. Staff Reports/Business Items.**

- b. A motion was made by Marie Thomas, seconded by Susan Short, recommending that Board Resolution No. 06-01 to provide Child Development Services Project #04-6152-00-5, Contract #CIMIS-5049 (instructional materials and supplies, Children's Center) for 2005/2006, be approved. Motion unanimously carried.
- c. A motion was made by Susan Short, seconded by Marie Thomas, recommending that the contract with Ray Morgan & Company for the lease and maintenance of new copiers for Golden Hills Elementary School be approved. Motion unanimously carried.
- d. Quarterly Report on Williams Uniform Complaints [Education Code §35186] was presented for information. No complaints were filed with any school in the district during the quarter indicated. Motion unanimously carried.
- e. There were no comments from the California School Employees Association, Bargaining Unit 366.
- f. There were no comments from the Palermo Teachers Association Bargaining Unit (PTA/CTA/NEA).

**12. Board Policies and Administrative Regulations.**

- a. A motion was made by Susan Short, seconded by Marie Thomas, recommending that revised Board Policy #4300, Management, Supervisory and Confidential Personnel – Management, Supervisory and Confidential Personnel be approved (second and final reading). Motion unanimously carried.
- b. A motion was made by Marie Thomas, seconded by Susan Short, recommending that revised Administrative Regulation #4300, Management, Supervisory and Confidential Personnel – Management, Supervisory and Confidential Personnel be approved (second and final reading). Motion unanimously carried.
- c. Board Policy #6145, Instruction – Extracurricular and Cocurricular Activities, was presented for annual review (mandated).
- d. Administrative Regulation #6145, Instruction – Extracurricular and Cocurricular Activities, was presented for annual review (mandated).

**12. Board Policies and Administrative Regulations.**

- e. Board Policy #5116.1, Students, Intradistrict Open Enrollment, was presented for annual review (mandated).
- f. Administrative Regulation #5116.1, Students, Intradistrict Open Enrollment, was presented for annual review (mandated).

**13. Correspondence.**

- a. Letter from Mrs. Mary T. Swaney.

**14. Superintendent's Reports.**

- a. Mr. Chimento shared information regarding enrollment and ADA with the Board.
- b. Mr. Chimento reported that with the rainy weather and flooding, there were some minor problems at the schools, and all had been taken care of right away.
- c. Mr. Chimento reported to the Board that while Mrs. Scott is on maternity leave, Mrs. Coleman would be covering the duties of Vice Principal at Palermo School.

**15. Board Items.**

There were no Board items.

**CLOSED SESSION**

The Board recessed into closed session at 7:25 p.m. regarding matters of personnel/employment/unpaid leave of absence (GATE teacher, and bus driver); all in accordance with Government Code Section 54957; and matters of negotiations with the Palermo Teachers Association (PTA/CTA/NEA) and Classified School Employees Association, Bargaining Unit 366, in accordance with Government Code Section 54957.6, with designated representative Sam Chimento, Superintendent; and matters of negotiations with unrepresented groups, certificated and classified management, in accordance with Government Code Section 54957.6, with designated representative Sam Chimento, Superintendent; and contract of Superintendent, as per Education Code Section 35031.

**OPEN SESSION**

The Board reconvened into open session at 7:38 p.m.

REGULAR MEETING HELD ON THE 5<sup>TH</sup> DAY OF JANUARY 2006**REPORT ON ACTION(S) TAKEN IN CLOSED SESSION**

No action was taken in closed session.

**ACTION ITEMS****16. Personnel – Recommendation: Approval.**

A motion was made by Marie Thomas, seconded by Susan Short, recommending that the following personnel items be approved (pending successful completion of pre-employment requirements). Motion unanimously carried.

**Certificated:**

- a. Dana Marcy, resignation as a GATE teacher, effective 12/09/05.

**Classified:**

- b. Diana Noyer, bus driver, request for unpaid leave of absence for the remainder of the 2005/2006 school year, effective February 1, 2006.

**Certificated Management:**

- c. None.

**Classified Management:**

- d. None.

**Superintendent:**

- e. Retroactive to July 1, 2005, a salary adjustment for Superintendent, Samuel George Chimento.

**ADJOURNMENT**

President Walter Hancock declared the meeting adjourned at 7:38 p.m.

Respectfully submitted.



Sam Chimento  
Secretary to the Governing Board