

ORDINANCE 22-50

**AN ORDINANCE OF THE COMMON COUNCIL FOR THE CITY OF WESTFIELD
CREATING COMMON COUNCIL TERM LIMITS AND ADDING TERM LIMITS
FOR CERTAIN OTHER CITY OFFICES**

WHEREAS, the Common Council of the City of Westfield, Indiana (“Council”), has the authority and responsibility to establish Ordinances; and

WHEREAS, the City of Westfield (“City”) wishes to enact term limits for various City offices; and

WHEREAS, under its broad Home Rule powers, the Council may adopt ordinances and resolutions to the extent not inconsistent with general or special law; and

WHEREAS, the Council finds that instituting term limits on certain City offices is in the best interests of the City and its residents and promotes the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF WESTFIELD AS FOLLOWS:

Section 1. Westfield Municipal Code shall be amended with the addition of a new section as follows:

Term limits- Council

Effective with the terms of the Common Council members that commence in January 2024, an individual shall not be eligible for election as a Council member for more than two consecutive four-year terms. Service as a Council member prior to the terms that commence in January 2024 shall not be considered in applying the term limitations of this section. Service of any other partial term subsequent to January 2024 shall not be considered in applying the term limit provisions of this section.

Section 2. Westfield Municipal Code shall be amended with the addition of the underlined language as follows:

Term limits- Mayor

Effective with the term of the Mayor that commences in January 2024, an individual shall not be eligible for election as Mayor for more than two consecutive four-year terms.

Service as Mayor prior to the terms that commence in January 2024 shall not be considered in applying the term limitations of this section. Service of any other partial term subsequent to January 2024 shall not be considered in applying the term limit provisions of this section.

Section 3. Addition of Section 2.15.040 of the Code. Section 2.15.040 of the Westfield Municipal Code shall be amended with the addition of the underlined language as follows:

Term limits- Clerk/Treasurer

Effective with the terms of the City Clerk/Treasurer that commences in January 2024, an individual shall not be eligible for election as City Clerk-Treasurer for more than three consecutive four-year terms. Service as City Clerk/Treasurer prior to the terms that commence in January 2024 shall not be considered in applying the term limitations of this section. Service of any other partial term subsequent to January 2024 shall not be considered in applying the term limitation Provisions of this section.

Section 4. Conflict and severability. In the event, this Ordinance conflicts with any other Ordinance of the City of Westfield or other applicable law, the more restrictive shall apply. If any phrase or portion of this Ordinance is held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion.

Section 5. Effective Date. This ordinance shall be in full force and effect on the day of its final passage and adoption.

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ALL OF WHICH IS HEREBY ORDAINED THIS 28th DAY OF November 2022.

WESTFIELD COMMON COUNCIL

Voting For

Voting Against

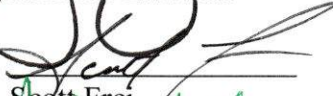
Abstain



James J. Edwards

James J. Edwards

James J. Edwards



Scott Frei

Scott Frei

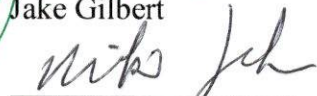
Scott Frei



Jake Gilbert

Jake Gilbert

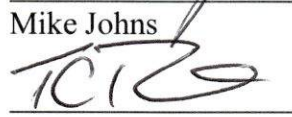
Jake Gilbert



Mike Johns

Mike Johns

Mike Johns

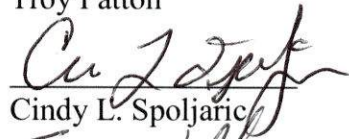


Troy Patton

Troy Patton


Troy Patton

Cindy L. Spoljaric


Cindy L. Spoljaric

Cindy L. Spoljaric

Scott Willis


Scott Willis

Scott Willis

ATTEST:



Cindy Gossard, Clerk Treasurer

I hereby certify that ORDINANCE 22-50 was delivered to the Mayor of Westfield on the 6th day of December, 2022, at 9:30 A.m.

Cindy Gossard
Cindy Gossard, Clerk-Treasurer

I hereby APPROVE Ordinance 22-50

this 6th day of December 2022.

J. Andrew Cook, Mayor

I hereby VETO Ordinance 22-50

this _____ day of _____ 2022.

J. Andrew Cook
J. Andrew Cook, Mayor

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document unless required by law. Anne Hensley Poindexter

This instrument was prepared by Anne Hensley Poindexter, Altman, Poindexter & Wyatt LLC, 90 Executive Drive, Suite G, Carmel, IN 46032

WHEREAS, ORDINANCE 22-50 was APPROVED by the Common Council of the City of Westfield on the 28th day of November 2022; and

WHEREAS, ORDINANCE 22-50 was VETOED by the Mayor of Westfield on the 6th day of December 2022;

NOW THEREFORE, the Council, having reconsidered ORDINANCE 22-50, now overrides said veto and adopts ORDINANCE 22-50.

MAYORAL VETO OVERRIDDEN THIS 12th DAY OF DECEMBER 2022, BY THE WESTFIELD COMMON COUNCIL, HAMILTON COUNTY, INDIANA.

WESTFIELD COMMON COUNCIL

Voting For

Voting Against

Abstain

James J. Edwards

James J. Edwards

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Scott Frei

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Jake Gilbert

Jake Gilbert

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Mike Johns

Mike Johns

Mike Johns

Troy Patton

Troy Patton

Troy Patton

Cindy L. Spoljaric

Cindy L. Spoljaric

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Scott Willis

Scott Willis

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ATTEST:

Cindy Gossard, Clerk Treasurer