

## **RESOLUTION -2025**

### **A RESOLUTION AMENDING RESOLUTION 75-2022 TO FURTHER EXPLAIN THE RESPONSIBILITIES OF THE BOARD OF COMMISSIONERS**

**WHEREAS**, the City of Mt. Juliet Board of Commissioners unanimously passed Resolution 75-2022 on November 14, 2022; and

**WHEREAS**, Resolution 75-2022 mistakenly referred to the Board of “County” Commissioners as being the governing body adopting the Resolution. The Board of Commissioners desires to clarify that Resolution 75-2022 was adopted by the Mt. Juliet Board of Commissioners; and

**WHEREAS**, Resolution 75-2022 further explained and clarified the responsibilities of the Board of Commissioners as it related to the City Manager’s powers and working with City staff; and

**WHEREAS**, the first paragraph contained in Section 1 of Resolution 75-2022 specifically stated the following:

Unless otherwise provided in the City Code, neither the commission, nor any of its members, shall attempt to supersede the City Manager’s powers and duties. Neither the commission nor any member thereof shall give orders to any of the department heads, employees or staff, either publicly or privately. Commission members shall not attempt to unethically influence or coerce city staff concerning either their actions or recommendations to commission about personnel, purchasing, awarding contracts, selection of consultants, processing of development applications, or the granting of city licenses and permits.

**WHEREAS**, the Board of Commissioners desires to amend and add language for the purpose of further clarifying, restating, and supporting Resolution 75-2022.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the City of Mt. Juliet, Tennessee, the first paragraph contained in Section 1 of Resolution 75-2022 is amended to read as follows:

Unless otherwise provided in the City Code, neither the Commission, nor any of its members acting in their capacity as a commissioner, shall attempt to supersede the City Manager’s powers and duties. Such actions include, but are not limited to, the following:

- (1) Shall not give orders to any of the department heads, employees or staff, either publicly or privately.
- (2) Shall direct all proposed tasks, projects, assignments, undertakings, or the like to the City Manager and/or discuss at an open meeting allowing the Commission to provide input and direction.
- (3) Shall direct all matters and issues relating to daily operations, department operations, and personnel to the City Manager and not City staff.
- (4) Shall not attempt to unethically influence or coerce city staff concerning either their actions or recommendations to the Commission about personnel, purchasing, awarding contracts,

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selection of consultants, processing of development applications, or the granting of city licenses and permits.

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

### **PASSED:**

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James Maness, Mayor

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Kenny Martin, City Manager

### ATTEST:

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Sheila S. Lockett, MMC, City Recorder

### APPROVED AS TO FORM:

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Samantha A. Burnett, City Attorney