

Counsel Certification
Closure Vote Notice
National Science Board Meetings on February 21-22, 2018

On Monday, February 12, 2018, the Executive Committee of the National Science Board voted to close portions of the November 2017 meetings of the National Science Board and its committees. Executive Committee members Drs. Córdova, Zuber, Souvaine, Jackson, and Peterson participated in the e-mail polling of the Executive Committee. All members voted “yes” to close the meetings. The justification for closing the meetings is provided in the attached certificate.

For the closed meetings of the Board and its subdivisions, the NSF Chief Operating Officer, Assistant Directors, senior O/D staff members, Office Heads including O/D Office Heads, Board Executive Officer, Board Counsel, the applicable Executive Secretary and NSBO staff may attend in addition to the Board members. For closed committee meetings, staff preparing a presentation or who are needed to answer questions may also attend. For the CSB closed meeting involving future budgets, the NSF CFO, the heads of the Budget Office and of OLPA and applicable senior staff from those offices may also attend. For the executive closed meeting of the Board, only the NSF Chief Operating Officer, Board Executive Officer, Board Counsel, and Executive Secretary may attend. The Board Chair or Committee Chair may allow other necessary or appropriate attendees or restrict attendance further.

C E R T I F I C A T E

It is my opinion that the discussions in the following meetings of the National Science Board and its subdivisions may properly be closed for the reasons given.

1. CS meeting to be held February 21, 2018. Closed agenda items include: Committee Chair's Remarks; Approval of prior minutes of closed meetings; FY 2019 and FY 2020 Budget Discussion. All items to be closed pursuant to 5 USC § 552b (c) (3) and 42 USC § 1863 (k).

2. A&F meeting to be held in two sessions. First session on February 21 closed agenda items include: Committee Chair's remarks, and approval of minutes for prior closed meetings; Action Item – NSF's National Center for Optical-Infrared Astronomy (NCOA); Presentation – Directorate of Geosciences Overview for Information/Action Items; Information Items – National Center for Atmospheric Research (NCAR) Operations and Maintenance; NSF's Geophysical Observatory for Geosciences (NGEO) Operations and Maintenance; Ocean Observatories Initiative (OOI) Operations and Maintenance; and Contract Services for Arctic Research Support and Logistics. All the preceding items to be closed pursuant to 5 USC § 552b (c) (4).

Second session on February 22 closed agenda items include: Laser Interferometer Gravitational-Wave Observatory (LIGO) Operations and Maintenance – to be closed pursuant to 5 USC § 552b (c) (4); and Update on Astronomy Facilities Divestment Planning – to be closed pursuant to 5 USC § 552b (c) (4) and (9) (B), and (c) (3) and 42 USC § 1863 (k).

3. Plenary NSB meeting (closed), to be held February 22, 2018. Closed agenda items include: NSB Chair's remarks, Director's remarks, and approval of minutes for November 2017 closed meeting – to be closed pursuant to 5 USC § 552b (c) (4), and (c) (6); Closed committee reports – to be closed pursuant to 5 USC § 552b (c) (4), (9) (B), (c) (3), and 42 USC § 1863 (k); Vote – NSF's National Center for Optical-Infrared Astronomy – to be closed pursuant to 5 USC § 552b (c) (4).

4. Plenary NSB meeting (executive closed session), to be held February 22, 2018. Closed agenda items include: NSB Chair's remarks, and approval of minutes for prior closed session – to be closed pursuant to 5 USC § 552b (c) (3), (4), and 42 USC § 1863 (k); Director's remarks – to be closed pursuant to 5 USC § 552b (c) (4), and (6); Appointment of Election Committee for May 2018 Board Elections -- to be closed pursuant to 5 USC § 552b (c) (6).

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National Science Foundation