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BOARD OF CONTROL LEGAL STATUS

The Board of Control of Northern Neck Technical Center derives its authority from the Constitution of Virginia, the Code of Virginia, and the regulations of the State Board of Education.

The Northern Neck Technical Center Board of Control members are officers of the Commonwealth.

The Northern Neck Technical Center Board of Control governs the school division.

The Board of Control is a corporate body whose official title shall be "Northern Neck Technical Center Board of Control."

Adopted: August 26, 2008

Legal Ref.: Constitution of Virginia, article VIII, §7
Code of Virginia, 1950, as amended, §§ 22.1-1, 22.1-2, 22.1-28, 22.1-31, 22.1-71.

Cross Ref.: AA School Division Legal Status

BOARD OF CONTROL POWERS AND DUTIES

The Board of Control shall:

1. Adopt policy to provide for the day-to-day supervision of schools;
2. See that the school laws are properly explained, enforced and observed;
3. Secure, by visitation or otherwise, as full information as possible about the conduct of the public schools in the school division and take care that they are conducted according to law and with the utmost efficiency;
4. Care for, manage and control the property of the school division and provide for the erecting, furnishing, equipping, and non-instructional operating of necessary school buildings and appurtenances and the maintenance thereof by purchase, lease, or other contracts;
5. Provide for the consolidation of schools or redistricting of school boundaries or adopt pupil assignment plans whenever such procedure will contribute to the efficiency of the school division;
6. Insofar as not inconsistent with state statutes and regulations of the State Board of Education, operate and maintain the public schools in the school division and determine the length of the school term, the studies to be pursued, the methods of teaching and the government to be employed in the schools; and,
7. Perform such other duties as shall be prescribed by the State Board of Education or as are imposed by law.
8. Obtain public comment through a public hearing not less than ten days after reasonable notice to the public in a newspaper of general circulation in the school division prior to providing (i) for the consolidation of schools; (ii) the transfer from the public school system of the administration of all instructional services for any public school classroom or all non-instructional services in the school division pursuant to a contract with any private entity or organization; or (iii) in school divisions having 15,000 pupils or more in average daily membership, for redistricting of school boundaries or adopting any pupil assignment plan affecting the assignment of fifteen percent or more of the pupils in average daily membership in the affected school. Such public hearing may be held at the same time and place as the meeting of the Board of Control at which the proposed action is taken if the public hearing is held before the action is taken. If a public hearing has been held prior to the effective date of this provision on a proposed consolidation, redistricting or pupil assignment plan which is to be implemented after the effective date of this provision, an additional public hearing shall not be required.

9. Survey, at least annually, the school division to identify critical shortages of teachers and administrative personnel by subject matter, and report such critical shortages to the Executive Superintendent of Public Instruction and to the Virginia Retirement System or request the division Executive Superintendent to conduct such survey and submit such report to the Board of Control, the Executive Superintendent of Public Instruction, and the Virginia Retirement System.
10. Ensure that the public schools within the school division are registered with the Department of State Police to receive electronic notice of the registration or re-registration of any sex offender within the school division pursuant to § 9.1-914.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-78, 22.1-79.

Cross Ref.: KN Sex Offender Registry Notification
AF Comprehensive Plan

**BOARD MEMBER AUTHORITY
(and Duties)**

The Board of Control is a body corporate, and in its corporate capacity is vested with all the powers and charged with all the duties, obligations, and responsibilities imposed upon Board of Controls by law and may sue, be sued, contract, be contracted with, and purchase, take, hold, lease and convey school property, both real and personal. Board of Control members shall have no authority or duties except such as may be assigned to them by the Board of Control as a whole.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 22.1-71.

QUALIFICATIONS OF BOARD OF CONTROL MEMBERS

At the time of appointment or election to office, each member of the Board of Control must be a qualified voter and bona fide resident of the school division and district which they represent and meet any other criteria set forth in state law. If a board member shall cease to be a resident of the school division or that district which the board member represents, the position on the Board of Control shall be deemed vacant.

No employee of the Board of Control shall be eligible to serve on the Board by whom he/she is employed.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-29, 22.1-30, 22.1-57.3.

Cross Ref: BBE Unexpired Term Fulfillment

STUDENT LIAISON TO THE BOARD OF CONTROL

The opinions and concerns of the students at the Northern Neck Technical Center are important to the Northern Neck Technical Center Board of Control. Therefore, the Board of Control shall select a student liaison.

The principal of each high school shall nominate two students from his school to serve as the student liaison to the Board of Control. From these nominations, the Executive Superintendent shall select the student liaison subject to final approval by the Board of Control. The student liaison shall serve a one year term.

The student liaison shall serve in an advisory capacity and shall not vote. The student liaison shall not attend closed meetings. The School Division shall provide the meeting agenda and other public materials to the student liaison in advance of each open meeting. The student liaison shall not have access to confidential information, including student or personnel records. The student liaison is expected to attend all regular, open meetings and complete assignments for research and data collection when requested by the Board of Control.

Adopted: August 26, 2008

Legal Refs: Code of Virginia § 22.1-86.1

BOARD MEMBER OATH OF OFFICE

All new Board of Control members shall qualify by taking the oath prescribed for officers of the Commonwealth on or before the day of the initial meeting of the new Board of Control. Failure to take the oath of office within the time allowed by law renders the office vacant.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 15.2-1522, 22.1-31, 49-1, 49-3.

BOARD MEMBER OATH OF OFFICE

All new Board of Control members shall qualify by taking the oath prescribed for officers of the Commonwealth on or before the day their term of office begins. Failure to take the oath of office within the time allowed by law renders the office vacant.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 15.2-1522, 22.1-31, 49-1, 49-3.

BOARD MEMBER REMOVAL FROM OFFICE

Any Board of Control member may be removed from office in accordance with the provisions of sections 24.2-230 through 24.2-238 of the Code of Virginia.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 24.2-230 through 24.2-238.

UNEXPIRED TERM FULFILLMENT

Vacancies occurring in the membership of the Board of Control shall be filled as provided by law.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 15.2-627, 22.1-39, 22.1-44, 22.1-50, 22.1-57.3, 24.2-226, 24.2-228.

