

BOARD POLICY 2315 CLOSED SESSIONS

Closed sessions of the Board shall only be held as permitted by applicable legal provisions including but not limited to the Brown Act, California Government Code and California Education Code. Matters discussed in closed session may include:

- The appointment, employment, evaluation of performance, discipline or dismissal of a public employee;
- Charges or complaints brought against a public employee by another person or employee, unless the accused public employee requests that the complaints or charges be heard in an open session. The employee shall be given at least twenty-four (24) hours written notice of the closed session.
- Advice of counsel on pending litigation, as defined by law;
- Consideration of tort liability claims as part of the district's membership in any joint powers agency formed for purposes of insurance pooling;
- Real property transactions;
- Threats to public security;
- Review of the District's position regarding labor negotiations and giving instructions to the District's designated negotiator;
- Discussion of student disciplinary action, with final action taken in public;
- Conferring of honorary degrees;
- Consideration of gifts from a donor who wishes to remain anonymous;
- To consider a response to a confidential draft audit report from the Bureau of State Audits.

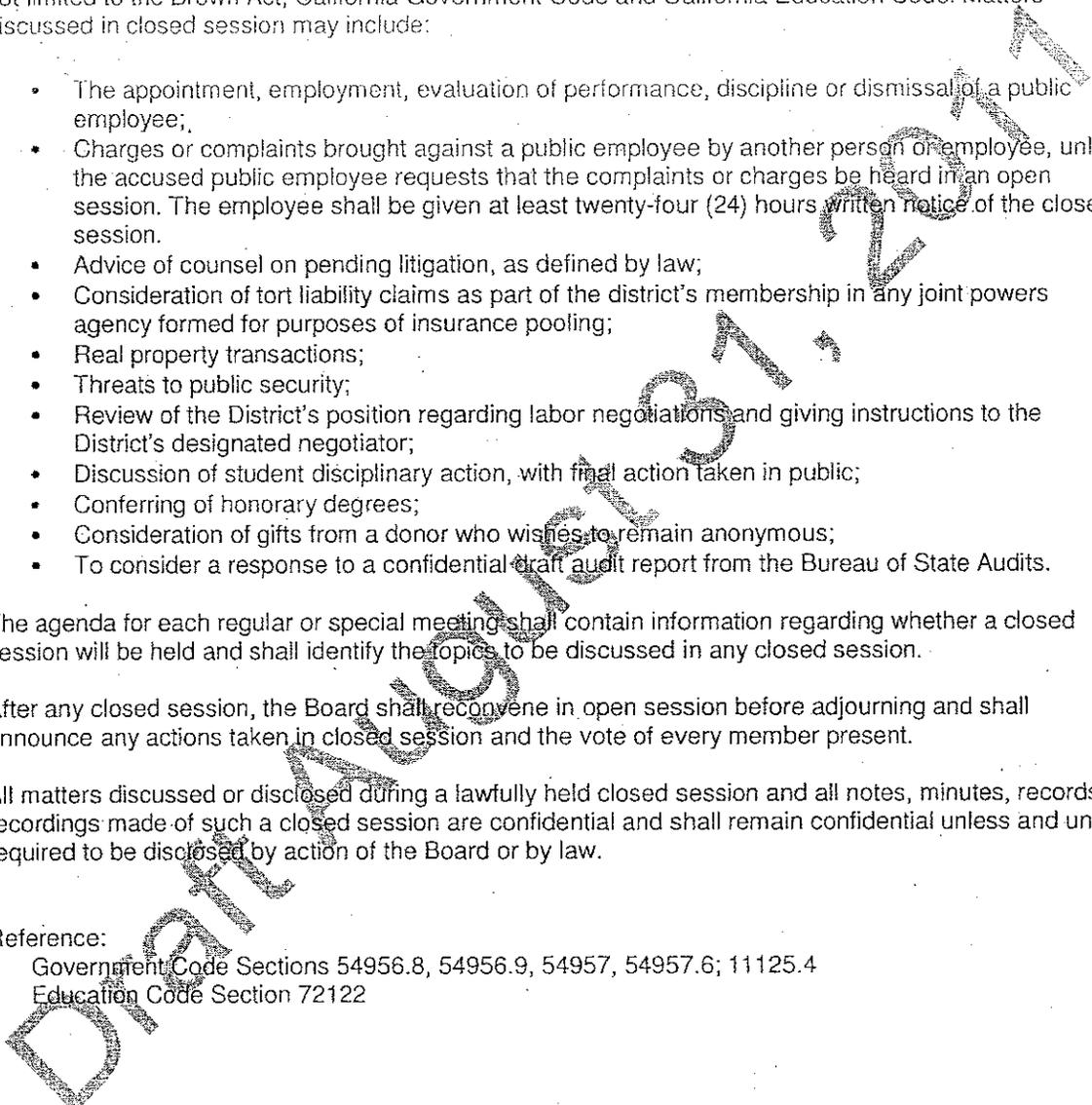
The agenda for each regular or special meeting shall contain information regarding whether a closed session will be held and shall identify the topics to be discussed in any closed session.

