

TITLE 2

BOARDS AND COMMISSIONS, ETC.<sup>1</sup>

CHAPTER

1. BOARD OF TRUSTEES FOR HARRIMAN HOSPITAL.
2. CARNEGIE LIBRARY OF HARRIMAN, TENNESSEE.
3. LIBRARY BOARD.
4. POLICE ADVISORY BOARD.
5. FIRE ADVISORY COMMISSION.
6. PUBLIC WORKS ADVISORY COMMISSION.

CHAPTER 1

BOARD OF TRUSTEES FOR HARRIMAN HOSPITAL

SECTION

- 2-101. Creation and purpose.
- 2-102. Membership.
- 2-103. Organization; election of officers; compensation.
- 2-104. Qualifications of certain members.
- 2-105. Terms of office.
- 2-106. Removal from office.
- 2-107. Powers generally.
- 2-108. Title to property acquired.
- 2-109. Conduct and maintenance of hospital to be nonpolitical, etc.
- 2-110. Rules and regulations.
- 2-111. Quarterly reports.
- 2-112. Dissolution of Harriman Hospital Association.
- 2-113. Negotiation of sale of assets managed by Harriman Hospital Association.
- 2-114. Tax exempt status.

2-101. Creation and purpose. A board of seven (7) trustees, or agents, all residents of Roane County, Tennessee, are hereby created and designated and known as the "Harriman Hospital Association" to act for the city for the purpose of constructing and maintaining a hospital in the city. (1974 code, sec. 1-801)

2-102. Membership. The board of trustees created by the preceding section shall be elected by the city council of the city.

---

<sup>1</sup>Municipal code reference

Creation and establishment of city tree board: § 13-502.

One (1) member of the board of trustees shall be nominated by the county executive of Roane County and confirmed by the city council. At the expiration of the term of office of the trustee so nominated, his successor shall be nominated by the county judge so that at all times one (1) member of the board of trustees shall have been selected by the county executive. One (1) of the trustees shall be nominated by the mayor of the city and confirmed by the city council. This trustee must be a member of the city council at all times and should he cease to be a member of the city council after his election as trustee, his term of office as trustee shall automatically expire at the same time he ceases to be a member of the council, and the mayor shall nominate his successor, who shall be a member of the city council, it being the intention that at least one (1) of the trustees shall at all times also be a member of the city council. The other five (5) trustees shall be elected by the city council of the city. All seven (7) members of the board of trustees shall be elected by the city council after the passage of these provisions and thereafter at the respective times as their terms of office expire. (1974 code, sec. 1-802, modified)

2-103. Organization; election of officers; compensation. The board of trustees shall organize within ten (10) days after their election and shall elect the following officers: A chairman or president, a vice-president, a secretary, and a treasurer, all of whom shall serve without compensation. (1974 code, sec. 1-803)

2-104. Qualifications of certain members. At least two (2) of the members of the board of trustees shall be well-known full time medical practitioners of the city, and one (1) or more of such trustees shall be a member of the city council at the time of election. (1974 code, sec. 1-804, modified)

2-105. Terms of office. Two (2) members of the board of trustees shall be elected for the term of two (2) years, two (2) for the term of four (4) years, two (2) for the term of six (6) years, and one (1) for the term of seven (7) years. At the end of the respective terms, new trustees shall be elected for terms of seven (7) years. (1974 code, sec. 1-805)

2-106. Removal from office. All of the members of the board of trustees, after the first election, shall hold office for seven (7) years, as provided by the preceding section, or during good behavior and until his successor is elected, but may be removed for cause, after a reasonable notice, by a two-thirds vote of the city council of the city. (1974 code, sec. 1-806)

2-107. Powers generally. The board of trustees is hereby vested and clothed with full authority to carry out the purpose for which such board is elected, including the right to hire or employ any necessary agents, employees, representatives, or servants. (1974 code, sec. 1-807)

2-108. Title to property acquired. Title to all property acquired by the Harriman Hospital Association shall be taken and vested in the city as the property of the municipality but the control and management of such hospital is vested in the Harriman Hospital Association. (1974 code, sec. 1-808)

