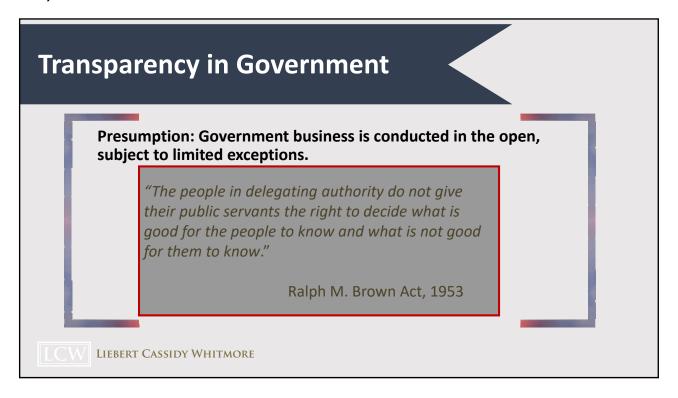
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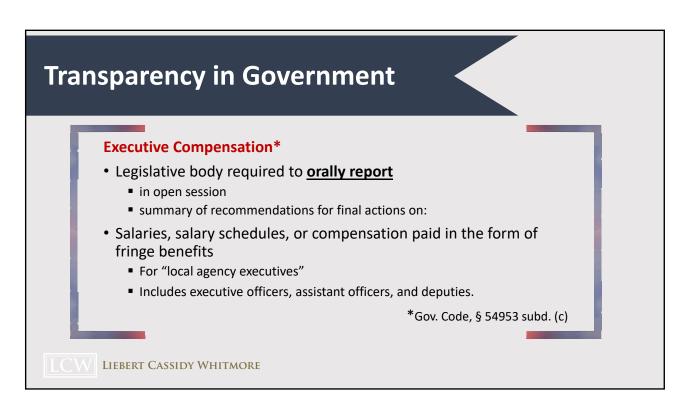




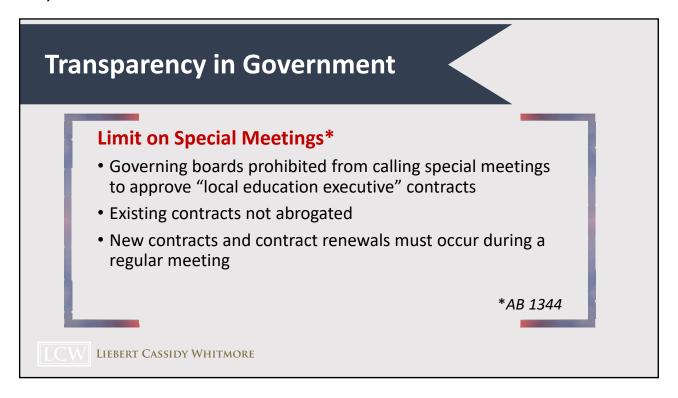


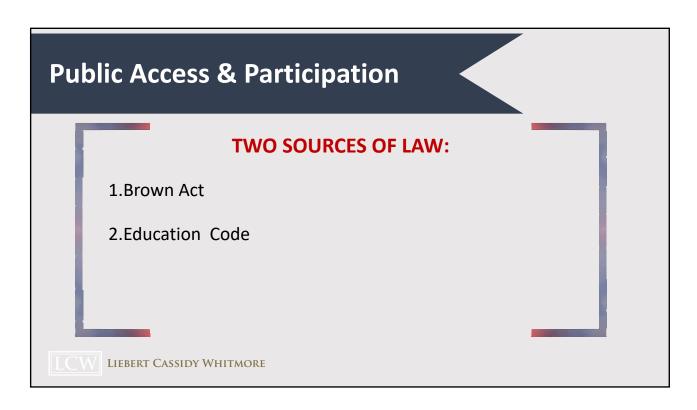
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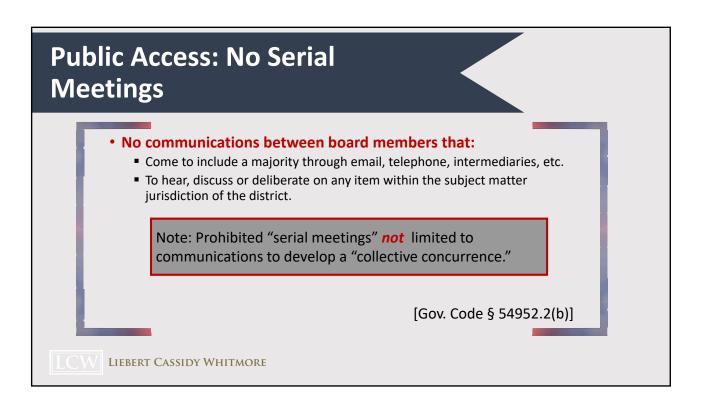




