

SPECIAL MEETING HELD ON THE 6TH DAY OF SEPTEMBER 2005

1. Vice President Terry Taylor called the meeting to order at 5:18 p.m., and welcomed those in attendance.
2. Vice President Terry Taylor led those in attendance in the flag salute.
3. Members of the Governing Board in attendance were: Terry Taylor, Marie Thomas, and Susan Short. Walter Hancock and Thomas Robertson were absent.

Others present were: Sam Chimento, Kathleen Coleman and Heather Scott.

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

CLOSED SESSION

The Board recessed into closed session at 5:19 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 49073 and 49076, regarding Expulsion Case No. 8/26/92, I.D. No. 61258.

OPEN SESSION

The Board reconvened into open session at 5:58 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. 8/26/92, ID No. 61258.
 - a. Action No. 1 - Finding of Fact.

A motion was made by Marie Thomas, seconded by Susan Short, finding that that Student No. 8/26/92, I.D. No. 61258 did in fact, violate Education Code Section 48900(c).

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 have not been successful to bring about proper conduct.
Motion unanimously carried

ACTIONS ITEMS

5. Action on Expulsion Case No. 8/26/92, ID No. 61258 (continued)

b. Action No. 2 - Action Pending Expulsion.

A motion was made by Marie Thomas, seconded by Susan Short, to expel Student No. 8/26/92, I.D. No. 61258 through the end of the second trimester 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.
- (g) The student adhere to all laws and regulations, federal, state, and local, as a demonstration of rehabilitation success.

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.

The student is referred to the Palermo Community Day School Program through the end of the second trimester of the 2005/2006 school year for school attendance.

SPECIAL MEETING HELD ON THE 6TH DAY OF SEPTEMBER 2005**ACTIONS ITEMS**

5. Action on Expulsion Case No. 8/26/92, ID No. 61258 (continued)

b. Action No. 2 - Action Pending Expulsion.

The student may apply to the Palermo Union School District for readmission into Palermo School at the end of the second trimester, March of 2006, for the remainder of the 2005/2006 school year, subject to approval of the Governing Board.

Motion unanimously carried.

CLOSED SESSION

The Board recessed into closed session at 6:02 pm. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 49073 and 49076, regarding Expulsion Case No. 8/28/91, I.D. No. 42442.

OPEN SESSION

The Board reconvened into open session at 6:33 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. 8/28/91, I.D. No. 42442.

a. Action No. 1 - Finding of Fact.

A motion was made by Marie Thomas, seconded by Susan Short, that Student No. 8/28/91, I.D. 42442 did in fact violate Education Code Section 48900(c), when the student did the following:

Unlawfully possessed, used, sold or otherwise furnished, or been under the influence of any controlled substance, as defined in the Health and Safety Code, and alcoholic beverage, or any intoxicant of any kind.

The Governing Board also found that other means of correction have not been successful to bring about proper conduct.

Motion unanimously carried.

ACTIONS ITEMS

6. Action on Expulsion Case No. 8/28/91, I.D. No. 42442.

b. Action No. 2 - Action Pending Expulsion.

A motion was made by Marie Thomas, seconded by Susan Short to expel Student No. 8/28/91, I.D. No. 42442 for the period of the suspension from school. The expulsion was then suspended and the student was readmitted to Palermo School. The Governing Board recommended the following rehabilitation plan:

- (1) The student continue to be enrolled at Palermo School, on probation through June 2005.
- (2) The student participate in a counseling program approved by the Principal of Palermo School. Parent counseling is recommended.
- (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.
- (7) The student fully adhere to a Behavior Plan developed by the Principal.
- (8) The student as requested, will meet with Mrs. Coleman, Principal, and will present to the Palermo School student body a message on what happened, where the student wants to go in life, and an appropriate anti drug message.

ACTIONS ITEMS

6. Action on Expulsion Case No. 8/28/91, I.D. No. 42442.

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.

If the contract is seriously violated, the suspension of the Expulsion Order will be revoked by the Superintendent upon the student's commission of any of the acts enumerated in Section 48900, or any violation of the District's rules and regulations governing pupil conduct, or any of the conditions noted herein.

