

Board Bylaw

Minutes and Recordings

BB 9324

Board Bylaws

The Governing Board recognizes that maintaining accurate minutes of Board meetings helps foster public trust in Board governance and provides a record of Board actions for use by district staff and the public.

The Secretary of the Board shall keep minutes and record all official Board actions. The Board's minutes shall be public records and shall be made available to the public upon request. (Education Code §§ 35145(a), 35163)

The minutes of Board meetings shall include, but not be limited to:

1. A notation of which Board members are present, in person or by teleconference, and whether a member is not present for part of the meeting due to late arrival and/or early departure
2. If requested by the Board on a specific agenda item, a brief summary of the Board's discussion on that agenda item
3. If requested by the Board at a Board meeting, a summary of the public comments made on agenda items and non-agenda topics
4. The specific language of each motion and the names of the Board members who made and seconded the motion
5. Preferential votes cast by the student Board members (Education Code §35012)
6. Any action taken by the Board, and the vote or abstention on that action of each Board member present (Education Code § 35145; Government Code § 54953).

Upon request by a student's parent/guardian, or by the student if age 18 or older, the minutes shall not include the student's or parent/guardian's address, telephone number, date of birth, or email address, or the student's name or other directory information as defined in Education Code 49061. The request to exclude such information shall be made in writing to the secretary or clerk of the Board. (Education Code § 49073.2)

The Superintendent or designee shall distribute a copy of the draft minutes of the previous Board meetings within the agenda of a subsequent regular meeting. The Board shall approve the minutes as circulated or with necessary amendments.

Upon approval by the Board, the minutes shall be signed by the Board Clerk.

Official Board minutes and recordings shall be stored in a secure location and shall be retained in accordance with law.

Recording or Broadcasting of Meetings

The District may tape, film, stream, or broadcast the Open Session of any Board meeting. At the beginning of the meeting, the Board President shall announce that a recording or broadcasting is being made at the direction of the Board and that the recording or broadcast may capture images and sounds of those attending the meeting. As practicable, the recorder or camera shall be placed in plain view of meeting participants.

Legal References:

EDUCATION CODE

35012 Number of members; terms; student board members

35145 Public meetings

35163 Official actions, minutes and journals

35164 Vote requirements

49061 Student records; definitions

49073.2 Privacy of student and parent/guardian personal information

GOVERNMENT CODE

54952.2 Meeting defined

54953 Meetings

54953.5 Audio or video recording of proceedings

54953.6 Broadcasting of proceedings

54957.2 Closed sessions; clerk; minute book

54960 Violations and remedies

PENAL CODE

632 Unlawful to intentionally record a confidential communication without consent

CODE OF REGULATIONS, TITLE 5

16020-16027 Classification and retention of records