

**Mount Pleasant Cottage School Union Free School District****SUBJECT: APPOINTMENT OF PUBLIC MEMBERS TO THE BOARD BY THE COMMISSIONER OF EDUCATION**

In accordance with Chapters 628 and 629 of the Laws of 2004, effective September 1, 2005, and Part 105 of the Regulations of the Commissioner of Education, effective September 29, 2005, the Commissioner of Education shall approve and appoint two (2) public members to the Board of Education of each Special Act school district for four (4) school-year terms from candidates recommended by a Regional Interview Team. Upon appointment, the public members shall have all the rights, privileges, powers, duties and responsibilities of members of the Board of Education of a Union Free school district under Education Law and other laws pertaining to such school districts.

As a member of the Board of Education of the Mount Pleasant Cottage School Union Free School District, each appointed individual shall be responsible for the education of the children attending the District and must provide for the governance and oversight of the District's affairs, personnel and properties. To address these responsibilities, these individuals are expected to work with other Board members to establish a strong control environment, issue comprehensive policies, ensure that the District operates in accordance with its mission and all legal requirements, monitors the District's financial condition and ensures the District hires qualified individuals.

Specifically, each appointed Board member is expected to:

- a) Regularly attend and participate in Board meetings and committee meetings where applicable;
- b) Read, review and inquire about materials that involve the District, including Board minutes and reports; and
- c) Use good judgment in analyzing all District matters and act in good faith consistent with the best interests of the District.

**Candidate Qualifications**

Any person shall be eligible to apply for appointment by the Commissioner as a public member of the Board of Education who:

- a) Is eligible to vote in the general election;
- b) Is a resident of a component school district of the supervisory district in which the District is located, of a contiguous supervisory district or of a school district that is not a component school district of any supervisory district but is contiguous to a component school district of the supervisory district in which the District is located; and
- c) Submits a letter of intent with a resume and application to the New York State Education Department in the form and containing such information as prescribed by the Commissioner.

(Continued)

## By-Laws

**SUBJECT: APPOINTMENT OF PUBLIC MEMBERS TO THE BOARD BY THE COMMISSIONER OF EDUCATION (Cont'd.)**

A person shall not be eligible to serve as a public member of the Board of Education of he/she:

- a) Is an officer or employee of the child care agency that appoints members to the Board of Education of the District;
- b) Serves as an officer or employee of the District;
- c) Has a prohibited interest in a contract with the District within the meaning of General Municipal Law Article 18;
- d) Is an officer or employee of a school district, a BOCES or a public agency as defined in Education Law Section 4001 (6) that contracts with the District; or
- e) Is an officer or employee of an employee organization that represents employees of the District pursuant to Civil Service Law Article 14 or its parent employee organization.

In appointing public members, preference shall be given to eligible persons with one (1) or more of the following characteristics:

- a) Background and experience in corporate or school finance;
- b) Experience as a member of the governing board of an education corporation, another not-for-profit corporation or a school district; and/or
- c) Background in the education and treatment of troubled youth.

In the event a public member vacates his/her office during their term pursuant to Education Law 2112, the Commissioner may appoint an eligible person in the manner prescribed for the remaining balance of the term of office or may fill such position by appointment for a full term commencing and ending on such dates as determined by the Commissioner.

Education Law Sections 101, 207, 305, 308 and 309  
New York Code of Rules and Regulations (NYCRR) Part 105

Adopted: 4/23/13