BOARD OF CONTROL MEMBERS CONFLICT OF INTEREST

A. Purpose

The Northern Neck Technical Center Board of Control seeks, through the adoption of this policy, to assure that the judgment of its members, officers and employees will be guided by a policy that defines and prohibits inappropriate conflicts and requires disclosure of economic interests, as defined by the General Assembly in the State and Local Government Conflict of Interests Act.

B. Areas of Regulation

The State and Local Government Conflict of Interests Act establishes five principal areas of regulation applicable to board members, officers, and employees of the Northern Neck Technical Center. They are:

1. Special anti-nepotism rules relating to School Board members and superintendents of schools.
2. General rules governing public conduct by School Board members regarding acceptance of gifts and favors.
3. Prohibited conduct regarding contracts.
4. Required conduct regarding transactions.
5. Disclosure required from certain School Board members

C. Definitions

"Advisory agency" means any board, commission, committee or post which does not exercise any sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for the purpose of making studies or recommendations, or advising or consulting with a governmental agency.

"Affiliated business entity relationship" means a relationship, other than a parent-subsubsidiary relationship, that exists when

- (i) one business entity has a controlling ownership interest in the other business entity,
- (ii) a controlling owner in one entity is also a controlling owner in the other entity, or
- (iii) there is shared management or control between the business entities.

Factors that may be considered in determining the existence of an affiliated business entity relationship include that the same person or substantially the same person owns or manages the two entities, there are common or commingled funds or assets, the business entities share the use of the same offices or employees, or otherwise share activities, resources or personnel on a regular basis, or there is otherwise a close working relationship between the entities.

"Business" means any individual or entity carrying on a business or profession, whether or not for profit.

"Contract" means any agreement to which a governmental agency is a party, or any agreement on behalf of a governmental agency which involves the payment of money appropriated by the General Assembly or political subdivision, whether or not such agreement is executed in the name of the Commonwealth, or some political subdivision of it.

"Dependent" means a son, daughter, father, mother, brother, sister or other person, whether or not related by blood or marriage, if such person receives from the officer or employee, or provides to the officer or employee, more than one-half of his financial support.

"Employee" means all persons employed by a governmental or advisory agency.

"Financial institution" means any bank, trust company, savings institution, industrial loan association, consumer finance company, credit union, broker-dealer as defined in Va. Code § 13.1-501, or investment company or advisor registered under the federal Investment Advisors Act or Investment Company Act of 1940.

"Gift" means any gratuity, favor, discount, entertainment, hospitality, loan forbearance, or other item having monetary value. It includes services as well as gifts of transportation, local travel, lodgings, and meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the expense has been incurred. "Gift" does not include any offer of a ticket or other admission or pass unless the ticket, admission, or pass is used. "Gift" does not include honorary degrees and presents from relatives. For the purpose of this definition, "relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse.

"Governmental agency" means each component part of the legislative, executive or judicial branches of state and local government, including each office, department, authority, post, commission, committee, and each institution or board created by law to exercise some regulatory or sovereign power or duty as distinguished from purely advisory powers or duties. Corporations organized or controlled by the Virginia Retirement System are "governmental agencies" for purposes of this policy.

"Immediate family" means (i) a spouse and (ii) any other person residing in the same household as the officer or employee, who is a dependent of the officer or employee or of whom the officer or employee is a dependent.

"Officer" means any person appointed or elected to any governmental or advisory agency including local Board of Controls, whether or not he receives compensation or other emolument of office.

"Parent-subsidiary relationship" means a relationship that exists when one corporation directly or indirectly owns shares possessing more than 50 percent of the voting power of another corporation.

"Personal interest" means a financial benefit or liability accruing to an officer or employee or to a member of his immediate family. Such interest shall exist by reason of:

- (i) ownership in a business if the ownership interest exceeds three percent of the total equity of the business;
- (ii) annual income that exceeds, or may reasonably be anticipated to exceed, \$10,000 from ownership in real or personal property or a business;
- (iii) salary, other compensation, fringe benefits, or benefits from the use of property, or any combination thereof, paid or provided by a business or governmental agency that exceeds, or may reasonably be anticipated to exceed \$10,000 annually;
- (iv) ownership of real or personal property if the interest exceeds \$10,000 in value and excluding ownership in a business, income or salary, other compensation, fringe benefits or benefits from the use of property;
- (v) personal liability incurred or assumed on behalf of a business if the liability exceeds three percent of the asset value of the business; or
- (vi) an option for ownership of a business or real or personal property if the ownership interest will consist of (i) or (iv) above.

"Personal interest in a contract" means a personal interest which an officer or employee has in a contract with a governmental agency, whether due to his being a party to the contract or due to a personal interest in a business which is a party to the contract.

"Personal interest in a transaction" means a personal interest of an officer or employee in any matter considered by his agency. Such personal interest exists when an officer or employee or a member of his immediate family has a personal interest in property or a business, or governmental agency, or represents or provides services to any individual or business and such property, business, or represented or served individual or business is

- (i) the subject of the transaction or
- (ii) may realize a reasonably foreseeable direct or indirect benefit or detriment as a result of the action of the agency considering the transaction.

Notwithstanding the foregoing, such personal interest in a transaction shall not be deemed to exist where an elected member of a local governing body serves without remuneration as a member of the board of trustees of a not-for-profit entity and such elected member or member of his immediate family has no personal interest related to the not-for-profit entity.

"Transaction" means any matter considered by any governmental or advisory agency, whether in a committee, subcommittee, or other entity of that agency or before the agency itself, on which official action is taken or contemplated.

D. Special Anti-Nepotism Rules Relating to Board of Control Members and Executive Superintendents

1. The Board of Control may not employ or pay, and the Executive Superintendent may not recommend for employment, the father, mother, brother, sister, spouse,

son, daughter, son-in-law, daughter-in-law, sister-in-law, or brother-in-law, of the Executive Superintendent or of a Board of Control member.

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This provision shall not be construed to prohibit the employment, promotion, or transfer within the school division, of any person within a relationship described above when such person:

- has been employed pursuant to a written contract with the Board of Control or employed as a substitute teacher or teacher's aide by the Board of Control prior to the taking of office of any member of the Board or Executive Superintendent; or
- has been employed pursuant to a written contract with the Board of Control or employed as a substitute teacher or teacher's aide by the Board of Control prior to the inception of such relationship; or
- was employed by the Board of Control at any time prior to June 10, 1994, and had been employed at any time as a teacher or other employee of any Virginia school board prior to the taking of office of any member of the Board of Control or Executive Superintendent.