After any closed session, the Board shall reconvene in open session before adjourning and shall announce any actions taken in closed session and the vote of every member present.

All matters discussed or disclosed during a lawfully held closed session and all notes, minutes, records or recordings made of such a closed session are confidential and shall remain confidential unless and until required to be disclosed by action of the Board or by law.

Reference:

- Government Code Sections 54956.8, 54956.9, 54957, 54957.6; 11125.4
- Education Code Section 72122



Policy 1.10 Meetings of the Board of TrusteesA. ANNUAL ORGANIZATIONAL MEETING.

The annual organizational meeting for the Board of Trustees will be the first regular meeting in December. At the meeting, the Board will elect a President and Vice President and appoint a Secretary to the Board. The Vice President of the Board will preside over the Board meetings in the absence of the President. The Chancellor will generally be appointed as Secretary to the Board.

B. REGULAR MEETINGS.

The Board will meet twice monthly on the second and fourth Tuesdays, at 7 p.m. As a general policy, meetings will be held in the District Board Room at 333 East Eighth Street in Oakland. Meetings may also be held at other locations in accordance with applicable statutes and codes.

C. TIME OF REGULAR MEETINGS.

Regular meetings of the Board will be no earlier than 5:00 p.m. The time at which a specific meeting will begin will be stated on the official agenda, which is available at least 72 hours before the meeting. The meeting will usually begin with closed session at 5:00 p.m. The meeting then will be reopened to the public to consider the balance of the agenda at or after 7:00 p.m. On the occasions when there are no matters to be considered in closed session, the meetings will begin at 7:00 p.m.

D. SPECIAL MEETINGS AND EMERGENCY MEETINGS.

Special and Emergency meetings of the Board may be called in accordance with applicable statutes and codes.

E. ADJOURNED MEETINGS.

A regular meeting may be adjourned to a future date as the Board may determine.

F. CLOSED SESSION OF THE BOARD.

All meetings of the Peralta Community College District Board of Trustees shall be open to the public.

1. Closed sessions of the Board shall only be held as permitted by law. As a general policy, closed session meetings will begin no earlier than 5:00 p.m. The President of the Board will convene the meeting into regular session, subsequent to the closed session, for the purpose of announcing actions voted upon in closed session as required by applicable statutes and codes.

2. All matters discussed or disclosed during a closed session and all notes, minutes, records or recordings made of such a session are confidential and shall remain confidential unless and until required to be disclosed by action of the Board or by law.

G. Budget Hearing Meeting.

A public hearing of the budget will be held annually prior to its adoption by the Board.

H. ORDER OF BUSINESS AND PROCEDURE.

Four members of the Board will constitute a quorum for the transaction of business. An affirmative vote of four, a majority, of board members will be required for the passage of a motion. Abstentions shall not be considered an affirmative vote.

1. The agenda of the meetings will be prepared by the Board President, in consultation with the Vice President and the Chancellor of the District. A Board member may request an item to be placed on the agenda by submitting it in writing to the Chancellor prior to 12 Noon on the eighth working day preceding the Board meeting. As a matter of regular course, the Board member will work with the Chancellor and Board President in a