



**Poudre School District  
Board of Education Policies**

Policy Type: **Governance Process**  
Policy No.: **GP 3.12**  
Policy Title: **Bylaws of the Board of Education**  
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The Bylaws of the Board of Education of Poudre School District R-1 govern its organization and operation, and consist of the District Ends (“DE”) Policies, Executive Limitation (“EL”) Policies, Governance Process (“GP”) Policies, and Board-Superintendent Relationship (“BSR”) Policies. These Policies are collectively referred to herein as the “Board of Education Policies.” In addition to the District’s other Board of Education Policies, the Bylaws of the Board of Education include the following:

1. Board Members
  - a. The Board of Education shall consist of seven members.
  - b. Members of the Board of Education shall serve under a director district plan of representation and shall each be voted on at large by the eligible electors of the entire District.
2. Board Officers
  - a. The officers of the Board of Education shall be a President, a Vice-President, a Secretary, a Treasurer, and an Assistant Secretary.
  - b. The President and Vice-President shall be members of the Board of Education and shall be elected by majority vote of the entire Board.
  - c. The Treasurer, Secretary and Assistant Secretary may be members of the Board of Education or District employees, and shall be appointed by the Board.

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- d. As required by law, the Treasurer, Secretary and Assistant Secretary shall each be covered by a surety bond conditioned upon the faithful performance of their duties and in a form satisfactory to the Board of Education.
  - e. The President shall serve as the presiding officer at meetings of the Board of Education. In the absence or inability to serve of the President, the Vice-President shall serve as the presiding officer. In the absence or inability to serve of the President and Vice-President, any member of the Board may call the meeting to order and the Board shall then elect one of its members who are present to serve as the presiding officer for the meeting as long as the President and Vice-President are absent and/or unable to serve.
3. Election of Board Officers
- a. The presiding officer shall initially call for a vote on the question of whether the President and Vice-President shall be elected by publicly recorded oral roll-call vote of the Board members present, or by secret ballot of the Board members present. After this initial vote, the presiding officer shall conduct the election for the office of President in accordance with the procedures set forth in this section 3. The newly elected President shall then assume the role of presiding officer and conduct the election for the office of Vice-President in accordance with the procedures set forth in this section 3.
  - b. The presiding officer shall call for nominations from the other Board members.
    - (1) Board members shall make their nominations, which may result in any number of one or more nominees standing for election. A “second” is not required for any nomination, but a member must accept his or her nomination in order to stand for election.
    - (2) The presiding officer shall announce: “Hearing no more names, the nominations for [Board President] [Board Vice-President] are closed.”
  - c. If the initial vote described in paragraph 3(a) above is for the President and Vice-President to be elected by publicly recorded oral roll-call vote, then the voting shall proceed in that manner.
  - d. If the initial vote described in paragraph 3(a) above is for the President and Vice-President to be elected by secret ballot, then the voting shall proceed as described below in this section 3(d).
    - (1) Board members shall each cast a secret ballot for one member out of those nominated and fold their ballot in half after voting. If only one Board

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member is nominated for an office, the Board may dispense with the use of secret ballots and instead elect the single nominee by acclamation.

- (2) Folded ballots shall be collected by the Board Secretary or Assistant Secretary and taken to Legal and Policy Counsel, who shall tally the votes and announces the results. In the absence of Legal and Policy Counsel the Superintendent, or an administrator authorized by the Board to act in place of the Superintendent, shall tally the votes and announce the results.

e. The Board member who receives a majority of the votes cast is elected.

- (1) If no member receives a majority of the votes cast, a runoff shall be held between the two members with the most votes using the same basic procedures described above in paragraph 3(c) or section 3(d), as applicable.
- (2) If three or more members tie for the most votes, runoffs shall be held between them using the same basic procedures described above in paragraph 3(c) or section 3(d), as applicable, until one member is elected with a majority of the votes cast.
- (3) If two or more members tie for the second-most votes, runoffs shall be held between them using the same basic procedures described above in paragraph 3(c) or section 3(d), as applicable, until one is selected for a final runoff election with the member who received the most votes in the first round.

#### **4. Board Meetings**

- a. Unless notice is otherwise provided in accordance with governing law, regular meetings of the Board of Education shall be held in the Boardroom at the Johannsen Support Services Center, 2407 LaPorte Avenue, Fort Collins, Colorado. Dinner sessions and executive sessions during Board meetings at the Johannsen Support Services Center may be held in the Superintendent's office/conference room adjacent to the Boardroom.
- b. Except as otherwise provided on the School Calendar and unless canceled or postponed by action of the Board, regular meetings of the Board of Education shall be held on the second and fourth Tuesday of each calendar month beginning at the times specified in the public notice of each such meeting provided as required by law.

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- c. As authorized by law, Board members may attend and participate in regular and special Board meetings at which a quorum is physically present in one location (including executive sessions held at such meetings) electronically via telephone, videoconferencing or other electronic means in accordance with the terms of this section 4(c).
  - (1) The electronic attendance and participation of a member at any Board meeting may upon the member's request be approved by the Board if it determines that extenuating circumstances prevent the member from attending and participating in person. The Board's determination and approval/disapproval when such requests are made shall be recorded in the meeting minutes.
  - (2) Board meetings at which a member attends and participates electronically shall be open to the public (except for any portion held in executive session) and shall otherwise comply with all laws governing meetings of the Board of Education.
  - (3) During the portion of any Board meeting at which a member attends and participates electronically, the member must be able to hear and be heard (and if deemed necessary by the Board, also see the proceedings) so as to meaningfully participate and be included in the recording made of the meeting.
- d. A quorum shall consist of a simple majority of those members serving on the Board of Education. Official action may only be taken at a regular or special Board meeting when a quorum is present.
- e. Except as otherwise provided by law, official Board action requires a majority vote by a quorum of the Board of Education.
- f. The Board shall only vote on proposed motions and resolutions that concern matters affecting the District's education of students and/or District operations.
- g. Except as otherwise provided by law or the District's Board of Education Policies, Board meetings shall be conducted in accordance with ROBERT'S RULES OF ORDER, NEWLY REVISED. Matters not covered by ROBERT'S RULES OF ORDER, NEWLY REVISED, shall be dealt with as determined by the presiding officer at the meeting. Such determinations by the presiding officer may be appealed by another member of the Board of Education, which appeals shall be decided by Board action.
- h. Meeting minutes shall be approved by the Board of Education after a reasonable opportunity has been provided for Board members to review and

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correct them. Upon Board approval, the minutes shall be permanently maintained as the official record of the meeting to which they apply.

#### **5. Adoption, Revision and Deletion of Policies and Regulations**

a. The proposed adoption, revision and deletion of policies and regulations for which the Board of Education has responsibility under governing law and/or the District's Board of Education Policies shall normally be dealt with in two readings, as follows:

- (1) First Reading. The proposed adoption, revision or deletion shall be considered and discussed by the Board of Education at a regular or special meeting.
- (2) Second Reading. At a subsequent meeting, the Board of Education shall consider the proposed adoption, revision or deletion, and any amendments thereto, and shall take action on the proposal.
- (3) Additional Reading. Amendments to the proposed adoption, revision or deletion shall not require an additional reading unless the Board of Education determines that further consideration and/or discussion is required.

b. The Board of Education may take action on the proposed adoption, revision or deletion of policies and regulations for which it has responsibility under governing law and/or the District's Board of Education Policies without a second reading if the Board determines that under the circumstances such immediate action is required.

#### **6. Responding to Written Complaints and Concerns Expressed by Students, Parents/Guardians, Members of the General Public and Employees**

a. Any student, parent/guardian, member of the general public or employee may address complaints and concerns orally or in writing to the Board as a whole or to Board members individually. Unless otherwise provided by law, the Employee Agreement, or a District policy or regulation, written complaints and concerns shall be handled in accordance with the terms and conditions in this section 6.

b. Individual Board members who receive written complaints/concerns may respond on their own behalf, but may not respond on behalf of the Board of Education unless authorized to do so by Board action or as otherwise provided in this section 6.

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- c. When a written complaint/concern is addressed to the Board as a whole or separately to every Board member, or when a written complaint/concern is addressed separately to one or more but fewer than all Board members who wish the complaint/concern to be considered by the Board as a whole, the following procedures shall apply:
  - (1) If the matter is not one regarding which Board members have personal knowledge or if the Board wishes to have additional information on the matter, a copy of the written complaint/concern shall be provided to the Superintendent. The Superintendent shall in turn utilize District staff and other resources to investigate the matter as necessary to determine the facts and issues involved and/or to obtain information requested by the Board, and shall then report his/her findings and conclusions to the Board members.
  - (2) When Board members believe they are sufficiently informed on the matter, they shall determine if they believe Board action is required.
  - (3) If it is not determined that Board action is required, the President shall so communicate to the person(s) who addressed the written complaint/concern to the Board.
  - (4) If it is determined that Board action is required, the Board shall consider the matter in public session and/or executive session as permitted by law. Based on its consideration of the matter the Board may take additional steps as it deems appropriate, which may include but shall not be limited to any one or more of the following: (A) require that further investigation be conducted at the direction of the Superintendent or by an independent third-party; (B) conduct one or more hearings to gather relevant facts or address outstanding questions; (C) issue an oral or written decision regarding the written complaint/concern; and/or (D) require that the Superintendent take specific action(s) related to the written complaint/concern.