



PHOENIX-TALENT SCHOOLS

EXCELLENCE *for* EVERYONE

Regular Board Meeting - 6:00 PM

Thursday, May 4, 2023

In-Person at Talent Elementary School

https://www.google.com/url?q=https://us02web.zoom.us/j/87535730534?pwd%3DZUI0aTRtbUMrbzJNR21sUGs3WWJKz09&sa=D&source=calendar&ust=1681154844962892&usg=AOvVaw1nqueDg9To97WG7kwKTX_S

Password: 630802

Agenda Español

Minutas Español

AGENDA

- A. **Executive Session – 5:30 p.m.**
This session closed to the public in accordance with the provisions of ORS 192.660 (2)(d)
- B. **Call to Order - 6:00 p.m.**
- C. **Accentuate the Positive**
- D. **Student Representative Report**
- E. **Citizen Comments**
- F. **Superintendent Report**
- G. **Program Report with ODP**
- H. **Consent Agenda**
 - 1. Approval of Agenda
 - 2. Approval of Minutes from 4/20/2023
 - 3. Personnel Report
- I. **Action Items**
 - 1. **Contract for CM|GC for TES & TMS Seismic Upgrades Project**
 - 2. **Board Policy IGBHD - Program Exemptions**
 - 3. **Board Policy JGE - Expulsion**
 - 4. **Board Policy JFCJ - Weapons in the Schools**
 - 5. **PTEA Step 3 Grievance for Inclement Weather**
 - 6. **Interdistrict Transfers**
- J. **Recess**
- K. **Information and Discussion**
 - 1. **Facilities/Bond Update**
 - 2. **Financial Update**
 - 3. **Legislative / OSBA Update**
 - 4. **Equity, Diversity & Inclusion**
 - 5. **Board Meeting Calendar for 23-24**
 - 6. **Declaration of Surplus Item**
 - 7. **Interdistrict Transfers**

- 8. **Board Policy GCBDF/GDBDF - Paid Family Medical Leave Insurance**
- L. **Review of the Next Meeting Agenda**
- M. **Adjournment**

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PHOENIX-TALENT SCHOOLS

EXCELLENCE *for* EVERYONE

Board Meeting - 6:00 PM

Thursday, May 4, 2023

In-Person at Talent Elementary School

Join the Zoom Meeting:

<https://us02web.zoom.us/j/87535730534?pwd=ZUI0aTRtbUMrbzJNR21sUGs3WWJKZz09>

Meeting ID: 875 3573 0534 Passcode: 630802

AGENDA

- A. Executive Session – 5:30 p.m.
In accordance with the provisions of ORS 192.660 (2)(b)(d)(e)
- B. Call to Order - 6:00 p.m.
- C. Accentuate the Positive - 6:05 p.m.
- D. Student Representative Report - 6:15 p.m.
- E. Citizen Comments - 6:20 p.m.
- F. Superintendent Report - 6:50 p.m.
- G. Program Report with ODP – 6:55 p.m.
- H. Consent Agenda - 7:10 p.m.
 - 1. Approval of Agenda
 - 2. Approval of Minutes from 4/20/23
 - 3. Personnel Report
- I. Action Items – 7:15 p.m.
 - 1. Contract for CM|GC for TES & TMS Seismic Upgrades Project
 - 2. Board Policy IGBHD – Program Exemptions
 - 3. Board Policy JGE – Expulsion
 - 4. Board Policy JFCJ – Weapons in Schools
 - 5. PTEA Step 3 Grievance for Inclement Weather
- J. Recess - 7:35 - 7:45 p.m.
- K. Information and Discussion – 7:45
 - 1. Facilities/Bond Update
 - 2. Financial Update
 - 3. Legislative / OSBA Update
 - 4. Equity, Diversity & Inclusion
 - 5. Board Meeting Calendar for 23-24
 - 6. Declaration of Surplus Item
 - 7. Interdistrict Transfers
 - 8. Board Policy GCBDF/GDBDF –Paid Family Medical Leave Insurance
- L. Review of the Next Meeting Agenda - 8:35 p.m.
- M. Adjournment - 8:40 p.m.



PHOENIX-TALENT SCHOOLS

EXCELLENCE *for* EVERYONE

Regular Board Meeting
Thursday, April 20, 2023 10:00 AM Pacific

Talent Middle School
102 Christian Ave
Talent, OR 97540

Michael Campbell: Present
Sara Crawford: Present
Polly Farrimond: Present
Nancy McKinnis: Present
Rick Nagel: Present
Dawn Watson: Present
Rebecca Weathers: Present
Present: 7.

A. Call to Order - 10:00 a.m.

B. Accentuate the Positive

TMS Principal Kathryn Holden shared the following:

- Ms. Holden said that they are so excited to be hosting the board meeting here at Talent Middle School again and to have the opportunity for some of our seventh and eighth grade students to join us this morning and ask questions.
- Over the last couple of weeks, our campus has been getting brand-new lighting in our hallways and common areas. We want to give a big thank you to Jon McCalip and the maintenance department for all of their work on this project that has really brightened up our halls.
- We also want to thank the high school team, Kent Vallier, Carolena Campbell, Jordan Ruiz and the PHS Counseling Department, and their student Link Crew leaders for coming over last week and making our eighth graders feel so welcome and excited to come to the high school next year. We were grateful to have Jordan Ruiz on campus for the last couple of days to talk with our 8th-graders about high school and to help them feel ready about the next step.
- We had a track meet this week. It was an away meet and was a great experience for our students. In twenty-four events, we placed first.
- Lastly, we would like to thank Sgt. Lehman, Officer Hull, and the Phoenix and Talent Police Departments for their partnership and dedication to campus safety. We practiced a lockdown drill yesterday and it feels good to have their support. Erika Ochoa did a great job on organizing the drill and it felt good to check up on our procedures.

