

#9220.4

Removal of Board Officers
(formerly Board Member Removal from Office)

~~Any officer of the Board, except the Treasurer, may be removed from office by a two-thirds (2/3) vote of the entire membership of the Board. The Chairperson shall select a temporary officer to act in that capacity for a period of time not to exceed six (6) weeks, during which time a special election for that office shall be held, as specified under the terms of Madison Board of Education Bylaw #9400. The newly elected officer shall serve out the term of the officer being replaced.~~

Date of Adoption: ~~_____~~ 3/7/95

Reference: ~~_____~~ Bylaw # 9220.3
~~_____~~ Bylaw # 9400

It is the policy of the Madison Board of Education (the "Board") that officers of the Board will:

1. adhere to all Board policies, rules and regulations;
2. conduct themselves in a fair and impartial manner; and
3. carry out the duties of their respective offices in accordance with law.

An officer of the Board may be removed for cause by a majority vote of the entire Board. A vote to remove a Board officer shall only take place at a regular meeting or a special meeting called for that purpose. "Cause," which means a reasonable ground for removal, includes, but is not limited to, any conduct that:

1. specifically relates to and affects the administration of the office in a manner deemed to be deleterious to Board operations;
2. negatively and directly affects the rights and interests of the public;
3. violates Board policies, rules and regulations; or
4. interferes with the orderly and efficient operation of the Board.

Procedures for Removal

The following procedures shall be used in lieu of any procedures set forth in Robert's Rules of Order with respect to any proposed action to remove or take other disciplinary action regarding an officer of the Board for cause:

- 1) The Board shall review the performance and/or conduct of an officer of the Board in open or executive session (as determined by the Board and the Board

45 officer in accordance with the Freedom of Information Act) at a regular or
46 special meeting of the Board, prior to initiating any action to remove or take
47 other disciplinary action regarding a Board officer for cause.
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49 2) If the Board determines as a result of such discussion that formal action is
50 necessary, the Board shall provide the Board officer with:
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52 a) reasonable written notice of the Board’s intent to consider removal or
53 other disciplinary action, including the factual basis for the claimed
54 “cause” for removal of the officer from office, with such notice to be
55 provided after being authorized by majority vote of those Board members
56 present and voting; and
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58 b) an informal opportunity to be heard by the Board regarding such possible
59 removal or other disciplinary action, at which the Board officer shall have
60 the right to be represented by counsel at the Board member’s own expense
61 and to present relevant evidence to the Board. The informal opportunity to
62 be heard shall take place in open or executive session (as determined by
63 the Board and the Board officer in accordance with the Freedom of
64 Information Act) at a regular or special meeting of the Board.
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66 3) Any action to remove or take other disciplinary action regarding a Board
67 officer for cause following such informal hearing shall require an affirmative
68 vote by a majority of all members of the Board.
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70 Service as a Board officer is a privilege, the purpose of which is to assist the Board in
71 conducting its business in an appropriate, orderly and efficient manner. Therefore, any
72 Board member serving as an officer shall have no legally protected right to continue in
73 that position.
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76 Legal References:
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78 Connecticut General Statutes

79 10-218 Officers. Meetings.

80 10-220 Duties of boards of education.
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82 *LaPointe v. Board of Education of the Town of Winchester*, 274 Conn. 806 (2005).
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