

RESOLUTION NO. 144-2023

INTRODUCED BY: Mayor Thomas

A RESOLUTION APPROVING THE AMENDMENT OF ARTICLE V(i) OF THE BY-LAWS OF NORMA SELF-INSURANCE POOL, INC., OF WHICH THE CITY OF RICHMOND HEIGHTS IS A MEMBER

WHEREAS, since the passage of the original By-Laws of the NORMA Self-Insurance Pool, Inc. (“NORMA”) in 1987, technology has developed to the point that virtual meetings, with full video and audio capabilities, are regularly utilized in both the private and public sector;

WHEREAS, during the COVID-19 pandemic, Substitute HB 197 permitted public bodies to conduct meetings virtually using teleconferencing and/or video conferencing;

WHEREAS, NORMA understands that it is not required to comply with the Ohio Sunshine Law embodied in RC § 121.22, and desires to utilize teleconferencing and/or video conferencing to conduct the meetings of the Board of Trustees from time to time;

WHEREAS, pursuant to Article V(i) of the By-Laws, the NORMA Board recommends that Article V(i) of the By-Laws be amended to add additional provisions to permit meetings to be held via teleconferencing and/or video conferencing, as is set forth in Exhibit A attached hereto (“Proposed Amendment”);

WHEREAS, pursuant to Article V(i)(2) of the By-Laws, the Proposed Amendment shall take effect only upon passage by at least two-thirds (2/3) of the legislative bodies of the Members.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Richmond Heights, State of Ohio that:

Section 1: The Council of the City of Richmond Heights hereby accepts the recommendation of the NORMA Board of Trustees and approves the Proposed Amendment in the form and substance as is attached hereto as Exhibit A.

Section 2: It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect from and after the earliest time permitted by law.

PASSED: October 24, 2023

APPROVED: October 24, 2023


Kim A. Thomas, Mayor

ATTEST: Donnie Hunter

Donnie L. Hunter
Clerk of Council

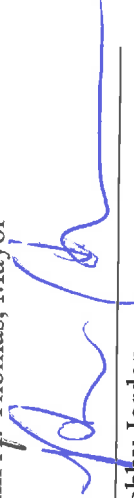

Bobby Jordan
President of Council

EXHIBIT A

BOARD OF TRUSTEES' RESOLUTION

The undersigned members of the Board of Trustees of NORMA Self-Insurance Pool, Inc., pursuant to Article V of the By-laws and the provisions O.R.C. § 1702.01, *et seq.*, hereby state and resolve as follows:

WHEREAS, since the passage of the original By-Laws of the NORMA Self-Insurance Pool, Inc. in 1987, technology has developed to the point that virtual meetings, with full video and audio capabilities, are regularly utilized in both the private and public sector; and

WHEREAS, during the COVID-19 pandemic, Substitute HB 197 permitted public bodies to conduct meetings virtually using teleconferencing and/or video conferencing;

WHEREAS, NORMA understands that it is not required to comply with the Ohio Sunshine Law embodied in RC § 121.22, and desires to utilize teleconferencing and/or video conferencing to conduct the meetings of the Board of Trustees

BE IT HEREBY RESOLVED, that pursuant to Article V(i) of the By-Laws, the NORMA Board recommends that Article Article VI of the By-Laws be amended to add additional provisions to permit meetings to be held via teleconferencing and/or video conferencing, as is set forth in Exhibit A attached hereto ("Proposed Amendment");

BE IT FURTHER RESOLVED, that pursuant to Article V(i)(2) of the By-Laws, the Proposed Amendment shall take effect only upon passage by at least two-thirds (2/3) of the legislative bodies of the Members.

IN WITNESS WHEREOF, the undersigned members of the Board of Trustees of NORMA Self-Insurance Pool, Inc., hereby set their hands this __ day of June, 2023, at Cleveland, Ohio.

Exhibit A

ARTICLE VI. Board of Trustees Meetings.

* * *

(c) Except as otherwise provided in these bylaws, regular and special meetings of the Board may be conducted through use of Internet meeting services designated by the President that support voting by the members of the Board of Trustees either verbally or by a computer entry, visible displays identifying those participating, identifying those seeking recognition to speak, audio and/or video transmission of (or permitting the retrieval of) pending motions and showing the results of votes. These electronic meetings of the Board shall be subject to all rules adopted by the Board, which may include any reasonable limitations on, and requirements for Board members' participation. Any such rules adopted by the Board shall supersede any conflicting rules in the parliamentary authority, but may not otherwise conflict with or alter any rule or decision of the By-Laws. An anonymous vote conducted through the designated Internet meeting service shall be deemed a ballot vote, fulfilling any requirement in the bylaws or rules that a vote be conducted by ballot.

(d) Some particular meeting or meetings of the Board shall be held in person either (a) when the President or First Vice-President has obtained written consent for this from every Board member, or (b) when ordered by the Board, by a two-thirds vote with previous notice of a motion to do so having been given.

Ted Gordon

City of Bedford Heights

Angela Morgan

Village of Chagrin Falls

City of Eastlake

John S. Fegans

City of Highland Heights

Allen

City of Hudson

Ninita M. Miller

City of Maple Heights

James Fegan

City of Mayfield Heights

City of Richmond Heights

Michael J. Davis

City of Solon

Gregory J. Henderson

City of South Euclid

David

City of University Heights