A person employed as a substitute teacher may not be employed to any greater extent than he was employed by the Board of Control in the last full school year prior to the taking of office of such board member or superintendent or to the inception of such relationship.

2. No family member (as listed in section D.1., above) of any employee may be employed by the Board of Control if the family member is to be employed in a direct supervisory and/or administrative relationship either supervisory or subordinate to the employee. The employment and assignment of family members in the same organizational unit shall be discouraged.

E. General Rules Governing Public Conduct by Board of Control Members Regarding Gifts and Favors

1. Prohibited Conduct

Neither the Board of Control collectively, nor any member of the board, shall:

- a. Solicit or accept money, or anything else of value, for services performed within the scope of his or her official duties other than his or her regular compensation, expenses or other remuneration;
- b. Offer or accept money, or anything else of value, for or in consideration of obtaining employment, appointment, or promotion in the school division;
- c. Offer or accept any money or anything else of value for or in consideration of the use of his public position to obtain a contract for any person or business with the school division.

- e. Accept any money, loan, gift, favor or service that might reasonably tend to influence the discharge of duties;
 - f. Accept any business or professional opportunity from which a School Board member may gain a financial benefit, where the member knows or should know that there is a reasonable likelihood that the opportunity is being offered with intent to influence his or her conduct in the performance of official duties.
2. Nothing herein shall be construed to prohibit or apply to the acceptance by a teacher or other employee of Northern Neck Technical Center Board of Control of an award or payment in honor of meritorious or exceptional services performed by the teacher or employee and made by an organization exempt from federal income taxation pursuant to the provisions of Section 501(c)(3) of the Internal Revenue Code.

F. Prohibited Conduct Regarding Contracts

1. No Board of Control member shall have a personal interest in (i) any contract with the Board of Control or (ii) any contract with any government agency which is subject to the ultimate control of the Board of Control;
2. Exceptions - The above prohibition shall not be applicable to:
 - a. A Board member's personal interest in a contract of employment provided the employment first began prior to the member becoming a member of the Board of Control;
 - b. Contracts for the sale by a governmental agency of services or goods at uniform prices available to the general public;
 - c. A contract awarded to a member of the Board of Control as a result of competitive sealed bidding where the Board of Control has established a need for the same or substantially similar goods through purchases prior to the election or appointment of the member to serve on the Board of Control. However, the member shall have no involvement in the preparation of the specifications for such contract, and the remaining members of the Board of Control, by written resolution, shall state that it is in the public interest for the member to bid on such contract;
 - d. The sale, lease or exchange of real property between an officer or employee and a governmental agency, provided the officer or employee does not participate in any way as such officer or employee in such sale, lease or exchange, and this fact is set forth as a matter of public record by

the governing body of the governmental agency or by the administrative head thereof;

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- f. Contracts between the government or Board of Control of a town or city with a population of less than 10,000 and an officer or employee of that town or city government or Board of Control when the total of such contracts between the town or city government or Board of Control and the officer or employee of that town or city government or Board of Control or a business controlled by him does not exceed \$10,000 per year or such amount exceeds \$10,000 and is less than \$25,000 but results from contracts arising from awards made on a sealed bid basis, and such officer or employee has made disclosure as provided for in Va. Code § 2.2-3115;
- g. An officer or employee whose sole personal interest in a contract with the governmental agency is by reason of income from the contracting firm or governmental agency in excess of \$10,000 per year, provided the officer or employee or a member of his immediate family does not participate and has no authority to participate in the procurement or letting of such contract on behalf of the contracting firm and the officer or employee either does not have authority to participate in the procurement or letting of the contract on behalf of his governmental agency or he disqualifies himself as a matter of public record and does not participate on behalf of his governmental agency in negotiating the contract or in approving the contract;
- h. Contracts between an officer's or employee's governmental agency and a public service corporation, financial institution, or company furnishing public utilities in which the officer or employee has a personal interest provided the officer or employee disqualifies himself as a matter of public record and does not participate on behalf of his governmental agency in negotiating or approving the contract;
- i. Contracts for the purchase of goods or services when the contract does not exceed \$500;
- j. Grants or other payment under any program wherein uniform rates for, or the amounts paid to, all qualified applicants are established solely by the administering governmental agency; or
- k. An officer or employee whose sole personal interest in a contract with his own governmental agency is by reason of his marriage to his spouse who is employed by the same agency, if the spouse was employed by such agency for five or more years prior to marrying such officer or employee.
- l. Employment contracts and other contracts entered into prior to August 1, 1987, provided such contracts were in compliance with the Virginia

at the time of their formation and thereafter. Those contracts shall continue to be governed by the provisions of the appropriate prior Act. The employment by the same governmental agency of an officer or employee and spouse or any other relative residing in the same household shall not be deemed to create a material financial interest except when one of the persons is employed in a direct supervisory and/or administrative position with respect to the spouse or other relative residing in his household and the annual salary of the subordinate is \$22,500 or more.

G. Prohibited Conduct Regarding Transactions

1. Each Board of Control member and Board of Control employee who has a personal interest in a transaction:
 - a. Shall disqualify himself from participating in the transaction if
 - (i) the transaction has application solely to property or a business or governmental agency in which he has a personal interest or a business that has a parent-subsidary or affiliated business entity relationship with the business in which he has a personal interest, or
 - (ii) he is unable to participate pursuant to subdivision G.1.b, G.1.c., or G.1.d. of this policy.

