ORDINANCE 78-58

To Amend Chapter 17.18 of the Bloomington Municipal Code, Entitled, "Board of Housing Quality Appeals"

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

SECTION I. Section 17.18.030 of the Bloomington Municipal Code shall be amended to read as follows:

17.18.030 Membership. The board shall consist of seven members, all of whom shall be residents of the City of Bloomington. Members of the board may be, but are not required to be, persons who are elected, appointed, or otherwise employed by the City of Bloomington, but such members shall not constitute a majority of the board. Preference shall be given for appointments to the board to persons with education and experience in the area of building and housing.

SECTION II. Section 17.18.040 of the Bloomington Municipal Code shall be amended to read as follows:

17.18.040 Appointment of members. Four members of the board shall be appointed by the Mayor of the City of Bloomington and three members shall be appointed by the Bloomington Common Council.

SECTION III. Subsection 17.18.060(b) of the Bloomington Municipal Code shall be amended to read as follows:

(b) Board members may be removed for cause. "Cause" shall include, but not be limited to, failure to attend three consecutive regularly scheduled meetings of the board in any twelve-month period. Provided that any board member may submit in writing to the Mayor if the Mayor appointed him, or the Common Council if the Council appointed him, any extenuating circumstances. Such written submission must be made before the formal decision to remove is reached. Acceptance of extenuating factors by the appointing official or body puts the board member on notice that further excessive absenteeism will result in removal.

SECTION IV. Section 17.18.070 of the Bloomington Municipal Code shall be amended to read as follows:

17.18.070 Officers--Meetings. The board shall select from its members a chairman and such other officers as it may require, and such officers shall serve terms of one year. The board shall determine its rules or procedure and schedule of meetings. Special meetings may be called by the Mayor, a majority of the Common Council or the chairman of the board by delivering notices of the special meetings in writing to members of the board not less than forty-eight hours prior to the time of the holding of such meeting.
meeting.

SECTION V. Section 17.18.180 of the Bloomington Municipal Code shall be amended to read as follows:

17.18.180 Required vote for certain actions. The concurring vote of four members of the board shall be necessary to reverse any order, requirement, decision or determination of the housing code enforcement officer or other duly authorized administrative officer.

SECTION VI. Section 17.18.190 of the Bloomington Municipal Code shall be amended to read as follows:

17.18.190 Quorum. A quorum for the purposes of conducting the business of the board shall be four members.

SECTION VII. Section 17.18.200 of the Bloomington Municipal Code shall be amended to read as follows:

17.18.200 Majority vote. Except as otherwise provided in this chapter, a majority vote shall be necessary to adopt any order, requirement, decision, or determination properly before the board. For the purposes of this section, a majority shall mean the majority of the members present.

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

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 3 day of August , 1978.

John F. Richardson
John F. Richardson, President
Bloomington Common Council

ATTEST:

Nora M. Connors
Nora M. Connors, Deputy City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 4 day of August , 1978.

Nora M. Connors
Nora M. Connors, Deputy City Clerk

SIGNED and APPROVED by me upon this 4th day of August , 1978.

Francis X. McCloskey
Francis X. McCloskey, Mayor
City of Bloomington

SYNOPSIS

This ordinance would expand the membership of the Board of Housing Quality Appeals from five members to seven, with four appointed by the Mayor and three by the Common Council. Action by the board would require a vote of a majority of the members present and four members would be required for a quorum. Board members could be removed for cause, which would include excessive absenteeism from meetings, and a majority of the Council would have the power to call a special meeting of the board.

I HEREBY MOVE THAT ORDINANCE # 78- 58 ,

ENTITLED Amend BMC re: "Bd. of Housing Quality Appeals

BE INTRODUCED AND READ FOR FIRST READING BY TITLE

ONLY AT THE COUNCIL MEETING HELD on 7/20/78

Floyd W. Olcott

(Signature)