CITY OF STOUGHTON, 207 S. Forrest Street, Stoughton, WI 53589

RESOLUTION OF THE COMMON COUNCIL	
REPEALING COMMON COUNCIL POLICY REGARDING ATTENDING CITY MEETINGS VIA REMOTE ACCESS AND ADOPTING COMMON COUNCIL RULE 19 REGARDING VIRTUAL MEETING ATTENDANCE. Committee Action: Fiscal Impact: None	
File Number: R-____-2021	**Date Introduced:**

RECITALS

WHEREAS, pursuant to Resolution 79-2019, adopted on May 28, 2019, Common Council members were prohibited from attending meetings via remote access; and

WHEREAS, on June 9, 2020, in response to the health precautions established during the COVID-19 pandemic, the Common Council amended its policy on attending City meetings via remote access to allow attendance at Common Council meetings by remote access; and

WHEREAS, there is a desire to allow continued access to Common Council and other City meetings via remote means into the future; and

WHEREAS, the Community Affairs/Council Policies Committee has developed rules and protocols to manage and facilitate member and public access to and participation in City meetings; and

WHEREAS, pursuant to Wis. Stat. §62.11(3), the Common Council is empowered to determine its rules of procedure;

RESOLUTION

NOW, THEREFORE, IT IS RESOLVED that the Common Council of the City of Stoughton repeals its policy on attending city meetings via remote access, most recently approved on June 9, 2020, and adopts Rule 19, Virtual Meeting Attendance, attached hereto as Exhibit A. The Common Council further directs that Rule 19 be incorporated into the Rules of the Common Council, Committees, Boards, and Commissions, City of Stoughton, Wisconsin, most recently updated on January 12, 2021.

Approved by the Common Council of the City of Stoughton this ___ day of July, 2021.

Council Action: ____ Adopted _____ Failed Vote _____

Mayoral Action: ☐ Accept ☐ Veto

_____

Tim Swadley, Mayor Date

Council Action: _____ ☐ Override Vote _____

EXHIBIT A

Rule 19. VIRTUAL MEETING ATTENDANCE

Virtual meeting attendance shall be subject to the following rules adopted by the Common Council.

A. *Definitions*.

1. "Member(s)" means an alderperson, the mayor, or a member of any city committee, board or commission.
2. "Public" means any member of the public.
3. "Clerk" means the city clerk or the city clerk's designee.

B. *Virtual Attendance Allowed*. Members and the Public may attend meetings of the Common Council or of any city committee, board or commission in person or by virtual means.

C. *Internet Meeting Service*. Virtual attendance shall be through use of an Internet meeting service designated by the Common Council. The Internet meeting service must support visible displays identifying those participating, identifying those seeking recognition to speak, showing (or permitting the retrieval of) the text of pending motions, and showing relevant documents or exhibits distributed among attendees.

D. *Login Procedure*.

1. Login Information: The Clerk shall include, in the public notice of every meeting, the time and location of the meeting, the URL and codes necessary to connect to the Internet meeting service, and, as an alternative and backup to the audio connection included within the Internet service, the phone number and access code(s) the member needs to participate aurally by telephone. The notice shall also include a copy of, or a link to, these rules.

2. Login Time: The Clerk shall schedule Internet meeting service availability to begin at least fifteen (15) minutes before the start of each meeting. The Clerk shall admit all users into the virtual meeting as efficiently as possible commencing fifteen (15) minutes prior to the start of each meeting.

3. Signing in and out: Members shall identify themselves as required to sign in to the Internet meeting service, and shall maintain Internet and audio access throughout the meeting whenever present, but shall sign out upon any departure before adjournment. All attendees shall sign in.

E. *Quorum Calls*. The presence of a quorum shall be established by audible roll call at the beginning of the meeting. A Member attending virtually shall be deemed as present for a quorum if the member has signed into the Internet meeting service using a full identifiable legal name and has both audio and video connection to the meeting. Thereafter, the continued presence of a quorum shall be determined by the in person and online list of participating Members unless any Member demands a quorum count by audible roll call. Such a demand may be made following any vote for which the announced totals add to less than a quorum.

