



GROSSMONT-CUYAMACA
COMMUNITY COLLEGE DISTRICT

**GOVERNING BOARD
MINUTES OF THE PROFESSIONAL DEVELOPMENT
BOARD WORKSHOP
Tuesday, February 19, 2013**

Board members gathered at 4:00 p.m. in the Associated Students of Grossmont College Board Room at 8800 Grossmont College Drive, El Cajon, CA, to engage in a professional development Board Workshop conducted by legal counsel Timothy Garfield on current statewide Governing Board legal issues.

Members Present: Trustees Barr, Garrett, Hiel, Justeson, and Rosinski

Members Absent: None

Others Present: Chancellor Miles, District Legal Counsel Timothy Garfield and interested staff.

Call to Order

Board President Bill Garrett called the meeting to order at 4:15 p.m.

Public Presentations

There were no public comments or presentations.

Workshop—Current Statewide Governing Board Issues

Legal Counsel Timothy Garfield provided a PowerPoint and overview of statewide Governing Board legal issues that included the following:

- District's duty to indemnify and make decisions without risk to themselves
- Liability for any act within the scope of a Board members authority
- Exceptions to indemnification that include fraud, corruption, and actual malice
- Acts beyond the scope of the Board's authority
- Legal defense costs
- Same exceptions to duty to defend as for duty to indemnify
- Individual Board member rights
- The Board's rights to information – necessary for proper discharge of duties
- External community Board relations
- Social Media Communications
- Serial Board meetings prohibition

Also covered in the work shop were topics within the *Brown Act*, including the following:

- Definition of a meeting
- Action taken – collective decision made by majority of members
- Recording meetings
- Agenda requirements
- Prohibition on collective writings
- Rights of the public
- No prohibition on critical testimony of school district employees
- Closed session topics
- Pre and post closed session announcements

Call to order

Public Presentations

Workshop

Current Statewide
Governing Board Issues

- Invalidating Board action
- Closed session confidentiality

The following board policies were reviewed:

- BP 2430 Delegation of Authority to the Chancellor
- BP 2715 Board Code of Ethics and Conduct
- BP 2720 Communication Among Board Members

Adjournment

Board President Garrett adjourned the meeting at 5:06 p.m.

Adjournment

Respectfully submitted,

Approved by the Governing Board March 19, 2013

Cindy L. Miles, Ph.D.
Chancellor and
Secretary to the Governing Board

Bill Garrett
Board President

Jennifer J. Danks
Recording Secretary