Any disqualification under this subsection shall be recorded in the School Board's public records. The Board of Control member or employee shall disclose his personal interests as required by Va. Code § 2.2-3115E and shall not vote or in any manner act on behalf of the School Board in the transaction. The member or employee shall not

- (i) attend any portion of a closed meeting authorized by the Virginia Freedom of Information Act when the matter in which he has a personal interest is discussed; or
 - (ii) discuss the matter in which he has a personal interest with other governmental officers or employees at any time.
 - b. May participate in the transaction if he is a member of a business, profession, occupation, or group of three or more persons, the members of which are affected by the transaction, and he complies with the declaration requirements of Va. Code § 2.2-3115 G;
 - c. May participate in the transaction when a party to the transaction is a client of his firm if he does not personally represent or provide services to such client and he complies with the declaration requirements of Va. Code § 2.2-3115 H; or

- d. May participate in the transaction if it affects the public generally, even though his personal interest, as a member of the public, may also be affected by that transaction.
2. Disqualification under this section shall not prevent any employee having a personal interest in a transaction in which his employer is involved from representing himself or a member of his immediate family in such transaction provided he does not receive compensation for such representation and provided he complies with the disqualification and relevant disclosure requirements of this policy.
3. If disqualifications under subsection 1.a. of this section leave less than the number required by law to act, the remaining member or members of the board shall constitute a quorum for the conduct of business and have authority to act for the board by majority vote, unless a unanimous vote of all members is required by law, in which case authority to act shall require a unanimous vote of remaining members.
4. The provisions of this section shall not prevent a board member or employee from participating in a transaction merely because such a board member or employee is a defendant in a civil legal proceeding concerning such transaction.

H. Disclosure Requirements for School Board Members

1. Board of Control members in each county, city or town with populations in excess of 3,500 will file, as a condition of assuming office, with the clerk of the school board a disclosure statement of their personal interests and other information as is specified on the form set forth in Va. Code § 2.2-3117 and shall thereafter file such statement annually on or before January 15.
2. Any Board of Control member or employee who is disqualified from participating in a transaction under Section G.1.a. of this policy, or otherwise elects to disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full name and address of the business and the address or parcel number for the real estate if the interest involves a business or real estate and such disclosure shall be reflected in the school board's public records in the division superintendent's office for a period of five (5) years.
3. Any board member or employee who is required to disclose his interest under Section G.1.b. of this policy shall declare his interest by stating:
 - (i) the transaction involved,
 - (ii) the nature of the board member's or employee's personal interest affected by the transaction,

- (iii) that he is a member of a business, profession, occupation, or group the members of which are affected by the transaction, and

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- (iv) that he is able to participate in the transaction fairly, objectively, and in the public interest.
- (v) that he is a member of a business, profession, occupation, or group the members of which are affected by the transaction, and
- (vi) that he is able to participate in the transaction fairly, objectively, and in the public interest.

The board member or employee shall either make his declaration orally to be recorded in written minutes of the board or file a signed written declaration with the clerk of the board, who shall, in either case, retain and make available for public inspection such declaration for a period of five years from the date of recording or receipt. If reasonable time is not available to comply with the provisions of this subsection prior to participation in the transaction, the board member or employee shall prepare and file the required declaration by the end of the next business day. The board member or employee shall also orally disclose the existence of the interest during each Board of Control meeting at which the transaction is discussed and such disclosure shall be recorded in the minutes of the meeting.

- 4. A board member or employee who is required to declare his interest pursuant to subdivision G.1.c. of this policy shall declare his interest by stating
 - (i) the transaction involved,
 - (ii) that a party to the transaction is a client of his firm,
 - (iii) that he does not personally represent or provide services to the client, and
 - (iv) that he is able to participate in the transaction fairly, objectively, and in the public interest.

The board member or employee shall either make his declaration orally to be recorded in written minutes of the board or file a signed written declaration with the clerk of the board who shall, in either case, retain and make available for public inspection such declaration for a period of five years from the date of recording or receipt. If reasonable time is not available to comply with the provisions of this subsection prior to participation in the transaction, the board member or employee shall prepare and file the required declaration by the end of the next business day.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3102, 2.2-3103, 2.2-3104.1, 2.2-3108, 2.2-3109, 2.2-3110, 2.2-3112, 2.2-3115, 2.2-3119.

BOARD OF CONTROL ORGANIZATIONAL MEETING

The Board of Control shall organize annually by the election of officers at the first meeting. The first order of business shall be the election of the Board of Control Chairman. The new chairman shall then assume office and preside over the remainder of the meeting.

CHOOSE ONE BASED ON APPLICABILITY:

- If your Board of Control serves a city or town constituting a school division regardless of whether its members are appointed, elected, or any combination, the organizational meeting shall be held in January or July.
- If your Board of Control serves a county constituting a school division and all the board members are appointed, the organizational meeting shall be held in July.
- If your Board of Control serves a county constituting a school division and the board members are elected in whole or in part, the organizational meeting shall be held in January or July.

At this meeting the Board of Control shall elect a chairman. The Board of Control also shall appoint a clerk and approve a designee of the division Executive Superintendent to attend meetings of the Board of Control in the absence or inability of the Executive Superintendent to attend. The Board of Control may elect a vice-chairman of the board and may appoint a deputy clerk. The term of office for the above positions shall be one year. The agenda for the organizational meeting shall include setting time, place and dates of regular Board of Control meetings and other items of annual business as appropriate.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-72, 22.1-76.

BOARD OF CONTROL OFFICERS

The officers of the Board of Control shall be a Chairman and Vice-Chairman. The Chairman and the Vice-Chairman shall be elected annually at the organizational meeting of the Board of Control.

Board of Control Chairman

The duties of the chairman shall be to preside at all meetings of the Board of Control, to perform such other duties as may be prescribed by law or by action of the Board of Control, and sign all legal documents approved by the Board of Control.

The chairman, as a member of the Board of Control, has a vote on all matters before the Board of Control which come to a vote, but does not have an additional vote as chairman in case of a tie.

Vice-Chairman

The Vice-Chairman, if present, shall preside in the absence of the Chairman, and shall be empowered to act in all matters in case of the absence or inability of the chairman to act or as provided by resolution of the Board of Control. If neither the chairman or vice-chairman is present, the majority board members present, if they constitute a quorum, shall elect one from among themselves to chair the meeting.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 22.1-72, 22.1-76.

BOARD OF CONTROL CLERK

On recommendation of the Executive Superintendent, a clerk shall and a deputy clerk may be appointed annually at the organizational meeting of the Board of Control.

