

REED CITY AREA PUBLIC SCHOOLS

BOARD OF EDUCATION

Minutes of Special Meeting

Wednesday, March 10, 2021

5:30 p.m.

Porteous Academic Center

[http://j.mp/RCAPS Meet](http://j.mp/RCAPS_Meet)

The RCAPS Board of Education Special Meeting was held both electronically and in person. It was called to order by President Eichenberg at 5:30 p.m. on Wednesday, March 10, 2021.

Roll Call

Present: Members Eichenberg, Franklin, C. Mund, S. Mund, Quinn, and Vanderhoof
Superintendent Sweet, Recording Secretary Battle, Legal Counsel - Jennifer Starlin, Middle School Principal - David Carlson, Student and Student's Parents

Absent: Member Bookwalter

Motion by Member C. Mund with support by Member Quinn to approve the agenda as presented.

Motion carried unanimously.

Communication from the Public

There was no public comment.

Motion by Member Franklin with support from Member S. Mund to approve that the Board of Education for Reed City Area Public Schools appoint Jennifer Starlin from Thrun Law Firm to serve as the Board's Hearing Officer for the student discipline hearing.

Motion carried unanimously.

Closed Session

Motion by Member C. Mund with support from Member Franklin to enter into Closed Session pursuant to Section 8(b) of the Michigan Open Meetings Act and upon the request of Student's parents, to enter into Closed Session for the purpose of conducting a hearing to consider the disciplining of a student whose identity is known to the Board.

Motion carried unanimously.

A roll call vote was taken with the following results:

Ayes: Members Eichenberg, Franklin, C. Mund, S. Mund, Quinn, and Vanderhoof

Nays: None

Absent: Member Bookwalter

The Board entered into closed session, with the inclusion of Superintendent Sweet, Recording Secretary Battle, Legal Counsel Starlin, Middle School Principal Carlson, Student, and Student's parents at 5:32p.m.

Open Session

The Board returned to Open Session at 7:27p.m.

Motion

Motion by Member C. Mund with support by Member Quinn to ratify the resolution for student discipline due to a preponderance of the evidence establishes that on February 23, 2021, the Student made a bomb threat or similar threat directed at a school building, other school property, or a school-related event in violation of state

law, Board Policy 5206, and the Student Code of Conduct. Based on careful consideration of all of the following factors, the Board determines that expulsion is warranted:

- The student's age;
- The student's disciplinary history;
- Whether the student has a disability;
- The seriousness of the behavior;
- Whether the behavior posed a safety risk;
- Whether restorative practices are a better option; and
- Whether lesser interventions would address the behavior.

The Student is expelled from the District permanently. During the time of the expulsion, the Student may not be on school grounds or attend any functions at the District without prior approval from an appropriate administrator. The Student may petition the Board for reinstatement no sooner than August 1, 2021 and reinstated no sooner than the first day of the 2021-2022 school year. Before reinstatement, the Student must: submit to the Board competent and credible evidence from an appropriately licensed and credentialed professional that the Student does not pose a risk of harm to the Student or to others; complete to the satisfaction of the Board all recommendations contained in any psychological or counseling report; establish that the Student has not engaged in conduct during the period of expulsion that may be viewed by the Board as detrimental to the Student's education at the District; demonstrate to the satisfaction of the Board that the Student received educational instruction and cooperatively participated in an educational program during the period of expulsion; and provide a copy of the Student's disciplinary record(s) from all schools he attended during the period of his expulsion (if applicable), demonstrating that he did not engage in misconduct in another school. Consistent with Sections 11a and 1311(1) of the Revised School Code, the Board finds that the interests of the District are served by this resolution. Consistent with the Board's action taken this date, administrators shall promptly meet with the Student's parent/guardian to determine those appropriate educational services to which the Student may be entitled under state and federal law.

Administrators are directed and authorized to implement all terms of this resolution and are delegated all necessary authority to do so.

Roll call vote was taken with the following results:

AYES: Members: Eichenberg, Franklin, C. Mund, S. Mund, Quinn, and Vanderhoof

NAYS: None

ABSENT: Member Bookwalter

Motion passed 6 Ayes to 0 Nays.

Adjournment

Motion by Member Quinn with support by Member S. Mund to adjourn the Special Meeting.

Motion carried unanimously.

The Work Study Session was adjourned at 7:58p.m.