

MEMORANDUM
Bloomington Common Council - Special Committee on Council Processes
Bloomington City Hall, McCloskey Conference Room 135
401 N. Morton Street, Bloomington, Indiana
Thursday, February 23, 2023

NOTE: Formal minutes are not produced for committee meetings; however the following summarizes actions taken at the following meeting of the Special Committee on Council Processes.

Meeting called to order: 8:00am

Chair: Matt Flaherty

Councilmembers present: Matt Flaherty, Isabelle Piedmont-Smith, Sue Sgambelluri

Councilmembers present via Zoom: none

Councilmembers absent: Dave Rollo (committee member recused from discussion)

City staff, officials, and guests present: Ash Kulak, Stephen Lucas, Clerk Nicole Bolden

Topics Discussed:

1. Agenda summation
2. Discussion of recommendations to the Council

ACTION: Flaherty revised the agenda to allow public comment before a vote on recommendations.

3. Public comment
Jami Scholl (via Zoom)
4. Vote on recommendations

MOTION: Flaherty moved and it was seconded that this committee recommend to the council the following:

1. That substantive due process considerations advise that a motion for removal of an appointed board or commission member for cause should be narrow, specific, and sufficiently clear that city council members, members of the public, and the appointee in question fully understand the specific conduct, statements, or omissions that have led to the proposed removal;
2. That procedural due process considerations advise that the commission appointee in question be given at least five (5) business days to respond in writing to the specific allegations and proposed basis for their removal;
3. Legal precedent with respect to cause for removal advises that a council member making a motion for removal should clarify the relevance of and logical connection between the named conduct and how, specifically, those acts or omissions have diminished the appointee's ability or fitness to perform the duties of the appointment as defined by Bloomington Municipal Code or

statute, including any evidence demonstrating this diminished ability or fitness to perform the specific duties.

ACTION: The motion was approved by voice vote.

5. Authorization for a member to write a Committee report

MOTION: Sgambelluri moved and it was seconded that Chair CM Flaherty be charged with writing the Committee report.

ACTION: The motion was approved by voice vote.

MOTION: Flaherty moved and it was seconded to amend the Committee motion to recommend the withdrawal of the previous motion to remove Greg Alexander and to make a new motion in line with the guidelines as suggested.

ACTION: The motion was approved by voice vote.

6. Adjournment

ACTION: Flaherty adjourned the meeting.

Meeting ended: 9:00am

Memorandum prepared by:

Clerk Nicole Bolden

City of Bloomington