The clerk and deputy clerk shall each be bonded in an amount no less than ten thousand dollars (\$10,000), and the Board of Control shall pay the premiums for each bond. The clerk and deputy clerk shall discharge under the general direction of the division Executive Superintendent all duties as required by law and such other duties as may be required by the Board of Control or the State Board of Education.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 22.1-72, 22.1-76, 22.1-77.

BOARD OF CONTROL COMMITTEES

There shall be no standing committees of the Northern Neck Technical Center Board of Control, except, at the Board of Control's option, a Student Disciplinary Committee and/or an Equal Employment Opportunity/Nondiscrimination Committee. Special committees may be appointed by the chairman or created by Board of Control action. These committees shall be appointed or created for a specific purpose and shall expire upon completion of the assigned task unless Board of Control action authorizes temporary continuance of such committees.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, § 22.1-78.

Cross Refs.: BCEA Disciplinary Committee
 BDA/BDB Regular/Special Board of Control Meetings
 BDC Closed Meetings
 GB Equal Employment Opportunity/Nondiscrimination

DISCIPLINARY COMMITTEE

A Disciplinary Committee composed of at least three Board of Control members shall preside over all cases of student suspensions of more than 10 days and expulsions within the Northern Neck Technical Center. The decision of the committee shall, if unanimous, be the final decision of the Board of Control. In non-unanimous decisions, the student shall have the right to appeal his/her case to the full Board of Control. The Board of Control shall render a final decision in such cases within thirty days of the Committee decision.

The Disciplinary Committee shall follow the procedures set forth in Policy JGD/JGE.

Membership on the Disciplinary Committee shall be determined by the Board of Control.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, §§ 22.1-277.05, 22.1-277.06.

Cross Refs.: JEC School Admission
 JGD/JGE Student Suspensions/Expulsions

ADVISORY COMMITTEES TO THE BOARD OF CONTROL

It is the duty of the Board of Control to appoint advisory councils or committees of citizens of the school division for consultation with reference to specific matters pertaining to local schools. In addition, pursuant to the Code of Virginia, Board of Education regulations, and federal law, the Board of Control shall establish advisory committees for the following programs - school health, gifted education, special education and career and technical education. These committees shall serve without compensation for one-year terms.

[Insert the following clauses if the board chooses to establish any of the following committees]

[A School Safety Audit Committee will be established to evaluate, in accordance with the directions of the Board of Control, the safety of each school and submit a plan for improving school safety at a public meeting of the Board of Control. The committee shall include representatives of parents, teachers, local law-enforcement agencies, judicial and public safety personnel, and the community-at-large.]

[A Parent Advisory Council will be established to provide advice on all matters related to parental involvement in programs supported by Title I, Part A and/or Limited English Proficiency programs under Title III.]

[A Safe and Drug-Free Schools and Communities Committee will be established to provide meaningful and ongoing consultation with, and input from, parents in the development of the application and administration of the Safe and Drug-Free Schools and Communities program.]

[A Safe School Committee will be established at each school which receives funds from the Safe Schools Act of 1994 to assist in assessing the school's violence and discipline problems and in designing appropriate programs, policies, and practices to combat such problems. The committees will include faculty, parents, staff, and students.]

Adopted: August 26, 2008

Legal Ref.: 20 U.S.C. §§ 5964(a)(6), 6318(e)(12), 7115(a)(1)(E).

Code of Virginia, 1950, as amended, §§ 22.1-18.1, 22.1-86, 22.1-275.1, 22.1-279.8.

8 VAC 20-80-90.

8 VAC 20-120-50.

SCHOOL ATTORNEY

The Board of Control may retain an attorney for legal counsel and services. The school attorney, upon request by the Board of Control, may attend regular meetings of the Board and other meetings of the Board or its committees.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 22.1-82.

REGULAR BOARD OF CONTROL MEETINGS

The Board of Control will transact all business at official Board of Control meetings. Except as otherwise provided by law, all meetings of the Board of Control shall be open to the public.

The meetings of the Board of Control shall be held as specified by the Board of Control. The date, time, and location of a regular meeting of the Board of Control may be changed by the chairman provided each member is duly notified, or a reasonable attempt has been made to notify each member.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3710, 22.1-72.

Cross Refs.: KC Community Involvement in Decision Making
BCA Board Organizational Meetings
BDDA Notification of Board of Control Meetings

SPECIAL BOARD OF CONTROL MEETINGS

The Board of Control may hold special meetings when necessary. These meetings shall be held when called by the chairman or when requested by two or more members. Special meetings may be called provided each member is duly notified, or a reasonable attempt has been made to notify each member. Notice, reasonable under the circumstances, shall be given contemporaneously with the notice provided to members of the Board of Control.

Business that does not come within the purposes set forth in the call of the meeting shall not be transacted at any special meeting of the Board of Control unless the quorum present is in unanimous agreement to consider additional items of business.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3707, 22.1-72.

Cross Refs.: KC Community Involvement in Decision Making
BCA Board Organizational Meetings
BDDA Notification of Board of Control Meetings

CLOSED MEETINGS

- A. Closed meetings may be held only in accordance with Virginia law, for purposes including the following:
1. Discussion, consideration or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of the Board of Control. Any teacher shall be permitted to be present during a closed meeting in which there is a discussion or consideration of a disciplinary matter which involves the teacher and some student and the student involved in the matter is present, provided the teacher makes a written request to be present to the presiding officer of the Board of Control.
 2. Discussion or consideration of admission or disciplinary matters or any other matters that would involve the disclosure of information contained in a scholastic record concerning any student in the Northern Neck Technical Center system. However, any such student, legal counsel and, if the student is a minor, the student's parents or legal guardians shall be permitted to be present during the taking of testimony or presentation of evidence at a closed meeting, if such student, parents or guardians so request in writing and such request is submitted to the presiding officer of the Board of Control.
 3. Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board of Control.
 4. The protection of the privacy of individuals in personal matters not related to public business.
 5. Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.
 6. Discussion or consideration of the investment of public funds where competition or bargaining is involved, where if made public initially, the financial interest of the Board of Control would be adversely affected.
 7. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the Board of Control; and consultation with legal counsel employed or retained by the Board of Control regarding specific legal matters requiring the provision of legal advice by such counsel. For purposes of this subdivision, "probable litigation"

means litigation which has been specifically threatened or on which the Board of Control or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. The closure of a meeting is not permitted merely because an attorney representing the Board of Control is in attendance or is consulted on a matter.

8. Discussion or consideration of honorary degrees or special awards.
 9. Discussion or consideration of tests or examinations or other records excluded from public disclosure pursuant to Va. Code § 2.2-3705.1.
 10. Discussion of strategy with respect to the negotiation of a hazardous waste siting agreement or to consider the terms, conditions, and provisions of a hazardous waste siting agreement if the Board of Control in open meeting finds that an open meeting will have an adverse effect upon the negotiating position of the Board of Control or the establishment of the terms, conditions and provisions of the siting agreement, or both. All discussions with the applicant or its representatives may be conducted in a closed meeting.
 11. Discussion or consideration of medical and mental records excluded from disclosure under Va. Code § 2.2-3705.5.
 12. Discussion of plans to protect public safety as it relates to terrorist activity and briefings by staff members, legal counsel, or law-enforcement or emergency service officials concerning actions taken to respond to such activity or a related threat to public safety; or discussion of reports or plans related to the security of any governmental facility, building or structure, or the safety of persons using such facility, building or structure.
 13. Discussion or consideration of records excluded from mandatory disclosure pursuant to subdivision 11 of Va. Code § 2.2-3705.6 (the Public Private Education Facilities and Infrastructure Act) by the Board of Control or any independent review panel appointed to review information and advise the Board of Control concerning such records.
 14. Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the Board of Control.
- B. No resolution, ordinance, rule, contract, regulation or motion adopted, passed or agreed to in a closed meeting shall become effective unless the Board of Control, following the meeting, reconvenes in open meeting and takes a vote of the membership on such resolution, ordinance, rule, contract, regulation or motion which shall have its substance reasonably identified in the open meeting.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 2.2-3711.

File: BDCA

CALLING AND CERTIFICATION OF CLOSED MEETINGS

- A. No closed meetings shall be held unless the Board of Control has taken an affirmative recorded vote in an open meeting approving a motion which (i) identifies the subject matter, (ii) states the purpose of the meeting and (iii) makes specific reference to the applicable exemption or exemptions from open meeting requirements provided in the Virginia Freedom of Information Act, and stated in Policy BDC. The matters contained in such motion shall be set forth in detail in the minutes of the open meeting. A general reference to the provisions of the Virginia Freedom of Information Act or authorized exemptions from open meeting requirements, or the subject matter of the closed meeting shall not be sufficient to satisfy the requirements for holding a closed meeting.
- B. The notice provisions of the Virginia Freedom of Information Act shall not apply to closed meetings of the Board held solely for the purpose of interviewing candidates for the position of Executive Superintendent. Prior to any such closed meeting for the purpose of interviewing candidates the Board of Control shall announce in an open meeting that such closed meeting shall be held at a disclosed or undisclosed location within fifteen days thereafter.
- C. The Board of Control, in holding a closed meeting, shall restrict its discussion during the closed meeting only to those purposes specifically exempted under the Virginia Freedom of Information Act and identified in the motion required in part A, above.
- D. At the conclusion of any closed meeting, the Board of Control shall reconvene in open meeting immediately thereafter and shall take a roll call or other recorded vote to be included in the Board minutes, certifying that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the Board of Control. Any member of the Board who believes that there was a departure from the requirements of subdivisions (i) and (ii) above, shall so state prior to the vote, indicating the substance of the departure that, in his judgment, has taken place. The statement shall be recorded in the Board of Control minutes.
- E. Failure of the certification required by subsection D, above, to receive the affirmative vote of a majority of the members of the Board of Control present during a meeting shall not affect the validity or confidentiality of such meeting with respect to matters considered therein in compliance with these provisions. The recorded vote and any statement made in connection therewith, shall upon proper authentication, constitute evidence in any proceeding brought to enforce these provisions.
- F. The Board of Control may permit non-members to attend a closed meeting if such persons are deemed necessary or if their presence will reasonably aid the Board in its consideration of a topic which is a subject of the meeting.

- G. Except as specifically authorized by law, in no event may the Board of Control take action on matters discussed in any closed meeting, except at an open meeting for which notice was given pursuant to Va. Code § 2.2-3707 and Policy BDDA.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 2.2-3712.

Cross Refs.: BDC Closed Meetings
BDDA Notification of Board of Control Meetings

ELECTRONIC PARTICIPATION IN MEETINGS FROM REMOTE LOCATIONS

Except as provided hereafter, the Board of Control shall not conduct any meeting wherein the public business is discussed or transacted through telephonic, video, electronic, or other communication means where the members are not physically assembled.

I. Quorum Physically Assembled

A Board of Control member may participate in a meeting through electronic communication means from a remote location that is not open to the public:

1. if, on the day of a meeting, the Board of Control member notifies the chair of the Board of Control that he or she is unable to attend the meeting due to an emergency and identifies with specificity the nature of the emergency, and the Board of Control

(a) approves the member's participation by a majority vote of the members present and

(b) records in its minutes the specific nature of the emergency and the remote location from which the member participated.

Such participation by a Board of Control member shall be limited each calendar year to two meetings or 25 percent of the meetings of the Board of Control, whichever is fewer; or

2. if a Board of Control member notifies the Board of Control chair that he or she is unable to attend a meeting due to a temporary or permanent disability or other medical condition that prevents the member's physical attendance and the Board of Control records this fact and the remote location from which the member participated in its minutes.

A Board of Control member may participate in a meeting by electronic means pursuant to this section only when:

- a quorum of the Board of Control is physically assembled at the primary or central meeting location; and
- the Board of Control makes arrangements for the voice of the remote participant to be heard by all persons at the primary or central meeting location.

II. Quorum Not Physically Assembled

The Board of Control may meet by electronic communication means without a quorum physically assembled at one location when the Governor has declared a state of emergency in accordance with Va. Code § 44-146.17, provided

- the purpose of the meeting is to address the emergency.