Upon revocation of the suspension of the expulsion, the student will be expelled under the terms of the original expulsion order and referred to the Palermo Community Day School for school attendance.

Motion unanimously carried.

CLOSED SESSION

The Board recessed into closed session at 6:38 p.m. for the purpose of discussing Student Matters/Discipline, in accordance with Education Code Sections 49073 and 49076, regarding Expulsion Case No. 3/22/92, I.D. No. 61596.

OPEN SESSION

The Board reconvened into open session at 6:54 p.m.

REPORT ON ACTION(S) TAKEN IN CLOSED SESSION

ACTIONS ITEMS

7. Action on Expulsion Case No. 3/22/92, ID No. 61596.

a. Action No. 1 - Finding of Fact.

A motion was made by Marie Thomas, seconded by Susan Short, finding that that Student No. 3/22/92, I.D. No. 61596 did in fact, violate Education Code Section 48900(c)(h) and (j):

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.

Possessed or used tobacco or any products containing tobacco or nicotine products.

Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell any drug paraphernalia, as defined in Section 11014.5 of the Health and Safety Code.

The Governing Board also found that other means of correction have not been successful to bring about proper conduct

Motion unanimously carried.

ACTIONS ITEMS

7. Action on Expulsion Case No. 3/22/92, ID No. 61596 (continued)

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

The student may apply to the Palermo Union School District for readmission into Palermo School at the end of the second trimester, March of 2006, for the remainder of the 2005/2006 school year, subject to approval of the Governing Board.

Motion unanimously carried.

ADJOURNMENT

Vice President Terry Taylor declared the meeting adjourned at 6:55 p.m.

Respectfully submitted,



Sam Chimento
Secretary to the Governing Board

1. President Walter Hancock called the meeting to order at 6:00 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, Carol Brown, Sharon Stennett, Jim Tyler, Gail Shirley, 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 CALENDAR**

Items c. and d. were removed from the Consent Calendar.

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

Action Items

- a. Minutes of July 7, 2005 Regular Board Meeting.
- b. Warrants:
Warrant Numbers 399423-399435, Funds 1, 12, and 35, in the amount of \$387,449.34;
Warrant Numbers 400484-401085, Funds 1, 12, 13, 14, and 35 in the amount of \$91,006.83;
Warrant Numbers 402123-402153, Funds 1, 12, 13, and 35 in the amount of \$61,877.76;
Warrant Numbers 402276-402292, Funds 1, 12, and 35, in the amount of \$29,551.69;
Warrant Numbers 403203-403216, Funds 1, 12, 13, and 35, in the amount of \$543,450.16.
- d. Donation from Quest in the amount of \$100.00.

Reports

- f. Palermo School Activity Account Ledger for 5/18/05 – 6/16/05, 6/16/05 – 6/30/05 and 7/01/04 – 6/30/05.
- g. Butte County Treasurer Monthly Investment Report Summary for June 2005.

8. ITEMS REMOVED FROM CONSENT AGENDA

- 7.c. A motion was made by Thomas Robertson, seconded by Marie Thomas, recommending that the following Surplus and Obsolete Requests be approved. Motion unanimously carried.

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:

Wood Cabinet, Inventory #3802143 & 3282138

Metal Shelf Cabinet, Inventory #3802134

Nextel Phones, Inventory Nos. 1305, 12621, 12627, 12628, 12629, 12630, 12632, 126344, and 12624

- 7.d. A motion was made by Marie Thomas, Susan Short recommending that the Events Calendar, as amended, be approved. Motion unanimously carried.

9. Staff Reports/Business Items.

- a. Gail Shirley, Business Manager, presented a report on the 2005/2006 State Budget and how it impacts District funding for the coming school year.
- b. James Tyler, Director of Maintenance & Operations and Project Manager gave a construction update on Golden Hills Elementary School.
- c. A motion was made by Susan Short, seconded by Marie Thomas, recommending that the contract (lowest bid) with D&S Asphalt Sealing Company for asphalt concrete replacement work at Palermo School and Helen Wilcox School be approved (cost: \$42,935.00; Deferred Maintenance). Motion unanimously carried.
- d. A motion was made by Marie Thomas, seconded by Terry Taylor, recommending that the proposal (lowest bid) with Tot Turf by Robertson Industries for playground safety surface at Helen Wilcox School be approved (cost: \$33,298.29; Playground Cover Grant Program). Motion unanimously carried.
- e. A motion was made by Terry Taylor, seconded by Marie Thomas, recommending that Board Resolution No. 05-09 to provide Child Development Services Project #04-6152-00-4, Contract #CSCC-4018 (School-Age Child Care Resource Program) for 2004/2005 through 2005/2006, be approved. Motion unanimously carried.
- f. A motion was made by Marie Thomas, seconded by Susan Short, recommending that the following school site and District Office persons be authorized as "designated officials" to sign student body checks and financial forms. Motion unanimously carried.

Site Principal
Site Vice Principal
Student Council Advisor
Representative of the Student Council
Site School Secretary
Superintendent
Business Manager
Superintendent's Secretary

9. Staff Reports/Business Items.

- g. A motion was made by Marie Thomas, seconded by Susan Short, recommending that Board Resolution No. 05-10, 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.
- h. There were no comments from the California School Employees Association, Bargaining Unit 366.
- i. There were no comments from the Palermo Teachers Association Bargaining Unit (PTA/CTA/NEA).

10. Proposed and New Board Policies and Administrative Regulations.

None.

11. Correspondence.

None.

12. Superintendent's Reports.

- a. Mr. Chimento reported that no claims were filed or received regarding the Williams Uniform Complaints [Education Code §35186]
- b. Mr. Chimento reported on the start of 2005/2006 school year.
- c. Mr. Chimento gave an update on the field trip policy revision request.
- d. Mr. Chimento reported on staff development activities.

13. Board Items.

Terry Taylor mentioned he had a parent comment on the 2005/06 school calendar regarding the change in the time off at Thanksgiving.

CLOSED SESSION

The Board convened into closed session at 7:17 p.m. regarding matters of personnel/employment/resignation/unpaid leave of absence discipline/dismissal/release (teachers, short term independent study coordinator, instructional aides, bus driver, and classified probationary employee); 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 for the purpose of public employee performance evaluation (Superintendent), in accordance with Government Code Section 54957; and contract of Superintendent, as per Education Code Section 35031.

OPEN SESSION

The Board reconvened into open session at 8:19 p.m.

REPORT ON ACTION(S) TAKEN IN CLOSED SESSION

No action was taken in closed session.

ACTION ITEMS

14. A motion was made by Marie Thomas, seconded by Terry Taylor, recommending that the request from Sam Starr, instructional aide, for unpaid leave of absence for the 2005/2006 school year. Motion unanimously carried.
15. A motion was made by Marie Thomas, seconded by Terry Taylor, recommending that the request from Kate Miller, teacher, for unpaid leave of absence for the 2005/2006 school year. Motion unanimously carried.
16. **Personnel – Recommendation: Approval.**

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

Certificated:

- a. Linda McCoy, independent home study teacher, .4 FTE, previously Board-approved with placement on salary schedule to be determined following review of work experience and according to negotiated agreement, Article XIV, A, section 4. Placement on the salary schedule is class 1, step 2.

REGULAR MEETING HELD ON THE 18TH DAY OF AUGUST 2005**ACTION ITEMS**16. **Personnel – Recommendation: Approval.****Certificated:**

- b. Janet Furr-Kalpakoff, resignation as short term independent study coordinator at Helen Wilcox School, effective the 2005/2006 school year.
- c. Della Nicola, temporary special education teacher, class 2, step1, for the 2005/2006 school year only, effective August 22, 2005.

Classified:

- d. Tammy Flicker, instructional aide, resignation effective June 30, 2005.
- e. Julie Kean, instructional aide, increase in hours from 3.5 hours daily to 6 hours daily, 10-month position; effective August 11, 2005 (replacement position)
- f. Leah Jones, bus driver, resignation effective August 9, 2005.
- g. Release of probationary classified employee, ID#24900640, effective July 7, 2005, as per Government Code Section 54957.

ADJOURNMENT

President Walter Hancock declared the meeting adjourned at 8:20 p.m.

Respectfully submitted,



Sam Chimento

Secretary to the Governing Board