

L'Anse Creuse
PUBLIC SCHOOLS
BOARD OF EDUCATION
SPECIAL MEETING MINUTES
JULY 13, 2021 – 2:30 P.M.

D.12.d.

The Board of Education of the L'Anse Creuse Public Schools district convened a Special Meeting on Tuesday, July 13, 2021 at 2:30 p.m. at the Harry L. Wheeler Community Center and Administrative Offices, 24076 F.V. Pankow Boulevard, Clinton Township, Michigan.

A. Call to Order, Pledge of Allegiance and Roll Call

Mrs. Hilary Dubay, President, called the Special Board Meeting to order at 2:30 p.m.

Roll Call

Present: Mrs. Hilary Dubay, President
Mrs. Amelia Servial, Vice President
Mrs. Sharon Ross, Secretary
Dr. Terri Spencer, Treasurer (arrived at 2:34 p.m.)
Mrs. Mary Hilton, Trustee (arrived at 2:55 p.m.)
Mr. Adam Lipski, Trustee
Mr. Shane Sellers, Trustee

Also Present: Mrs. Nicolette Trask, Executive Assistant to the Superintendent

B. Approval of the Agenda

Motion by Mrs. Servial, supported by Mrs. Ross, to approve the July 13, 2021 Special Board Meeting agenda as presented.

Yes: All
No: None
Motion carried.

C. Hearing of School District Patrons

No patrons addressed the Board at this time.

D. Closed Session – Legal Opinion

Motion by Mrs. Servial, supported by Mrs. Ross, to move into Closed Session pursuant to Section 8(h) of the Open Meetings Act regarding a legal opinion at 2:32 p.m.

Roll Call Vote:

Yes: Servial, Ross, Spencer, Sellers, Lipski, Dubay
No: None
Motion carried.

Dr. Spencer arrived at 2:34 p.m. and Mrs. Hilton arrived at 2:55 p.m.

Motion by Mrs. Servial, supported by Mrs. Hilton, to reconvene to Special Session at 3:31 p.m.

Roll Call Vote:

Yes: Servial, Hilton, Dubai, Spencer, Lipski, Sellers, Ross

No: None

Motion carried.

E. Other Matters

Motion by Mrs. Servial, supported by Mrs. Hilton, to adopt the following Resolution to Censure Shane Sellers and include the Resolution in the minutes.

*L'Anse Creuse Public Schools
Board of Education
Resolution*

L'Anse Creuse Public Schools, Macomb County, Michigan (the "District")

A special meeting of the board of education of the District (the "Board") was held in the Harry L. Wheeler Community Center and Administrative Offices, in the District, on the 13th day of July, 2021 at 2:30 o'clock in the afternoon.

The Meeting was called to order by Hilary Dubai, President.

Present:

Absent:

The following preamble and resolution were offered by Member: and supported by Member:

WHEREAS:

1. It was alleged that Trustee Sellers violated Board Policies and Procedures, abused his authority as a board trustee, and engaged in conduct that gives the appearance of impropriety when he:
 - a. shared closed session discussions with members of the community;
 - b. used his District-issued badge so that he and a friend could gain entry to L'Anse Creuse High School-North on a weekend when the building was closed, which triggered the intruder alarm and caused significant expense to the District, including for an unnecessary law enforcement patrol dispatch and mandatory custodial costs; and
 - c. sat with the girls' basketball team and entered the girls' locker room during a girls' basketball game; and
2. The Board provided Trustee Sellers an opportunity to respond to the allegations both in writing and at a meeting of the Board; and
3. On May 17, 2021, Trustee Sellers formally responded to the allegations; and
4. Trustee Sellers recused himself from the closed session held on this date; and
5. The Board has carefully considered Trustee Sellers' responses.

MINUTES OF THE SPECIAL MEETING OF JULY 13, 2021 - PAGE 3

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board finds that Trustee Sellers:
 - a. shared closed session discussions with members of the community;
 - b. used his District-issued badge so that he and a friend could gain entry to L'Anse Creuse High School-North on a weekend when the building was closed, which triggered the intruder alarm and caused significant expense to the District, including for an unnecessary law enforcement patrol dispatch and mandatory custodial costs; and
 - c. sat with the girls' basketball team and entered the girls' locker room during a girls' basketball game.
2. The Board finds that Trustee Sellers' behavior violates Article III, Section 2 and Article VI, Section 7 of Board Policies and Board Operating Procedures 1.2, 2.3.2, and 3.1.
3. The Board finds that Trustee Sellers abused his position as a trustee for personal gain.
4. The Board finds that Trustee Sellers' behavior gives the appearance of impropriety and is unbecoming of a Board Trustee.
5. The Board finds that Trustee Sellers' behavior discredits and adversely and materially impacts the District.
6. The Board hereby censures Trustee Sellers for the conduct described in this Resolution.
7. The Board encourages Trustee Sellers to reimburse the District for the costs associated with his unauthorized entry of the L'Anse Creuse High School-North, including the custodial costs and costs for the unnecessary patrol dispatch.
8. The Board directs Trustee Sellers that in the future, his presence on District property and at District functions and events will be subject to the same rules and procedures that apply to all other members of the community.
9. The Board directs Trustee Sellers that he is prohibited from entering a locker room or bathroom or other area where students have an expectation of privacy.
10. The Board will consider any violation of the directives in this Resolution to constitute criminal trespass.
11. The Board authorizes administration to enforce this resolution, including by contacting appropriate law enforcement agencies in the event Trustee Sellers violates this Resolution by engaging in criminal trespass.
12. All Policies, Operational Procedures, resolutions and parts of resolutions that conflict with this Resolution are rescinded.

Ayes:

Nays:

Resolution declared adopted.

Secretary, Board of Education

The undersigned duly qualified and acting Secretary of the Board of Education of L'Anse Creuse Public Schools, Macomb County, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by the Board at the Meeting, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the Meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, Public Acts of Michigan, 1976, as amended).

Secretary, Board of Education

Discussion followed.

Roll Call Vote:

Yes: Servial, Hilton, Dubay, Ross, Lipski

No: Spencer, Sellers

Motion carried. Resolution declared adopted at 3:31 p.m.

The Board held discussion on upcoming meetings and a future board workshop.

F. Adjournment

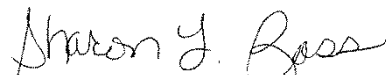
Motion by Mr. Sellers, supported by Mrs. Servial, to adjourn the meeting. The meeting was adjourned at 3:36 p.m.

Yes: All

No: None

Motion carried.

Respectfully submitted,



Sharon L. Ross, Secretary
Board of Education

SLR:nt