

State of West Virginia_
County of Nicholas to wit:

The Nicholas County Board of Education of the County of Nicholas, West Virginia met in a special session on Wednesday, June 14, 2017, beginning at 7:00 p.m. The meeting was held at the Nicholas County Board Office, 400 Old Main Drive, Summersville, WV 26651. The purpose of the meeting was to discuss pending litigation and possible future litigation regarding school closure/reconfigurations, and CEFP amendment, and discuss alternative means of financing, configuring, and locating schools, and possible action.

Educating and Preparing Students for Success After High School

Present for the meeting were:

Dr. Gus Penix, President
Mr. Fred Amick, Vice-President
Mr. Phil Berry, Member
Mr. Darrell White, Member
Mr. A.J. Rogers, Member

Dr. Donna Burge-Tetrick, Superintendent

1. Call to Order along with a moment of silent reflection:
The meeting was called to order by Board President, Dr. Gus Penix.
2. Delegations:
 1. John Estep
3. Discuss pending litigation and possible future litigation regarding school closure/reconfigurations, and CEFP amendment, and possible action.

*started at 7:05 p.m. Upon motion from Mr. Darrell White, second by Mr. Phil Berry, the board unanimously consented to close the regular session and go into executive session as indicated under Item 1, as per the School Laws of WV§ 6-9A-B-12, "To discuss any matter which, by express provision of federal law or state statute or rule of court is rendered confidential, or which is not considered a public record within the meaning of the freedom of information act as set forth in article one, chapter twenty-nine-b of this code".

Present for the meeting were:

Dr. Gus Penix, President
Mr. Fred Amick, Vice-President
Mr. Phil Berry, Member
Mr. Darrell White, Member
Mr. A.J. Rogers, Member

Dr. Donna Burge-Tetrick, Superintendent

Conference with: Ms. Rebecca Tinder, Mr. Ken Webb and Mr. Roger Hunter, of Bowles Rice Law Firm

Mr. Fred Amick moved to close the executive session and return to regular session. The motion was seconded Mr. Phil Berry, and carried unanimously. *ended at 9:20 p.m.

Upon motion by Mr. A.J. Rogers, seconded by Mr. Darrell White, the board voted unanimously to take legal action contesting the State Board of Education’s denial of the Nicholas County Board of Education’s request to amend its Comprehensive Educational Facilities Plan (CEFP).

- 4. Discuss alternative means of financing, configuring, and locating schools, and possible action.

Upon motion by Mr. Darrell White, seconded by Mr. Fred Amick, the board voted unanimously to direct the Superintendent to form a stakeholder group consisting of two – three representatives from both sides of the County to bring forth some alternative plans for configuring schools. The group is to formulate the plans within the next two - three weeks.

- 5. Adjournment:

Upon motion by, Mr. Fred Amick, seconded by Mr. Darrell White, the board unanimously consented to adjourn this special meeting of the Nicholas County Board of Education. The meeting adjourned at 10:21 p.m. The next meeting will be a regular meeting which will be held on Monday, July 3, 2017, beginning at 7:00 p.m. for the purpose of conducting routine business. The meeting will be held at the Nicholas County Board of Education, 400 Old Main Drive, Summersville, WV 26651.

Dr. Gus Penix, President NCBOE Dr. Gus Penix

Dr. Donna Burge-Tetrick, Superintendent Dr. Donna Burge-Tetrick

Kim Belletto, Recording Secretary Nicholas County Schools

An executive session could be called for Item 2, or 3, as per the School Laws of WV 6-9A-4-9. *