

**RESOLUTION NO. 26-07-06**

**A RESOLUTION OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT, KEY LARGO, FLORIDA REGARDING TELEPHONIC PARTICIPATION BY COMMISSIONERS AT MEETINGS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT BOARD OF COMMISSIONERS; AND PROVIDING FOR AN EFFECTIVE DATE.**

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WHEREAS, the Board of Commissioners of the Key Largo Wastewater Treatment District desire that District meetings be open to the public and held in a public place as required under applicable law; and

WHEREAS, the District desires to provide for instances where a Commissioner is unable personally to attend a meeting of the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED BY THE KEY LARGO WASTEWATER TREATMENT DISTRICT BOARD OF KEY LARGO, FLORIDA, THAT:

Section 1. A Commissioner may attend a meeting and vote by telephone only in extraordinary circumstances, when a quorum of the Board members is physically present at the meeting, and when the absent Commissioner and those physically present at the meeting can effectively consider, discuss, debate, and vote on matters before the Board.

Section 2. The term “extraordinary circumstances” includes illness, physical disability, and other circumstances beyond the control of the Commissioner. In addition, the Board may determine that a schedule conflict, even though it is within the control of the Commissioner, constitutes “extraordinary circumstances.”

Section 3. The determination of “extraordinary circumstances” may be made by the Board at a meeting prior to the meeting at which a Commissioner will be absent, or by a vote of the majority of the Commissioners physically present at a meeting at which a Commissioner is absent.

Section 4. The method of participation by an absent Commissioner will be by speaker telephone, so that all persons attending the meeting can hear the absent Commissioner and so that the absent Commissioner can hear any discussion or debate.

Section 5. If the Commissioners physically present at a meeting at which a Commissioner is absent determine that the absent Commissioner’s participation by speaker telephone cannot be accomplished efficiently, the Commissioners physically present may, by vote, terminate the participation of the absent Commissioner for the remainder of that meeting.

PASSED AND ADOPTED this 26<sup>th</sup> day of July, 2006.

The foregoing RESOLUTION was offered by Commissioner Brooks,  
who moved its approval. The motion was seconded by Commissioner Bauman,  
and being put to a vote the result was as follows:

	AYE	NAY
Chairman Claude Bullock	<u>X</u>	___
Commissioner Gary Bauman	<u>X</u>	___
Commissioner Andrew Tobin	___	Absent ___
Commissioner Charles Brooks	<u>X</u>	___
Commissioner Norman Higgins	<u>X</u>	___

The Chairman thereupon declared Resolution No. 26-07-06 duly passed and adopted the 26<sup>th</sup> day  
of July, 2006

**KEY LARGO WASTEWATER TREATMENT  
DISTRICT GOVERNING BOARD**

By Claude M. Bullock  
Claude Bullock  
Chairman

Attest:  
Carol Walker  
Carol Walker, District Clerk



Approved as to form and content:

By Thomas M. Dillon  
Thomas M Dillon,  
District Counsel