



3497 North Ammon Road, Idaho Falls, Idaho, 83401 ♦ (208) 525-4400 ♦ Fax (208) 557-6800 ♦ www.d93schools.org

Dr. Scott Woolstenhulme, Superintendent

Executive Session

January 13, 2021

5:00 PM

District Office

3497 N Ammon Rd

Idaho Falls, ID 83401

I. Call to Order

Chariman Amy Landers called the meeting to order at 5:01 p.m.

II. Roll Call

Chad Dance	present
Greg Calder	present
Paul Jenkins	present
Scott Lynch	present
Amy Landers	present

III. Action Item

Chairman Landers stated that the Board will enter into Executive Session pursuant to Idaho Code 74-206(1)(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student. The Executive Session will be closed to the public as permitted by law.

MOTION: Chad Dance moved to enter into executive session for the reasons stated. Paul Jenkins seconded. The roll call vote was:

A. Action Item - Roll Call Vote

Chad Dance	yes
Greg Calder	yes
Paul Jenkins	yes
Scott Lynch	yes
Amy Landers	yes

IV. Grievance Hearing

Chariman Landers turned the meeting over to Attorney Doug Nelson as the independent Hearing Officer. Mr. Nelson stated this hearing will be conducted according to board policies and procedures, namely 3295 *Hazing Harassment Intimidation Bullying Cyber Bullying Menacing*, 4110 *Public Complaint*, 4110P *Public Complaint Procedure*, 4112 *Uniform Grievance*, and 4112P *Uniform Grievance Procedure*. There will be three separate hearings, one for each grievant to determine if the administration has violated policy and to review any allegations against Employee B2021. Mr. Nelson inquired if any Board member had a personal connection with any of the grievants or respondent; hearing none, he continued. Packets including board policy, grievance statements, District responses and correspondence were given to each Board member, administration in attendance, and to legal counsel present. The hearings are held in Executive Session and all discussion and/or statements are to be kept confidential and will be exempt from public records requests. Audio recording will be for compiling minutes of proceedings only and will not be retained. All those providing verbal statements will be put under oath. Employee B2021 will attend all hearings. There will not be any cross examinations; however, the board may ask clarifying questions. Final decision of the board to be determined within five (5) days from the hearing date. The order of hearings will be Grievant C, Grievant B and Grievant A.

A. Grievant C

Grievant C was put under oath; they expressed concerns relating to lack of communication, trust, and parent involvement with Employee B2021 and in disagreement of the parent "contract".
Hearing adjourned at 5:56 p.m.

B. Grievant B

Hearing convened at 5:58 p.m.

Grievant B was put under oath; their statement focused on the bullying, demeaning, intolerable behavior of Employee B2021 and disagreement with parent "contract".

Hearing adjourned 6:21 p.m.

C. Grievant A

Hearing convened at 6:25 p.m.

Mr. Nelson reviewed the hearing procedures with Grievant A. Grievant A was put under oath; they felt the administration had diluted the facts and complaints were not taken seriously. Allegations included performance issues relating to evaluation and lack of care and concern for students.

Hearing adjourned at 7:10 p.m.

Mr. Nelson informed all grievants that personnel performance records and evaluation are protected by law.

D. Administration Responses

Dr. Scott Woolstenhulme, Executive Director of Personnel & Planning Heath Jackson, Bonneville HS Principal Levi Owen, Bonneville HS Athletic Director Tyler Johnson were put under oath.

Grievant C: Dr. Woolstenhulme stated many accounts were outside of the sixty (60) day reporting limit. Investigation was held by Principal Owen who did not find any evidence of misconduct of Employee B2021 nor did any victims come forth during the investigation.

Grievant B: Superintendent Woolstenhulme stated these concerns are not policy related, but reflect on performance and evaluation.

Grievant A: Superintendent Woolstenhulme stated inappropriate behavior of Employee B2021 to be addressed in performance evaluation.

E. Respondent

Employee B2021 was put under oath.

Grievant C: Employee B2021 encouraged communication with parents; document is parent agreement, not contract. Employee B2021 stated participation was based on grades, attendance, illness or injury.

Grievant B: Teaching responsibility and encouraging high academic success important to Employee B2021.

Grievant A: Employee B2021 is not permitted to perform all tasks requested by parents due to lack of education and/or training.

V. Motion to move into Open Meeting

MOTION: Chad Dance moved to enter back into open session. Scott Lynch seconded. Motion carried.

