



# West Ada

## SCHOOL DISTRICT

### **SCHOOL BOARD MEETING MINUTES**

**November 9, 2015**

Date, Place & Time	A special meeting of the Board of Trustees, West Ada School District, convened at 5:39 p.m. on Monday, November 9, 2015 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, Mike Vuittonet
Staff in Attendance	Joe Yochum, Trish Duncan, Jackie Thomason, Devan Delashmutt
Guests	Mary Ollie, Rob Lundgren
<b>CALL TO ORDER</b>	Chairman Dean stated the board does not like to have last minute meetings but have a timely response to make.
Amended Agenda	<p>Trustee Joki made a motion to amend Item 1 under Discussion/Action to read "personnel contracts". By way of explanation to explain the need to make this amendment, when this agenda was sent out on Friday, he believes that was always the intent of the board to have that other word there and somehow it got dropped. The motion was seconded by Trustee Madsen and was approved unanimously.</p> <p>Trustee Sayles stated she was in opposition to the meeting because it could have been handled at the regular board meeting. Therefore she chooses not to participate in the meeting because it needed to occur next Tuesday. Chairman Dean stated the board looks forward to continuing to work with Trustee Sayles in the future and they do not see this as a comment of her inability to work with the board in the future. Trustee Sayles left the meeting at 5:42 p.m. Trustee Vuittonet asked Chairman Dean if the nature of Trustee Sayles opposition of the meeting was and what it had to do with. Chairman Dean replied it was to the fact the meeting was being held on short notice instead of holding the executive session on the regularly scheduled November 17<sup>th</sup> meeting. Trustee Vuittonet asked if it was the timing issue she was opposed to and Chairman Dean replied that was correct.</p>
<b>EXECUTIVE SESSION</b>	Trustee Madsen made a motion to move into executive session to consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need pursuant to Idaho Code Section 74-206 (1) (a); 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 as authorized by Idaho Code Section 74-206 (1) (b); and to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this

requirement under Idaho Code Section 74-206 (1) (f). The motion was seconded by Trustee Joki and Chairman Dean called for a roll call of the board. Trustee Joki voted yes, Trustee Madsen voted yes, Trustee Vuittonet voted yes, and Chairman Dean voted yes. The board convened in executive session at 5:50 p.m.

Trustees in Attendance

Chairman Tina Dean, Dr. Russell Joki, Dr. Julie Madsen and Mike Vuittonet.

Discussion was held regarding personnel matters, threat of litigation received by the District, and discussion with legal counsel pursuant to Idaho Code 74-206 (1) (a), (b), and (f).

Executive session adjourned at 7:20 p.m. and the board moved into regular session.

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Chairman

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Temporary Clerk

Superintendent Linda Clark's Contract Terminated

Trustee Joki made a motion to terminate Superintendent Linda Clark's contract for the following reasons, each of which has independent grounds for the termination of her contract:

- Dr. Clark violated the Idaho Professional Educator Code of Ethics, Principal 8, breach of contract or abandonment of employment; subsections A and B;
- Dr. Clark violated the Idaho Professional Educator Code of Ethics Principal 10, professionalism, subsection D;

Dr. Clark's actions are not saved by her addendum because there is no evidence the addendum was ever approved. Dr. Clark was offered a hearing but declined. The motion was seconded by Trustee Madsen.

Trustee Joki asked to amend his motion stating he would like to add clarity to the following: Dr. Clark's actions are not saved by the contract addendum because there is no evidence that the addendum was ever approved according to law by the Idaho State Superintendent of Public Instruction. Trustee Madsen seconded the amended motion. Trustee Vuittonet stated he would like to be able to see Dr. Clark's resignation accepted, however under the terms by which this motion was made, he does not agree with the board and its motion regarding the violation of the ethics and things that were stated. For that reason, for the record, he will be voting no when asked to cast his vote on this motion. Chairman Dean called for the vote, Trustee Joki voted yes, Trustee Madsen voted yes, Chairman Dean voted yes and Trustee Vuittonet voted no. The motion passed on a three to one vote.

**ADJOURNMENT**

Trustee Joki moved, Trustee Vuittonet seconded a motion to adjourn the meeting at 7:33 p.m.

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Chairman

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Clerk