passed 9-0

ORDINANCE 11-04

TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL" -
Re: The Repeal and Reenactment of Section 2.12.020 entitled "The Bloomington Arts Commission"

WHEREAS, the Bloomington Community Arts Commission was established in 1983 by the Common Council Ordinance 83-06 §2 in June, 1983; and,

WHEREAS, the original purpose of the Bloomington Community Arts Commission was to provide a means for the City of Bloomington to stimulate and encourage community appreciation for and participation in the arts; and,

WHEREAS, the City recognizes that the arts are an important part of the culture, are integral to the economy of a community, and that conservation and development of the City's artistic resources is essential to the social, educational, and economic growth, the quality of life and the general welfare of the citizens of Bloomington; and,

WHEREAS, the Bloomington Community Arts Commission in its 2010 strategic planning process recommended that its enabling legislation, found in BMC Section 2.12.020, be revised to better reflect the Commission's purpose and duties and the vital economic role the arts play in Bloomington; and,

WHEREAS, such role and purpose of the Commission can only be achieved by providing a broader, knowledgeable, and more diverse membership, as well as by expanding the Commission's capacity to develop and implement programming through an increase in its membership from 9 to 11, and through removal of direct organizational representation by having the Common Council and Mayor appoint its members; and,

WHEREAS, the role and refocused purpose of the Commission are reflected in a name change from the "Bloomington Community Arts Commission" to the "Bloomington Arts Commission;" and,

WHEREAS, the Bloomington Arts Commission should: focus on helping to develop Public Art Projects in collaboration with the City and civic entities; develop and administer programs; inform the Common Council, boards and commissions and the City Administration on current arts issues; provide policy recommendations; and, adopt administrative rules and regulations that support conducting the Commission's business with this new purpose in mind;

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

SECTION 1. Bloomington Municipal Code Chapter 2.12, entitled "Boards, Commissions and Councils" shall be amended by repealing Section 2.12.020, entitled "Bloomington community arts commission," reenacting Section 2.12.020 with the title of "Bloomington Arts Commission," and reflecting the new section title in the Table of Contents for Chapter 2.12.

SECTION 2. The reenacted Section 2.12.020 shall read as follows:

2.12.020 The Bloomington Arts Commission

Public Policy and Purpose. The City of Bloomington recognizes that the arts are an important part of the culture and economy of the community, and that the City has a responsibility to foster an environment conducive to the community's participation in the arts. The conservation and development of the City's artistic resources are essential to the social, educational, and economic growth of the City. Artists, works of art, and artistic institutions contribute to the quality of life and the general welfare of the citizens of Bloomington.

(a) Definitions. As used in this section unless the context clearly requires otherwise:

(1) "Commission" means the Bloomington Arts Commission as created in this section.
(2) "Public Art Project" means an original work of high quality art of any medium, which is created by an artist or artists, which belongs and is accessible to the public.

(b) Appointments. The Bloomington Arts Commission shall consist of eleven members. Six members shall be appointed by the Mayor and five by the Common Council.

(c) Qualifications. All members of the Commission shall have a demonstrated commitment to the arts. To the extent possible, priority shall be given first to ensuring a broad representation of professional artists from the disciplines of the visual, performing and literary arts and then to arts administrators and arts consumers and to representatives from the education and business communities.

(d) Terms. Members shall serve terms of three years. Members having served two consecutive three-year terms may not be reappointed until one year has passed from the end of the second term. Terms shall be staggered, with four members' first term ending within one year; three members' first term ending within two years, and four members' first term ending within three years after their initial appointment, so that no more than five members will leave the commission at the end of each term, which will be the 31st day of January.

(e) Powers and Duties. The Commission's powers and duties include, but are not limited to, the following:

(1) Develop and present to the City a Public Art Plan, which is a list of potential Public Art Projects to be coordinated by the Arts Commission and produced as a collaborative effort by the City and/or other civic entities;
(2) Develop and administer programs to achieve the Arts Commission's purpose;
(3) Inform the Common Council, City Administration, and City boards and commissions on current arts issues, and offer policy recommendations and advice; and,
(4) Adopt administrative rules and regulations, adopt procedures, conduct activities and form committees, necessary to conduct the Commission's business.

SECTION 3. If any section, sentence, or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this ordinance which can be given effect without the invalid part, and to this end the provisions of this ordinance are declared to be severable.

SETION 4. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 6th day of APRIL, 2011.

Susan Sandberg
SUSAN SANDBERG, President
Bloomington Common Council

ATTEST:

Regina Moore
REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 7th day of APRIL, 2011.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 7TH day of APRIL, 2011.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance repeals and reenacts Bloomington Municipal Code 2.12.020 to rename "Bloomington Community Arts Commission" as the "Bloomington Arts Commission," revise its membership, and update its goals and focus in order to affirm and continue the City's policy of promoting arts as a part of both the community's culture and economic vitality.

Signed Copies to:

Legal
Mark Michaelson
Controller
Human Resources
BMC
Clerk (2)
CA/CA (2)
Mayor
EC & Sus Dev