F. *Technical Requirements and Malfunctions*. Each Member is responsible for the Member's audio, video, and Internet connections. Each Member shall remain connected to a meeting by both audio and video means, except where muting the audio is necessary to avoid disruption. No action shall be invalidated on the ground that the loss of, or poor quality of, a Member's individual connection prevents participation in the meeting.

G. *Meeting Facilitation*. The presiding officer, or their designee, shall do the following:

1. Monitor the virtual feed and recognize Members who demonstrate a desire to be recognized.

2. Retain control of the Internet meeting service's public and private chat functions, if any, and disable the option for attendees to engage in private chats or conversations, if possible.

H. *Forced Disconnections*. The presiding officer may cause or direct the disconnection or muting of a Member's connection, a Public connection, or the Internet meeting service's public chat function, if it is causing undue interference with the meeting. The presiding officer's decision to do so, which shall be subject to an appeal to the body that can be made by any Member, shall be announced during the meeting and recorded in the minutes.

I. *Private Conversations*. Members shall not use the Internet meeting service's private chat function to engage in private conversations.

J. *Interrupting a Member*. A Member attending virtually who intends to make a motion, or request that under the rules they may interrupt a speaker, shall use the "raise hand" function (or equivalent option based on the Internet meeting service used) for so indicating, and shall thereafter wait a reasonable time for the presiding officer's instructions before attempting to interrupt the speaker by voice.

K. *Arrival and Departure Announcements*. Members shall announce themselves during roll call at the beginning of the meeting. If Members are not present for roll call, they shall announce themselves as soon as possible after joining the meeting and shall announce themselves before departing the meeting, but may not interrupt a speaker to do so.

L. *Loss of Meeting Room Connection*: Any business transacted while the meeting-room computer is disconnected from the Internet meeting service is null and void, except that the members physically present in the meeting at such a time may adjourn the meeting.

M. *Participation by the Public*: The Public may attend meetings in person or virtually, and may attend by either video and audio or just audio means.

N. *Closed Sessions*.

1. Member Participation: Members may participate in closed sessions by virtual means. Any member participating in a closed session by virtual means must do so in a private place so as to protect the confidentiality of the discussion.

2. Notice and Procedure: If the body intends to reconvene in open session after a closed session, in the notice and agenda for that meeting, the Clerk shall publish the time that the body intends to reconvene in open session and shall inform the Public to re-access the meeting by virtual means at the specified time. Once the body votes to go in to closed session, the presiding officer, or their designee, shall cause or direct the disconnection of all Public connections and the connections of staff or other persons deemed not necessary for participation in the closed session. When the body reconvenes in open session, the presiding officer, or their designee, shall cause or direct that Public connections be accessible once again.

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Meeting of:	**MEETING OF COMMON COUNCIL OF THE CITY OF STOUGHTON**
Date//Time:	Tuesday, July 13, 2021 @ 7:00 p.m. The GoToMeeting line will be open at 6:50 p.m. so everyone can get connected. No business will be conducted until 7:00 p.m.
Location:	The meeting of the Common Council will be conducted virtually due to COVID-19. You can join the meeting from your computer tablet or smartphone: https://global.gotomeeting.com/join/255019197. You can also dial in using your phone: +1 (571) 317-3116. Access Code 255-019-197 The meeting can also be livestreamed on https://wsto.tv/live and Spectrum Channel 981.
Members:	Mayor Tim Swadley, Phil Caravello, Ozzie Doom, Ben Heili, Regina Hirsch, Fred Hundt, Greg Jenson, Jean Ligocki, Tom Majewski, Lisa Reeves, Brett Schumacher, Joyce Tikalsky, and Rachel Venegas

CALL TO ORDER

Mayor Swadley called the meeting to order at 7:01 p.m.

Roll Call:
Friedl called roll and noted there were 12 alders present.

Minutes and Reports:
Public Works (5/20/21); Personnel (3/1/21, 3/4/21, 4/5/21, 5/3/21); Finance (6/8/21); CACP (6/1/21); Landmarks Commission (6/10/21)

Public Comment Period:

- None.

