



## BOARD AUTHORITY AND MEMBERSHIP

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### POLICY:

#### **Authority of the Board:**

The Board of Directors retains full legislative authority over McMinnville School District #40 in accordance with ORS Chapter 332, Oregon Administrative Rules, and the expressed will of the electorate. Executive, supervisory and instructional authority is retained over all employees. The legislative authority of the Board includes policy making, the power and obligation to contract for goods and services, the power to pass judgment upon employees and their work, and the power to veto acts of any and all employees. In accordance with the law, the Board has control over the district schools and is responsible for the education of the children residing in the district.

#### **Membership of the Board:**

The Board shall be composed of seven members elected by the qualified electors of the district in a manner defined by ORS 332.138 and designated to seven individual positions. Board member positions shall be filled on an at-large basis.

#### **Eligibility:**

Board members must be 18 years of age, registered to vote at least 20 calendar days preceding the election and have resided in the district for a period of one year immediately preceding their election to be eligible to serve as a director. No person who is an employee of the school district shall be eligible to serve as a director.

Board members must take an oath of office before assuming the duties of the office.

#### **Terms of Office:**

Board members shall serve for a term of four (4) years and may be re-elected for consecutive terms. Three members', representing Positions One, Two and Three, terms shall expire during the odd-numbered election year beginning in 2009, and the remaining four members', representing Positions Four, Five, Six and Seven, terms shall expire during the following odd-numbered election year beginning in 2011. The elections are held biennially on the second Tuesday in May in the odd-numbered years. The term of office for a Board member expires on June 30, and the new member shall be seated on the Board at the first Board meeting in July.

No member shall serve as chairperson for more than two years in succession.

**Vacancies:**

Vacancies on the Board shall be declared under the following conditions:

- Upon the death or resignation of the Board member
- When a member is removed from office or the election has been declared void by the court
- When the Board member ceases to be a resident of the district from which nominated
- When a Board member ceases to discharge the duties of the office for two consecutive months unless excused for illness or other unavoidable cause
- When a Board member ceases to discharge the duties of office for four consecutive months for any reason
- When an incumbent is recalled by district voters.

Such vacancies shall be filled by a majority of the remaining members of the Board under the conditions and in the manner provided by ORS 332.030.

Revision Date            12/9/96, 3/9/09

Adoption Date:        4/9/84

Legal Reference(s):

[ORS 137.230 - 137.285](#)

[ORS 247.002](#)

[ORS 247.035](#)

[ORS 249.013](#)

[ORS 249.865 - 249.877](#)

[ORS 255.075](#)

[ORS 255.235](#)

[ORS 255.245](#)

[ORS 255.335](#)

[ORS 332.005](#)

[ORS 332.011](#)

[ORS 332.016](#)

[ORS 332.030](#)

[ORS 332.118 - 332.138](#)

[ORS 335.505](#)

[ORS 408.240](#)

Oregon Constitution, Article II, Section 2.

Oregon Constitution, Article VIII, Section 6.