

OPEN MEETINGS RESOLUTION – 2018-2019 SCHOOL YEAR

WHEREAS, Section 10-15-1(D) NMSA 1978 requires the Alice King Community School Governing Council (the "Council"), to determine what notice for a public meeting shall be reasonable, and

WHEREAS, the Council met in its Annual Meeting at 8100 Mountain Road Place NE, Albuquerque, New Mexico 87110 on September 19, 2018, at 5:30 p.m.

NOW, THEREFORE, BE IT RESOLVED by the Council that reasonable notice to the public of any meetings of the Council shall consist of:

1. As to any Regular Meeting:

- a. The Alice King Community School governing Council will hold its Regular Meetings on the second Wednesday of every month at 8100 Mountain Road NE, Albuquerque, New Mexico 87110 at 5:30 p.m. This meeting schedule will be available for inspection in the office of the Head Administrator, available for inspection by members of the public during business hours, or
- b. Public announcement at any previous meeting of the date, time, and place it is to be held, or
- c. Posting a notice of the date, time, and place least ten (10) days in advance of the meeting, or
- d. The agenda for each regularly scheduled meeting will be available at least seventy-two (72) hours prior to the meeting on the front door of the school at 8100 Mountain Road NE, Albuquerque, New Mexico 87110. The agenda will also be posted at the school's website at <http://www.akcs.org>.

2. As to any Special Meeting:

The President or a majority of the members with at least three days notice may call special meetings. The notice shall include an agenda for the meeting or information on how members of the public may obtain a copy of the agenda. The agenda shall be available to the public at least seventy-two (72) hours before any special meeting.

3. As to any Emergency Meeting:

Emergency meetings will be called only under unforeseen circumstances that demand immediate action to protect the health, safety and property of citizens or to protect the School from substantial financial loss. Emergency meetings may be called to make decisions about immediately pending or threatened litigation provided that such litigation could result in injury or damage to persons or property or substantial financial loss to the Council. The Council will avoid emergency meetings whenever possible. Emergency meetings may be called by the President or majority of the members upon twenty-four (24) hours notice, unless threat of personal injury or property damage or pending or threatened litigation requires less notice. The notice for all emergency meetings shall include an agenda for the meeting or information on how the public may obtain a copy of the agenda.

4. For the purpose of regular meetings described in paragraph 1 of this resolution, notice requirements are met if notice of date, time, place and agenda is posted on the front door of the school at 8100 Mountain Road NE, Albuquerque, New Mexico 87110. or online at


<http://www.akcs.org>. Copies of the written notice shall also be mailed or emailed to those broadcast stations licensed by the Federal Communication Commission and newspapers of general circulation that have made a written or emailed request for notice of public meetings.

5. For the purpose of special meetings and emergency meetings described in paragraph 2 and 3 of this resolution, notice requirements are met if notice of the date, time, place and agenda is posted on the front door of the school at 8100 Mountain Road NE, Albuquerque, New Mexico 87110. Telephone or email notice shall be given 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. **As to any Closed Meeting,**
 - a. The Council may close a meeting to the public only if the subject matter of such discussion or action is excepted from the open meeting requirement under Section 10-15-1(H) of the Open Meetings Act.
 - b. If any meeting is closed during an open meeting, such closure shall be approved by a majority of a quorum of the Council taken during the open meeting. The authority for the closed meeting and the subjects to be discussed shall be stated with reasonable specificity in the motion to close and the vote of each individual member on the motion to close shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in the closed meeting.
 - c. If a closed meeting is conducted when the Council is not in an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstances, stating the specific provision of law authorizing the closed meeting and the subjects to be discussed with reasonable specificity is given to the members and to the general public.
 - 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 of closure.
 - e. Except as provided in Section 10-15-1(H) of the Open Meetings Act, any action taken as a result of discussions in a closed meeting shall be made by vote of the Council in an open public meeting.
7. Participation by a member of the Council in a meeting by conference telephone or other similar equipment is permissible when it is otherwise difficult or impossible for the member to attend the meeting in person, provided that each Council 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 Council who speaks during the meeting.
8. The Council may recess and reconvene a meeting to a day subsequent to that stated in the meeting notice if, prior to recessing, the Council specifies the date, time, and place for continuation of the meeting and, immediately following the recessed meeting, posts notice of the date, time, and place for the reconvened meeting on or near the door of the place where the original meeting was held and at <http://www.akcs.org>.

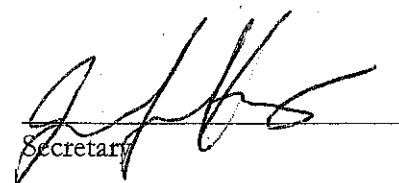
9. Only matters appearing on the agenda of the original meeting will be discussed at the reconvened meeting.

IT IS FURTHER DETERMINED that substantial compliance with any one or more of the foregoing alternatives which may be applicable is reasonable notice, but this determination shall not be construed to prevent the use of additional means or methods of making known the date, time, and place of holding any public meeting, or other information with reference thereto, as may be directed from time to time by or under the authorization of the Head Administrator. Further, this Resolution shall not be construed to require notice in instances where the same is not required by law. All or part of this Resolution may be amended or modified by the Council from time to time. If any provision or clause of this Resolution is held invalid, such invalidity shall not affect the other provisions or clauses of this Resolution, which can be given effect without the invalid provisions or clauses, and to this end, the provisions and clauses of this resolution are declared to be severable.

DONE this 19th day of September, 2018.



President

ATTEST: 

Secretary