

Ordinance 2026-04 to Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” to Consolidate and Amend Boards and Commissions Provisions in Chapters 2.02, 2.08 and 2.12

Preamble

Whereas, provisions governing boards and commissions appear in several chapters of Title 2 of the Bloomington Municipal Code; and

Whereas, Common Council finds that clarity will be promoted by consolidation of these provisions into a single chapter of Title 2 in the Bloomington Municipal Code; and

Whereas, Common Council finds that public trust will be enhanced by adoption of a code of conduct applicable to all members of boards and commissions; and

Whereas, Ordinance 2025-05 amended Bloomington Municipal Code paragraph 2.12.100(8)(B) to integrate “community resilience” into the operational philosophy of the Bloomington Commission on Sustainability; and

Whereas, on November 18, 2025, the Bloomington Commission on Sustainability (BCOS) unanimously adopted a resolution requesting that Common Council consider renaming the Bloomington Commission on Sustainability to the Bloomington Commission on Sustainability and Resilience, pursuant to Bloomington Municipal Code paragraph 2.12.100(8)(B), which empowers BCOS to advise and make recommendations to Common Council;

Whereas, Common Council finds that renaming the Commission will provide a more complete definition of the Commission’s areas of work and will facilitate the Commission’s ongoing efforts in public education and identifying mission-aligned community partners.

Be It Ordained by the Common Council of the City of Bloomington, Monroe County, Indiana, That:

Section 1: Delete Boards and Commissions General Provisions from Chapter 2.08 Entitled Executive Branch.

Section 2.08.020 of the Bloomington Municipal Code entitled General Provisions is hereby amended to remove all provisions concerning boards and commissions. Specifically, the reference to city boards, commissions and councils in the introductory sentence is deleted, and subsections (2) through (12) and subsection (14) are deleted as reflected in Attachment A.

Section 2: Add Boards and Commissions General Provisions to Chapter 2.02 Entitled Boards and Commissions.

A new section 2.02.050 entitled General Provisions is hereby added to Chapter 2.02 of the Bloomington Municipal Code as reflected in Attachment A. This new section shall incorporate the general provisions removed from Chapter 2.08 as addressed in Section 1 of this ordinance. The new section shall include a new Code of Conduct subsection and amend the Removal for Cause subsection to allow removal of a member for violations of the Code of Conduct.

Section 3: Delete Chapter 2.12 Entitled Boards, Commissions and Councils and Add All Sections to Chapter 2.02 Entitled Boards and Commissions.

Chapter 2.12 of the Bloomington Municipal Code entitled Boards, Commissions and Councils is hereby deleted in its entirety as reflected in Attachment A. The sections of this chapter are hereby added as new sections to Chapter 2.02 of the Bloomington Municipal Code entitled Boards and Commissions as reflected in Attachment A.

Section 4: Changing the Name of the Bloomington Commission on Sustainability.

The name of the Bloomington Commission on Sustainability is hereby changed to the Bloomington Commission on Sustainability and Resilience as reflected in Attachment A.

Section 5: 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 6: Effective Date.

This ordinance shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor.

Passed

Passed by the Common Council of the City of Bloomington, Monroe County, Indiana, upon the 18 day of February, 2026.

Isak Nti Asare
President, Bloomington Common Council

Attestation of Bloomington City Clerk:

Nicole Bolden
Clerk, City of Bloomington

Presented by me to the Mayor of Bloomington, Monroe County, Indiana, upon this 19 day of February, 2026:

Nicole Bolden
Clerk, City of Bloomington

Signed and approved by me upon this upon the 19 day of February, 2026:

Kerry Thomson
Mayor, City of Bloomington

Synopsis

This ordinance sponsored by Councilmember Piedmont-Smith consolidates Title 2 provisions regarding boards, commissions and councils into a single chapter, adds code of conduct provisions, and renames the Bloomington Commission on Sustainability to the Bloomington Commission on Sustainability and Resilience.

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

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Chapter 2.02 - BOARDS AND COMMISSIONS

2.02.050 - General Provisions

The following provisions apply to the city's boards, commissions and councils, with the exception of the common council.

