

**RESOLUTION NO. 2023-32**

**A RESOLUTION RELATING TO MEETING ATTENDANCE BY CITY COUNCIL; ADOPTING AN AMENDED POLICY FOR ATTENDANCE AND FOR PARTICIPATION BY REMOTE ELECTRONIC MEANS; SUPERSEDING RESOLUTION NO. 2023-01; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, Resolution No. 2023-01 provides City Council's current policies on attendance and participation by remote electronic means; and

**WHEREAS**, the City Council desires to amend the policy to clarify how requests for excused absences will be handled and what constitutes "attend" for purposes of the City Charter requirement in Section 3.07(b).

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA:**

**SECTION 1.** As used in City Charter Section 3.07(b)(4), "attend" shall mean being present at a meeting occurring on a regularly scheduled Tuesday or Wednesday for the entire duration of the meeting, but shall not include being present at any portion of a regular meeting continued to a date other than a regularly scheduled Tuesday or Wednesday.

**SECTION 2.** Any councilmember who cannot attend any portion of a regular meeting of the city council shall so notify the Clerk's Office as soon as practicable, preferably before the start of the meeting, along with the reason for such absence if excusal is desired. A city councilmember shall be excused from attendance, without a vote of the City Council, if the reason for absence is one identified in Section 2-75(f) of the City Code. If the reason for absence is other than one identified in Section 2-75(f), a vote of City Council shall be required for the absence to be deemed excused.

**SECTION 3.** A councilmember may attend a regular or special meeting remotely by electronic means with the same participation rights and voting privileges as though physically present, and be deemed excused from in-person attendance, provided all the following criteria are met:

1. There is a quorum physically present at the meeting location.
2. The councilmember has provided notification to the city clerk of the inability to attend in person along with the reason for such request as soon as practicable before the start of the meeting.
3. The councilmember can be visible and audible to and from the members present at the meeting and the audience. For quasi-judicial matters, any councilmember appearing remotely must be and remain visible for the entire agenda item.

The City Council may vote to prohibit a councilmember from attending a regular or special meeting remotely by electronic means if City Council believes there is not good cause for the failure to be physically present.

**SECTION 4.** This resolution shall supersede and replace Resolution No. 2023-01.

**SECTION 5.** This resolution shall take effect immediately upon adoption.

**APPROVED AND ADOPTED AT A REGULAR MEETING OF THE VENICE CITY COUNCIL HELD ON THIS 22ND DAY OF AUGUST, 2023.**

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Nick Pachota, Mayor

ATTEST:

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Kelly Michaels, MMC, City Clerk

I, Kelly Michaels, MMC, City of Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City Council of the City of Venice, Florida, at a meeting thereof duly convened and held on the 22nd day of August, 2023, a quorum being present.

WITNESS by hand and official seal of said City this 22nd day of August, 2023.

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Kelly Michaels, MMC, City Clerk

(SEAL)

Approved as to form:

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Kelly Fernandez, City Attorney