

RESOLUTION NO. 2013-28  
AS AMENDEDA RESOLUTION TO ADOPT RULES REGULATING THE PROCEDURES OF THE BOARD OF  
COUNTY COMMISSIONERS OF WEAKLEY COUNTY, TENNESSEE

WHEREAS, the Weakley County Board of County Commissioners has need to operate in an orderly fashion carrying out the various legislative duties on the Commission; and

WHEREAS, the existing rules regulate the procedures of the Weakley County Board of County Commissioners are in need of revision; and

NOW THEREFORE, BE IT RESOLVED by the Weakley County Legislative Body meeting in regular session in Dresden, Tennessee, on this 18th day of March 2013 that the following rules regulating the procedures of the Board of County Commissioners of Weakley County be amended to wit:

**NEW SECTION 7, PART D**

D. No person seeking appointment under the provisions of Rule 7 shall be eligible for appointment if he or she has:

1. Been convicted of or indicted for a crime punishable by more than one year in prison.
2. Been convicted of a state misdemeanor punishable by more than two years in prison.
3. A felony or misdemeanor warrant out for their arrest.
4. ~~An addiction to a controlled substance~~ Must be a United States Citizen.
5. Been issued a protective or restraining order. Must be currently in effect.
6. Been convicted of a misdemeanor in a domestic dispute that involved the use of physical force or a deadly weapon.
7. Been judged in court to be mentally defective. Must be currently in effect.
8. Been involuntarily committed to a mental institution or is incompetent to handle his or her personal affairs. Must be currently in effect.
9. Entered the United States illegally or with a nonimmigrant visa.
10. Renounced his or her U.S. citizenship.
11. Been dishonorably discharged from the armed forces.

This section shall not apply to appointments made by members of the judiciary or by elected or appointed officials or department heads. However, elected or appointed officials and department heads are urged to comply with this section when making appointments of officials and employing personnel.

**Rule 8 New Part G**

G. No person seeking appointment under the provisions of Rule 8 shall be eligible for appointment if he or she has:

1. Been convicted of or indicted for a crime punishable by more than one year in prison.
2. Been convicted of a state misdemeanor punishable by more than two years in prison.
3. A felony or misdemeanor warrant out for their arrest.
4. ~~An addiction to a controlled substance~~ Must be a United States Citizen.
5. Been issued a protective or restraining order. Must be currently in effect.
6. Been convicted of a misdemeanor in a domestic dispute that involved the use of physical force or a deadly weapon.
7. Been judged in court to be mentally defective. Must be currently in effect.
8. Been involuntarily committed to a mental institution or is incompetent to handle his or her personal affairs. Must be currently in effect.
9. Entered the United States illegally or with a nonimmigrant visa.

- 10. Renounced his or her U.S. citizenship.
- 11. Been dishonorably discharged from the armed forces.

This section shall not apply to appointments made by members of the judiciary or by elected or appointed officials or department heads. However, elected or appointed officials and department heads are urged to comply with this section when making appointments of officials and employing personnel.

**BE IT FURTHER RESOLVED**, that if any section, clause or portion of this resolution should be declared invalid by any court of competent jurisdiction such action shall not affect the validity of the remaining portions of this resolution, but shall remain in full force and effect.

**BE IT FURTHER RESOLVED**, that all resolutions of this Board in conflict with this resolution are expressly rescinded insofar as this Board has power to act, and that this resolution take effect upon passage, the public welfare requiring it.

**Pursuant To The Rules Of The Commission, This Resolution Is Sponsored By The Following Members Of The Weakley County Board Of County Commissioners:**

SPONSORED BY:

*John Vincent*

SPONSORED BY:

*David Hawks*

ACKNOWLEDGED AND APPROVED:

*James H. Westbrook, Jr.*  
Chairman, Rules Committee

Motion made by Commissioner Owen that the foregoing resolution be adopted:  
Motion seconded by Commissioner Vincent.

voice  
Upon being put to a ~~roll-call~~ vote, Motion carried by a vote of 17 Yeas, 0 Nays,  
0 Passed and 1 Absent.

ATTESTED:

*Pat Scarborough*  
Pat Scarborough, County Clerk

APPROVED:

*James H. Westbrook, Jr.*  
James H. Westbrook, Jr., Chairman, Weakley County Commission

**This the 18th Day of March 2013.**

APPROVED:

*Houston W. Patrick*  
Houston W. Patrick, County Mayor  
DATE: 05/22/13

VETOED:

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Houston W. Patrick, County Mayor  
DATE: \_\_\_\_\_