

Kelloggsville Public Schools
Resolution Regarding the Open Meetings Act

Whereas the Open Meetings Act was recently amended to grant greater latitude with respect to electronic participation by members of the Board of Education and the public in certain circumstances; and

Whereas the Board of Education desires to utilize electronic participation, as necessary and in approved circumstances, in compliance with the law.

NOW THEREFORE, BE IT RESOLVED as follows:

1. The Board of Education authorizes the Superintendent to create procedures to accommodate electronic participation by Board members who are absent due to a medical condition or due to a statewide or local state of emergency declared pursuant to law or charter by the governor or local official or local governing body that would risk the personal health or safety of members of the public or the public body if the meeting were held in person. In the event of such an emergency, if the meeting location is usually held in an affected area the entire Board may participate electronically, otherwise, only members who reside in the affected area may participate electronically.

For purposes of this paragraph, medical condition means an illness, injury, disability, or other health-related condition.

Electronically may include video and/or telephonic conferencing.

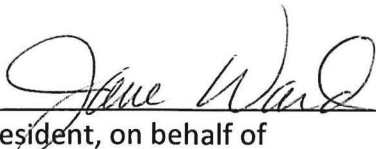
2. The procedures must provide for:
 - a. Two-way communication;
 - b. For each member of the Board attending the meeting electronically, a public announcement at the outset of the meeting by that member, to be included in the meeting minutes, that the member is, in fact, attending the meeting electronically and, except for members who are participating electronically due to military duty, stating the county, city, township or village and state where the member is located.
 - c. A means by which the public is provided notice of the absence of a member and information about how to contact the member sufficiently in advance of the meeting to provide input on any business that will come before the Board.
3. Through December 31, 2020, the Board may hold its meetings electronically, in whole or in part, for any reason.
4. The Board further authorizes, from January 1, 2021, through December 31, 2021, electronic participation solely under the circumstances set out in paragraph 1, as well as the pre-existing law requiring accommodation due to military duty. After December 31, 2021, only members requiring accommodation due to absence for military duty may participate electronically.
5. The Board authorizes the use of technology to facilitate typed public comments during the meeting that may be read to or shared with Board members and other

participants in satisfaction of the requirement that members of the public be heard by others during the electronic meeting and the requirement that they be permitted to address the Board.

6. Advance notice of any meetings held electronically, in whole or in part, shall be posted on the District's website either on the homepage or on a separate web page dedicated to public notices for non-regularly scheduled or electronic public meetings through a prominent and conspicuous link on the homepage. This notice must be posted at least eighteen (18) hours before the meeting begins. Notice of a meeting held electronically must explain as follows:
 - a. Why the Board is meeting electronically.
 - b. How members of the public may participate in the meeting electronically, including provision of the specific telephone number, internet address, or both needed to participate.
 - c. How members of the public may contact members of the Board to provide input or ask questions on any business that will come before the Board at the meeting.
 - d. How persons with disabilities may participate in the meeting.
7. If an agenda exists for an electronic meeting held under this resolution, the Board shall post the agenda on the website at least two (2) hours before the meeting begins. This does not prohibit subsequent amendment of the agenda at the meeting.
8. Members of the public who are participating electronically or in person shall not be required to register, other than as required by the bylaws to participate in public comment.
9. Members of the public will not be allowed to participate in any closed sessions during meetings held electronically, in whole or in part, and all prior laws and bylaws relating to closed sessions continue to apply.

NOW, BE IT FURTHER RESOLVED that execution of this Resolution is conclusive evidence of the Board of Education's approval of this action and of the authority granted herein.

Adopted and approved this 26th day of October, 2020.



President, on behalf of

10/26/2020

Date

the Kelloggsville Public Schools Board of Education