

1. President Thomas Robertson called the meeting to order at 5:00 p.m., and welcomed those in attendance.
2. President Thomas Robertson led those in attendance in the flag salute.
3. Members of the Governing Board in attendance were: Thomas Robertson, Marie Thomas, Susan Short, and Terry Taylor. Walter Hancock was absent.

Others present were: Sam Chimento, Carol Brown, Jacqueline Dolar, Gail Shirley, Kathleen Andoe, and Patti Hayes.

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

**Non-Agenda Items:**

No one had business to bring before the Board.

6. **Audience with the Board.**

**Agenda Items:**

No one had business to bring before the Board.

7. **CONSENT AGENDA**

A motion was made by Terry Taylor, seconded by Susan Short, recommending that the consent agenda be approved. Motion unanimously carried.

**Action Items**

- a. Minutes of December 1, 2010 Regular Board Meeting.
- b. Warrants:  
Warrant Numbers 613599-613613, Funds 1, 12, and 13, in the amount of \$4,949.52;  
Warrant Numbers 612902-612925, Funds 1, 12, and 13, in the amount of \$7,169.36.

7. **CONSENT AGENDA****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 60500-01, 60510-11, 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. All items below are valued at less than \$2,500).

Surplus/Obsolete Items:

Desk, Inventory #3800125

d. Donation from SaveMart Supermarkets in the amount of \$277.20 to the Palermo Preschool.

e. Donations from parents of students going to Chico State to see a performance: Eryn Bowker (\$8), Julian Jones (\$8), Jaydah Saechao (\$8), and Alex Wold (\$10) (Palermo School GATE)

**Reports**

f. Events Calendar.

g. Enrollment Report for Month Three.

h. November 2010 District Wide Discipline Report.

8. **ITEMS REMOVED FROM CONSENT AGENDA**

No items were removed from the consent agenda.

9. **Staff Reports/Business Items.**

a. A motion was made by Susan Short, seconded by Marie Thomas, recommending that the First Interim Report for the fiscal year 2010-2011, and the Standards and Criteria be approved and the President of the Governing Board be authorized to confirm a positive certification that the District will be able to meet its financial obligations for the current fiscal year and subsequent two fiscal years. Motion unanimously carried.

**9. Staff Reports/Business Items.**

- b. The GASB 45 Actuarial Study done by Demsey Filiger & Associates was presented for information by Gail Shirley, Business Manager.
- c. A motion was made by Susan Short, seconded by Marie Thomas, recommending that Board Resolution No. 10-21, as a condition of applying for and receiving Class Size Reduction Program funds, as provided for in SB 1777, commencing with Education Code Section 52120, the Governing Board of the Palermo Union School District, certifying that the conditions of the Certification of the application form are true and correct, be approved. Motion unanimously carried.
- d. A motion was made by Susan Short, seconded by Marie Thomas, recommending that Board Resolution No. 10-22 Authorizing the District to Make Application for and to Sign Certain Assurances with Respect to Application for Local, State and Federal Programs, Projects or Grants, in regard to administering the Lower Emissions School Bus Program grant. Motion unanimously carried.
- e. A motion was made by Marie Thomas, seconded by Susan Short, recommending that the 2009-2010 Helen Wilcox School Accountability Report Card be approved. Motion unanimously carried.
- f. A motion was made by Marie Thomas, seconded by Susan Short, recommending that the 2009-2010 Honcut School Accountability Report Card be approved. Motion unanimously carried.
- g. A motion was made by Susan Short, seconded by Marie Thomas, recommending that the 2009-2010 Palermo Community Day Schools (K-7 and 5-8) Accountability Report Cards be approved. Motion unanimously carried.
- h. A motion was made by Marie Thomas, seconded by Susan Short, recommending that the Addendum to the Memorandum of Understanding with the Oroville City Elementary School District to provide counseling services for OCESD students enrolled in the Palermo Community Day School for the 2010-2011 school year, be approved. Motion unanimously carried.

**9. Staff Reports/Business Items.**

- i. A motion was made by Marie Thomas, seconded by Susan Short, that one Board Member be designated as the Board Member to serve on the 2010-2011 Writing Scholarship Committee to establish the guidelines for this year's methods of determining awards. The focus of the committee shall be to design a way to distribute interest funds to reward students for excellence in writing. Susan Short was designated as the Board Member to serve on the Committee. Motion unanimously carried.
- j. A motion was made by Susan Short, seconded by Marie Thomas, recommending that the conference request from Linda Cherry, Nikki Arnold, Stephanie Metz-Gadow, Jan Clanton, and Linda Davis, to attend the PowerSchool User Group National Information Exchange and Vendor Expo, July 24, 2011 to July 28, 2011 in Las Vegas, Nevada, be approved (cost: \$4,500 approximately; District Wide School Administration and District Administration). Motion unanimously carried.
- k. A motion was made by Susan Short, seconded by Marie Thomas, recommending that Board Resolution No. 10-23 in Support of Full Funding of County Mental Health Services for Students with Disabilities be approved. Motion unanimously carried.
- l. There were no comments from the California School Employees Association, Bargaining Unit 366.
- m. There were no comments from the Palermo Teachers Association Bargaining Unit (PTA/CTA/NEA).

