



Book	Board Policies
Section	CHAPTER 2: Board of Trustees
Title	Quorum and Voting
Code	BP 2330
Status	Active
Adopted	November 29, 2023
Last Revised	November 29, 2023

### **BP 2330** **Quorum and Voting**

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

A quorum of the Board shall consist of a **simple majority** of members.

The Board of Trustees shall act by majority vote of all of the membership of the Board, except as noted below.

- Three publicly elected or appointed Board members will constitute a quorum for the transaction of business. An affirmative vote of the majority of all publicly elected or appointed Board members will be required for the passage of a motion except where otherwise provided by law.
- 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-thirds majority** of all members of the Board:

- Resolution of intention to sell or lease real property (except where a unanimous vote is required);
- Resolution of intention to dedicate or convey an easement;
- Resolution authorizing and directing the execution and delivery of a deed;
- Action to declare the District exempt from the approval requirements of a planning commission or other local land use body;
- Appropriation of funds from an undistributed reserve;
- Resolution to condemn real property;
- Resolution to pursue the authorization and issuance of bonds pursuant to paragraph (3) of

subdivision (b) of Section 1 of Article XIII A 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:

- 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;
- Resolution authorizing lease of District property under a lease for the production of gas.

*See BP 2310 Regular Meetings of the Board.*

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*(Replaces former SMCCCD BP 1.55)*

Revised: 12/11; 11/14