

ORDINANCE NO. 2022-326

**AN ORDINANCE AMENDING SECTION 2-42 OF
THE MADISON CITY CODE ENTITLED
“Rules governing city council procedures”**

WHEREAS, the City of Madison seeks to allow the Mayor and members of the City Council to attend City Council and Committee Meetings by telephone and/or video conferencing pursuant to Alabama Code Section 36-25A-5.2; and

Section 1 **BE IT ORDAINED** by the City Council of the City of Madison, Alabama, that the Madison City Code is hereby amended to insert the following subsection thirty-two (32) into Madison City Code Section 2-42:

- (32) The city council shall allow participation in city council meetings and committee meetings by means of telephone conference, video conference, or other similar communications equipment that allows all participants to hear one another at the same time; provided, that both of the following conditions are fulfilled:
- (a) No less than a quorum of the members of the governmental body are physically present at the physical location of said meeting; and
 - (b) The members of the council or committee participating by electronic means as provided in this section are unable to be physically present at the meeting due to illness.

Participation by electronic means as authorized in this section shall constitute presence in person at the meeting for all purposes, except for the establishment of a quorum. Each meeting in which members of the body are participating by electronic means as authorized in this section shall be held at a physical location available for persons wishing to be physically present, at which any interested member of the public shall be able to hear all persons who are participating remotely.

Section 2 If any provision of this ordinance, or the application thereof to any person, thing or circumstances, is held invalid by a court of competent jurisdiction, such invalidity shall not affect the provisions or application of this ordinance that can be given effect without the invalid provisions or application, and to this end, the provisions of this code and such amendments and statutes are declared to be severable; and

Section 3 No other provisions of the City Code are amended by this Ordinance, unless specifically stated and referenced herein.

Section 4 This ordinance shall become effective immediately upon its adoption and proper publication as required by law.

READ, PASSED AND ADOPTED this ____ day of December 2022.

Ranae Bartlett, City Council President
City of Madison, Alabama

ATTEST:

Lisa D. Thomas, City Clerk-Treasurer
City of Madison, Alabama

APPROVED this ____ day of December 2022.

Paul Finley, Mayor
City of Madison, Alabama