- (1) **Terms.** The terms for all boards, commissions, and councils established under this title shall, after having been established in a staggered manner, be for a period of two years and expire on January 31st. For all such boards, commissions, and councils in effect on December 1, 2014, the terms shall be as set forth in the Proposed Board and Commission Term Expiration Dates, which is hereby adopted and incorporated by reference into the code. In compliance with Indiana Code § 36-1-5-4, two copies of the proposal shall be on file in the office of city clerk for public inspection. For all boards, commissions, and councils established after December 1, 2014, the manner for achieving staggered terms shall be set forth in the enabling legislation and shall spread the expiration dates as evenly as is practicable between the appointing authorities and over all of the appointments.
- (2) **Residential Requirement.** All appointments to city boards, commissions and councils shall be made from residents of the city except those positions that are directed otherwise by state law or city ordinance. If a city employee is appointed to a city board, commission or council by virtue of the employment position, the residency requirement may be waived. In the event a member of a board, commission, or council no longer resides in the city, the member shall resign immediately and notify the appropriate appointing official or body.
- (3) **Code of Conduct.** Appointees to boards, commissions and council shall comply with a code of conduct that is maintained by the clerk's office. The clerk's office shall present the code of conduct to each appointee for review and signature.
- (4) **Removal for Cause.** Except for appointees who serve at the pleasure of the mayor, a member of a board, commission or council may be removed for cause. Cause shall include, but not be limited to, violations of the code of conduct specified in subsection (3) and excessive absenteeism. Excessive absenteeism is a failure to attend three consecutive regularly scheduled meetings of the board, commission, or council or four regularly scheduled meetings in any twelve-month period; provided, that any member may submit in writing to the appointing authority any extenuating circumstances. Such written submission shall be made within five business days before the formal decision to remove is

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reached. Acceptance of extenuating factors by the appointing official or body puts the member on notice that further excessive absenteeism shall result in removal.

- (5) Vacancies by Death, Resignation—Failure to Appoint. In the event that a vacancy occurs in the membership of a board, commission, or council through resignation or death, the appointing authority shall appoint a person to fill the unexpired term of the resigned or deceased member. If a member's term has expired, but the appointing authority has failed to act, the appointment of the member whose term has expired carries over until the appointing authority reappoints or appoints a successor.
- (6) Majority Vote. Majority vote means a majority of the members of a board, commission or council who are present and voting.
- (7) Quorum. Unless otherwise specified, a majority of the members serving on a board, commission or council, excepting the nonvoting ex officio members, constitute a quorum for purpose of conducting the official business of the board, commission or council.
- (8) Parliamentary Procedure. Meetings of all boards, commissions and councils shall be conducted according to procedures set forth in Roberts Rules of Order.
- (9) Officers. Each board, commission and council shall elect a chairperson, secretary, treasurer, and such other officers as may be necessary. Such entity may appoint a non-member to serve as secretary.
- (10) Duties of the Secretary. The secretary of each board, commission or council shall keep for every meeting written minutes in which the results of any vote are recorded and, when appropriate, specific findings of facts and conclusions are set forth.
- (11) Special Meetings. A special meeting of a board, commission or council may be called by the chairperson, the mayor, or by a majority of the members then serving on the board, commission or council requesting such meeting in writing. Upon receiving such request, the chairperson shall thereafter call a special meeting to be held within twenty days.
- (12) Office Space and Staff. Provision of office space and staff to boards, commissions and councils shall be at the discretion of the mayor, subject to common council appropriation approval.
- (13) The intentional display of firearms is prohibited at any public meeting of the city's boards, commissions and councils.

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2.02.060 Animal care and control commission.

The commission shall be composed of six members.

(1) Appointments. Three members shall be appointed by the mayor, two by the common council, and one by and representative of the Monroe County board of commissioners.

(2) Qualifications. One of the mayor's appointees shall be a licensed veterinarian who is a resident of Monroe County and one shall be a member of the Monroe County Humane Association. The representative from the Monroe County board of commissioners must reside in Monroe County.

(3) Meeting. Regular meetings shall be held once every month as called by the chairperson.

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

(a) Formulate, adopt, and implement policies, principles, and standards for humane treatment and control of all animals in the city;

(b) Review the decisions and actions of the director of the animal care and control division and any animal care and control officer in any matter related to the enforcement of this chapter, if a written request for a hearing is received from the complaining animal owner within ten days after that action is taken; and

(c) Make recommendations to the mayor and the common council as to necessary ordinances concerning the care, treatment and control of animals; and

(d) In carrying out its duties, consider public health and the safety of residents, as well as ecosystem health and services; and

(e) Submit an annual report, in writing, to the mayor and common council.

2.02.070 Bloomington Arts Commission.

(a) 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 vitality of the city. Artists, works of art, and

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artistic institutions contribute to the quality of life and the general welfare of the citizens of Bloomington. The Bloomington Arts Commission seeks to provide inclusive and equitable opportunities to all artists and community members, especially those who have been under-served.