- the catastrophic nature of the declared emergency makes it impracticable or unsafe to assemble a quorum in a single location, and

If it holds a meeting pursuant to this section, the Board of Control shall

- give public notice using the best available method given the nature of the emergency contemporaneously with the notice provided members of the Board of Control;
- make arrangements for public access to the meeting;
- make available to the public, at the time of the meeting, agenda packets and all materials, unless exempt, that will be distributed to members of the Board of Control and that have been made available to the Board of Control's staff in sufficient time for duplication and forwarding to all locations at which public access will be provided;
- record minutes of the meeting in accordance with Policy BDDG; and
- record in the minutes votes taken by name in roll-call fashion.

The nature of the emergency and the fact that the meeting was held by electronic communication means shall be stated in the minutes of the meeting.

If the Board of Control meets by electronic means as provided in this section, it shall make a written report of the following to the Virginia Freedom of Information Advisory Council and the Joint Commission on Technology and Science by December 15 of each year:

- the total number of electronic communication meetings held that year;
- the dates and purposes of the meetings;
- the number of sites for each meeting;
- the types of electronic communication means by which the meetings were held;
- the number of participants, including members of the public, at each meeting location;
- the identity of the members of the Board of Control recorded as absent and those recorded as present at each meeting location;
- a summary of any public comment received about the electronic communication meetings; and
- a summary of the Board of Control's experience using electronic communication meetings, including its logistical and technical experience.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3708, 2.2-3708.1, 2.2-3710.

Cross Ref.: BDDG Minutes

NOTIFICATION OF BOARD OF CONTROL MEETINGS

The Board of Control shall give notice of the date, time, and location of its meetings by placing a notice in a prominent public location at which notices are regularly posted and in the central office of the Board of Control at least three working days prior to the meeting. In addition, the Board of Control shall publish notice of its meetings by electronic means whenever feasible. At least one copy of all agenda packets and other nonexempt materials furnished to members of the Board of Control shall be made available for public inspection at the same time the documents are furnished to Board of Control members.

Notice of all Board of Control meetings shall be furnished directly to any person who requests such information. Requests to be notified on a continual basis shall be made at least once a year in writing and will include the requester's name, address, zip code, daytime telephone number, electronic mail address, if available, and organization, if any.

Notice, reasonable under the circumstance, of special or emergency meetings shall be given contemporaneously with the notice provided to members of the Board of Control.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 2.2-3707.

Cross Ref.: BDA Regular Board of Control Meetings
BDB Special Board of Control Meetings

AGENDA PREPARATION AND DISSEMINATION

The preparation of the agenda shall be the responsibility of the Board of Control chairman with the assistance of the Executive Superintendent. Any member of the Board of Control may submit items for inclusion on the agenda.

A copy of the agenda packet and materials shall be made available for inspection by the public at the same time such documents are furnished to the Board of Control members unless the materials are exempt under the Virginia Freedom of Information Act.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3707, 22.1-78.

Cross Ref.: BDDA Notification of Board of Control Meetings

QUORUM

At any meeting of a Board of Control, a majority of such Board shall constitute a quorum.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 22.1-73.

RULES OF ORDER

Each Board of Control shall establish its own rules of order and shall adopt bylaws, policies and regulations.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-72, 22.1-78.

VOTING METHOD

The official vote on all decisions that are unanimous shall be recorded in the official minutes. The minutes of the meeting shall reflect the method and result of all votes. No votes shall be taken by secret or written ballot.

In any case in which there shall be a tie vote of the Board of Control when all members are not present, the question shall be passed by until the next meeting when it shall again be voted upon even though all members are not present. In complying with this procedure or in any case in which there is a tie vote when all the members of the Board of Control are present, the clerk shall record the vote and immediately notify the tie breaker, if any¹, to vote as provided in the Code of Virginia, § 22.1-75. If no tie breaker has been appointed as authorized by state law, any tie vote shall defeat the motion, resolution or issue voted upon.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3710, 22.1-57.3, 22.1-75.

Footnote is for reference only and should be deleted from the Board's final policy.

¹ Va. Code §§ 15.2-410, 15.2-531, 15.2-627, 15.2-837, 22.1-40, 22.1-44, and 22.1-47 provide that counties may have tie breakers in certain circumstances. In addition, Va. Code § 22.1-57.3 provides that elected Board of Controls may appoint a tie breaker. School divisions which do not have tie breakers may want to delete this sentence and the first phrase of the final sentence in the text.

MINUTES

Complete and accurate minutes of all open Board of Control meetings shall be recorded by the clerk, approved by the Board of Control in regular session, signed by the clerk and chairman of the Board, and kept and stored in accordance with the provisions of the Code of Virginia.

Except as otherwise specifically provided by law, minutes and other official records of the Board of Control, including the Board of Control meeting agenda packets, shall be open to inspection and copying by any citizen of Virginia during the hours when the Board of Control office is regularly open to the public. Draft minutes and all other records of open meetings, including audio or audio/visual records, shall be deemed public records and subject to production pursuant to the Virginia Freedom of Information Act. The Executive Superintendent is authorized to make a charge for the copying and search time expended by Board of Control employees in supplying requested records, provided such charges do not exceed the actual cost to the Board of Control in supplying these services.

Minutes may be taken during closed meetings of the Board of Control, but shall not be required. Such minutes shall not be subject to mandatory public disclosure.

Minutes are not required to be taken at deliberations of study commissions or study committees, or any other committees or subcommittees appointed by the Board of Control except where the membership of any such commission, committee or subcommittee includes a majority of the Board of Control.

Minutes shall include, but are not limited to

- the date, time, and location of the meeting;
- the members of the Board of Control recorded as present and absent; and
- a summary of the discussion on matters proposed, deliberated or decided; and
- a record of any votes taken.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 2.2-3701, 2.2-3704, 2.2-3707, 2.2-3712, 22.1-74.

Cross Refs.: BDC Closed Meetings
BDD Electronic Participation in Meetings from Remote Locations
KBA Requests for Information

PUBLIC PARTICIPATION AT SCHOOL BOARD MEETINGS

Any citizen may address the Board at any regular meeting. Persons wishing to appear before the Board of Control are requested to contact the Executive Superintendent, the School Board chairman, or their designee for placement on the agenda.

The chairman is responsible for the orderly conduct of the meeting and shall rule on such matters as the appropriateness of the subject being presented and length of time for such presentation. No one will be allowed to make additional presentations until everyone has an opportunity to make an initial presentation.

