

GALLUP-McKINLEY COUNTY PUBLIC SCHOOLS

BOARD OF EDUCATION
RESOLUTION 19-20

WHEREAS, the Board of Education for the Gallup-McKinley County Schools met in special session at the Board Room of Student Support Center, 640 Boardman, New Mexico on May 07, 2019, at 10:00 a.m. in accordance with the New Mexico Open Meetings Act; and;

WHEREAS, Section 10-15-1(B) of the Open Meetings Act (N.M. Stat. Ann. Sections 10-15-1 to 4 (1978)) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission or other policy-making body of any state or local public agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation, or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1(D) of the Open Meetings Act required the Board of Education for the Gallup-McKinley County Schools to determine annually what constitutes reasonable notice of its public meetings;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education for the Gallup-McKinley County Schools that:

- 1. Unless otherwise indicated on the meeting notice, regular meetings of the Board of Education for the Gallup-McKinley County Schools shall be held at the Gallup-McKinley County Schools Student Support Center, located at 640 Boardman, Gallup, New Mexico, at 6:00 p.m. Off-site scheduled regular meetings will be held at other locations and will begin at 6:00 p.m. as follows:

Table with 5 columns: Day, Date, Location, City, Time. Rows include Monday September 16, 2019 (Thoreau Mid, Thoreau, NM, 6PM), Monday October 28, 2019 (Tohatchi Elem, Tohatchi, NM, 6PM), Tuesday February 18, 2020 (David Skeet Elem, Vanderwagon, NM, 6PM), and Monday March 30, 2020 (Navajo Mid, Navajo, NM, 6PM).

- 2. Regular meetings shall be held every third Monday intervals throughout the year. When the third Monday is a legal holiday or school holiday, the meeting will be held on Tuesday. A proposed agenda will be available at least seventy-two (72) hours before the meeting from the Superintendent's Office located in the Student Support Center, 640 Boardman, Gallup, New Mexico. Notice of any other regular meetings will be given ten (10) days in advance of the meeting date.
3. Special meetings may be called by the President of the Board of Education or a majority of the members upon seventy-two (72) hours' notice.
4. Emergency meetings will be called only under circumstances, which demand immediate action to protect the health, safety and property of citizens or substantial financial loss to the School District. The Board of Education for the Gallup-McKinley County Schools will avoid emergency meetings whenever possible. The President or a majority of the members upon twenty-four (24) hours' notice may call emergency meetings, unless threat of personal injury or property damage require less notice. Within ten days of taking action on an emergency matter, the public body shall report to the Attorney General's office the action taken and the circumstances creating the emergency.
5. For the purpose of regular, special, and emergency meetings; notice requirements for regular and special meetings are met when notice of the date, time, place and general subject matter to be discussed is posted on the School District's website (www.gmcs.k12.nm.us) and with the posting of notices in the District Administration Complex in Gallup, New Mexico. To supplement notice, but not required for meeting the notice requirement of the Open Meetings Act, the School District will also have notice of meetings sent to a newspaper of general circulation in the School District to be published in accordance with the newspaper's deadline requirements and the Superintendent's secretary shall also mail and/or email and/or fax copies of the written notice to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings.
6. In addition to the information specified above, all notices shall include the following language: If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Superintendent's Office at (505) 721-1000 extension 11189 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Superintendent's Office at (505) 721-1000 extension 11189 if a summary or type of accessible format is needed.

7. Copies of Board Meeting Notices, Meeting agendas and approved Minutes of meetings shall be available from the Superintendent's Office located in the Student Support Center, 640 Boardman, Gallup, New Mexico. Additionally, notices of board meetings, agendas and approved minutes will be posted on the School District's website, www.gmcs.k12.nm.us, when practicable in a reasonable amount of time. Copies of draft minutes already prepared and available for the Board's review and approval may be obtained through a request under the Inspection of Public Records Act ("IPRA"), N.M. Stat. Ann. §§ 14-2-1 to -12 (1947, as amended through 2013).
8. The Board of Education of the Gallup-McKinley County Schools desires to allow Board members to participate by means of telephone conference call or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person. In accordance with Section 10-15-1(C) of the Open Meetings Act, a member of a local public body may participate in a meeting of the public body by means of telephone conference call or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time and members of the public attending the meeting are able to hear any member of the public body who speaks during the meeting, so long as this practice is allowed by law or rule of the public body.
9. The Board of Education for the Gallup-McKinley County Schools may close a meeting to the public only if the subject matter of such discussion or action is exempted from the open meeting requirement under Section 10-15-1(H) of the Open Meetings Act.
 - (a) If any meeting is closed during an open meeting, such closure shall be approved by a majority vote of a quorum of the Board of Education taken during the open meeting. The authority for the closure and the subjects to be discussed shall be stated in the motion for closure and the vote on closure of each individual member shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in a closed meeting; and
 - (b) If the decision to hold a closed meeting is made when the Board of Education is not in open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstances and stating the specific provision of law authorizing the closed meeting and the subjects to be discussed, is given to the members and to the general public; and
 - (c) Except as provided in Section 10-15-1(H), any action taken as a result of discussions in a closed meeting shall be made by vote of the Board of Education in an open public meeting.
 - (d) Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.

PASSED BY THE BOARD OF EDUCATION FOR THE GALLUP-McKINLEY COUNTY SCHOOLS THIS 07th DAY OF MAY 2019.



Michael W. Schaaf
Michael W. Schaaf, Secretary

Charles Long
Charles Long, President

PUBLISH ONE TIME: