



City of Bloomington Common Council

Legislative Packet

25 April 2012

*Please consult the [legislative packet](#) issued in interest of the
18 April 2012 Common Council meeting for Ordinance 12-09 and 12-10.*

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Packet Related Material

Memo

Agenda

Calendar

Notices and Agendas:

None

Legislation for Discussion at Committee of the Whole:

- **Ord 12-09** To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” – Re: Amending Chapter 2.04 Entitled “Common Council” to Ease the Opportunity for Standing Committees to Consider Legislation Pending Before the Council
- **Ord 12-10** To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” – Re: Amending Chapter 2.04 Entitled “Common Council” to Establish and Clarify Scheduling Policies for Council Committees

Please see the [Council Legislative Packet](#) distributed for the 18 April 2012 Regular Session to view the legislation, summaries and Memo to the Council regarding these to ordinances.

- **Res 12-04** To Establish a Slate of Standing Committees of the Bloomington Common Council
 - *Please see the Memo to the Council in the [Council Legislative Packet](#) distributed for the 18 April 2012 Regular Session for Councilmember Volan’s explanation of this proposal*
 - Contact: Councilmember Volan at 391-8255 or volans@bloomington.in.gov*

Memo

One Resolution Joins Two Ordinances for Discussion at the Committee of the Whole on Wednesday, April 25th

There are two ordinances and a resolution all proposed by Councilmember Volan ready for discussion at the Committee of the Whole next Wednesday. The ordinances and the Memo to the Council explaining all three pieces of legislation can be found online as indicated above. The resolution can be found in this packet and is summarized herein.

Item 3 on the Agenda – Res 12-04 (Establishing Seven, Four-Member Standing Committees of the Council to Help Oversee the Operation of the City

Res 12-04 is the third part of the three-part legislative packet introduced at the Regular Session on April 18th. The first part (Ord 12-09) would make the way for Council Standing Committees as an alternative vehicle for reviewing pending legislation (rather than Committees of the Whole), thereby extending the legislative cycle from three to five Wednesdays. The second part (Ord 12-10) would make Standing Committees the preferred alternative for consideration of pending legislation and arrange for those committees to meet on the second and fourth Wednesdays starting no earlier than 5:30 p.m. and no later than 9:45 p.m. The third part is this resolution. It creates seven, four-person Standing Committees to review pending legislation, help oversee the operations of the City and, when applicable, nominate citizen appointments to local boards and commissions.

As I mentioned in December when Councilmember Volan brought forward a similar proposal, the decisions involved in allocating oversight of City operations to a set number of committees will be at points arbitrary and will ultimately depend upon the priorities of those who create the committees.

In the following pages, there is the breakdown down of the proposed committees and their oversight functions:

SEVEN, FOUR-PERSON COUNCIL OVERSIGHT COMMITTEES

**COMMITTEE OVERSEES
THESE DEPARTMENTS
AND CITY OPERATIONS**

**COMMITTEE OVERSEES AND,
WHEN APPLICABLE,
NOMINATES PERSONS TO
SERVE ON THESE BOARDS AND
COMMISSIONS**

COMMUNITY AND FAMILY RESOURCES

Community and Family Resources

Bloomington Human Rights Commission
Commission on Aging
Commission on Hispanic and Latino
Affairs
Commission on the Status of Black Males
Commission on the Status of Children and
Youth
Commission on the Status of Women
Council for Community Accessibility
Martin Luther King, Jr.'s Birthday Day
Celebrations Commission

ECONOMIC AND SUSTAINABLE DEVELOPMENT

Department of Economic & Sustainable
Development

Bloomington Arts Commission
Bloomington Urban Enterprise Association
Economic Development Commission
Environmental Commission
Bloomington Industrial Development
Advisory Commission
Bloomington Commission on Sustainability

HOUSING AND PLANNING

Planning Department
HAND Department
Council of Neighborhood Associations
and
the Committee is also authorized to
reach out to, discuss, and coordinate
policy efforts with Indiana University,
IVY Tech College, Monroe County, and
Monroe County Community Schools.

Bloomington Historic Preservation
Commission
Board of Housing Quality Appeals
Board of Zoning Appeals
Housing Trust Fund Board
Plan Commission
Redevelopment Commission

