

Resolution 2013-06

A resolution of the Mayor and Council of the Town of Ashland City to amend their current Charter which was last amended in 2008 being chapter No. 108 of the Private Acts of the General Assembly of the State of Tennessee.

WHEREAS, the City Mayor and the City council for Ashland City, Tennessee desire to amend their current Charter in order to better effectuate the policy and procedures of Ashland City by making the following changes:

1. Delete number 20 in index which references " City Administrator" in that the City does not have a provision for a City Administrator, which is on page C-2
2. Change number 23 in index to read "Municipal Judge" versus "Town Judge"
3. Under index number 50 have it read, "transition from old to new charter", which is on page C-4
4. Section 5(c) replace the word "an" with "and", page C-6
5. Section 5(d) replace the word "burrow" with "borrow", page C-6
6. Section 5(p) to delete in its entirety and replace in its entirety with "To provide that the violation of any ordinance, rule, regulation or order shall be punishable as set by state law.", page C-8
7. Section 6 delete "by resolution", page C-9.
8. Section 7 delete "without" and replace with "outside", second line, page C-9.
9. Section 10(c) delete "prescribed by ordinance" and replace with "by Motion of council", page C-11.
10. Section 11 – delete "maters" and replace with "matters", page C-12.

11. Section 14- delete the two phrases “or City Administrator”, page C-13.
12. Section 16 (a) – delete “conveying or leasing or authorizing conveyance or lease of any lands of the City”, page C-13.
13. Section 16 (a) replace “Every ordinance, except codes adopted by reference as provided in subsection (c) below, shall be read in full on the first reading unless the Council by motion elects to waive the formal reading” and replace with “Every ordinance shall be read by reading the title unless there is a Motion by Council to read entire ordinance.”
Page C-14.
14. Section 16 (a) replace last sentence with “Franchises, levy of taxes, and special privileges shall not be passed as emergency ordinances”, page C-14
15. Section 17 delete “of such funds as donations or contributions or for private purposes is prohibited” and replace with “of such funds as donations or contributions for private purposes is prohibited”, page C-15.
16. Section 18 delete “by ordinance” that is listed twice, page C-15.
17. Section 22 delete “prosecuting cases in the City court” and replace with “prosecuting cases in the Municipal Court unless designated to District Attorney’s office”, page C-16.
18. Section 22 delete “shall be responsible for representing and defending the City in all litigation in which the City is a party” and replace with “shall be responsible for representing and defending the City in all litigation in which the City is a party unless designated to another attorney or handled by attorney through the City’s insurance carrier.” Page C-16.

19. Section 23 – Change title from “Town Judge” to “Municipal Judge” as the title and also change the reference to Town court to Municipal court and Town Judge to Municipal Judge in section (a) (b) (c) (d) (e) and (f) Page C-16.
20. Section 25 – Change “council” to “mayor” in all four places, page C-17.
21. Section 29 delete the word “cause” before the word “examined”, page C-19.
22. Section 32 (a) delete in its entirety and replace with “All purchases shall be made by department heads. The Mayor may prescribe rules for emergency purchase. The department head shall prepare standard specifications for supplies and equipment. City Recorder shall use such information and specifications as supplied to prepare bid packets and enforce such specifications. Department head shall declare and dispose of surplus or worn out supplies and equipment. Department heads shall store and maintain records of materials and supplies and maintain records of City property used by their department.” Page C-20
23. Section 32 (b) – Change the amount of three thousand five hundred dollars (\$3,500) to five thousand dollars (\$5,000) in the first sentence. Change the amount of five thousand (\$5,000.00) to fifteen thousand (\$15,000.00) for competitive bidding in the third sentence. Further, add the following sentence “The Mayor has authority to make purchases at state and federal surplus sales without having to bid for items in an amount not to exceed the budgeted amount for said items”, page C-20.
24. Section 34 delete “purchasing agent” in both places and replace with “mayor”. Page C-

25. Section 36 – Change the five thousand (\$5,000.00) to fifteen thousand (\$15,000.00) in the last sentence, page C-21.

26. Section 40 – add “or the maximum amount as allowed by law” after “thereof until paid”, page C-22.

WHEREAS, the Mayor and Council request the General Assembly to amend their current Charter with the proposed changes.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of Ashland City, Tennessee that the revised Charter, as stated above, is hereby approved to be presented to the General Assembly of the State of Tennessee for adoption.

Adopted this the 10th day of September, 2013.

A handwritten signature in blue ink, appearing to read "Rick Johnson", written over a horizontal line.

Rick Johnson, Mayor

A handwritten signature in blue ink, appearing to read "Phyllis Schaeffer", written over a horizontal line.

Phyllis Schaeffer, City Recorder

Votes:

Yes 7

No 0