PHS Asst. Principal & Athletic Director Dave Ehrhardt spoke on behalf of Kalin Cross and shared the following:

- We had a great visit a couple of weeks ago from Senator Wyden for one of his Town Hall events. Supt. Barry was the moderator. Students were really engaged and it was a great opportunity for them to see an authentic government process. Mr. Ehrhardt gave a shout out to Maria Thompson and Andrew Valdez, who takes care of our facilities to make it all come together.
- We have been working with the eighth graders to get them ready for high school next year and our juniors to become seniors.
- Tonight is our first freshman versus family night for the Link crew. Carolena Campbell has done a great job organizing that.
- Seniors are talking about caps and gowns already. We took senior pictures about a month ago and had a banner made for the Class of 2023.
- This is track and field week at PHS. John Cornet did an amazing job of organizing the event. We hosted a track meet on Tuesday that was supposed to be a dual meet but it turned into five teams. We have an invitational starting tomorrow night for 800 and 3,000-meter runners and then Saturday we have a huge 14-team invitational as well.
- We also have ballet on Saturday and Manny's League basketball.
- Spring sports are going well. We have 150 students participating and we have some new coaches we have hired for next season. Our winter athletic teams did well with their GPA's. The girls' swimming team took fifth in the state at 3.82.
- We have 35 students who are playing three sports, so we are very pleased.

TES Principal Heather Lowe-Rogers shared the following:

- Yesterday we had our Kinder Launch at the three elementary schools. At TES we had 29 kinders come and register. Ms. Lowe-Rogers thanked Cheryl Joseph and all others who helped with that event.
- We have been closely monitoring attendance and we have gone from 51% regular attenders to 68%. We are thankful to Alma Velazquez in the front office for systematizing attendance and checking in with the students who have chronic absences.
- We kicked off our state assessments this week with our Show What You Know Showcase, highlighting how important it is to take these assessments seriously. Ms. Lowe-Rogers gave a special thank you to the Sped team and our Title I team for working with those students who need a little more help to do their best.
- Ms. Lowe-Rogers thanked Bill Adams who is the lead custodian at TMS. Bill has been working alone these past two weeks, putting in extra hours, and has done a great job to ensure that our facility is clean and ready for students.

PES Principal Shawna Schleif shared the following:

- Ms. Schleif said the Kinder Launch was a great success and it was fun to see the energy the kids have who will be joining us next year. We had several families who are hoping to join us from outside of the district, so that made us feel good that they were interested in coming to

our school. We will be working on getting our returning students registered next. Ms. Schleif gave a shout out to the front office staff for organizing these events.

- Ms. Schleif recognized Tatiana Ramos Gallardo and Alison Bailey for starting a new club at PES called the Neurodivergent Club. Our first meeting was yesterday and we had four students who attended. The club is for students to be able to get together and honor their affinity group.
- Ms. Schleif gave a shout out to PLC leads and our coaches who have been working together to do work around our alignment, both vertical and horizontal.

OHES Principal Brandon Hammond shared the following:

- Mr. Hammond shared that he had just come from visiting a class where the teacher, Lori Fuller, was giving a lesson on nutrition. Ms. Fuller did a great job working with the students, preparing a menu, and talking about the different food groups.
- We have state-testing going on now and it is great to see things coming together now that we are at the end of the year.
- Mr. Hammond gave a shout out to Dianne Wolff and Judy Dedrick for their work in getting Kinder Launch ready.

PTRA Principal Aaron Santi shared the following:

- Brent's PTS Rising Report said, "In the last 60 days, 65.6% of our students have attended school enough to be considered regular attenders, including 72% at Phoenix High, 67.6% at Talent Middle School, and 62.5% at our elementary schools." Mr. Santi decided to see what PTRA's numbers were--
 - Our average K-8 student attendance is 95%.
 - 88% of *PTRA students* are regular attenders, with 90% or better attendance.
 - 94% of our *elementary* students are regular attenders.
 - 85% of our *middle school* students are regular attenders.
- We are very excited about those numbers. Our attendance is a coordinated effort of family engagement that includes our teachers and office manager.

Director Nancy McKinnis gave huge kudos to all who worked hard to put on the Health and Wellness fair at PES this past weekend. It was beautifully organized and people were excited about getting a lot of information and access to resources.

Director Polly Farrimond was grateful for the student attendance and the questions they asked at the Ron Wyden Town Hall event at PHS a few weeks ago. It was a great experience for all those who attended.

Director Sara Crawford said that the track meet at PHS on Tuesday was a great event. It was exciting to see the Pirates do so well. Sara commented that her favorite event is Future Chef and she applauded Amy Honts-Stark for putting on the event. Ms. Crawford said that her favorite event is the Future Chef competition and she thanked Amy Honts-Stark of Sodexo and her team for putting that competition on and showcasing the student talent.

Director Rick Nagel said he had the pleasure of working with Supt. Barry at the track meet yesterday. It was so great to see the track we have today. It was a magnificent setting and Mr. Nagel is proud to be associated with our school district.

Chair Michael Campbell said he had an opportunity to join in the tour of the high school with Senator Wyden. We visited all of the CTE areas and one of Senator Wyden's staff commented that we had many great programs here and Mr. Campbell replied that yes, we do, and it is important to our community and we are determined to keep them all. We want to maintain our staff and programs because they matter and they help kids show up and do better.

C. Student Representative Report

Paityn Croy shared the following:

- Tonight, Link Crew has their first freshman versus family event and we are excited for the freshman to bring their families and play games against each other.
- Tomorrow is our kick-off assembly for prom and Earth Day. There will be a dance off so the classes can battle it out and show off their dance teams.
- Grad night auction will be May 7 at StoneRiver Winery. Tickets are on sale now for \$20 and they will be \$25 at the event.
- On May 9, the Ag classes are putting on a Spring Harvest event at the high school for elementary students. They will be able to come and visit the different booths to learn more about agriculture and different careers.

D. Citizen Comments

There were no citizen comments.

E. Superintendent Report

- Supt. Barry echoed all of Director McKinnis's comments about the Health and Wellness Fair. Supt. Barry appreciates the team seeing a need and putting it all together. It was truly amazing to have over 40 booths of community partners. We look forward to seeing how this event will grow over the years.
- Supt. Barry said that we are looking forward to reconstructing a health center at PHS into a functional space with our partners at La Clinica. Originally, we thought the funding for this project would be able to come from the Mental Health Grant we received but there have been some complications with that. We will divert some of those monies to other areas in the grant and then be looking at ESSER funding for the health center. Since this will be over \$25,000, we will need board approval. We will have those plans and documents at the next meeting.