2-109. Conduct and maintenance of hospital to be nonpolitical, etc. The conduct and maintenance of the Harriman Hospital shall be at all times nonpolitical and independent of any religious sect or organization. (1974 code, sec. 1-809)

2-110. Rules and regulations. The board of trustees shall have authority to draft suitable rules and regulations not inconsistent with this chapter as may be necessary and proper for the carrying out of the objects of the Harriman Hospital Association. (1974 code, sec. 1-810)

2-111. Quarterly reports. The board of trustees shall from time to time make quarterly reports in writing to the city council of the city. (1974 code, sec. 1-811)

2-112. Dissolution of Harriman Hospital Association. The Harriman Hospital Association is hereby dissolved and abolished effective June 30, 1999 at midnight or when any and all business to which it is required to attend to shall have been completed, whichever comes last. (as added by Ord. #98-0011, March 1999)

2-113. Negotiation of sale of assets managed by Harriman Hospital Association. The City of Harriman, in accordance with the provisions of § 2-114 of the Harriman Municipal Code, and upon the creation of a private not-for-profit corporation established for the purpose of controlling and managing the physical plant and assets known as the Roane Medical Center, and all other related assets and liabilities presently owned by the City of Harriman and controlled and managed by the Harriman Hospital Association, shall negotiate and may contract with said private not-for-profit corporation the lease and/or purchase of all such assets and payment of liabilities. (as added by Ord. #98-0011, March 1999)

2-114. Tax exempt status. Notwithstanding any other provision in this ordinance, The Harriman Hospital Association is organized and operated exclusively for such purposes as are set forth in section 501(c)(3) of the Internal Revenue Code of 1954 or any other future corresponding provision. In the event of dissolution of the Harriman Hospital Association, the residual assets of the association will be distributed to one or more organizations exempt under section 501(c)(3) of the Internal Revenue Code of 1954, to the federal, state, or

local government for exclusively public purposes. (Ord. 814, as amended by Ord. #98-0011, March 1999)

## CHAPTER 2

CARNEGIE LIBRARY OF HARRIMAN, TENNESSEE

## SECTION

## 2-201. Establishment and maintenance.

2-201. Establishment and maintenance. A free public library and reading rooms for the use and benefit of the inhabitants of the city is hereby established in accordance with Chapter 105 of the Acts of the Legislature of Tennessee of 1897, and the amendments thereto.

The library and reading rooms shall be known and designated as the "Carnegie Library of Harriman, Tennessee."

The offer of Andrew Carnegie to donate or give the sum of ten thousand dollars (\$10,000) to aid in establishing a free public library and reading rooms in the city on condition that the city council appropriate annually the sum of one thousand dollars (\$1,000) for the maintenance of such library is hereby accepted.

The city council of the city, in consideration of the gift of ten thousand dollars (\$10,000) from Andrew Carnegie, hereby agrees that the city council, in its annual appropriation ordinance, shall hereafter appropriate and reserve a sum of not less than one thousand dollars (\$1,000) annually for the maintenance of the free public library and reading rooms, such appropriation to be exclusively used for the support and maintenance of the free public library and reading rooms. (1974 code, sec. 1-701)

## CHAPTER 3

LIBRARY BOARD

## SECTION

2-301. Created, membership, terms, vacancies.

2-302. Organization, by-laws, rules and regulations.

2-303. Function.

2-304. Power to appoint personnel.

2-305. Reports to the city council.

2-301. Created, membership, terms, vacancies. There is hereby established a library board. This board shall consist of five (5) persons serving without pay who shall be appointed by the city council. The board shall be composed of an alderman and six (6) citizens. Five (5) of the citizens shall be residents of the city. The other citizen shall be one (1) resident of the County of Roane, but shall reside within an area which is not further than three (3) miles from the municipal boundaries of the city. Not more than five (5) of said members shall be of the same sex. The terms of office for the six (6) citizens shall be on staggered terms with the first board being composed of two (2) citizens appointed for a one (1) year term, two (2) citizens appointed for two (2) year terms, and two (2) citizens appointed for three (3) year terms, and their successors for three (3) year terms. Vacancies in such board occurring otherwise than by expiration of their term shall be filled by the mayor for the unexpired term.

