Board Bylaws

ATTORNEY

The Governing Board recognizes the complex legal environment in which school districts operate and desires reliable, dependable legal advice. The Board also supports collaborative legal efforts with other agencies and districts in order to promote the district's interests.

The Board may use the county counsel, district attorney, or private attorneys to meet the needs of the district.

The Board may appoint legal counsel to perform any of the following duties:

1. Render legal advice to the Board and the Superintendent or designee.

2. Serve the Board and the Superintendent or designee in the preparation and conduct of school district litigation and administrative proceedings.

3. Render advice on school bond and tax increase measures and prepare the necessary forms for the voting of these measures.

4. Perform other administrative duties as assigned by the Board and superintendent or designee.

At his/her discretion, the Board president or superintendent may confer with district legal counsel subject to any limits or parameters established by the Board. In addition, the superintendent or Board president may contact district legal counsel to provide the Board with legal information or advice when so directed by a majority of the Board.

Individual Board members other than the Board president may not seek advice from district legal counsel on matters of district business unless so authorized by a majority of the Board.

Legal Reference:

EDUCATION CODE

35041 Administrative adviser
35041.5 Legal counsel: Relieving duties of county counsel and district attorney
(CCD - Education Code 72419.5)
35204 Contract with attorney in private practice
35205 Contract for specialized legal services
35206 Contract for additional services from county counsel or district attorney

GOVERNMENT CODE

814 et seq. Liability of public entities and public employees (in general)
995-996.6 Defense of public employees
26520 Legal services to school district
26522 Services re school bond issues

Board Bylaws

ATTORNEY

WESTMINSTER SCHOOL DISTRICT
Westminster, California

Bylaw Adopted: July 5, 1990
Revised: April 15, 1993
Revised: May 14, 2009