

**POLICY OF**  
**THE MARION COUNTY CONVENTION AND RECREATIONAL FACILITIES**  
**AUTHORITY REGARDING PARTICIPATION IN MEETINGS**  
**BY ELECTRONIC COMMUNICATION**

The policy herein (this “Policy”) of the Marion County Convention and Recreational Facilities Authority (the “Authority”) shall govern the participation of the Authority’s members (each, a “Member” and, collectively, the “Members”) in meetings of the Authority by electronic communication.

1. A Member who is not physically present at a meeting of the Authority may participate in said meeting by, or through the use of, any means of electronic communication, so long as the following individuals may simultaneously communicate with each other during the meeting: (a) the Member participating by electronic communication; (b) all other Members participating in the meeting; and (c) all members of the public physically present at the place where the meeting is conducted.

2. The minimum number of Members who must be physically present at the place where the meeting is conducted is two (2) Members.

3. A Member must request authorization to participate in a meeting of the Authority by electronic communication before the meeting begins to allow arrangements to be made for the Member’s participation by electronic communication.

4. A Member who participates in a meeting of the Authority by means of electronic communication is deemed to be present in person at the meeting of the Authority; shall be counted for purposes of establishing a quorum at the meeting; and may vote at the meeting on any action of the Authority.

5. A Member who participates in a meeting by electronic communication may cast the deciding vote on any official action of the Authority. For illustrative purposes, a Member casts the “deciding vote” on an official action of the Authority if, regardless of the order in which the votes are cast: (a) the Member votes with the majority; and (b) the official action is adopted or defeated by one (1) vote.

6. All votes of the Members during a meeting in which a Member is participating by electronic communication must be taken by roll call vote.

7. There shall be no limit to the total number of meetings that the Authority may conduct in a calendar year by electronic communication.

8. There shall be no limit to the total number of meetings in a calendar year in which any one Member may participate by electronic communication. However, each Member is required to physically attend at least one (1) meeting of the Authority annually.

9. This Policy shall be posted on the Authority’s website for viewing by the public.

10. This Policy may be amended, from time to time, or rescinded by the Authority, but in either case, only by a favorable vote of a majority of the Members at a duly authorized meeting of the Authority.

11. This Policy is adopted in order to comply with the “Open Door” laws of the State of Indiana, including, but not limited to, those Indiana Code sections governing the Authority’s ability to host electronic meetings and for the Members to participate in meetings of the Authority by electronic communication (*i.e.*, Ind. Code §§ 5-14-1.5-3.5 and 5-14-1.5-3.6), as such laws are promulgated as of the date hereof.

This Policy was adopted by the Authority by a favorable vote of a majority of the Members, with the vote having been taken by roll call at a duly authorized meeting of the Authority, on the 12<sup>th</sup> day of August, 2020.