

**DULCE INDEPENDENT SCHOOL
BOARD OF EDUCATION
OPEN MEETINGS ACT RESOLUTION**

WHEREAS, the Dulce Independent School Board of Education met in regular session at the School Board Room of the Dulce Independent Schools Administration Building on April 26, 2011 at 2:30 p.m. as per law; and

WHEREAS, Section 10-15-1 (B) of the Open Meetings Act (NMSA 1978, Sections 10-15-1 to —4) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission or other policy making body of any state or local public agency held for the purpose of taking any action within the authority of or the delegated authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meeting subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1(C) of the Open Meetings Act requires the Dulce Independent School Board of Education determine annually what constitutes reasonable notice of its public meetings;

NOW, THEREFORE, BE IT RESOLVED by the Dulce Independent School Board of Education that:

All meetings shall be held at the Dulce Independent School Administration Building at 2:30 p.m. or as indicated on the meeting notice.

- 2 **All** meetings shall be held each month on the third Tuesday of the month. A proposed agenda will be available twenty four hours prior to the meeting from the Superintendent, whose office is located in Dulce, New Mexico. Notice of any other regular meetings **will** be given ten(10) days in advance of the meeting date.

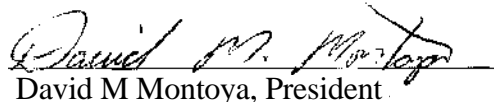
Special meetings may be called by the President or a majority vote of the members upon three(3) days notice.

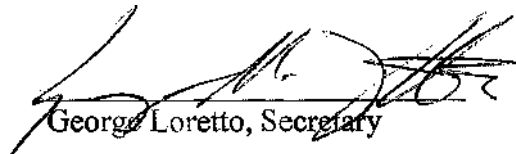
4. Emergency meetings will be called only under circumstances which demand immediate action to protect the health, safety and property of citizens. The Dulce Independent School Board of Education will avoid emergency meetings whenever possible. Emergency meetings may be called by the President or a majority vote of the members upon twenty-four(24) hours notice, unless threat of personal injury or property damage requires less notice.
5. For the purpose of regular meetings described in paragraph 2 of this resolution, notice requirements are met if notice of the date, time, place and general subject matter to be discussed is placed in newspapers of general circulation in the state. The Dulce Independent School Board Secretary shall

also mail copies of the written notice to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation which have made a written request for notice of public meetings.

6. For the purpose of Special meetings and Emergency meetings described in paragraph 3 and 4 of this resolution, notice requirements shall be met by posting notices at the Dulce Post Office and Dulce Independent School Administration Office. The Dulce Independent School Board Secretary shall also mail copies of the written notice to those broadcast stations licensed by the Federal Communication Commission and newspapers of general circulation which have made a written request for notice of public meetings.
7. The Dulce Independent School Board of Education may close a meeting to the public only if the subject matter of such discussion or action is exempted from the open meetings requirement under Section 10-15-1. (E) of the Open Meetings Act.
 - (a) If any meeting is closed during an open meeting, such closure shall be approved by a majority vote of a quorum of the Dulce Independent School Board of Education taken during the open meeting. The authority of the closure and the subjects to be discussed shall be stated in the motion for closure and the vote on the closure of each individual member shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in a closed meeting; and
 - (b) If the decision to hold a closed meeting is made when the Dulce Independent School Board of Education is not in an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstances and stating the specific provision of law authorizing the closed meeting and the subjects to be discussed, is given to the members and to the general public; and
 - (c) Except as provided in Section 10-15-1 (E), any action taken as a result of discussions in a closed meeting shall be made by vote of the Dulce Independent School Board of Education in an open meeting.

Passed by the Dulce Independent School Board of Education on April 26, 2011.


David M Montoya, President


George Loretto, Secretary