The Bloomington Arts Commission strives to develop and enhance the Bloomington arts community by:

- (1) Supporting local artists and artist groups;
- (2) Engaging Bloomington residents in arts across genres;
- (3) Facilitating connections between City of Bloomington staff, artists, and artists groups; and
- (4) Commissioning public arts works by local, regional, and national artists.

(b) 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.

(c) Appointments. The commission shall consist of eleven members. Six members shall be appointed by the mayor and five by the common council.

(d) 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.

(e) 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 thirty-first day of January.

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

- (1) Adopt administrative rules and regulations, adopt procedures, conduct activities and form committees necessary to conduct the commission's business;
- (2) Develop, administer, and promote programs to achieve the commission's purpose;
- (3) Inform and advise the common council, city administration, and city boards and commissions on current arts issues and large-scale strategic planning projects for the arts; and
- (4) Submit an annual report, in writing, to the mayor and common council.

2.02.080 Percentage for the Arts Program.

A policy is established to include works of art and design services of artists in capital projects of the city.

(a) Purpose. The city through the Bloomington Arts Commission accepts responsibility for expanding the community's experience with art by bringing art to public places. Public art has enabled people in all societies to better understand and enrich their individual and collective lives. In order to sustain our economic and cultural vibrancy, the city supports public art and the artists who make it possible. A policy is therefore established to include works of art and/or design services of artists in certain city capital projects.

(b) Definitions. For the purposes of this chapter the following terms shall have the following meanings:

"Annual public art projects plan" means a prioritized list of art projects, with budgets and recommended design approach, developed by the commission in consultation with city departments anticipating capital projects.

"City building" means a fixed structure with walls and a roof that will be owned by the city.

"City capital project" means any permanent capital project paid for, wholly or in part, by the city to construct or remodel any building, structure, park, utility, street, sidewalk, or parking facility, or any portion thereof, that will be owned by the city.

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"Commission" means the Bloomington arts commission.

"Construction costs" means the cost of the project excluding costs for acquisition of land, design, and financing.

"Funds" means a source of money for construction projects from which art is not precluded as an object of expenditure.

"Guidelines" means a document that outlines how the city will implement the arts program, which shall include but not be limited to methods for the selection of artists, for selection and placement of works of art and for the education and promotion of public art.

"Landscaping" means areas, including the pedestrian portions of streetscapes, where by grading, placing concrete or rock, or planting vegetation, the natural features of a site are made more attractive.

"Municipal arts fund" means a dedicated fund for administration of the public art program.

"Parks facilities" means amphitheaters, fountains, pools, pedestrian ways, sports areas and other improvements where people gather or play.

"Public art" is an original work of art of the highest quality created by an artist, artists, or a collaboration of design professionals which belongs and is accessible to the public, is integrated into the site, and enhances the quality of city life.

(c) Bloomington Arts Commission Authority. The commission shall:

(1) Prepare a set of guidelines for carrying out the city's public art program which shall be submitted in the form of resolutions to the board of park commissioners, the board of public works and the common council.

(2) Review the city's annual capital improvement plan with city officials and jointly submit an annual public art projects plan to the appropriate board having responsibility over the project for their recommendation and to the common council for their approval. The annual public art projects plan, which may be incorporated into the annual capital improvement plan, shall be submitted to the common council for their consideration at the same time as the civil city budget.

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(3) Encourage and pursue additional funds for the program which may be deposited in the municipal arts fund.

(4) Acquire works of art, retain consultants or hire employees, and take other reasonable measures within its appropriations to administer the public art program.

(d) Criteria for the selection and placement of public art. The following criteria shall be used for the selection and placement of public art:

(1) Public art shall be located in areas where residents and visitors live and congregate and shall be highly accessible and visible;

(2) Areas such as the entryways, downtown, neighborhoods, and the parks shall be treated as separate areas that deserve separate attention in the guidelines;

(3) Since public art has a significant effect on the lives of those who frequent public places, public art should reflect enduring, and not transitory, artistic concepts;

(4) Public art shall reflect the cultural and ethnic diversity of this city without deviation from a standard of excellence; and

(5) Selection shall also take into account appropriateness to the site, permanence of the work in light of surrounding environmental conditions, maintenance requirements, quality of work, likelihood the artist can successfully complete the work within the available funding, and works of art already in the public art collection.

(e) Funds for Works of Art. Appropriations for certain city capital projects shall include an amount not less than one percent of the city's contribution to the estimated construction costs of the project for public art. These city capital projects shall include the construction or renovation of all city buildings, and shall be otherwise limited to the construction of parks facilities and the landscaping portion of major projects that are approved in the annual public arts projects plan.