2-302. Organization, by-laws, rules and regulations. Immediately after their appointment, they shall meet and organize by electing one of their members as president and such other officers as may be necessary. The board shall have the power to adopt by-laws, rules and regulations, for the proper organization of the public library for the city.

2-303. Function. The library board shall provide, conduct and supervise the public library and other related facilities and activities on any of the properties owned or controlled by the city or on other properties with the consent of the owners and authorities thereof. It shall provide the state library agencies such statistics and information as may be required from time to time.

2-304. Power to appoint personnel. The library board shall have the power to appoint or designate someone to act as librarian who is trained and properly qualified for the work and such other personnel as the board deems proper.

2-305. Reports to the city council. The library board shall make full and complete annual reports to the city council of the city and all other reports from time to time as requested.

CHAPTER 4

POLICE ADVISORY BOARD

SECTION

2-401. Objective.

2-402. Membership.

2-403. Commission meetings.

2-404. Conflict of interest.

2-405. Limits of authority.

2-401. Objective. The commission shall collaborate with the leadership of the Harriman Police Department and the city manager by providing community perspective on department initiatives, including review of various performance measures, officer training, development of service offerings, and community policing efforts. Furthermore, the commission is to be a mechanism for both the Harriman Police Department and members of the community to be heard with a goal of deepening the understanding of the complexities of modern policing in the pursuit of community safety. This deeper understanding of policing in general should also help facilitate action on issues coming before the council as a whole, as a subset of Council has already studied an issue in detail. (as added by Ord. #1118-01, Nov. 2018)

2-402. Membership. The Harriman Police Advisory Commission shall consist of two (2) city councilmembers appointed by the mayor with the consent of the city council. Each member will serve a two (2) year term, which expires upon the election of a new council following each city election. At least one (1) of the two (2) members appointed to the commission should have served at least one (1) year on the city council prior to appointment. The mayor and city manager are ex-officio members of the commission. (as added by Ord. #1118-01, Nov. 2018)

2-403. Commission meetings. The members of the police advisory commission shall determine when and how often the commission should meet, provided that the commission meet at least once a year. (as added by Ord. #1118-01, Nov. 2018)

2-404. Conflict of interest. In making appointments to the various commissions, the mayor should consider any potential conflict of interests among the membership and avoid an appointment that would create such a conflict. If the mayor makes such a recommendation and the appointee is aware of a personal conflict, they should advise the mayor of the conflict. If circumstances change for a member already serving on the commission which



would create a conflict of interest, they should advise the mayor and a replacement should be appointed to the commission. The city's code of ethics and applicable state statutes should serve as a guide with regards to potential conflicts of interest, but do not necessarily cover all potential conflicts. (as added by Ord. #1118-01, Nov. 2018)

2-405. Limits of authority. No actions of the Harriman Police Advisory Commission members acting individually or jointly as a commission are intended to usurp the duties and responsibilities of the city manager and the police chief. Authority for the specific direction and assignment of the Harriman Police Department is specifically reserved to the police chief and the city manager with the commission's role being to advise and/or make recommendations to these two (2) individuals, or to the mayor and council as a whole, when appropriate. (as added by Ord. #1118-01, Nov. 2018)

CHAPTER 5

FIRE ADVISORY COMMISSION

SECTION

2-501. Objective.

2-502. Membership.

2-503. Commission meetings.

2-504. Conflict of interest.

2-505. Limits of authority.

2-501. Objective. The commission shall collaborate with the leadership of the Harriman Fire Department and the city manager by providing community prospective on department initiatives, including review of various performance measures, officer training, development of service offerings, and community fire safety efforts. Furthermore, the commission is to be a mechanism for both the Harriman Fire Department and members of the community to be heard with a goal of deepening the understanding of the complexities of modern firefighting and fire safety practices in the pursuit of community safety. This deeper understanding of the fire service in general should also help facilitate action on issues coming before the council as a whole, as a subset of council has already studied an issue in detail. (as added by Ord. #1118-02, Nov. 2018)