Communications and Presentations

- Hirsch thanked all the Council members who have submitted their Council goals thus far and she will be compiling them between now and the next meeting
- Ligocki requested everyone to save the date for the upcoming racial equity listening sessions scheduled for 7/29 at 6:00 pm and 8:00 pm
- Venegas reminded the listeners that community members are needed for the Sustainability Committee
- Swadley thanked all the fireworks sponsors and congratulated the Fair Board on another successful year

- LSL project status update –
    - Utilities Director Weiss gave a presentation on the ongoing Lead Service Line (LSL) replacement project and status to date
    - Hirsch inquired about the remaining commercial property cost – Director Weiss said the cost is estimated to be $47,000. Director Weiss said she would need an answer about using ARPA funds by mid-September at the latest to accommodate the required scheduling and work.

Consent Agenda

A. June 22, 2021 Council Minutes
B. **R-96-2021**- Authorizing and directing the proper city official(s) to issue Operator Licenses to various applicants.
C. **R-97-2021** - Authorizing and directing the proper city official(s) to approve the Outdoor Consumption Permit for the period of July 1, 2021, to June 30, 2022
D. Stoughton Utilities May Payments Due List Report; Stoughton Utilities April Financial Summary; Stoughton Utilities April Statistical Report

Motion by Tikalsky, second by Jenson to approve the consent agenda. Motion carried 12-0.

OLD BUSINESS

O-15-2021 An Ordinance Amending the Zoning Classification of Certain Lands within the 51 West Development

Motion by Caravello, second by Hirsch to approve O-15-2021 amending the Zoning Classification of Certain Lands within the 51 West Development. Motion carried 12-0.

O-16-2021 Approving a General Development Plan for Certain Lands within 51 West Development

Motion by Caravello, second by Venegas to approve O-16-2021 approving a General Development Plan for Certain Lands within 51 West Development. Motion carried 12-0.

NEW BUSINESS

R-98-2021 - Resolution authorizing the proper City Official (s) to enter into the 2021 Urban Mass Transit Assistance Operating Program Grant Agreement

Motion by Schumacher, second by Reeves to approve R-98-2021 authorizing the proper City Official (s) to enter into the 2021 Urban Mass Transit Assistance Operating Program Grant Agreement. Motion carried 12-0.

R-99-2021 - Resolution authorizing the proper City Official(s) to engage Baker Tilly for advisory services related to the Fiscal Recovery Funds as part of the American Rescue Plan

Motion by Schumacher, second by Reeves to approve R-99-2021 authorizing the proper City Official(s) to engage Baker Tilly for advisory services related to the Fiscal Recovery Funds as part of the American Rescue Plan. Motion carried 12-0.

R-100-2021- Resolution approving the proposed Senior Center Annex lease extension template

Motion by Schumacher, second by Doom to approve R-100-2021 authorizing the use of the proposed Senior Center Annex lease extension template. Motion carried 12-0.

R-101-2021 - Resolution approving the reduction of the letter of credit on file for GIP Glacier Moraine LLC

Motion by Schumacher, second by Doom to approve R-101-2021 authorizing the reduction of the letter of credit on file for GIP Glacier Moraine LLC. Motion carried 12-0.

R-102-2021 - Resolution Approving Rules for Virtual Meeting Attendance

Motion by Heili, second by Tikalsky to approve R-102-2021 approving Rules for Virtual Meeting Attendance. No vote was taken on this motion due to the passage of the amendment below referring this back to CACP.

Motion by Majewski to amend the policy by removing Item J, second by Reeves. Motion carried 12-0.

Motion by Hundt to refer this back to the CACP to consider the additional verbiage and clarifications listed below, second by Tikalsky. Motion carried 11-1, with Heili voting no.

Items requiring further consideration at CACP:

- Consider adding language to address closed session items and that will be handled from a logistical standpoint using the hybrid method.
- Consider adding verbiage to Item M. clarifying that the general public can also attend in person as well as virtually.
- Consider adding verbiage to Item G. that allows the chair/president to disable the chat option if it becomes too disruptive and also prohibits the use of the chat function for personal discussions.
- Consider adding verbiage to Item K. clarifying that this is only required for voting members attending virtually if they arrive after roll call.
- Consider adding verbiage to Item K requiring voting members attending virtually to announce departures mid-meeting as well.
- Need to confirm that this policy can legally govern how Statutory Commissions meet.

