

RESOLUTION 2022-40

A RESOLUTION TO RESCIND CERTAIN RESOLUTIONS GRANTING AUTHORITY TO THE CITY ADMINISTRATOR AND REPLACING SAID RESOLUTIONS AS WELL AS GRANTING NEW AUTHORITIES TO THE CITY ADMINISTRATOR

WHEREAS, over years, the Board of Mayor and Aldermen have granted certain authorities to the City Administrator piecemeal through several resolutions; and

WHEREAS, to aid City Staff to better locate the authorities granted it would be in the best interest of the City to rescind certain resolutions and combine them into one single resolution; and

WHEREAS, the resolutions which should be rescinded are as follows: 2012-05, 2015-20, 2018-80; and

WHEREAS, in 2012 the Board of Mayor and Aldermen granted the City Administrator authority to execute agreements and contracts up to \$25,000.00, which was at the time in keeping with legislation regarding bidding laws; and

WHEREAS, in this prior legislative session, a bill was passed that changed the \$25,000.00 threshold to \$50,000.00, and it would be in the best interest of the City to again mirror that legislation (Public Chapter 1016); and

WHEREAS, it was omitted from prior resolutions that the City Administrator should have the authority to terminate a contract pursuant to the terms of the agreement or contract if the City Administrator has the authority to enter into the agreement or contract; and

WHEREAS, it is proposed that the City Administrator have authority to execute parkland impact fee agreements that are fee only agreements; and

WHEREAS, the Board of Mayor and Aldermen believes it is in the best interest of the City of Franklin to rescind certain resolutions and restate the authorities granted and to grant additional authorities.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE, AS FOLLOWS:

Section I: Resolutions 2012-05, 2015-20, 2018-80 are rescinded.

Section II: The City Administrator shall have the following duties and authorities:

1. Execute agreements or contracts that are valued up to \$50,000.00 for the full contract term.
2. Execute grant applications.
3. Execute Parkland Impact Fee Agreements that are fee only.
4. Overfill positions when needed to provide time for training when the current employee has noticed their intent to terminate employment or resign so long as the

overfill is budget neutral. Authority is granted to overfill up to 5 entry level police officer and firefighter positions.

5. Amend departmental organizational charts so long as the changes are budget neutral.
6. Negotiate and execute procurement contracts and agreements whenever the basis for pricing has been established by (a) the federal General Services Administration or the Tennessee Department of General Services, via contract accessible to local governments, (b) a purchasing cooperative that caters to local governments and is recognized by the City, unless prohibited by state law, or (c) by another Tennessee local governmental entity which has centralized purchasing authority and a full-time purchasing agent, pursuant to a competitive process involving public advertising and sealed submittals; provided the award is for a particular product, service, and/or scope of work, is for an established amount or unit pricing, and the contract is reported to the Board of Mayor and Aldermen at its next available meeting.
7. Terminate any agreements or contracts that have been executed and entered into by the City Administrator.

Section III: The City Administrator shall report all actions the City Administrator takes pursuant to this resolution to the Board of Mayor and Alderman on an agenda as soon as possible.

IT IS SO RESOLVED AND DONE on this 12th day of July, 2022.

ATTEST:

By: Eric S. Stuckey
Eric S. Stuckey
City Administrator

CITY OF FRANKLIN, TENNESSEE:

By: Dr. Ken Moore
Dr. Ken Moore
Mayor

Approved as to Form:

By: Shauna R. Billingsley
Shauna R. Billingsley
City Attorney