

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, October 30, 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 will be to conduct a student disciplinary hearing, pending & future litigation, bus request, discussion/possible action on the bond, review and discussion following state board action, and the impact of the Supreme Court of Appeals of West Virginia WVBOE vs. Nicholas County BOE.

**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

**Delegations will not be heard at this meeting. This is a special meeting to cover only the items listed on the agenda. Delegations will be heard at the next regular scheduled meeting.**

1. Call to Order along with a moment of silent reflection, and a request for thoughts being sent out to the family of one of our employees, Amy Roberts.  
The meeting was called to order by Board President, Dr. Gus Penix.
2. Expulsion Hearing
  - a. 7:00 p.m. 7<sup>th</sup> Grade SMS 201762008

The expulsion hearing was requested to be rescheduled for November 6, 2017 at 6:30 p.m.

3. Discussion / Information / Action items:
  - a. Pending and future litigation.  
  
Nothing at this time.
  - b. Review and discussion following state board action.

Superintendent Burge-Tetrick updated the board on her meeting with Dr. Paine. She took five of the Director's from the Board Office with her, she felt it was a positive meeting and looks forward to working with him.

- c. The impact of the Supreme Court of Appeals of West Virginia, WVBOE vs. NCBOE.

Board President, Penix read from the Court document from C.J. Loughry, page 2 "Nevertheless, the parties to and/or observers of this case may well declare a "winner" and "loser". And while the Nicholas County Board of Education may understandably view this decision as defeat, such a viewpoint is short-sighted. What the decision of the WVBOE in rejecting the CEFP amendment suggests, when fairly construed, is simply that there is more work to be done to determine the best solutions for these schools. This is due in no small measure to the commendable success of the Nicholas County Schools."

Page 3, "Because all of the schools involved—each individually and as part of the Nicholas County school system—are so successful, the respective boards must proceed with all diligence to ensure that such exemplary success is fostered, rather than jeopardized."

Page 4, "As the parties move forward, I trust that they will work cooperatively, diligently, and with alacrity (meaning-promptness in response; cheerful and readiness) to ensure that the students of Nicholas County receive the educational facilities, programs, and opportunities they deserve and to which they are constitutionally entitled."

- d. Bus Request: RHS ~ Charleston Civic Center ~ Cheer Competition 11/4/17

Upon motion by Mr. Darrell White, seconded by Mr. Fred Amick, the board unanimously consented to uphold the Superintendent's recommendations and approved consent item as presented.

- e. Bond:

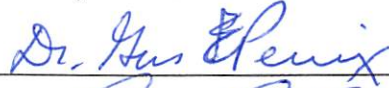
Superintendent Burge-Tetrick is working with the Bond Counsel, she does not want to burden the County Tax Payers, therefore the bond will be set at a low amount. This will be used to retro fit Nicholas County High School building for an elementary school. The bond can be recalled if need be.

- 4. Adjournment:

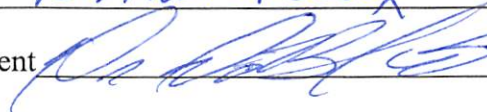
Upon motion by, Mr. Darrell White, seconded by Mr. Phil Berry, the board unanimously consented to adjourn this regular meeting of the Nicholas County Board of Education. The meeting adjourned at 8:02 p.m.

The next meeting will be a regular meeting which will be held on Monday, November 6, 2017, beginning at 6:30 p.m. for the purpose of conducting a student disciplinary hearing and 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, or 3, as per the School Laws of WV 6-9A-4-9. \*