

Policy 9321: Executive Session

The Board of Education may go into executive session only upon motion made, seconded and passed by a majority of the Board in open and public session convened. Such motion, second and roll call shall be duly recorded in the minutes of such meeting and shall show the vote by name of each member together with the time of convening and adjourning the open and public session and the time of commencement and conclusion of the executive session. It shall be necessary to record roll call votes, if any, taken following executive session. Any formal action on any question or motion duly made and seconded shall be taken by roll call vote of the Board in open session convened and record shall show how each member voted. Any formal action of any type, including expenditure of funds, adopted or taken at any meeting other than while open to attendance of the public, shall be void. The executive session shall be employed only as prescribed by the state statute and shall be limited to the following:

1. Discussion relative to acquisition of property.
2. Discussion relative to personnel matters.
3. Preliminary screening of applicants for teaching position or for other employees.
4. Discussion relative to negotiations of salaries.
5. Strategy sessions with respect to collective bargaining, real estate transactions, or litigation;
6. Discussion regarding the use of security personnel or devices
7. Investigative proceedings regarding allegations of criminal misconduct;
8. Evaluations of the job performance of a person when necessary to prevent needless injury to the reputation of a person and if that person has not requested a public meeting.

Any board member may challenge the continuation of a closed session if he or she believes the session has exceeded the reason stated in the motion to hold the closed session. A majority vote of the board is required in order to overrule the challenge. The challenge and its disposition shall be recorded in the meeting minutes.

Legal Reference: Neb. Statute 84-1410

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