

**ORDINANCE 22-16**

**TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED  
“ADMINISTRATION AND PERSONNEL” –  
Re: Amending BMC 2.12.130 (Citizens’ Redistricting Advisory Commission)**

WHEREAS, the membership of the Citizens’ Redistricting Advisory Commission has been difficult to fill, which impacts the effectiveness and efficient operation of this commission;

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

SECTION 1. Section 2.12.130 of the Bloomington Municipal Code (“BMC”) entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting subsection (c)(1) in its entirety and renumbering subsequent paragraphs accordingly.

SECTION 2. BMC Section 2.12.130 entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting subsection (c)(2)(E) in its entirety and replacing it with the following:

- E. One member shall be appointed who identifies as independent of either of the two major political parties in the state.

SECTION 3. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting subsection (c)(3) in its entirety and renumbering subsequent paragraphs accordingly.

SECTION 4. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting from subsection (c)(4)(A) the words “, or has held public office or has been a candidate for public office in the City of Bloomington within ten years of the commission's formation date”.

SECTION 5. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting from subsection (c)(4)(C) the words “, or has been an officer within ten years of the commission's formation date”.

SECTION 6. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by revising subsection (d)(2) so that the reference to subsection 2.12.130(c)(2) instead refers to subsection 2.12.130(c)(1).

SECTION 7. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting the second sentence in subsection (d)(3) so that the paragraph reads:

- (3) The ranking at-large councilmember shall administer a coin flip to select a member from each pool of applicants.

SECTION 8. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting subsection (d)(4) in its entirety and replacing it with the following:

- (4) If there is only one eligible applicant for a given seat after complying with the requirements of BMC 2.02, the selection committee may appoint the applicant to the seat. If there are no eligible applicants for a given seat after complying with the requirements of BMC 2.02, the seat may be left empty.

SECTION 9. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by deleting the subsection (d)(5) in its entirety.

SECTION 10. BMC Section 2.12.130, entitled “Citizens’ Redistricting Advisory Commission” shall be amended by inserting “3-5-10 and” after the words Indiana Code in subsection (e)(1) so that the paragraph reads:

- (1) The commission shall recommend council district boundaries that comply with the United States Constitution, the Indiana Constitution, and applicable federal and state laws, including the Federal Voting Rights Act and Indiana Code 3-5-10 and § 36-4-6-3.

SECTION 11. BMC Section 2.12.130, entitled "Citizens' Redistricting Advisory Commission" shall be amended by deleting subsection (f)(3) in its entirety and renumbering subsequent paragraphs accordingly.

SECTION 12. BMC Section 2.12.130, entitled "Citizens' Redistricting Advisory Commission" shall be amended by inserting "3-5-10 and" after the words Indiana Code in subsection (g)(5) so that the paragraph reads:

- (1) After considering the commission's final recommendations, or if the commission fails to complete its work, the common council shall perform its duties under Indiana Code 3-5-10 and § 36-4-6-3. If the common council rejects the commission's final recommendations, it shall provide a written statement of the reasons for the rejection.

SECTION 13. If any section, sentence, or provision of this ordinance, or application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions or application 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 14. This ordinance shall be in effect after its passage by the Common Council, with approval of the Mayor, and after any required publication or other promulgation in accordance with the law.

PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 18 day of May, 2022.



SUSAN SANDBERG, President  
Bloomington Common Council

ATTEST:



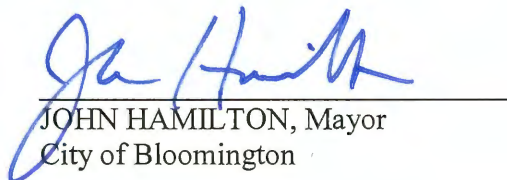
NICOLE BOLDEN, Clerk  
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 19 day of May, 2022.



NICOLE BOLDEN, Clerk  
City of Bloomington

SIGNED and APPROVED by me upon this 19<sup>th</sup> day of May, 2022.



JOHN HAMILTON, Mayor  
City of Bloomington

#### SYNOPSIS

This ordinance would amend Title 2 of the Bloomington Municipal Code (Administration and Personnel) to simplify the membership requirements of the Citizens' Redistricting Advisory Commission and to update references to state code.

Distributed to: Clerk, Council Attorney, Legal, and Mayor.