

ORDINANCE 2023 – 33

AN ORDINANCE OF THE CITY OF MT. JULIET TO AMEND THE CITY OF MT. JULIET EMPLOYEE PERSONNEL MANUAL AND THE MT. JULIET CITY CODE SEC. 2-57 (a) BY AMENDING THE RESIDENCY REQUIREMENTS FOR THE CHIEF OF POLICE AND FIRE CHIEF AND TO CORRECT CITY CODE SEC. 2-57 (a) TO MATCH THE PERSONNEL MANUAL

Whereas, the Board of Commissioners of the City of Mt. Juliet desires to amend and update the City of Mt. Juliet Employee Personnel Manual concerning Residency Requirements; and;

Whereas, currently the City of Mt. Juliet Chief of Police and Fire Chief are required to live within the city limits of Mt. Juliet; and

Whereas, Residency Requirements are amended to state that the Mt. Juliet Chief of Police and Fire Chief shall live within thirty minutes (30) response time from the City limits of Mt. Juliet; and

WHEREAS, the City of Mt. Juliet City Code, Sec. 2-57 “Residency requirement for the City Manager, Chief of Police and Fire Chief are amended to have the same in the Personnel Manual and the City Code.

Now, therefore, be it ORDAINED by the City of Mt Juliet Board of Commissioners the City of Mt. Juliet Employee Personnel Manual is amended as follows:

E. Residency Requirements:

The City Manager shall live within the City limits of the City of Mt. Juliet. The Chief of Police and the Fire Chief shall live within thirty minutes (30) response time from the City limits of Mt. Juliet. The requirements of this ordinance shall be applied and enforced upon employment of the next City Manager, Chief of Police and/or Fire Chief hired after July 24th, 2023. Notwithstanding the foregoing, however, to the fullest extent allowed by law, this ordinance shall apply to the current City Manager, Chief of Police and/or Fire Chief if, at any time while at any time they hold those respective positions, they move to or reside within the city limits for more than 30 days. The City Commission may waive these requirements if the candidate is currently employed by the City and is being considered for a promotion from within. (*Amended Ordinance 2011-30, 6/13/11 – Ordinance 2012-52, 8/13/12*)

The City of Mt. Juliet City Code is amended as follows:

Sec. 2-57. Residency requirements for city manager and chief of police.

(a) *Residency requirement.* The city manager shall live within the city limits of the city. The Chief of Police and the Fire Chief shall live within thirty minutes (30) response time from the City limits of Mt. Juliet.

BE IT FURTHER ORDAINED

Section 1. 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 2. 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 3. That this ordinance shall take effect at the earliest date allowed by law, the public welfare requiring it.

PASSED: 8/14/23


James Maness, Mayor

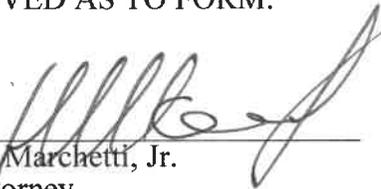
FIRST READING: 7/10/23

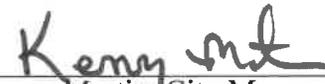
SECOND READING: 8/14/23

ATTEST:


Sheila S. Lockett, MMC
City Recorder

APPROVED AS TO FORM:


L. Gino Marchetti, Jr.
City Attorney


Kenny Martin, City Manager

Sec. 2-57. Residency requirements for city manager, and chief of police and fire chief.

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~~(a) — Residency requirement. The city manager shall live within the city limits of the city. The chief of police and the Fire Chief shall live no farther than five miles by way of a road from the closest boundary of the city to the place of residency. Within thirty minutes (30) response time from the City limits of Mt. Juliet.~~

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(Ord. No. 2008-39, §§ 1–3, 7-28-2008),(2011-30 & 2012-52) (2012-52- 8/13/12)

Sec. 2-57. Residency requirements for city manager, chief of police and fire chief

Residency requirement. The city manager shall live within the city limits of the city. The chief of police and the Fire Chief shall live within thirty minutes (30) response time from the City limits of Mt. Juliet. (Ord. No. 2008-39, §§ 1—3, 7-28-2008) (2011-30 & 2012-52) (2012-52- 8/13/12)