2-502. Membership. The Harriman Fire Advisory Commission shall consist of two (2) city councilmembers appointed by the mayor with the consent of the city council. Each member will serve a two (2) year term, which expires upon the election of a new council following each city election. At least one (1) of the two (2) members appointed to the commission should have served at least one (1) year on the city council prior to appointment. The mayor and city manager are ex-officio members of the commission. (as added by Ord. #1118-02, Nov. 2018)

2-503. Commission meetings. The members of the fire advisory commission shall determine when and how often the commission should meet, provided that the commission meet at least once a year. (as added by Ord. #1118-02, Nov. 2018)

2-504. Conflict of interest. In making appointments to the various commissions, the mayor should consider any potential conflict of interests among the membership and avoid an appointment that would create such a conflict. If the mayor makes such a recommendation and the appointee is aware of a personal conflict, they should advise the mayor of the conflict. If circumstances change for a member already serving on the commission which would create a conflict of interest, they should advise the mayor and a

replacement should be appointed to the commission. The city's code of ethics and applicable state statutes should serve as a guide with regards to potential conflicts of interest, but do not necessarily cover all potential conflicts. (as added by Ord. #1118-02, Nov. 2018)

2-505. Limits of authority. No actions of the Harriman Fire Advisory Commission members acting individually or jointly as a commission are intended to usurp the duties and responsibilities of the city manager and the fire chief. Authority for the specific direction and assignment of the Harriman Fire Department is specifically reserved to the fire chief and the city manager with the commission's role being to advise and/or make recommendations to these two (2) individuals, or to the mayor and council as a whole, when appropriate. (as added by Ord. #1118-02, Nov. 2018)

## CHAPTER 6

### PUBLIC WORKS ADVISORY COMMISSION

#### SECTION

2-601. Objective.

2-602. Membership.

2-603. Commission meetings.

2-604. Conflict of interest.

2-605. Limits of authority.

2-601. Objective. The commission shall collaborate with the leadership of the Harriman Public Works Department and the city manager by providing community prospective on department initiatives, including review of various performance measures, employee training, development of service offerings, and equipment needs as it relates to the level of services provided. Furthermore, the commission is to be a mechanism for both the Harriman Public Works Department and members of the community to be heard with a goal of deepening the understanding of the complexities encountered by the department in carrying out its duties under various federal, state, and local regulations. This deeper understanding of the scope of their work in general should also help facilitate action on issues coming before the council as a whole, as a subset of council has already studied an issue in detail. (as added by Ord. #1118-04, Nov. 2018)

2-602. Membership. The Harriman Public Works Advisory Commission shall consist of two (2) city councilmembers appointed by the mayor with the consent of the city council. Each member will serve a two (2) year term, which expires upon the election of a new council following each city election. At least one (1) of the two (2) members appointed to the commission should have served at least one (1) year on the city council prior to appointment. The mayor and city manager are ex-officio members of the commission. (as added by Ord. #1118-04, Nov. 2018)

2-603. Commission meetings. The members of the public works advisory commission shall determine when and how often the commission should meet, provided that the commission meet at least once a year. (as added by Ord. #1118-04, Nov. 2018)

2-604. Conflict of interest. In making appointments to the various commissions, the mayor should consider any potential conflict of interests among the membership and avoid an appointment that would create such a conflict. If the mayor makes such a recommendation and the appointee is aware of a personal conflict, they should advise the mayor of the conflict. If

circumstances change for a member already serving on the commission which would create a conflict of interest, they should advise the mayor and a replacement should be appointed to the commission. The city's code of ethics and applicable state statutes should serve as a guide with regards to potential conflicts of interest, but do not necessarily cover all potential conflicts. (as added by Ord. #1118-04, Nov. 2018)

2-605. Limits of authority. No actions of the Harriman Public Works Advisory Commission members acting individually or jointly as a commission are intended to usurp the duties and responsibilities of the city manager and the public works director. Authority for the specific direction and assignment of the Harriman Public Works Department is specifically reserved to the public works director and the city manager with the commission's role being to advise and/or make recommendations to these two (2) individuals, or to the mayor and council as a whole, when appropriate. (as added by Ord. #1118-04, Nov. 2018)