

8000 COUNTY BOARD OF EDUCATION

8500 MEETINGS

8560 PROCEDURES

**8564 CLOSED SESSIONS**

The agenda for each meeting shall include a description of the matters to be discussed in the session and will also cite the statutory authority for the closed session in the terms prescribed by the Government Code Section 54954.5. Oral announcements of the closed sessions must be made in addition to the agenda notice. In the closed session, the Board may consider only those matters identified on the agenda.

Closed sessions may be held by the Board as authorized by law. This authorization includes, but is not limited to the following:

1. To consider the appointment, employment, evaluation of performance or dismissal of a public employee.
2. To hear complaints or charges brought against such employee by another person or employee unless such an employee requests a public hearing.
3. To confer with or to receive advice from its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the Board in the litigation.
4. To consider the suspension, expulsion or disciplinary action of a pupil, unless the pupil or the pupil's parent or guardian request that the hearing be held as a public meeting.
5. To consider information presented in interdistrict transfer appeals if such information is confidential as to employees and/or students.
6. To review its position and instruct the Board's designated representative regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits to represented and unrepresented employees.

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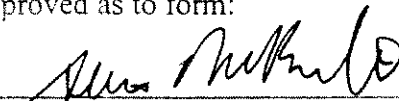
**8564 CLOSED SESSIONS (concluded)**

7. To conduct any meeting and negotiating discussion with a recognized or certified employee organization, any meeting of a mediator with either party or both parties to the meeting and negotiating process, any hearing, meeting or investigation conducted by a fact-finder or arbitrator and any meeting with the Board's designated representative for the purpose of discussing its position and instructing its designated representative regarding any matter within the scope of representation.
8. To meet with its negotiator prior to the purchase, sale, exchange or lease of real property to give instructions to its negotiator regarding the price and terms of payment for the purchase, sale, exchange or lease, after identifying in open session the real property or real properties which the negotiations may concern and the person or persons with whom its negotiator may negotiate.
9. To meet with the Attorney General, District Attorney, Sheriff or Chief of Police, or their representatives, on matters posing a threat to the security of public buildings or the public's right of access.
10. To give testimony before a grand jury, either as individuals or a body.

Action of the Board on any matter considered during a closed session shall be reported as required by Government Code Section 54957.1.

References: Education Code 35146, 48912, 48918, 48920  
 Government Code 3549.1, 54954.2, 54954.5, 54956.8,  
 54956.9, 54956.95, 54957, 54957.1, 54957.6, 54957.7

Approved as to form:

  
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 Deputy County Counsel

Approved by  
 Marin County Board of Education - 9/26/89  
 Revised - 5/10/94