

ORDINANCE NO. 22-512

AN ORDINANCE AMENDING TITLE 1 CHAPTER 9 OF THE MOUNT CARMEL MUNICIPAL CODE BY AMENDING SECTION 1-710 ENTITLED "ETHICS COMPLAINTS"

WHEREAS, the Town of Mount Carmel's town attorney serves as its ethics officer for purposes of administering the Town's Code of Ethics as codified in Title 1, Chapter 7 of the municipal code; and

WHEREAS, the Town of Mount Carmel has been presented with a rash of "ethics complaints" which purport to implicate the town attorney, hampering the town attorney's ability to adjudicate those complaints; and

WHEREAS, the Town of Mount Carmel has been, and will continue to be, forced to expend considerable sums of money hiring outside counsel to investigate and adjudicate these purported ethics complaints," and

WHEREAS, the Tennessee Supreme Court oversees, regulates, and administers punishment with respect to the ethical conduct of attorneys in the State of Tennessee in accordance with Supreme Court Rule 8; and

WHEREAS, it is thereby inefficient and duplicative for the town attorney to be subject to competing ethical standards; and

WHEREAS, the Board of Mayor and Aldermen of the Town of Mount Carmel has deemed it advisable to amend Title 1 Chapter 7 of the Mount Carmel Municipal Code to correct this issue.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF MOUNT CARMEL, TENNESSEE AS FOLLOWS:

Section 1. Section 1-710 is hereby amended by deleting the first sentence in paragraph (2)(c) in its entirety, and substituting in its place the following:

"When a complaint of a violation of any provision of this chapter is lodged against a member of the town's board of mayor and aldermen, employee, or city attorney, the board of mayor and aldermen shall either determine that the complaint has merit, determine that the complaint does not have merit, or determine that the complaint has sufficient merit to warrant further investigation."

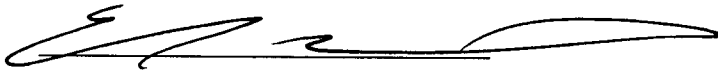
Section 2. If any provision within this Ordinance is found to be in conflict with prior Ordinances, the contents of this Ordinance shall be deemed to control

Section 3. This ordinance shall take effect upon passage, the law requiring it.

Pat Stilwell, Mayor

Pat Stilwell, Mayor

ATTEST:



Emily Wood, City Recorder



Allen Coup, Town Attorney

MOTION: <u>Alderman John Gibson</u>			
SECOND: <u>Alderman Mindy Fleishour</u>			
1 st READING	AYES	NAYS	OTHER
Alderman Mindy Fleishour	X		
Alderman John Gibson	X		
Alderman Jim Gilliam	X		
Alderman Steven McLain	X		
Alderman Darby Patrick	X		
Vice-Mayor Tresa Mawk	X		
Mayor Pat Stilwell	X		
TOTALS	7	0	0

MOTION: <u>Alderman Mindy Fleishour</u>			
SECOND: <u>Alderman John Gibson</u>			
2nd READING	AYES	NAYS	OTHER
Alderman Mindy Fleishour	X		
Alderman John Gibson	X		
Alderman Jim Gilliam	X		
Alderman Steven McLain	X		
Alderman Darby Patrick	X		
Vice-Mayor Tresa Mawk	X		
Mayor Pat Stilwell	X		
TOTALS	7	-	-

Passed First Reading: May 26, 2022

Passed Second Reading: June 23, 2022

Published on: _____

KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

1603170

Kingsport, TN July 21, 2022

This is to certify that the Legal Notice hereto attached was published in the Kingsport Times-News, a daily newspaper published in the City of Kingsport, County of Sullivan, State of Tennessee, beginning in the issue of July 21, 2022, and appearing 1 consecutive weeks/~~times~~ as per order of Town of Mount Carmel

Signed Ashley Blevins

PUBLIC NOTICE

On June 23, 2022 the Town of Mount Carmel Board of Mayor and Alderman passed Ordinance No. 22-511; An Ordinance of the Town of Mount Carmel, Tennessee amending Title 1, Chapter 7, of the Mount Carmel Municipal Code to revise the Ethics policy.

PUB1T: 7/21/22

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 21st day of July 2022, Ashley Blevins of the Kingsport Times-News and in due form of law made oath that the foregoing statement was true to the best of my knowledge and belief.



Marsha McNalley NOTARY PUBLIC

My commission expires

November 30, 2024