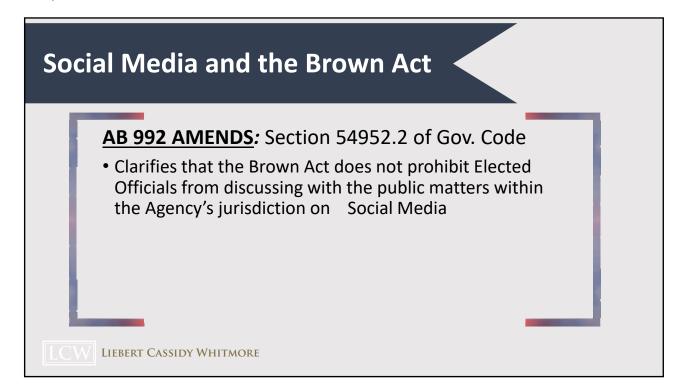


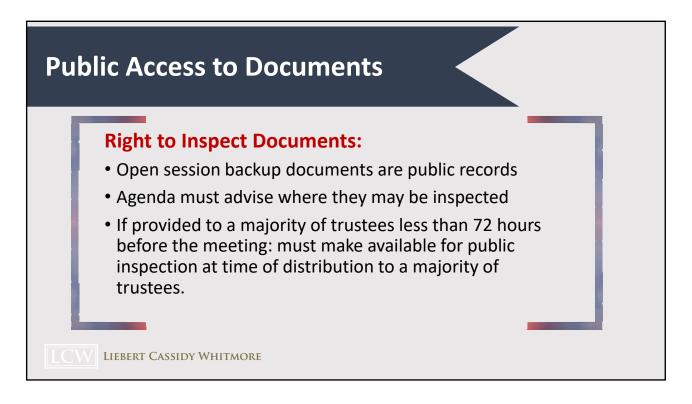
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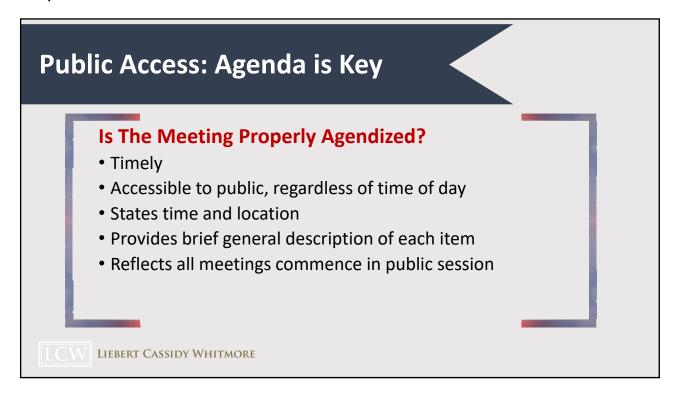


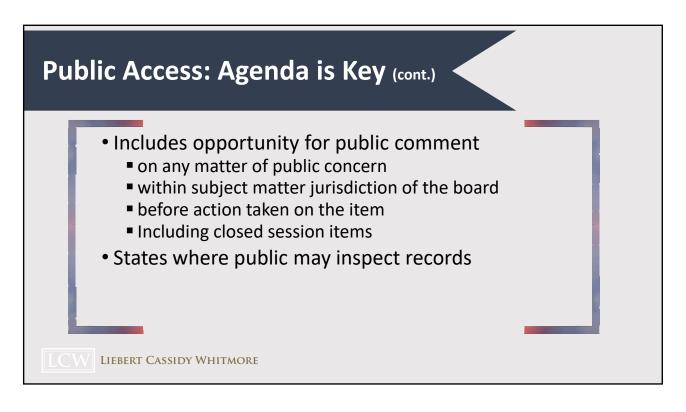
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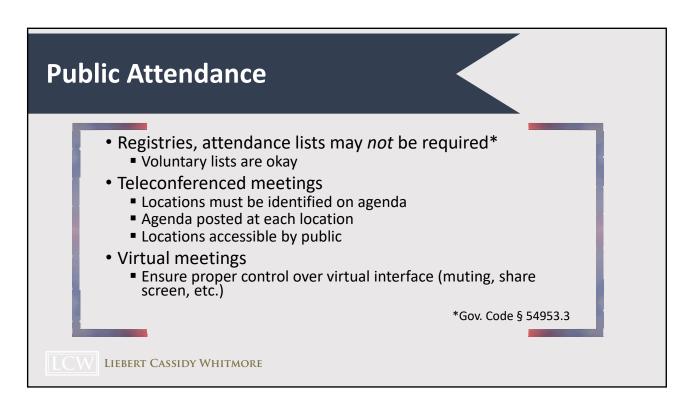
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Presented by: Laura Schulkind

