

## **ORDINANCE 11-22**

### **AN ORDINANCE TO AMEND THE PERSONNEL POLICY AND MUNICIPAL CODE PURSUANT TO SECTION 6-3-106 OF THE CITY CHARTER**

**WHEREAS**, the Spring Hill Charter, Section 6-3-106(b)(2) (T.C.A. 6-3-106(b)(2) allows the Board of Mayor and Aldermen to designate, by Ordinance, the person responsible for the hiring, firing, promoting, suspending and the disciplining of employees and department heads.

**WHEREAS**, the Board of Mayor and Aldermen feel that such designation is better suited for the City Administrator rather than the City Mayor.

**WHEREAS**, the Board of Mayor and Aldermen, by passage of this Ordinance, hereby amends the Personnel Policy by adding the following paragraph to the "Separation of Employment" section as the final paragraph of the subparagraph "Discharge";

*Pursuant to City of Spring Hill Charter, Section 6-31-106(b)(2) and by Ordinance 11-22, the Board of Mayor and Aldermen has designated the City administrator as having the responsibility to employ, promote, discipline, suspend and discharge all employees and department heads in accordance with this personnel policy. Nothing in this personnel policy, the Spring Hill Charter or City Code shall be construed as granting a property interest to employees or department heads in their continued employment.*

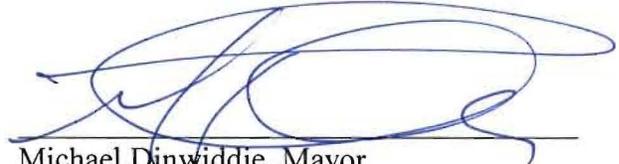
**WHEREAS**, the Board of Mayor and Aldermen by passage of this Ordinance, hereby amends the Spring Hill Municipal Code by adding the following paragraph as a newly designated section to be numbered Chapter 4, Section 1-402 (4) and renumbering the previous subsection 4 to 5 and renumbering the following subsections:

*Pursuant to the City of Spring Hill Charter, Section 6-3-106 (b) (2) and by Ordinance 11-22, the Board of Mayor and Aldermen has designated the City Administrator as having responsibility to employ, promote, discipline, suspend and discharge all employees and Department Heads. Nothing in the Spring Hill Personnel Policy, Charter or City Code shall be construed as granting a property interest to employees or Department Heads in their continued employment.*

**NOW THEREFORE IT BE FURTHER ORDAINED**, that the Personnel Policy and City Code be amended by this Ordinance to designate the City Administrator as the person responsible for the employment, promotion, discipline, suspension and discharge of all Spring Hill employees including department heads, effective April 12, 2013; and

**BE IT FURTHER ENACTED**, that all Ordinances or partial Ordinances in conflict herewith be, and the same hereby repeated.

Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee on this 17th day of January, 2012.



Michael Dinwiddie, Mayor

ATTEST:



April Goad, City Recorder

LEGAL FORM APPROVED:



Timothy P. Underwood, City Attorney

Passed on First Reading: December 19, 2011

Passed on Second Reading January 17, 2012

December 1, 2011

April Goad, City Recorder  
City of Spring Hill  
PO Box 789  
Spring Hill, TN 37174

RE: Petition to reconsider Ordinance 11-13, an ordinance to amend the personnel policy pursuant to § 6-3-106 of the City Charter

Madame Recorder,

We, the undersigned members of the Board of Mayor and Aldermen, pursuant to Title I, Chapter 1, § 1-103 of the Spring Hill Municipal Code (as amended by Ordinance 02-21) which states in part:

*The following procedures are hereby adopted as rules of order governing meetings of the Board of Mayor and Aldermen:*

(1) *Once any matter is brought before and acted on by the Board of Mayor and Aldermen, no motion, resolution or ordinance pertaining to the same subject matter may be brought before the Board for its consideration for a period of six (6) months from the date of such action subject to the following exceptions:*

(a) *Any such matter may be brought before the Board if a petition signed by five (5) members of the Board requesting such action is filed with the recorder seventy-two hours (72) prior to a work session of the Board.*

do hereby request that Ordinance 11-13, an ordinance to amend the personnel policy pursuant to § 6-3-106 of the City Charter, be brought before the Board of Mayor and Aldermen for reconsideration at the Board's next proper meeting, the public welfare requiring it.

Signed:

Mike Dinwiddie  
Mayor

Jonathan Dada  
Alderman, Ward 2

Keith Hudson  
Alderman, Ward 3

Amy Wurth  
Alderman, Ward 1

Eliot Mitchell  
Alderman, Ward 2

Bruce Hall  
Alderman, Ward 4

Chad Whittenburg  
Alderman, Ward 1

Rick Graham  
Alderman, Ward 3

Allen Hall  
Alderman, Ward 4

cc: Mr. Winter Lay, City Administrator