



1.26.2023 Agenda Special Meeting of Trustees

The special meeting of the Board of Trustees of School District #35 has been scheduled for **January 26, 2023 at 10:00 A.M. in the boardroom.**

Call to Order

Public Comment - Non Agenda Items

New Business

Superintendent Evaluation

Adjournment

Excerpt from GGS Policy #1441- Audience Participation

Audience Participation

The Board recognizes the value of public comment on educational issues and the importance of involving members of the public in its meetings. The Board also recognizes the statutory and constitutional rights of the public to participate in governmental operations. To allow fair and orderly expression of public comments, the Board will permit public participation through oral or written comments during the “public comment” section of the Board agenda and prior to a final decision on a matter of significant interest to the public. The Chairperson may control such comment to ensure an orderly progression of the meeting.

Individuals wishing to be heard by the Chairperson shall first be recognized by the Chairperson. Individuals, after identifying themselves, will proceed to make comments as briefly as the subject permits. The Chairperson may interrupt or terminate an individual’s statement when appropriate, including when statements are out of order, too lengthy, personally directed, abusive, obscene, or irrelevant. The Board as a whole shall have the final decision in determining the appropriateness of all such rulings. It is important for all participants to remember that Board meetings are held in public but are not public meetings. Members of the public shall be recognized and allowed input during the meeting, at the discretion of the Chairperson.

Cross Reference: 1420 School Board Meeting Procedure

Legal Reference: Article II, Section 8, Montana Constitution – Right of participation
Article II, Section 10, Montana Constitution – Right of privacy

§§ 2-3-101, et seq., MCA

Notice and Opportunity to Be

Heard

Closed Sessions

Under Montana law, the Board may meet in closed sessions to consider matters of individual privacy. Before closing a meeting, the presiding officer must determine that the demands of individual privacy exceed the merits of public disclosure and so state publicly before going into closed session. The Board also may go into closed session to discuss a strategy to be followed with respect to litigation, when an open meeting would have a detrimental effect on the litigating position of the District. This exception does not apply if the litigation involves only public bodies or associations as parties. Before closing a meeting for litigation purposes, the District may wish to consult legal counsel on the appropriateness of this action. No formal action shall take place during any closed session.

Cross Reference: 1400R School Board Meeting

Legal References: § 2-3-103, MCA Public participation – governor to ensure guidelines adopted

§ 2-3-104, MCA Requirements for compliance with notice provisions

§ 2-3-105, MCA Supplemental notice by radio or television

§ 2-3-201, MCA Legislative intent – liberal construction

§ 2-3-202, MCA Meeting defined

§ 2-3-203, MCA Meetings of public agencies and certain associations

of public agencies to be open to public – exceptions

§ 20-3-322, MCA Meeting and quorum

§ 20-9-115, MCA Notice of final budget meeting

§ 20-9-131, MCA Final budget meeting

10.55.701, ARM Board of Trustees