Governor's Executive Orders

- Exec. Order N-29-20 (March 17, 2020) temporarily waives several requirements for teleconferenced meetings such as:
 - Identification of location on agenda
 - Accessibility of location to public
 - Ability to address legislative body at each location
 - Physical posting of agenda at locations
 - Quorum within jurisdiction of district

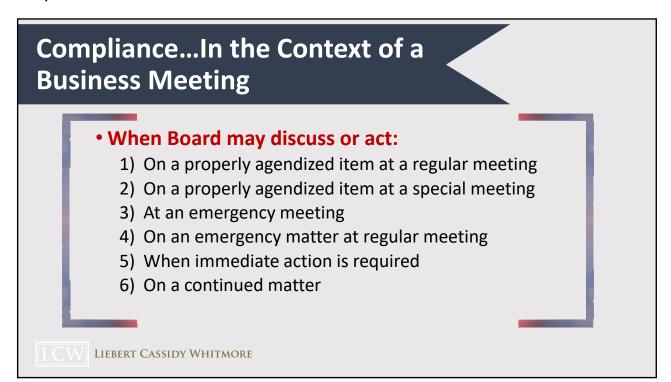
LCW LIEBERT CASSIDY WHITMORE

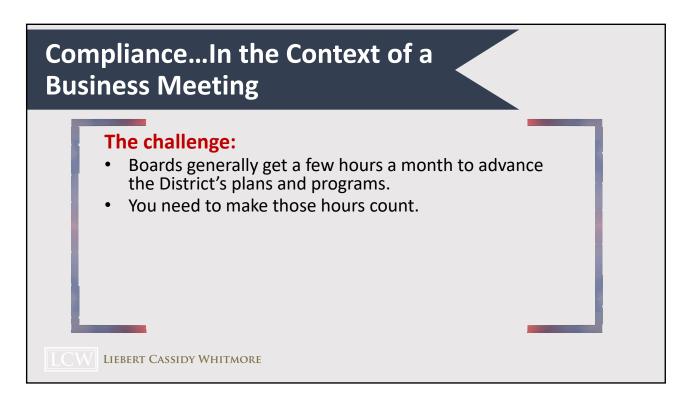
Governor's Executive Orders

- Exec. Order N-35-20 (March 21, 2020) allows:
 - Serial/simultaneous updates about declared emergency
 - Members of legislative body may ask questions during updates
 - Updates and questions without the public's access or attendance

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Presented by: Laura Schulkind

Running Efficient (and Brown Act Compliant) Business Meetings

Four areas where boards can build efficiency and productivity:

- 1. Exercise board authority to impose content neutral rules on public
- Time management
- 3. Effective/lawful use of closed session
- 4. Effective/lawful use of special & emergency meetings and board committees: "lawful agility"



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Productive Compliance: Managing Public Comment

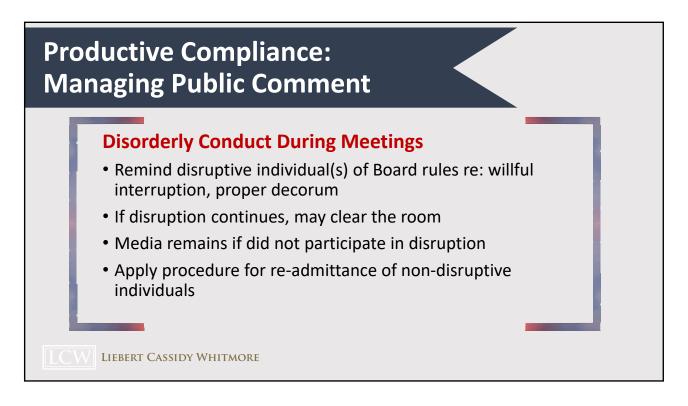
- 1. Board authority to impose content neutral rules on public comment
- May adopt reasonable, neutral, regulations
 - Timing--so long as it is before Board acts on an item
 - Length--Be consistent
- May prohibit comments outside body's jurisdiction
- May control timing of matters agendized by public
- May prohibit disorderly conduct



