

**CLEAN COPY OF ORDINANCE AFTER 1ST
READING**

ORDINANCE 2024-_____

**AN ORDINANCE TO CONDUCT A REFERENDUM TO APPROVE
REDISTRICTING AND ADDING TWO DISTRICT COMMISSIONER SEATS
AFTER THE POPULATION REACHES 50,000 AND TO ESTABLISH TERM
LIMITS OF THREE (3) CONSECUTIVE FOUR-YEAR TERMS FOR ALL
ELECTED OFFICIALS**

WHEREAS, the City of Mt. Juliet adopted home rule pursuant to Article XI, Section 9, of the Tennessee Constitution; and

WHEREAS, Article XI, Section 9, of the Tennessee Constitution permits a home rule city to amend its charter by adopting an ordinance proposing an amendment and thereafter submitting the question to the voters in the next general state election; and

WHEREAS, the City of Mt. Juliet currently has five commissioners; and

WHEREAS, four of the current commissioners are elected by district, while the mayor is elected at large; and

WHEREAS, whereas the Board of Commissioners desires to expand to seven commissioners if and when the population of Mt. Juliet reaches 50,000 persons; with the two additional commissioners elected by districts after re-districting and when the population reaches 50,000.

WHEREAS, term limits of three (3) consecutive four-year terms for all elected officials is established.

WHEREAS, after reaching 50,000 residents, the City will initiate redistricting into six separate commissioner districts, thereby establishing six district commissioner seats, in addition to the mayoral seat, and

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

Section 1. City Charter Section 6-20-101, upon approval by the qualified voters in the next general state election, is amended by adding a new subsection (i) as follows:

Pursuant to City Charter Section 6-20-101(h) and Article XI, Section 9, of the Tennessee Constitution, the City, upon reaching 50,000 residents and thereafter

redistricting into six separate commissioner districts, will increase its number of commissioners from five to seven, including the mayor's position. The existing Mayor's position will continue to be an at large position. In the first election after the City reaches 50,000 residents and redistricts into six separate commissioner districts, the terms of the commissioners will be set as follows: if three of the existing five commissioner positions are up for election, then the two new district commissioners will serve four-year terms. If only two of the existing five commissioner positions are up for election, then the new district commissioner with the highest number of votes will serve a four-year term, and the other new district commissioner will serve a two-year term. Thereafter all six district commissioners and the mayor will serve four-year terms.

Section 2. Term limits of three (3) consecutive four-year terms are established for all elected officials.

BE IT FURTHER ORDAINED:

Section 3. In case of conflict between this ordinance or any part hereof, and the whole or part of any existing ordinance of the City, the conflicting ordinance is repealed to the extent of the conflict but no further.

Section 4. If any section, clause, provision or portion of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision or portion of this ordinance.

Section 5. That this ordinance shall take effect at the earliest date allowed by law, the public welfare requiring it.

PASSED:

James Maness, Mayor

FIRST READING:
SECOND READING:

ATTEST:

Sheila S. Luckett, MMC
City Recorder

APPROVED AS TO FORM:

L. Gino Marchetti, Jr.
City Attorney

Kenny Martin, City Manager