

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. Remote voting via electronic mechanisms shall be limited to voice votes or a recording of votes by verbal roll call, and shall only be permitted during a virtual board meeting conducted pursuant to the provisions of Board Policy 0170 – Virtual Board Meetings.

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 Board is required for:
 - a. placement without bid of a nonexempt contract in excess of the bid threshold established in accordance with law after two unsuccessful advertisements for bids and a determination that no government entity can perform the work or furnish the goods, N.J.S.A. 18A:18A-5;
 - b. placement of a nonexempt negotiated contract in excess of the bid threshold established in accordance with law after the Board has on two occasions rejected unreasonable bids, N.J.S.A. 18A:18A-5; and
 - c. 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.
3. A majority vote of the full Board is required for:
 - a. admission after October 1 of a pupil who has never attended school, N.J.S.A. 18A:38-6;
 - b. adoption or alteration of a course of study, N.J.S.A. 18A:33-l;

- c. application for membership in an established county audiovisual aid center, N.J.S.A. 18A:51-11;
- d. appointment of a Superintendent, N.J.S.A. 18A:17-15; School Business Administrator, N.J.S.A. 18A:17-14.1; Board Secretary, N.J.S.A. 18A:17-5; Assistant Superintendent, N.J.S.A. 18A:17-16; or Assistant Board Secretary, N.J.S.A. 18A:17-13;
- e. appointment or transfer of a teaching staff member, N.J.S.A. 18A:25-1, 27-1;
- f. approval of 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 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;
- j. determination of sufficiency of charges warranting dismissal or reduction in salary of a tenured employee, N.J.S.A. 18A:6-11;
- 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;
- o. selection of textbooks, N.J.S.A. 18A:34-1; or
- p. withholding a salary increment, N.J.S.A. 18A:29-14.

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

Issue	Required Vote
a. salary deductions for government bonds N.J.S.A. 18A:16-8	majority of full Board
b. appointment of a secretary of Board of Education; terms; compensation; vacancy N.J.S.A. 18A-17-5	majority of full Board

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| c. | assistant and acting secretaries; appointment, powers and duties N.J.S.A. 18A:17-13 | majority of full Board |
| d. | appointment of Superintendents; terms; apportionment of expense N.J.S.A. 18A:17-15 | majority of full Board |
| e. | appointment and removal of Assistant Superintendents N.J.S.A. 18A:17-16 | majority of full Board |
| f. | appointment of Administrative Principals N.J.S.A. 18A:17-20.5 | majority of full Board |
| g. | appointment of shared Superintendent, School Business Administrator; terms N.J.S.A. 18A:17-24.3 | majority of the membership of each Board |
| h. | appointment; salary; removal of Business Managers N.J.S.A. 18A:17-25 | majority of full Board |
| i. | unit control organizational structure; Executive Superintendent N.J.S.A. 18A:17A-1 | majority of full Board |
| j. | disposition of property N.J.S.A. 18A:20-5 | majority of full Board |
| k. | exchange of lands N.J.S.A. 18A:20-8 | majority of full Board |
| l. | Type II districts with Board of School Estimate; determination; certification and raising of appropriations; notice of appeal N.J.S.A. 18A:22-26 | majority of full Board |
| m. | Type II districts with Boards of School Estimate; estimate by Board of Education; certification of estimate N.J.S.A. 18A:22-27 | two-thirds of full membership of Board |
| n. | determination of amounts by Board of School Estimate N.J.S.A. 18A:22-31 | Board of School Estimate majority of full Board |
| o. | Type II districts without Board of School Estimate; determination and certification of appropriation N.J.S.A. 18A:22-32 | majority of full Board |

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| p. | Type II districts without Board of School Estimate; submission of capital projects N.J.S.A. 18A:22-39 | majority of full Board |
| q. | school bonds, when deemed to be authorized Type II. N.J.S.A 18A:24-10 | majority of full Board |
| r. | private sale if no bids at public sale N.J.S.A. 18A:24-45 | two-thirds of full membership of Board |
| s. | transfer of teaching staff member N.J.S.A. 18A:25-1 | majority of full Board |
| t. | suspension of Assistant Superintendents, Principals and teaching staff members N.J.S.A. 18A:25-6 | majority of membership |
| u. | appointment of teaching staff members; vote required N.J.S.A. 18A:27-1 | majority of full Board |
| v. | Board of Education, procedure for certain personnel actions; recommendation of Chief School Administrator N.J.S.A. 18A:27-4.1 | majority of full Board |
| w. | renewal of personnel N.J.S.A. 18A:27-4.1 | majority of full Board |
| x. | withholding increments; causes notice of appeals N.J.S.A. 18A:29-14 | majority of full Board |
| y. | district to furnish suitable facilities; adoption of courses of study N.J.S.A. 18A:33-1 | majority of full Board |
| z. | textbooks; selection; furnished free with supplies; appropriations N.J.S.A. 18A:34-1 | majority of full Board |
| aa. | single county educational audiovisual aids center in county N.J.S.A. 18A:51-11 | majority of full membership |

N.J.S.A. 10:4-14
Board Policy 0170 – Virtual Board Meetings

Approved: February 1, 2000
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