ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 7 CODE OF ORDINANCES CITY OF MEMPHIS SO AS TO DECREASE THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE CENTER CITY COMMISSION

WHEREAS the Memphis Center City Commission was originally established to manage and coordinate the comprehensive redevelopment of the Center City area as economic, cultural and governmental heart of the City and County; and

WHEREAS, the Council desires that the governmental participation on the Board of Directors of the Commission be reduced to better facilitate the operation of the commission.

SECTION 1, NOW THEREFORE, BE ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that Chapter 7, Article 2, Section 7-15 of the Code of Ordinances of the City of Memphis pertaining to membership of the commission be and is hereby deleted in its entirety and that a new section 7-15 be substituted in lieu thereof, which shall read as follows:

a. The center city commission shall be composed of sixteen (16) voting members.

b. Ten (10) members shall be appointed on recommendation of the mayor of the city and the mayor of the county, with approval by the city council and the county commission, who shall hold office for a term of three calendar years and thereafter until their successors are appointed and qualified. A term shall commence on the date of approval of such appointee by both the city council and county commission. The date of approval shall be the day on which the last of the clerks of the city council and the county commission certify that their respective legislative body has approved the appointment. No members shall serve more than two consecutive three-year terms. Such members shall serve without salary. In the event of a vacancy in such appointed members, whether by reason of resignation, death or other cause, the center city commission shall recommend a successor who shall be appointed by the mayors of both the city and county, with approval of the city council and county commission, to fill such unexpired term or terms.

c. The mayor of the city or his or her designee, the mayor of the county or his or her designee, one member of the city council appointed by the chairperson thereof and one member of the county commission appointed by the chairperson thereof shall serve as ex-officio members of the commission with benefit of vote. The chairperson of the city council and the chairperson of the county commission shall serve as ex-officio members of the commission without vote.

d. The speakers of the Senate and the House of Representatives of Tennessee shall each appoint one member of the general assembly from their respective house(s) in accordance with the provision of Tennessee Code Annotated Section 7-84-519, as amended from time to time, to serve as ex-officio members of the commission with the benefit of vote.

e. All ex-officio members shall serve for the terms of their office.

f. The members of the commission shall be the board of directors of the commission in its capacity as "district management corporation" within the meaning of and for purposes of Tennessee Code Annotated Section 7-84-519, as same may be amended, or any successor statute thereto. The members of the commission shall be the members of the vacant property review commission created by Section 2-84-9. The members of the general assembly appointed pursuant to subsection d of this section shall serve on any executive committee or management committee of the commission.

g. The chairperson of the commission shall be elected by the commission from its own membership to serve for a term of one year with the right of succession at the option of the commission. The commission shall likewise appoint a secretary who shall be a member of the commission. The commission shall have the power to appoint such other officers as determined by the commission from time to time.

SECTION 2. BE IT FURTHER ORDAINED, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that this ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

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Myron Lowery, Chairman

Introduced by:
Councilman William Boyd

6/9/2009

Attest:

_____
Comptroller

6/9/2009