(f) Municipal Arts Fund. The funds for public art include the allocation of one percent of the construction costs of certain city capital projects along with donations, grants, and all other appropriations for public art. Those funds shall be deposited in a municipal arts fund unless they are for a city capital project, in which case, they may be kept as other funds for capital projects are kept.

Expenditures from this fund may be used for design services of artists and for the selection, acquisition, commissioning, and display of art works, for maintenance, and

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administration of the program as outlined in the guidelines and annual public art project plan. Funds approved as part of one project, but not deemed necessary in total or in part for said project, may, if not precluded by any law, be expended on other projects or purposes approved in the annual public art project plan.

2.02.090 Environmental commission.

(1) Purpose. It is declared to be the public policy of the City of Bloomington and the purpose of this section to promote the stewardship and preservation of the city's environment and natural resources by seeking out and responding to emerging issues, addressing them with sound long-term policy recommendations, and increasing local environmental awareness and engagement.

(2) Appointments. The commission shall consist of twelve members, six appointed by the mayor and six appointed by the common council.

(3) Qualifications. Preference for appointments shall be given to persons with expertise in environmental fields.

(4) Meetings. The commission shall meet a minimum of once each month.

(5) Powers and Duties. The commission shall have the following powers and duties:

(a) To adopt administrative rules and regulations for the conduct of its business.

(b) To encourage, conduct, synthesize, and report on studies, investigations, and research relating to emerging issues in Bloomington and make recommendations to the appropriate public and private bodies.

(c) To collect and disseminate information through outreach efforts that encourage engagement and personal commitment to strengthening Bloomington's environmental health.

(d) To collaborate with all departments and governmental branches of the city concerning the impacts of their operations and policies on the city's environment and natural resources, through the development and distribution of reports, memos, and resolutions.

(e) To work with city staff to apply for, provide input on, accept, receive and administer grants or other funds or gifts from public or private agencies for the purpose of carrying out any of the provisions or purposes of this section. Such funds received by the

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commission pursuant to this subdivision shall be deposited in accordance with the administrative regulations of the commission.

(f) To cooperate with partners or groups within or outside of Bloomington on matters of environmental well-being such as responsible stewardship of biodiversity, air and water quality, and land use.

(g) Submit an annual report, in writing, to the mayor and common council.

2.02.100 Transportation commission.

(a) Purpose. The transportation commission (hereinafter referred to as "commission") is established with the explicit purpose of guiding the city's transportation endeavors through a comprehensive framework which seeks to provide adequate and safe access to all right-of-way users while prioritizing nonautomotive modes and sustainability. The commission shall provide recommendations and guidance to the mayor and common council in the pursuit of developing and implementing a city-wide policy to eliminate all transportation-related fatalities and serious injuries to pedestrians, bicyclists, transit users, motorists, and passengers; shall promote sustainable transportation; shall foster equitable access; and shall promote community-centric design. The commission shall also serve as a standing steering committee for future transportation related studies and grant programs.

(b) Appointments. The commission shall consist of nine members, none of whom may hold any employment, elected, or appointed position with the city, unless specifically permitted as outlined in this section:

(1) One member appointed by the mayor shall be a member from the council for community accessibility or a designated representative. The council for community accessibility shall submit a list of at least three names to the mayor for consideration;

(2) One member appointed by the public transportation corporation board of directors shall be a member or a designated representative, including from among staff of the corporation;

(3) One member appointed by the plan commission shall be a member or a designated representative;

(4) One member appointed by the board of public works shall be a member or a designated representative;

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(5) One member appointed by the common council shall be from among its membership;

(6) Two members shall be appointed by the council, and shall be residents living within city limits who have experience using forms of travel other than personal motor vehicles as their primary method of transportation;

(7) Two members shall be appointed, one by the mayor and one by the council, and shall be residents living within the city limits. Preference for appointments shall be given to board members, employees, or other formal volunteers with Monroe County Community School Corporation, especially as involved in safe routes to school, pollution reduction, and school bus utilization; and members of community organizations dedicated to serving marginalized groups, especially safety-marginalized transportation users.

(c) Terms. Members appointed from the membership of the public transportation corporation board of directors, plan commission, board of public works, and common council shall serve a term coextensive with their terms on the body from which they were appointed or until that body appoints another at its first regular meeting of the year. Members appointed from the council for community accessibility, members who are acting as appointed representatives, and members appointed by common council who are not among its membership shall serve a two year term.

(d) Powers and Duties. The commission's powers and duties shall include, but are not limited to:

(1) Coordinate, supervise, and, when necessary, approve transportation-related studies, plans, consultant reports, activities, programs, and projects, including acting as a standing steering committee for future transportation related studies, plans and plans updates, and grant programs.

