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BILL NO. G-12-03-19 (AS AMENDED)

ORDINANCE NO. 2-27-12

AN ORDINANCE ADDING SECTION 38.06,
CONTRACTING CONFLICT OF INTEREST, TO
CHAPTER 38 "CITY POLICIES" OF THE FORT CODE
OF ORDINANCES

WHEREAS, the Fort Wayne City Code Chapter 38 currently addresses City of Fort Wayne policies, including transparency in contracting policies; and

WHEREAS, current Indiana State Law, codified at I.C. 36-1-21, as of July 1, 2012, establishes minimum requirements for contracting with a political subdivisions; and

WHEREAS, the aforementioned State statute requires that legislative bodies adopt a contracting policy that sets forth the minimum requirements as stated in I.C. 36-1-21; and

WHEREAS, failure to implement this policy may result in the Department of Local Government and Finance not approving the City's budget.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Section 38.06, Contracting Conflict of Interest is added to the Fort Wayne Code of Ordinances. This Section shall read as follows:

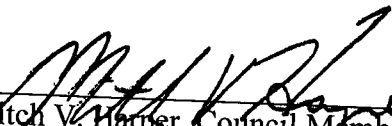
§ 38.06 CONTRACTING CONFLICT OF INTEREST

1. **Adoption of State Law as City Policy.** By reference, this Ordinance incorporates the provisions of I.C. 36-1-21, as codified on July 1, 2012, and requires the City to take all necessary action to ensure compliance with the provisions of this Ordinance.
2. **Annual Certifications Required.** Each elected officer of the City shall annually certify to the State Board of Accounts, in writing, that the officer has not violated this chapter and has implemented a policy in accordance with I.C. 36-1-21 as codified on July 1, 2012.

SECTION 2. That the City is directed to take all action necessary and proper for the implementation of this Ordinance.

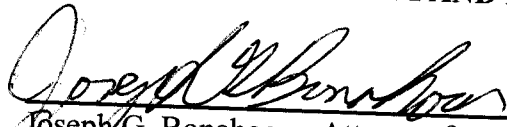
SECTION 3. That this Ordinance shall be in full force and effect as of July 1, 2012, from and after its passage and any and all necessary approval by the Mayor.

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Mitch V. Harper, Council Member

APPROVED AS TO FORM AND LEGALITY



Joseph G. Bonahoom, Attorney for City Council

Z:\wpdocs\JGB\City Council of Fort Wayne\Harper Ordinance - reports\ContractingConflict\1001.ordinance.draft.doc

Read the first time in full and on motion by Bender 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: 3-27-12

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK
Crawford
LOST

Read the third time in full and on motion by _____ PASSED
placed on its passage.
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>	_____	_____	_____
BENDER	<u>✓</u>	_____	_____	<u>1</u>
CRAWFORD	<u>✓</u>	_____	_____	_____
DIDIER	<u>✓</u>	_____	_____	_____
HARPER	<u>✓</u>	_____	_____	_____
HINES	_____	_____	_____	_____
JEHL	<u>✓</u>	_____	_____	<u>✓</u>
PADDOCK	<u>✓</u>	_____	_____	_____
SHOAFF	<u>✓</u>	_____	_____	_____
SMITH	<u>✓</u>	_____	_____	_____

DATED: 6-26-12

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. 19-27-12 on the 26th day of June, 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 27th day of June, 2012, at the hour of 11:30 o'clock A. M.E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 27th day of June, 2012, at the hour of 2:30 o'clock P. M.E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR