

## **MINUTES of BOARD MEETING**

### **September 26, 2018**

Notice of the meeting was given in advance by publication and/or posting in accordance with the Board approved method for giving notice of meetings. Notice of this meeting was given in advance to all members of the Board of Education. Availability of the agenda was communicated in the publicized notice and a current copy of the Agenda was maintained as stated in the publicized notice. All proceedings of the Board of Education, except as may be hereinafter noted, were taken while the convened meeting was open to attendance of the public.

#### **1. CALL TO ORDER:**

At the beginning of this meeting, the chairperson announced and informed the public that a current copy of the Open Meeting Act is posted in the meeting room. John Marasco called the special meeting to order at 8:00 a.m. in the Board Room. Those members present: John Marasco, Chuck Burney, Renee Vokt, Amy Parks and Susan Zingler.

#### **2. STUDENT DISCIPLINE APPEAL HEARING:**

- a. Motion was made by S. Zingler and seconded by A. Parks that the Board conduct the hearing in accordance with the following procedures: The Board will receive the case record into evidence, receive any new evidence that is needed to avoid a substantial threat of unfairness, allow each side up to 10 minutes to provide closing arguments to the Board, and then entertain a motion for executive session to deliberate.

After discussion and on roll call vote, the Board voted as follows:

J. Marasco – yes; C. Burney – yes; A. Parks – yes; R. Vokt – yes; S. Zingler - yes

The motion carried.

- b. An appeal hearing was conducted pursuant to law with regard to a student discipline matter. Evidence was offered and received and arguments were made.
- c. The hearing was concluded. Motion was made by C. Burney and seconded by S. Zingler that the Board hold a closed session for the purpose of deliberating in its quasi-judicial function, the same being authorized by law and clearly necessary for the protection of the public interest or for the prevention of needless injury to the reputation of an individual.

After discussion and on roll call vote, the Board voted as follows:

J. Marasco – yes; C. Burney – yes; A. Parks – yes; R. Vokt – yes; S. Zingler – yes

The motion carried.

The Board went into closed session at 8:27 a.m. Immediately prior to the closed session the presiding officer restated on the record the limitation of the subject matter of the closed session.

- d. The Board reconvened in open session at 10:52 a.m. before any formal action was taken.
- e. It was moved by S. Zingler and seconded by A. Parks that the final action of the Board on the student discipline appeal hearing be as set forth in the Motion to Affirm.

After a roll call vote, the Board voted as follows:

J. Marasco – yes; C. Burney – yes; A. Parks – yes; R. Vokt – yes; S. Zingler - yes

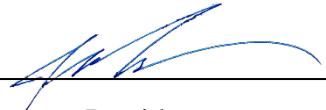
The motion carried. The final action and decision letter was signed by the Chairperson and the Superintendent was directed to serve a copy of the final action and decision letter on all parties as required by law.

The board adjourned at 10:53 a.m.

**DATED** this 26<sup>th</sup> day of September, 2018.

**BOARD OF EDUCATION OF  
ELKHORN PUBLIC SCHOOLS**

**BY:**



President

**Attest:** Chuck Burney

Secretary