

TOWN OF ULYSSES
RULES and PROCEDURES FOR MEETINGS

Amended 8/8/17, 12/11/18, 8/10/21

Be it resolved that all rules listed herein are adopted as the Rules of Order for all meetings and types of meetings of the Ulysses Town Board. Questions of Order beyond these Rules are to be resolved by reference to Robert's Rules of Order.

1. MEETINGS, DEFINED AND CALLED

1.1. Regular Meetings of the Board

The Board will set the date and time of Town Board meetings at the Organizational Meeting annually. Meetings will be conducted in the boardroom at the Town Hall. The Supervisor shall preside. In the absence of the Supervisor the members present, assuming a quorum, shall elect a Chair for the meeting from the Board members present.

1.2 Calling Special Meetings

Special meetings of the Town Board are all those Town Board meetings other than Regular Meetings set by resolution at the Organizational Meeting. A Special Meeting may be called by the Supervisor upon two-calendar days written notice to the entire Town Board. For the meeting to address any motions, the Supervisor, if challenged, must be able to demonstrate that effective notice has been given. Additionally, the Supervisor must call a Special Meeting within ten calendar days of a written request by any two Town Board members.

1.3 Special Meetings, Public Hearing

Public Hearings may be called according to the State or Local, Law or Ordinance that applies. The intervals specified in such Laws and Ordinances are the minimum intervals for the giving of notice. Notice shall be published in the both the Ithaca Journal and the Trumansburg Free Press whenever possible.

2. MEETINGS, FORMS

2.1. Notice

Written notice may be sent by regular postal mail. The preferred method for notice is by email. The sender must list the other four members in the "To or CC" field. A reply from any one member must be a "reply to all". All members will be considered to have received the notice if all members reply to the Supervisor as required. Members are responsible for keeping their addresses of record current, both postal and email.

2.2. Quorum

A Quorum shall be required to conduct business and pass any resolution. A Quorum of the five-member Town Board shall be three. In the absence of a Quorum, a lesser number may adjourn and compel the attendance of absent members.

2.3. Majority and Supermajority

A Majority of the five-member Town Board shall be three, all present. There is no proxy voting. A Supermajority shall be four in all cases.

2.4. Executive Sessions

Executive Sessions shall be held in accordance with the N.Y. Public Officers Law Section 105. 11 Executive Sessions may be convened in a Regular or Special Meeting. The member making a motion shall state the basis for going to Executive Session under the law for Executive Session. The Board must also resolve any persons other than the Board Members who may attend and state how it is that minutes may be kept. The motion may also specify what information, if any, will be returned to the regular session.

3. MEETINGS, ORDER OF BUSINESS

3.1 Agendas

The draft Agenda for all meetings except the Working Session shall be prepared by the Supervisor. The Supervisor, or any other Town Board member, or any other elected Town Official may have an item placed on the Agenda. Items must be submitted by the end of the day 6 days prior to the publishing of the agenda. The Supervisor shall include any items so requested. Transmission by email notice as above is acceptable. The draft agenda shall be adopted by a majority vote of the Board at the start of each meeting

3.3 Meetings, Adjournment

The motion to adjourn is not debatable, but the Supervisor may, after the second, describe the nature and consequence of adjourning with any scheduled business left unfinished.

3.4 Questions of Order

The Board shall annually name a Parliamentarian from among the Board Members to issue ruling from Roberts Rules as required. The Parliamentarian will read the basis for the ruling aloud. Any such ruling is to be treated as temporary waivers of these Rules unless these Rules are permanently amended by Supermajority to include it.

4. CONDUCTING A MEETING

4.1. Seating

At all Town Board meetings other than Public Hearings, Board Members will be seated if at all possible, to be able to see each other. Any other privileged speaker will be seated at some place that is separate from the public seating. This separation is necessary to avoid confusing the public as to who may speak.

4.2. Public Decorum

An opening statement shall be made in every meeting directing those who are present as to when and how they may participate. All speakers shall be recognized by the Supervisor or Chair. When invited to

speaking a member of the public shall be instructed that they may, but do not need to give their full name and municipality of residence. In speaking, the public should address the whole Board. Disruptive behavior will not be allowed during Board meetings. Such behavior shall include name-calling, swearing, defaming, shouting, or other similar behaviors reasonably found to be offensive by the Supervisor or Chair, or on appeal of the Chair's decision, by a majority of the Board. Any member of the Board may call the attention of the Chair to a violation of the rules, by calling out "point of order".

In the event of disruptive behavior, one warning shall be given by the Supervisor or Chair. After one warning, the person being disruptive shall be asked to leave. At any time the Supervisor may address the public on matters having to do with process and decorum. This shall be done promptly when there is a breach and there shall be no exceptions. A statement on appropriate decorum for Town Board meetings shall be included at the bottom of the agenda.

4.3. Board Decorum

A Board Member wishing to speak raises a hand for privilege and shall be recognized by the Supervisor. The Supervisor shall assign order of speaking based on the order in which hands are raised. Members may not speak simultaneously and may not interrupt each other. Generally, a member who has not yet addressed the question shall be given privilege over those who have. The Board shall address only the Supervisor, other Board members, and the privileged speakers.

4.4. Members speaking with the Public

Board members shall not address the public except during the time allocated for public participation, and then only when the Supervisor indicates that they may do so. The indication shall only be made when the Board member indicates an interest in speaking with the person in the public.

4.5 Remote Participation in Meetings

The Ulysses Town Board authorizes both participation and voting by video conferencing of a Ulysses Town Board member who is not physically present at an official Ulysses Town Board meeting if the following requirements are met:

- a) At least three members of the Ulysses Town Board are present at the physical location of the Town Board meeting; and
- b) The location of the Town Board member who is not physically present at the Town Board meeting is accessible to the general public; and
- c) The meeting notice informs the public that a Town Board member will be attending remotely, and includes details of the physical location from which such Town Board member will be participating in the meeting remotely; and
- d) The Town Board member is visible to the general public on a screen at the location of the Town Board meeting (i.e. by video conferencing as opposed to telephone conferencing which is not permitted); and
- e) Members of the public wishing to participate may do so by phone or videoconference.
- f) The Ulysses Town Board member wanting to exercise this option notifies the Town Clerk at least 5 days in advance of the meeting where they cannot physically be present; and

- g) A Ulysses Town Board member following the above requirements may vote as though they were physically present at the Town Board meeting; and
- h) A maximum of two Town Board members may exercise the option to participate remotely at a time.
- i) The Clerk shall post the locations of those participating remotely.
- j) This clause shall also pertain to participation in the public meetings of the Planning Board and Board of Zoning Appeals and other advisory boards subject to the NYS Open Meetings Law.

5. MOTIONS

5.1. Motions Defined

The business of the board shall be conducted as a series of motions. A motion is a formal proposal that the Board take certain action.

A *motion to discuss* can be made and seconded to bring a draft motion to the floor for discussion. Once a *motion to discuss* is on the floor, the Board can debate the motion and amendments can be made in response to the discussion if the member who brought the motion agrees, without the formal procedures that govern *main motions*. The only vote required for a *motion to discuss* is to end discussion and remove the motion from the floor. The Supervisor can call a vote to end discussion of a *motion to discuss* at any time.

A *main motion* bringing business before the Board shall be handled in all aspects according to the procedures in Robert's Rules of Order (10th Ed).

All **other types of motions**, with the exception of a motion to discuss shall be handled in all aspects according to the procedures in Robert's Rules of Order (10th Ed).

5.2. Seconds to Motions

A motion shall not be discussed until it has a Second. A member making a Motion may restate it once in seeking a Second, but may not argue for the Second.

5.3. Voting on Motions

Voting shall be by stating "Aye" or "Nay". The Clerk shall immediately state the outcome.

5.4. Presentation of Motions

Any Board Member may make any Motion at any time when there is no other Motion on the floor. If the Motion fits clearly within an item listed later on the Agenda the Supervisor may rule it out of order.

It is preferred that Motions be submitted in writing prior to the meeting and must be in writing if they are instructions to any body or person. A Motion may be written out during the meeting (see motion to discuss). Ideally, new Motions are presented 7 days in advance of the meeting to the Supervisor who will have them included in the resolutions for the meeting.

New Motions offered without the required notice may be debated, but unless there is a Super Majority

to waive these rules it shall be tabled without a vote, and unless withdrawn by the Board Member making the Motion, it will automatically be on the Agenda of the next Regular Meeting.

5.5 Motion Exceptions

The Supervisor may present Emergency Motions without notice. They may be ruled out of order by the Super Majority of the Board.

6. STANDING OF THESE RULES

6.1. Amendment of these Rules of Procedure requires a supermajority vote at one meeting. Permanent Removal of these Rules requires a Supermajority voting in two Regular Meetings.

6.3. The Rules may be waived during any session by a Supermajority. Such waivers stand for only the session when voted.