0165 VOTING

All Board of Education actions requiring a vote may be conducted by voice, show of hands, or roll call provided that the vote of each member is recorded in the minutes of the meeting. Proxy voting shall not be permitted.

Abstentions shall not be counted as votes but shall be recorded; a member who abstains from voting is deemed to acquiesce in the outcome of the vote.

All motions shall require for adoption the majority vote of Board members present and voting, except as provided by statutes of the State of New Jersey, this bylaw, or parliamentary authority and provided that the number of affirmative votes is at least a majority of the Board's quorum.

1. The affirmative votes of three-quarters of the members present are required for the conduct of a Board meeting when adequate notice has not been provided in accordance with law, N.J.S.A. 10:4-9;

2. A two-thirds vote of the full membership of the Board is required for:

   a. Bids that have been advertised pursuant to N.J.S.A. 18A:18A-4 on two occasions and;

      (1) No bids have been received on both occasions in response to the advertisement; or

      (2) The Board of Education has rejected such bids on two occasions because it has determined that they are not reasonable as to price, on the basis of cost estimates prepared for or by the Board of Education prior to the advertising therefore, or have not been independently arrived at in open competition; or

      (3) On one occasion no bids were received pursuant to #(1) and on one occasion all bids were rejected pursuant to #(2), in whatever sequence; any such contract may then be negotiated.

   b. Purchase of goods also available under state contract when the Board has received at least three quotations and the
lowest responsible quotation is at least ten percent less than the price under the state contract for the identical goods and quantities, N.J.S.A. 18A:18A-5.e;

c. Determine that it is necessary, in a Type II school district having a Board of School Estimate, to sell bonds to raise money for any capital project, N.J.S.A. 18A:22-27; and

d. Sell bonds of a Type II district without further advertisement at private sale if no legally acceptable bid is received for the bonds pursuant to N.J.S.A. 18A:24-45.

3. A majority vote of the full membership of the Board is required for:


   b. Adoption or alteration of a course of study, N.J.S.A. 18A:33-1;


   e. Appointment, transfer, removal and/or renewal of teaching/certificated and/or non-certificated staff members, N.J.S.A. 18A:25-1, 27-1;

   f. Fix and determine, in a Type II district having no Board of School Estimate, the amount of money to be raised for budgets and capital construction, N.J.S.A. 18A:22-32, 22-39;

   g. Approval of employee salary deductions for hospital and insurance plans and government bonds, N.J.S.A. 18A:16-8;

   h. Authorization, in Type II school districts, of school bonds, N.J.S.A. 18A:24-10;
i. Decision to establish with other school districts a county audiovisual educational aid center, N.J.S.A. 18A:51-1;


k. Disposition or exchange of lands owned by the Board, N.J.S.A. 18A:20-5, 20-8;

l. Purchase of bonds or other obligations as investments, N.J.S.A. 18A:20-37;

m. Removal of the President or Vice President of the Board, N.J.S.A. 18A:15-2;

n. Restoration or removal following suspension of an Assistant Superintendent, Principal, or teacher, N.J.S.A. 18A:25-6;


q. Direct the Secretary of the Board to deduct salaries of employees to participate in any plan for the purchase of bonds of the United States government, N.J.S.A. 18A:16-8;

r. Appointment and salary of Executive Superintendent in district in city of the first class with a population over 325,000 have a unit control organizational structure.

4. A roll call vote of the Board is required for the following actions with the necessary vote as indicated:

<table>
<thead>
<tr>
<th>Issue</th>
<th>Required Vote</th>
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<tbody>
<tr>
<td>a.</td>
<td>Salary deductions for government bonds</td>
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<tr>
<td>b.</td>
<td>Appointment of a secretary of Board of Education; terms; compensation; vacancy</td>
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<td>c.</td>
<td>Assistant and acting secretaries;</td>
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</table>

g. Appointment of Majority of the shared Superintendent, membership of each Board School Business Administrator; terms N.J.S.A. 18A:17-24.3
i. Unit control Majority of organizational full Board structure; Executive Superintendent N.J.S.A. 18A:17A-1
l. Type II districts Majority of districts full Board with Board of School Estimate; determination; certification and raising of appropriations; notice of appeal
m. Type II districts  Two thirds of
with Boards of School full membership
Estimate; estimate by of Board
Board of Education;
certification of

n. Determination of Board of School
amounts by Board of Estimate majority of
School Estimate full Board

o. Type II districts Majority of
without Board of full Board
School Estimate;
determination and
certification of

p. Type II districts Majority of
without Board of full Board
School Estimate;
submission of capital

q. School bonds, when Majority of
deemed to be full Board
authorized Type II. N.J.S.A 18A:24-10

r. Private sale if no Two thirds of
bids at public sale full membership
N.J.S.A. 18A:24-45 of Board

s. Transfer of teaching Majority of
staff member N.J.S.A. full Board
18A:25-1

t. Suspension of Majority of
Assistant membership
Superintendents,
Principals and
teaching staff members

u. Appointment of Majority of
teaching staff full Board
members; vote required

v. Board of Education, Majority of
procedure for certain full Board
personnel actions;
recommendation of
Chief School
Administrator

w. Renewal of personnel Majority of

x. Withholding Majority of
increments; causes full Board
notice of appeals

y. District to furnish Majority of
suitable facilities; full Board
adoption of courses
of study N.J.S.A.
18A:33-1

z. Textbooks; selection; Majority of
furnished free with full Board
supplies;
appropriations N.J.S.A.
18A:34-1

aa. Single county Majority of
educational full membership
audiovisual aids
center in county

N.J.S.A. 10:4-14

Adopted: 25 November 2002