

**RESOLUTION NUMBER 25-06**

**A RESOLUTION REQUESTING THAT THE CHARTER OF THE TOWN OF OAKLAND,  
TENNESSEE BE AMENDED**

**WHEREAS**, the Town of Oakland, Tennessee (Town) was provided a new Charter as set out in Chapter 167 of the Private Acts of 1994 by the General Assembly of the State of Tennessee; and,

**WHEREAS**, the Town's Charter was amended by Chapter 39 of the Private Acts of 2020, by Chapter 52 of the Private Acts of 2022, and by Chapter 30 of the Private Acts of 2023; and,

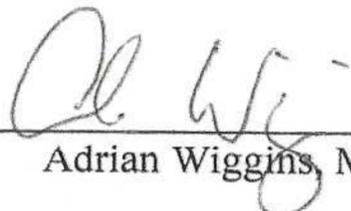
**WHEREAS**, it is the desire of the Board of Mayor and Aldermen of the Town to further amend the Charter so as to delete certain provisions and to add new provisions; and,

**WHEREAS**, the interests of the Town will be better served if the Charter of the Town is so amended.

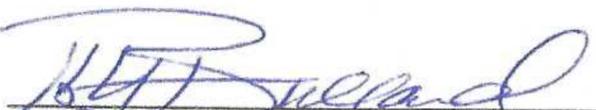
**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN FOR THE TOWN OF OAKLAND, TENNESSEE**, that the Board hereby requests that the legislative delegation representing the Town of Oakland introduce the attached proposed act to the General Assembly of the State of Tennessee in order to amend the Charter for the Town of Oakland, Tennessee.

The Motion was made by Alderman Cates to approve. The motion was seconded by Alderman Austin. Upon a vote of the Board of Aldermen of five in favor and none opposed. Resolution 25-06 passed by a unanimous vote.

Passed and adopted on the 20<sup>th</sup> day of February, 2025 by the Mayor and Board of Aldermen of the Town of Oakland, Tennessee.

  
\_\_\_\_\_  
Adrian Wiggins, Mayor

ATTESTED:

  
\_\_\_\_\_  
K. Yvonne Bullard, Town Recorder

AN ACT to amend the Charter of the Town of Oakland, Tennessee, including Chapter 167 of the Private Acts of 1994; as amended by Chapter 39 of the Private Acts of 2020, by Chapter 52 of the Private Acts of 2022, and by Chapter 30 of the Private Acts of 2023; and any other acts amendatory thereto, relative to the charter of the Town of Oakland.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 5 of Chapter 167 of the Private Acts of 1994, as amended by Chapter 39 of the Private Acts of 2020, by Chapter 52 of the Private Acts of 2022, and by Chapter 30 of the Private Acts of 2023; and any other acts amendatory thereto, is amended by deleting the section in its entirety and by substituting instead the following:

SECTION 5. (1) Be it further enacted that beginning in 2020 a non-partisan election shall be held on the first (1<sup>st</sup>) Tuesday after the first (1<sup>st</sup>) Monday in November of every even-numbered year concurrent with the regular election to elect a Board of Mayor and Aldermen. Terms of office for the Mayor and Aldermen shall begin upon their swearing in on the first business day of the month next succeeding the month of their election provided election results by the County Election Commission are certified.

(2) It is the intent of this subsection to designate the existing five (5) aldermanic positions as positions one (1) through (5). In filing for election, any candidate for alderman shall select and identify the position sought. The mayor and aldermen shall be elected from the Town at large and one (1) alderman shall be elected to each position. The candidate receiving the highest number of votes in an election for each designated position shall be declared elected as mayor or aldermen. In the event of a tie vote in any mayor or alderman's election, the incumbent board shall decide by majority vote which of the candidates shall serve.

(3) On the first (1<sup>st</sup>) Tuesday after the first (1<sup>st</sup>) Monday in November 2026, there shall be elected three (3) of the Town's five (5) aldermen which shall be held for aldermen's positions one (1), two (2), and three (3). Persons elected on that date shall serve four (4) year terms. On the first (1<sup>st</sup>) Tuesday after the first (1<sup>st</sup>) Monday in November, 2028, elections shall be held for the position of Mayor and Aldermen's positions four (4) and five (5). Persons elected on that date shall serve four (4) year terms. Such staggered elections shall continue thereafter. The mayor and any alderman shall be eligible for reelection provided they continue to meet all requirements for those offices.

(4) If according to the 2020 federal census or any subsequent census, the population of the Town is eighteen thousand (18,000) or more, the Board shall have the option to increase the number of aldermen to six (6) by ordinance. After the adoption of such an ordinance, in the next regular Town election, voters shall be entitled to vote for three (3) aldermen, or four (4) aldermen, as the case may be, however, if there is a new aldermanic position created, such newly created aldermanic position shall be designated as position six (6).

5. Nothing in this Section 5 shall be construed to remove any incumbent from office or abridge the term of any incumbent prior to the end of the term for which an elected official was selected.

6. Before a person takes any office in the Town government, he shall subscribe to the following oath or affirmation: "I solemnly swear (or affirm) that I will support the Constitution and will obey the laws of the United States and of the State of Tennessee, that I will, in all respects, observe the provisions of the Charter and ordinances of the Town of Oakland, and that I will faithfully discharge the duties of the office of \_\_\_\_\_.

7. Any qualified elector who has been a resident of the Town for at least one (1) year may be qualified as a candidate for Mayor or Alderman. [As replaced by Priv. Acts 2020, ch. 39, § 3]

SECTION 2: Section 7 of Chapter 167 of the Private Acts of 1994, as amended by Chapter 39 of the Private Acts of 2020, by Chapter 52 of the Private Acts of 2022, and by Chapter 30 of the Private Acts of 2023; and any other acts amendatory thereto, is amended by deleting subsection 2 in its entirety and by substituting instead the following:

2. The compensation of the Mayor and Aldermen shall be set by ordinance, but the salary of the Mayor or any Aldermen shall not be changed during their term of office. Compensation for all outgoing elected officials shall be paid through the end of the month during which the election is held. All newly elected officials shall be compensated beginning the first (1<sup>st</sup>) day of the month next succeeding the month of their election. The Mayor, Aldermen and Town Attorney may be reimbursed for actual and necessary expenses incurred in the conduct of their official duties.

SECTION 3: This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Oakland. Its approval or non-approval shall be proclaimed by the presiding officer of the legislative body of the Town of Oakland and certified by him to the Secretary of State.

SECTION 4: For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 3.