

**SPECIAL CALL BOARD MEETING
SEPTEMBER 24, 2001**

The Board of Directors of the Davenport Community School District in the Counties of Scott and Muscatine, State of Iowa, met in Special Call Session on September 24, 2001, pursuant to law and the rules of said Board, at the Davenport Schools Administration Service Center, 1606 Brady Street, Davenport, Iowa, in said school district in the Executive Conference Room. President Jim Hester called the meeting to order at 4:37 PM.

On roll call the following members were present: President Jim Hester, Directors Richard Clewell, Steve Hunter, Steve Imming, Susan Low, and Patt Zamora. Director Mavis Lee arrived at 4:40 PM and joined the Board in closed session.

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A true copy of the following call was served on each member of the Board of Directors a sufficient time before the meeting.

“To the Members of the Board of Directors of the Davenport Community School District, in the Counties of Scott and Muscatine, State of Iowa:

JAMES C. HESTER, RICHARD CLEWELL, STEVEN T. HUNTER, STEVEN C. IMMING,
MAVIS L. LEE, SUSAN S. LOW, AND PATT ZAMORA

You and each of you are hereby notified that a Special Call meeting of the Board of Directors of the Davenport Community School District, in the Counties of Scott and Muscatine, State of Iowa, will be held on the 24th day of September, 2001, in the Executive Conference Room at the Administration Service Center, 1606 Brady Street, Davenport, Iowa, and in said school district at 4:30 P.M.

The Board will meet in open session and immediately move into closed session as provided in section 21.5(1)(e) of the open meetings' law to conduct a hearing(s) to determine whether to suspend, expel or exclude a student(s), unless an open session is requested by the student, or a parent or guardian of the student if the student is a minor. Following the closed session the Board will return to open session for possible action on the matters discussed during the closed session.

BY ORDER OF THE PRESIDENT OF THE BOARD.

Sincerely,

BOARD OF DIRECTORS

/s/

Linda M. Smith
Linda M. Smith
Board Secretary”

4:37 PM

CLOSED SESSION

MOTION: Director Imming moved the Board hold a closed session as provided in section 21.5(1)(e) of the open meetings law to conduct a hearing to determine whether to suspend, expel or exclude a student, unless an open session is requested by the student, or a parent or guardian of the student if the student is a minor. Director Low seconded the motion.

The vote on the motion was called and recorded as follows: Ayes, Imming, Low, Clewell, Hunter, Zamora, and Hester. Motion carried unanimously.

The Board moved into closed session in the Executive Conference Room at 4:37 PM. Director Lee consented to the closed session upon her arrival at 4:40 and joined the Board in the Executive Conference Room.

OPEN SESSION

The Board returned to open session in the Executive Conference Room by consensus at 5:18 PM.

5:18 PM

EXPULSION OF STUDENT CASE #0101

Director Low stated after the Board's consideration of the evidence presented in the matter of the recommendation to expel Student Case #0101, the Board adopts the findings of fact set out in the Administrative Advisory Council, and the Board concludes the student violated the regulations and rules established by the Board and the continued presence of the pupil is detrimental to the best interest of the school:

MOTION: Director Low moved that after the Board's consideration of the evidence presented in the matter of the recommendation to expel Student Case #0101:

- 1) that Student Case #0101 be expelled from the Davenport Community School District for the remainder of the 2001-02 school year;
- 2) that Student Case #0101 will not be allowed on any Davenport Community School District property or be in attendance at any school event where a Davenport team is participating during the time of the expulsion;
- 3) that Student Case #0101 will receive no services during the time of his expulsion;
- 4) that Student Case #0101 return to the Administrative Advisory Council for appropriate placement before the beginning of the 2002-03 school year, unless other action is taken; and
- 5) that prior to the end of the expulsion period, the Administration will pursue their legal options with regard to a permanent injunction against Student Case # 0101 to deny his access to any district property or programs.

Director Clewell seconded the motion.

The vote on the motion was called and recorded as follows: Ayes, Low, Clewell, Hunter, Imming, Lee, Zamora, and Hester. Motion carried unanimously.

EXPULSION OF STUDENT CASE #0102

Director Low stated after the Board's consideration of the evidence presented in the matter of the recommendation to expel Student Case #0102, the Board adopts the findings of fact set out in the Administrative Advisory Council, and the Board concludes the student violated the regulations and rules established by the Board and the continued presence of the pupil is detrimental to the best interest of the school:

MOTION: Director Low moved that after the Board's consideration of the evidence presented in the matter of the recommendation to expel Student Case #0102:

1. that Student Case #0102 be expelled from the Davenport Community School District for the remainder of the 2001-02 school year;
2. that Student Case #0102 will not be allowed on any Davenport Community School District property or be in attendance at any school event where a Davenport team is participating during the time of the expulsion;
3. that Student Case #0102 will receive no services during the time of his expulsion; and
4. that Student Case #0102 return to the Administrative Advisory Council for appropriate placement before the beginning of the 2002-03 school year.

Director Zamora seconded the motion.

The vote on the motion was called and recorded as follows: Ayes, Low, Zamora, Clewell, Hunter, Imming, Lee, and Hester. Motion carried unanimously.

EXPULSION OF STUDENT CASE #0103

Director Imming stated after the Board's consideration of the evidence presented in the matter of the recommendation to expel Student Case #0103, the Board adopts the findings of fact set out in the Administrative Advisory Council, and the Board concludes the student violated the regulations and rules established by the Board and the continued presence of the pupil is detrimental to the best interest of the school:

MOTION: Director Imming moved that after the Board's consideration of the evidence presented in the matter of the recommendation to expel Student Case #0103:

1. that Student Case #0103 be expelled from the Davenport Community School District for the remainder of the first semester of the 2001-02 school year;
2. that Student Case #0103 will receive services at the Harrison Street Program for the duration of his expulsion;
3. that Student Case #0103 will not be allowed on any Davenport Community School District property or be in attendance at any school event where a Davenport team is participating during the time of the expulsion other than the site of his alternative programming;
4. that prior to the beginning of the second semester of the 2001-02 school year, a re-entry hearing will be scheduled to determine appropriate placement for Student Case #0103.

Director Low seconded the motion.

The vote on the motion was called and recorded as follows: Ayes, Imming, Low, Clewell, Hunter, Lee, Zamora, and Hester. Motion carried unanimously.

5:25 PM

ADJOURNMENT

President Hester declared the meeting adjourned at 5:25 PM.

Linda M. Smith, Board Secretary