PARKS & RECREATION

Parks and Recreation

Board of Park Commissioners
Tree Commission

PUBLIC SAFETY & ADMINISTRATION

Controller's Office

Fire

Human Resources

Information & Technology Services

Legal and Risk Management

Police

Public Works Divisions –

Animal Care and Control,
Facilities Maintenance, and
Fleet Maintenance

Animal Control Commission

Board of Public Safety

Board of Public Works

Police and Fire Pension Boards

TRANSPORTATION

Bloomington Transit

Public Works Divisions –

Engineering

Parking Enforcement

Street and

Traffic

Bicycle & Pedestrian Safety Commission

Board of Public Transit Corporation

Metropolitan Planning Organization (MPO) –

Citizen Advisory, and Policy and

Technical Advisory Committees

Traffic Commission

UTILITIES AND SANITATION

Public Works Division –
Sanitation

Utilities Department

Bloomington Digital Underground (BDU)
Advisory Board

Telecommunications Council

Utilities Services Board

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL COMMITTEE OF THE WHOLE
7:30 P.M., WEDNESDAY, APRIL 25, 2012
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

Chair: Chris Sturbaum

1. Ordinance 12-09 To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” – Re: Amending Chapter 2.04 Entitled “Common Council” to Ease the Opportunity for Standing Committees to Consider Legislation Pending Before the Council

Asked to Attend: Steve Volan, Councilmember District VI

2. Ordinance 12-10 To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” – Re: Amending Chapter 2.04 Entitled “Common Council” to Establish and Clarify Scheduling Policies for Council Committees

Asked to Attend: Steve Volan, Councilmember District VI

3. Resolution 12-04 To Establish a Slate of Standing Committees of the Bloomington Common Council

Asked to Attend: Steve Volan, Councilmember District VI



City of Bloomington
Office of the Common Council

To Council Members
From Council Office
Re Weekly Calendar – 22 - 28 April 2012

Sunday, 22 April
Happy Earth Day!



Monday, 23 April

5:00 pm Utilities Service Board, Utilities, 600 E. Miller Dr.
5:30 pm Bloomington Human Rights Commission, McCloskey

Tuesday, 24 April

4:00 pm Board of Park Commissioners, Council Chambers
5:30 pm Board of Public Works, Council Chambers
5:30 pm ArtsWork Indiana, McCloskey

Wednesday, 25 April

10:00 am Metropolitan Planning Organization – Technical Advisory Committee, McCloskey
4:30 pm Martin Luther King Jr. Birthday Celebration Commission, McCloskey
5:30 pm Traffic Commission, Council Chambers
6:30 pm Metropolitan Planning Organization – Citizens' Advisory Committee, McCloskey
7:30 pm Common Council Committee of the Whole, Council Chambers

Thursday, 26 April

10:30 am Address Coordination Meeting, McCloskey
11:00 am Monroe County Suicide Prevention Coalition – Awareness Committee, Kelly
11:00 am Monroe County Suicide Prevention Coalition – Training Committee, Dunlap
12:00 pm Monroe County Suicide Prevention Coalition, Hooker Room
12:00 pm [Switchyard Park Master Plan Public Input](#), Council Chambers
5:15 pm Solid Waste Management District – Citizens' Advisory Committee, McCloskey
5:30 pm Board of Zoning Appeals, Council Chambers
5:30 pm [Switchyard Park Master Plan Public Input](#), City Hall Atrium
7:00 pm Environmental Commission, McCloskey

Friday, 27 April

12:00 pm Economic Development Commission, Hooker Room

Saturday, 28 April

8:00 am [Bloomington Community Farmers' Market](#), Showers Common, 401 N. Morton
10:00 am Asian Fest, Showers Plaza and City Hall Atrium, 401 N. Morton

Posted and Distributed: Friday, 20 April 2012

RESOLUTION 12-04

TO ESTABLISH A SLATE OF STANDING COMMITTEES OF THE BLOOMINGTON COMMON COUNCIL

- WHEREAS, standing committees define Council oversight of the functions of the Executive, and provide clearer lines of reporting for Administration officials; and
- WHEREAS, according to BMC 2.04.250(c) (1), "the committee of the whole may consider only matters and questions referred to it"); and
- WHEREAS, according to BMC 2.04.210, "committees may investigate other areas within their jurisdiction," allowing for hearings to be held on issues not already on the Council's agenda; and
- WHEREAS, every first- and second-class city council in the State of Indiana refers issues to standing committees rather than a committee of the whole, as does the third-class city of West Lafayette; and
- WHEREAS, the duties of board-and-commission nominating committees could be subsumed by standing committees, ensuring more timely appointments; and
- WHEREAS, only those who are members of a standing committee would be expected to attend an internal work session in anticipation of legislation referred to that committee, making those sessions more practical to schedule; and
- WHEREAS, no minutes are required to be taken during committee of the whole, when much of the significant questioning, discussion and debate on an issue is taking place, while standing committees "shall keep a memorandum of the proceedings and the recommendations made" (BMC 2.04.220); and
- WHEREAS, many "me-too" and "what-I-said-last-week" statements come from Council members during Second Readings, making the Second Readings often redundant after a committee of the whole; and
- WHEREAS, Council members clearly desire to record the ayes and nays they cast in committee of the whole, as such votes are being recorded contrary to BMC 2.04.250(c)(5); and
- WHEREAS, standing committees, whose deliberations are non-binding, enable the City Clerk along with the nine City Council members, to participate in deliberations as an equal member of one or more standing committees; and
- WHEREAS, Council can set its priorities through the definitions of standing committees, which can sometimes transcend the definitions of existing city departments;

