

BYLAWS

STAFFORD TOWNSHIP BOARD OF EDUCATION

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0165 VOTING

All Board of Education actions requiring a vote may be conducted by voice, show of hands, or roll call provided that the vote of each member is recorded in the minutes of the meeting. Proxy voting shall not be permitted.

Abstentions shall not be counted as votes but shall be recorded; a member who abstains from voting is deemed to acquiesce in the outcome of the vote.

All motions shall require for adoption the majority vote of Board members present and voting, except as provided by statutes of the State of New Jersey, this bylaw, or parliamentary authority and provided that the number of affirmative votes is at least a majority of the Board's quorum.

Action on the following matters have voting requirements as specified herein below:

1. The affirmative votes of three-quarters of the members present are required for the conduct of a Board meeting when adequate notice has not been provided in accordance with law, N.J.S.A. 10:4-9;
2. A two-thirds vote of the full membership of the Board is required for:
 - a. Bids that have been advertised pursuant to N.J.S.A. 18A:18A-4 on two occasions and;
 - (1) No bids have been received on both occasions in response to the advertisement; or
 - (2) The Board of Education has rejected such bids on two occasions because it has determined that they are not reasonable as to price, on the basis of cost estimates prepared for or by the Board of Education prior to the advertising therefore, or have not been independently arrived at in open competition; or
 - (3) On one occasion no bids were received pursuant to #(1) and on one occasion all bids were rejected pursuant to #(2), in whatever sequence; any such contract may then be negotiated.



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- b. Purchase of goods also available under state contract when the Board has received at least three quotations and the lowest responsible quotation is at least ten percent less than the price under the state contract for the identical goods and quantities, N.J.S.A. 18A:18A-5.e;
- c. Determine that it is necessary, in a Type II school district having a Board of School Estimate, to sell bonds to raise money for any capital project, N.J.S.A. 18A:22-27; roll call vote required; and
- d. Sell bonds of a Type II district without further advertisement at private sale if no legally acceptable bid is received for the bonds pursuant to N.J.S.A. 18A:24-45; roll call vote required;
- e. Authorization to petition the Commissioner for authority to transfer surplus or unbudgeted or under budgeted revenue prior to April 1, due to an emergency; N.J.S.A. 18A:22-8.1; roll call vote suggested;
- f. Authorization to petition the Commissioner for authority to transfer surplus or unbudgeted or under budgeted revenue between April 1 and June 30 in order to achieve the thoroughness standards for the current year; N.J.S.A. 18A:22-8.1, N.J.A.C. 6A:10A-8.2(a), N.J.A.C. 6A:23-2.11(b);
- g. Adopting a new corporate title for a school district composed of two or more municipalities; N.J.S.A. 18A:8-17.1; roll call vote suggested;
- h. Endorsing approval of a lease purchase and authorizing the Superintendent and/or Board Secretary to advertise and solicit proposals in connection with a lease purchase, and to request state approval of a lease purchase of five years or less; N.J.A.C. 6A:26-10.11(h);
- i. Endorsing approval of a lease of facilities in excess of five years and authorizing the Board to request approval of an amendment to its long range facilities plan to reflect the leased facility; N.J.A.C. 6A:26-10.11(c);