O-17-2021 - Resolution to dissolve the Cemetery Board and shift all cemetery oversight responsibilities per State Statute 157.50(2) to the Public Works Committee.

Majewski read and clarified O-17-2021. This item will be brought back for the second reading on July 27, 2021.

O-18-2021 - Discussion and possible action regarding Updated Committee Ordinance regarding citizen members of standing committees.

Heili read O-18-2021. This item will be brought back for the second reading on July 27, 2021. Ligocki expressed some concern with not allowing citizen members to serve as chair or vice-chair.

R-103-2021 - Introduction of Resolution Discontinuing Castle Circle in the Plat of The Meadows and Kettle Park West, and schedule a public hearing on such resolution on September 28, 2021.

Motion to introduce this resolution was made by Tikalsky, second by Ligocki. Motion carried 12-0. This item will be brought back for final decision following the public hearing.

ADJOURNMENT

Motion by Jenson, second by Majewski to adjourn at 8:38 p.m. Motion carried 12-0.

Respectfully Submitted,

Jamin Friedl, Finance Director

Hi Candee, August 20, 2021

I write to respond to your questions about the rules governing where meetings will be held and who decides whether meetings will be entirely virtual.

As you know, the council recently amended the council rules to authorize members and the public to attend meetings by virtual means (see section 19 of the council rules). Section 1 of the council rules was not changed, and currently says that meetings of the council will be held in the council chamber. The rules do not currently say anything about the location of meetings of boards, committees and commissions.

I recommend that the council adopt an additional amendment to the council rules, in Section 1, as shown on the attached draft. In the meantime, I recommend that the council, committees, board and commissions make decisions about meeting location (including whether a meeting will be entirely virtual) as follows:

1. Common Council: It is my understanding that the common council has already decided that it will continue to meet virtually. That should continue until the council decides otherwise, or until the attached rules are adopted. Once the rules are adopted, the council meetings should be in the council chambers, unless otherwise determined by the mayor and council president (both would need to agree). Note that even if a meeting is held in the council chambers, virtual attendance is still allowed under rule 19.

2. Committees, boards and commissions should decide where they will meet. If a decision needs to be made before a meeting, the chairperson should decide.

Of course, meeting notices should give notice regarding meeting location and how the public may attend, whether that be in-person, virtual or both.

Please feel free to call if you have any questions.

Matt

STAFFORD ROSENBAUM

Celebrating 140 Years of Excellence

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Rules of the Common Council, Committees, Boards, and Commissions City of Stoughton, Wisconsin (Council Updated _____)

Adopted pursuant to the authority granted in Wis. Stat. § 62.11(3).

Rule 1. MEETINGS

A. Regular Meetings

Following the spring election of each year, the Common Council shall meet on

the third Tuesday of April for the purpose of organization. Regular meetings of the Common Council shall be held on the second and fourth Tuesday of every month at 7:00 pm. Meetings shall be held in the council chamber located on the 2nd floor of the public safety building at 321 S. Fourth Street, unless another physical location or an entirely virtual meeting is approved by the mayor and council president. Committees, boards and commissions shall meet at such times and in such locations as they may determine from time-to-time, and in the absence of a determination by the full committee, board or commission, the chair may determine the times and locations of meetings.

If any meeting date, as fixed by paragraph (1) above, falls on a legal holiday or election day, the meeting shall instead be held on the first business day succeeding that holiday or election day at the same hours and place, unless the meeting is cancelled or another date is specified by the council president.

B. Special Meetings

The mayor or council president may call special meetings by written notice to each council member and the mayor. The notice shall be delivered to all council members either personally, electronically to those who have consented to electronic delivery of notices from the city, or left at their usual abode at least 24 hours before the meeting, unless for good cause a 24-hour notice is impossible or impractical. In that case, a shorter notice may be given, but the notice may not at any time be provided less than 6 hours in advance of the meeting. The notice shall specify the time, place, and purpose of the meeting. Attendance by any council member is a waiver of any defect of notice.

C. Adjournment

Any council member may move to adjourn a meeting. If any agenda item is not considered before a motion to adjourn, it shall automatically be referred to the council's next regular meeting, unless the motion provides for a specific date and hour.

