

BILL No. _____

RESOLUTION/ORDINANCE No. _____

AN ORDINANCE AMENDING CHAPTER 150 AND CHAPTER 152: “MINIMUM CONDITIONS AND MAINTENANCE OF COMMERCIAL, INDUSTRIAL, AND OTHER PROPERTY OR PREMISES” AND “MINIMUM HOUSING STANDARDS OF RESIDENTIAL PROPERTIES” 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 have supporting state code; and

WHEREAS, in the Fort Wayne Code of Ordinances § 150.12 (G) and 152.14 (G) the Safe Housing and Building Oversight Committee was created to oversee the Enforcement Authority, which is generally the Neighborhood Code Compliance Department as part of the Community Development Division; and

WHEREAS, the Safe Housing and Building Oversight Committee is comprised of nine (9) members, six (6) appointed by the Mayor and three (3) appointed by Council; and

WHEREAS, the Mayor’s appointees are a member of the Fire Department, one member from the private business sector, one member who owns or manages commercial property, two citizen members who own and reside in a single-family residence and one member at-large, whereas Council has three (3) appointees from a slate selected by the following organizations: The Board of Realtors, the Apartment Association of Northeast Indiana and the Greater Fort Wayne Chamber of Commerce; 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. Delete, Amend, and restate in its entirety § 150.12(G) (1) and 152.14 (G)

(1) to read:

(G) *Safe Housing and Building Oversight Committee.* The Safe Housing and Building Oversight Committee is the commission or board to provide oversight and guidance relevant to the standard operating procedures of the Enforcement Authority, which is generally the Neighborhood Code Compliance Department as part of the Community Development Division. The Committee shall be subject to the following:

(1) *Establishment and composition.* The Mayor shall appoint one member from the Fire Department, one member from the private business sector, one member who owns or manages commercial property, one citizen member who owns and resides in a single-family residence and one member at-large. The Common Council shall appoint three members to the Committee, each selected from a slate of three nominees submitted by each of the following organizations: The Board of Realtors, the Apartment Association of Northeast Indiana and the Greater Fort Wayne Chamber of Commerce. If one or more of these nominees is/are not acceptable or unavailable, then the Council will appoint the members(s) in lieu of the organizational nominee(s). Common Council shall also appoint one citizen member who owns and resides in a single-family residence.

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