F. Program Report with TMS students

Chair Campbell asked the board to introduce themselves and give a little background of their time on the board. Principal Kathryn Holden introduced students from Ms. Tringolo's creative writing class and they asked the board members the following questions:

- What specific qualifications are required to be a member of the school board?
- What does being a school board member mean to you?

- How do you deal with disagreements within the school board?
- How long does it typically take you to come up with a decision about a problem or issue? What does the process typically look like?
- What is the hardest decision you have had to make?

Director Polly Farrimond asked the students if there was anything that they would like to see happen here at the middle school that would benefit them.

Student Eliss LeBombard said that it would be great to have an ethics club at the school so that students would feel better about expressing their feelings.

Chair Campbell encouraged the students to talk to their teachers and principals about what they would like.

G. Consent Agenda

Vice Chair Dawn Watson moved to approve the consent agenda as presented, Director Nancy McKinnis seconded the motion. Hearing no objections, the consent agenda was approved.

G.1. Approval of Agenda

G.2. Approval of Minutes from 4/06/23

G.3. Personnel Report

H. Action Items

H.1. ATI Contract

Supt. Barry said we feel we have a solid contract and we look forward to working with ATI in the future and seeing how their transition transpires as we head into next year. Supt. Barry thanked Asst. Supt. Tiffanie Lambert and Director Summer Brandon of ATI for their help in revising the contract, especially with the integrated guidance.

I move to approve the contract renewal for ATI as presented for the period of July 1, 2023 to June 30, 2028. This motion, made by Rick Nagel and seconded by Polly Farrimond, Carried.

Michael Campbell: Yea, Sara Crawford: Yea, Polly Farrimond: Yea, Nancy McKinnis: Yea, Rick Nagel: Yea, Dawn Watson: Yea, Rebecca Weathers: Yea (Yea: 7, Nay: 0, Absent: 0)

H.2. RFP Design Services TES/TMS Seismic Upgrades

Supt. Barry said that the scope for TMS was reduced to save money. We feel that the high-use areas will service well and we will continue to find other opportunities to complete the other parts of TMS. TES is still in full scope. Director Farrimond asked about the timing of the project and Supt. Barry said that we would do it in the summer of 2024 due to the material shortage.

I move to award the contract for design services for TES & TMS seismic upgrades project to arkitek:design&architecture as presented. This motion, made by Rebecca Weathers and seconded by Polly Farrimond, Carried. Michael Campbell: Yea, Sara Crawford: Yea, Polly Farrimond: Yea, Nancy McKinnis: Yea, Rick Nagel: Yea, Dawn Watson: Yea, Rebecca Weathers: Yea (Yea: 7, Nay: 0, Absent: 0)

H.3. RFP Colver Fields Civil Engineering Services

Supt. Barry said that ZCS was a partner of ours in the design of the PHS track and turf field and they wanted to participate in the Colver Field design. They have done a great job for us in the past and we recommend the board approve the contract with ZCS.

I move to award the contract for design services for Colver Fields Recreational Park to ZCS Engineering & Architecture as presented. This motion, made by Rebecca Weathers and seconded by Polly Farrimond, Carried. Michael Campbell: Yea, Sara Crawford: Yea, Polly Farrimond: Yea, Nancy McKinnis: Yea, Rick Nagel: Yea, Dawn Watson: Yea, Rebecca Weathers: Yea
(Yea: 7, Nay: 0, Absent: 0)

H.4. Board Policy EFA – Local Wellness

Supt. Barry said that the recommendation is to delete the policy AR and combine most of that language into the main policy. Supt. Barry thanked his assistant Denise Skinner and the team of wellness committee volunteers along with Amy Honts-Stark and Debbie Rogers for making recommendations regarding the policy where language is optional. Most of the optional language is our current practice.

I move to adopt the recommended changes to policy EFA – Local Wellness as presented. This motion, made by Nancy McKinnis and seconded by Polly Farrimond, Carried. Michael Campbell: Yea, Sara Crawford: Yea, Polly Farrimond: Yea, Nancy McKinnis: Yea, Rick Nagel: Yea, Dawn Watson: Yea, Rebecca Weathers: Yea (Yea: 7, Nay: 0, Absent: 0)

H.5. Board Policy EFA-AR – Local Wellness Program

I move to delete policy EFA-AR – Local Wellness Program as recommended. This motion, made by Rebecca Weathers and seconded by Nancy McKinnis, Carried. Michael Campbell: Yea, Sara Crawford: Yea, Polly Farrimond: Yea, Nancy McKinnis: Yea, Rick Nagel: Yea, Dawn Watson: Yea, Rebecca Weathers: Yea (Yea: 7, Nay: 0, Absent: 0)

I. Recess – 11:05 – 11:15

J. Information and Discussion

J.1. Facilities/Bond Update

Supt. Barry mentioned that Jon McCalip is attending the OSFMA (Oregon School Facilities Management Association) conference. Jon is part of the board of that organization and is currently presenting there as well. Supt. Barry said we would be bringing the information to the board for approval for the reconstruction of our health center.

J.2. Financial Update

Supt. Barry said that Yazmin prepared a current financial report and she is working hard on preparing the budget presentation for our May meeting. Supt. Barry said that Yazmin had attended a phone meeting this morning with other colleagues that share in HB 4026 for wildfire recovery and there had been some adjustments that she just found out about. There might not be as many funds for that resource as we thought as we continue to go through the next two years. It has to do with the overall ADM calculations at the state level. ODE's financial specialist said that it would potentially cost \$35 million dollars as opposed to the approved \$25 million dollars to help keep the districts whole. Next

year it will impact us by approximately \$1.5 million. That will be a huge challenge for us, so when we look at attrition and meeting our budgetary needs in FTE to match our student population, it takes a deeper dive into that sooner than we thought. In addition, advocacy for the state school fund is needed as it looks like it is going to be tough to move it over the \$9.9 billion, which will also have a big impact on us moving forward.