Rule 2. QUORUM REQUIRED

A quorum is necessary for the transaction of any council business. Two-thirds of all members of the council shall constitute a quorum. In determining whether a quorum is

present, neither vacancies nor the mayor shall be included in calculating the number of members of the council or in calculating the number of members present. A quorum always refers to the number of members present, not to the number voting. If a quorum is present, a vote is valid even though fewer than the quorum vote.

Rule 3. PRESIDING OFFICER

A. Designation Of

The mayor shall be the presiding officer of the meetings of the council. In the absence of the mayor, the president of the council shall preside at the meetings of the council. If both the mayor and the council president are absent, the vice president of the council shall preside at the meetings of the council. If the mayor, council president, and vice president are absent, the clerk shall call the council to order and preside until the council selects a member to preside at the meeting.

B. Function

The presiding officer shall preserve order, conduct the proceedings of the council, and be its parliamentarian. If a member does not follow the council's parliamentary rules, the presiding officer may, on his or her own motion, or shall, at any members' request, call the offending member to order. The council, if appealed to, shall decide the matter.

C. Question of Order

Any alderperson may raise a point, or question of order. The question of order must be raised at the time the alleged breach of order occurs. The presiding officer may confer with legal counsel during the meeting. The presiding officer shall, in turn, immediately rule on the question of order, subject to an appeal by a member to the council. The appeal may be sustained by a majority vote of the members present, exclusive of the presiding officer.

D. Motion

The mayor or other presiding officer may speak on any question. If the mayor or other presiding officer wishes to make a motion, he or she must first vacate the chair while the motion is pending. If the mayor or other presiding officer vacates the chair while a motion is pending, the next officer in line to preside at the meeting shall preside while the motion is pending.

E. Veto

The mayor may veto all acts of the council as permitted by law. The council may override the mayor's veto by a two-thirds vote of all members of the council.

Rule 4. NOTICE OF MEETINGS

Wisconsin law requires the chief presiding officer of the Common Council or such person's designee to give public notice of every Common Council meeting. Such notice must set forth the time, date, place, and subject matter of the meeting, including that intended for consideration of any contemplated closed session. The mayor or mayor's designee shall give notice of every Common Council meeting in accordance with the Wisconsin Open Meeting Law.

Rule 5. ABSENCE OF MEMBERS

If any alderperson, for any reason, cannot attend a regularly scheduled meeting of the Common Council, he or she shall notify the city clerk as soon as practically able prior to the meeting, of his or her anticipated absence.

Rule 6. ORDER OF BUSINESS

The business of the council shall be conducted in the following order:

-Call to order by the presiding officer

-Roll call

-Presentation of accounts and other claims against the city

-Presentation of committee reports and minutes

-Communication, reports of city officers, and recommendations of the mayor

-Comments and suggestions from the preregistered citizens

-Consideration of the minutes of the prior meeting(s).

-Consent agenda

-Unfinished business from previous meetings (old business)

-New business

The council may choose to take business out of order.

Rule 7. INTRODUCTION OF BUSINESS

A. Introduction Requirements

All new, proposed ordinances, resolutions, or other new business (collectively “New Business”) shall be in writing, shall contain a brief statement of their content, shall indicate the name of the presenting member(s) or presenting committee, and, prior to their consideration by council, shall be delivered to the clerk. Once a proper request to add an item to the Common Council agenda has been made, the Mayor shall approve placement of the item on the agenda for one of the next two regular Common Council meetings following such timely request. Any item added to an agenda at the direction of the Common Council shall not be removed from the agenda without the approval of the Common Council.

B. Agenda

The following individuals and/or bodies may request the city clerk to add an item to the Common Council agenda:

-The mayor

-The Common Council or any alderperson

-Any standing committee of the Common Council or the chair thereof

-Any city committee, board or commission, or the chair thereof, with respect to an item of business referred to such committee, board or commission by the Common Council, or with respect to an item which such committee, board, or commission is required by law to report or recommend to the Common Council.

