



Subject: Tie vote procedure pursuant to Code of Virginia § 22.1-75- Motion from Item Number: 15D
May 6, 2025 Special Meeting

Section: Action **Date:** May 15, 2024

Senior Staff: N/A

Prepared by: Kamala Lannetti, School Board Attorney

Presenter(s): Kamala Lannetti, School Board Attorney

Recommendation:

That the School Board vote on Motion to amend the previous vote, namely, to amend the April 8, 2025 School Board Resolution to comply with legal obligations in exchange for receiving federal financial assistance to pause the below listed portions of the April 8th Resolution until the federal courts have ruled whether Executive Order #14190 can be enforced:

- a. Resolution Sections 1, 3, 4, 5 and 6.
- b. Resolution Section 2 the second sentence regarding suspension of all educational programs offerings that do not comply with the above federal guidance, including but not limited to: the Equity Plan, the Equity Dashboard, and any educational program offerings that would not comply.

Background Summary:

At the May 6, 2025 Special Meeting of the School Board, the above noted motion was presented to the School Board. There were ten members of the School Board present at the May 6, 2025 Special Meeting and the vote on the Motion was 5 ayes and 5 nays. Code of Virginia § 22.1-75 Procedure in case of tie vote states in part “In any case in which there is a tie vote of the school board of any school division when all the members are not present, the question shall be passed by until the next meeting when it shall again be voted upon even though all members are not present.” There were only 10 of the 11 School Board Members present at the May 6, 2025 Special Meeting of the School Board, to comply with Code of Virginia §22.1-75, the Motion from the May 6, 2025 Special Meeting has been added to the Action Agenda for the May 13, 2025 Special Meeting,

Source:

Code of Virginia, 1950, as amended, § 22.1-75. Procedure in case of tie vote

Budget Impact:

None

Next Steps:

None at this time.