Chair Campbell asked if there was a provision in the bill that allows them to change what they approved a few years ago. Supt. Barry said that the overall funding formula is being looked at and Yazmin will be able to explain it better in financial terms as we learn more. There is one potential possibility of having an adjustment to the ADM that the ODE representative shared which may allow us to get a higher percentage of those funds, which could reduce the impact. Our ending fund balance will be greatly reduced for next year and at the end of this next biennium, depending on the state school fund number. It could leave us with a 4-5% ending fund balance and the board policy is 8%.

Vice Chair Watson shared concerns about this and wants more information as soon as it is available so that we can write to our legislators or go up to Salem, as this is something that we need to be vocal about.

J.3. Legislative / OSBA Update

Vice Chair Watson said she has attended five meetings in seven days and shared the following:

- SB 283 addresses many things but some have to do with special education and staff members who spend more time with students who have an IEP should be paid more. Ms. Watson's concern is that it could become a 'not my kid' issue. There will be upcoming testimony.
- SB 1045 is in the Rules Committee now, and will go to the house next which speaks to curriculum and other items that may tie the school board's hands.
- On Friday, there is a Ways and Means Roadshow in Roseburg and there will be a Zoom meeting on the first Wednesday in May.

Director Sara Crawford said that SB 1045 addresses how local school boards will govern and seismic shift was the word OSBA used around that particular piece of legislation. We are looking at a date for Phoenix-Talent to attend in May to provide testimony and/or meet with Legislatures.

Vice Chair Watson attended the PACE board meeting and PACE days. There were some informative conversations about sexual assault and molestation. Brian Flannery, who is an ex-SRO for Salem-Keizer district, was part of putting the threat assessment policy that we use together. Mr. Flannery's knowledge of school safety and threat assessments is amazing. Vice Chair Watson attended the Rural Schools meeting yesterday and the goals and missions have been approved and will be sent to the lawyers for final review. The next step is to have it presented at the June OSBA board meeting and, if approved, it will then go to all school districts to vote as to whether we have a Rural Schools Caucus.

Director Sara Crawford reminded the board that August 11-13 is the summer OSBA conference in Salem.

J.4. Community Recovery Update

Supt. Barry said that he is excited to have a representative from the Long Term Recovery group come and speak to the board in June.

J.5. Board Policy AC-AR – Discrimination Complaint Procedure

Director Nancy McKinnis asked how the public is informed that they have this pathway for a complaint procedure. Supt. Barry said that in practice, if we have a complaint or a discussion, we provide the process. Otherwise, it is in our policies.

Ms. McKinnis asked if there has been discussion about having our policies transcribed into Spanish and Supt. Barry said that we are currently working on this and we are starting with the most important policies that community members would most likely be interested in.

Ms. McKinnis asked what the process is for staff to be able to make a complaint and not feel retaliation. Supt. Barry said that the process is dictated by policy and processes and we try to create a safe space for that to happen and share. Any complaints are reviewed by the HR department to make sure we respond in a timely manner.

Vice Chair Watson asked if the employee associations have anything to help staff with complaints and Chair Campbell said that the contract does have a grievance procedure for employees.

J.6. Board Policy IGBHD – Program Exemptions

Supt. Barry said this policy clarifies that if someone opts out of a state-required program or learning activity, there is going to be an alternative activity.

J.7. Board Policy JGE – Expulsion

Supt. Barry said that the changes to this policy are by statute.

J.8. Board Policy KL-AR(1) – Public Complaint Procedure

Supt. Barry said that changes to complaint procedures are to clarify language from recent legislation.

K. Review of the Next Meeting Agenda

L. Adjournment - The meeting adjourned at 12:10 p.m.

Michael Campbell, Chair

Brent Barry, Superintendent



April 20, 2023

Brent Barry, Superintendent
Phoenix Talent School District
401 W 4th Street
Phoenix, Oregon 97535

Re: Phoenix Talent School District
Seismic Upgrades Project
Talent Elementary School and Talent Middle School
Recommendation to Award Contract for Construction Manager | General Contractor

Dear Brent,

The Phoenix Talent School District received one Construction Manager | General Contractor (CM|GC) request for proposals (RFP) response, from Outlier Construction Company. After careful review and consideration, the District CM|GC Scoring Committee recommends that the District enter into a CM|GC contract with Outlier Construction Company.

Outlier Construction Company is a contractor of good reputation that has the committed resources to provide the required services for the project. Their proposed CM|GC fee of 3.95% is extremely fair.

The District CM|GC Scoring Committee is asking that the School Board take action to award the CM|GC Contract for the Seismic Upgrades Project to Outlier Construction Company. This request will enable Outlier Construction Company to immediately engage with the project team as we look at the various design and construction options for the project. The District CM|GC Scoring Committee requests that the Board authorize a Pre-Construction Services contract in the amount Not to Exceed \$75,000.00.

As a point of reference, once the project has been bid and a Guaranteed Maximum Price (GMP) has been determined a recommendation to award a GMP Amendment for the Project will be brought to the Board for acceptance and authorization.

Sincerely,

Jon McCalip
Director of Facilities
Phoenix Talent School District

Att: CM|GC Scoring Tally



PHOENIX TALENT SCHOOL DISTRICT
 TES & TMS SEISMIC UPGRADES PROJECT
 CM|GC REQUEST FOR PROPOSAL

MARCH 30, 2023

	Outlier Construction													
Criteria	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Average Score	Pass	31.67	12.67	9.33	15.00	20.00	9.33	5.00	9.33	10.00	10.00	5.00	5.00	142.33

- | <u>Criteria</u> | <u>150 Possible Points</u> |
|-----------------|---|
| 1 | Cover Letter: (P/F) |
| 2 | Company Overview: (35 Points Max) |
| 3 | Similar Project History: (15 Points Max) |
| 4 | Safety: (10 Points Max) |
| 5 | Firm Experience: (15 Points Max) |
| 6 | Staffing & Staff Qualifications: (20 Points Max) |
| 7 | Fees: (10 Points Max) |
| 8 | General Conditions: (5 Points Max) |
| 9 | Cost Estimating: (10 Points Max) |
| 10 | Value Engineering: (10 Points Max) |
| 11 | Constructability Review: (10 Points Max) |
| 12 | Subcontractor/Supplier Recruitment, general: (5 Points Max) |
| 13 | Subcontractor/Supplier Recruitment, local: (5 Points Max) |

