

(withdrawn)

ORDINANCE 02-08

TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
"ADMINISTRATION AND PERSONNEL"
(Regarding Appointments to More than One City
Board, Commission, or Council at the Same Time)

WHEREAS, it is in the public interest to encourage broad participation by the public in local decision-making; and

WHEREAS, a change in the local code that would limit the appointment of a person to no more than one board, commission, or council at the same time would tend to open appointments to more persons; and

WHEREAS, such a limitation should provide exceptions where appointments to more than one board, commission, or council would improve the coordination of public policy or further the public policy as determined by elected officials; and

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

SECTION I. Section 2.08.020 of the Bloomington Municipal Code entitled "General Provisions" shall be amended in the following manner:

a) Insert a new Part 3 which shall read as follows:

[3] Dual Appointments. No person shall be appointed to serve as a voting member on more than one city board, commission, or council at the same time except in the following circumstances: a) the person is an elected official; b) the appointment was the result of an ordinance or statute that makes an appointment to one city board, commission, or council a condition for appointment to another such entity; or c) the appointment was the result of an ordinance or statute that expressly provides for the appointment to more than one city board, commission, or council at the same time. Persons holding more than one appointment in violation of this provision at the time of adoption of the ordinance shall be permitted to serve out the terms of the appointments. Persons appointed to serve on more than one city board, commission, or council in violation of this provision after adoption of the ordinance shall resign from one appointment immediately and notify the appropriate appointing official or body.

b) Renumber the existing Part 3 and subsequent parts accordingly.

SECTION II. If any sections, 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 III. 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 _____ day of _____, 2002.

CHRIS GAAL, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon
this _____ day of _____, 2002.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2002.

JOHN FERNANDEZ, Mayor
City of Bloomington

WITHDRAWN

SYNOPSIS

This ordinance is co-sponsored by Councilmembers Diekhoff and Sabbagh. It would prohibit the appointment of a person to more than one city board, commission or council at the same time except when the person is an elected official or there is an ordinance or statute that either requires or allows for such an appointment.