

BYLAWS OF THE BOARD

Executive Sessions

Pursuant to the Open Meetings Act, the board may meet in closed session as allowed by law. The following purposes are given by way of example, and not limitation:

1. To consider the dismissal, suspension, or disciplining of, or to hear complaints or charges brought against, a member, employee, or individual agent, when the named person requests a closed hearing.
2. To consider the dismissal, suspension, or disciplining of a student when the student or the student's parents or guardian request a closed hearing.
3. For strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement when either negotiating party requests a closed hearing.
4. To consider the purchase or lease of real property up to the time an option to purchase or lease that real property is obtained.
5. To consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, but only when an open meeting would have a detrimental financial effect on the litigating or settlement position of the board.
6. To review the specific contents of an application for employment or appointment to public office when the candidate requests that the application remain confidential. However, all interviews by the board for employment or appointment to public office shall be held in an open meeting.
7. To conduct the evaluation of a public officer or employee if the public officer or employee requests a closed session.
8. To consider material exempt from discussion or disclosure by state or federal statute.

A four-member open meeting roll call vote of the members elect is required to call an executive session, and the purpose or purposes for the closed session shall be entered in the minutes of the meeting at which the vote is taken. Attendance at executive sessions is limited to the members of the board, the superintendent, and such other persons as they wish to invite.

The executive session shall be recorded in separate minutes, which shall not be a matter of public record except as provided in P.A. 267. The minutes shall include the time, date, and place of meeting; members present and members absent; the purpose or purposes for which the executive session is called; a brief summary of the discussion; and an indication that only matters for which the meeting was called were discussed.

No official action shall be taken during executive session. Any action taken on such matters shall be taken in a public meeting and recorded in the minutes of that meeting.

In keeping with the confidential nature of executive sessions, no member of the board shall disclose the content of discussions that take place during such sessions. The only exceptions will be discussions with the district's legal counsel or as directed by an order of a court with proper jurisdiction.

Legal Reference:

Michigan Open Meetings Act 267, 1976 as amended

Policy

Adopted: 05-09-77

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