

**ORDINANCE NO. 4556-14**

**AN ORDINANCE TO ESTABLISH THE OFFICE OF AN ELECTED JUVENILE COURT CLERK, TO ESTABLISH THE QUALIFICATIONS AND ELECTION FOR THE POSITION AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH**

**BE IT ORDAINED BY THE CITY OF JOHNSON CITY** as follows:

**SECTION I.** The Code of the City of Johnson City, Tennessee, is hereby amended by adding a new section numbered Section 3-403, which shall read as follows:

**3-403 Clerk of the Juvenile Court.**

- (1) The Clerk of the Juvenile Court of Johnson City, Tennessee shall be elected by the qualified voters of the City of Johnson City, Tennessee, for a term of four (4) years, beginning with the general election in August, 2016.
- (2) The Juvenile Court Clerk shall be a resident of Johnson City, Tennessee.
- (3) The duties of the Juvenile Court Clerk are to perform all the clerical functions of the Juvenile Court, to maintain the records of the Juvenile Court, and to possess all authority of other Juvenile Court Clerks as provided in Tennessee Code Annotated, Title 37, or any other general law.
- (4) The Board of Commissioners shall appoint an interim Juvenile Court Clerk until the first election of the Juvenile Court Clerk in August, 2016, and in the event of any future vacancy in the position.
- (5) The Board of Commissioners hereby appoints the Municipal Court Clerk as the interim Juvenile Court Clerk, pending the first election in August, 2016. Pending the first election, the position of the interim Juvenile Court Clerk shall be a part-time position.
- (6) Beginning September 1, 2016, the position of the Juvenile Court Clerk shall be a full-time position. The compensation of the Juvenile Court Clerk shall be set by resolution of the Board of Commissioners.
- (7) Before entering upon the duties of office, the Juvenile Court Clerk shall enter into an official bond conditioned upon the safekeeping of the records and for the faithful discharge of the duties of the Juvenile Court Clerk's office.
- (8) Before entering upon the duties of office, the Juvenile Court Clerk shall take an oath or affirmation to support the constitutions of the United States and the State of Tennessee, and to execute the duties of the office without prejudice, partiality or favor, to the best of the clerk's skill and ability.
- (9) The Board of Commissioners of the City of Johnson City, Tennessee hereby calls for an election for the position of Juvenile Court Clerk on the August, 2016, ballot.
- (10) If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions, or application of the Ordinance which can be given effect without the invalid provision or application, and to that end, the provisions of this Ordinance are declared to be severable.

**SECTION II.** BE IT FURTHER ORDAINED that all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

**SECTION III.** BE IT FURTHER ORDAINED that this ordinance shall take effect from and after its passage on third and final reading as required by law, the public welfare requiring it.

PASSED ON FIRST READING                    10/02/2014  
PASSED ON SECOND READING                10/16/2014  
PASSED ON THIRD READING                 11/06/2014  
APPROVED AND SIGNED IN OPEN MEETING  
ON THE 6<sup>th</sup> DAY OF November, 2014

/s/ Ralph Van Brocklin  
MAYOR

**ATTEST:**

/s/ Janet Jennings  
**City Recorder**

**APPROVED AS TO FORM:**

/s/ James H. Epps IV  
**City Attorney**