



## Norman Public Schools

### Minutes of the Special Meeting of the Board of Education

Administrative Services Center  
131 South Flood Avenue  
Norman, Oklahoma 73069

Tuesday, October 29, 2019

The meeting was called to order at 1:33 PM

Call to Order and Establish a Quorum Attendance Taken at 1:33 PM. Present: Cindy Nashert, Dirk O'Hara, Chad Vice, Absent: Linda Sexton, Dan Snell. Present: 3, Absent: 2.

The Pledge of Allegiance was led by Vice President Dirk O'Hara.

Student suspension hearing with the name of the student withheld due to student confidentiality requirements. The hearing, based on parent's designation, was limited to the parent/student's appeal of the length of the suspension.

Dirk O'Hara Board Vice President made the Statement of Procedures:

"The reason for this meeting is to conduct an appeal hearing on the long-term out-of-school suspension of the Student. The order of the hearing will follow the agenda of this meeting. This agenda provides that both the administration and the student are given the opportunity to make an opening statement; the administration will then call its witnesses, with the student having the opportunity for cross-examination; the student/parent will then call witnesses which are subject to cross-examination. Both sides will be allowed to call rebuttal witnesses; then both sides will have time to make closing arguments to the board.

This hearing is to be an informal administrative hearing that will not be governed by the strict rules of evidence such as those that would be used in a court proceeding. The board may hear hearsay evidence that it finds to have merit in establishing facts. As the board's designee, I will make any rulings needed regarding testimony. During this process, the student/parent and the administration are entitled to be represented by legal counsel or other representatives if they choose. Only witnesses and legal counsel or other representatives, if any, will be addressing the board. Witnesses are also to be sworn to tell the truth during their testimony, which oath will be administered by the minute clerk."

Mr. O'Hara asked the parties to identify themselves for the minutes of the hearing:

Dr. Nick Migliorino Superintendent, Dr. Kristi Gray Norman North Principal, Karen Long Attorney, Dr. Scott Beck Director of Secondary Student Services, Monica Rosani Mother of the student, Gino Rosani Father of the student, and the student.

The parents of the student and the student, prior to the board meeting, elected to have the hearing conducted in a closed executive session. Mr. O'Hara confirmed, through Mrs. Rosani—the families designated spokesperson, that the parents still wanted the hearing to be held in closed session.

1:35 PM Motion and vote to go into executive session pursuant to OKLA. STAT. tit. 25 § 307(B)(5) to hear evidence and to discuss the suspension of the student. The motion, made by Cindy Nashert and seconded by Chad Vice, Passed. Linda Sexton: Absent, Dan Snell: Absent, Cindy Nashert: Yea, Dirk O'Hara: Yea, Chad Vice: Yea

4:29 PM Motion and vote to acknowledge return to open session. The motion, made by Cindy Nashert and seconded by Chad Vice, Passed. Linda Sexton: Absent, Dan Snell: Absent, Cindy Nashert: Yea, Dirk O'Hara: Yea, Chad Vice: Yea

Dirk O'Hara Board Vice President Statement of Executive Session Minutes:

Dirk O'Hara stated that the Board convened in executive session, pursuant to Okla. Stat. tit. 25 § 307(B)(5) to hear evidence and to discuss the suspension of the student. The Board was joined in executive session by Dr. Nick Migliorino, Karen Long, Dr. Kristi Gray, Dr. Scott Beck, Cathy Sasser, Gino Rosani, Monica Rosani, and the student. No other matters were discussed and no votes were taken while in the closed session. This statement concluded the minutes of the executive session.

Dirk O'Hara confirmed that all parties had received the Administration's proposed findings related to the suspension of the student. Upon confirming that all parties had received the findings Mr. O'Hara called for a Motion.

Motion was made by Cindy Nashert and seconded by Chad Vice to affirm items 1-14 of the Proposed Findings of Facts submitted by the Suspension Review Committee and to modify items 15 and 16.

After the Motion was made but before the vote was taken, Mr. O'Hara identified changes to items 15 and 16 of the Administration's proposed findings:

- 1) Item #15 shall state - The evidence presented at this hearing is sufficient to suspend the student in question for the entirety of the 2019-2020 school year and is supported by a preponderance of the evidence. However, the board will allow the student in question to return to school at the beginning of the second semester under the following conditions:
  - A. A licensed counselor states in writing before the beginning of the second semester that the student in question is not a threat to himself or others.
  - B. That the Norman North Administration meets with the student in question and his parents to determine if he can return to school.
  - C. If they determine he can return then he will remain on strict probation until the end of the 2019-2020 school year.
  - D. The student in question writes a letter of apology to the Norman North Administration.
- 2). The last line of Item #16 will be modified to state: A year-long out-of-school suspension of the student in question should be reinstated subject to item #15 above.

The motion, made by Cindy Nashert and seconded by Chad Vice, Passed. Linda Sexton: Absent, Dan Snell: Absent, Cindy Nashert: Yea, Dirk O'Hara: Yea, Chad Vice: Yea

4:46 PM Motion was made to adjourn. This motion, made by Cindy Nashert and seconded by Chad Vice, Passed. Linda Sexton: Absent, Dan Snell: Absent, Cindy Nashert: Yea, Dirk O'Hara: Yea, Chad Vice: Yea

  
Cathy Sasser, Board Clerk

  
Dirk O'Hara, Board of Education Vice President