The final agenda and packet must be approved by the mayor prior to distribution to the common council. Once approved by the mayor, the agenda may not be amended without approval from the mayor. The mayor and council president shall make reasonable efforts to cooperatively review the agenda before it is approved. Except as otherwise provided by this rule, the final agenda and packet must be sent to council members no later than noon the Friday prior to the regular Council meeting. The mayor may, in consultation with the Council President if feasible, approve sending the final agenda to council members, or amending the agenda, less than 4 days prior to the

meeting, when the mayor, in consultation with the Council president if feasible, deems appropriate to protect the City's interests or to avoid unnecessary delay or hardship for the City or interested parties

C. Reintroduction Restricted

Unless otherwise provided by city ordinance, or unless allowed by approval of a motion for reconsideration pursuant to Rule 10, no proposed ordinance or resolution, having been once defeated, may again be introduced in the same or in substantially the same form until 30 days after the date when that ordinance or resolution was defeated.

Rule 8. PRESIDENT OF THE COUNCIL

A. Selection

The council president shall be selected by a majority vote of all council members at the annual organizational meeting conducted on the third Tuesday of April. The Council President is not eligible to chair standing committees. The Council President is the Chair of the Committee of the Whole and the Capital Improvement Projects (CIP) Committee. The Council President has the option to defer the chair for the CIP Committee.

B. Absence of Mayor

During the mayor's absence or inability to serve, the council president shall be acting mayor and shall be vested with the powers and duties of the mayor, except the council president may not approve a council act that the mayor has vetoed. When acting as the presiding officer at 3

meetings of the Common Council, the council president or other presiding officer retains his or her right to vote as an alderperson and if he or she exercises that right, may not vote in case of a tie.

Rule 9. VOTING

A. Modes of Voting

1. Any alderperson may demand an aye and noe (roll call) vote on any matter. However, the vote must be by roll call if the council is:

- Confirming appointments
- Adopting any measure that assesses or levies taxes
- Appropriating or distributing money
- Creating any liability or charge against the city or any fund of the city
- No member may explain his or her vote during the calling of ayes and noes.
- All ayes and noe votes shall be recorded in the journal (minutes of the common council) by the clerk.

B. Majority Vote Required

Any item appearing on the agenda of the Common Council that requires the vote of council for approval or passage must be approved by a simple majority except where a different vote is required by law.

C. Tie Vote

The mayor shall not vote except in the case of a tie. When the mayor does vote in the case of a tie, his or her vote shall be counted in determining whether a sufficient number of the council has voted favorably or unfavorably on any measure.

D. Abstentions

Any member has the right to abstain from voting on any issue, and must abstain from voting if he or she has a financial or personal interest in the outcome of the vote.

E. Vote Change

A council member may change his or her vote on a matter up to the time the result of the vote is announced.

F. Quorum

A quorum always refers to the number of members present, not to the number voting. If a quorum is present, a vote is valid even though fewer than the quorum vote.

Rule 10. RECONSIDERATION

Any member who voted with the prevailing side on any question may move for reconsideration immediately after the vote on the question is determined, or at the next succeeding regular meeting of the council. First a vote is taken on the motion to reconsider, if it passes the question can be debated and voted on again. A defeated motion for reconsideration is not subject to further reconsideration. Council actions that have already been implemented, such as approval of contracts that have been signed or ordinances that have become effective are not subject to reconsideration. Nothing in

this rule prohibits the reintroduction of any business, subject to the restriction in Rule 7 C.

Rule 11. ORDINANCES

A. All proposed ordinances shall be read a total of two (2) times at two separate meetings before the council may vote on any of them. Each shall be read:

a. At the time the proposed ordinance is first submitted to the council for its consideration (first reading).

b. Immediately prior to the council's actual vote on it (second reading).

B. The council may dispense with any required reading.

Rule 12. COMMITTEES, BOARDS, & COMMISSIONS

A. Special Committees

The council may provide for special committees as it may from time to time deem necessary. Appointments to these special committees shall be made by the mayor.

B. Committee of the Whole.

The council may meet as a committee of the whole pursuant to Robert's Rules of Order.

C. Minutes

Each committee, board, and commission shall keep minutes. Minutes shall be approved by a majority of the committee, board, or commission at a subsequent meeting. After approval, the minutes shall be filed with the clerk.

D. Notice of Meetings

The chairperson or designee shall file notice of each meeting with the clerk. The notice shall comply with notice requirements found in Wis. Stats. 19.84.