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- j. Authorization to sell or exchange refunding bonds; N.J.S.A. 18A:24-61.9; roll call vote suggested;
 - k. Adopting a refunding bond ordinance by a Type II district; N.J.S.A. 18A:24-61.4; roll call vote suggested;
 - l. Authorization to transfer funds among line items and program categories; N.J.S.A. 18A:22-8.1; roll call vote suggested.
3. A majority vote of the full membership of the Board is required for:
- a. Admission after October 1 of a pupil who has never attended school, N.J.S.A. 18A:38-6;
 - b. Adoption or alteration of a course of study, N.J.S.A. 18A:33-1; roll call vote required;
 - c. Application for membership in an established county audiovisual aid center, N.J.S.A. 18A:51-11;
 - d. Appointment of a Superintendent, N.J.S.A. 18A:17-15; School Business Administrator, N.J.S.A. 18A:17-14.1; Board Secretary, N.J.S.A. 18A:17-5; Assistant Board Secretary, N.J.S.A. 18A:17-13; Administrative Principals, N.J.S.A. 18A:17-20.5; and Shared Superintendent or School Business Administrator, N.J.S.A. 18A:17-24.3. Appointment and removal of Assistant Superintendent(s), N.J.S.A. 18A:17-16 and appointment, salary, and removal of Business Manager in Type I school district, N.J.S.A. 18A:17-25; roll call vote required;
 - e. Appointment, transfer, removal and/or renewal of teaching/certificated and/or non-certificated staff members, N.J.S.A. 18A:25-1, 27-1, 27-4.1; roll call vote required;
 - f. Fix and determine, in a Type II district having no Board of School Estimate, the amount of money to be raised for budgets and capital construction, N.J.S.A. 18A:22-32, 22-39; roll call vote required;
 - g. Approval of employee salary deductions for hospital and insurance plans and government bonds, N.J.S.A. 18A:16-8;



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- h. Authorization, in Type II school districts, of school bonds; N.J.S.A. 18A:24-10; roll call vote required;
- i. Decision to establish with other school districts a county audiovisual educational aid center, N.J.S.A. 18A:51-1; roll call vote required;
- j. Determination of sufficiency of charges warranting dismissal or reduction in salary of a tenured employee, N.J.S.A. 18A:6-11;
- k. Disposition or exchange of lands owned by the Board, N.J.S.A. 18A:20-5, 20-8; roll call vote required;
- l. Purchase of bonds or other obligations as investments, N.J.S.A. 18A:20-37;
- m. Removal of the President or Vice President of the Board, N.J.S.A. 18A:15-2;
- n. Restoration or removal following suspension of an Assistant Superintendent, Principal, or teacher, N.J.S.A. 18A:25-6;
- o. Selection of textbooks, N.J.S.A. 18A:34-1; roll call vote required;
- p. Withholding a salary increment, N.J.S.A. 18A:29-14; roll call vote required;
- q. Direct the Secretary of the Board to deduct salaries of employees to participate in any plan for the purchase of bonds of the United States government, N.J.S.A. 18A:16-8; roll call vote required;
- r. Appointment and salary of Executive Superintendent in district in city of the first class with a population over 325,000 have a unit control organizational structure; N.J.S.A. 18A:17A-1; roll call vote required.
- s. Determination, certification and raising of appropriations in Type II districts with Board of School Estimate; N.J.S.A. 18A:22-26, 22-31; roll call vote required.
- t. Suspension of Assistant Superintendents, Principals and teaching staff members; N.J.S.A. 18A:25-6; roll call vote required.



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- u. Personnel actions as set forth in N.J.S.A. 18A:27-4.1, including renewal of personnel; roll call vote required;
- v. Authorization of board member and employee travel; N.J.S.A. 18A:11-11; roll call vote required;
- w. Applying to the Executive County Superintendent to investigate the advisability of withdrawing from a regional district; N.J.A.C. 6A:32-11.1; roll call vote required;
- x. Submission of capital projects in a Type II district without a board of school estimate; N.J.S.A. 18A:22-39; roll call vote required;
- y. Submitting, for Executive County Superintendent review, the content of separate questions to be submitted to the voters that propose programs in addition to the core curriculum content standards that may be in excess of its adjusted spending growth limitation; N.J.A.C. 6A:23-8.5(b); roll call vote required;
- z. Authorizing purchase of securities; N.J.S.A. 18A:20-37;
- aa. Authorizing the sale of securities; N.J.S.A. 18A:20-39;
- bb. Filling vacancies on elected boards of education (majority vote of remaining members); N.J.S.A. 18A:12-15;
- cc. Disqualifying a bidder who would otherwise be determined to be the lowest responsible bidder due to prior negative experience; N.J.S.A. 18A:18A-4;
- dd. Authorizing changes to the vehicle assignment policy; N.J.A.C. 6A:23A-6.11 and 6.12; roll call vote required.

Adopted: 22 July 2004
Revised: 21 January 2010
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