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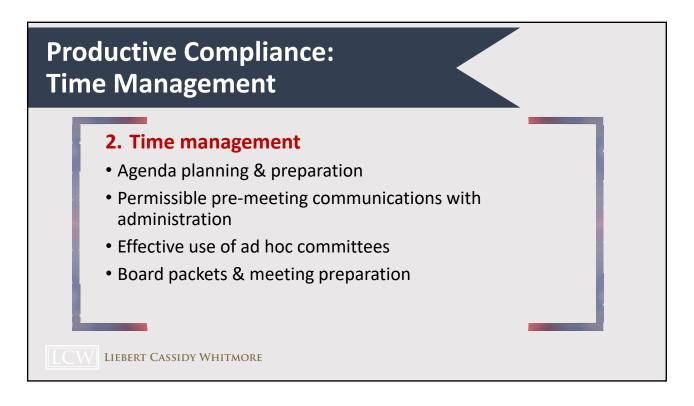
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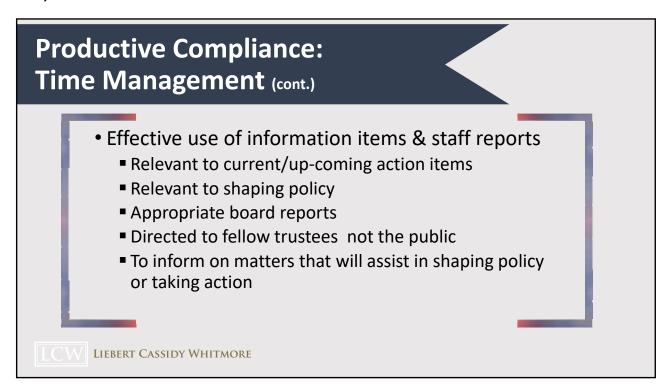


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Presented by: Laura Schulkind

Productive Compliance: Time Management

- Agenda Preparation/Prioritization
 - Right of public to place items on a future agenda; not right to control which agenda
 - Board president discretion/authority to prioritize board member requests
 - Board president planning with Chancellor
 - Consider timing of public hearings & items of high public interest
 - Consider timing of lengthy closed session items
 - o Use continuation of closed session at end of meeting as safety valve



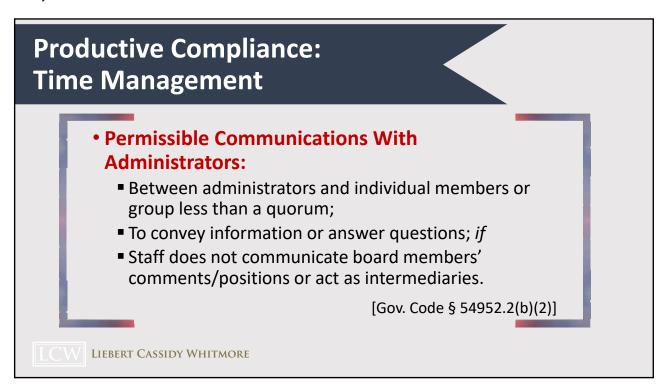
LIEBERT CASSIDY WHITMORE

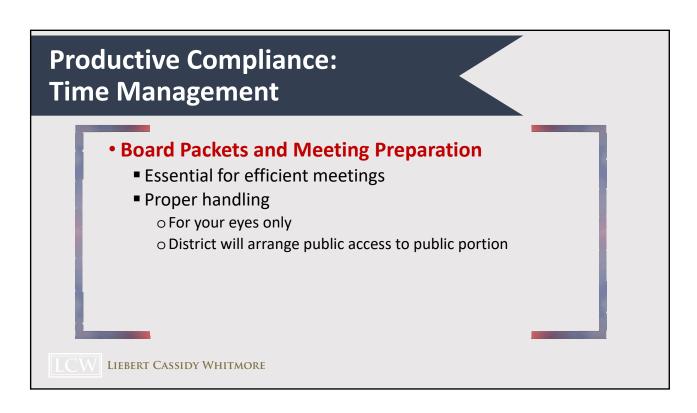
Productive Compliance: Time Management

- **Constructing Agendas that Get the Job Done**
 - Goal: Agendas that help boards complete their business.
 - Issues:
 - o When/how should agendas be constructed?
 - o Each Board member has requested an 'urgent' matter be placed on the next meeting agenda.
 - What do you do?
 - o A member of the public has requested a matter be placed on the agenda.
 - · What are your options?

