



**Lawton Public Schools Board of Education  
Special Meeting  
October 29, 2018 4:30 PM  
Shoemaker Center Auditorium  
753 NW Fort Sill Blvd  
Lawton, Oklahoma 73507**

## **AGENDA**

The Board reserves the right to consider, take up and take action on any agenda item in any order, except as to items 1-3. The Board may discuss, make motions, and vote on all matters appearing on the agenda. Such vote may be to adopt, reject, table, reaffirm, rescind, or to take no action on any item. Any person with a disability who needs special accommodations to attend the Board of Education meeting should notify the Clerk of the Board at least 24 hours, to the extent possible, prior to the scheduled time of the Board meeting. The telephone number is 580-357-6900. At the time and place designated, the Board will consider and act upon the matters set out on the Agenda for this meeting as follows:

1. Call to Order, Pledge of Allegiance, Roll call, and Establish a Quorum
2. Continuation of the Due Process Hearing for Kyle Smith, a certified Administrator. THE HEARING COMMENCED AUGUST 7, 2018 WITH THE FOLLOWING ITEMS:
  - 2.a. The board president, or designee, will convene the hearing, state the purpose of the hearing, introduce the parties and administer an oath to all individuals who will testify. Upon the request of either party, the president may exclude from the hearing room the witnesses not at the time under examination. A party to the proceeding and his/her designee shall not be excluded.
  - 2.b. Opening statement by Superintendent Deighan or designee.
  - 2.c. Opening statement by Mr. Smith or designee
  - 2.d. Presentation of Superintendent Deighan's witnesses and evidence, followed by cross-examination of witnesses by Mr. Smith or designee.
  - 2.e. Questions by board members may be asked following the presentation of each witness. THE HEARING RECONVENED AUGUST 13, 2018 WITH THE FOLLOWING ITEMS:
    - 2.f. Continuation of presentation of Superintendent Deighan's witnesses and evidence, followed by cross-examination of witnesses by Mr. Smith or designee.
    - 2.g. Questions by board members may be asked following the presentation of each witness.
    - 2.h. Presentation of Mr. Smith's witnesses and evidence, followed by cross-examination of witnesses by Superintendent Deighan or designee.

2.i. Questions by board members may be asked following the presentation of each witness.  
THE HEARING RECONVENED SEPTEMBER 27, 2018 WITH THE FOLLOWING ITEMS:

2.j. Continuation of presentation of Mr. Smith's witnesses and evidence, followed by cross-examination of witnesses by Superintendent Deighan or designee.

2.k. Questions by board members may be asked following the presentation of each witness.  
THE HEARING CONTINUED OCTOBER 15, 2018 WITH THE FOLLOWING ITEMS:

2.l. Presentation of rebuttal and surrebuttal witnesses and evidence. THE HEARING SHALL CONTINUE OCTOBER 29, 2018 WITH THE FOLLOWING ITEMS:

2.m. Presentation of rebuttal and surrebuttal witnesses and evidence.

2.n. Closing argument by Superintendent Deighan or designee.

2.o. Closing argument by Mr. Smith or designee.

3. Proposed executive session to deliberate on the recommended non-reemployment of Kyle Smith. [Authorized by OKLA. STAT. tit. 25 Section 307 (B)(1) and (7) of the Oklahoma Open Meeting Act]

4. Motion and vote to convene in executive session.

5. Motion and vote to acknowledge the Board's return to open session.

6. Board President's Statement of Executive Session minutes.

7. Motion and vote on motion to accept or reject Superintendent Deighan's recommendation of non-reemployment of Kyle Smith and findings of fact upon which the board's decision is based.

8. Motion and vote to accept any employee resignations that have been submitted since the last board of education meeting or enter into any resignation agreement submitted since the last board of education meeting. The board reserves the right, pursuant to OKLA. STAT. tit. 25 § 307 (B)(1) and (7) to vote to go into any executive session to discuss any tendered resignation or agreement. If the board does go into executive session it will take the following actions prior to any motion and vote:

8.a. Motion and vote to convene in executive session to consider employee resignations and/or agreements.

8.b. Motion and vote to return to open session.

8.c. Board president's statement of executive session minutes.

9. Adjournment (motion and vote).

10. The Lawton Public School District encourages participation from all of its patrons. If participation at any public meeting is not possible due to a disability, notification to the Clerk of the Board of Education at 580-357-6900, extension 2074, at least 24 hours prior to the scheduled meeting is encouraged to make the necessary accommodations. The district may waive the 48-hour rule if an interpreter for the deaf (signing) is not the necessary accommodation.

11. Time of Posting: 3:30 p.m. Date of Posting: October 25, 2018 Place of Posting: Foyer of Shoemaker Center, 753 NW Fort Sill Blvd. Posted by: Tom Deighan, Superintendent Notice of Meeting was given to the Comanche County Clerk at 10:01 a.m. on the 2th day of October 2018 by Kathy Bentley.

Time of Posting: 3:30 P.M.  
Date of Posting: October 10, 2019  
Place of Posting: Foyer of Shoemaker Center, 753 NW Fort Sill Blvd.

Posted by: \_\_\_\_\_

Dr. Tom Thomas, Interim Superintendent