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

1. In accordance with Bloomington Municipal Code 2.04.210 "Standing committees – establishment," the following standing committees, which shall be composed of four Council members shall be established:

- (a) COMMUNITY & FAMILY RESOURCES. This committee oversees the department of the same name and oversees, and when applicable, also nominates persons to the:
- (i). Bloomington Human Rights Commission
 - (ii). Commission on Aging
 - (iii). Commission on Hispanic and Latino Affairs
 - (iv). Commission on the Status of Black Males
 - (v). Commission on the Status of Children and Youth
 - (vi). Commission on the Status of Women
 - (vii). Council for Community Accessibility
 - (viii). Martin Luther King, Jr.'s Birthday Celebrations Commission

(b) ECONOMIC & SUSTAINABLE DEVELOPMENT. This committee oversees the Department of Economic & Sustainable Development and oversees and, when applicable, nominates persons to the:

- (i) Bloomington Arts Commission
- (ii) Bloomington Urban Enterprise Association
- (iii) Economic Development Commission
- (iv) Environmental Commission
- (v) Industrial Development Advisory Commission
- (vi) Bloomington Commission on Sustainability

(c) HOUSING & PLANNING. This committee oversees the Planning Department and the Housing and Neighborhood Development (HAND) Department, as well as the Council of Neighborhood Associations (CONA). It is authorized to reach out to, discuss and coordinate policy efforts with Indiana University, Ivy Tech College, Monroe County, and Monroe County Community Schools. It also oversees and, when applicable, nominates persons to the:

- (i) Bloomington Historic Preservation Commission
- (ii) Board of Housing Quality Appeals
- (iii) Board of Zoning Appeals
- (iv) Housing Trust Fund Board of Directors
- (v) Plan Commission
- (vi) Redevelopment Commission

(d) PARKS & RECREATION. This committee oversees the department of the same name and oversees and, when applicable, nominates persons to the:

- (i) Board of Parks Commissioners
- (ii) Tree Commission

(e) PUBLIC SAFETY & ADMINISTRATION. This committee oversees the Departments of the Controller, Fire, Human Resources, Information & Technology Services, Legal and Risk Management, and Police, as well as the Animal Care & Control, Facilities Maintenance and Fleet Maintenance divisions from Public Works.. This committee oversees and, when applicable, nominates persons to the:

- (i) Animal Control Commission
- (ii) Board of Public Safety
- (iii) Board of Public Works
- (iv) Police and Fire Pension Boards

(f) TRANSPORTATION. This committee would oversee Bloomington Transit as well as the Engineering, Parking Enforcement, Street and Traffic divisions of the Department of Public Works. It oversees and, when applicable, nominates persons to serve on the:

- (i) Bicycle & Pedestrian Safety Commission
- (ii) Board of the Public Transit Corporation
- (iii) Traffic Commission
- (iv) Citizens Advisory and Policy & Technical Advisory Committees of the Metropolitan Planning Organization (MPO).

(g) UTILITIES AND SANITATION. This committee oversees the City of Bloomington Utilities and the Sanitation division of the Department of Public Works. This committee oversees and, when applicable, nominates persons to the:

- (i) Bloomington Digital Underground (BDU) Advisory Board
- (ii) Telecommunications Council
- (iii) Utilities Service Board

2. The Council Sidewalks and Jack Hopkins Social Service Funding Program Committees shall continue and operate in the same manner, but as special committees as set forth in BMC 2.04.240.

3. All previous actions of the Council establishing specific standing committees are hereby repealed and all nominating committees are hereby disbanded.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this _____ day of _____, 2012.

TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2012.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2012.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This Resolution proposes a slate of Standing Committees for the management of the Council's legislative workload.

In addition to providing practical time-management benefits, the naming of standing committees gives Council more tools for overseeing the functioning of the City, and clearer reporting lines for various departments. The use of standing committees would make the development of legislation more predictable, as an official or petitioner will know who will be likely to hear the legislation in committee. These committees can also hold hearings on issues that are not the subject of pending legislation, but may need to be; such hearings allow Council to gather information and input without having to develop an ordinance or wait for events to overtake the issue.

Standing committees would subsume the responsibility of making nominations to boards and commissions, eliminating the need for dozens of nominating committees.

The Sidewalk and Jack Hopkins Social Service Fund Committees, having a limited mandate and ceasing to function after the mandate has been completed, fit the definition of "special," not "standing," committees. As special committees, they can continue operating exactly as they have been,