Phoenix-Talent Schools District 4

Code: IGBHD
Adopted: 12/09/93
Revised/Readopted: 8/11/22
Orig. Code(s): IGBHD

Program Exemptions

The district ~~The Board~~ may excuse students from a state-required program or learning activity for reasons of religion, disability¹ or other reasons deemed appropriate by the district. **Requests for excusal or accommodation must be in writing and must include the reasons for the request and a proposed alternative for an individualized learning activity which substitutes for the period of time exempt from the program and meets the goals of the learning activity or course being exempt. Requests may be filed by the student's parent or guardian, or by a student who is 18 years of age or older or who is an emancipated minor. Requests must be submitted to the [teacher or principal].**

~~The district will determine if credit will be granted for any~~ **An alternative activity** ~~education program for credit may be provided.~~

END OF POLICY

Legal Reference(s):

[ORS 336.035\(2\)](#)
[ORS 336.465](#)
[ORS 336.615](#)
[ORS 336.625](#)

[ORS 336.635](#)
[OAR 581-002-0035](#)
[OAR 581-021-0009](#)

[OAR 581-021-0071](#)
[OAR 581-022-2050](#)
[OAR 581-022-2110](#)
[OAR 581-022-2505](#)

Cross Reference(s):

IGAI - Human Sexuality, AIDS/HIV, Sexually Transmitted Diseases, Health Education
JED - Student Absence and Excuses

¹ If the district receives a request for a disability accommodation, the district should consider its obligations under the Individuals with Disabilities in Education Act and Section 504 of the Rehabilitation Act.

Phoenix-Talent Schools District 4

Code: JGE
Adopted: 2/06/20
Revised/Readopted: 9/01/22
Orig. Code(s): JGE

Expulsion**

A principal, after reviewing available information, may recommend to the superintendent that a student be expelled. Expulsion of a student shall not extend beyond one calendar year.

A student may **only** be expelled for ~~any of~~ the following circumstances:

1. When a student's conduct poses a threat to the health or safety of students or employees;
2. When other strategies to change the student's **conduct**~~behavior~~ have been ineffective, except that expulsion may not be used to address truancy; or
3. When required by law.

The use of expulsion for discipline of a student in fifth grade or lower is limited to:

1. Nonaccidental conduct causing serious physical harm to a student or employee;
2. When a school administrator determines, based on the administrator's observations or upon a report from an employee, the student's conduct poses a **direct** threat to the health or safety of students or employees; or
3. When the expulsion is required by law.

The age of the student and the past pattern of behavior will be considered prior to imposing the expulsion.

No student may be expelled without a hearing unless the student's parents, or the student if 18 years of age, waive the right to a hearing, either in writing or by failure to appear at a scheduled hearing. ~~By waiving the right to a hearing, the student and parent agree to abide by the findings of a hearings officer.~~

{Choose one of the following two options.}

[The Board delegates the authority to decide on an expulsion to the superintendent.^{1} The superintendent may designate another person to handle the potential expulsion, and the superintendent, a designee or another individual may act as the hearings officer. The district may contract with an individual who is not employed by the district to serve as the hearings officer. The hearings officer will not be associated with the initial actions of the building administrators. The hearings officer will conduct the hearing and make a

^{1} The Board can retain authority for all expulsions. If the Board chooses not to delegate this authority, any recommendations for expulsion from administration would come to the Board for resolution. The Board would have to meet and determine next steps for all expulsions.

final decision regarding the expulsion. A decision of the hearings officer may be appealed by the parent or the student if age 18 or over to the Board for review.

If the decision of the hearings officer is appealed to the Board for review, the findings as to the facts and the hearings officer's decision will be submitted to the Board, and will be available in identical form to the Board, the student and the student's parents at the same time. At a future meeting, the Board will review the hearings officer's decision and will affirm, modify or reverse the decision.]

OR

~~[When a recommendation for expulsion is made, the Board will meet and review the recommendation. The Board will hold or arrange for the expulsion hearing unless it has been waived.~~

~~If the Board is conducting the expulsion hearing, the Board may designate a Board member or a third party to run the hearing. The superintendent will provide relevant information to the Board, including the superintendent's recommendation and duration on disciplinary action.² This information will be available in identical form to the Board, the student if age 18 or over and the students' parents at the same time. The Board will make the final decision regarding the expulsion.]~~

When a recommendation for an expulsion is made and a hearing is not waived, the following procedure is required:

1. Notice will be given to the student and the parent by personal service³ or by certified mail⁴ at least five days prior to the scheduled hearing. Notice shall include:
 - a. The specific charge or charges and the specific facts that support the charge or charges;
 - ~~b. The conduct constituting the alleged violation, including the nature of the evidence of the violation and reason for expulsion;~~
 - ~~e.b.~~ A recommendation for expulsion statement of intent to consider the charges as reason for expulsion;
 - ~~d.c.~~ The student's right to a hearing;
 - ~~e.d.~~ When and where the hearing will take place; and
 - ~~f.e.~~ The right to representation student may be represented by counsel or other persons.
- ~~2. The Board may expel, or may delegate the authority to decide on an expulsion to the superintendent or superintendent's designee, who may also act as the hearings officer. The district may contract with an individual who is not employed by the district to serve as the hearings officer. The hearings officer designated by the Board will conduct the hearing and will not be associated with the initial actions of the building administrators;~~
 - ~~a. Expulsion hearings will be conducted in private and will not be open to the general public unless the student or the student's parents request an open session;~~

~~² Evidence may include the relevant past history and student education records.~~

³ The person serving the notice shall file a return of service. (OAR 581-021-0070)

⁴ When "certified mail is given to a parent of a suspended student, the notice shall be placed in the mail at least five days before the date of the hearing." (OAR 581-021-0070)

