

## 1230 PUBLIC COMMENTS AT BOARD MEETINGS

The Board of Education encourages public comment on school related matters at Board business meetings, as outlined in this policy. To allow for public comment, a period not to exceed 30 minutes shall be set aside during the first part of each Board meeting for public comment. These periods may be extended by a majority vote of the Board. Members of the public are to address the Board.

Persons wishing to address the Board must advise the District Clerk by telephone prior to 3:00 pm the day of the meeting. Only those that register with the District Clerk will be able to speak during the public comment section. Those wishing to address the Board must provide the District Clerk with their address, telephone number, and email address, as well as a brief description of the topic to be addressed. Any group or organization wishing to address the Board must identify a single spokesperson. Priority will be given to district residents and comments on items on the meeting's agenda.

Presentations should be as brief as possible. No public attendee will be permitted to speak for longer than three minutes, unused time cannot be given to other public attendees. Public attendees may comment on (1) any matter related to district business; (2) any agenda item; or (3) matters related to agenda items specifically or district matters generally, depending on the public participation section.

The Board will not permit in public session discussion involving individual district personnel or students. Persons wishing to discuss matters involving individual district personnel or students should present their comments and/or concerns to the Superintendent during regular business hours.

All attendees are to conduct themselves in a civil manner. Obscene language, defamatory statements, threats of violence, statements advocating racial, religious, or other forms of prejudice will not be tolerated.

Persons making presentations at a Board meeting will address remarks to the President and may direct questions or comments to Board members or other district officials only upon the approval of the President. Board members and the Superintendent shall have the privilege of asking questions of any person who addresses the Board.

Questions and comments from the public concerning matters which are not on the agenda will be taken under consideration and referred to the Superintendent for appropriate action. Persons wishing to have matters included on the agenda shall contact the Superintendent in accordance with Policy 2342, Agenda Preparation and Dissemination.

The President shall be responsible for the orderly conduct of the meeting and shall rule on such matters as the time to be allowed for public discussion and the appropriateness of the subject being presented, as outlined in this policy and applicable provisions of law and regulation, and subject to the Board's parliamentary procedure. The President shall have the right to discontinue any presentation which violates this policy.

### Cross-ref:

2342, Agenda Preparation and Dissemination

### Ref:

*Appeal of Kushner*, 49 EDR 263 (2010) (boards not required to allow the public to speak)

*Matter of Martin*, 32 EDR 381 (1992) (boards need not permit nonresidents to speak)

*Appeal of Wittneben*, 31 EDR 375 (1992) (boards encouraged to permit citizens to speak)

*Matter of Kramer*, 72 St. Dept. Rep. 114 (1951) (boards may put time limits on public speaking)

NYS Department of State, Committee on Open Government, Advisory Opinions OML-AO-#2696 (Jan. 8, 1997), OML-AO-#2717 (Feb. 27, 1997), OML-AO-#3295 (Apr. 16, 2001), OML-AO-#3518 (Aug. 30, 2002), OML-AO-#4141 (Feb. 24, 2006), OML-AO-#4044 (Sept. 30, 2005), OML-AO-#4292 (Dec. 6, 2006)

Adoption date: August 14, 2013

Revision dates: November 18, 2015; October 25, 2017, April 25, 2018, September 8, 2021, December 1, 2021

### **Gananda Central School District**

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