

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 Monday, March 26, 2018, 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 conduct two student disciplinary hearings, personnel, and an update on mediation.

**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. Conduct Student Disciplinary Hearing
  - a. **7:00 p.m. 201762016 RMS 7<sup>th</sup> Grade**

\*started at 7:02 p.m.

Upon motion by Mr. Fred Amick, seconded by Mr. Darrell White, the board unanimously consented to close the regular session and go into executive session as indicated under Item 3, as per the School Laws of WV 6-9A-4, "The disciplining, suspension or expulsion of any student in any public school or public college or university, unless such student requests an open meeting."

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

Mr. Gene Collins, Principal at RMS

Ms. Kathy Sibbett, Special Education Director  
Ms. Tammi Gregory, Attendance Director  
Officer Eddie O'Dell, PRO Officer at SMS

Student and Parents ~ did not attend  
Sarah Boyd ~ Youth Service Worker

Upon motion by Mr. Darrell White, seconded by Mr. Phil Berry, the board unanimously consented to close the executive session and return to regular session. \*ended at 7:34 p.m.

Superintendent Burge-Tetrick stated that after review of the infractions, current information and school records of the student the Nicholas County Board of Education agreed to the following action.

It is recommended that student #201762016 be expelled for one calendar year. The student shall **not** be permitted on school property without written permission from the superintendent. Educational Services will be arranged. A review of the student's education placement will be conducted before the beginning of the second semester of the 2018 – 2019 school year.

Mr. Fred Amick moved to uphold the Superintendent's recommendation. The motion was seconded by Mr. Phil Berry and carried unanimously.

b.      **7:30 p.m.**      **201762017**      **SMS**      **8<sup>th</sup> Grade**

\*started at 7:35 p.m.

Upon motion by Mr. A.J. Rogers, seconded by Mr. Darrell White, the board unanimously consented to close the regular session and go into executive session as indicated under Item 3, as per the School Laws of WV 6-9A-4, "The disciplining, suspension or expulsion of any student in any public school or public college or university, unless such student requests an open meeting."

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  
Ms. Kristina Frame, Principal at SMS

Mr. Charles Vest, Assistant Principal at SMS  
Ms. Kathy Sibbett, Special Education Director  
Ms. Tammi Gregory, Attendance Director  
Officer Eddie O'Dell, PRO Officer at SMS

Student, Father and Grandmother  
Sarah Boyd ~ Youth Service Worker

Upon motion by Mr. Darrell White, seconded by Mr. Phil Berry, the board unanimously consented to close the executive session and return to regular session. \*ended at 8:17 p.m.

Superintendent Burge-Tetrick stated that after review of the infractions, current information and school records of the student the Nicholas County Board of Education agreed to the following action.

It is recommended that student #201762017 be expelled for one calendar year. The student shall **not** be permitted on school property without written permission from the superintendent. Educational Services will be arranged. A review of the student's education placement will be conducted before the beginning of the second semester of the 2018 – 2019 school year.

Mr. A.J. Rogers moved to uphold the Superintendent's recommendation. The motion was seconded by Mr. Darrell White and carried unanimously.

Board President, Penix called for a (5) five- minute break.

3. Personnel:

**Service:**

Becky Johnson      Employ in the position of Custodian III at Summersville Middle School effective immediately. (J. Evans, SMS-CUST EVE3)

**Consent:**

Jim Weber resigns his position as Assistant Boys Basketball Coach at Richwood High School effective March 15, 2018.

Upon motion by Mr. Fred Amick, second by Mr. Phil Berry, the board consented to approve the personnel as presented by Personnel Director, Melissa Adkins.

b. Leave Request multiple employees requested time off during Easter

Upon motion by Mr. Phil Berry, second by Mr. Darrell White, the board consented to approve the leave request as presented by Personnel Director, Melissa Adkins.

4. Mediation Update:

“The NCBOE will convene an executive session to hear updates regarding the ongoing mediation process sponsored by Governor Jim Justice and conducted by Consensus Building Institute. During the executive session, no decisions will be made, and no deliberations will occur. At the conclusion of the mediation process and prior to any vote of the Nicholas County Board of Education, a full discussion will be held in public session.” statutory citation – W. Va. Code §6-9A-4(b)(9) and (12).

started at 8:28 p.m.

Mr. Darrell White, moved to close the regular session and go into executive session as indicated under Item 2, as per the School Laws of W. Va. Code §6-9A-4(b)(9) and (12 “The appointment, employment, retirement, promotion, demotion, disciplining, resignation, discharge, dismissal or compensation of any public officer or employee, or other personnel matters, or for the purpose of conducting a hearing on a complaint against a public officer or employee, unless such public officer or employee requests an open meeting.” The motion was seconded by Mr. A.J. Rogers and carried unanimously.

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

Ms. Melissa Adkins, J.D., Personnel Director

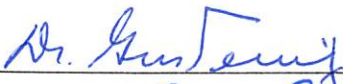
Mr. Fred Amick moved to close the executive session and return to regular session. The motion was seconded by Mr. Phil Berry and carried unanimously. \*ended at 10:05 p.m.

There was no Action taken during the Executive Session and there is no Action to be taken as a result of the Executive Session. The mediation process is in its beginning stage with future meetings planned between the WVBE and the NCBOE. As it states in tonight’s agenda, “a full discussion will be held in public session – at the conclusion of the mediation process – prior to any vote by the Nicholas County BOE.”

5. Adjournment:

Upon motion by, Mr. Darrell White, seconded by Mr. A.J. Rogers, the board unanimously consented to adjourn this regular meeting of the Nicholas County Board of Education. The meeting adjourned at 10:06 p.m.

The next meeting will be a regular meeting which will be held on Monday, April 2, 2018, beginning at 7:00 p.m. The purpose of the meeting will be to conduct 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. Donna Burge-Tetrick, Superintendent 

Kim Belletto, Recording Secretary Nicholas County Schools

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