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3 **ORDINANCE NO.**

4 **AN ORDINANCE AMENDING SECTION 2-3-5 OF THE CITY CODE**  
5 **RELATING TO THE AUTHORITY OF THE CITY AUDITOR TO REFER**  
6 **ALLEGATIONS TO THE CITY MANAGER.**

7 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**  
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9 **PART 1.** Subsection (O) of City Code Section 2-3-5 (*Powers and Duties*) is  
10 amended to read:

- 11  
12 (O) The city auditor shall refer an allegation enumerated in this subsection to  
13 the city manager. The city manager shall design a process to inform the  
14 city auditor of the disposition of the referred allegations for recordkeeping  
15 purposes. The allegations covered by this subsection are those related to:  
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- 17 (1) a personnel issue;
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  - 19 (2) an operational issue;
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  - 21 (3) a de minimis fraud, waste, or abuse violation;
  - 22
  - 23 (4) a public safety issue that is not related to fraud, waste, or abuse; [~~and~~]
  - 24
  - 25 (5) an issue that the city auditor is not authorized to investigate and that is  
26 not within the jurisdiction of the Ethics Review Commission[-]; and  
27
  - 28 (6) a secondary employment matter that the city auditor determines does  
29 not interfere with or impede the job performance or productivity of a  
30 City official or employee; does not interfere with or impede the City's  
31 conduct of official business; and is too small, minor, or insignificant  
32 to have an economic impact on City operations.  
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45 **PART 2.** This ordinance takes effect on \_\_\_\_\_, 2020.  
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49 **PASSED AND APPROVED**

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52 \_\_\_\_\_, 2020

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Steve Adler  
Mayor

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56 **APPROVED:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_

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Anne L. Morgan  
City Attorney

Jannette S. Goodall  
City Clerk

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