E. Absence of Member.

If any member cannot attend a scheduled meeting, he or she shall notify the city clerk of his or her anticipated absence as soon as practically able prior to the meeting.

F. Quorum.

A quorum is necessary for the transaction of any business. A majority of all members of the committee, board, or commission shall constitute a quorum. The mayor, as ex officio member of standing committees, has the right, but not the obligation, to participate in the proceedings of standing committees, and he or she is not counted in determining the number required for a quorum or whether a quorum is present at a meeting.

G. Agenda

The chair of each committee, board, and commission shall approve all agenda items. He or she shall consider all referrals for the purpose of establishing said agendas.

Rule 13. PUBLIC COMMENT PERIOD

A. Public Comment

A citizen may appear before the council in-person, through electronic communication, or written public comment provided the citizen registers with the clerk before the meeting is called to order and indicates his or her interest to address the council; and provided the agenda provides for a public comment period. It is preferred that citizens appear to read their own comments. Public Comment period is an opportunity for citizens to share their view with the Council, including on matters not on the agenda, and should not be conducted as a two-way conversation. The Council may not take action on any matter that is not on the agenda.

B. Time Limited

With the exception of informational and public hearings, speakers shall be limited to a maximum of three (3) minutes. The city clerk will maintain the timer and inform the speaker when 30 seconds remain. Written testimony shall be limited to a maximum of 400 words.

C. Other Restrictions

-If the presiding officer decides the comments are not relevant or are abusive, the presiding officer may:

- Order the citizen to modify his or her comments
- Order the citizen to refrain from speaking
- Order the citizen to leave council chambers
- Take such other steps as may be necessary to insure the efficient conduct of the council's business

D. Registration and Time

The city clerk will arrive 30 minutes prior to the start of the council meeting to distribute registration forms as requested. Each form will be dated, numbered, and distributed on a "first- come, first-served" basis. A completed registration form is required to speak by each individual completing his or her own form and is limited to addressing one subject per meeting only.

Speakers will utilize the microphone at the podium and will begin by stating their name and address prior to addressing the council. The maximum time allotted for public comment is 30 minutes. The council reserves the right to restrict or increase time limits

Rule 14. MANNER OF DELIBERATION

A. Manner Of

No alderperson shall address the council until recognized by the presiding officer. The alderperson shall then address the presiding officer and keep all remarks to the question under discussion. The alderperson shall also avoid personal confrontation when speaking.

B. Motions

No motion shall be discussed or acted upon until it has been seconded. No motion shall be withdrawn without the consent of those alderpersons making and seconding the motion.

C. Motions: Precedence Of

When a question is under consideration, no motion shall be entertained except the motion to:

- Fix the time to adjourn
- Adjourn
- Recess

- Privilege
- Lay on the table
- Move the previous question
- Limit or extend limits of debate
- Postpone to a certain day
- Refer to committee
- Amend
- Postpone indefinitely

The above motions shall take precedence in the order listed.

Rule 15. CONSENT AGENDA

A. Clerk's Responsibilities

The city clerk may create a subsection on any council agenda entitled, "consent agenda." In a consent agenda the clerk shall place matters that, in the clerk's judgment, are routine and noncontroversial and do not require a special vote or specific action by the council. The consent agenda shall be approved by the council president prior to being placed on the council agenda.

B. Procedure for Adoption

The following procedure shall apply when a consent agenda is used:

- No separate discussion or debate may be permitted on any matter listed on the consent agenda
- A single motion, seconded and adopted by a majority vote of all members of the council shall be required to approve, adopt, and act or otherwise favorably resolve all matters listed on the consent agenda
- Any alderperson may request removal of any item or part of an item included in the consent agenda. At the time the consent agenda is considered, the removal of an item as requested by an alderperson shall be approved without debate or vote.

If an item or any part of an item has been removed from the consent agenda in accordance with this rule, the council shall consider that item at an appropriate time during the council's regular order of business

Rule 16. ROBERT'S RULES OF ORDER

In the absence of a standing rule, the council, committees, boards, and commissions shall be governed by the most current edition of Robert's Rules of Order, Newly Revised, unless contrary to State law.

