PASSED 9-0

ORDINANCE 90-48

TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL"

WHEREAS, the Bloomington Municipal Code currently contains no explicit exceptions to the practice of holding four Common Council meetings per month; and

WHEREAS, several such regular exceptions can be anticipated; and

WHEREAS, in order to facilitate planning by Councilmembers, City departments, and the citizens served, it is desirable to incorporate anticipated schedule variations into the Bloomington Municipal Code;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Section 2.04.010 Election of officers shall be repealed and reenacted to read as follows:

Section 2.04.010 Election of officers. The Council shall, at its meeting on the first Monday in January, subject to the exceptions noted in 2.04.050, choose from its members a President, a Vice President, and a Parlimentarian, all of whom shall serve until the first Monday in January of the next succeeding year, when their successors shall be chosen to serve for one year in like manner.

SECTION II. Section 2.04.020 Duties of president shall be amended to read "vice president" in lieu of "president pro tempore" wherever such appears in the section.

SECTION III. Section 2.04.050 Regular Meetings shall be repealed and reenacted to read as follows:

Section 2.04.050 Regular Meetings

(a) With the exceptions noted in 2.04.050(b) - (g), the Council shall meet in regular session on the first and third Wednesday of each month at 7:30 p.m. local time. The Council may agree by majority vote to dispense with any regular session or to change the day or hour of any meeting, but the Council shall meet at least once a month.

(b) The Council shall not meet on legal holidays as enumerated in I.C. 1-1-9-1. The Council may agree by majority vote to meet at an alternative time should such a holiday fall on a Wednesday.

(c) In accordance with I.C. 36-4-6-7, in the year following its election the Council shall hold its first regular meeting at 7:30 p.m. on the first Monday of the year to elect officers. Should the first Monday of the year fall on a legal holiday as enumerated in I.C. 1-1-9-1, the Council shall instead meet on the day after the legal holiday. Should the Council President of the previous year still be a member of the Council, he or she shall preside over the election of new officers. If the President of the previous year is no longer on the Council, the majority party shall designate a Councilmember to preside over the election of officers. The Council may decide by majority vote to reschedule a regularly scheduled Wednesday meeting and conduct other official business at this first meeting of the year.

(d) In accordance with I.C. 36-4-6-8, in years subsequent to the year immediately following its election, the Council shall meet on the first Monday of the year for the purpose of electing officers. Should the first Monday of the year fall on a legal holiday as enumerated in I.C. 1-1-9-1, the Council shall instead meet on the day after the legal holiday. The Council President of the previous year shall preside over the election of officers. The Council may decide by majority vote to reschedule a regularly scheduled Wednesday meeting and conduct other official business at this meeting.

(e) The Council shall go into recess upon adjournment of the first regular session in August and reconvene on the first Wednesday in September. No legislation shall be heard for first reading at the August meeting.

(f) The Council shall not meet on the Wednesday before Thanksgiving Day. The Council may by majority vote decide to combine the meeting scheduled for this date with the meeting scheduled for the previous or following Wednesday.

(g) The Council shall go into recess upon adjournment of the second regular session held in December and reconvene in January. No legislation for first reading shall be heard at the last regular session of December.

SECTION IV. Subsections (a) and (b) of Section 2.04.250 Committee of the Whole shall be repealed and reenacted to read as follows:

Section 2.04.250 Committee of the whole.

(a) With the exceptions noted in this section, the Council shall resolve itself into a committee of the whole on the second and fourth Wednesday of each month at 7:30 p.m. local time to consider ordinances, resolutions, or other matters with the freedom of committee procedures. The Council may decide by majority vote to cancel any such committee meeting or to meet at an alternative date and time. The Council may by majority vote resolve itself into a committee of the whole at any other time and for any other legitimate purpose. The Council shall not meet as a committee of the whole on legal holidays as enumerated in I.C. 1-1-9-1, during the month of August, on the Wednesday evening immediately before Thanksgiving Day, or on the fourth Wednesday in December.

(b) Whenever the Council resolves itself into a committee of the whole the presiding officer shall leave the chair. Chair of the committee meetings scheduled for Wednesday evenings and city budget hearings shall rotate by alphabetical order among all Councilmembers except the Council President and such rotation will be tracked by the City Clerk. Should a Councilmember be unable to attend a committee meeting the next member on the rotation shall preside and the rotation shall proceed from that point. The Council President will designate the chair for any unscheduled committee meetings.

SECTION V. Severability. If any section, sentence, or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION VI. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 7th day of November, 1990.

Iris Kiesling

IRIS KIESLING, President
Bloomington Common Council

ATTEST:

Patricia Williams

PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 8th day of November, 1990.

Patricia Williams

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 8TH day of November, 1990.

Tomilea Allison

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This Ordinance amends the Bloomington Municipal Code in order to codify anticipated exceptions to the Common Council meeting schedule.

SIGNED COPIES;
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