

**LIVONIA PUBLIC SCHOOLS
BOARD OF EDUCATION**

**Special Meeting
October 12, 2020 - 6:15 PM
Board Room
15125 Farmington Road
Livonia, Michigan 48154**

AGENDA

- I. ROLL CALL: Tammy Bonifield, Karen Bradford, Colleen Burton, Dan Centers,
Crystal Frank, Liz Jarvis, Mark Johnson**
- II. AUDIENCE COMMUNICATIONS**
- III. REAFFIRM RESOLUTIONS ADOPTED REMOTELY**
- IV. ADJOURNMENT**

**LIVONIA PUBLIC SCHOOLS
BOARD OF EDUCATION MEETING
October 12, 2020**

ITEM: **Reaffirm Resolutions Adopted Remotely**

RECOMMENDATION:

Move that the Board of Education of the Livonia Public Schools School District adopt the attached resolution to ratify and affirm all decisions made by this Board at regular or special board meetings held remotely between April 27, 2020 and the date of this meeting.

RATIONALE:

On October 2, 2020, Michigan Supreme Court issued an opinion concerning the Governor’s authority to issue certain Executive Orders. Express authority to hold entirely remote board meetings came from the Governor’s Executive Orders suspending, to whatever extent necessary, the “physical place” and “physical attendance” requirements of the Open Meetings Act (OMA). Without an express suspension of those requirements, a school board that holds an entirely remote board meeting may be challenged under the OMA requirement to meet “in a place available to the general public.”

Although legislation has been introduced in both the Michigan House of Representatives and Michigan Senate to allow for entirely remote board meetings during state or local health emergencies, the legislation has not been voted on by either legislative body. While the Supreme Court’s ruling should be construed as having only prospective effect, a school board may, in an abundance of caution, consider adopting a motion to ratify all action taken at board meetings held remotely in which a quorum was not convened in a physical location open to the public.

BUDGETARY INFORMATION:

None

RESOURCE PERSONNEL:

Alison Smith, Director of Finance

EXHIBITS:

Attached

**LIVONIA PUBLIC SCHOOLS SCHOOL DISTRICT
RESOLUTION**

Livonia Public Schools School District, Wayne County, Michigan (the "Issuer")

A _____ meeting of the board of education of the Issuer (the "Board") was held in the _____, within the boundaries of the Issuer, on the ____ day of October, 2020, at ____ o'clock in the __.m. (the "Meeting")

The Meeting was called to order by _____, President.

Present: Members

Absent: Members

The following preamble and resolution were offered by Member _____ and supported by Member _____:

WHEREAS, the Board of Education at regular or special board meetings held remotely between April 27, 2020 and the date of this Meeting adopted resolutions and made formal decisions this Board now wishes to ratify and affirm.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. All resolutions adopted by this Board and all decisions made by this Board at regular or special board meetings held remotely between April 27, 2020 and the date of this Meeting are hereby ratified and affirmed.
2. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

Ayes: Members

Nays: Members

Resolution declared adopted.

Secretary, Board of Education

The undersigned duly qualified and acting Secretary of the Livonia Public Schools School District, Wayne County, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by the Board at the Meeting, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, Public Acts of Michigan, 1976, as amended).

Secretary, Board of Education