

Board Bylaws

ROLE OF BOARD AND MEMBERS (POWERS, PURPOSES, DUTIES)

Powers and Duties

The Governing Board's primary goal is to provide each student with an education of the highest quality in keeping with his/her capacity to learn. This goal shall be the basic factor motivating the Board's execution of its powers and duties.

(cf. 0000 - Philosophy, Goals, Objectives & Comprehensive Plans)

The Board is responsible for the general control and direction of education in the district and is empowered to carry on and finance any program or activity that is not in conflict with, inconsistent with, or preempted by law. (Education Code 35160) This broad authority shall be exercised in accordance with the State and Federal Constitutions, laws and regulations. The Board may execute any powers delegated by law to it or to the district which it governs, and shall discharge any duty imposed by law upon it or upon the district which it governs. (Education Code 35161)

The powers and duties of the Board include governance, executive and judicial functions. These relate to the Board's own operations as a governing body and to all functions of the district.

Governance Functions

To fulfill its responsibility, the Board is committed to establishing policies to govern district activities.

(cf. 9310 – Policy Manual)

The Board shall consider and approve or disapprove matters submitted to it by the Superintendent or designee and the public.

The Board shall prescribe rules for its own governance which are consistent with law or with the rules prescribed by the State Board of Education. (Education Code 35010)

(cf. 9300 - Governance)

Executive Functions

The Board is authorized by law to delegate any of its powers and duties to a district officer or employee. The Superintendent or designee shall be the chief executive officer of the Board. In accordance with Board policy, the Board delegates to the Superintendent the authority to carry out Board decisions and to make and carry out any decisions which it delegates. The Superintendent shall be fully responsible for the proper use of this authority.

The Board is ultimately responsible for the performance of any powers or duties delegated.

Board Bylaws

ROLE OF BOARD AND MEMBERS (POWERS, PURPOSES, DUTIES)

Judicial Functions

The Board believes that school employees and citizens have the right to a hearing and resolution of grievances, complaints and criticisms. In order to maintain positive personnel and public relations, the Board, convened, shall serve as a body of appeal for grievances, complaints and criticisms in accordance with Board policies and negotiated employee agreements.

(cf. 1312 - Complaints Concerning School Personnel)

(cf. 2210 - Administrative Leeway in Absence of Governing Board Policy)

(cf. 4144 - Grievances/Complaints)

Legal Reference:

EDUCATION CODE

- 2600-2603 School district boundaries
- 5304 Duties of the governing board (re school district elections) agencies
- 12400-12405 Authority to participate in federal programs
- 17565-17592 Board duties regarding property maintenance and control
- 33003 Operation and organization; bylaws
- 33319.5 Implementation of authority of local agencies
- 35000 District name
- 35010 Control of district; prescription and enforcement of rules
- 35020-35046 Officers and agents (power of governing board to appoint)
- 35100-35351 Governing boards – esp.
- 35160-35185 Powers and duties
- 35291 - Rules

WESTMINSTER SCHOOL DISTRICT

Westminster, California

Bylaw Adopted: July 5, 1990

Revised: March 11, 2010