(2) Review all transportation projects, proposed changes to Title 15 (Vehicles and Traffic), relevant proposed changes to Title 12 (Streets, Sidewalks and Storm Sewers), and other applicable changes to the Bloomington Municipal Code to determine if the proposed change:

(A) Is consistent with the comprehensive plan and other applicable city adopted plans;

(B) Is consistent with the best practices for eliminating all transportation-related fatalities and serious injuries within the city;

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(C) Is consistent with advancing a sustainable transportation system and equitable access to all transportation facility users while prioritizing non-automotive modes; and

(D) Has adequately conducted public engagement and considered community-centric design tied to targeted outcomes.

(3) Provide a forum for members of the public to submit transportation-related testimonials, inquires, and requests;

(4) Conduct education activities in matters related to transportation safety in an effort to both eliminate all transportation-related fatalities and serious injuries, and promote sustainable forms of transportation within the city;

(5) Make recommendations on transportation policy, including but not limited to: changes to city code, changes to applicable city plans, capital planning, program implementation, or any other aspect of advancing a safe, accessible, and sustainable transportation system;

(6) Make recommendations on public parking policy, including but not limited to: pricing, hours of operation, addition or removal of parking supply or parking spaces, changes to city code, changes to applicable city plans, enforcement procedures, or any other aspect of parking management policy;

(7) Produce or oversee an annual analysis of parking asset management, including but not limited to: reporting all costs and revenues for city- owned structured parking, surface parking, metered parking, neighborhood parking zones, and other relevant city-owned parking; documenting parking utilization rates and longitudinal trends; conducting or contracting for parking data analytics; and recommending changes to the parking system necessary to advance the goals of the comprehensive plan and other applicable city plans;

(8) Request appropriations through the mayor and communicate the need for appropriations to the city council, or research and apply for grants, gifts, or other funds from public or private agencies, for the purpose of carrying out any of the provisions of this section.

(e) Procedure and Scheduling. The commission shall establish its own rules and procedures, subject to amendment by a majority vote. This shall include the ability to define its meeting schedule within the scope of the established rules and procedures.

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(f) Staff. The commission shall be primarily staffed by the engineering department. When serving as a steering committee, the commission shall be staffed by the planning and transportation department. Staff from the department of public works, the economic and sustainable development department, and other departments deemed necessary for decision-making to support the city's transportation and parking goals shall attend meetings of the transportation commission at the commission's request.

2.02.110 Martin Luther King, Jr.'s birthday celebrations commission.

(1) Appointments. The Martin Luther King, Jr.'s birthday celebrations commission shall consist of seven members, with three appointed by the mayor, three appointed by the common council, and one appointed by the National Association for the Advancement of Colored People.

(2) Qualifications. Preference for appointments shall be given to persons belonging to local religious organizations, the Bloomington/Monroe County Human Rights Commission, Monroe County Government, local community school corporations, and the National Association for the Advancement of Colored People.

(3) Powers and Duties. To promote and honor Martin Luther King, Jr.'s birthday and legacy in our community, with a focus on fostering diversity, inclusivity, and advancing racial equity and justice for historically marginalized communities. The commission may appoint volunteers and associates committed to these goals. The commission shall submit an annual report, in writing, to the mayor and common council.

2.02.120 Bloomington Commission on Sustainability and Resilience.

(1) Public Policy and Purpose. The purpose of the Bloomington Commission on Sustainability and Resilience is to promote and advance sustainable policies and practices in Bloomington across environmental, social, and economic dimensions. Broadly, sustainability can be seen as a community or society meeting its needs without compromising the ability of future generations to meet their needs. The United Nations Sustainable Development Goals (SDGs) provide a more detailed and comprehensive framework for organizing and prioritizing sustainability goals and actions. The SDGs shall guide the commission's work, along with sustainability components of relevant city plans, including the comprehensive plan, climate action plan, and sustainability action plan.

(2) General. The commission is subject to the general provisions of Section 2.02.050 of the Bloomington Municipal Code.

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(3) Appointments and Residency. The commission shall consist of fourteen members. Six of the members shall be appointed by the mayor and six shall be appointed by the common council. No more than two of the mayor's appointments and no more than two of the common council appointments may be citizens who live outside the corporate city limits of Bloomington and within Monroe County. One of the six common council appointments shall be a member of the common council. One of the members shall be appointed by the Monroe County Commissioners from Monroe County government. And, the Director of the Indiana University Office of Sustainability or his/her designee shall serve as the ex-officio member from Indiana University. All members shall have a vote and shall serve without compensation.