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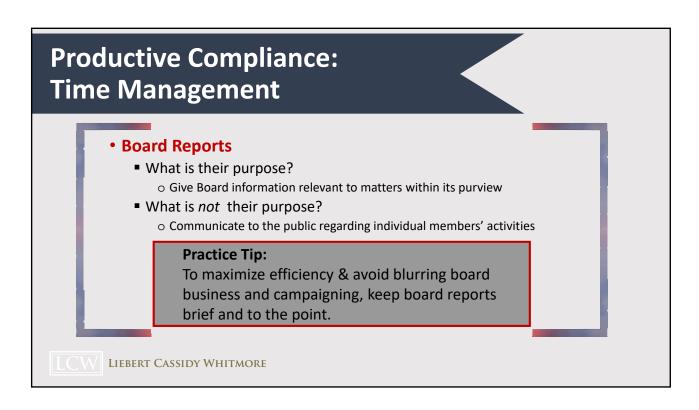
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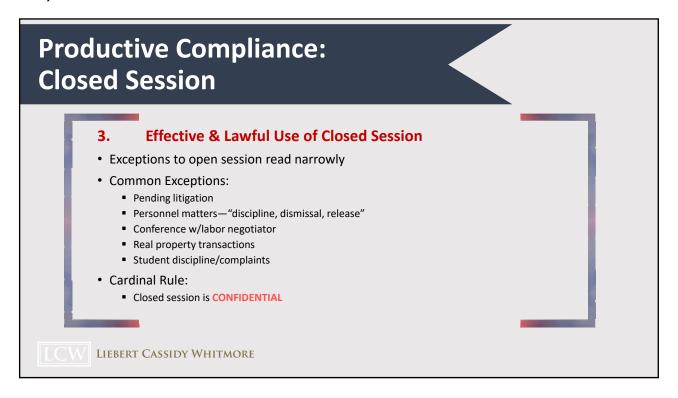


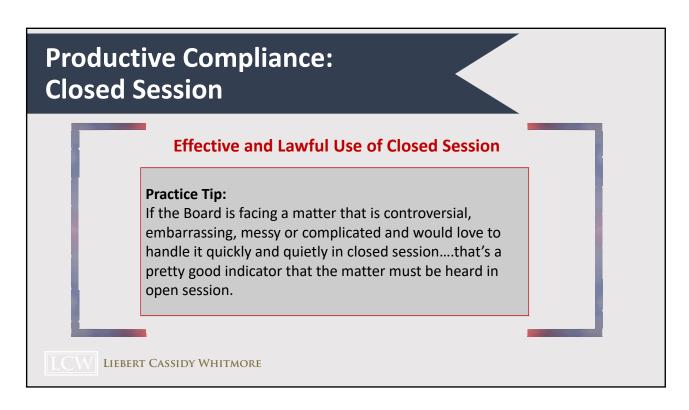
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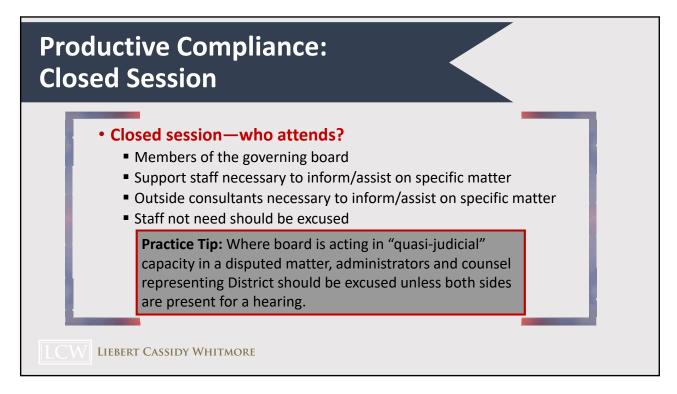


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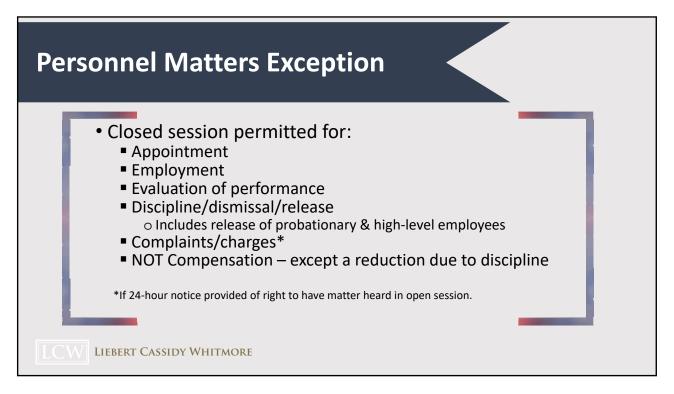


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Presented by: Laura Schulkind

Productive Compliance: Closed Session

Open Or Closed?

