

RESOLUTION - 2026

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF MT. JULIET, TENNESSEE, ESTABLISHING A PROCEDURE FOR AGENDA ITEMS THAT FAIL TO RECEIVE A MOTION OR SECOND AND RESTRICTING REINTRODUCTION BY THE SAME AGENDA SPONSOR

WHEREAS, the Board of Commissioners of the City of Mt. Juliet conducts public meetings in accordance with adopted procedural rules and Robert's Rules of Order; and

WHEREAS, the Board desires to promote efficient meetings, discourage repetitive agenda submissions that lack support of the governing body, save taxpayers the cost of repetitive items, and ensure that the agenda process reflects items with sufficient interest to warrant consideration; and

WHEREAS, the Board finds it appropriate to establish a clear and enforceable policy governing the reintroduction of agenda items that fail to obtain the procedural support necessary to be considered by the body.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Mt. Juliet, Tennessee, as follows:

Section 1. Definition of Agenda Sponsor

For purposes of this resolution, "Agenda Sponsor" shall mean the member of the Board of Commissioners who requests, initiates, or causes an item to be placed on the agenda for consideration, whether submitted directly by the member or indirectly through city staff.

Section 2. Failure to Receive Motion or Second

If an agenda item presented before the Board of Commissioners:

1. Fails to receive a motion, or
2. Receives a motion but fails to receive a second,

the item shall be deemed not properly brought before the Board for consideration, as no question was formally placed before the body in accordance with the Board's adopted rules of procedure, and shall be considered inactive for purposes of further action by the same agenda sponsor.

Placement of an item on the agenda alone shall not constitute formal consideration by the Board.

Section 3. Restriction on Reintroduction

An agenda item described in Section 2 shall not be reintroduced, resubmitted, or placed on the agenda again by the same Agenda Sponsor for a period of:

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- one (1) year from the date of the meeting at which the item failed to receive a motion or second, or
 - until after the next municipal election for the City of Mt. Juliet,
- whichever period is longer.

Section 4. Substantially Similar Items Prohibited

During the restriction period established in Section 3, the Agenda Sponsor shall not submit, sponsor, request, or cause to be placed on the agenda any item that is substantially similar to the previously inactive item.

An item shall be deemed substantially similar if it:

1. Concerns the same or closely related subject matter, policy issue, project, contract, regulation, or governmental action; or
2. Seeks to achieve the same or materially similar purpose, outcome, or effect, regardless of changes in wording, title, format, sequencing, or supporting documentation; or
3. Represents a revision, modification, or partial reintroduction of the original item intended to advance substantially the same objective.

No Agenda Sponsor may circumvent this restriction by altering the title, description, timing, or procedural posture of an item while maintaining substantially the same intent or effect.

The Mayor or presiding officer, with the advice of the City Attorney as needed, shall determine whether a proposed item is substantially similar for purposes of this section, and such determination shall govern agenda placement unless overturned by a majority vote of the Board.

Section 5. Exceptions

The restrictions of this resolution shall not apply in the following circumstances:

1. A different member of the Board of Commissioners serves as the Agenda Sponsor;
2. The Board of Commissioners, by majority vote, votes to suspend the restriction for good cause shown; or
3. The item must be considered due to state law, court order, contractual obligation, or administrative necessity.

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Section 6. Applicability

This resolution shall apply to all regular and special meetings of the Board of Commissioners following its adoption.

BE IT FURTHER RESOLVED

In case of conflict between this resolution or any part hereof, and the whole part of any existing resolution of the City, the conflicting resolution is repealed to the extent of the conflict but no further.

If any section, clause, or provision or portion of this resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, or provision or portion of this resolution.

This resolution shall take effect on the earliest date allowed by law.

PASSED:

James Maness, Mayor

Kenny Martin, City Manager

ATTEST:

Jennifer Hamblen, CMC, City Recorder

APPROVED AS TO FORM:

Samantha A. Burnett, City Attorney