

BILL NO. G-12-02-01

GENERAL ORDINANCE NO. _____

**AN ORDINANCE DELETING SECTION 37.21
OF THE CITY OF FORT WAYNE, INDIANA,
CODE OF ORDINANCES.**

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

SECTION 1. Section 37.21 COUNCIL APPROVAL REQUIRED FOR
PURCHASES AND/OR CONTRACTS FOR INSURANCE POLICIES of the
City of Fort Wayne, Indiana Code of Ordinances is deleted in its entirety.

SECTION 2. Section 37.22 PREFERENCE GIVEN TO INDIANA
BUSINESSES BY AND THROUGH THE DEPARTMENT OF PURCHASING
OF THE CITY OF FORT WAYNE, INDIANA will now become:
Section 37.21 PREFERENCE GIVEN TO INDIANA BUSINESSES BY AND
THROUGH THE DEPARTMENT OF PURCHASING OF THE CITY OF
FORT WAYNE, INDIANA

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.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

DIGEST SHEET

TITLE OF ORDINANCE GENERAL

DEPARTMENT: LAW / CONTROLLER

SYNOPSIS OF ORDINANCE: . Deleting Section 37.21 "Council Approval Required for Purchases and/or Contracts for Insurance Policies" of the City of Fort Wayne, Indiana, Code of Ordinances.

EFFECT OF PASSAGE Section 37.21 is deleted from the City of Fort Wayne Code of Ordinances.

EFFECT OF NON-PASSAGE Section 37.21 is not deleted from the City of Fort Wayne Code of Ordinances.

FUNDING INVOLVED:

Fort Wayne, IN Code of Ordinances

CHAPTER 37: FINANCE AND REVENUE

Section

General Provisions

- 37.01 Community Investment Program
- 37.02 Charges for accident reports
- 37.03 Charges for criminal history checks, fingerprints and police reports

Purchasing

- 37.15 Purchasing Agent; duties and powers
- 37.16 Improper purchases
- 37.17 Approval or ratification required
- 37.18 Emergency purchases
- 37.19 Council approval required for purchases and/or leases of real estate
- 37.20 Exception
- ~~37.21~~ Council approval required for purchases and/or contracts for insurance policies
- ~~37.22~~ Preference given to Indiana businesses by and through the Department of Purchasing of the City of Fort Wayne, Indiana

City Funds

- 37.30 City Sinking Fund
- 37.31 Board of Park Commissioners Building and Sinking Fund
- 37.32 Special nonreverting funds for park purposes
- 37.33 Self-Insurance Fund
- 37.34 Establishing insurance fund
- 37.35 Headwaters capital projects fund

Materials may be purchased in accordance with IC 5-22 without Council ratification or approval.

('74 Code, § 11-1(e)) (Ord. G-10-80, passed 6-24-80; Am. Ord. G-17-85, passed 6-25-85; Am. Ord. G-28-89, passed 12-26-89)

DELETE

§ 37.21 COUNCIL APPROVAL REQUIRED FOR PURCHASES AND/OR CONTRACTS FOR INSURANCE POLICIES.

(A) (1) Whenever the city, including any city- owned or operated utility, makes any purchase of or enters into any contract for any form of insurance policy, the cost of which would exceed \$10,000 per year, all such purchases and/or contracts shall be entered into with the prior approval and subsequent ratification by the Council by ordinance or resolution duly passed by the Council and approved by the Mayor of the city.

(2) All such purchases and/or contracts entered into without such prior approval or subsequent ratification shall be null and void.

(3) All such purchases and/or contracts for insurance policies shall be obtained by request for proposal.

(4) The term of any insurance acquired in accordance with this ordinance shall not exceed two years; however, said insurance may be renewed for an additional two years. Thereafter, any subsequent renewals will require a separate contract to be entered into only with the prior approval and subsequent ratification by the Council of the city.

(B) All current purchases and/or contracts for insurance policies which have an expiration date after June 1, 1991 shall be subject to the provisions of this section upon renewal.

(Ord. G-04-91, passed 3-9-91)

37.21

~~§ 37.22~~ PREFERENCE GIVEN TO INDIANA BUSINESSES BY AND THROUGH THE DEPARTMENT OF PURCHASING OF THE CITY OF FORT WAYNE, INDIANA

(A) *Definitions.* This ordinance shall be referred to as the Buy Local Ordinance, and except as specifically modified herein, the definitions as set forth in IC 5-22 et seq. shall be applicable hereto.

(1) As used in this section an **INDIANA BUSINESS** shall mean a business that is certified as an Indiana business by the Indiana Department of Administration (IDO) and can provide proof of such certification pursuant to the disclosures required in division(B)(4)(b)below.

(2) An **OUT-OF-STATE BUSINESS** refers to a business that is not an Indiana business.

(3) The **PURCHASING DEPARTMENT** as used in this section shall mean the person or entity which is considered to be the purchasing agent of the City of Fort Wayne.

(B) *Buy local preference.*

(1) *Price preference for commodities/supplies to Indiana businesses.* There shall be the