

date when a copy of the preliminary resolution was delivered to the manager, if he has not requested a public hearing, or at any time after the public hearing if he has requested one.

The manager shall continue to receive his salary until the effective day of a final resolution of removal or until the manager's entitlement to receive a salary pursuant to the contract is fulfilled. The action of the City Council in suspending or removing the manager shall not be subject to review by any court or agency. (As amended by Priv. Acts 1972, ch. 416, sec. 6, Priv. Acts 1995, ch. 55, sec. 2, and Priv. Acts 2014, ch. 55, sec. 1)

Section 3. Appointment of acting city manager during absence or disability of city manager. Be it further enacted, that by letter filed with the city clerk, the manager shall designate, subject to approval of the City Council, a qualified city employee to exercise the powers and perform the duties of manager during the Manager's temporary absence or disability. During such absence or disability, the City Council may revoke the designation at any time and appoint another officer of the city to serve until the manager shall return or the Manager's disability shall cease. (As amended by Priv. Acts 1972, ch. 416, sec. 6, Priv. Acts 1995, ch. 55, secs. 2 and 4, and Priv. Acts 2014, ch. 55, sec. 1)

Section 4. Chief administrative officer of the city; powers and duties. Be it further enacted, that the City Manager shall be the chief administrative officer of the city. The City Manager shall be responsible to the City Council for the administration of all city affairs placed in his charge by or under this charter. He shall have the following powers and duties:

(1) He shall appoint, fix salaries of all other city employees within the appropriation set by city council and, when he deems it necessary for the good of the service, suspend or remove all city employees and appointed administrative officers provided for by or under this charter, except as otherwise provided by law, this charter or personnel rules adopted pursuant to this charter. The chief administrative officer may authorize any administrative officer who is subject to his direction and supervision to exercise these powers with respect to subordinates in that officer's department, office or agency;

(2) He shall direct and supervise the administration of all departments, offices and agencies of the city, except as otherwise provided by this charter or by law;

(3) He shall attend all council meetings and shall have the right to take part in discussion but may not vote;

(4) He shall see that all laws, provisions of this charter and acts of the City Council, subject to enforcement by him or by officers subject to his direction of supervision, are faithfully executed.

(5) He shall prepare and submit the annual budget and capital program to the City Council.

(6) He shall submit to the City Council and make available to the public a complete report on the finances and administrative activities of the city as of the end of each fiscal year and at six (6) month intervals thereafter.

(7) He shall make such other reports as the City Council may require concerning the operations of city departments, offices and agencies subject to his direction and supervision.

(8) He shall keep the City Council fully advised as to the financial condition and future needs of the city and make such recommendations to the City Council concerning the affairs of the city as he deems desirable; and

(9) He shall perform such other duties as are specified in this charter or may be required by the City Council. (As amended by Priv. Acts 1972, ch. 416, sec. 6, Priv. Acts 1995, ch. 55, sec. 2, and Priv. Acts 2014, ch. 55, sec. 1)

ARTICLE IX: OFFICERS AND EMPLOYEES

SECTION

1. City court and judge.
2. City attorney.
3. City clerk.
4. Finance Director.
5. Compensation of city officials and employees.
6. Oath of office for annually salaried employees.
7. Bond required of employees, officers and agents handling money.

Editor's note:

Article IX titled City Attorney was deleted in its entirety and replaced by a new Article IX titled Officers and Employees by Priv. Acts 1972, ch. 416, sec. 7.

Priv. Acts 2014, ch. 55, sec. 1 deleted in its entirety Article IX, titled Officers and Employees, and replaced it with a new Article IX by the same title.

