

1 **BILL NO. G-12-01-22**

2 **ORDINANCE NO. 11-2-12**

3 **AN ORDINANCE AMENDING**
4 **SECTION 32.59, PUBLIC HEARINGS,**
5 **OF THE FORT CODE OF ORDINANCES**

6 WHEREAS, the Fort Wayne Common Council seeks open
7 government and values the insights and wisdom of its citizens; and,

8 WHEREAS, the Fort Wayne Common Council has taken positive
9 strides since 2008 to increase openness and transparency of local
10 government; and,

11 WHEREAS, the Fort Wayne Common Council recognizes the talent
12 and education of Fort Wayne citizens that may be brought to bear in the
13 consideration of public issues; and,

14 WHEREAS, the Fort Wayne Common Council should seek to provide
15 opportunities for open testimony allowing members to more fully explore with
16 citizens their insights and information; and,

17 WHEREAS, the Fort Wayne Common Council desires to expand
18 citizen opportunity for participation; and,

19 WHEREAS, the participation of citizen James Redmond before the
20 Fort Wayne Common Council's Committee session provided an example of
21 the value of such participation; and

22 WHEREAS, The Common Council seeks to adopt a provision in its
23 rules known at the "Redmond Rule."

24 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMON**
25 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**
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1 **SECTION 1.** That Section 32.59 of the Fort Wayne Code of
2 Ordinances: "PUBLIC HEARINGS" shall be deleted in its entirety and
3 replaced with the following:

4 **§ 32.59 PUBLIC HEARINGS**

5 (A) Public hearings shall be held on all ordinances and
6 resolutions as required by Indiana Statutes in the manner prescribed
7 by state statute, after due notice by law.
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9 (B) A motion to conduct a public hearing duly made and passed
10 by Common Council, requires a public hearing on any other resolution
11 or ordinance when such public hearing is not otherwise required by
12 law.

13 (C) A Committee Chair may call for public comment during the
14 consideration of an ordinance or resolution before a committee
15 session of Common Council, any member of Common Council may
16 request a citizen be recognized for the purpose of public comment
17 during such consideration or, prior to a meeting of Common Council, a
18 citizen may request to make a public comment by contacting a
19 member of Council. Such a request made by a Council member or a
20 citizen, shall not be unreasonably denied.

21 **SECTION 2.** That the City is directed to take all action necessary and
22 proper for the implementation of this Ordinance.
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SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Mitch V. Harper, Council Member

APPROVED AS TO FORM AND LEGALITY



Joseph G. Bonahoom, Attorney for City Council

Read the first time in full and on motion by Harper, and duly adopted, read the second time by title and referred to the Committee on Regulation, (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at Room 030 - Council Discussion Garden Level - Citizens Square, Fort Wayne, Indiana, on _____, the _____ day of _____, 2012, at _____ o'clock _____ M., E.S.T.

DATED: 1-10-12

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Crawford, and duly adopted, placed on its passage. PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>2</u>	_____	_____
<u>BENDER</u>	_____	<u>✓</u>	_____	_____
<u>CRAWFORD</u>	_____	<u>✓</u>	_____	_____
<u>DIDIER</u>	<u>✓</u>	_____	_____	_____
<u>HARPER</u>	<u>✓</u>	_____	_____	_____
<u>HINES</u>	<u>✓</u>	_____	_____	_____
<u>JEHL</u>	<u>✓</u>	_____	_____	_____
<u>PADDOCK</u>	<u>✓</u>	_____	_____	_____
<u>SHOAFF</u>	<u>✓</u>	_____	_____	_____
<u>SMITH</u>	<u>✓</u>	_____	_____	_____

DATED: 1-24-12

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE (RESOLUTION) NO. 12-2-12 on the 24th day of January, 2012

ATTEST:
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
[Signature]
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of January, 2012, at the hour of 12:00 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of January, 2012, at the hour of 3:30 o'clock P. M., E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR