ORDINANCE 78-71

To Amend Section 1.04.070 of the Bloomington Municipal Code, Entitled "Fiscal Impact Statements"

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

SECTION I. Section 1.04.070 of the Bloomington Municipal Code shall be amended to read as follows:

1.04.070 Fiscal Impact Statements. (a) Any legislation that makes an appropriation or has a major impact on existing city appropriations, fiscal liability or revenues shall be accompanied by a fiscal impact statement. The fiscal impact statement shall describe the effect of the legislation on the financial condition of the Bloomington city government and shall become a part of the official record of the legislation.

(b) The fiscal impact statement shall be submitted on a form provided by the Common Council office and shall set forth in as much detail as possible all fiscal data relevant to the legislation, including the effect on the costs and revenues of city government, the funds affected and factors which could lead to significant additional expenditures in the future.

(c) The fiscal impact statement shall be prepared by the city agency submitting the legislation and shall carry the signature of the responsible city official. If the legislation directly affects city funds, the controller shall complete that part of the fiscal impact statement dealing with information on the funds affected by the legislation. The Council staff shall edit the fiscal impact statement to clarify information and ensure accuracy and completeness.

(d) The city agency submitting the legislation shall be responsible for determining whether the legislation will have a major impact on the city's financial condition. If the agency determines that the legislation will not have a major fiscal impact, then the agency shall submit a fiscal impact statement stating its conclusion and the basis for it.

(e) In the event that a fiscal impact statement is not submitted or the fiscal impact statement states that there is no major fiscal impact, the Common Council office or any member of the Common Council may request a fiscal impact statement before a final vote is taken by the Council. The Council shall then either decide, by a two-thirds vote of the members, to accept the fiscal impact statement as submitted or table the legislation until the fiscal impact statement is prepared.

(f) The Common Council may adopt rules and regulations to effectuate the purposes of this ordinance.

SECTION II. 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 chapter are declared to be severable.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 5 day of October, 1978.

John F. Richardson

John F. Richardson, President
Bloomington Common Council

ATTEST:

Karel Dolnick, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 6 day of October, 1978.

Nova M. Connors, Deputy City Clerk

SIGNED and APPROVED by me upon this 6 day of October, 1978.

Francis X. McCloskey, Mayor
City of Bloomington

SYNOPSIS

This ordinance would require legislation with major fiscal impact on the city government to be accompanied by a fiscal impact statement to be submitted on a form provided by the Common Council Office. There are different procedures for legislation that has direct impact on city funds and legislation with more generalized impact on city appropriations, fiscal liability or revenues. If no statement is submitted or the agency submitting the legislation determines there is no major fiscal impact, the Council either accepts the statement by a two-thirds vote or tables the legislation until it is prepared.

I HEREBY MOVE THAT ORDINANCE # 78- 71 ,

ENTITLED Amend BMC re: Fiscal Impact Statements ,

BE INTRODUCED AND READ FOR FIRST READING BY TITLE

ONLY AT THE COUNCIL MEETING HELD on 9/21/78

Lloyd W. Olcott

(Signature)