A reasonable period of time, as determined by the Board of Control, will be allocated at each regular meeting for citizens to present matters of concern.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 22.1-78, 22.1-253.13:7.C.4.

BOARD POLICY MANUAL

The Board of Control shall be guided by written policies that are readily accessible to the Board, division employees, students, parents, and citizens. All division policies will be reviewed at least every five years and revised as needed.

A current copy of division policies will be posted on the division's website. The Board of Control will ensure that printed copies of the policies are available as needed to citizens who do not have online access. The Executive Superintendent shall ensure that an annual announcement is made in each division at the beginning of the school year and, for parents of students who enroll later in the academic year, at the time of enrollment, advising the public regarding the availability of the policies.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 22.1-253.13:7.

Cross Ref.: CH Policy Implementation

POLICY ADOPTION

It is the responsibility of the Board of Control to adopt policies for governing the school division. The power to enact policy cannot be delegated to an employee or agent such as the superintendent or a single member of the Board of Control.

Policy is a basic statement of the intent of the Board of Control which creates rights and responsibilities for the conduct of the school division's business. Being of a dynamic nature, policies are subject to revision by the Board of Control.

Regulation is the manner or method of implementation of policy by the superintendent and staff, subject to change as conditions and/or circumstances may dictate.

Policies shall be developed and presented to the Board evidencing the consideration given to the views of the division's community. The final authority for adoption rests solely with the Board of Control.

When a proposed action of the Board of Control, initiated either by Board member or administration, affects existing Board of Control policies, the existing policy and regulation, if any, shall be referenced so that the effect of the new action will be clear.

Unless otherwise provided, when policies are adopted, altered or replaced, the new or revised policy shall become effective upon adoption.

All regulations for implementation of the policies shall be developed by or through the superintendent. They shall be presented to the Board of Control as information items, unless the Board of Control informs the Executive Superintendent that it wants to act on a specified regulation.

Where changes in policy and/or regulations are made, these shall be prepared and distributed to all concerned for insertion into the policy and/or regulations manuals so that action of the Board of Control may be implemented as soon as possible.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-78, 22.1-253.13:7.

Underwood v. Henry County School Board, 245 Va. 127, 427 S.E.2d 330, (1993).

Cross Refs.: BF Board Policy Manual
BFE/CHD Administration in Policy Absence
CH Policy Implementation

ADMINISTRATION IN POLICY ABSENCE

In cases where action must be taken by the school division and the Board of Control has provided no guidelines for administrative action, the Executive Superintendent shall have the power to act, but his decisions shall be subject to review by the Board of Control at its next regular meeting. It shall be the duty of the Executive Superintendent to inform the Board of Control promptly of such action and of the need for policy.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-70, 22.1-78.

Banks v. Sellers, 224 Va. 168, 294 S.E.2 862 (1982).

BOARD-STAFF COMMUNICATIONS

The Northern Neck Technical Center Board of Control supports and encourages the concept of two-way communication between the Board and employees. The Executive Superintendent is the official representative of the Board of Control as its chief administrative officer in its relations and communications with its employees. A description of the two-way communication system shall be included in this policy manual.

The Board of Control desires to develop and maintain the best possible working relationship with the employees of the school division. The Board welcomes the viewpoints of employees, and it shall allow time at its meetings for employees to be heard.

It is the policy of the Board of Control not to discriminate against any employee by reason of his or her membership in an employee organization, or participation in any lawful activities of the organization.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, § 22.1-253.13:7.C.1.

Cross Ref.: GBB Staff Involvement in Decision Making

BOARD OF CONTROL MEMBER IN-SERVICE ACTIVITIES

The Board of Control places a high priority on the importance of a planned and continuing program of in-service education for its members. The central purpose of the program is to enhance the quality and effectiveness of public school governance in our community. The Board of Control shall plan specific in-service activities designed to assist Board of Control members in their efforts to improve their skills as members of a policy-making body; to expand their knowledge about trends, issues, and new ideas affecting the educational activities of the local schools; and, to deepen their insights into the nature of leadership in a modern democratic society.

Board of Control members will participate annually in high-quality professional development activities at the state, local, or national levels on governance, including, but not limited to, personnel, policies and practices; curriculum and instruction; use of data in planning and decision making; and current issues in education.

Funds shall be budgeted annually to support this program. Individual Board of Control members shall be reimbursed for out-of-pocket costs incurred through participation in approved activities. The Board of Control shall retain the authority to approve or disapprove the participation of members in planned activities. The public shall be kept informed through the media about the Board of Control's continuing in-service educational activities.

The Board of Control regards the following as the kinds of activities and services appropriate for implementing this policy:

1. Participation in Board of Control conferences, workshops and conventions conducted by the Virginia and the National School Boards Association.
2. Division-sponsored training sessions for Board of Control members.
3. Subscriptions to publications addressed to the concerns of Board of Control members.

Adopted: August 26, 2008

Legal Ref.: Code of Virginia, 1950, as amended, §§ 22.1-78, 22.1-253.13:5.D.

BOARD OF CONTROL MEMBER COMPENSATION AND BENEFITS

Each member of the Northern Neck Technical Center Board of Control shall receive an annual salary as provided by law.

Actual expenses incident to performance of official duties by a Board of Control member may be reimbursed on presentation of an expense voucher with receipts attached. Compensation is paid for mileage incurred for attendance at a meeting of the Board of Control and in conducting other official business of the Board of Control.

Board of Control members may participate in the division's group insurance plan.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, §§ 15.2-1414.1 et seq., 22.1-32, 22.1-55, 22.1-85.

Cross Ref.: BHE School Board Member Liability Insurance

BOARD OF CONTROL MEMBER LIABILITY INSURANCE

The Northern Neck Technical Center Board of Control shall provide liability insurance, or self-insurance, for its members while performing functions or services for the school division to cover the costs and expenses incident to liability, including those for settlement, suit or satisfaction of judgment, arising from their conduct in discharging their duties or in performing functions or services for the school division.

Adopted: August 26, 2008

Legal Refs.: Code of Virginia, 1950, as amended, § 22.1-84.

Cross Refs.: BHD Board Member Compensation and Benefits
EI Insurance Management