

**2019-2020**  
**SOUTHERN KERN UNIFIED SCHOOL DISTRICT**  
P.O. Drawer CC – 2601 Rosamond Blvd., Rosamond, CA 93560 (661) 256-5000

**STUDENT HEARINGS**  
**Wednesday, October 23, 2019**

**Meeting Location: Conference Room**  
**2601 Rosamond Blvd., Rosamond**  
**Closed Session 6:00 P.M.**

**Board of Trustees**

Mario Gutierrez, President

Yolanda Sanchez, Vice President

Larry Tanksley, Clerk

Jim Bender, Member

Carol Robinson, Member

**Meeting location on each posted agenda 72 hours in advance for regular meeting.**

SOUTHERN KERN UNIFIED SCHOOL DISTRICT

BOARD OF TRUSTEES

Wednesday, October 23, 2019

Closed Session: 6:00 p.m.,

Location: Conference Room, Rosamond, CA

2601 Rosamond Blvd., Rosamond, CA

**I. Call to Order** – (time) \_\_\_\_\_

**1. Comments from the public pertaining to closed session items:**

Members of the public may address the Board on any item within the jurisdiction of the Board by submitting presentation requests to the secretary. Members of the public are strongly urged not to mention personnel by name, and are reminded that they do not have immunity from legal action if personnel are named. The Board may limit each speaker to 3 minutes with a total of 20 minutes per topic. **(As required by law, public comments during a Special Meeting may address only specific items listed on the agenda, no other matters.)**

**II. Procedural Issues**-A recording of this meeting is being made and shall be kept for 30 days as public record (as applicable).

**A. Pledge of Allegiance** led by: \_\_\_\_\_

**B. Roll Call** - Members Present:

- \_\_\_\_\_ Mario Gutierrez, President      \_\_\_\_\_ Yolanda Sanchez, Vice President      \_\_\_\_\_ Larry Tanksley, Clerk
- \_\_\_\_\_ Jim Bender, Member              \_\_\_\_\_ Carol Robinson, Member

**C. Approve Agenda** ACTION

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez,      SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
 VOTE: YEAS: \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT \_\_\_\_\_ ABSTAIN \_\_\_\_\_

**III. Closed Session – Board Conference Room**

- A.** Student Hearing #03-19-20 6:00 p.m.
- B.** Student Hearing #05-19-20 6:45 p.m.
- C.** Student Hearing #06-19-20 7:30 p.m.
- D.** CONFERENCE — Counsel Legal Updates (G&G) (Paragraph (1) of subdivision (d) of Government Code Section 54956.9), Case No. OAH TL#2017070207
- E.** CONFERENCE –Claim for Damages file MST2371
- F.** Public Employment: Certain Personnel Matters;  
Discipline/Dismissal/Employment/Release/assignment/Reassignment/Complaint/Performance
- G. Conference with Labor Negotiator;**  
District Negotiator: Barbara Gaines and Jonathan Barth  
Employee Organization: California School Employee Association / Rosamond Teacher Association
- H.** Discussion of Student Matters: Education Code sections 35146 and 48918(c)

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez,      SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
 VOTE: YEAS: \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT \_\_\_\_\_ ABSTAIN \_\_\_\_\_ Time: \_\_\_\_\_

Any action taken in closed session will be reported publicly at the end of the closed session as required by Government Code Section 54954.5.

Reconvene into Open Session at: \_\_\_\_\_ :  
TIME

ACTION

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez, SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
VOTE: YEAS: \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT \_\_\_\_\_ ABSTAIN \_\_\_\_\_ Time: \_\_\_\_\_

**IV. Action determined in closed session:**

**A. Student Expulsion Hearing #03-19-20** action for violation of the California Education Code section(s) 48900(c)

and in addition \_\_\_ 48915(b)(1) which states: due to the nature of the violation other means of correction are not feasible or have repeatedly failed to bring about proper conduct, **AND/OR**

and in addition \_\_\_ 48915(b)(2) which states: 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.

Board Decision: \_\_\_\_\_ To not expel student  
\_\_\_\_\_ To expel student and then suspend the expulsion order with conditions.  
\_\_\_\_\_ To expel student and then suspend the expulsion order and provide an educational placement  
\_\_\_\_\_ To expel student from all schools and programs of the district.

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez, SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
VOTE: YEAS: \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT \_\_\_\_\_ ABSTAIN \_\_\_\_\_

**B. Student Expulsion Hearing #05-19-20** action for violation of the California Education Code section(s) 48900(b)

and in addition \_\_\_ 48915(b)(1) which states: due to the nature of the violation other means of correction are not feasible or have repeatedly failed to bring about proper conduct, **AND/OR**

and in addition \_\_\_ 48915(b)(2) which states: 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.

Board Decision: \_\_\_\_\_ To not expel student  
\_\_\_\_\_ To expel student and then suspend the expulsion order with conditions.  
\_\_\_\_\_ To expel student and then suspend the expulsion order and provide an educational placement  
\_\_\_\_\_ To expel student from all schools and programs of the district.

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez, SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
VOTE: YEAS: \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT \_\_\_\_\_ ABSTAIN \_\_\_\_\_

C. Student Expulsion Hearing #06-19-20 action for violation of the California Education Code section(s) 48900(a)(1), 48900(a)(2), and 48900(k).

and in addition \_\_\_ 48915(b)(1) which states: due to the nature of the violation other means of correction are not feasible or have repeatedly failed to bring about proper conduct, **AND/OR**

and in addition \_\_\_ 48915(b)(2) which states: 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.

Board Decision: \_\_\_ To not expel student  
\_\_\_ To expel student and then suspend the expulsion order with conditions.  
\_\_\_ To expel student and then suspend the expulsion order and provide an educational placement  
\_\_\_ To expel student from all schools and programs of the district.

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez, SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
VOTE: YEAS: \_\_\_ NAYS \_\_\_ ABSENT \_\_\_ ABSTAIN \_\_\_

**V. Consent Items A**

ACTION

A. Approve Overnight Leadership training for RHS/TMS cadet students to San Luis Obispo 11/1-3/19

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez, Moore SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez, Moore  
VOTE: YEAS: \_\_\_ NAYS \_\_\_ ABSENT \_\_\_ ABSTAIN \_\_\_ Student vote: \_\_\_

**VI. Adjournment**

ACTION

MOTION: Bender, Tanksley, Gutierrez, Robinson, Sanchez, SECOND: Bender, Tanksley, Gutierrez, Robinson, Sanchez,  
VOTE: YEAS: \_\_\_ NAYS \_\_\_ ABSENT \_\_\_ ABSTAIN \_\_\_ Time: \_\_\_\_\_