

Re: Open Meetings Act – Electronic Meeting Attendance Policy

WHEREAS, the City of Battle Creek Police & Fire Retirement System (“Retirement System”) is established and administered pursuant to its plan provisions, applicable collective bargaining agreements, and applicable state and federal laws including, but not limited to Public Act 314 of 1965, as amended (“Act 314”) [MCL 38.1132 et seq.], and

WHEREAS, the Board of Trustees of the Retirement System (the “Board”) is vested with the authority and responsibility for the administration, management and proper operation of the Retirement System, and for making effective and construing its provisions, and

WHEREAS, the plan provisions require the Board to hold regular meetings, and to conduct all meetings in accordance with the Open Meetings Act, as amended (MLC 15.261 et seq.), and

WHEREAS, the Board is authorized, to make rules and regulations necessary to the proper conduct of the business of the Retirement System, and

WHEREAS, the Board, having discussed this matter with its legal counsel and having deliberated with respect to the ability to attend Board meetings remotely via telecommunications device, desires to specify its policy with respect to attendance and participation at meetings of the Board via telecommunications device, therefore be it

RESOLVED that Trustees may attend and participate in a meeting by conference telephone call or any similar telecommunications medium (e.g., Zoom, Teams, etc.) through which all persons in attendance at a meeting (including members of the public) are able to hear and communicate with one another, and be it further

RESOLVED that participation in a Board meeting pursuant to this Policy shall constitute the Trustee’s presence at the meeting for purposes of attaining a quorum, and shall entitle the Trustee to vote on any matter which may come before the Board, and be it further

RESOLVED that it shall be the responsibility of the Trustee wishing to participate via telecommunications device, to make appropriate preparations in advance of the meeting enabling his or her attendance via the arranged telecommunications device, and be it further

RESOLVED that the minutes of all Board meetings shall reflect any Trustee’s participation by telecommunications device, and be it further

RESOLVED that this Policy shall be administered in accordance with the Open Meetings Act, as amended.