VI. Recess to Annual Meeting 7:00 PM held at PLC Building 3442 E Iona Rd, Idaho Falls, ID 7:10 p.m.

VII. Reconvene Executive Session 8:29 p.m.

VIII. Action Item

Chairman Landers stated that the Board will enter into Executive Session pursuant to Idaho Code 74-206(1) (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student. The Executive Session will be closed to the public as permitted by law.

MOTION: Chad Dance moved to enter into executive session for the reasons stated. Greg Calder seconded. The roll call vote was:

A. Action Item: Roll Call Vote

Chad Dance yes

Greg Calder yes

Paul Jenkins yes

Scott Lynch yes

Amy Landers yes

IX. Student 21-I Discussion

Thunder Ridge HS Assistant Principals Trent Dabell and Zachary Lords informed the board about Student 21-I and made the recommendation for the Board to expel Student 21-I for one year and to conditionally readmit Student 2021-I to a Bonneville Joint School District 93 school for the 2021-22 school year. Mr. Dabell also recommended an extension to Student 2021-I suspension.

X. Student 21-J Discussion

Thunder Ridge HS Assistant Principals Trent Dabell and Zachary Lords informed the board about Student 21-J and made the recommendation for the Board to expel Student 21-J for one year and to conditionally readmit Student 2021-J to Thunder Ridge HS starting January 14, 2021.

XI. Student 21-K Discussion

Bonneville HS Principal Levi Owen informed the board about Student 21-K and made the recommendation for the Board to expel Student 21-K for one year and to conditionally readmit Student 2021-K to Lincoln HS and to grant an extension of suspension.

XII. Grievance Hearing Deliberation

Following the hearings the Board re-convened for the respondent, Employee B2021 to give closing remarks and to answer any questions of the Board. The Board dismissed Employee B2021 to fully deliberate and carefully review all testimony, written statements, materials and records submitted during the grievance process. Final decision of the Board to be determined within five (5) days from the hearing. The decision of the board is final.

A. Grievance A

B. Grievance B

C. Grievance C

XIII. Action Items:

A. Motion to Move into Open Meeting

MOTION: Chad Dance moved to enter back into open session. Paul Jenkins seconded. Motion carried.

B. Student 21-I Decision

MOTION: Greg Calder moved expel Student 21-I for one year and to conditionally readmit Student 2021-I to a Bonneville Joint School District 93 school for the 2021-22 school year and to grant extension of Student 2021-I suspension. Chad Dance seconded. Motion carried.

C. Student 21-J Decision

MOTION: Paul Jenkins moved to expel Student 21-J for one year and to conditionally readmit Student 2021-J to Thunder Ridge HS starting January 14, 2021. Greg Calder seconded. Motion carried.

D. Student 21-K Decision

MOTION: Chad Dance moved to expel Student 21-K for one year and to conditionally readmit Student 2021-K to Lincoln HS and to grant an extension of suspension. Greg Calder seconded. Motion carried.

E. Grievance Hearing Decisions

1. Grievance A Decision

MOTION: Chad Dance and the board of trustees of the Bonneville Joint School District 93 hereby denies the appeals of the Grievant A and approves the action of the Administration to not terminate the employment of Employee B2021 and to require the implementation of corrective actions to be taken by the Employee and monitored by ongoing evaluations of the Employee performed by the Administration. Greg Calder seconded. Adopted, by a 4-1 majority vote.

2. Grievance B Decision

MOTION: Paul Jenkins and the board of trustees of the Bonneville Joint School District 93 hereby denies the appeals of the Grievant B and approves the action of the Administration to not terminate the employment of Employee B2021 and to require the implementation of corrective actions to be taken by the Employee and monitored by ongoing evaluations of the Employee performed by the Administration. Chad Dance seconded. Adopted, by a 4-1 majority vote.

3. Grievance C Decision

MOTION: Greg Calder and the board of trustees of the Bonneville Joint School District 93 hereby denies the appeals of the Grievant C and approves the action of the Administration to not terminate the employment of Employee B2021 and to require the implementation of corrective actions to be taken by the Employee and monitored by ongoing evaluations of the Employee performed by the Administration. Paul Jenkins seconded. Adopted, by a 4-1 majority vote.

F. Adjournment

Chairman Landers adjourned the meeting at 10:44 p.m.

MOTION: Chad Dance moved to adjourn. Greg Calder seconded. Motion carried.

APPROVED: _____
Chairman

ATTESTED: _____
Clerk

DATE: _____