

BILL NO. G-12-03-21

ORDINANCE NO. G-_____

**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 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, I.C. 36-1-20.2 further requires that the Mayor file an annual report with the State Board of Accounts under IC 5-11-13-1 with a statement that declares that the City has implemented said policy; 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 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.

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 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