ORDINANCE 16-15

TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE (BMC) ENTITLED "ADMINISTRATION AND PERSONNEL"
– Re: Amending BMC Chapter 2.02 (Boards and Commissions) to Provide for the Common Council Appointment of No More than Four Non-Voting Advisory Members to Certain Boards, Commissions, and Councils

WHEREAS, hundreds of active and engaged citizens serve on over 30 city boards and commissions, providing valuable assistance to decision makers and the entire community by:

- providing judicious advice from a citizen perspective;
- identifying and developing strategies to address issues of community concern;
- building public awareness and facilitating public dialogue;
- translating policy decisions into action; and
- providing expertise at no cost to taxpayers;

WHEREAS, yet, every year, highly-qualified citizens are turned away because the number who want to participate in City boards and commissions far exceed the number of available seats; and

WHEREAS, since 1997, under State law and local ordinance, the Council has been making appointments to the Historic Preservation Commission of non-voting advisory members with great success; and

WHEREAS, these non-voting advisory members have brought new, interested and energetic citizens to the Historic Preservation Commission, enriching those deliberations and readying these members for fuller participation in the future; and

WHEREAS, given that experience, this ordinance extends this opportunity to certain other boards, commissions, and councils by allowing, but not requiring these entities to request up to four additional positions for non-voting advisory members which would then be filled in the same manner as other Council appointments to those entities;

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

SECTION 1. Bloomington Municipal Code (BMC) Chapter 2.02, entitled "Boards and Commissions," shall be amended by inserting a new section 2.02.040, entitled "Advisory Appointments to City Boards, Commissions, and Councils," which shall be reflected in the Index to that chapter and shall read as follows:

2.02.040 Advisory Appointments to City Boards, Commissions, and Councils.

(a) Except as set forth in part (d), city boards, commissions, and councils may expand their membership by no more than four members to serve in a non-voting advisory capacity. To do so, these entities shall adopt and file with the common council a motion which states their intention to expand their membership in this regard by a specified number of positions. As directed by BMC 2.08.020(2), the motion shall set forth the initial period of staggered terms and, after that period, the terms shall be the same length as other positions on those entities.

(b) The appointments to these positions shall comply with this chapter and shall be made by the Common Council in the same manner as appointments to fill the other positions on these entities.

(c) Expansion of a board, commission, or council under this section does not preclude those entities from engaging volunteers to assist in their activities.

(d) The appointment of non-voting advisory members shall not be available for the following boards, commissions, and councils:

(1) Plan Commission (IC §36-7-4-207);
(2) Board of Zoning Appeals (IC §36-7-4-902-903; 906);
(3) Board of Public Works (IC §36-4-9-6);
(4) Utilities Services Board (IC §8-1-2-100);
(5) Redevelopment Commission (IC §36-7-14-6.1 &7);
(6) Common Council;
(7) Economic Development Commission (IC §36-7-12);
(8) Board of Park Commissioners (IC §36-10-4-7);
(9) Housing Authority (IC §36-7-18);

(10) Bloomington Industrial Advisory Commission (IC §36-7-13);
(11) Public Safety Board (IC §36-8);
(13) Bloomington Urban Enterprise Association (IC §4-4-6.1-4);
(14) Firefighters Pension Board (IC §36-8-7);
(15) Police Pension Board (IC §36-8); and
(16) Public Transportation Corporation (IC §36-9-4-15).

SECTION 2. 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 3. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 19 day of October, 2016.

ANDY RUFF, 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 20th day of October, 2016.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 24th day of October, 2016.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

This ordinance is sponsored by Councilmember Sturbaum and would provide for the appointment by the Common Council of non-voting advisory members to certain boards, commissions, and councils. Statute and local code allow for such non-voting advisory members to serve on the Historic Preservation Commission and Councilmember Sturbaum's experience with their contributions to the work of that commission has persuaded him to offer that opportunity to other of the City's boards, commissions, and councils. Please note that the opportunity to expand membership for these non-voting advisory appointments will not be available to certain statutory boards, commissions, and councils which are listed in the ordinance.