

Item No.: _____

Prepared by: John B. Turner, Jr.

Moved by: _____

Reviewed by: John B. Turner, Jr.

Seconded by: _____

RESOLUTION TO AMEND: RULE 6(E) OF THE BOARD OF COMMISSIONERS' PERMANENT RULES OF ORDER TO REQUIRE MORE SPECIFIC INFORMATION REGARDING BUDGETARY OFFSETS IN RESOLUTIONS; RULE 6 (F) TO REQUIRE A RECOMMENDATION FROM THE APPROPRIATE EMPLOYEE BENEFITS BOARD TO BE SUBMITTED TO THE COUNTY COMMISSION FOR REVIEW AT LEAST 90 DAYS IN ADVANCE OF AN ITEM TO AMEND THE EMPLOYEE AND/OR RETIREMENT BENEFITS PLAN BEING PLACED ON THE AGENDA; AND RULE 20 TO CLARIFY THE EFFECT OF A MOTION TO RECONSIDER. SPONSORED BY CHAIRMAN TERRY ROLAND

WHEREAS, The Shelby County Board of Commissioners' (Board) Permanent Rules of Order, Rule 27, Section (a) allows for the Board to amend the Permanent Rules of Order by a majority vote of the legally constituted body; and

WHEREAS, This Board is charged by the Charter of Shelby County with the duty of appropriating funds for various County governmental operations including, but not limited to, appropriating funding for employee and/or retirement benefits; and

WHEREAS, In certain circumstances, this Board is legally required to adjust funding for one governmental entity when funds are appropriated for another such entity; and

WHEREAS, The members of this Board will be better enabled to fully consider any request for funding by an agency so affected if it is fully informed as to the fiscal ramifications of any such expenditure; and

WHEREAS, This Board is charged with oversight of the systems for providing pensions and other benefits to the persons who have retired as County Employees and certain of their family members; and

WHEREAS, The Board of County Commissioners will better be able to do so should resolutions effecting changes in such benefits be reviewed and approved by the County boards providing direct oversight and administration of said programs; and

WHEREAS, The interests of the Commission and the County it serves are well served by having clear and comprehensive Rules of Order.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That Rule 6(e) of the Permanent Rules of Order for the Shelby County Board of Commissioners shall be amended by adding the following:

Rule 6(e)(v): For those items appropriating county funds for which an offset or other adjustment to the funding provided to another agency, office, department, or any other governmental entity is required, the caption shall fully state the amount of the adjustment and the entity affected thereby.

Rule 6(f)(iv); Prior to being placed on any committee or Commission agenda, any resolution or ordinance involving employee and/or retiree benefits (including but not limited to changes in insurance, pension, sick/annual time, etc.) must contain a recommendation by the appropriate employee benefits board ("appropriate board"). The term "appropriate board" shall be the Shelby County Retirement Board (SCRB) for all pension changes and the Unified Personnel Policy Committee (UPPC) for all other changes to the employee compensation or benefits plan. Further, the reviewed benefit change resolution shall not be placed upon a committee or Commission agenda unless it has been provided to the Commission for its review at least 90 days in advance of being placed on the agenda. Any resolution altering both pension benefits and other employee benefits must contain a recommendation from both the SCRB and the UPPC.

BE IT FURTHER RESOLVED, That Rule 20 of the Permanent Rules of Order for the Shelby County Board of Commissioners shall be amended adding the following:

"(iii) Should a Motion to Reconsider be adopted, the effect of the adoption of the Motion to Reconsider shall be to immediately place before the Commission again the question on which the vote is to be reconsidered in the exact position it occupied the moment before it was voted on originally."

BE IT FURTHER RESOLVED, That all other Rules shall remain in full force and effect as currently written.

BE IT FURTHER RESOLVED, That the Permanent Rules of Order, as hereby amended, shall remain in full force and effect until such time as these Rules, or any of them, are subsequently amended or repealed.

BE IT FURTHER RESOLVED, That this Resolution shall become effective in accordance with the Shelby County Charter, Article II, § 2.06(B).

Mark H. Luttrell, Jr.
Shelby County Mayor

Date: _____

ATTEST:

Clerk of County Commission

ADOPTED: _____