



West Ada

SCHOOL DISTRICT

SCHOOL BOARD SPECIAL MEETING MINUTES **September 29, 2015**

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| Date, Place & Time | The special meeting of the Board of Trustees, West Ada School District, convened on Tuesday, September 29, 2015 at 5:30 p.m., at the District Service Center, 1303 E. Central Drive, Meridian, Idaho. |
| Trustees in Attendance | Chairman Tina Dean, Dr. Russell Joki, Dr. Julie Madsen, Carol Sayles, and Mike Vuittonet. |
| Staff in Attendance | Wm. Breck Seiniger, Jr., General Counsel; Susan E. Buxton, Special Counsel/Temporary Clerk; Linda Clark, Superintendent; Trish Duncan, Clerk of the Board; Eric Exline, Director of Community Relations. |

EXECUTIVE SESSION

Chairman Dean announced the Board will meet in executive session prior to addressing the cure to the Open Meeting Act violation.

Trustee Joki moved to go into Executive Session pursuant to Idaho Code §§ 74-206(1)(a), (b) and (f), Trustee Sayles seconded and a roll call the Board was held, all Board Members voted “aye” and the motion passed unanimously to adjourn from regular session at 5:32 p.m.

The Board recessed from executive session at 7:40 p.m. and continued in regular session.

OPEN SESSION

Trustee Joki moved, Trustee Sayles seconded to amend the agenda and appoint Susan E. Buxton, as the temporary clerk of the Board only for tonight’s meeting to take minutes. All Board members voted “aye”, the motion passed unanimously.

Chairman Dean asked legal counsel, Wm. Breck Seiniger, to discuss the meeting agenda item regarding the cure of the Open Meeting Act violation of June 23, 2015 and the cure requirements.

Breck Seiniger discussed the procedural defects of Open Meeting Act on June 23, 2015.

Trustee Sayles moved that because of the Open Meeting Act violation that occurred on June 23, 2015, the Board declare the Superintendent's contract to be void. Trustee Madsen seconded.

Trustee Vuittonet stated for the record he does not believe the Board's conduct violated the Open Meeting Act on June 23, 2015, and that the contract was valid even though the attorney disagrees. Trustee Vuittonet indicated he will vote no.

A roll call vote was held. Trustees Sayles, Joki, Madsen and Chairman Dean voted "aye" and Trustee Vuittonet voted "no". The motion passed.

Breck Seiniger described that the procedural matter addressing the cure of the Open Meeting Act violation did not require public comment nor was it appropriate.

Joe Borton requested the public be allowed to talk about unspecified subjects after discussion was closed and a vote had been taken to declare the action taken on Dr. Clark's contract during the June 23, 2015 meeting void.

Chairman Dean denied the request stating that public comment was not on the agenda and that she was not comfortable going forward with public comment because it appeared to her that the public would not limit comments to just Open Meeting Act violations at issue tonight.

Sen. Chuck Winder inquired whether moving into executive session before addressing and voting on the Open Meeting Act cure was an Open Meeting Act violation.

Trustee Vuittonet moved to allow public comment on the Board's previous decision to declare the 2015-2018 Superintendent contract void. The Motion died for lack of second.

EXECUTIVE SESSION

Trustee Joki moved, Trustee Sayles seconded and a roll call of the board was unanimous to adjourn from regular session and reconvene in executive session at 7:54 p.m.

The Board exited executive session at 8:37 p.m. and continued in regular session.

ADJOURNMENT

Trustee Sayles moved to adjourn, Dr. Madsen seconded. The vote was unanimous. The meeting adjourned at 8:38 p.m.

Chairman Dean

Temporary Board Clerk Buxton



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| Date, Place & Time | The executive session of the Board of Trustees, West Ada School District, convened on Tuesday, September 29, 2015 at 5:32 p.m., at the District Service Center, 1303 E. Central Drive, Meridian, Idaho. |
| Trustees in Attendance | Chairman Tina Dean, Dr. Russell Joki, Dr. Julie Madsen, Carol Sayles, and Mike Vuittonet. |
| EXECUTIVE SESSION | Discussion of personnel and threats of litigation received by the District and discussion with legal counsel pursuant to Idaho Code §§ 74-206(1)(a), (b), and (f). Executive Session recessed at 7:40 p.m. |
| 2nd EXECUTIVE SESSION | Executive Session reconvened at 7:54 p.m. Discussion of personnel matters and threats of litigation and discussion with legal counsel pursuant to Idaho Code §§ 74-206(1)(a), (b), and (f). Trustee Vuittonet left executive session at 7:57 p.m. Executive Session recessed at 8:37 p.m. |

Chairman Dean

Temporary Clerk Buxton