**10. Board Policies and Administrative Regulations.**

- a. New Board Policy #5118, Students – Open Enrollment Act Transfers was presented for first reading.
- b. New Administrative Regulation #5118, Students – Open Enrollment Act Transfers was presented for first reading.
- c. Revised Exhibit #4112.42, Personnel, Drug and Alcohol Testing for School Bus Drivers was presented for first reading.

**11. Correspondence.**

There was no correspondence.

**12. Superintendent's Reports.**

- a. Mr. Chimento reported on the proposed use of the one-time Federal jobs funding, and how it has been implemented in the District.
- b. Mr. Chimento said that he asked Jeannee' Neville and Shanna Andoe to chair a committee to plan a transition kindergarten program. Mr. Chimento said that kindergarten teachers and parents will also be on the committee. The transition kindergarten plan needs to be ready for implementation at the start of the 2012-13 school year.

**13. Board Items.**

There were no Board items.

**ACTION ITEMS****14. Personnel – Recommendation: Approval.**

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

**Certificated:**

- a. None.

**Classified:**

- b. Sandra Mendez, cafeteria cashier (3 hrs. daily; 10-month position) class 3, step 1, effective December 16, 2010 (replacement position).
- c. Carrie Berg, substitute instructional aide, effective December 16, 2010 through the 2010-2011 school year.
- d. Donald Turnbough, substitute custodian and substitute instructional aide, effective November 30, 2010.
- e. Dan Sevier, custodian/groundskeeper/van driver (30 hrs/week, .75 FTE; 12 month position) class 12, step 1, effective December 16, 2010.

**ACTION ITEMS**14. **Personnel – Recommendation: Approval.****Certificated Management:**

f. None.

**Classified Management/Confidential:**

g. None.

**CLOSED SESSION**

The Board recessed into closed session at 5:38 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 48918 and 35146, regarding Expulsion Case No. 11/05/96, I.D. No. 1996.

**OPEN SESSION**

The Board reconvened into open session at 6:20 p.m.

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

No action was taken in closed session.

**ACTIONS ITEMS**

## 15. Action on Expulsion Case No. 11/05/96, I.D. No. 1996.

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

A motion was made by Susan Short, seconded by Marie Thomas, that Student No. 11/05/96, I.D. no. 1996 did violate Education Code Sections 48900(b) and (c):

Possessed, sold, or otherwise furnished a firearm, knife, explosive, or other dangerous object, unless, in the case of possession of an 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.

Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an Alcoholic beverage, or an intoxicant of any kind.

**ACTIONS ITEMS**

15. Action on Expulsion Case No. 11/05/96, I.D. No. 1996.

a. Action No. 1 - Finding of Fact (continued)

The Governing Board also found that other means of correction are not feasible or have repeatedly failed to bring about proper conduct

Motion unanimously carried

b. Action No. 2 – Action Pending Expulsion.

A motion was made by Susan Short, seconded by Marie Thomas, to expel Student No. 11/05/96, I.D. No. 1996 through the end of 2010-2011 school year, and recommended the following rehabilitation plan:

- (1) The student participate in a counseling program approved by the Principal of Palermo Community Day School. Parent counseling is recommended.
- (2) The student remain off any school campus, until otherwise notified in writing by a school official (exception: during school hours at Palermo Community Day School site).
- (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 through the end of the 2010-2011 school year for school attendance.

**ACTIONS ITEMS**

15. Action on Expulsion Case No. 11/05/96, I.D. No. 1996.

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

If the student is not successful at the Palermo Community Day School, the student may be reassigned to the Thermalito Community Day School for school attendance.

The student's parents may request an opportunity for the student to make a presentation to the Board during the last Board Meeting in May, 2011. At that time, the Board may suspend the expulsion and permit the student to participate in graduation and other graduation 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

16. Action on Expulsion Case No. 5/29/97, I.D. No. 112460.

a. Action No. 1 - Finding of Fact.

A motion was made by Susan Short, seconded by Marie Thomas, that Student No. 5/29/97, I.D. No. 112460, did violate Education Code Sections 48900 (a)(1), (b) and (c):

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

Possessed, sold, or otherwise furnished a firearm, knife, explosive, or other dangerous object, unless, in the case of possession of an 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.

Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an Alcoholic beverage, or an intoxicant of any kind.

