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BILL NO. G-12-03-21 (AS AMENDED)

ORDINANCE NO. G-28-12

AN ORDINANCE ADDING SECTION 31.14,  
NEPOTISM, TO CHAPTER 31 "CITY  
OFFICIALS AND EMPLOYEES" OF THE  
FORT CODE OF ORDINANCES

WHEREAS, the Fort Wayne City Code Chapter 31 currently addresses City of Fort Wayne employee issues; and

WHEREAS, current Indiana State Law, codified as of July 1, 2012, at I.C. 36-1-20.2 requires and establishes minimum requirements for political subdivisions regarding the employment of relatives; and

WHEREAS, the aforementioned State statute requires that legislative bodies adopt a nepotism policy that sets forth the minimum requirements as stated in I.C. 36-1-20.2; and

WHEREAS, failure of the legislative body to implement this policy could 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:

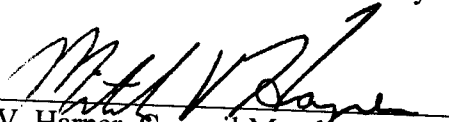
**SECTION 1.** That Section 31.14, Nepotism is added to the Fort Wayne Code of Ordinances. This Section shall read as follows:

**§ 37.14 NEPOTISM**


1. **Adoption of State Law as City Policy.** By reference, this Ordinance incorporates the provisions of I.C. 36-1-20.2, as codified on July 1, 2012, and requires the City to take all necessary action to ensure compliance with the provisions of this Ordinance. Specifically, and in accordance with the Statute, direct line of supervision of relatives is not allowed.
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. 36-1-20.2, 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.

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

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5 Mitch V. Harper, Council Member

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7 **APPROVED AS TO FORM AND LEGALITY**

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9 Joseph G. Bonahoom, Attorney for City Council  
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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  
KOST

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

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>7</u>	—	<u>1</u>	—
<u>BENDER</u>	—	—	<u>✓</u>	<u>1</u>
<u>CRAWFORD</u>	<u>✓</u>	—	—	—
<u>DIDIER</u>	<u>✓</u>	—	—	—
<u>HARPER</u>	<u>✓</u>	—	—	—
<u>HINES</u>	—	—	—	—
<u>JEHL</u>	<u>✓</u>	—	—	<u>✓</u>
<u>PADDOCK</u>	<u>✓</u>	—	—	—
<u>SHOAFF</u>	<u>✓</u>	—	—	—
<u>SMITH</u>	<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. 6-28-12 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