

RESOLUTION CONCERNING ELECTRONIC MEETINGS

Whereas, the Transportation Commission desires the ability to convene and conduct electronic meetings as provided for in the Open and Public Meetings Act;

Whereas, Utah Code Ann. Section 52-4-207(2)(a) requires the public body to adopt a resolution, rule or ordinance governing the use of electronic meetings;

NOW THEREFORE, be it resolved as follows:

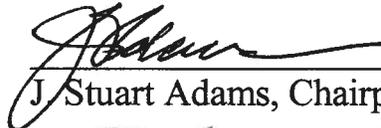
1. As authorized by the Utah Open and Public Meetings Act, Utah Code Ann. Section 52-4-207, the Transportation Commission may hold, convene and conduct any meeting in which one or more of the Transportation Commission members may participate electronically provided that the notice and the procedures of the meeting conforms to the Open and Public Meetings Act and this Resolution.
2. Transportation Commission members not physically present, but who wish to participate electronically in a meeting, shall be connected to the anchor location by means of telephonic, telecommunications or computer conference provided that the Transportation Commission or Secretary, at the appointed time, shall initiate contact with those Transportation Commission members who indicated that they will attend electronically.
3. The following procedures shall be used for the electronic meetings:
 - a. Transportation Commission members who wish to participate electronically shall notify the Transportation Commission Secretary at the minimum of twenty-four hours before the scheduled start of the meeting and shall provide contact information to allow their participation.
 - b. The minutes of the meeting shall note that the meeting was conducted electronically in accordance with Open and Public Meetings Act. The minutes shall note the identity of those

Transportation Commission members participating electronically.

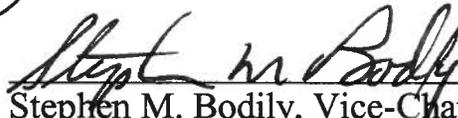
- c. All members participating electronically should be able to hear and to speak with each other and all individuals present at the anchor location.
 - d. Transportation Commission members and individuals in the anchor location should be able to hear and speak with those members participating electronically.
 - e. Electronic participation in a meeting shall constitute presence at that meeting for all purposes, including the determination of a quorum and voting.
 - f. If visual aids or documents are to be presented or used at the meeting, the Department of Transportation shall make reasonable efforts to provide copies to each member participating electronically.
 - g. At the conclusion of the meeting, members participating electronically shall verbally certify that they participated in good faith in the entire meeting.
4. Because confidentiality may be inadvertently compromised during an electronic meeting, the following will not be part of the electronic meeting:
 - a. Communication among the Transportation Commission members, staff and legal counsel, such that the attorney-client privilege may arise.
 - b. Any closed session as allowed by the Open and Public Meetings Act.
 5. Electronic participation shall only apply to the Transportation Commission members and the Department of Transportation.

DATED on this 3rd day of December, 2008

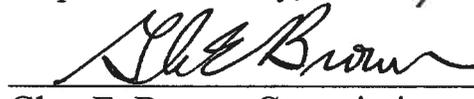
UTAH TRANSPORTATION COMMISSION



J. Stuart Adams, Chairperson



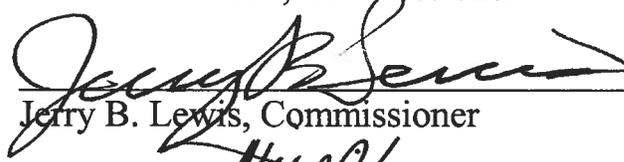
Stephen M. Bodily, Vice-Chairperson



Glen E. Brown, Commissioner



Bevan K. Wilson, Commissioner



Jerry B. Lewis, Commissioner

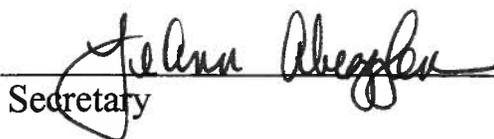


J. Kent Millington, Commissioner



Meghan Z. Holbrook, Commissioner

Attest:



Secretary