

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO PASS A PRIVATE ACT PERTAINING TO THE CHARTER OF THE CITY OF KINGSPORT THAT WILL AMEND ARTICLE III, SECTION 11 REGARDING THE SELECTION OF THE VICE-MAYOR; ARTICLE XI, SECTION 5 REGARDING DELINQUENT TAXES; ARTICLE XIX, SECTION 2 REGARDING SELECTION OF THE PRESIDENT OF THE BOARD OF EDUCATION; AND ARTICLE XV, SECTION 2 REGARDING ADOPTION OF THE APPROPRIATION ORDINANCES; AUTHORIZING THE CITY MANAGER TO SEND THIS RESOLUTION TO MEMBERS OF THE GENERAL ASSEMBLY; AND TO FIX THE EFFECTIVE DATE OF THIS RESOLUTION

BE IT RESOLVED by the Board of Mayor and Aldermen that this Board does hereby request the members of the Tennessee General Assembly representing the citizens of Kingsport to take appropriate action to amend the Charter of the City of Kingsport as follows:

SECTION I. To amend Article III, Section 11, of said Charter relating to the appointment of the vice--mayor, to read as follows:

ARTICLE III. BOARD OF MAYOR AND ALDERMEN

Sec. 11. Vice-mayor; appointment, function.

At the first meeting of the board after a general city election, said board shall choose from its membership a member to act in the absence, inability or failure to act of the mayor. Such member shall act as mayor during any temporary absence, inability or failure to act of the mayor, and whenever a vacancy occurs in the office of mayor, such member shall become mayor and hold office as such for the unexpired term.

SECTION II. To amend Article XI, Section 5, of said Charter relating to delinquent taxes, to read as follows:

ARTICLE XI. TAXATION AND REVENUE

Sec. 5. Due date for designated taxes; duty, authority of treasurer; warrants to collect delinquent taxes.

All taxes due the City of Kingsport, except privilege and merchants ad valorem taxes, and street labor taxes, shall, until otherwise provided by ordinance, be due and payable on 30th day of November of the year for which the taxes are assessed. The treasurer shall be custodian of the tax books, and shall be the tax collector for the city.

As of the first day of December of the year for which the taxes are assessed, as in this section provided or as may be provided by ordinance, the tax books in the hands of the recorder shall have the force and effect of a judgment of a court or [of] record, and the recorder shall have power to issue distress warrants, alias and pluries distress warrants in the name of the City of Kingsport, to enforce the collection of said taxes against the person owning the property on January 10th, of the year for which the taxes are assessed, by a levy upon the personalty of such taxpayer; and such distress warrant shall be executed by [the] chief of police or other policeman of the City of Kingsport by a levy upon and sale of goods and chattels under the same provisions as prescribed by law for the execution of such process from a justice of the peace.

SECTION III. To amend Article XIX, Section 2, of said Charter relating to the election of members, to read as follows:

#### ARTICLE XIX. BOARD OF EDUCATION

Sec. 2. Election; terms; interim appointment; nomination; president; oath; vacancies.

The members of the board of education shall be elected from the city at large by the qualified voters of the City of Kingsport at the general city election. The members of the board of education shall be elected for terms of office of four (4) years, and until their successors are elected and qualified. A board member shall be eligible for reelection.

Two (2) members shall be elected at the general city election in May, 1981, for four-year terms, and each four (4) years thereafter. Three (3) members shall be elected at the general city election in May, 1983, for four-year terms, and each four (4) years thereafter. Such elected board members shall assume office on the first day of July following their election.

Candidates for the office of a member of the board of education shall be nominated in the same manner as is provided for a candidate for the board of mayor and aldermen of the City of Kingsport.

The members of the board of education, at the first regular meeting following a general city election, shall elect one (1) of their number [as] president.

Before entering upon their duties members of the board of education shall take the oath prescribed by the laws of Tennessee for such officers.

All vacancies in the board of education shall be filled by election of the board of mayor and aldermen; to serve only until the next general city election when such vacancy shall be filled for the remainder of the unexpired term by election by the qualified voters of the city. Any member elected to serve the remainder of an unexpired term shall assume office on the first day of July following their election.

SECTION IV. To amend Article XV, Section 2, of said Charter relating to publication and notice, to read as follows:

#### ARTICLE XV BUDGET AND APPROPRIATIONS

Sec. 2. Tentative appropriation ordinance; preparation, publication, adoption.

Upon receipt of such estimate the board of mayor and aldermen shall prepare a tentative appropriation ordinance, which shall also be published in accordance with state law. Before final adoption of such tentative appropriation ordinance, the board of mayor and aldermen shall consider same at a regular meeting held in accordance with state law and all voters and taxpayers may appear at said meeting and be heard in person or by attorney. The appropriation ordinance for each fiscal year shall be finally adopted before the first day of the fiscal year. Further appropriations and expenditures during the fiscal year after passage of the budget ordinance shall be by resolution of the board of mayor and aldermen as necessity and advisability shall become apparent.

The budget ordinance may be amended by ordinance. Further appropriations and expenditures during the fiscal year after passage of the budget ordinance shall be made by ordinance of the board of mayor and aldermen as the necessity and advisability shall become apparent.

SECTION V. That 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 Kingsport. Its approval or non-approval shall be proclaimed by the presiding officer of such legislative body and certified to the secretary of state.

SECTION VI. That the city manager is authorized and directed to forward copies of this Resolution to all members of the Sullivan County and Hawkins County delegations to the Tennessee General Assembly, and he is further authorized and directed to do all things lawful and to execute and deliver such documents, approved by the city attorney, as may in his discretion be necessary and desirable to implement the intent of this resolution.

SECTION VII. That the board finds that the actions authorized by this resolution are for a public purpose and will promote the health, comfort and prosperity of the citizens of the city.

SECTION VIII. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 16th day of December, 2025.

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PAUL W. MONTGOMERY, MAYOR

ATTEST:

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TRAVIS BISHOP, CITY RECORDER

APPROVED AS TO FORM:

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RODNEY B. ROWLETT, CITY ATTORNEY