- Chancellor wants to update board on status of a contract grievance arbitration
- Board wants to discuss budget with labor negotiator
- HR Vice Chancellor wants to discuss layoffs under "dismissal, discipline release"
- Board wants to meet with legal counsel to understand options for hiring procedures
- Board wants to discuss a board member conflict of interest issue



Productive Compliance: Closed Session

Reporting After Closed Session:

- Board must always reconvene into open session before adjourning
- In open session, report all <u>final</u> actions taken in closed session
 - Including vote of each trustee

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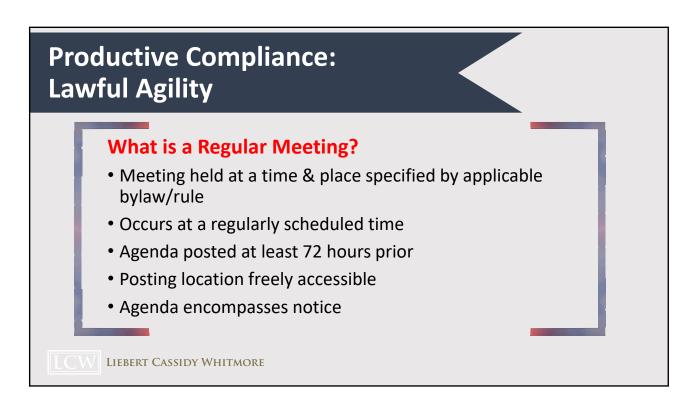
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Presented by: Laura Schulkind

Productive Compliance: Lawful Agility

Addressing nonagendized matters at a regular meeting:

- For emergencies where there is need for immediate action
- Emergency must be declared by a majority of the board
- Need for immediate action must be declared by 2/3 vote of board, or unanimous vote if less than 2/3 present:
 - a need to take immediate action; and
 - such need came to the attention of the District subsequent to posting agenda
- Does not apply where the matter was mistakenly not agendized.



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Productive Compliance: Lawful Agility

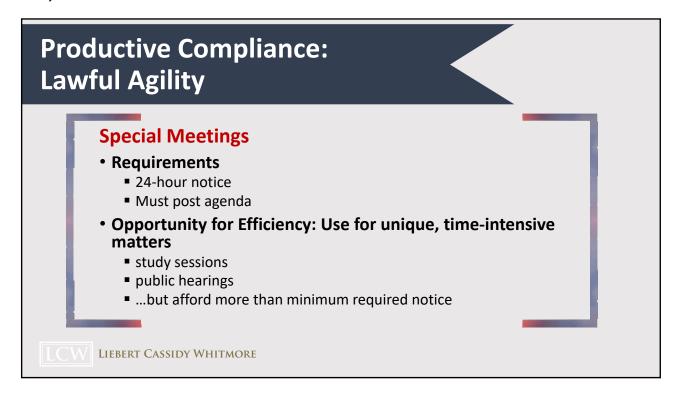
Items continued from a prior regular meeting:

- Item was posted on a regular meeting agenda
- At the regular meeting, the Board acts to continue the item
- Meeting at which item is addressed is no more than 5 calendar days after the regular meeting

LCW

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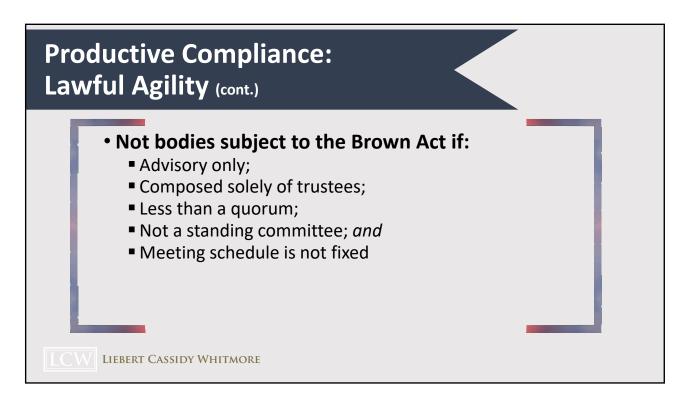
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