

SENATE BILL 2923

By Haile

AN ACT to amend Chapter 568 of the Private Acts of 1939; as amended by Chapter 223 of the Private Acts of 1970; Chapter 107 of the Private Acts of 1981; Chapter 39 of the Private Acts of 2007; Chapter 45 of the Private Acts of 2018; Chapter 25 of the Private Acts of 2019; and any other acts amendatory thereto, relative to the charter of the City of Portland.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 568 of the Private Acts of 1939, as amended by Chapter 223 of the Private Acts of 1970, Chapter 107 of the Private Acts of 1981, Chapter 39 of the Private Acts of 2007, and any other acts amendatory thereto, is amended by deleting Article II, Section 1(2) and substituting instead the following:

(2) To contract and be contracted with;

SECTION 2. Chapter 568 of the Private Acts of 1939, as amended by Chapter 39 of the Private Acts of 2007, and any other acts amendatory thereto, is amended by deleting Article II, Section 2(2) and substituting instead the following:

(2) To contract or be contracted with for amounts as adopted by ordinance;

SECTION 3. Chapter 568 of the Private Acts of 1939, as amended by Chapter 39 of the Private Acts of 2007, and any other acts amendatory thereto, is amended by deleting Article II, Section 2(8) and substituting instead the following:

(8) To construct or repair any facility where the cost exceeds amounts as adopted by ordinance;

SECTION 4. Chapter 568 of the Private Acts of 1939, as amended by Chapter 25 of the Private Acts of 2019, and any other acts amendatory thereto, is amended in Article III, Section 7, by deleting the following language:

That the city council shall, by ordinance, fix the time and place at which regular meetings of the city council shall be held.

and substituting instead the language:

That the city council shall fix the time and place at which regular meetings of the city council shall be held.

SECTION 5. Chapter 568 of the Private Acts of 1939, as amended by Chapter 107 of the Private Acts of 1981, Chapter 45 of the Private Acts of 2018, Chapter 25 of the Private Acts of 2019, and any other acts amendatory thereto, is amended in Article III, Section 15, by deleting the following language:

That the affirmative vote of a majority of all the members of the city council present shall be necessary to adopt any ordinance or resolution of the city.

and substituting instead the language:

That the affirmative vote of a majority of all the members of the city council present shall be necessary to adopt any ordinance or resolution of the city, except when a two-thirds (2/3) majority is required.

SECTION 6. Chapter 568 of the Private Acts of 1939, as amended by Chapter 25 of the Private Acts of 2019, and any other acts amendatory thereto, is amended by deleting Article IV, Section 3, and substituting instead the following language:

Be it further enacted, That every ordinance shall be passed on two readings on two separate days in open session in the City Council before it shall become effective, and certain ordinances by statute may require a minimum time between the two readings, and all ordinances shall take effect from and after their final passage, unless otherwise provided therein; provided, that resolutions may be passed on one reading; all ordinances and resolutions shall be signed by the Mayor and Recorder.

SECTION 7. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Portland. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 8. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 7.