The Governing Board also found that other means of correction are not feasible or have repeatedly failed to bring about proper conduct.

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. 5/29/97, I.D. No. 112460 through the end of 2010-2011 school year, and recommended the following rehabilitation plan:

- (1) The student participate in a counseling program approved by the Principal of Palermo Community Day School. Parent counseling is recommended.
- (2) The student remain off any school campus, until otherwise notified in writing by a school official (exception: during school hours at Palermo Community Day School site).

16. Action on Expulsion Case No. 5/29/97, I.D. No. 112460.

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.
- (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 through the end of the 2010-2011 school year for school attendance.

If the student is not successful at the Palermo Community Day School, the student may be reassigned to the Thermalito Community Day School for school attendance.

The student's parent may request in May 2011 an opportunity for the student to present evidence to the Board demonstrating rehabilitation success. At that time, the Board may suspend the expulsion and permit the student to participate in graduation and other graduation 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 6:23 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 48918 and 35146, regarding Expulsion Case No. 5/19/97, I.D. No. 112460.

**OPEN SESSION**

The Board reconvened into open session at 6:55 p.m.

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

No action was taken in closed session.

**CLOSED SESSION**

The Board recessed into closed session at 7:02 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 48918 and 35146, regarding Expulsion Case No. 3/15/97, I.D. No.114300.

**OPEN SESSION**

The Board reconvened into open session at 7:35 p.m.

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

No action was taken in closed session.

**ACTIONS ITEMS**

17. Action on Expulsion Case No. 3/15/97, I.D. No. 114300.

a. Action No. 1 - Finding of Fact.

A motion was made by Susan Short, seconded by Marie Thomas, that Student No. 3/15/97, I.D. No. 114300 did violate Education Code Section did violate Education Code Section 48915(a)(5):

Assault or battery, as defined in Sections 240 and 242 of the Penal Code, upon any school employee.

and Education Code Sections 48900(i) and (k):

Committed an obscene act or engaged in habitual profanity or vulgarity.

Disrupted school activities or otherwise willfully defied the valid authority of supervisors, teachers, administrators, school officials, or other school personnel engaged in the performance of their duties.

**ACTIONS ITEMS**

17. Action on Expulsion Case No. 3/15/97, I.D. No. 114300.

a. Action No. 1 - Finding of Fact (continued)

The Governing Board found that other means of correction are not feasible or have repeatedly failed 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 Susan Short, seconded by Marie Thomas, to expel Student No. 3/15/97, I.D. No. 114300 through the end of 2010-2011 school year, and recommended the following rehabilitation plan:

- (1) The student participate in a counseling program approved by the Principal. Parent counseling is recommended.
- (2) The student remain off any Palermo Union School District campus, until otherwise notified in writing by a school official.
- (3) The student demonstrate proper respect to and follow all directions of school officials (exception: during school hours at Thermalito Community Day School site).
- (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 Thermalito Community Day School through the end of the 2010-2011 school year for school attendance.

17. Action on Expulsion Case No. 3/15/97, I.D. No. 114300.

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

**CLOSED SESSION**

The Board recessed into closed session at 7:38 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 48918 and 35146, regarding Expulsion Case No. 11/13/97, I.D. No. 114203.

**OPEN SESSION**

The Board reconvened into open session at 8:16 p.m.

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

No action was taken in closed session.

**ACTIONS ITEMS**

18. Action on Expulsion Case No. 11/13/97, I.D. No. 114203.

a. Action No. 1 - Finding of Fact.

A motion was made by Marie Thomas, seconded by Susan Short, that Student No. 11/13/97, I.D. No. 114203 violated Education Code Section Sections 48900(i) and (k):

Committed an obscene act or engaged in habitual profanity or vulgarity.

Disrupted school activities or otherwise willfully defied the valid authority of supervisors, teachers, administrators, school officials, or other school personnel engaged in the performance of their duties.

The Governing Board also found that other means of correction are not feasible or have repeatedly failed to bring about proper conduct.

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. 11/13/97, I.D. No. 114203 through the end of 2010-2011 school year, and the student is referred to Youth for Change for his educational placement for the remainder of the 2010-2011 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 Palermo Union School District campus, until otherwise notified in writing by a school official.
- (3) The student demonstrate proper respect to and follow all directions of school officials.

**ACTIONS ITEMS**

18. Action on Expulsion Case No. 11/13/97, I.D. No. 114203.

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

- (4) The student demonstrate proper attitude towards school work, maintain a good attendance record, and demonstrate good school conduct with no disruptions

Motion unanimously carried

**ADJOURNMENT**

President Thomas Robertson declared the meeting adjourned at 8:20 p.m.

Respectfully submitted,



Sam Chimento  
Secretary to the Governing Board