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RESOLUTION NO. 2016- 01 \_\_\_\_\_

**A RESOLUTION DEFINING MEETING AND ADOPTING  
PROCEDURES FOR ELECTRONIC ATTENDANCE AT MEETINGS**

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PASSED BY THE  
BOARD OF TRUSTEES  
THIS 28TH DAY OF JUNE, 2016

Published in pamphlet form by the authority of the  
Board of Trustees of the Mill Creek Water Reclamation District  
this \_\_\_\_ day of \_\_\_\_\_, 2016.

**RESOLUTION NO. 2016-01**

**A RESOLUTION DEFINING MEETING AND ADOPTING  
PROCEDURES FOR ELECTRONIC ATTENDANCE AT MEETINGS**

WHEREAS, on January 1, 2007, Public Act 94-1058, amending the Open Meetings Act, takes effect and amends the definition of a “meeting” to mean “Any gathering, whether in person or by video or audio conference, telephone call, electronic means (such as, without limitation, electronic mail, electronic chat and instant messaging), or other means of contemporaneous interactive communication, of a majority of a quorum of the members of a public body held for the purpose of discussing public business,” and it permits attendance of members of the public body at public meetings by a means other than physical presence;

WHEREAS, to permit attendance by a means other than physical presence, the Board of Trustees of the Mill Creek Water Reclamation District must adopt rules that conform to the requirements and restrictions of the Open Meetings Act, 5 ILCS 120/7;

WHEREAS, the Board of Trustees of the Mill Creek Water Reclamation District desire to permit attendance of members of the public body by means other than physical presence in compliance with the Open Meetings Act;

WHEREAS, the Board of Trustees of the Mill Creek Water Reclamation District find that it is necessary that any existing ordinances, resolutions or policies be amended to conform with the term “meeting” to include electronic gatherings as defined in Section 120/1.02 of the Open Meetings Act.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Mill Creek Water Reclamation District, Kane County, Illinois as follows:

**Section 1. Recitals.** The preliminary paragraphs set forth above are incorporated herein as part of this Resolution.

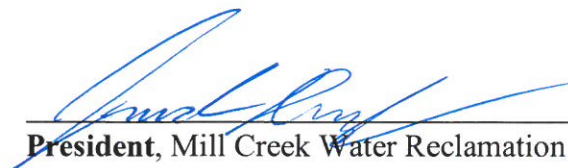
**Section 2. Electronic Attendance at Meetings Rules.** The Board of Trustees of the Mill Creek Water Reclamation District hereby adopts the Electronic Attendance at Meetings Rules, attached hereto at Exhibit "A", that permits a member of the public body to attend any meeting of a public body as defined in the Open Meetings Act via electronic means.

**Section 3. Effective Date.** This Resolution shall be in full force and effect after its passage and approval ,and publication according to law. Publication is hereby approved to be in pamphlet form

**Section 4. Severability.** In the event that any section, clause, provision, or part of this Resolution shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

AYES: 3 NAYS: 0 ABSENT: 0 ABSTAINING: 0 HOLDING OFFICE: 3

APPROVED:

  
\_\_\_\_\_  
**President, Mill Creek Water Reclamation District**

DATE: \_\_\_\_\_


  
\_\_\_\_\_  
District Clerk

EXHIBIT "A"

**Participation in Mill Creek Water Reclamation District Public Meetings by Other Means  
(audio or video)**

- A) A quorum of the Public Body, e.g., Board of Trustees of the Mill Creek Reclamation District, as defined by Paragraph 1.02 of the Open Meetings Act, must be physically present at the regular or special meeting in order to achieve a quorum. Notice for an emergency meeting shall be given as early as possible.
- B) Whenever practical, a member of Board of Trustees of the Mill Creek Reclamation District wishing to attend a regular or special meeting by other means must notify the President or Vice President of the Board of Trustees not less than twenty-four (24) hours before the meeting.
- C) A member of the Board of Trustees of the Mill Creek Reclamation District may participate in a meeting by other means if he or she is prevented from physically attending the meeting because of:
  - 1. Personal illness or disability
  - 2. Employment purposes or the business of the Public Body
  - 3. A family or other emergency
- D) The President/Chairman of the Board of Trustees of the Mill Creek Reclamation District will announce the name of any member participating in the meeting by other means at the beginning of the meeting.
- E) A member of the Board of Trustees of the Mill Creek Reclamation District participating by other means shall preface their comments and their votes by first stating their last name.
- F) "Public Body" includes the Board of Trustees of the Mill Creek Reclamation District and all subcommittees of the Board of Trustees of the Mill Creek Reclamation District.
- G) For the purposes of this Resolution, "Other means" is by video or audio conference.