

RESOLUTION TO EXEMPT CERTAIN CITY OF MEMPHIS
EMPLOYEES WHOSE DUTIES REQUIRE THEM TO PERFORM
SERVICES ON BEHALF OF THE CITY OUTSIDE OF THE
TERRITORIAL LIMITS OF THE CITY OF MEMPHIS

WHEREAS, Home Rule Ordinance No. 5063 was approved by City of Memphis voters in a November 2, 2004, referendum election; and

WHEREAS, Home Rule Ordinance No. 5063 also provides that “the City Council may exempt therefrom employees of any division, board, department or bureau whose duties as employees of such departments, boards, bureaus or commissions require them to perform services for the city outside the territorial limits therein”; and

WHEREAS, Home Rule Ordinance No. 5063 requires all new hires to live and maintain a residence within the boundaries of the City of Memphis; and

WHEREAS, the City Council determined that it would be appropriate to allow limited exceptions to the City of Memphis residency requirement in certain limited situations, consistent with the residency provisions of the Memphis City Charter; and

WHEREAS, the City Council approved a resolution on January, 2, 2007, that exempted persons employed as police officers with the City’s Division of Police Services and allowed them to reside within the County of Shelby, Tennessee, and included a hiring preference for residents of the City of Memphis when all other minimum qualifications are met; exemption resolution expires on February 1, 2009; and

WHEREAS, there remains a critical need to bring the total number of officers to 2600 to protect the health, safety and well-being of the citizens of Memphis and meet the Operation Safe Community goal of making Memphis one of the safest cities in America by 2011; and

WHEREAS, the City Council has spent countless hours working on ways to reach the Operation Safe Community goal of attaining a full complement of officers and wants to further the momentum that has been created through focused attention, new strategies and initiatives and residency provisions; and

WHEREAS, the Council wishes to extend the provisions approved on January 2, 2007, which allows persons employed as police officers as of that date, to reside in Shelby County, for an additional ten months until December 31, 2009, and that the preference for the hiring of residents of the City of Memphis remain; and

WHEREAS, the Council believes that reaching the 2600 officer goal can be accomplished by expanding the applicant pool to those persons who live outside Shelby County and want to join our police force; and

WHEREAS, the Council desires that police officers employed with the City's Division of Police Services after the effective date of this resolution through December 31, 2009, are hereby allowed to reside twenty miles outside the boundary of Shelby County, Tennessee provided each non-resident so employed agrees to pay an annual fee of \$1,400.00 to be deducted by payroll on a monthly basis (approximately \$58.34 per pay period) beginning on the first day of employment as a police recruit, for so long as each person resides outside Shelby County and for so long as each such person is so employed by the City. Said fees paid to the City by the police recruit or officer shall be reimbursed if such employee moves into the City of Memphis within six months. This fee will help the City recover the additional tax funded expenses associated with annual materials, training, support of police officers; however, no more than 10% of the desired complement of officers needed can be hired from twenty miles outside the boundary of Shelby County.

NOW, THEREFORE BE IT RESOLVED BY THE MEMPHIS CITY COUNCIL that the resolution approved on January 2, 2007, which allows persons employed as police officers as of that date, to reside in Shelby County, be extended for an additional ten months until December 31, 2009, and that the preference for the hiring of residents of the City of Memphis remain.

BE IT FURTHER RESOLVED BY THE MEMPHIS CITY COUNCIL that persons employed as police officers with the City's Division of Police Services after the effective date of this resolution through December 31, 2009, are hereby allowed to reside twenty miles outside the boundary of Shelby County, Tennessee provided each non-resident so employed agrees to pay an annual fee of \$1,400.00 to be deducted by payroll on a monthly basis (approximately \$58.34 per pay period) beginning on the first day of employment as a police recruit, for so long as each person resides outside Shelby County and for so long as each such person is so employed by the City. Said fees paid to the City by the police recruit or officer shall be reimbursed if such employee moves into the City of Memphis within six months. This fee will help the City recover the additional tax funded expenses associated with annual materials, training, support of police officers; however, no more than 10% of the desired complement of officers needed can be hired from twenty miles outside the boundary of Shelby County.

BE IT FURTHER RESOLVED That said exemption provisions shall expire December 31, 2009 and that there shall be a preference for hiring residents of the City of Memphis when minimum qualifications are met by such applicants.

BE IT FURTHER RESOLVED, that the City of Memphis shall prepare and officials of the City of Memphis are hereby authorized to execute such documents as may be necessary to carry out this policy on behalf of the City of Memphis.

ADOPTED: January 27, 2009

Harold Collins, Council member
Bill Boyd, Council member
Kemp Conrad, Council member
Janis Fullilove, Council member
Edmund Ford, Jr., Council member
Bill Morrison, Council member