

BP 2330 QUORUM AND VOTING

References:

Education Code Sections 70902(b)(13), 72000(d)(3), 81310 et seq., 81365, 81379, 81430-81433, 81470-81474, 81510 and 81511;
Government Code Section 53094, 54950, et seq.;;
Code of Civil Procedure Section 1245.240
Title 5, Section 58307

A quorum of the Board shall consist of a simple majority of the members.

All motions will be passed by majority vote of all the membership constituting the governing board, except as noted below.

No action shall be taken by secret ballot. The Board will publicly report any action taken in open session and the vote or abstention of each individual member present.

The following actions require a two-thirds majority vote of all members of the Board of Trustees:

- Resolution of intention to sell or lease real property (except where a unanimous vote is required);
- Resolution of intention to dedicate or convey an easement;
- Action to declare the District exempt from the approval requirements of a planning commission or other local land use body;
- Transfer of District funds from reserve for contingencies to any expenditure classification.
- Lease of District real property for a term not exceeding three months having a residence thereon, which cannot be developed for District purposes because of the unavailability of funds.
- Resolution of intention to exchange District real property for the real property of another person or private business.
- Resolution to condemn real property.
- As may be otherwise required by law.

The following actions require a unanimous vote of all members of the Board of Trustees:

- Resolution authorizing the sale, exchange, grant or quitclaim of all or any interest in, or lease, to another public entity for a term not exceeding 99 years, of District real property not needed for classroom purposes.
- Sale of District personal property not needed for school purposes and the value of which does not exceed \$5,000.
- Exchange of District real property to settle a dispute with adjacent owner of real property.
- Resolution to enter into and be a party to a community lease for the extraction and taking of gas, not associated with oil, from real property owned by the District and other parties.
- As may be otherwise required by law.

Date Adopted: September 16, 2008

Revised: September 15, 2015

(Replaces, in part, Policy 1010)