

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, Section 190 of the Memphis City Charter addresses the residency requirements for City of Memphis employees; and

WHEREAS, Section 190 of the Memphis City Charter was amended by Home Rule Ordinance No. 5063, approved by City of Memphis voters in a November 2, 2004 referendum election; and

WHEREAS, Home Rule Ordinance No. 5063, amended Section 190 of the Memphis City Charter by requiring all new hires to live and maintain a residence within the boundaries of the City of Memphis; 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, the City Administration has presented information to the Council which provides that certain employee classifications require work to be performed for the City of Memphis outside of the City’s territorial limits; and

WHEREAS, the Council has 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, employees of the Emergency Management Agency; persons employed as Police Officers and the paramedics employed by the City’s Division of Fire Services are required to perform services outside the City of Memphis pursuant to a mutual aid agreement executed

between the City of Memphis and Shelby County that allows City personnel to respond to emergencies in Shelby County outside the city limits of the City of Memphis; and

WHEREAS, the City Administration has attempted to fill open Emergency Management Agency, Police Officer and paramedic positions in the Division of Fire Services following the recent amendment to the Memphis City Charter residency requirement; and

WHEREAS, the number of applicants for these positions has been low; and

WHEREAS, there is a critical need to fill the large number of vacancies as soon as possible to ensure that proper emergency care is provided to the citizens of Memphis and to respond to the emergency needs of any individual residing within the boundaries contemplated by the mutual aid agreement; and

WHEREAS, the City Council desires that persons employed with the Emergency Management Agency; persons employed as Police Officers and persons employed as paramedics with the City's Division of Fire Services be exempted from the residency provisions of the Memphis City Charter.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEMPHIS that persons employed with the Emergency Management Agency; persons employed as Police Officers persons employed as paramedics with the City's Division of Fire Services are hereby exempted from the residency provisions of the Memphis City Charter and are hereby allowed to reside within a distance that would allow paramedics to report to work upon two (2) hours notice.

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 deemed necessary to carry out this policy on behalf of the City of Memphis.