

SANTEE SCHOOL DISTRICT
SPECIAL MEETING OF THE BOARD OF EDUCATION

Douglas E. Giles Educational Resource Center
9619 Cuyamaca Street
Santee, California

MINUTES
June 1, 2009

A. CALL TO ORDER

The meeting was called to order at 6:00 p.m. by President El-Hajj.

Members present:

Dianne El-Hajj, President
Dustin Burns, Vice President
Dan Bartholomew, Member

Staff present:

Emily Andrade, Assistant Superintendent, Educational Services
Bob Kull, Coordinator of Student Behavior

B. PUBLIC COMMUNICATION

There were no comments from the public.

C. CLOSED SESSION

1. Consideration of Student Matters (Ed. Code S48918) Students #6-08, #8-08, and #9-08

The Board entered Closed Session at 6:00 p.m. for student discipline hearings for students #6-08 and #8-08. Oral and documentary evidence were received. Vice President Burns announced that the Board members would deliberate and all other persons were asked to leave the room. No hearing was held for student #9-08.

D. RECONVENE TO OPEN SESSION

The Board reconvened to open session at 8:45 p.m.

1. Action on Student Hearings

It was motioned by Member Bartholomew to expel student #8-08 from the Santee School District from June 1, 2009 to December 31, 2009, for violations of California Education Code Sections §48900 (c) Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind, and §48900 (k) Disrupted school activities or otherwise willfully defied the authority of school personnel engaged in the performance of their duties, and Santee School District Board Policies 5144.1: Pupil Discipline: Suspension and Expulsion 5144.4: Administrative Review, and related Administrative Regulations.

This action is based on the following Findings of Fact in accordance with California Education Code §48900.2. The specific Findings of Fact are:

- *Education Code Section 48915(b)(1) Other means of correction are not feasible or have repeatedly failed to bring about proper conduct. The facts that support this conclusion are: Student #8-08 has attended several behavioral assemblies, signed the zero tolerance policy, attended counseling sessions with the social worker, and had conferences with Principal and Vice Principal.*
- *Education Code Section 48915(b)(2) Due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others. The facts that support this conclusion are: Student #8-08 was in possession of and consumed alcohol on a school campus and provided the alcohol to another student. This behavior poses a significant safety risk to other students at school.*

The expulsion shall be immediately suspended herewith, and the student shall complete the following elements in a Rehabilitation Plan. The student shall:

- Remain at current school where he/she was transferred after administrative review.
- Return to previous school upon completion of the Rehabilitation Plan.
- Will maintain 2.0 GPA for academic, effort, and citizenship performance.
- Will receive no new suspensions.
- Will attend school regularly with no unexcused absences or tardies.
- Will complete a counseling program by 12/31/09, for decision-making and peer pressure and drug and alcohol abuse prevention/treatment.
- Complete all elements of this Rehabilitation Plan by 12/31/09 and present documentation to verify completion.

The parent must meet with the Coordinator of Student Behavior by June 8, 2009, to review and sign the Rehabilitation Plan. If the parent fails to meet within the designated time and/or does not sign the Rehabilitation Plan, the student may be expelled without further Board action.

Motion: Bartholomew

Second: Burns

Vote: 3-0

It was motioned by President El Hajj to expel student #6-08 from the Santee School District from June 1, 2009 to August 15, 2009, for violations of California Education Code Sections §48900 (j) Possessed, offered, arranged, or negotiated to sell drug

paraphernalia as defined in the Health and Safety Code, and §48900 (k) Disrupted school activities or otherwise willfully defied the authority of school personnel engaged in the performance of their duties, and Santee School District Board Policies 5144.1: Pupil Discipline: Suspension and Expulsion 5144.4: Administrative Review, and related Administrative Regulations.

This action is based on the following Findings of Fact in accordance with California Education Code §48900.2. The specific Findings of Fact are:

- *Education Code Section 48915(b)(1) Other means of correction are not feasible or have repeatedly failed to bring about proper conduct. The facts that support this conclusion are: Student #6-08 has attended several behavioral assemblies, signed the zero tolerance policy, participated in Camp Clue Character Education Program, before and after school intervention programs, assigned a mentor teacher, counseling with Principal and Vice Principal, and weekly goal setting meetings.*
- *Education Code Section 48915(b)(2) Due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others. The facts that support this conclusion are: Student #6-08 admitted to the sheriff that he was able to obtain and dispense drugs for friends and was in possession of drug paraphernalia at school. This behavior poses a significant safety risk to other students at school.*

The expulsion shall be immediately suspended herewith, and the student shall complete the following elements in a Rehabilitation Plan. The student shall

- Remain at current school where he transferred after administrative review.
- Maintain 2.0 GPA for academic, citizenship, and effort performance.
- Receive no new suspensions.
- Attend school regularly with no unexcused absences or tardies.
- Volunteer a minimum of 20 hours at the teen center.
- Attend with parents "Parenting For Parents of Teens".
- Attend a four week, once a week, class with the Santee Fire Fighters.

It is recommended that the student and parents complete a program of family counseling through the National Conflict Resolution Center. The student will be referred to Home Start for counseling.

All elements of this Rehabilitation Plan must be completed, with documentation presented to verify completion, by 8/15/09. Upon satisfactory completion of all activities in this Rehabilitation Plan, the student's record will be expunged of this expulsion order. The parent must meet with the Coordinator of Student Behavior by June 8, 2009, to review and sign the Rehabilitation Plan. If the parent fails to meet within the designated time and/or does not sign the Rehabilitation Plan, the student may be expelled without further Board action.

Motion: El-Hajj

Second: Bartholomew

Vote: 3-0

E. DISCUSSION ANDPOR ACTION ITEMS

1. Approval to Process and Timeline for the Implementation of Services for Canine Drug Detection Services

Emily Andrade reported the concern about students using drugs and the Board approval on May 27th for the use of the service on June 10th of Kanine Kontraband Inc.

On May 28 Mrs. Andrade spoke with the owner and head of the company, who is also the head of the national organization. The prior information Mrs. Andrade received was from the company's executive assistant. The owner said the executive assistant had not provided their prerequisites to having dogs visit a school. They recommend a student assembly for the students to become familiar with the dogs and parents to become familiar with the program. He recommended the District not use the dogs at this time, and until we have the time to properly prepare the students and parents for their visit. Because he has these prerequisites in place, his agency has never had any cases brought before a court and does not want to put the District at any liability. He also suggested the District adopt a Board Policy addressing the use of canine detection. Mrs. Andrade is bringing a draft policy to the Board on search and seizure on June 2nd.

It could also be frightening in a K-8 school if the students are not introduced to the dogs and they like students have an opportunity see the dogs, pet the dogs, and know what the dogs are used for. Mrs. Andrade asked for additional direction from the Board on the timeline and process for implementation of the canine detection services.

Board members discussed the new information and agreed that they wished to proceed in a correct manner. Member Burns moved to postpone the services of Kanine Kontraband Inc. until the fall of 2009-10

Motion: Burns

Second: Bartholomew

Vote: 3-0

F. ADJOURNMENT

The June 1, 2009 special meeting adjourned 9:00 p.m.