- ~~3.2.~~ **If** in case the parent or student **does not understand** ~~has difficulty understanding~~ the English language ~~or has other serious communication disabilities~~, the district will provide **an interpreter during the hearing. All communications will be in a manner that is understandable to the parents and student** ~~translator~~;
- 4.3. The student shall be permitted to have representation present at the hearing to advise and to present arguments. The representation may be an attorney, ~~and/or~~ parent **or other person**. The district's attorney may be present;
- 5.4. The student shall be afforded the right to present their version of the events underlying the expulsion recommendation and to introduce evidence by testimony, writings, or other exhibits;
- 6.5. The student shall be permitted to be present and to hear the evidence presented by the district;
- 7.6. The hearings officer or the student may record the hearing;
- 8.7. Strict rules of evidence shall not apply to the proceedings. However, this shall not limit the hearings officer's control of the hearing;
9. ~~If the Board is conducting the expulsion hearing, the Board may designate the Board chair or a third party as the hearings officer. The hearings officer will determine the facts of each case on the evidence presented at the hearing. Evidence may include the relevant past history and student education records. The hearings officer will provide to the Board, findings as to the facts, the recommended decision and whether or not the student has committed the alleged conduct. This will include the hearings officer's recommended decision on disciplinary action, if any, including the duration of any expulsion. This material will be available in identical form to the Board, the student if age 18 or over, and the students' parents at the same time. Following the review by the Board of the hearings officer's recommendation, the Board will make the final decision regarding the expulsion;~~
10. ~~If the Board has delegated authority to the superintendent or designee to act as the hearings officer, the superintendent may designate themselves, or a third party, as the hearings officer. The hearings officer's decision is final. However, a decision of the hearings officer may be appealed by the parent, or the student if age 18, or over to the Board for review. If the decision of the hearings officer is appealed to the Board for review, the findings as to the facts and the hearings officer's decision will be submitted to the Board and will be available in identical form to the Board, the student, and the student's parents at the same time. At its next regular or special meeting the Board will review the hearings officer's decision and will affirm, modify or reverse the decision;~~
- 11.8. **A Board-conducted hearing or a** Board review of the hearings officer's decision will be conducted in executive session unless the student or the student's parent requests a public hearing. If an executive session is held by the Board or a private hearing held by the hearings officer, the following will not be made public:
- a. The name of the minor student;
 - b. The issues involved, including a student's confidential records;
 - c. The discussion;
 - d. The vote of Board members, which may be taken in executive session when considering an expulsion.

Prior to expulsion **for reasons other than a weapons violation**, the district must **notify the student and parents of** ~~propose~~ alternative programs of instruction or instruction combined with counseling **and document this notification.** ~~to a student subject to expulsion for reasons other than a weapons policy violation. The district must document to the parent of the student that proposals of alternative education programs have been made.~~

END OF POLICY

Legal Reference(s):

[ORS 192.660](#)
[ORS 332.061](#)

[ORS 336.615 - 336.665](#)
[ORS 339.115](#)
[ORS 339.240](#)

[ORS 339.250](#)

[OAR 581-021-0050 - 021-0075](#)

Cross Reference(s):

JG - Student Discipline

Phoenix-Talent Schools District 4

Code: JFCJ
Adopted: 10/17/19
Orig. Code: JFCJ

Weapons in the Schools**

Students shall not bring, possess, conceal or use a weapon on or at ~~any district property~~ **under the jurisdiction of the district, any** activities under the jurisdiction of the district or **any** interscholastic activities administered by a voluntary organization.

In accordance with the federal Gun-Free School Zone Act, possession or discharge of a firearm in a school zone is prohibited. A “school zone,” as defined by federal law, means in or on school grounds or within 1,000 feet of school grounds. (*Note: This paragraph was moved from page three*).

The superintendent may authorize persons to possess weapons for courses, programs and activities approved by the district and conducted on district property [including, but not limited to, hunter safety courses, weapons-related vocational courses or weapons-related sports]. The district will post a notice at any site or premise off district grounds that at the time is being used exclusively for a school program or activity. The notice shall identify the district as the sponsor, the activity as a school function and that the possession of firearms or dangerous weapons in or on the site or premises is prohibited under Oregon Revised Statute (ORS) 166.370.

For purposes of this policy, and as defined by state and federal law, “weapon” includes:

1. A “dangerous weapon” means any weapon, device, instrument, material or substance, which under the circumstances in which it is used, attempted to be used or threatened to be used is readily capable of causing death or serious physical injury;
2. A “deadly weapon” means any instrument, article or substance specifically designed for and presently capable of causing death or serious physical injury;
3. A “firearm” means any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive, frame or receiver of any such weapon, any firearm **muffler or** silencer or any destructive device;
4. A “destructive device” **includes but is not limited to** ~~means~~ any explosive, incendiary or poison gas component or any combination of parts either designed or intended for use in converting any device into any destructive device or from which a destructive device may be readily assembled. A destructive device does not include any device which is designed primarily or redesigned primarily for use as a signaling, pyrotechnic, line-throwing, safety or similar device.

Weapons may also include, but are not limited to, knives, metal knuckles, straight razors, noxious or irritating gases, poisons, unlawful drugs or other items fashioned with the intent to use, sell, harm, threaten or harass students, staff members, parents and **community members.** ~~patrons.~~

Replicas of weapons, fireworks and pocket knives are also prohibited by Board policy. Exceptions to the district's replicas prohibition may be granted only with prior principal approval for certain curriculum or school-related activities.

Prohibited weapons, replicas of weapons, fireworks, and pocket knives are subject to seizure or forfeiture.

In accordance with Oregon law, any **district** employee who has reasonable cause to believe a student or other person, **while in a school, is or has**, within the previous 120 days **has**, ~~unlawfully~~ been in possession of a firearm or destructive device, as defined by this policy, shall immediately report such violation to an administrator ~~or, his/her~~ designee or law enforcement. **[Any district employee who has reasonable cause to believe that a person, while in a school, is or has been in possession of a firearm or destructive device more than 120 days previously, may report to law enforcement.]** Employees who report directly to law enforcement shall also immediately inform an administrator.