Rule 17. SUSPENSION OF RULES

These rules or any part of them may be suspended in connection with any matter under consideration by a recorded vote of two–thirds of the members present.

Rule 18. VALIDITY OF COUNCIL ACTIONS

No action by the Common Council shall be invalid or subject to challenge on the grounds that such action was taken in violation of the Rules of the Common Council.

Rule 19. VIRTUAL MEETING ATTENDANCE

Virtual meeting attendance shall be subject to the following rules adopted by the Common Council.

A. Definitions.

1. "Member(s)" means an alderperson, the mayor, or a member of any city committee, board or commission.

2. "Public" means any member of the public.

3. "Clerk" means the city clerk or the city clerk's designee.

B. Virtual Attendance Allowed. Members and the Public may attend meetings of the Common Council or of any city committee, board or commission in person or by virtual means.

C. Internet Meeting Service. Virtual attendance shall be through use of an Internet meeting service designated by the Common Council. The Internet meeting service must support visible displays identifying those participating, identifying those seeking recognition to speak, showing (or permitting the retrieval of) the text of pending motions, and showing relevant documents or exhibits distributed among attendees.

D. Login Procedure.

1. Login Information: The Clerk shall include, in the public notice of every meeting, the time and location of the meeting, the URL and codes necessary to connect to the Internet meeting service, and, as an alternative and backup to the audio connection included within the Internet service, the phone number and access code(s) the member needs to participate aurally by telephone. The notice shall also include a copy

of, or a link to, these rules.

2. Login Time: The Clerk shall schedule Internet meeting service availability to begin at least fifteen (15) minutes before the start of each meeting. The Clerk shall admit all users into the virtual meeting as efficiently as possible commencing fifteen (15) minutes prior to the start of each meeting.

3. Signing in and out: Members shall identify themselves as required to sign in to the Internet meeting service, and shall maintain Internet and audio access throughout the meeting whenever present, but shall sign out upon any departure before adjournment. All attendees shall sign in.

E. Quorum Calls. The presence of a quorum shall be established by audible roll call at the beginning of the meeting. A member attending virtually shall be deemed as present for a quorum if the member has signed into the Internet meeting service using a full identifiable legal name and has both audio and video connection to the meeting. Thereafter, the continued presence of a quorum shall be determined by the in person and online list of participating members unless any member demands a quorum count by audible roll call. Such a demand may be made following any vote for which the announced totals add to less than a quorum.

F. Technical Requirements and Malfunctions. Each member is responsible for the member's audio, video, and Internet connections. Each member shall remain connected to a meeting by both audio and video means, except where muting the audio is necessary to avoid disruption. No action shall be invalidated on the ground that the loss of, or poor quality of, a member's individual connection prevents participation in the meeting.

G. Forced Disconnections. The presiding officer may cause or direct the disconnection or muting of a member's connection, or of a Public connection, if it is causing undue interference with the meeting. The presiding officer's decision to do so, which shall be subject to an appeal to the body that can be made by any member, shall be announced during the meeting and recorded in the minutes.

H. Meeting Facilitation. The presiding officer, or their designee, shall monitor the virtual feed and recognize members who demonstrate a desire to be recognized.

I. Interrupting a Member. A member attending virtually who intends to make a motion, or request that under the rules they may interrupt a speaker, shall use the "raise hand" function (or equivalent option based on the Internet meeting service used) for so indicating, and shall thereafter wait a reasonable time for the presiding officer's instructions before attempting to interrupt the speaker by voice.

J. Motions Submitted in Writing. A member intending to make a make a motion, to offer an amendment, or to propose instruction to a committee, shall, before or after being recognized, post the motion in writing to the chat function, file sharing function, or upload the document to the file hosting service, and notify the presiding officer.

K. Arrival and Departure Announcements. Members shall announce themselves at the first opportunity after joining or before departing the meeting but may not interrupt a speaker to do so.

L. Loss of Meeting Room Connection: Any business transacted while the meeting-room computer is disconnected from the Internet meeting service is null and void, except that the members physically present in the meeting at such a time may adjourn the meeting.

M. Participation by the Public: The Public may attend meetings virtually, and may attend by either video and audio or just audio means.