Section 1. City court and judge. Be it further enacted, that there shall be a city court presided over by a city judge. The City Council shall elect or appoint a city judge by a majority vote of its entire membership, for a period of two (2) years, or until a successor has been elected and qualified. He shall have such qualifications and receive such compensation as the council may provide by ordinance or Resolution. He shall be removable during his term of office under the provisions of the general ouster law of Tennessee, and for violation of said law. No member of the City Council shall at any time be chosen as city judge. (As amended by Priv. Acts 1972, ch. 416, sec. 7, Priv. Acts 1995, ch. 55, sec. 2, and Priv. Acts 2014, ch. 55, sec. 1)

ARTICLE XVI: DEPARTMENTS

SECTION

1. Administrative organization.
2. Council-manager relationships.

Editor's note:

Priv. Acts 1972, ch. 416, sec. 15 deleted in its entirety Article XVI, titled Departments and replaced it with a new Article XVI by the same title. Priv. Acts 2014, ch. 55, sec. 1 deleted in its entirety Article XVI, titled Departments, and replaced it with a new Article XVI by the same title.

Section 1. Administrative organization. Be it further enacted

(1) Within the framework established by this charter, the administrative organization of the city shall be organized into departments of general government, finance, and such other departments necessary to provide health, welfare, police, recreational, fire, public works, utilities and other municipal services as shall be provided in a plan of administrative organization to be developed by the City Manager and submitted to the council for approval.

(2) Administrative regulations governing the operations and relationships of departments, agencies, and offices within the administrative organization shall be prepared and issued by the city manager; provided, that the authority to prepare and issue departmental rules and regulations may be delegated to designated subordinates. (As amended by Priv. Acts 2014, ch. 55, sec. 1)

Section 2. Council-manager relationships.

(1) The manager shall be responsible to the council for the administration of all units of the city government under the manager's jurisdiction and for carrying out policies adopted by the council.

(2) (a) Except for the purpose of inquiry, the council and its members shall deal with the administrative officers and employees solely through the manager.

(b) Neither the council nor any member thereof shall give orders to the manager's subordinates or otherwise interfere with managerial functions through such means as directing or requesting the appointment or removal of any of the manager's subordinates, or the making of particular purchases from, or contracts with, any specific organization. (As amended by Priv. Acts 2014, ch. 55, sec. 1)

ARTICLE XVII: POLICE FORCE**SECTION**

1. Appointment and duties of police chief and patrolmen.
2. Emergency power of the mayor.

Editor's note:

Priv. Acts 2014, ch. 55, sec. 1 deleted in its entirety Article XVII, titled Police Force, and replaced it with a new Article XVII by the same title.

Section 1. Appointment and duties of police chief and patrolmen. Be it further enacted, that the city manager shall appoint a chief of police and such patrolmen and other members of the police force as may be provided by ordinance.

It shall be the duty of the chief of police and the members of the police force to preserve order in the city, protect the inhabitants and property owners therein from violence, crime, and all criminal acts, prevent the commission of crime, violations of law and of the city ordinances, and perform a general police duty, execute and return all processes, notices, and legal orders of the mayor, city judge, and all other processes, notices, and orders as in this charter, or by ordinance, or resolution may be provided. (As amended by Priv. Acts 1972, ch. 416, sec. 16 and Priv. Acts 2014, ch. 55, sec. 1)

Section 2. Emergency power of the mayor. Be it further enacted, that in time of riot or other emergency the mayor shall have power to summon any number of male inhabitants to assist the police force.

Members of the police force, whenever necessary for the purpose of enforcing the ordinances of the city, shall procure the issuance of warrants, serve the same, and appear in the city courts as prosecutors, relieving complaining citizens, insofar as practical, of the burden of instituting cases involving the violation of city ordinances, but this section shall not be construed to relieve any person from the duty of appearing in court and testifying in any case. (As amended by Priv. Acts 2014, ch. 55, sec. 1)

ARTICLE XVIII: FIRE BUREAU**SECTION**

1. Appointment and duties of fire chief and firemen.
2. Police power of chief at any fire.
3. Appointment and duties of fire investigator.

Editor's note:

Priv. Acts 2014, ch. 55, sec. 1 deleted in its entirety Article XVIII, titled Fire Bureau, and replaced it with a new Article XVIII by the same title.