Administrators shall promptly notify the appropriate law enforcement agency of staff reports received and at any other time there is reasonable cause to believe violations **for firearms or destructive devices** have occurred or that a student has been expelled for bringing, possessing, concealing or using a dangerous or deadly weapon, firearm or destructive device.

Parents will be notified of all conduct by their student that violates this policy.

A person making a report as described above who has reasonable grounds for making the report is immune from liability, civil or criminal, that might otherwise be incurred or imposed with respect to the making or content of the report. The identity of a person participating in a good faith report as described above may not be disclosed except when allowed by law.

Employees shall promptly report all other conduct prohibited by this policy to an administrator.

Students ~~determined~~**found** to have brought, possessed, concealed or used a firearm, **as defined in policy**, in violation of this policy or state law shall be expelled **from school** for a period of not less than one year. All other violations of the policy will result in discipline ~~up to and~~ **may include** including expulsion and/or referral to law enforcement, as appropriate. The superintendent may, on a case-by-case basis, modify this expulsion requirement. The superintendent may propose alternative programs of instruction or instruction combined with counseling that are ~~age-appropriate~~ **and accessible to the student**, and shall provide such information in writing to the student and the parent in accordance with law¹. Appropriate disciplinary and/or legal action will be taken against students or others who assist in activity prohibited by this policy.

Special education students shall be disciplined in accordance with federal law and Board policy JGDA – Discipline of Students with Disabilities and accompanying administrative regulation.

~~Weapons under the control of law enforcement personnel or a person who has a valid license under ORS 166.291 and 166.292 are permitted. The superintendent may authorize other persons to possess weapons for courses, programs and activities approved by the district and conducted on district property including, but not limited to, hunter safety courses, weapons-related vocational courses or weapons-related sports.~~

~~The district may post a notice at any site or premise off district grounds that at the time is being used exclusively for a school program or activity. The notice shall identify the district as the sponsor, the~~

¹ At least once every six months or at any time the information changes because of the availability of new programs.

~~activity as a school function and that the possession of firearms or dangerous weapons in or on the site or premises is prohibited under ORS 166.370.~~

~~In accordance with the federal Gun-Free School Zone Act, possession or discharge of a firearm in a school zone is prohibited. A “school zone,” as defined by federal law, means in or on school grounds or within 1,000 feet of school grounds.~~

“Gun-Free School Zone” signs may be posted in cooperation with city and/or county officials as appropriate. Violations, unless otherwise excepted by law or this policy, shall be reported to the appropriate law enforcement agency.

The superintendent will annually report the name of each school and the number of students from each listed schools expelled for bringing, possessing, concealing or using a firearm to the Oregon Department of Education.

END OF POLICY

Legal Reference(s):

[ORS 161.015](#)
[ORS 166.210 - 166.370](#)
[ORS 166.382](#)
[ORS 332.107](#)
[ORS 339.115](#)
[ORS 339.240](#)

[ORS 339.250](#)
[ORS 339.315](#)
[ORS 339.327](#)
[ORS 809.135](#)
[ORS 809.260](#)

[OAR 581-021-0050](#) - ~~021-0075~~
[OAR 581-053-0010\(5\)](#)
[OAR 581-053-0230\(9\)\(k\)](#)
[OAR 581-053-0330\(1\)\(r\)](#)
[OAR 581-053-0430\(17\)](#)
[OAR 581-053-0531\(16\)](#)

Gun-Free School Zones Act of 1990, 18 U.S.C. §§ 921(a)(25)-(26), 922(q) (2018).
Individuals with Disabilities Education Act (IDEA), 20 U.S.C. §§ 1400-1419 (2018).
Youth Handgun Safety Act, 18 U.S.C. §§ 922(x), 924(a)(6) (2018)
Safe and Drug-Free Schools and Communities Act, 20 U.S.C. §§ 7101, 7111-7121 (2018).

**PHOENIX-TALENT SCHOOLS
2023-2024**

School Board Meeting Dates

<i>Date</i>	<i>Meeting</i>	<i>Place</i>	<i>Time</i>
JULY 2023			
July 6	Regular Board Meeting	Dist. Off.	6:00 p.m.
July 20	Summer Board Retreat	*TBD	6:00 p.m.
AUGUST 2023			
August 10	Regular Board Meeting	OHES	6:00 p.m.
SEPTEMBER 2023			
September 7	Regular Board Meeting	PES	6:00 p.m.
September 21	Regular Board Meeting	PES	6:00 p.m.
OCTOBER 2023			
October 5	Regular Board Meeting	PHS	6:00 p.m.
October 19	Regular Board Meeting	PHS	10:00 a.m.
NOVEMBER 2023			
November 2	Regular Board Meeting	TMS	6:00 p.m.
November 16	JAB Work Session	*TBD	6:00 p.m.
DECEMBER 2023			
December 7	Regular Board Meeting	TES	6:00 p.m.
JANUARY 2024			
January 4	Regular Board Meeting	PES	6:00 p.m.
January 18	Board Work Session	Dist. Off	6:00 p.m.
FEBRUARY 2024			
February 1	Regular Board Meeting	OHES	6:00 p.m.
February 15	Regular Board Meeting	OHES	6:00 p.m.
MARCH 2024			
March 7	Regular Board Meeting	PHS	6:00 p.m.
APRIL 2024			
April 4	Regular Board Meeting	TMS	6:00 p.m.
April 18	Regular Board Meeting	TMS	10:00 a.m.
MAY 2024			
May 2	Regular Board Meeting	TES	6:00 p.m.
May 16	Regular Board Meeting	TES	6:00 p.m.
JUNE 2024			
June 6	Regular Board Meeting	PES	6:00 p.m.
June 20	Regular Board Meeting	PES	6:00 p.m.

NOTE: Executive Session may precede Regular Board Meetings

*TBD: To Be Determined



PHOENIX-TALENT SCHOOLS

EXCELLENCE *for* EVERYONE

To: Board Members

From: Denise Skinner

Date: April 24, 2023

Re: Declaration of Surplus Item

Facilities Director Jon McCalip would like the following item declared as surplus.

