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3 AN **ORDINANCE** amending § 33.003: Term Limits and Removal
4 of the City of Fort Wayne Code of Ordinances
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6 WHEREAS, the Fort Wayne City Council has statutorily granted authority via state and local code
7 to appoint Council persons and community members to boards and commissions, as well as
8 permissions granted by non-profit organizations and community groups; and
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10 WHEREAS, on June 27, 2023, the Fort Wayne City Council implemented term limits for
11 appointments made by the body, with an expectation that the same would occur for appointments
12 made by the Mayor; and
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14 WHEREAS, the Mayor's term limits did not come to fruition, and the balance of power, with one
15 portion of the government abiding by rules that the other is not bound by, is inequitable; and
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17 WHEREAS, Council has the ability to change appointments after a term expires and term limits
18 are unnecessary.
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20 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
21 FORT WAYNE, INDIANA,
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23 **SECTION 1. Section 33.003 shall be amended and replaced as follows:**

24 **§ 33.003 REMOVAL OF A COUNCIL APPOINTEE FROM A BOARD OR**
25 **COMMISSION**
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27 (A) *Removal from a board or commission.* Appointments made by Common Council to any
28 board or commission may be rescinded at any time by a vote of Council, unless removal is
29 specifically governed by state or local code.

30 (1) The Council Review Committee ("Committee") is created, consisting of three members
31 of Council: one Democrat, one Republican, and the President of Council (or designee).

32 (2) Removal may be for any of the following reasons:

33 (a) Failure to attend meetings as deemed necessary by the board or commission.

34 (b) Failure to participate in meetings and other activities as deemed necessary by the
35 board or commission.

36 (c) Participating in an activity contrary to the mission of the board or commission.

37 (d) Failure to provide a report to the staff liaison to be submitted to Council.

38 (e) Failure to appropriately disclose conflicts of interest or to engage in conduct or
39 personal proclivity that is unreasonably disruptive to the work or mission of the board.

1 (3) (a) The Committee shall consider any information provided by a member of the board
2 in question or City of Fort Wayne staff member. This information must be submitted to staff in
3 the City Council office with a written request to be shared with the Committee, who will
4 determine if the information should be referred to the Council body. Any member of Council
5 may request the information be referred to the body during the review period of the Committee.

6 (b) The Committee shall review submitted materials and determine if the matter warrants
7 a referral to Council for a vote on removal from the board. Any information submitted to Council
8 by the Committee shall be placed on the next available agenda for discussion and any needed
9 votes.

10 **SECTION 2.** That this Ordinance shall be in full force and effect after any and all necessary
11 approval by the Mayor.

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19 Jason Arp, Council Member
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24 Thomas Didier, Council Member
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32 APPROVED AS TO FORM AND LEGALITY
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35 Joseph G. Bonahoom, City Council Attorney