



Origination:	04/2004
Last Approved:	05/2019
Last Revised:	05/2019
Next Review:	05/2025
Owner:	<i>BOT Board of Trustees:</i>
Policy Area:	<i>Chapter 2 Board of Trustees</i>
References:	<i>Legally Required</i>

BP 2330 Quorum and Voting

(Replaces current SBCCD BP 2130)

Four Board members, other than the Student Trustees, shall constitute a quorum for the transaction of business. The Board of Trustees shall act by majority vote of all voting members of the Board. In the event of a minimum quorum, all four Board members must vote in favor of motions to pass motions.

No action shall be taken by secret ballot. The Board will publicly report any action taken in open session and the vote or abstention of each individual member present.

The following actions require a two-third majority of all members of the Board:

- A. Resolution of intention to sell or lease real property (except where a unanimous vote is required);
- B. Resolution of intention to dedicate or convey an easement;
- C. Resolution authorizing and directing the execution and delivery of a deed;
- D. Action to declare the District exempt from the approval requirements of a planning commission or other local land use body;
- E. Resolution providing for the transfer from the reserve for contingencies to any expenditure classification;
- F. Resolution to condemn real property;
- G. Resolution to pursue the authorization and issuance of bonds pursuant to paragraph (3) of subdivision (b) of Section 1 of Article XIIA of the California Constitution and subdivision (b) of Section 18 of Article XVI of the California Constitution.

The following actions require a unanimous vote of all members of the Board:

- A. Resolution authorizing a sale or lease of District real property to the state, any county, city, or to any other school or community college district;
- B. Resolution authorizing lease of District property under a lease for the production of gas.
- C. Any authorization to change an existing construction contract.

References:

Education Code Sections 15266, 72000 subdivision (d)(3), 81310 et seq., 81365, 81511, and 81432;
 Government Code Sections 53094 and 54950 et seq.;

Code of Civil Procedure Section 1245.240

Attachments

[BP 2330 Quorum and Voting - Comments](#)
[BP 2330 Quorum and Voting - Legal Citations](#)
[Legal Update 33 Overview Rev. 10-25-18.docx](#)

Approval Signatures

Step Description	Approver	Date
	Policy Stat	05/2019
	Policy Stat	05/2019
	Policy Stat	05/2019
	Policy Stat	05/2019
	Policy Stat	05/2019

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