

**AN ORDINANCE AMENDING CHAPTER 111: “CABLE TELEVISION
REGULATIONS” OF THE FORT WAYNE MUNICIPAL CODE OF
ORDINANCES**

WHEREAS, in August 2022, the Fort Wayne Common Council passed a resolution requesting consideration on a more equitable division of board and commission appointments between the Mayor and the Common Council; and

WHEREAS, many of these boards are created by State Code, and would require state approval to modify the appointment structure; and

WHEREAS, some of the boards and commissions which exist in the City have been created through the legislative process and can therefore be modified in the same manner; and

WHEREAS, the City of Fort Wayne receives franchise fees from the grantees of cable franchise agreements, pursuant to Chapter 111 of the Fort Wayne Municipal Code of Ordinances; and

WHEREAS, a portion of these franchise fees are used to expand access to government services via CityTV, in conjunction with the Allen County Public Library; and

WHEREAS, current editorial controls exist for a government funded service only by bylaws, not by official process or code; and

WHEREAS, it is imperative to good government that diverse voices are considered on all matters.

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

SECTION 1. Add §111.37 to read:

(A) *Creation of Government Access Channel Advisory Board.* Management and programming of the Fort Wayne Government Access channel will be under the authority of the Editorial Board. The Board is comprised of one (1) appointment by the Mayor, one (1) appointment by Common Council, one (1) appointment by the Fort Wayne Government Access Coordinator, one (1) appointment by the manager of the Fort Wayne Government Access Coordinator and a fifth member voted upon by the other four members. The Editorial Board will direct the work of the Fort Wayne Government Access coordinator, an employee of the Allen County Public Library. All terms will be for the duration of one (1) year.

- a. The Advisory Board shall have the authority to generate programming and have authority over content.
- b. The Advisory Board shall have the authority to draft and approve bylaws that govern the policies and procedures of the station and programming.

(B) *Reports.* The Advisory Board shall submit a report as requested to all appointing bodies summarizing content, editorial decisions, and any policy or procedure updates.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Russell Jehl, Council Member

APPROVED AS TO FORM AND LEGALITY

Joseph G. Bonahoom, City Council Attorney