(4) Qualifications. Sustainability is an interdisciplinary concept. As such, the commission's membership shall reflect environmental, social and economic perspectives, unified by the common interest of sustainability. The commission shall draw its members from government, business, academia, not-for-profits and neighborhood associations.

(5) Officers. Officers shall be selected by vote of the commission members annually.

(6) Meetings. The commission shall meet one time each month, every month of the year, unless it decides to cancel the meeting.

(7) Staffing. The city's sustainability coordinator shall serve as staff liaison to the commission. The liaison will research and pursue funding opportunities for sustainable development, engage in education and outreach, and identify "best practices." The city administration shall provide general administrative support for the commission.

(8) Powers and Duties. The commission shall have the following powers and duties:

(A) To coordinate ongoing and to propose and promote new sustainability initiatives among residents, businesses, government, nongovernmental organizations and educational institutions, including outreach, research, and education programs;

(B) To advise and make recommendations to the Bloomington Common Council, city administration, and city boards and commissions on policies and programs that infuse the work of city government with an operating philosophy based on sustainability and community resilience;

(C) To provide recommendations for assessing, or provide an assessment of, Bloomington's current and future sustainability status, in cooperation with city staff and

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other city boards and commissions as appropriate, including through the potential use of sustainability indicators or based on the goals of existing plans;

(D) To advise, consult and cooperate with other agencies, boards and commissions of the City of Bloomington, the state, other local governments, industries, other states, interstate or interlocal agencies, and the federal government, and with interested persons or groups on matters of sustainability;

(E) To adopt administrative rules and regulations for the conduct of its business; and,

(F) To research and apply for grants or other funds or gifts from public or private agencies for the purpose of carrying out any of the provisions or purposes of this section.

(G) To submit an annual report, in writing, to the mayor and common council.

2.02.130 Community advisory on public safety commission.

(a) Establishment and Purpose. There shall be established a community advisory on public safety commission ("commission"), which shall:

(1) Perform research and gather data on the perceptions and preferences about public safety from community members, with specific focus on perceptions and preference data gathered from minority community members, individuals who are disabled, and other often marginalized community members; and

(2) Research evidence-based alternatives to traditional policing; and

(3) Identify best practices in public safety globally and evaluate the efficacy of such practices for implementation in Bloomington.

(4) Make recommendations to the common council, the board of public safety, and/or the mayor or the mayor's designee on policies and programs that enhance public safety for all community members.

(b) General. The commission is subject to the general provisions of Section 2.02.050 of the Bloomington Municipal Code.

(c) Appointments. The commission shall be composed of nine voting members appointed by the common council. Each member shall have one vote and shall serve without compensation.

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(d) Qualifications. Citizen appointments to the commission must be at least eighteen years of age and reside within the City of Bloomington. Strongly encouraged to apply are residents who are historically underrepresented in local government. Such groups may include, but are not limited to residents:

(1) Who are Black;

(2) Who are Latiné;

(3) Who are people of color;

(4) With disabilities;

(5) Who are experiencing or who have experienced mental health challenges;

(6) Who express non-binary gender identity or are non-cisgender;

(7) Who are experiencing or who have experienced homelessness;

(8) Who are experiencing or who have experienced domestic violence;

(9) Who have a previous record of incarceration;

(10) With addictions; and

(11) Who have a demonstrated background of empowering historically disadvantaged groups and working to further racial, social, and economic equity.

(e) Officers. Officers shall be selected by a vote of the commission members annually.

(f) Meetings. The commission shall meet monthly, unless canceled by the commission, with a minimum of four meetings per year.

(g) Staffing. The common council staff shall provide general administrative support for the regularly scheduled monthly meetings.

(h) Terms. The initial terms of five city resident appointments shall expire on January 31, 2022. The term of the remaining initial six city resident appointments shall expire on January 31, 2023. Thereafter, all terms of city resident appointments shall be for two years and expire on January 31.

(i) Powers and Duties.

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(1) In its actions, the commission shall seek to promote transparency, accountability, a collaborative spirit, long-term and strategic thinking, and effective risk management.

(2) The commission shall:

(A) Gather data about perceptions and preferences regarding public safety, specifically from: racial minority; economically disadvantaged; and marginalized residents of Bloomington.

(B) Research evidence-based approaches to public safety focusing on those approaches outside the scope of traditional policing, including, but not limited to:

(i) The establishment of an alternate crisis response phone number;

(ii) Investments in mental health care, addiction treatment, community centers, and/or job training to mitigate the causes of crime; and

(iii) All other innovative approaches.

(C) Explore best practices in socially and racially just public safety measures in cities across the U.S. and worldwide, and to examine which ideas may best be implemented in Bloomington;

(D) Make recommendations to the Bloomington Common Council, the board of public safety, and the mayor's administration on policies and programs that enhance public safety for all community members;

(E) Promote a broader view of public safety through education and outreach programs;

(F) Provide an annual report of its activities to the common council, mayor and the public.

2.02.140 Citizens' redistricting advisory commission.

(a) Establishment and Purpose. There is hereby established a five-member citizens' redistricting advisory commission, hereinafter "commission," whose purpose shall be to make recommendations to the common council regarding its decennial redistricting ordinance, which divides the city into the six council districts from which councilmembers shall be elected; and to make recommendations to the Monroe County Commissioners on dividing the city into precincts.

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(b) Term. Because of the time-limited nature of the commission's purpose, the commission shall be limited in term to two years from the date of its formation ("formation date"), after which time it shall disband. The commission's first formation date shall be January 1, 2021, and shall be reformed at the beginning of the year following each decennial United States Census ("census year"). All commission members shall be appointed to serve until final district boundaries are adopted by the common council, or until two years after the commission's formation date, whichever comes first. The commission shall be reformed in the event that the city is required, due to annexation or other legal procedures, to redraw council-district lines outside of these periods. The same membership selection process shall be followed in the event the commission is reformed.

(c) Membership Qualifications. The commission shall consist of five members, subject to the following qualifications and limitations.

(1) Political Affiliations. Commissioners shall be divided by political affiliation as follows:

A. One member shall be a duly enrolled full-time student at Indiana University Bloomington affiliated with the Democratic Party;

B. One member shall be a non-student affiliated with the Democratic Party;

C. One member shall be a duly enrolled full-time student at Indiana University Bloomington affiliated with the Republican Party;

D. One member shall be a non-student affiliated with the Republican Party; and

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

(2) Limitations. The following individuals are excluded from serving on the commission:

(A) Anyone who is currently a public office holder;

(B) Anyone who has been an employee for an elected official, including anyone who has been employed by the City of Bloomington, within ten years of the commission's formation date;

(C) Anyone who is currently an officer of any county-level political party in Monroe County (not including people serving as precinct committee persons);

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(D) Anyone who has contributed a cumulative total of \$2,000.00 or more to any political candidate(s) within five years of the commission's formation date;

(E) Anyone registered with the Indiana Lobby Registration Commission;

(F) Immediate family members of any excluded person.

(d) Membership Selection Process. Commissioners shall be selected after an open application process:

(1) Applicants shall attest that they are eligible to serve per the conditions of subsection (c).

(2) The process shall be conducted by a selection committee made up of the three at-large councilmembers. The selection committee shall review all applications and in a public meeting choose ten applicants in five pools of two, one pool for each seat noted in subsection (c)(1), whom they believe are the most qualified to carry out the commission's duties.

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

(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.

(e) Redistricting Criteria.

(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.

(2) The commission shall prepare descriptions and a map of recommended council district boundaries.

(3) Whenever possible, the commission should avoid recommending districts that split communities of interest into multiple districts. These communities include, but are not limited to, political subdivisions, neighborhoods, school districts, historic districts and other areas where residents share common traits and concerns.

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(4) Where it does not negatively impact the above criteria, districts shall be drawn to encourage political competition.

(f) Commission Processes and Transparency.

(1) The city shall establish and maintain, at least until the redistricting process is concluded, a webpage for the commission where redistricting materials shall be published, including the roster of commissioners, meeting agendas and minutes, and draft maps created by the commission.

(2) The commission shall hold public hearings at least every other month, but may choose to meet more often.

(3) The commission shall issue descriptions of recommended council districts, an accompanying map depicting the recommended districts, and a report that explains how the recommended districts comply with subsection (e).

(4) Approval of recommended council districts, including a map and accompanying report, by the commission requires an affirmative vote from at least two-thirds of serving commissioners. All other actions of the commission require a simple majority vote to pass.

(5) The commission shall be subject to the Indiana Open Door Law and the Access to Public Records Act.

(g) Legislative Approval.

(1) The commission shall provide, and publish on its webpage, the descriptions of its recommended council districts, along with the accompanying map and report, to the common council no later than the first Wednesday in September of the second year following a decennial census.

(2) In performing its responsibilities under Indiana Code § 36-4-6-3, the common council shall determine whether the commission's recommended districts conform to the criteria contained in federal and state law.

(3) The common council shall act on the commission's recommended districts before November 1 of the second year following a decennial census. If the common council rejects the commission's recommended districts, the common council shall return the matter to the commission with a written statement of the reasons for the rejection.

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(4) If the common council rejects the commission's recommended districts, the commission shall, before December 1 of the second year following a decennial census, consider the common council's written statement of reasons for the rejection, revise the map and descriptions accordingly, and return them along with any revised report, to the common council.

(5) 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.

Chapter 2.08 - EXECUTIVE BRANCH

2.08.020 General provisions.

For the executive branch ~~and the city's boards, commissions and councils~~, the following general provisions apply unless otherwise specified by statute or ordinance.

(1) Appointments. All department heads shall be appointed by the mayor, subject to commission or board approval when required by this title, and serve at the pleasure of the mayor. Department heads shall appoint deputies and other employees within their departments with the approval of the mayor.

~~(2) Terms. The terms for all boards, commissions, and councils established under this title shall, after having been established in a staggered manner, be for a period of two years and expire on January 31st. For all such boards, commissions, and councils in effect on December 1, 2014, the terms shall be as set forth in the Proposed Board and Commission Term Expiration Dates, which is hereby adopted and incorporated by reference into the code. In compliance with Indiana Code § 36-1-5-4, two copies of the proposal shall be on file in the office of city clerk for public inspection. For all boards, commissions, and councils established after December 1, 2014, the manner for achieving staggered terms shall be set forth in the enabling legislation and shall spread the expiration dates as evenly as is practicable between the appointing authorities and over all of the appointments.¶¶~~

~~(3) Residential Requirement. All appointments to city boards, commissions and councils shall be made from residents of the city except those positions that are directed otherwise by state law or city ordinance. If a city employee is appointed to a city board, commission or council by virtue of the employment position, the residency requirement may be waived.¶¶~~

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~~In the event a member of a board, commission, or council no longer resides in the city, the member shall resign immediately and notify the appropriate appointing official or body.¶¶~~

~~(4) Removal for Cause. Except for appointees who serve at the pleasure of the mayor, a member of a board, commission or council may be removed for cause. Cause shall include, but not be limited to, failure to attend three consecutive regularly scheduled meetings of the board, commission, or council or four regularly scheduled meetings in any twelve month period; provided, that any member may submit in writing to the appointing authority any extenuating circumstances. Such written submission shall be made within five business days before the formal decision to remove is reached. Acceptance of extenuating factors by the appointing official or body puts the member on notice that further excessive absenteeism shall result in removal.¶¶~~

~~(5) Vacancies by Death, Resignation Failure to Appoint. In the event that a vacancy occurs in the membership of a board, commission, or council through resignation or death, the appointing authority shall appoint a person to fill the unexpired term of the resigned or deceased member. If a member's term has expired, but the appointing authority has failed to act, the appointment of the member whose term has expired carries over until the appointing authority reappoints or appoints a successor.¶¶~~

~~(6) Majority Vote. Majority vote means a majority of the members of a board, commission or council who are present and voting.¶¶~~

~~(7) Quorum. Unless otherwise specified, a majority of the members serving on a board, commission or council, excepting the nonvoting ex officio members, constitute a quorum for purpose of conducting the official business of the board, commission or council.¶¶~~

~~(8) Parliamentary Procedure. Meetings of all boards, commissions and councils shall be conducted according to procedures set forth in Roberts Rules of Order.¶¶~~

~~(9) Officers. Each board, commission and council shall elect a chairperson, secretary, treasurer, and such other officers as may be necessary. Such entity may appoint a non member to serve as secretary.¶¶~~

~~(10) Duties of the Secretary. The secretary of each board, commission or council shall keep for every meeting written minutes in which the results of any vote are recorded and, when appropriate, specific findings of facts and conclusions are set forth.¶¶~~

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~~(11) Special Meetings. A special meeting of a board, commission or council may be called by the chairperson, the mayor, or by a majority of the members then serving on the board, commission or council requesting such meeting in writing. Upon receiving such request, the chairperson shall thereafter call a special meeting to be held within twenty days.¶~~

~~(12) Office Space and Staff. Provision of office space and staff to boards, commissions and councils shall be at the discretion of the mayor, subject to common council appropriation approval.~~

(13)(2) Budget. All departments, divisions of departments, boards, commissions and councils shall prepare and submit annual budgets in accordance with the forms, timetables, and procedures promulgated by the mayor.

~~(14) The intentional display of firearms is prohibited at any public meeting of the city's boards, commissions and councils.¶~~

~~Chapter 2.12 BOARDS, COMMISSIONS AND COUNCILS~~