- 1995 Chevy G30 service truck.
- VIN# 1GBHG31K8SF253085

The truck will be sold at auction.

**SUMMARY OF TRANSFER SLOTS REPORT AS OF
4-27-23**

TRANSFERS OUT					
GRADE	NEW SLOTS	NEW FILLED	HARDSHIP	TOTAL 22-23 TR	Totals from 21-22
K	N/A	N/A	14	14	
1	N/A	N/A	11	11	
2	N/A	N/A	2	2	
3	N/A	N/A	7	7	
4	N/A	N/A	4	4	
5	N/A	N/A	3	3	
6	N/A	N/A	9	9	
7	N/A	N/A	6	6	
8	N/A	N/A	3	3	
9	N/A	N/A	14	14	
10	N/A	N/A	7	7	
11	N/A	N/A	7	7	
12	N/A	N/A	4	4	
TOTAL	0	0	91	91	69
MID-YEAR MOVE CONTINUATION				12	11
TOTAL RESIDENT STUDENTS OUTGOING TRANSFERS:				103	80

TRANSFERS-IN						
GRADE	NEW SLOTS	NEW FILLED	HARDSHIP	TOTAL 22-23 TR	UNFILLED SLOTS	Totals from 21-22
K	20	16	4	20	4	
1	10	6	3	9	4	
2	3	3	5	8	0	
3	3	0	6	6	3	
4	3	3	3	6	0	
5	3	3	5	8	0	
6	10	7	1	8	3	
7	10	7	1	8	3	
8	3	1	3	4	2	
9	10	8	5	13	2	
10	5	5	1	6	0	
11	0	N/A	6	6	N/A	
12	0	N/A	6	6	N/A	
TOTAL	80	59	49	108	21	126
MID-YEAR MOVE CONTINUATION				16		25
TOTAL NONRESIDENT STUDENTS INCOMING TRANSFERS:				124		151

**WAIT LIST INTERDISTRICT TRANSFER REQUESTS
FOR 2023-2024
Report as of 4/27/23**

REQUESTS FOR A TRANSFER OUT

GRADE	Proposed Slots	REQUESTS	CURRENT STUDENT
K	0	6	N/A
1	0	2	1
2	0	1	1
3	0	3	1
4	0	1	1
5	0	0	0
6	0	4	1
7	0	1	0
8	0	0	0
9	0	2	0
10	0	2	0
11	0	0	0
12	0	0	0
TOTAL	0	22	5
TOTAL RESIDENT STUDENTS REQUESTING AN OUTGOING TRANSFER: 22			

REQUESTS FOR A TRANSFER IN

GRADE	Proposed Slots	REQUESTS	CURRENT STUDENT
K	20	6	N/A
1	10	1	0
2	3	1	1
3	3	1	0
4	3	1	0
5	3	1	1
6	10	0	0
7	10	1	0
8	3	0	0
9	10	0	0
10	5	0	0
11	0	1	1
12	0	0	0
TOTAL	48	13	3
TOTAL NONRESIDENT STUDENTS REQUESTING AN INCOMING TRANSFER: 13		Note: All District programs and special services are reserved for resident students first.	

OSBA Model Sample Policy

Code:
Adopted:

GCBDF/GDBDF

Paid Family Medical Leave Insurance * (Version 2)

{Optional policy. This version is designed for districts providing an equivalent plan instead of using Paid Leave Oregon.}

The district provides an equivalent plan for paid family and medical leave and does not participate in Paid Leave Oregon. This plan [\[has been approved\]](#) by the Employment Department.^{1} The district will file the Oregon Quarterly Tax Report as required.

The district will make available a notice poster that outlines the requirements and procedures for the equivalent plan.² This poster will be displayed in each of the district's buildings or worksites in an area that is accessible to and regularly frequented by employees. This poster will be provided³ to remote employees upon hire or assignment to remote work.

END OF POLICY

Legal Reference(s):

[ORS 657B.210 – 657B.260](#)

[OAR 471-070-2200 - 2460](#)

^{1} Deadlines for the district to file an exemption application can be found on OAR 471-070-2205. Application requirements can be found in OAR 471-070-2210.

² For poster requirements, see OAR 471-070-2330.

³ By hand delivery, regular mail, or through an electronic delivery method.



PHOENIX-TALENT SCHOOLS

EXCELLENCE *for* EVERYONE

Board Meeting - 6:00 PM

Thursday, May 18, 2023

In-Person at Talent Elementary School

Join the Zoom Meeting:

<https://us02web.zoom.us/j/88009430941?pwd=dzNGalRJSkduN1d4dkEvVHJLdjEwZz09>

Meeting ID: **880 0943 0941** Passcode: **736032**

AGENDA

- A. Executive Session – 5:30 p.m.
In accordance with the provisions of ORS 192.660 (2)
- B. Call to Order - 6:00 p.m.
- C. Accentuate the Positive - 6:05 p.m.
- D. Student Representative Report - 6:15 p.m.
- E. Citizen Comments - 6:20 p.m.
- F. Superintendent Report - 6:50 p.m.
- G. Program Report from Instructional Coaches – 6:55 p.m.
- H. Consent Agenda - 6:55 p.m.
 - 1. Approval of Agenda
 - 2. Approval of Minutes from 5/04/23
 - 3. Personnel Report
- I. Action Items – 7:00 p.m.
 - 1. Board Meeting Calendar for 23-24
 - 2. Declaration of Surplus Item
 - 3. Interdistrict Transfers
 - 4. Board Policy GCBDF/GDBDF- Paid Family Medical Leave Insurance
- J. Recess - 7:20 - 7:30 p.m.
- K. Information and Discussion – 7:30
 - 1. Student Representative Discussion
 - 2. Facilities/Bond Update
 - 3. Financial Update
 - 4. Legislative / OSBA Update
 - 5. Community Recovery Update
 - 6. Board Policy JFCF-AR(1) – Hazing, Harassment, Intimidation, Bullying, Menacing, Cyberbullying, or Teen Dating Violence Reporting Procedures - Student
- L. Review of the Next Meeting Agenda - 7:50 p.m.
- M. Adjournment - 7:55 p.m.