

ORDINANCE 2024-21

AN ORDINANCE AMENDING SUB-CHAPTER 31.04 ENTITLED “INTRODUCTION AND ADOPTION OF ORDINANCES AND RESOLUTIONS” OF THE AUBURN CITY CODE OF ORDINANCES

SUMMARY

This ordinance amends and restates Sub-Chapter 31.04 entitled “Introduction and Adoption of Ordinances and Resolutions” of the City of Auburn Code of Ordinances.

_____ Recorder’s Office	_____ x _____ Publish Public Hearing
_____ Auditor’s Office	_____
_____ x _____ Clerk’s Office	_____ Publish O/R after adoption
_____ Other	_____

ORDINANCE NO. 2024-21

AN ORDINANCE AMENDING SUB-CHAPTER 31.04 ENTITLED “INTRODUCTION AND ADOPTION OF ORDINANCES AND RESOLUTIONS” OF THE AUBURN CITY CODE OF ORDINANCES

SECTION 1. That Sub-Chapter 31.04 entitled “Introduction and Adoption of Ordinances and Resolutions” of the City of Auburn Code of Ordinances is hereby amended, as follows, and restated in Exhibit “A”:

31.04 INTRODUCTION AND ADOPTION OF ORDINANCES AND RESOLUTIONS

- A. All ordinances and resolutions shall be filed with the Clerk-Treasurer by 4:00 P.M. at least seven days before a regular meeting. The Ordinances may be received by electronic transmittal. The Clerk-Treasurer shall date-stamp each ordinance and resolution as it is received, assign it a number, and deliver copies to each member of the Council as soon as possible. Those ordinances received by electronic transmittal, shall receive a date stamp as of the date received, as long as the transmittal was received before 4:00 P.M. Ordinances and resolutions shall be numbered in separate sequence. All ordinances and resolutions shall be posted for public inspection immediately upon filing, both in hard copy format and on the City of Auburn web-site.
- B. By a two-thirds vote of the Council an ordinance or resolution may be received and acted upon at any regular meeting of the Council by a suspension of the foregoing rule as to previous filing. No Ordinance shall be placed for passage the same day it is introduced except by the suspension of the rules, requiring five (5) affirmative votes. At least two-thirds of the Members of the Council must vote in the affirmative for passage of any ordinance on the same day it is introduced. This section does not apply to a zoning ordinance or amendment to a zoning ordinance that is adopted under IC 36-7, et seq.
- C. Each ordinance and resolution shall have a title and shall bear a brief summary of its contents and purpose.
- D. All ordinances ~~and resolutions~~ shall be read twice by title and summary only, unless the Council by a majority vote of members present decides to have a particular ordinance ~~or resolution~~ read either in whole or in part.
- D.E. Final vote for passage of a resolution may be taken at the meeting at which it is introduced.
- E. ~~No ordinance shall pass on the day of its first reading unless the Council, after complying with the requirements of the Indiana Code determines that an emergency exists. Any motion to suspend the rule shall contain the statement that an emergency exists and expresses the reasons constituting such emergency.~~
- F. Copies of ordinances for consideration shall be posted on the City of Auburn web-site for public access. Upon request each ordinance and resolution read by the Council shall be available to members of the public who are present at Council meetings.

- G. On the passage or adoption of any ordinance or resolution, the yeas and nays shall be taken and entered in the record, and the ordinance or resolution shall be processed in accordance with the Indiana Code.
- H. In the order of business, ordinances and resolutions shall be taken up in the order of their number, unless the Council, by majority vote of those members present, determines to take up one particular ordinance or resolution out of sequence.
- I. When a majority vote of the Common Council is required to pass an ordinance or resolution, there must be a majority negative vote to defeat; thus, if there is not a majority for or against such ordinance or resolution, it shall be considered as "no action taken" and shall be placed on the agenda for the next appropriate meeting of the Common Council.
- J. When a two-thirds majority vote of the Common Council is required to pass an ordinance or resolution, a majority negative vote is hereby required to defeat such issue; thus, if there is less than a two-thirds vote in favor, yet less than a majority opposed to such ordinance or resolution, it shall be considered as "no action taken" and shall be placed on the agenda for the next appropriate meeting of the Common Council.


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.

PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this


17th day of September, 2024.


James Finchum, Councilmember

ATTEST:


Lorrie K. Pontius
Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this me this 17th day of
September, 2024.


Lorrie K. Pontius, Clerk-Treasurer

APPROVED AND SIGNED by me this 17th day of September, 2024.


David E. Clark, Jr., Mayor

VOTING:

AYE

NAY

Natalie DeWitt



Rod Williams



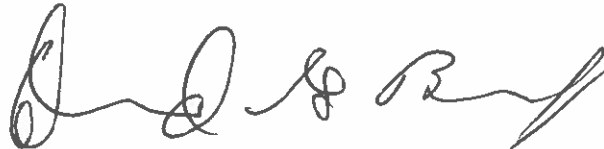
James Finchum



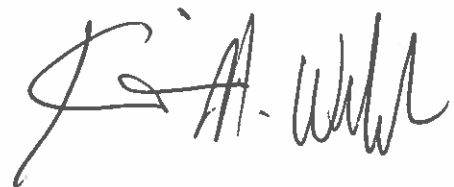
Dan Braun



David Bundy



Kevin Webb



Emily Prosser



EXHIBIT "A"

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- I. When a majority vote of the Common Council is required to pass an ordinance or resolution, there must be a majority negative vote to defeat; thus, if there is not a majority for or against such ordinance or resolution, it shall be considered as "no action taken" and shall be placed on the agenda for the next appropriate meeting of the Common Council.
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