

# Lisbon School District

15 Newent Road  
Lisbon, CT 06351

9322

## **Bylaws of the Board**

### **Public and Executive Sessions**

#### **Public Meetings**

All meetings of the Board of Education, regular, special and emergency, shall be open to the public with the exception of executive sessions. A chance or social meeting, a caucus, or a discussion of strategy or negotiations with respect to collective bargaining are not defined as “meetings” under the Freedom of Information Act.

#### **Executive Sessions**

The public may be excluded from meetings of the Board of Education which are declared to be executive sessions. Executive sessions may be held upon a two-thirds vote of the members present and voting taken at a public meeting for only one or more of the following reasons, and may not be held for any other reason:

1. Discussion concerning the appointment, employment, performance, evaluation, health or dismissal of a public officer or employee, provided that such individual may require that discussion be held at an open meeting.
2. Strategy and negotiations with respect to pending claims and litigation.
3. Matters concerning security strategy or the deployment of security personnel, or devices affecting public security.
4. Discussion of the selection of a site or the lease, sale or purchase of real estate by a political subdivision of the state when publicity regarding such site, lease, sale, purchase or construction would cause a likelihood of increased price until such time as all of the property has been acquired or all proceedings or transactions concerning same have been terminated or abandoned.
5. Discussion of any matter which would result in the disclosure of public records or the information contained therein described in Subsection (b) of Section 1-210 of the Connecticut General Statutes.

#### **Non-Meetings**

Not every meeting of the Board of Education constitutes a “meeting” under the Freedom of Information Act (FOIA). A meeting does not include:

- Any meeting of a personnel search committee to executive level employment candidates;
- Any chance meeting, or a social meeting neither planned nor intended for the purpose of discussing matters related to official business;
- Any meeting discussing strategy or negotiations with respect to collective bargaining;

- A caucus of members of a single political party notwithstanding that such members also constitute a quorum of a public agency.
- Any event which has been noticed and conducted as a meeting of another public agency, in that case, the event shall not be deemed to be a Board of Education meeting, and members who are present at such an event shall not constitute a quorum of any Board not convening the event.

There is no specific executive session privilege for the discussion of collective bargaining issues. However, discussion of “records, reports of strategy or negotiations with respect to collective bargaining” is permitted in executive session, provided that such documents exist.

Absent such documents, such strategy discussions and/or negotiations themselves must be held as a “non-meeting.” Collective bargaining is excluded from the definition of a meeting under the Freedom of Information Act (FOIA). Collective bargaining sessions shall be held outside the scope of the FOIA as a “non-meeting.” Such sessions may be held at any time without posting, and related strategy sessions or updates to the Board of Education may be held either before or after the end of a regular or special meeting, without the need to post such meetings.

Legal Reference:            Connecticut General Statutes  
                                    1-200 Definitions. (as amended by PA 02-130)  
                                    1-206 Denial of access to public records or meetings.  
                                    1-210 Access to public records.  
                                    1-225 Meetings of government agencies to be public.  
                                    1-226 Recording, broadcasting or photographing meetings.  
                                    1-231 Executive sessions.

Bylaw adopted: 09/15/08  
Bylaw amended: 05/17/2021